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COPYRIGHT CLAIMS BOARD

FLORIAN SOMMET Claimant, - against – PLEASURE IN LIFE LLC Respondent.	Case No.: 23-CCB-0328 **SUPPLEMENTAL DECLARATION OF TARYN R. MURRAY**

I, Taryn R. Murray, declare as follows:

1. I am over the age of 18 years old. I have personal knowledge of all matters stated herein, and if called as a witness, I could and would competently testify thereto.

2. I represent Florian Sommet ("Sommet").

3. I have prepared this declaration in response to the CCB's request for additional information regarding Claimant's claim against Respondent Pleasure in Life LLC.

4. Pleasure in Life LLC ("PIL") does business as Laser & Facial Med Spa.

5. According to Laser & Facial Med Spa's website, the business is located at 3749 NE 163 St, North Miami Beach, FL 33160.

6. Attached hereto as Exhibit A is a true and correct screenshot of Respondent's business website showing that Laser & Facial med Spa's business is

located at 3749 NE 163 St, North Miami Beach, FL 33160.

7. According to the Florida Secretary of State Website, Pleasure in Life LLC is located at 3749 NE 163 St, North Miami Beach, FL 33160 and its registered agent is George Mohama. The Florida Secretary of State Website also lists Angelica Mohama as an authorized person and manager for the business.

8. Attached hereto as Exhibit B is a true and correct printout of the Florida Secretary of State Website showing Pleasure in Life LLC's address is 3749 NE 163 St, North Miami Beach, FL 33160, that its registered agent is George Mohama, and that Angelica Mohama is an authorized person and manager for the business.

9. According to the Yelp page for Laser & Facial Med Spa, which is listed as "Verified by Business" on Yelp, Laser & Facial Med Spa is owned by Angie and George Mohama.

10. Attached hereto as Exhibit C is a true and correct screenshot of Laser & Facial Med Spa's Yelp page.

11. According to Laser & Facial Med Spa's website, they now offer "franchising opportunities". *See* https://laserfacialmiami.com/franchising/.

12. On October 5, 2023, George Mohama registered a business for "Laser & Facials Franchising LLC", with a principal place of business at s 3749 NE 163 St, North Miami Beach, FL 33160.

13. Attached hereto as Exhibit C is a true and correct printout of the Secretary of state Website showing the business information for Laser & Facials Franchising LLC, which matches Pleasure In Life LLC's business information.

14. Based on the facts available to Claimant, the business registration for Pleasure In Life LLC establishes that Pleasure In Life LLC is the owner, operator, and manager of the business Laser & Facial Med Spa, as the business addresses are the same, the registered agent is an owner of Laser & Facial Med Spa, and Angelica Mohama is a manager and owner of PIL and Laser & Facial Med Spa.

15. In Claimant's initial Party Statement and supporting documents, Claimant provided two redacted licenses – the 2018 License 1 and the 2018 License 2.

16. The 2018 License 1, with some redactions removed, is attached hereto as Exhibit D.

17. According to the 2018 License 1, Claimant has licensed his work to an Italian beauty and wellness company ("Italian Company") that provides skin care services, anti-aging treatments, and laser hair removal services. The Italian Company was granted a 6-month license for placement of Claimant's photograph on their website and social media. The Italian Company License had approximately 10,000 followers on their Instagram page and approximately 24,000 followers on their Facebook page.

18. The 2018 License 2, with some redactions removed, is attached hereto as

Exhibit E.

19. According to the 2018 License 2, Claimant licensed a single image to a German beauty and cosmetics brand that sells perfumes, makeup, and various skin care and hair products. Under the 2018 License 2, the beauty brand was granted a 3 month license for all online usages of the licensed photograph. The beauty brand that was granted the license had approximately 1 million followers on their Instagram page and approximately 1.4 million followers on their Facebook page.

20. Claimant is requesting $10,000 in damages for the use of his Beauty Photograph in two separate Instagram posts on Respondent's Instagram page.

21. Claimant's Photograph was used from at least March 12, 2020, when it was first published on Respondent's Instagram in the Infringing Post, through April 26, 2021, when Claimant captured the screenshots of the Beauty Photograph on Respondent's Instagram. *See* Dkt #16, Exhibit C; Exhibit D.

22. Based on Respondent's Website, https://laserfacialmiami.com/, Respondent provides the same and/or similar services as the Italian Company, which was granted a 6 month license for use of Claimant's work on their website and social media pages.

23. Respondent has approximately 3,093 followers on Instagram as of the date of this declaration.

24. While Respondent has a smaller social media following than the Italian

Company, Claimant maintains that the 2018 License 1 is the most analogous to Respondent's use because of the similarity between Respondent and the Italian Company's services as well as the type of use of the Beauty Photograph at issue in this claim.

I declare under penalty of perjury that the foregoing is true and accurate under the laws of the United States of America.

DATED: July 8, 2024
Queens, New York

Respectfully submitted,

/s/ Taryn R. Murray
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