



COPYRIGHT CLAIMS BOARD

Docket number: 24-CCB-0172
December 10, 2024

Julie M Johnson

CLAIMANT

v.

Dale Chavez Company

RESPONDENT

ORDER DISMISSING CLAIM WITHOUT PREJUDICE

This claim must be dismissed because the Copyright Office refused to register the allegedly infringed work. The claim alleges infringement of one work “Momma” authored by Claimant (the “Work”). Claimant described the work as a “[c]ombination of lines shapes to create feather and arrows for saddle blanket created by author.” On June 26, 2024, the Copyright Claims Board (Board) placed the claim in abeyance pursuant to 37 C.F.R. § 221.1(b) pending the outcome of the applications for registration of copyright in the work at issue in the proceeding.

On November 22, 2024, the Copyright Office notified you by email that registration of the Work was refused. Your registration was refused because it failed to meet the eligibility requirements for using the Group Registration of Unpublished Works (GRUW) registration option. You entered ten titles but only uploaded eight deposit copies. The examiner was unable to match the titles with the uploaded works and emailed you multiple times to address the variance but did not receive a reply by the specified date and thus refused registration. See Section 1406.1 of [Chapter 1400](#) of the *Compendium of U.S. Copyright Office Practices, Third Edition*, and [Circular 24: Group Registration of Unpublished Works](#). For more information on registration, please refer to the Copyright Office [Registration Portal](#).

The 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-0172. 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.

Copyright Claims Board