COPYRIGHT CLAIMS BOARD

Docket number: 26-CCB-0479
September 22, 2026

Gwendolyn R Harris	*v.*	Charalynn A Dunner Marable
CLAIMANT		**RESPONDENT**

ORDER TO AMEND NONCOMPLIANT CLAIM

The Copyright Claims Board (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 **October 22, 2026**. 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. If you file an amended claim and it is found compliant, you will be notified and directed to proceed with service. There is no additional 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. 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.

Copyright Infringement – Elements

You have brought a copyright infringement claim before the Board. Your claim must make enough factual allegations to support each "element" of the claim. Information about the elements required to assert a claim of copyright infringement is available in the **Starting an Infringement Claim** chapter of the CCB Handbook. The elements of a copyright infringement claim are:

1. You own a valid copyright in the work, or have been given an exclusive license to the copyright rights at issue in the work;
2. The respondent used one of your exclusive rights in the work without permission;
3. The respondent had access to your work, meaning a reasonable opportunity to view or copy your work; and
4. The respondent's work is substantially similar to the original elements of expression in your work.

Your claim does not provide enough facts about how the respondent used your works without your permission. Please provide more details and background regarding this element in your amended claim, as discussed further below.

Allegedly Infringing Activity

Your claim does not present enough facts to clearly state how the respondent used one of your exclusive rights in the allegedly infringed works without permission.

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 identify twelve photographs as the allegedly infringed works and state that the respondent used your photographs "in many different videos and on several post[s] without [your] permission." You also identify several YouTube videos and a post as allegedly infringing. However, your claim does not clearly identify which of the twelve photographs the respondent allegedly used in each video or post or explain how the respondent used each photograph. You have also submitted numerous supplemental documents, many of which appear to concern alleged harassment, bullying, slander, defamation, doxxing, threats, or other conduct, rather than clearly showing the respondent's alleged infringement of the photographs identified in your claim. As a result, it is unclear which supplemental documents you contend show the respondent's alleged infringement.

If you file an amended claim, please clearly identify each photograph you allege the respondent infringed. For each photograph, identify the specific video, post, or other material in which you allege the respondent used that photograph and explain how the respondent used the photograph without your permission. You should focus your supplemental documents on the materials that clearly show the respondent's alleged infringement of your photographs and omit materials that do not relate to the alleged copyright infringement. Any supplemental documents should be clearly labeled and identified in a manner that explains their relevance to your claim so that the Board can readily determine what each document is intended to show. More information about the elements required to assert a claim of copyright infringement is available in the **Starting an Infringement Claim** chapter of the CCB Handbook.

Permissible Claim

The Board is authorized to resolve only certain types of copyright disputes. Three particular kinds of claims are permitted: (1) claims of copyright infringement, (2) claims seeking a declaration that activity is not infringement, and (3) claims of misrepresentation in connection with a takedown notice or counter notice under 17 U.S.C. § 512(f). 17 U.S.C. § 1504(c)(1)-(3). You have filed a claim of copyright infringement, which is a type of claim that the Board may hear, but some of your allegations appear to concern claims that are beyond the scope of the Board's jurisdiction. You should review **Circular 1: Copyright Basics** and the **Introduction** chapter of the CCB Handbook for more information about copyright and the kinds of disputes the Board can hear.

Your claim alleges that the respondent used your photographs while making false and derogatory statements to "humiliate, harass and bully" you. Your claim and supplemental documents also include allegations and evidence

concerning harassment, bullying, slander, defamation, doxxing, threats, disclosure of personal information, and other conduct. The Board cannot resolve claims based on harassment, bullying, defamation, threats, doxxing, or disclosure of personal information. To the extent you wish to pursue relief based on that conduct, you may need to do so in another forum with authority to address it.

If you file an amended claim, you must focus your allegations on the respondent's alleged infringement of the photographs identified in your claim and omit allegations concerning other disputes or conduct unrelated to copyright infringement. You may include facts concerning the respondent's conduct if they are relevant to explaining the alleged copyright infringement, but the amended claim should not seek to assert separate claims based on conduct that the Board does not have authority to resolve. Your amended claim should explain the facts supporting the copyright infringement claim described above, rather than the other disputes between you and the respondent.

Improper Relief

Your claim must include a statement that describes harm that you suffered "as a result of the alleged activity" and the relief you are seeking. 37 C.F.R. § 222.2(c)(10). The Board is authorized to grant only certain kinds of relief.

In the "Describe how you were harmed as well as your request for monetary relief" section of the claim, you state that the disclosure of your medical history caused "severe flare-ups" of medical conditions, that the disclosure of your address, telephone numbers, and identity caused you to fear for your life, that you are unable to relocate to a safe environment because of lost income, that you obtained a restraining order against the respondent, and that you retained an attorney in an effort to resolve the issues. These alleged harms are primarily based on conduct other than the alleged copyright infringement. The Board can award damages resulting from copyright infringement, but it cannot award damages for harm resulting from harassment, defamation, doxxing, threats, disclosure of personal information, or other conduct outside the Board's authority.

If you file an amended claim, you must revise your request for monetary relief to identify the damages you seek for the respondent's alleged copyright infringement. Your request for monetary relief should not seek damages for harm resulting from the other conduct described above. More information about the types of monetary relief available in a CCB proceeding is available in the **Damages** chapter of the CCB Handbook.

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 provide only 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