



COPYRIGHT CLAIMS BOARD

DOCKET NO. 22-CCB-0186

John Martin

CLAIMANT

V.

The Corridor Crew, Jake Watson, and Sam Gorski

RESPONDENT

ORDER DISMISSING CLAIM WITHOUT PREJUDICE

PLEASE READ CAREFULLY

On October 3, 2022, the claimant filed claim 22-CCB-0186 with the Copyright Claims Board (Board). On November 7, 2022, the Board issued an Order to Amend Noncompliant Claim and on November 18, 2022, the claimant filed an amended claim. On December 19, 2022, the Board found this claim compliant and filed a Notice of Compliance and Direction to Serve.

A claimant has 90 days after receiving the Notice of Compliance to file a proof of service or waiver of service form with the Board. 17 U.S.C. § 1506(g); 37 C.F.R. § 222.5(b)(3)(i); 37 C.F.R. § 222.5(c)(5).

The claimant did not file a proof of service or waiver of service form within 90 days for one of the respondents, The Corridor Crew. Accordingly, the Board dismisses this proceeding without prejudice with respect to The Corridor Crew. 17 U.S.C. § 1506(v)(1).

Additionally, Sam Gorski and Jake Watson submitted opt-out forms for this claim on April 3, 2023. 17 U.S.C. § 1506(i). The Copyright Claims Board (Board) dismisses the claim against Sam Gorski and Jake Watson without prejudice based on the valid opt-outs. 37 C.F.R. § 223.1(a).

Dismissal without prejudice means the claimant may raise the allegations again by filing a new claim. However, while claimant can file a claim in federal court against any of the respondents, to the extent claimant wishes to file a new claim before the CCB covering in substance the same acts and the same theories of recovery, claimant may only do so against The Corridor Crew (if it is a legal entity that is able to be sued) and not Jake Watson and Sam Gorski.

With regards to the two respondents who opted out, Jake Watson and Sam Gorski, if the claimant attempts to refile a dismissed claim against the same respondents before the Board again, covering in substance the same acts and the same theories of recovery after the initial opt-out notification, the Board will again dismiss the claim based on the initial opt-out notice, unless the claimant can demonstrate that the respondent(s) affirmatively agreed to have the dispute resubmitted to the Board for resolution. 37 C.F.R. § 223.1(i).

The Board will close this case.

Date: April 13, 2023

Copyright Claims Board