

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

YOLAND PATRICK,

Plaintiff,

v.

APRIL LOUISE POREE,

Defendant.

Civil Action No.

1:22-cv-04236-VMC

ORDER

This matter is before the Court on Plaintiff Yoland Patrick's Response to the Court's Order to Show Cause. (Doc. 20).

On June 28, 2023, the Court denied Ms. Patrick's Motion for Default Judgment, finding that entering default judgment on Ms. Patrick's claim for copyright infringement would be improper. (Doc. 19). The Court found that Ms. Patrick, who was not an author of the work at issue, did not establish that she had the required ownership or exclusive license to bring a claim for copyright infringement. (*Id.*). At that time, the Court notified Ms. Patrick that it intended to dismiss the Complaint for failure to state a claim and directed her to show cause why the case should not be dismissed. (*Id.*).

Ms. Patrick timely responded to the Court's Order to show cause on July 12, 2023. (Doc. 20). Her response reiterates her prior arguments. She contends that

because her name appears in the “Rights and Permissions” field of the Copyright Registration (*see* Doc. 1-1), she has established at least a rebuttable presumption of ownership in the Copyright. (Doc. 20 at 6-7). As the Court stated in its prior Order, this is not a correct statement of the law. (*See* Doc. 19 at 7-8). Because Ms. Patrick has failed to plausibly allege that she holds exclusive ownership in the Copyright, she has failed to state a claim for copyright infringement.

Plaintiff also requests a hearing and/or that the Court grant her previously denied Motion for Default Judgment and Motion for Summary Judgment. She alternatively requests that she be able to refile the motion. Plaintiff has not pointed to any additional information or evidence that could result in a different outcome than the prior Motion, so those requests are denied.

Accordingly, this action is **DISMISSED**. The Clerk is directed to close this case.

SO ORDERED this 14th day of July, 2023.



Victoria Marie Calvert
United States District Judge