



# COPYRIGHT CLAIMS BOARD

Docket number: 22-CCB-0276

August 29, 2024

Michelle Shocked

CLAIMANT

v.

Tunecore

RESPONDENT

## ORDER DISMISSING CLAIM WITHOUT PREJUDICE

On August 26, 2024, the Copyright Claims Board (Board) issued an order in a separate proceeding, 24-CCB-0201, finding Claimant had engaged in a pattern of bad faith conduct in proceedings before the Board. As a result, Claimant has been barred from initiating new claims before the Board for a period of 12 months. Additionally, the Board must also dismiss any pending proceedings commenced by the party that have not yet been deemed active; any pending active proceeding commenced by the party shall be dismissed only if the respondent provides written consent to dismissal. 17 U.S.C. § 1506(y)(3); 37 C.F.R. § 232.4(d).

On August 26, 2024, the Board emailed Respondent in this proceeding and inquired whether they wanted their case to proceed or for it to be dismissed without prejudice. Respondent was informed that dismissal without prejudice does not prevent Claimant from filing her claim in federal court or again with the Board once the 12-month bar expires, though the statute of limitations will continue to run during that time. On August 28, 2024, Respondent emailed the Board consenting to dismissal. Accordingly, the Board dismisses this proceeding without prejudice and closes case 22-CCB-0276.

Copyright Claims Board