COPYRIGHT CLAIMS BOARD

Docket number: 24-CCB-0401
May 21, 2025

Nathan Taylor	*v.*	Joseph Silvestro
CLAIMANT		**RESPONDENT**

FIRST DEFAULT NOTICE TO JOSEPH SILVESTRO

The Copyright Claims Board (Board) is issuing a First Default Notice in claim 24-CCB-0401 because you have not linked yourself to the claim in eCCB (the Copyright Claims Board's electronic filing and case management system) or filed a response as ordered by the Board's deadlines. 37 C.F.R. § 227.1(a).

The Board issued an Order to Pay Second Filing Fee and Register for eCCB on April 1, 2025. The claimant paid the second filing fee on the same day. The order also directed you to link yourself to the claim in eCCB by April 15, 2025, unless you were granted a waiver of that requirement. 37 C.F.R. § 222.7(a)(2); 37 C.F.R. § 222.5(f).

On April 16, 2025, the Board issued a Second Notice to Register for eCCB, which directed you to link to the claim by May 9, 2025. On the same day, the Board issued a Scheduling Order ordering you to file a response to the claim by May 16, 2025, 37 C.F.R. § 222.7(b)(2), and to appear for an initial conference on May 21, 2025. You failed to meet the deadline to respond and did not attend the May 21, 2025, conference or provide the Board with a reason for your absence.

The Board hereby notifies you that failure to participate in the proceeding may result in the Board entering a default determination against you. 37 C.F.R. § 227.1(b)(1).

You have until **June 20, 2025**, to file a response to the claim and link yourself to the claim in eCCB. You may ask for more time if you need it by completing a short request form on eCCB for the Board to consider. If you file a response and link to the claim by this deadline, the Board will resume proceedings and issue a new scheduling order with a revised date for the initial conference. 37 C.F.R. § 227.1(c).

If you do not file a response and link to the claim or contact the Board about this notice by **June 20, 2025**, the Board will ask the claimant to submit evidence in support of their claim. 37 C.F.R. § 227.2(a)-(b). The Board will then determine whether the evidence is sufficient to justify a determination in favor of the claimant, and if so, will issue a proposed default determination awarding relief to the claimant. If the Board determines that the evidence is not sufficient to rule in favor of the claimant, it will prepare a proposed determination dismissing the proceeding without prejudice (without prejudice means the claim can be filed again in the future). 37 C.F.R. § 227.3(a)(1)-(2).

If the Board issues a proposed default determination in favor of the claimant, you will have 30 days to respond and submit any evidence or information opposing the default determination. If you do not respond to the

proposed default determination, the Board will issue the proposed default determination as a final determination against you. **37 C.F.R. § 227.4(a)**; **37 C.F.R. § 227.5(b)**.

For more information on procedures in cases of default, see the CCB Handbook chapter on **Missed Deadlines**. For information on how to ask the Board to reconsider a final determination following a default, see the discussion in that chapter on "Challenging a Determination" at p. 7. You may also seek an order from a United States District Court vacating, modifying, or correcting the determination. *See* **17 U.S.C. § 1508(c)**.

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.

The Board will mail this notice to the address and any email address we have on file for you. Any specific questions can be directed to asktheboard@ccb.gov.

Copyright Claims Board