COPYRIGHT CLAIMS BOARD

Docket number: 26-CCB-0479
October 23, 2026

Gwendolyn R Harris
CLAIMANT

V.

Charalynn A Dunner Marable
RESPONDENT

SECOND ORDER TO AMEND NONCOMPLIANT CLAIM

The Copyright Claims Board (Board) finds that your claim, as amended, still does not comply with the requirements of the CASE Act and related regulations. 37 C.F.R. § 224.1(c)(2). If you wish to proceed with this claim, you must file a second amended claim by **November 23, 2026**. If you do not file a second amended claim that resolves the issues identified below, the Board must dismiss your claim without prejudice, although you may file again in the future before the Board or in federal court. There is no additional filing fee for an amended claim.

You may also choose to correct or edit any errors or other information in your amended 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. If your second amended claim is found compliant, you will be notified and directed to proceed with service.

Allegedly Infringing Activity

As explained in the Board's prior **Order to Amend Noncompliant Claim** (Order), your claim does not present enough facts to clearly state how the respondent used 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.

Your amended claim continues to identify twelve allegedly infringed photographs and several YouTube videos and posts as allegedly infringing. You state that the respondent used your photographs in videos and posts without your permission. However, you still do 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 also state that you sent some photographs to the respondent during a personal relationship and that the respondent obtained others

from your phone without your permission. However, you do not identify which photographs you provided to the respondent or explain what the respondent was permitted to do with those photographs, if anything.

If you file a second 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 it without your permission. You must also identify which photographs you sent to the respondent, which photographs the respondent allegedly obtained without your permission, and what permission, if any, you gave the respondent to use the photographs you provided. 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.

Permissible Claim

As explained in the Board's prior Order, 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 amended claim continues to include allegations 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 a second 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 second amended claim should not seek to assert separate claims based on conduct that the Board does not have authority to resolve.

Improper Relief

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 your amended claim, you now state that the respondent's unauthorized use of your photographs interfered with your ability to control their display and distribution and that you seek appropriate compensation for the alleged infringement. However, you continue to describe harms involving the

disclosure of your medical history and personal information, physical and emotional distress, humiliation, reputational harm, safety concerns, and lost income allegedly resulting from the respondent's disclosure of your identity and other conduct. As explained in the Board's prior Order, 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 a second 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.

Final Amendment

Your amended claim did not resolve the compliance issues raised in the Order. **This is your third and final opportunity to submit a compliant claim in this proceeding. If your claim remains noncompliant, the entire proceeding will be dismissed.** 17 U.S.C. § 1506(f)(1)(B).

To submit a second 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. All supplemental documents must be clearly identified and labeled.
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 CCB staff is reviewing it for compliance.
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