



COPYRIGHT CLAIMS BOARD

Docket number: 25-CCB-0143

June 3, 2025

Heberly Engineering, P.C.

CLAIMANT

v.

SLL Services, LLC

RESPONDENT

SECOND ORDER TO AMEND NONCOMPLIANT CLAIM

The Copyright Claims Board finds that your claim, as amended, still does not comply with the requirements of the CASE Act and related regulations. The claim cannot move forward unless it is properly amended.

If you wish to proceed with this claim, you must file a second amended claim by **July 3, 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. There is no additional filing fee for an amended claim. If you file a second amended claim and it is found compliant you will be notified and directed to proceed with service. However, if your second amended claim also is found not to comply, the Board will dismiss the proceeding without prejudice. 17 U.S.C. § 1506(f)(1)(B); 37 C.F.R. § 224.1(d).

To make your second 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.

Allegedly Infringing Activity

Your copyright infringement claim still does not present enough facts to clearly state how the respondent SLL Services, LLC (SLL) used the allegedly infringed work in a way that copyright law prohibits.

Copyright law grants exclusive rights to copyright owners. These include the right to reproduce, distribute, and publicly perform the work, and to make a “derivative work,” which is a work based on the original work. Someone who does one of those activities without the copyright owner’s permission may be infringing the copyright, unless they have a legitimate defense. More information about exclusive rights is available on page 3 of the [Starting an Infringement Claim](#) chapter of the CCB Handbook.

You allege infringement of a work titled “Water Line Replacement Thousand Trails Bend-Sunriver RV Campground Sht TS,” which you describe as “Engineering Plans.” In your pending application for copyright registration, the copyrightable authorship you identify that you want to register is only “Technical Drawings” within the work. You assert that SLL has reproduced and distributed copies of the work, and that its infringing acts occurred in “online emails” and unknown other places, beginning in September 2023. In addition, you allege that

SLL has possession of copies of your engineering plans, and a document filed with the amended claim indicates that you emailed a copy of the plans to SLL. However, receiving and possessing a copy of a work is not an infringing act. You have not presented specific facts about SLL's activities that support your bare assertions of reproduction and distribution of your work.

If you submit a second amended claim, it must include more specific facts that indicate which acts by SLL you consider infringing. For example, if SLL distributed infringing copies of the work by email, you may describe to whom the email was sent, when it was sent, and how much of the work it contained. If you have copies of allegedly infringing emails, you may upload them as supplemental documents with your second amended claim. If you include supplemental documents, they must be clearly labeled and identified.

Final Amendment

Your amended claim resolves some of the compliance issues raised in the April 29, 2025 Order to Amend Noncompliant Claim, but the remaining issues discussed above also must be resolved for the claim to move forward. **This is your third and final opportunity to submit a compliant claim in this proceeding. If your claim remains noncompliant, the entire proceeding will be dismissed.** 17 U.S.C. § 1506(f)(1)(B).

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 Board