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November 7, 2005

Amy R. Richter, Esq.
621 S.W. Morrison St.
Suite 1300
Portland, Oregon 97205

**RE: CLUSTER NECKLACE and CLUSTER LARIAT
Control Number: 61-217-8546(R)**

Dear Ms. Richter:

I am writing on behalf of the Copyright Office Review Board¹ in response to your second request for reconsideration dated May 17, 2004. After reviewing the applications from Julie A. Wong, the materials identifying the works at issue, and the arguments you presented, the Board affirms the Examining Division's refusal to register Ms. Wong's copyright claims for two jewelry designs, identified as Cluster (Necklace) and Cluster Lariat.

I. ADMINISTRATIVE RECORD

A. Initial Submission of Claims

On June 11, 2003, Applicant Julie A. Wong submitted seven applications, each to register a copyright claim in a separate jewelry design. Since a second request for reconsideration has been submitted for only two of the applications, this administrative record is limited to those two, which are Cluster (Necklace) and Cluster Lariat.

By letter dated August 4, 2003, Visual Arts Examiner Colleen Kearney refused to register Ms. Wong's necklace designs because they lack the minimal level of creativity required to be entitled to copyright protection, citing Feist Publications, Inc. v. Rural Telephone Service Co., 499 U.S. 340 (1991). Due to the fact that Ms. Kearney named only one of the necklace designs

¹ You submitted your second request for reconsideration to the Board of Appeals. However, on January 27, 2005, that body became known as the Review Board. 69 Fed. Reg. 77636 (December 28, 2004).

