**Docket number:** 25-CCB-0201

June 16, 2025

Larry Lopez, Jr	V	Courtney R. Thompson
CLAIMANT		RESPONDENT

## 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 **July 16, 2025**. 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.

## Relief Requested

The Board is only authorized to grant certain kinds of relief. In the "Description of harm suffered and relief sought" section of the claim, you include requests for several forms of relief that the Board cannot grant: statutory damages under 17 U.S.C. § 504(c) based on considerations of willfulness and reputational harm; an injunction; and "prevention of further uploads of my work by the Respondent."

The Board cannot enhance damages awards based on willfulness and will not consider willfulness when making an award of statutory damages. 17 U.S.C. § 1504(e)(1)(A)(ii)(III). In addition, statutory damages in a Board proceeding are awarded under 17 U.S.C. § 1504(e)(1), which sets a lower maximum award than 17 U.S.C. § 504, of \$15,000 for each work that was infringed if the work was timely registered. 17 U.S.C. § 1504(e)(1)(A)(ii)(I). The Board also does not award damages on an infringement claim based on harm to reputation.

Unlike a federal court, the Board cannot order a respondent to stop or modify activities (sometimes called an "injunction") unless the respondent notifies the Board that, if found liable for infringement, they will stop or modify the activity, such as removing their work from YouTube. (Respondents may decide to agree to stop or modify their infringing activity because, if they are found liable, the Board may consider that agreement when it

decides how much to award as damages.) While you can state in your claim that you would like the respondent to agree to stop or modify the allegedly infringing activities, you cannot demand it as part of your claim.

Further, the Board also cannot grant any relief against non-parties (including for example YouTube, which you indicate hosted the allegedly infringing video) to prevent the Respondent from further uploads.

If you file an amended claim, do not request any relief that the Board cannot grant. More information is available in the <u>Damages</u> 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, <u>you must re-upload any documents you wish to include in the amended claim</u> 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 <u>asktheboard@ccb.gov</u>. 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 <u>Pro Bono Assistance</u> page on ccb.gov. You may also refer to the <u>Compliance Review</u> chapter of the CCB Handbook for more assistance.

Copyright Claims Board