



COPYRIGHT CLAIMS BOARD

Docket number: 24-CCB-0191
July 8, 2024

Domanique C Blanton

CLAIMANTS

v.

Activechuckss/ Lamonte Sims

RESPONDENT

ORDER TO AMEND NONCOMPLIANT CLAIM

The Copyright Claims 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 7, 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.

Respondent – Clarity

In the Respondent section of the claim form, you listed the respondent's name as Activechuckss/ Lamonte Sims. In response to the question, "Is the respondent an organization or an individual?" you answered, "Organization." However, your allegations seem to describe infringement by an individual, not an organization.

If you file an amended claim, you must clarify the Respondent section. For example, if the respondent is a person named Lamonte Sims, select "Individual" in response to that question; and if Activechuckss is that person's alias or pseudonym, enter it in the "Alias" field. However, if Activechuckss is a separate entity from Lamonte Sims, and you are bringing a claim of infringement against both of them, then you should create separate entries for each of them in the Respondent section by clicking the "Add respondent" button again, and provide the identifying information required for each respondent.

Infringing Activity – Clarity

Your claim does not clearly state how the respondent used your exclusive rights in the allegedly infringed work without permission. Copyright law grants exclusive rights to copyright owners. These include the right to reproduce, distribute, and publicly display the work, and to make a "derivative work," which is a work based on the

original work. Someone who does one of those activities without the copyright owner's permission may be infringing the copyright, unless they have a legitimate defense. More information about exclusive rights is available on page 3 of the [Starting an Infringement Claim](#) chapter of the CCB Handbook.

You state that the respondent “recorded and reproduce my video as an original body of work, on his Youtube channel,” and “record my work and incorporated my video to his own video and reproduce it on his Youtube channel as an original piece of work.” Those allegations do not include enough clarity about how you allege that your work was used. When you say that the respondent “incorporated my video to his own video,” it is not clear if you mean that the respondent's video was nothing but a copy of your video, or if it was a derivative work that also included original work or other material by the respondent, or if the respondent reproduced your entire video or just incorporated a portion of it (and if it was only a portion, which portion).

If you file an amended claim, provide sufficient details for the Board and the respondent to understand what the allegedly infringing acts were and how your work and the allegedly infringed work are substantially similar to each other. Please include a clear, detailed statement regarding which portions of your work were taken by the respondent in the allegedly infringing work, including how the allegedly infringing work is similar to yours, 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, you allege that the infringement caused you “[p]sychological and emotional damage” and “stress and anxiety.” The Board cannot award damages based on emotional or psychological harm. If you file an amended claim, there is no reason to include such allegations. 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