



# COPYRIGHT CLAIMS BOARD

Docket number: 23-CCB-0099

Julie J. Garcia

CLAIMANT

v.

Teresa Smith Gomez

RESPONDENT

## ORDER DISMISSING CLAIM WITHOUT PREJUDICE

PLEASE READ CAREFULLY

This claim must be dismissed because the Copyright Office refused to register the allegedly infringed work. The claim alleges infringement of the copyright in a motion picture or audiovisual work titled “Chisme Time,” which the claimant describes as “Tiktok Live.” Registration for the work was pending as of March 2, 2023, when the claim was filed.

On April 7, 2023, the Copyright Office notified the claimant by mail and email that registration was refused. To register “Chisme Time,” the claimant had submitted a Form GRCP application, which is used to register a group of contributions to periodicals. Registration was refused because the works claimed in the application for registration were not published as contributions to a periodical, so they were not eligible for registration using Form GRCP. See Sections 1110.1 and 1110.2 of [Chapter 1100](#) of the *Compendium of U.S. Copyright Office Practices, Third Edition*, and [Circular 62C: Copyright Registration of Contributions to Periodicals](#).

The Copyright Claims Board (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 Board dismisses this proceeding without prejudice and closes case 23-CCB-0099. Dismissal without prejudice means the claim can be filed again in the future, after submitting a proper application or obtaining registration, provided there is no agreement with the respondent to the contrary. In light of the dismissal and closure of this proceeding, the claimant should not file an amended claim.

Date: April 20, 2023

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