COPYRIGHT CLAIMS BOARD

Docket number: 26-CCB-0479
November 25, 2026

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

ORDER DISMISSING CLAIM WITHOUT PREJUDICE

The Copyright Claims Board (Board) issued orders on September 22, 2026, and October 23, 2026 (collectively, Orders), notifying the claimant that the claim and amended claim, respectively, did not comply with the applicable statutory and regulatory requirements for filings before the Board. On November 23, 2026, the claimant filed a second amended claim, which was the final opportunity to file a compliant claim. 17 U.S.C. § 1506(f)(1)(B); 37 C.F.R. § 224.1(d).

A Copyright Claims Attorney reviewed the second amended claim and determined that the infringement claim is still noncompliant because it does not clearly identify the respondent's allegedly infringing use of each photograph identified in the claim.

The second amended claim identifies thirteen photographs as allegedly infringed works and identifies specific photographs allegedly appearing in three YouTube videos, along with timestamps showing where those photographs allegedly appeared. The claimant also provides additional information about how the respondent obtained the photographs and what permission, if any, was given. However, the second amended claim still does not clearly identify the specific allegedly infringing uses of six photographs identified in the claim (R1, R2, R5, R10, R11, and R12). Although the claim and supplemental documents contain additional allegations concerning some of these photographs, the claimant does not clearly connect each of these six photographs to a particular identifiable video, post, or other allegedly infringing use. For example, the claimant alleges that the respondent posted certain photographs on YouTube but does not specify which of the identified videos or posts contain those photographs. As explained in the Board's Orders, the claimant must provide sufficient facts identifying the respondent's allegedly infringing activities for each work. The claimant has not resolved that deficiency. For reasons further explained in the Orders, the claimant has not provided sufficient facts to establish a compliant claim of copyright infringement.

The Copyright Claims Attorney referred the claim to a Copyright Claims Officer to confirm that it does not comply with the applicable requirements and that this proceeding should, therefore, be dismissed without prejudice. 17 U.S.C. § 1506(f)(1)(B). The Copyright Claims Officer reviewed the second amended claim and concurs with the finding of noncompliance.

Accordingly, the Board dismisses the claim without prejudice and closes this case. Dismissal without prejudice means that the allegations may be raised again by filing a new claim, if there is no agreement with the respondent to the contrary.

Copyright Claims Board