



COPYRIGHT CLAIMS BOARD

Docket number: 24-CCB-0020
January 31, 2024

Christian Baptiste and Christian J Baptiste, M

CLAIMANTS

v.

none, Christian J. Baptiste

RESPONDENTS

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 **March 1, 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.

Claimant Information — Clarity

The claim must include the claimant's name and mailing address. 37 C.F.R. § 222.2(c)(2). In a CCB proceeding, a claimant is the person or entity asserting the claim. Your claim lists "Christian J Baptiste, M" and "Christian Baptiste" with the same address in Brooklyn, New York. These appear to be the same individual. Please review the "Claimant Information" field and ensure that Christian Baptiste is only listed once as claimant. If there are actually two claimants, please distinguish each individual claimant or entity in the claimant information field.

Proper Respondent

In a CCB proceeding the person or entity you bring a claim against is called a respondent. In your claim you list "None" and "Christian Baptiste" as respondents. As noted above, it appears that Christian Baptiste is the claimant, or person asserting this claim.

To address this issue, your amended claim must include proper respondents and must provide a name and mailing address for each respondent. The address for each respondent must be a United States address of the respondent as the CCB may not hear claims against persons who reside outside the United States. 17 U.S.C. § 1504(d)(4).

Noninfringement Claim — Clarity

A claim for a declaration of noninfringement asks the Board to find that your actions do not amount to an infringement of the respondent's copyrighted work. 17 U.S.C. § 1504(c)(2). If someone has accused you of infringing their copyright, a noninfringement claim requests an official declaration that you did not infringe. The claim must identify the party that accused you of infringement and must describe your allegedly infringing activity, the reasons why you believe no infringement occurred, and the reasons why you believe there is an actual controversy about the requested declaration. 37 C.F.R. §§ 222.2(c)(8)(i) & (iii)-(v).

Your noninfringement claim does not clearly state any facts that meet those requirements. You do not describe any allegedly infringing activity or controversy in your claim. In fact, you have answered "Unknown" in every narrative field in the claim. These allegations are neither clear, specific, nor sufficient to support a claim for noninfringement. If you keep your noninfringement claim if you file an amended claim, you must answer all of the questions asked in the claim. Your answers must specifically describe an actual dispute between you and the respondent over whether your activities infringed the respondent's copyright, and why you believe that you did not infringe. You must provide enough information in your claim for the respondent to understand the claim and respond to it. More information is available in the [Starting a Noninfringement 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