

No. 20-915

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IN THE  
**Supreme Court of the United States**

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UNICOLORS, INC.,

*Petitioner,*

*v.*

H&M HENNES & MAURITZ, L.P.,

*Respondent.*

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ON WRIT OF CERTIORARI TO  
THE UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

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**BRIEF FOR PETITIONER**

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**QUESTION PRESENTED**

Section 411(a) of the Copyright Act requires a copyright holder to apply for and obtain a copyright registration before initiating an infringement lawsuit. Such applications often contain inaccuracies. But § 411(b)(1) provides that “inaccurate information” is not a basis for challenging a registration’s validity unless the inaccuracy “was included ... with knowledge that it was inaccurate” and “would have caused the Register of Copyrights to refuse registration.”

The question presented is whether that “knowledge” element precludes a challenge to a registration where the inaccuracy resulted from the applicant’s good-faith misunderstanding of a principle of copyright law?

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