

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

CLAYBORNE E. CHAVERS, SR., ESQ.)

7671 Midtown Road)

Fulton, Maryland 20759)

Plaintiff,)

v.)

HOWARD UNIVERSITY)

2400 Sixth Street, NW)

Washington, DC 20059)

Serve On:)

Resident Agent)

John G. Gloster, Jr.)

2400 6th Street, N.W.)

Washington, D.C. 20059)

)

Defendant.)

_____)

Civil No. _____

JURY TRIAL DEMANDED

COMPLAINT

Plaintiff, Clayborne E. Chavers, Sr., Esq. (“Plaintiff” or “Attorney Chavers”), hereby asserts claims for copyright infringement against Defendant, Howard University (“Defendant” or “Howard”), and for his reasons states as follows:

THE PARTIES

1. Plaintiff, Attorney Chavers, is a resident of Fulton, Maryland. He is an attorney licensed to practice in Washington, D.C., and is the Managing Member of The Chavers Firm, LLC, which is located on Wisconsin Avenue in Washington, D.C. Attorney Chavers is a nationally renowned “Preeminent A/V Rated” attorney and leader in the fields of the arts & entertainment law and civil rights, corporate diversity, and inclusion. As explained more fully below, he conceived and is the author of a unique interdisciplinary curriculum program that he presented to Howard, his undergraduate and law school alma mater, that Howard then copied and

misappropriated without his permission or knowledge.

2. Attorney Chavers graduated from Howard University after returning as a Vietnam Veteran, and graduated after only two years from the College of Fine Arts, *cum laude*. He then attended the Howard University School of Law. He has engaged in a wide-ranging and highly respected legal career in the area of the arts, entertainment law, and the entertainment business for more than 40-years. Attorney Chavers established the first arts and law practice in Washington, D.C., and was featured on the cover of *Washington Lawyer Magazine* for arts in law, and he was also featured in *The Legal Times*. In 1979, he founded and was the first chair of the Arts, Entertainment, and Sports Law section of the National Bar Association (the largest section of the National Bar Association), and he has taught art and entertainment law for the D.C. Bar (including a CLE course that was the first-ever of its kind in Washington D.C.) and at numerous universities, including Temple, Georgetown, American, William & Mary, and others. Attorney Chavers is also co-founder of The Washington Volunteer Lawyers for the Arts.

3. Attorney Chavers also was a founding member of the firm that grew to be the largest minority-owned law firm in Washington, D.C., and throughout his career has repeatedly overcome racial prejudices and barriers to achieve success. It is through that success and his vast knowledge of entertainment and business law that led Attorney Chavers to develop and author a unique and proprietary interdisciplinary Arts and Entertainment Business Legal Clinic (the “Clinic”) concept. He obtained two United States Copyright Registrations for his works pertaining to the Clinic: Registration No. TX0008981687 entitled “Sports and Entertainment,” and Registration No. TX0008981860 entitled “Memorandum Proposal for the Development of an Entertainment and Art Law Clinic At Howard University School of Law.”

4. Defendant Howard is a private, federally chartered historically black research

university in Washington, D.C., founded in or about 1867. It is the school that Attorney Chavers and his wife supported in many ways and thus, is the institution that Attorney Chavers chose to first present his unique curriculum.

5. Howard sets a high standard for its students when it comes to academic honesty. Its policy provides in relevant part that, “As part of Howard’s community of scholars, you are expected to hold the pursuit of learning and the search for truth in the highest regard while displaying unquestionable integrity and honesty. There is no place for academic dishonesty, regardless of any seeming advantage or gain that may accrue from such dishonesty. Students will be disciplined for any intentional act(s) of dishonesty in the fulfillment of academic course or program requirements and for intentionally representing as one’s own, any ideas, writings and works of another without acknowledging that author.”

6. Unfortunately, in the case of Attorney Chavers, Howard failed to live up to its own standard of unquestionable integrity and honesty, and also violated applicable law, when it misappropriated and copied salient aspects of Attorney Chavers’ curriculum and launched the very Clinic that he had conceived, presented, and copyrighted.

7. Rather than acknowledge and agree to remedy its wrongful conduct, however, Howard instead chose to ignore Attorney Chavers’ many requests to address these issues amicably. He therefore files this action with regret but with strong resolve to hold his to the same standards that it requires of its students and faculty.

JURISDICTION AND VENUE

8. This Court possesses subject matter jurisdiction pursuant to 28 U.S.C. § 1331, in that this matter arises under the Constitution, laws, or treaties of the United States.

9. This Court possesses personal jurisdiction over Defendant because its principal

place of business is in Washington, D.C.

10. Venue is proper in this district pursuant to 28 U.S.C. § 1391(b)(1) because Defendant resides in Washington, D.C., and pursuant to 28 U.S.C. § 1391(b)(2) because a substantial part of the events or omissions giving rise to Plaintiff's claim occurred in Washington, D.C.

FACTS

11. As mentioned above, Attorney Chavers has worked in all aspects of the arts and entertainment legal field, including television deals, miniseries, book publishing, theater production, financing, and music.

12. It was because of this comprehensive background and his ties to Howard University, including having graduated from the College of Fine Arts and the Howard University School of Law, that Attorney Chavers first developed a unique and proprietary Clinic that combined disciplines and instruction from Howard's College of Fine Arts, School of Law, and Business School. A copy of The Entertainment and Arts Law Clinic that Attorney Chavers conceived, authored, and registered with the U.S. Copyright Office (Reg. No. TX0008981687) is attached hereto at **Exhibit A** (the "Copyrighted Clinic"). The Copyrighted Clinic describes an "interdisciplinary exercise" of talent, law, and business in ways that were unprecedented at the time. *See id.*

13. Attorney Chavers also authored a Memorandum Proposal for the Development of an Entertainment and Art Law Clinic at Howard University School of Law, which he also registered with the U.S. Copyright Office (Reg. No. TX0008981860), a copy of which is attached hereto at **Exhibit B** (the "Copyrighted Memorandum Proposal").

14. Between 2004 and 2015, Attorney Chavers approached various Howard faculty and

leadership and presented ideas for beginning a Clinic program at Howard.

15. During this time, Attorney Chavers provided copies of his Copyrighted Clinic and the Copyrighted Memorandum Proposal to various individuals, including those identified immediately below.

16. Specifically, Attorney Chavers provided his Copyrighted Clinic and Copyrighted Memorandum Proposal to Dr. Wayne Frederick when Dr. Frederick was President of Howard.

17. Attorney Chavers also discussed these documents and the Clinic with Dr. Frederick on several occasions, culminating in a meeting about the Clinic that Dr. Frederick arranged between himself, Attorney Chavers, Mrs. Chavers, and Howard's Provost, Anthony K. Wutoh.

18. Attorney Chavers also provided his Copyrighted Clinic and Copyrighted Memorandum Proposal to Provost Wutoh, who also is Howard's Chief Academic Officer.

19. Dr. Frederick, Mr. Wutoh, Mrs. Chavers, and Attorney Chavers met to discuss the Clinic.

20. Attorney Chavers also provided his Copyrighted Clinic and Copyrighted Memorandum Proposal to Danielle Holley-Walker, the current Dean of the Howard University School of Law.

21. Attorney Chavers also provided his Copyrighted Clinic and Copyrighted Memorandum Proposal to Professor Spencer H. Boyer, who is the senior-most faculty member at the Howard University School of Law. Attorney Chavers and Professor Boyer had numerous discussions about the Clinic.

22. As a result, Professor Boyer became a strong advocate for Howard to establish the Clinic that Attorney Chavers had conceived. To that end, Professor Boyer authored and published a work titled, "The Need for an Interdisciplinary Entertainment Law Clinic at the Howard

University School of Law,” that credits Attorney Chavers with the structure and proposal for the Clinic (much of which Professor Boyer’s publication incorporates). Professor Boyer called the Clinic an “imaginative and innovative approach” and a “bold, far reaching, and innovative clinic” that “is the embodiment and culmination of what is possible” at Howard.

23. Professor Boyer’s advocacy, resounding approval, and many accolades for the Clinic is significant. Professor Boyer is incredibly well respected and highly regarded. He has taught at the Howard University School of Law for more than 50 years, has served under seventeen Howard University School of Law deans and seven Howard University presidents, is one of the most senior law professors in the United States, and is the most senior African American law professor in the United States.

24. Professor Boyer has taught many courses over his long and distinguished career, including entertainment law. Indeed, some of his former students established the Spencer H. Boyer Scholarship to be awarded to outstanding law students at the annual Black Entertainment and Sports Lawyer Association Conference. A group of Professor Boyer’s former students also established the Spencer H. Boyer Annual Keynote Address to invite an outstanding lawyer in the entertainment industry to give an address at the annual Sports and Entertainment Law Student Association, one of the largest student sport and entertainment law school organizations in the country. Like Attorney Chavers, Professor Boyer has also practiced law and his clients include numerous famous clients in the sports and entertainment field.

25. Yet, despite the excitement over his Clinic, numerous meetings regarding the Clinic organized by Howard’s President and by the school’s Provost, meetings with the former and current Deans of the law school, and Professor Boyer’s advocacy and praise for Attorney Chavers’ imaginative, innovative, and bold approach, no one from Howard followed up with Attorney

Chavers about starting the Clinic at Howard.

26. Thus, Attorney Chavers believed that the university had decided not to pursue the Clinic and decided not to pursue the school further about it.

27. As Attorney Chavers discovered years later, however, Howard had not dismissed, declined, or disregarded the concept and his description of the Clinic. Instead, and to Attorney Chavers' surprise and disappointment, the university moved forward with and implemented his Clinic without him.

28. The "Howard Entertainment Clinic," as it is called by Howard, launched in 2019. Howard teamed up with Amazon Studios for the Clinic which, as the Copyrighted Clinic and Copyrighted Memorandum Proposal from Attorney Chavers state, is a two-semester program that includes hands-on internship work for students.

29. A Howard press release announcing the launch of the Howard Entertainment Clinic states that, "The vision of Howard Entertainment is to offer a one-of-a-kind experience for students interested in all aspects of entertainment, from project greenlighting, to PR and marketing, to entertainment law and finance," said President Wayne A. I. Frederick, M.D., MBA. "This relationship aligns with Howard's strategic goals of enhancing academic excellence and inspiring new knowledge."

30. This statement by Mr. Frederick—who before this time had received, reviewed, and discussed Attorney Chavers' Clinic materials and vision—mirrors the core vision and key elements of Attorney Chavers' copyrighted materials. Howard even describes its clinic as "a unique interdisciplinary curriculum"—*i.e.*, the very interdisciplinary curriculum and Clinic that Attorney Chavers authored, provided to, and discussed at length with Howard's President, its Provost, two law School Deans, and the law school's most distinguished and, arguably, most

influential professor.

31. Multiple communications from Attorney Chavers to Howard that sought to discuss and resolve these issues have been ignored.

COUNT I
COPYRIGHT INFRINGEMENT

32. Attorney Chavers incorporates by reference the allegations in Paragraphs 1 through 31 of this Complaint as if stated fully herein.

33. Attorney Chavers is the rightful owner of United States Copyright Registration Nos. TX0008981687 entitled “Sports and Entertainment,” and TX0008981860 entitled “Memorandum Proposal for the Development of an Entertainment and Art Law Clinic At Howard University School of Law” (collectively, the “Copyrighted Works”).

34. Defendant copied the constituent elements of Attorney Chavers’ Copyrighted Works without any license, right, or permission from Attorney Chavers, with respect to Defendant Howard Entertainment Clinic, which is substantially similar in material respects to the protected aspects of Attorney Chavers’ Copyrighted Works.

35. Defendant, prior to their copying and creation of the Howard University Clinic, had access to Attorney Chavers’ Copyrighted Works.

36. Accordingly, Plaintiff Attorney Chavers respectfully requests that the Court enter a judgment against Defendant in Attorney Chavers’ favor that includes the following relief:

A. Temporary and permanent injunctive relief injunction pursuant to 17 U.S.C. § 502 prohibiting Defendant from continuing to offer the Howard Entertainment Clinic (or a clinic or curriculum that is similar thereto), unless and until Defendant have a license to the Copyrighted Works;

B. Plaintiff’s actual damages, including without limitation, a reasonably

royalty imposed for the use of his Copyrighted Works;

C. Any additional profits of Defendant attributable to their infringement and not taken into account in computing actual damages;

D. Statutory damages pursuant to 17 U.S.C. § 504(c), at Plaintiff's election, including damages for Defendants' willful infringement of up to \$150,000.00 per Copyrighted Work;

E. Plaintiff's costs and reasonable attorney's fee in pursuing this Action; and

F. Such other declaratory relief that the Court deems necessary or just.

TRIAL BY JURY DEMAND

Plaintiff hereby demands a trial by jury on all matters so triable.

Respectfully submitted,

/s/

Matthew G. Hjortsberg (DC Bar No. 463953)
hjortsberg@bowie-jensen.com
BOWIE & JENSEN, LLC
210 W. Pennsylvania Ave., Suite 400
Towson, Maryland 21204
(410) 583-2400
Fax: (410) 583-2437

*Counsel for Plaintiff, Clayborne E. Chavers, Sr.,
Esq.*

CIVIL COVER SHEET

JS-44 (Rev. 11/2020 DC)

I. (a) PLAINTIFFS CLAYBORNE E. CHAVERS, SR., ESQ. 7671 Midtown Road Fulton, Maryland 20759 (b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF <u>Howard</u> (EXCEPT IN U.S. PLAINTIFF CASES)	DEFENDANTS HOWARD UNIVERSITY 2400 Sixth Street, N.W. Washington, D.C. 20059 COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT _____ (IN U.S. PLAINTIFF CASES ONLY) <small>NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED</small>																								
(c) ATTORNEYS (FIRMNAME, ADDRESS, AND TELEPHONE NUMBER) Matthew G. Hjortsberg BOWIE & JENSEN LLC 210 West Pennsylvania Avenue, Suite 400 Towson, Maryland 21204 (410)583-2400	ATTORNEYS (IF KNOWN)																								
II. BASIS OF JURISDICTION (PLACE AN x IN ONE BOX ONLY) <div style="display: flex; flex-wrap: wrap;"> <div style="width: 50%;"> <input type="radio"/> 1 U.S. Government Plaintiff </div> <div style="width: 50%;"> <input checked="" type="radio"/> 3 Federal Question (U.S. Government Not a Party) </div> <div style="width: 50%;"> <input type="radio"/> 2 U.S. Government Defendant </div> <div style="width: 50%;"> <input type="radio"/> 4 Diversity (Indicate Citizenship of Parties in item III) </div> </div>	III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN x IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT) FOR DIVERSITY CASES ONLY! <table style="width:100%; border: none;"> <thead> <tr> <th></th> <th style="text-align: center;">PTF</th> <th style="text-align: center;">DFT</th> <th></th> <th style="text-align: center;">PTF</th> <th style="text-align: center;">DFT</th> </tr> </thead> <tbody> <tr> <td>Citizen of this State</td> <td style="text-align: center;"><input type="radio"/> 1</td> <td style="text-align: center;"><input type="radio"/> 1</td> <td>Incorporated or Principal Place of Business in This State</td> <td style="text-align: center;"><input type="radio"/> 4</td> <td style="text-align: center;"><input checked="" type="radio"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td style="text-align: center;"><input checked="" type="radio"/> 2</td> <td style="text-align: center;"><input type="radio"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td style="text-align: center;"><input type="radio"/> 5</td> <td style="text-align: center;"><input type="radio"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td style="text-align: center;"><input type="radio"/> 3</td> <td style="text-align: center;"><input type="radio"/> 3</td> <td>Foreign Nation</td> <td style="text-align: center;"><input type="radio"/> 6</td> <td style="text-align: center;"><input type="radio"/> 6</td> </tr> </tbody> </table>		PTF	DFT		PTF	DFT	Citizen of this State	<input type="radio"/> 1	<input type="radio"/> 1	Incorporated or Principal Place of Business in This State	<input type="radio"/> 4	<input checked="" type="radio"/> 4	Citizen of Another State	<input checked="" type="radio"/> 2	<input type="radio"/> 2	Incorporated and Principal Place of Business in Another State	<input type="radio"/> 5	<input type="radio"/> 5	Citizen or Subject of a Foreign Country	<input type="radio"/> 3	<input type="radio"/> 3	Foreign Nation	<input type="radio"/> 6	<input type="radio"/> 6
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IV. CASE ASSIGNMENT AND NATURE OF SUIT

(Place an X in one category, A-N, that best represents your Cause of Action and one in a corresponding Nature of Suit)

<input type="radio"/> A. Antitrust <input type="checkbox"/> 410 Antitrust	<input type="radio"/> B. Personal Injury/Malpractice <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Medical Malpractice <input type="checkbox"/> 365 Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Product Liability	<input type="radio"/> C. Administrative Agency Review <input type="checkbox"/> 151 Medicare Act <u>Social Security</u> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <u>Other Statutes</u> <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 890 Other Statutory Actions (If Administrative Agency is Involved)	<input type="radio"/> D. Temporary Restraining Order/Preliminary Injunction Any nature of suit from any category may be selected for this category of case assignment. *(If Antitrust, then A governs)*
<input checked="" type="radio"/> E. General Civil (Other) OR <input type="radio"/> F. Pro Se General Civil			
<u>Real Property</u> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent, Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property <u>Personal Property</u> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<u>Bankruptcy</u> <input type="checkbox"/> 422 Appeal 27 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <u>Prisoner Petitions</u> <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Conditions <input type="checkbox"/> 560 Civil Detainee – Conditions of Confinement <u>Property Rights</u> <input checked="" type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent – Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <input type="checkbox"/> 880 Defend Trade Secrets Act of 2016 (DTSA)	<u>Federal Tax Suits</u> <input type="checkbox"/> 870 Taxes (US plaintiff or defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609 <u>Forfeiture/Penalty</u> <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other <u>Other Statutes</u> <input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 430 Banks & Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 462 Naturalization Application	<input type="checkbox"/> 465 Other Immigration Actions <input type="checkbox"/> 470 Racketeer Influenced & Corrupt Organization <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 485 Telephone Consumer Protection Act (TCPA) <input type="checkbox"/> 490 Cable/Satellite TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes <input type="checkbox"/> 890 Other Statutory Actions (if not administrative agency review or Privacy Act)

<input type="radio"/> G. Habeas Corpus/ 2255 <input type="checkbox"/> 530 Habeas Corpus – General <input type="checkbox"/> 510 Motion/Vacate Sentence <input type="checkbox"/> 463 Habeas Corpus – Alien Detainee	<input type="radio"/> H. Employment Discrimination <input type="checkbox"/> 442 Civil Rights – Employment (criteria: race, gender/sex, national origin, discrimination, disability, age, religion, retaliation) *(If pro se, select this deck)*	<input type="radio"/> I. FOIA/Privacy Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 890 Other Statutory Actions (if Privacy Act) *(If pro se, select this deck)*	<input type="radio"/> J. Student Loan <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (excluding veterans)
<input type="radio"/> K. Labor/ERISA (non-employment) <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 740 Labor Railway Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	<input type="radio"/> L. Other Civil Rights (non-employment) <input type="checkbox"/> 441 Voting (if not Voting Rights Act) <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 445 Americans w/Disabilities – Employment <input type="checkbox"/> 446 Americans w/Disabilities – Other <input type="checkbox"/> 448 Education	<input type="radio"/> M. Contract <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholder's Suits <input type="checkbox"/> 190 Other Contracts <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<input type="radio"/> N. Three-Judge Court <input type="checkbox"/> 441 Civil Rights – Voting (if Voting Rights Act)

V. ORIGIN
☒ 1 Original Proceeding
 ☐ 2 Removed from State Court
 ☐ 3 Remanded from Appellate Court
 ☐ 4 Reinstated or Reopened
 ☐ 5 Transferred from another district (specify)
 ☐ 6 Multi-district Litigation
 ☐ 7 Appeal to District Judge from Mag. Judge
 ☐ 8 Multi-district Litigation – Direct File

VI. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE.)
 17 U.S.C. § 502 - Prohibiting Defendant from continuing to offer Copyrighted Work unless or until Defendant has a license.

VII. REQUESTED IN COMPLAINT

☐ CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DEMAND \$

JURY DEMAND:

Check YES only if demanded in complaint
 YES ☒ NO ☐

VIII. RELATED CASE(S) IF ANY

(See instruction)

YES ☐ NO ☒

If yes, please complete related case form

DATE: 06/23/2023

SIGNATURE OF ATTORNEY OF RECORD Matthew G. Hjortsberg

INSTRUCTIONS FOR COMPLETING CIVIL COVER SHEET JS-44
 Authority for Civil Cover Sheet

The JS-44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and services of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. Listed below are tips for completing the civil coversheet. These tips coincide with the Roman Numerals on the cover sheet.

- I.** COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF/DEFENDANT (b) County of residence: Use 11001 to indicate plaintiff if resident of Washington, DC, 88888 if plaintiff is resident of United States but not Washington, DC, and 99999 if plaintiff is outside the United States.
- III.** CITIZENSHIP OF PRINCIPAL PARTIES: This section is completed only if diversity of citizenship was selected as the Basis of Jurisdiction under Section II.
- IV.** CASE ASSIGNMENT AND NATURE OF SUIT: The assignment of a judge to your case will depend on the category you select that best represents the primary cause of action found in your complaint. You may select only one category. You must also select one corresponding nature of suit found under the category of the case.
- VI.** CAUSE OF ACTION: Cite the U.S. Civil Statute under which you are filing and write a brief statement of the primary cause.
- VIII.** RELATED CASE(S), IF ANY: If you indicated that there is a related case, you must complete a related case form, which may be obtained from the Clerk's Office.

Because of the need for accurate and complete information, you should ensure the accuracy of the information provided prior to signing the form.

UNITED STATES DISTRICT COURT

for the

District of Columbia



CLAYBORNE E. CHAVERS, SR., ESQ.
7671 Midtown Road
Fulton, Maryland 20759

Plaintiff(s)

v.

HOWARD UNIVERSITY
2400 Sixth Street, N.W.
Washington, D.C. 20059

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* HOWARD UNIVERSITY
2400 Sixth Street, N.W.
Washington, D.C. 20059

Serve On:
Josh G. Gloster, Jr. - Resident Agent
2400 6th Street, N.W.
Washington, D.C. 20059

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Serve On:
Matthew G. Hjortsberg - Counsel for Plaintiff Clayborne E. Chavers, Sr., Esq.
BOWIE & JENSEN LLC
210 West Pennsylvania Avenue, Suite 400
Towson, Maryland 21204

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

ANGELA D. CAESAR, CLERK OF COURT

Date: _____

Signature of Clerk or Deputy Clerk

Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* _____
 was received by me on *(date)* _____ .

☐ I personally served the summons on the individual at *(place)* _____
 _____ on *(date)* _____ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____ , a person of suitable age and discretion who resides there,
 on *(date)* _____ , and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____ , who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 _____ on *(date)* _____ ; or

☐ I returned the summons unexecuted because _____ ; or

☐ Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

EXHIBIT A

Type of Work: Text

Registration Number / Date:
TX0008981687 / 2021-07-08

Application Title: Sports and Entertainment.

Title: Sports and Entertainment.

Description: Electronic file (eService)

Copyright Claimant:
Clayborne Edwin Chavers Esq.

Date of Creation: 2014

Date of Publication:
2014-09-03

Nation of First Publication:
United States

Authorship on Application:
Clayborne Edwin Chavers Esq.; Citizenship: United States.
Authorship: text.

Rights and Permissions:
Caleb L. Green, Dickinson Wright PLLC, 3883 Howard Hughes
Parkway, Suite 800, Las Vegas, NV, 89169, United States,
(702) 550-4417, cgreen@dickinsonwright.com

Names: Chavers, Clayborne Edwin

=====

EXHIBIT B

Type of Work: Text

Registration Number / Date:
TX0008981860 / 2021-07-08

Application Title: Memorandum Proposal for the Development of an
Entertainment and Art Law Clinic At Howard University
School of Law. .

Title: Memorandum Proposal for the Development of an
Entertainment and Art Law Clinic At Howard University
School of Law. .

Description: Electronic file (eService)

Copyright Claimant:
Clayborne Edwin Chavers Esq.

Date of Creation: 2014

Date of Publication:
2014-07-20

Nation of First Publication:
United States

Authorship on Application:
Clayborne Edwin Chavers Esq.; Citizenship: United States.
Authorship: text.

Rights and Permissions:
Caleb L. Green, Dickinson Wright PLLC, 3883 Howard Hughes
Parkway, Suite 800, Las Vegas, NV, 89169, United States,
(702) 550-4417, cgreen@dickinsonwright.com

Names: Chavers, Clayborne Edwin

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