

**Before the
COPYRIGHT ROYALTY JUDGES
Washington, D.C.**

In re

**DETERMINATION OF ROYALTY
RATES AND TERMS FOR MAKING
AND DISTRIBUTING PHONORECORDS
(PHONORECORDS V)**

**Docket No. 25-CRB-0013-PR
(2028-2032)**

ORDER 2 DISMISSING DAVID POWELL

On March 23, 2026, the Copyright Royalty Judges (“Judges”) issued an Order to Show Cause Why David Powell Should Not Be Dismissed in the above captioned proceeding (“Order”) (eCRB No. 78052). The Judges’ Order directed Mr. Powell to show cause within ten days from the date of the Order why the Judges should not dismiss Mr. Powell as a participant in this proceeding. The Judges Order noted Mr. Powell’s history of insufficient demonstrations of significant interest and required a clear statement of Mr. Powell’s interest, with corroborating proof to support that statement.

On April 2, 2026, Mr. Powell filed his Reply to the Judges’ Order (“Reply”) (eCRB 78079).

Having considered the record in its entirety, the Judges find that Mr. Powell failed to articulate a statement of significant interest, with supporting evidence as required respectively by 37 C.F.R. 351.1(b)(1)(i)(B) and the Judges’ Order. The Reply, which the Judges find largely incomprehensible, includes various accusations of fraud and conspiracy directed against Mr. Powell, yet does not include sufficient corroborating proof to support an alleged significant interest in the proceeding.

Because the Judges find that Mr. Powell's filings fail to clearly identify and provide support for the significant interest that Mr. Powell claims to have in this proceeding, the Judges **DISMISS** Mr. Powell from the proceeding.

SO ORDERED.

Trevor Jefferson
Interim Chief Copyright Royalty Judge

Dated: April 7, 2026