



COPYRIGHT CLAIMS BOARD

Docket number: 24-CCB-0195
July 11, 2024

Shannon M. Siefer

CLAIMANT

v.

Patricia Wood

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 **August 12, 2024**. 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 – Clarity

Your copyright infringement claim seems to present contradictory information about the amount of the work you created that the respondent allegedly used.

In the “Works infringed” section of the claim, you identify the allegedly infringed work as a motion picture titled “4 Laughing Emojis,” which you describe as a “[l]ive presentation created for YouTube.” In a supplemental document that appears to show the content of a [takedown notice](#) you sent to YouTube, you described the work as “[m]y video.” You list 1-14005562221 as the service request number of a pending Copyright Office application to register the work. The .mp4 file submitted with that application as a deposit copy of the work is 1:26:40 long.

You allege that the respondent “rebroadcast a majority of” your video by sharing it on her YouTube channel. However, in the takedown notice, you stated that the allegedly infringing content appeared in the respondent’s video for only 12 seconds, which would be less than 0.25% of your work.

To address this issue in an amended claim, state facts that clarify about how your work was allegedly used. Provide enough details for the Board and the respondent to understand what the allegedly infringing acts were. Please include a clear, detailed statement regarding which portions of your work were taken by the respondent in

the allegedly infringing work, or documents that are sufficient to show the similarities. If you include copies of the works at issue as supplemental documents, they must be clearly labeled and identified so they can be properly compared to each other.

Relief Sought

In the “Description of harm suffered and relief sought” section of the claim, you state: “The only relief I am seeking at this point is that [the respondent] not play any of my video content on her channels.” The Board is only authorized to grant certain kinds of relief. Unlike a federal court, the Board cannot order a respondent to stop or modify activities (sometimes called an “injunction”) *unless* the respondent notifies the Board that, if found liable for infringement, they will stop or modify the activity. Respondents may decide to agree to stop or modify their infringing activity because, if they are found liable, the Board may consider that agreement when it decides how much to award as damages. While your requested relief is compliant and does not need to be amended, you may wish to revise it. More information about the types of relief available for an infringement claim is available at pages 6-7 and 16-17 of 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.

Copyright Claims Attorney