

**18 Members**

Alan Greenberg

Anne Aikman-Scalese

Cheryl Langdon-Orr

Gg Levine

Jamie Baxter

Jeff Neuman

Karen Day

Kristina Rosette

Liz Brodzinski

Mike Rodenbaugh

Nanig Mehranian

Phil Buckingham

Phil Marano

Robin Gross

Rudy Mendoza

Samantha Demetriou

Susan Payne

Tijani Ben Jemaa

Apologies:

Jim Prendergast

Staff:

Julie Hedlund

Emily Barabas

Trang Nguyen

Michelle DeSmyter

**AC Chat transcript Track 3 30, January 2018**

Michelle DeSmyter:Welcome to the New gTLD Subsequent Procedures Sub Team - Track 3 - String Contention, Objections & Disputes will take place on 30 January 2018 at 20:00 UTC.

Michelle DeSmyter:Agenda wiki page:

[https://urldefense.proofpoint.com/v2/url?u=https-3A\\_community.icann.org\\_x\\_aB1yB&d=DwIFaQ&c=FmY1u3PJp6wrcrw1l3mSVz\\_gfkbPSS6sJms7xcl4I5cM&r=8\\_WhWIPqsLT6TmF1Zmyci866vcPSF04VShFqESGe\\_5iHWGlBLwwehFBfjrsjWv9&m=ZRMfsVJLS1WKyuxEnJLUREmigFlaZyeFzEOCIIZSeI0&s=0NdE6M0ek9SsTajcNSzLV4ypy19bVkv9VAXm7ryXSZQ&e=](https://urldefense.proofpoint.com/v2/url?u=https-3A_community.icann.org_x_aB1yB&d=DwIFaQ&c=FmY1u3PJp6wrcrw1l3mSVz_gfkbPSS6sJms7xcl4I5cM&r=8_WhWIPqsLT6TmF1Zmyci866vcPSF04VShFqESGe_5iHWGlBLwwehFBfjrsjWv9&m=ZRMfsVJLS1WKyuxEnJLUREmigFlaZyeFzEOCIIZSeI0&s=0NdE6M0ek9SsTajcNSzLV4ypy19bVkv9VAXm7ryXSZQ&e=)

Karen Day 2:Have to step away for a minute. Will be right back.

Karen Day 2:I'm back, sorry about that.

Emily Barabas:we are now on slide 3

Emily Barabas:And now on slide 4

Alan Greenberg:My AC display frozen Will need to reconnect.

Kristina Rosette (Amazon Registry):What is the specific work that's being referenced here?

Kristina Rosette (Amazon Registry):Sorry - meant the human rights work.

Kristina Rosette (Amazon Registry):II'd like to take a deeper f

Alan Greenberg 2:Robin, getting feedback from your mic.

Kristina Rosette (Amazon Registry):I'm not sufficiently familiar with that work to have an informed opinion. I'd like to take a deeper dive on that work - and understand its current, formal status - before agreeing or not. So, I'd prefer that we have until next meeting for others who may be in the same position that I am.

Kristina Rosette (Amazon Registry):Construction down the hall so on mute today.

Cheryl Langdon-Orr (CLO):the compare and contrast table I suggest considering would help 'shortcut' the need for deep dive

Trang Nguyen:As part of the WS1 work, the following language was put into the ICANN Bylaws, under section viii of the Core Values: "Subject to the limitations set forth in Section 27.2, within the scope of its Mission and other Core Values, respecting internationally recognized human rights as required by applicable law. This Core Value does not create, and shall not be interpreted to create, any obligation on ICANN outside its Mission, or beyond obligations found in applicable law. This Core Value does not obligate ICANN to enforce its human rights obligations, or the human rights obligations of other parties, against other parties."

Anne Aikman-Scalese (IPC):The By-Law says that no Objection will be filed based on the Human Rights Commitment until it is adopted by the Board. I can't remember the exact language but please see revised ByLaws.

Trang Nguyen:The work of WS2 is to develop a framework of interpretation for the Human Rights clause in the Core Values. Link to the draft Framework published for public comment is available at [https://urldefense.proofpoint.com/v2/url?u=https-3A\\_www.icann.org\\_public-2Dcomments\\_foi-2Dhr-2D2017-2D05-2D05-2Den&d=DwIFaQ&c=FmY1u3PjP6wrcrw113mSVzgfkbPSS6sJms7xcl4I5cM&r=8\\_WhWIPqsLT6TmF1Zmyci866vcPSF04VShFqESGe\\_5iHWGlBLwwwehFBfjrsjwv9&m=ZRMfsVJLS1WKyuxEnJLUREmigFlaZyeFzEOCIIZSeI0&s=HlvuGiMtrN254Df846s2MBQ9KncNVhtGFdonXW02WZ0&e=](https://urldefense.proofpoint.com/v2/url?u=https-3A_www.icann.org_public-2Dcomments_foi-2Dhr-2D2017-2D05-2D05-2Den&d=DwIFaQ&c=FmY1u3PjP6wrcrw113mSVzgfkbPSS6sJms7xcl4I5cM&r=8_WhWIPqsLT6TmF1Zmyci866vcPSF04VShFqESGe_5iHWGlBLwwwehFBfjrsjwv9&m=ZRMfsVJLS1WKyuxEnJLUREmigFlaZyeFzEOCIIZSeI0&s=HlvuGiMtrN254Df846s2MBQ9KncNVhtGFdonXW02WZ0&e=).

Cheryl Langdon-Orr (CLO):definitely not the case

Kristina Rosette (Amazon Registry):I support that idea, Alan.

Anne Aikman-Scalese (IPC):Agree with Alan and Kristina

Emily Barabas:we are now on slide 6

Cheryl Langdon-Orr (CLO):remember here as well the more recent work on CPE

Kristina Rosette (Amazon Registry):We should consider making the requirement Jamie suggests applicable to ALL objections. If it makes sense to apply to CO, it should also make sense to apply to the other 3. To be clear, not advocating on the merits, but the scope.

Cheryl Langdon-Orr (CLO):good point @Kristina

Jamie Baxter | dotgay:+1 Anne ... expenses for community applicants can no longer be the open check book it has been at ever stop

Kristina Rosette (Amazon Registry):+1 to Anne's cost/fee comment

Kristina Rosette (Amazon Registry):oh goody

Emily Barabas:We are now on slide 8

Kristina Rosette (Amazon Registry):Can't come off mute due to background noise, but we absolutely need a conflicts of interest mechanism.

Kristina Rosette (Amazon Registry):Having multiple IOs could potentially address the conflict of interest issue.

Kristina Rosette (Amazon Registry):W/r/t IO, the applicant should have an opportunity to have the conflict of interest issue addressed before having to submit a substantive response.

Susan Payne:I think the idea of the standing panel was to address conflicts, ie there are alternatives if one IO is conflicted

Kristina Rosette (Amazon Registry):Perhaps there's an initial process (sort of like a quick look, but needs to be substantive) that could be adopted.

Kristina Rosette (Amazon Registry):Do we know if the IO filed and won any objections that couldn't have been won on any other ground? That seems to be the question we need to answer before deciding if we still need an IO.

Kristina Rosette (Amazon Registry): Won by any other person. Sorry.

Cheryl Langdon-Orr (CLO): Anne the focus in WS1/2 on Irp has also set some new benchmark or expectations here as well

Kristina Rosette (Amazon Registry): If we're measuring cost effectiveness by number of objections the IO won, then no. I don't know if that's what we're using.

Anne Aikman-Scalese (IPC): I thought the IO had to do with the fact that the costs could be prohibitive and potential objectors could go to the IO if the Objection is merited and they cannot afford it - e.g. Limited Public Interest Objection

Kristina Rosette (Amazon Registry): Apologies. I have to drop. I have several strong views on the IO topic so will definitely check the recording. Thanks, all. Good discussion.

Cheryl Langdon-Orr (CLO): \*personal perspective\* I don't think that awareness and understanding or maturity is currently met

Cheryl Langdon-Orr (CLO): bye ð Kristina

Cheryl Langdon-Orr (CLO): thx @Karen

Emily Barabas: We are now on slide 10

Karen Day 2: \*Personally\* I agree CLO - but also, think that a panel may be better route than a single IO next time - again in my personal capacity

Gg Levine (NABP): Will there be further discussion on string confusion objections?

Karen Day 2: @Gg - String Confusion and LRO discussion are supposed to be going on via the list now, but if you have something to say during AOB, please do

Anne Aikman-Scalese (IPC): @Robin - could you talk about how this was mishandled in the 2012 round?

Cheryl Langdon-Orr (CLO): I was just about to ask the same question @Anne

Susan Payne: what if any problems have been identified on this

Cheryl Langdon-Orr (CLO): indeed was there an issue

Susan Payne: I'd be really keen to understand some real examples because this all sounds very theoretical

Cheryl Langdon-Orr (CLO): exactly @Susan

Susan Payne: @Jamie - but no-one has blocked the term "GAY" have they? I realise that there have been issues with the community status but no-one has banned the term

Cheryl Langdon-Orr (CLO): the word is 'lawful' so it should pass "the test"

Jamie Baxter | dotgay: @ Susan .. no one has blocked it, but one government did express opposition in the comment period. BTW .. .GAY has not been approved yet either

Susan Payne: @Jamie - but due to ongoing accountability

mechanisms, right?

Anne Aikman-Scalese (IPC):Re Human Rights - See New ByLaws Section 27.2

Cheryl Langdon-Orr (CLO):thanks Robin, thank you all, ð  
bye for now...

Jamie Baxter | dotgay:Yes ... accountability mechanisms are ongoing

Susan Payne:thanks Robin

Anne Aikman-Scalese (IPC):Thank you Robin, Karen, Cheryl et al