

Essential Improvements to Rights Protection Mechanisms for new gTLDs
October 15, 2012

The items below are jointly agreed by BC and IPC as essential:

1. Extend Sunrise Launch Period from 30 to 60 days with a standardized process
2. Extend the TMCH and Claims Notices for an indefinite period; ensure the process is easy to use, secure, and stable
3. Complete the URS as a low cost alternative and improve its usefulness - if necessary, ICANN could underwrite for an initial period..
4. Implement a mechanism for trademark owners to prevent second-level registration of their marks (exact matches, plus character strings previously determined to have been abusively registered or used) across all registries, upon payment of a reasonable fee, with appropriate safeguards for registrants with a legitimate right or interest.
5. Validate contact information for registrants in WHOIS.
6. All registrars active in new gTLD registrations must adhere to amended RAA for all gTLD registrations they sponsor.
7. Enforce compliance of all registry commitments for Standard applications.
8. Expand TM claims service to cover at least strings previously found to have been abusively registered or used.

The ISP Constituency:

- endorses the intent and critical importance of preventing fraudulent registrations and reducing costs of defensive measures;
- agrees that the rights protection mechanisms currently in the Guidebook are insufficient to meet these goals; and
- wishes to remain neutral on the specific Rights Protection Mechanisms necessary to achieve those goals.

This document was presented by the three Constituencies to the ICANN Board on Tuesday, Oct. 16th, 2012. It is being transmitted to the Board as formal correspondence.