



COPYRIGHT CLAIMS BOARD

Docket number: 23-CCB-0207
January 23, 2024

Tickerrank Inc and Suraj P Waghulde

CLAIMANTS

v.

Sameer Arora and
<https://www.therocketstocks.com/>

RESPONDENTS

ORDER DISMISSING CLAIM WITHOUT PREJUDICE

This claim must be dismissed because the Copyright Office refused to register the allegedly infringed work.

The Copyright Claims Board (Board) can only hear a copyright infringement claim if the Copyright Office either issued a registration certificate for the allegedly infringed work, or has not refused the claimant's application to register the work. 17 U.S.C. § 1505(a)(2). The claimant filed this copyright infringement claim on June 16, 2023, citing the Service Request number of a pending Copyright Office application to register the work as a "Group Registration of Contributions to Periodicals." On July 10, 2023, pursuant to 37 C.F.R. § 221.1(b), the Board placed the claim in abeyance pending the outcome of the application. On January 19, 2024, a Copyright Office registration specialist issued a letter refusing registration for the work "because the works you submitted do not appear to be contributions to periodicals."

The Board must dismiss the proceeding without prejudice when it learns that the application to register an allegedly infringed work has been refused. 17 U.S.C. § 1505(b)(3) & 37 C.F.R. § 221.1(b). Therefore, the Copyright Claims Board dismisses this proceeding without prejudice and closes this case. Dismissal without prejudice means that the claimant may raise the allegations again by filing a new claim supported by a new, pending application for registration or by a valid copyright registration.

Copyright Claims Board