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**Copyright Claims Board Docket No. 24-CCB-0263**

**Cade J. Campbell, Claimant**

**v.**

**Dallas County Historical Foundation d/b/a The Sixth Floor Museum at Dealey Plaza, Respondent**

# RESPONDENT DALLAS COUNTY HISTORICAL FOUNDATION D/B/A THE SIXTH FLOOR MUSEUM AT DEALEY PLAZA'S RESPONSE TO CLAIMANT'S REQUEST FOR RECONSIDERATION

Respectfully submitted,

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**ATTORNEYS FOR RESPONDENT, DALLAS COUNTY HISTORICAL FOUNDATION D/B/A THE SIXTH FLOOR MUSEUM AT DEALEY PLAZA**

## I. INTRODUCTION

Respondent Dallas County Historical Foundation d/b/a The Sixth Floor Museum at Dealey Plaza ("Respondent" or the "Museum") submits this Response to Claimant Cade J. Campbell's Request for Reconsideration of Final Determination.

## II. PROCEDURAL BACKGROUND

The Copyright Claims Board ("CCB") issued a Final Determination in the Museum's favor on May 27, 2026. Through its Final Determination, the CCB dismissed Claimant's copyright infringement claim against the Museum. Specifically, the CCB determined that Claimant could not succeed in establishing the first element required for a copyright infringement claim, that is, "ownership of a valid copyright." *Feist Publc'ns, Inc. v. Rural Tele. Serv. Co., Inc.*, 499 U.S. 340, 361 (1991).

On June 26, 2026, Claimant timely filed a Request for Reconsideration of Final Determination (Dkt. 58). The Museum now timely files this Response. *See* CCB Handbook, Final Determination, p. 3, "Requesting Reconsideration by the CCB." For the reasons stated below, Claimant's Request for Reconsideration should be denied.

## III. GOVERNING STANDARD

The CCB Handbook clearly states that a "request for reconsideration must identify *'a clear error of law or fact material to the outcome'* or a *technical mistake* in the determination." *See id.* (emphasis original). Further, the "point of a request for reconsideration is not to repeat arguments you already made to the CCB." *Id.* Because Claimant's Request for Reconsideration merely repeats arguments raised in his initial Party Statement and fails to credibly argue that the CCB has made a clear error of law or material fact or a technical mistake in its determination, Claimant cannot meet the heavy burden for reconsideration. Accordingly, his Request should be denied.

## IV. ARGUMENT

Claimant requests reconsideration on the grounds that the CCB "materially misread" evidence related to negotiations with collector Keya Morgan, that it "gave insufficient effect to Ron Jordan's notarized affidavit and Bill of Sale," and further "gave the April 1964 date stamp and absence of a negative more provenance effect than they can bear." *See* Dkt. 58, pp. 1-3. Claimant also argues that the CCB "overstated the Museum's oral-history provenance," and "accepted the Museum's Titus sequence without resolving contrary sequence evidence." *See id.*, pp. 4-5. Claimant further argues that the CCB should not have accepted the Museum's evidence of Titus's ownership of the disputed photograph, or of his family's subsequent conveyance to the Museum. *See id.*, pp. 5-10. Based on these alleged "errors," Claimant seeks reconsideration of the CCB's Final Determination in the Museum's favor.

Claimant's Request should be denied. Claimant's arguments regarding the CCB's purported errors are mere disagreements with the CCB's weighing of the evidence, and they are insufficient to warrant reconsideration. *See, e.g., StarQuest Ventures, Inc. v. Dexcom, Inc.*, No. 25-6382, 2026 WL 1481548, at *1 (9th Cir. May 27, 2026) (Appellant "disagrees with the weigh given to and the inferences drawn from the evidence, but we cannot second-guess those decisions under the clear error standard of review.") (citing *Pom Wonderful LLC v. Hubbard*, 775 F.3d 1118, 1123 (9th Cir. 2014)).

As the CCB advises in its Handbook, to establish that reconsideration is warranted, a movant must show "that there was clear error" in a final determination, and the request must explain "the factual or legal error that you contend the CCB made"; "why the error was material to the CCB's determination," and "why the error was clearly wrong." CCB Handbook, p. 3,

Requesting Reconsideration by the CCB. Claimant's Request fails to do so and thus should be denied.

Specifically, aside from disagreeing with the conclusion the CCB drew from weighing the parties' evidence, Claimant does not identify "that there was clear error" and especially does not describe "why the error was clearly wrong." Instead, Claimant summarizes evidence that he believes should have been interpreted differently by the CCB and labels each such disagreement as an "error." *See* Dkt. 58, p. 9. Claimant then argues that under a "corrected view of the record, the Museum did not rebut Claimant's registration, notarized affidavit, and notarized Bill of Sale by the preponderance of the evidence." *Id.* But this is nothing more than Claimant's opinion that the CCB should have decided differently—not a detailed delineation of how the CCB's Final Determination committed "clear error" as to the facts or law, as the CCB Handbook requires. Because Claimant cannot meet the standard for reconsideration, his request should be denied.

## V. CONCLUSION

The CCB's Final Determination was thorough, well-reasoned, and devoid of material error. Claimant Cade J. Campbell has not met the CCB's standard for being granted reconsideration. Specifically, Claimant has failed to identify specific "clear errors" in the CCB's final determination based on the material facts and legal arguments presented by the parties. Accordingly, Claimant's Request should be denied.

# Proof of Delivery

I hereby certify that on Thursday, July 16, 2026, I provided a true and correct copy of the Respondent Dallas County Historical Foundation d/b/a The Sixth Floor Museum at Dealey Plaza's Response to Claimant's Request for Reconsideration to the following:

Cade J Campbell, represented by Cade J Campbell, served via ESERVICE at entertainmenthistoryllc@gmail.com

Signed: /s/ Lindsay Calhoun