



# COPYRIGHT CLAIMS BOARD

DOCKET NO. 22-CCB-0021

## United States Copyright Claims Board

Catalina M Jaramillo

CLAIMANT

V.

YouTube

RESPONDENT

### ORDER DISMISSING CLAIM WITHOUT PREJUDICE

PLEASE READ CAREFULLY

On July 26, 2022 and August 5, 2022, the Copyright Claims Board (Board) issued orders that notified the claimant that the claim and amended claim filed in this proceeding did not comply with the applicable statutory and regulatory requirements for filings before the Board.

[37 C.F.R. § 224.1\(c\)\(2\)](#). On September 16, 2022, the Board issued an order that notified the claimant that the amended claim was also noncompliant, and noted, "This is your third and final opportunity to submit compliant claims in this proceeding. If you raise any claims that your allegations do not support, the *entire proceeding* will be dismissed." (Emphasis added.) On October 15, 2022, the claimant submitted a second amended claim, which was the final opportunity to submit a compliant claim. 17 U.S.C. § 1506(f)(1)(B); [37 C.F.R. § 224.1\(d\)](#). A Copyright Claims Attorney reviewed the second amended claim and concluded that the misrepresentation claim remains noncompliant because it fails to identify a misrepresentation made by the respondent: "YouTube is not a proper respondent for a 17 U.S.C. § 512(f) claim over alleged misrepresentations made to (not by) YouTube." To the extent that any part of the second amended claim is not compliant, the proceeding must be dismissed without prejudice. 17 U.S.C. § 1506(f)(1)(B); [37 C.F.R. § 224.1\(d\)](#).

The Copyright Claims Attorney referred this claim to me to confirm that the second amended claim does not comply with the applicable statutory and regulatory requirements, and that this proceeding should, therefore, be dismissed without prejudice. I have reviewed the second amended claim, and I concur with, and confirm, the finding of noncompliance.

Accordingly, the Copyright Claims Board dismisses the claim without prejudice and closes this case.

Date: November 1, 2022

Monica P. McCabe

Copyright Claims Officer