



COPYRIGHT CLAIMS BOARD

Docket number: 24-CCB-0073

August 28, 2024

James Colwell

CLAIMANT

v.

Elara Bowman

RESPONDENT

ORDER DISMISSING CLAIM WITHOUT PREJUDICE

On May 28, 2024, the claimant filed amended claim 24-CCB-0073 with the Copyright Claims Board (Board). On May 29, 2024, the Board found this amended claim compliant and issued a Notice of Compliance and Direction to Serve. After the claim was found compliant, a Copyright Claims Officer held a conference with the claimant on June 27, 2024, at which the claimant indicated his intent to amend the claim to one of infringement rather than misrepresentation. A docket note was issued on June 28, 2024, giving the claimant until July 29, 2024, to amend their claim. A Copyright Claims Attorney offered the claimant several opportunities to confer and assist with technical aspects of amending the claim. The claimant accepted an invitation for a July 2, 2024, call with the Copyright Claims Attorney, but did not attend. Board staff emailed the claimant on August 9, 2024, offering an opportunity to reschedule but the claimant did not respond.

Additionally, 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 amend their claim or file a proof of service or waiver of service form of the initial compliant claim within 90 days. Accordingly, the Board dismisses this proceeding without prejudice and closes this case. 17 U.S.C. § 1506(v)(1). Dismissal without prejudice means the claimant may raise the allegations again by filing a new claim.

Copyright Claims Board