COPYRIGHT CLAIMS BOARD

Docket number: 26-CCB-0642
October 23, 2026

Zachary Clarke	*v.*	Erik Weiss
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 **November 23, 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.

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 your claim, you state:

> I do not seek commercial statutory damages; however, I request monetary relief in the exact amount of $85.00 to reimburse my actual filing expenses ($45.00 U.S. Copyright Office registration fee + $40.00 Copyright Claims Board initial filing fee) incurred as a direct result of responding to this infringement. Additionally, I request an order requiring the respondent to permanently remove all infringing content containing my video footage.

In your claim, you request reimbursement of $85.00 for the copyright registration fee and CCB filing fee. Costs incurred before a claim is filed, such as the copyright registration fee, are not a basis for relief in a Board proceeding. Costs and attorneys' fees may be awarded only if the Board finds that a party engaged in bad-faith conduct during the proceeding. 17 U.S.C. § 1506(y)(2); 37 C.F.R. § 232.3.

The Board cannot award an injunction or other forms of "injunctive relief." Unlike a federal court, the Board cannot order a respondent to stop or modify activities (sometimes called an "injunction") unless the

respondent notifies the Board that, if found liable for infringement, it will stop or modify the activity. 17 U.S.C. § 1504(e)(2). Respondents may decide to agree to stop or modify their infringing activity because, if they are found liable, the Board may consider that agreement when it decides how much to award as damages. While you may state in your claim that you would like the respondent to agree to stop or modify its activities, you may not request that the Board award injunctive relief as part of your claim.

If you submit an amended claim, you should omit your requests for reimbursement of the copyright registration and CCB filing fees and for an order requiring the respondent to remove the allegedly infringing content, and revise your request for relief so that it seeks only relief the Board is authorized to award. You may state that you would like the respondent to agree to remove the allegedly infringing content. More information is available in the **Damages** chapter of the CCB Handbook.

Video Evidence

Your claim includes hyperlinks to YouTube videos identifying your original work and the allegedly infringing work. If your claim moves forward, you should be prepared to submit copies of the videos as evidence rather than relying only on hyperlinks. Material available through hyperlinks may change or become unavailable. Thus, when making a final determination, the Board cannot rely on material that is referred to only through a hyperlink and is not uploaded to the claim.

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. 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