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Michelle Shocked
45 Tudor City Place #2108
New York NY 10017
917 341 7735
contact@michelleshocked.com

COPYRIGHT CLAIMS BOARD

MICHELLE SHOCKED Claimant, vs. LAW ROCKS Respondent	Case No.: 23-CCB-0128 STATEMENT OF FACTS

Claimant Shocked makes this submission of additional facts to be included in the Proposed Statement of Facts in this case. Each proposed fact is followed by a recitation from the record supporting the assertion.

Proposed Statement of Fact #1 contains an error.

Drew Kastner, although a member of the Copyright Society, was not a member of Crude Humble & Obvious.

Proposed Additional Statement of Fact #1: The entire group HAD discussed bootlegging, on multiple occasions, including two prior gigs, and were aware of the prohibition of recording live performances.

See Interrogatory Response #15.

Proposed Statement of Fact #24 contains an error.

Proposed Additional Statement of Fact #2: Drew Kastner desired professional photographs for himself for a Gallagher Guitar endorsement. This was his motivation to apply for Law Rocks.

See Amended Position Statement of Michelle Shocked Docket No. 40. #1. #2. #3. #33.

Proposed Statement of Fact #15 contains multiple errors.

Proposed Additional Statement of Fact #3: "Professionally filmed" implies professional standards, including pre-negotiated mechanical license clearances. An audiovisual recording by a guy in the back of the room without licensed clearances is an unprofessional bootleg.

See Interrogatory Response #17. See Claimant Document #10 "Repeat infringer Law Rocks New York 2023" Docket No. 27. See Amended Position Statement of Michelle Shocked POSITION SUMMARY Docket No 40 #4. See Amended Position Statement of Michelle Shocked FACTS Docket No. 40. #8. #20. #21. #22. #23. #31. #35. #36.

Proposed Statement of Fact #18 contains an error.

Proposed Additional Statement of Fact #4: Claimant's confidence that an event hosted by IP lawyers would NOT include bootlegging was based on foreknowledge that no negotiation for mechanical license clearances occurred.

See Interrogatory Response #15. See Amended Position Statement of Michelle Shocked POSITION SUMMARY Docket No. 40 #8. See B. Interrogatory Response # 11 See C. Amended Position Statement of Michelle Shocked FACTS Docket No. 40 #30. #45. #46. #47. #48. See D. Law Rocks Agreed Statement 1.

Proposed Statement of Fact #21 contains an error.

Proposed Additional Statement of Fact #5: Comments were made by Claimant during the concert performance, as a direct repudiation against "bootlegging" by the audience attendees.

See A. Interrogatories Response #13. See B. Amended Position Statement of Michelle Shocked FACTS Docket No. 40. #15. #16.

Proposed Statement of Fact #23 contains an error.

Proposed Additional Statement of Fact #6: Videographer "Carton" has a history of disdain for licensing, evidenced on his YouTube Channel "Csquared Media."

See A. Amended Position Statement of Michelle Shocked FACTS Docket No. 40. #40. #41. #42.

Proposed statement of Fact #43 contains an error.

Proposed Additional Statement of Fact #7: No representation or warranty on

behalf of independent contractor "Carton" was offered by Respondent Law Rocks. See A. Interrogatory Response #12. See B. Law Rocks Agreed Statement Confirmation as to Recordings #2.

Proposed Additional Statement of Fact #8: The entire band was witness to an overrule of the alleged "contract" between Law Rocks and the band when they were directed by Omi Crawford to add *Anchorage* to the set at the last minute. See A. Amended Position Statement of Michelle Shocked FACTS Docket No. 40. #12. #13. #14. #15.

Dated this July 17, 2024

M Shocked

MICHELLE SHOCKED

Proof of Delivery

I hereby certify that on Wednesday, July 17, 2024, I provided a true and correct copy of the #28.2 23-CCB-0128 LRX Shocked Statement of Facts PDF to the following:

Law Rocks, represented by Charles D. Jarrell, served via ESERVICE at cjarrell@allenmatkins.com

Signed: /s/ Michelle Shocked