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Request for Findings of Bad Faith, Sanctions, and Ban under 17 U.S.C. §1506(y)

I am writing in response to the Claimant's notice of withdrawal.

While Claimant Peter Chang has chosen to withdraw this proceeding, I believe it is critical that the Board formally address the pattern of conduct that has defined this case from the outset.

This proceeding has been marked by repeated acts of defamation, frivolous accusations, and ultimately, an attempt at civil extortion.

Summary of Relevant Conduct and Timeline:

- **Repeated False Accusations**: Despite clear evidence in the record, including timeline documentation, my repeated denials, and the statements of Mr. Harper and my father, Mr. Chang has consistently portrayed me as the "mastermind" behind alleged infringements.

- **Defamatory Allegations**: He has referred to me and my family as having committed "fraud," "perjury," and "forgery," despite never providing admissible expert evidence to substantiate these claims, even after the Board repeatedly found no evidence of wrongdoing.

- **Harassment and Invasion of Privacy**: He placed my wife's private purchase information into evidence (without any legitimate purpose), including speculating about the contents of a sealed package, conduct that remains unexplained and troubling.

- **Extortion Attempt**: On June 18, 2025, Claimant sent a settlement email demanding $200,000, far exceeding the CCB's maximum statutory damages, to dismiss **both this proceeding (24-CCB-0232) and 24-CCB-0231**. This conduct was plainly intended to leverage the threat of continued litigation and reputational damage for personal gain.

Applicable Law

The **CASE Act** provides explicit authority for the Board to address this conduct:

- **17 U.S.C. §1506(y)(2)**:
  "In any proceeding in which a determination is rendered and it is established that a party pursued a claim…for a harassing or other improper purpose, or without a reasonable basis in law or fact, the Copyright Claims Board shall…award reasonable costs and attorneys' fees to any adversely affected party…"
  "In extraordinary circumstances…such as where a party has demonstrated a pattern or

practice of bad faith conduct…the Copyright Claims Board may, in the interests of justice, award costs and attorneys' fees in excess of the limitations under this paragraph."

- **17 U.S.C. §1506(y)(3)**:
  "If the Board finds that on more than 1 occasion within a 12-month period a party pursued a claim…for a harassing or other improper purpose…that party shall be barred from initiating a claim before the Copyright Claims Board…for a period of 12 months."

Here, the Claimant's withdrawal does not erase or excuse his actions. On the contrary, it is further evidence that this proceeding was never about a legitimate copyright claim. His conduct meets every element of bad faith under the statute and regulations:

- Harassing and improper purpose.
- No reasonable basis in law or fact.
- Use of the Board's process as leverage for an extortionate settlement demand.
- A documented pattern across **two separate dockets** (0232 and 0231).

Request for Relief

Accordingly, I respectfully ask the Board to:

1. **Make a formal determination of bad faith conduct**, including that Mr. Chang:
   - Pursued claims for improper purposes;
   - Repeatedly made unsubstantiated and defamatory allegations; and
   - Used the Board's process to attempt extortion.

2. **Award reasonable costs and fees**, including the $500 in legal consultations I was forced to incur defending myself from frivolous claims.

3. **Impose a 12-month bar** under 17 U.S.C. §1506(y)(3) prohibiting Claimant from initiating further claims before the CCB, in recognition that he has engaged in more than one bad-faith proceeding within a 12-month period (both 0232 and 0231, which he named together in the same extortion threat).

4. **Dismiss any related or overlapping pending claims** (including 24-CCB-0231) if the Board determines that the same pattern of bad faith applies.

5. **State for the record that withdrawal does not insulate a party from consequences** for harassing, defamatory, and extortionate behavior.

Conclusion

The CASE Act is clear: bad faith cannot be excused simply by dismissing a proceeding. If the

Board does not act, it risks setting a precedent that claimants can misuse this forum with impunity and then walk away when exposed.

This is, in my view, an extraordinary case. I ask the Board to uphold the warning stated by CCB Officer David early in this matter: that sanctions would be warranted if it turned out that I was wrongly named.

I trust that the Board will take appropriate action to protect the integrity of this process.

Very respectfully,
Dominick Mattiello II

Proof of Delivery

I hereby certify that on Wednesday, July 02, 2025, I provided a true and correct copy of the Request for Findings of Bad Faith, Sanctions, and Ban under 17 U.S.C. §1506(y) to the following:

Custom Family Gifts LLC, represented by Peter J Chang, served via ESERVICE at admin@customfamilygifts.com

Raymond Harper, represented by Raymond Harper, served via MANUALEEMAIL

Signed: /s/ Dominick Mattiello, II