



COPYRIGHT CLAIMS BOARD

Docket number: 25-CCB-0182
May 6, 2025

Marissa Carter

CLAIMANT

v.

Skip Fredricks

RESPONDENT

ORDER TO AMEND NONCOMPLIANT CLAIM

The Copyright Claims Board (Board) finds that your claim does not comply with the requirements of the CASE Act and related regulations. The claim cannot move forward unless it is amended.

If you wish to proceed with this claim, you must file an amended claim by **July 7, 2025**. If you do not, the Board must dismiss your claim without prejudice, although you may file again in the future before the Board or in federal court. If you file an amended claim and it is found compliant, you will be notified and directed to proceed with service. There is no additional filing fee for an amended claim. 17 U.S.C. § 1506(f)(1)(B).

To make your amended claim compliant, you must resolve the issues identified below. [37 C.F.R. § 224.1\(c\)\(2\)](#). You may also choose to correct or edit any errors or other information in your claim before you file it again. You do not need to provide a legal argument in your claim – just a statement of facts and circumstances. Being specific in your description gives the other party and the Board more information about your claim. There is no character limit, so please be as detailed as possible.

Infringing Activity — License Issue

In the “Describe the infringement” section of the claim, you state: “Respondent Skip Fredricks commercially used my copyrighted photographs of a Grossmont College Drone Program event without a license. He commissioned the photos under a Limited Use Agreement (social media posts only).” If that were the case and respondent used your photographs outside the scope of the license, that could potentially be an infringement claim. However, you have attached the Limited Use Agreement to your claim, and that is not what it says.

The agreement states in part that: “[t]he Photographer grants the Client non-exclusive rights to use the photos delivered as part of the paid photography services for *personal or business purposes*... Usage rights include, *but are not limited to*, promotional materials, social media, websites, and other marketing channels.” This directly contradicts the information (quoted above) in your claim that the license was for “social media posts only.” A license is a defense to copyright infringement. Unless you can explain the discrepancy, your claim will not be able to move forward.

Additionally, the signatory of the contract is “Hollywood Drones/Grossmont Drones.” It is unclear if this is the respondent’s alias or if Hollywood Drones/Grossmont Drones is a business entity separate from the respondent. Further, the relationship between “Hollywood Drones/Grossmont Drones” and the Palm Springs

Drone Fest is unclear.

To correct this issue, you will need to provide more information about the respondent's use of the works and how that use did not fit within the license between you and the respondent. If Skip Fredricks engaged in reproduction, distribution, or public displays of your work, or adapted the work, in ways that went beyond the scope of the uses permitted under your agreement, you should describe those uses and explain why they were beyond the scope of your agreement. You may also choose to include any other documentation or correspondence that plays a significant role in your allegations, as supplemental documentation in support of your claim. Additionally, you should include more information describing the relationship between "Hollywood Drones/Grossmont Drones," Palm Springs Drone Fest, and Skip Fredricks. For more information about what is required to support a claim of infringement, please refer to the [Starting an Infringement Claim](#) chapter of the CCB Handbook.

To submit an amended claim, log into your eCCB account and take the following steps:

1. From your dashboard, click the "**Amend claim**" button and select your docket number from the dropdown list.
2. Your claim will unlock for editing. The information you originally entered will appear in the same order as in your original claim.
3. Make the necessary edits. If you have filed supplemental documents, you must re-upload any documents you wish to include in the amended claim on the "**Documentation**" page. Please include only documents directly related to your claim, and label them clearly.
4. Once you have completed your edits, continue to click through the fillable claim form until you reach the "**Review**" page. The Review page includes all the information that you have provided in the claim up to this point. Carefully double-check the information on this page. If you have any corrections, you can select "**Edit**" to revise any entries necessary. Each section of information has an "**Edit**" button, which will take you back to that section so you can make changes. After you make changes, you can click "**Save & review**" to return to the Review page. Please review your claim carefully. Once you submit your amended claim, you will be unable to edit the claim while it is in compliance review.
5. Once you have completed your review and any revisions, you must confirm that the information in your claim is accurate and truthful to the best of your knowledge. To complete the declaration, type your full name into the "**Digital signature**" box near the bottom of the "**Review filing**" page and click "**Agree & submit.**"

If you have questions, please contact asktheboard@ccb.gov. Include your docket number in the subject line. The Board is unable to provide legal advice. We can only provide legal information and assistance concerning Board procedures and requirements. If you would like to seek further guidance from a lawyer or a law student at

reduced or no cost, please visit the [Pro Bono Assistance](#) page on ccb.gov. You may also refer to the [Compliance Review](#) chapter of the CCB Handbook for more assistance.

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