



COPYRIGHT CLAIMS BOARD

Docket number: 22-CCB-0055

United States Copyright Claims Board

Freda J. Day

CLAIMANT

v.

U.S. Copyright Research and Certification
Office of Copyright Records U.S. Copyright Office

RESPONDENT

ORDER TO AMEND NONCOMPLIANT CLAIM

The Copyright Claims 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 **September 12, 2022**. If you do not, the Board must dismiss your claim without prejudice, although you may file again in the future before the CCB 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 extra 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.

Issue – Improper Respondent

The Board cannot hear any “claim or counterclaim by or against a Federal or State governmental entity.” 17 U.S.C. § 1504(d)(3). Your claims are against the Records Research and Certification Section of the U.S. Copyright Office, which is a federal governmental entity, and therefore is not a proper respondent for a claim before the Board. If you do not submit an amended claim that can pass compliance review, the Board will dismiss your claims without prejudice.

Because you have filed a claim against an entity that cannot be a respondent to any claim filed before the Copyright Claims Board, we have not reviewed the three claims to determine whether they comply in other respects with the legal and formal requirements for a claim before the Board.

If you believe you can file an amended claim that overcomes the deficiency noted above, you should 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. To edit the “**Respondent**” information, click the blue “**Edit**” button on the Respondent(s) page to show the fields. You may make any changes to the Respondent information here and when you are finished click, “**Save**.”
4. Once you have completed your edits, continue to click through the claim flow 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 CCB is unable to provide legal advice. We can only provide legal information and assistance concerning CCB procedures and requirements. You may also refer to the [Compliance Review](#) chapter of the Copyright Claims Board Handbook for more assistance.

Copyright Claims Attorney

August 11, 2022