

I. UNIFORM RAPID SUSPENSION SYSTEM (“URS”)

A. The contents of Complaint under URS, **[should]** contain

(i) Name of Registrant (i.e. relevant information available from Whois) and **Whois listed available contact information** for the relevant domain name(s). [URS Procedure Para 1.2.3]

(ii) The specific domain name(s) that are the subject of the Complaint. For each domain name, the Complainant **[shall include]** a copy of the **currently available Whois information**.... [URS Procedure Para 1.2.4]

USERS: Complainant

DATA ACCURACY: WHOIS needs to be accurate

***Comment:** The Para 1 of the URS policy provides for the content of the Complaint and it should include registrant information taken from WHOIS info of the disputed domain name.*

B. URS Notice

After the Notice of Lock from the Registry Operator, within 24 hours, the URS Provider **[shall]** notify the Registrant of the Complaint, **sending a hard copy of the Notice of Complaint to the addresses listed in the Whois contact information**... [URS Policy Para 4.2]

The said Notice of Complaint to the Registrant **[shall]** be sent through email, fax (where available) and postal mail. The Complaint and accompanying exhibits, if any, shall be served electronically. [URS Procedure Para 4.3]

USERS: URS Provider

DATA ACCURACY: WHOIS needs to be accurate for proper service of hard copy.

DATA ELEMENTS: Name, Email, Fax, Postal Address.

GATED DATA: WHOIS data availability through gated system to the URS provider can serve the purpose.

***Comment:** Para 4 provides for service of Notice by the URS Provider to the Domain Registrant, through email, fax and postal mail.*

C. Default

In case of Default, the URS Provider [**shall**] provide Notice of Default via email to the Complainant and Registrant, and via mail and fax to Registrant. During the Default period, the Registrant will be prohibited from changing content found on the site to argue that it is now a legitimate use and **will also be prohibited from changing the Whois information.** [URS Procedure - Para 6.2]

USER: URS Provider

DATA ACCURACY: WHOIS needs to be accurate

Comment: When the Domain Registrant does not respond within 14 days period, it is considered as Default under the URS Policy and the URS Provider will notify the Registry Operator accordingly.

D. Remedy

After URS Determination, the Registry Operator shall suspend the domain name... The **Whois for the domain name shall continue to display all of the information** of the original Registrant except for the redirection of the nameservers.

In addition, the Registry Operator [**shall cause**] the **Whois to reflect** that the domain name will not be able to be transferred, deleted or modified for the life of the registration. [URS Procedure Para 10.2]

USER: Registry Operator

DATA ELEMENT: Domain Status - not be able to be transferred, deleted or modified for the life of the registration

GATED DATA: WHOIS data availability through gated system to the Registry Operator can serve the purpose.

Comment: Upon the URS decision, the Domain names needs to be suspended and WHOIS to reflect the above data element.

II. UNIFORM RAPID SUSPENSION SYSTEM (“URS”) Rules

A. Mutual Jurisdiction

Mutual Jurisdiction has been defined to mean a court jurisdiction at the location of [either] (a) the principal office of the Registrar or (b) the domain-name holder's address as shown for the registration of the domain name **in Registrar's Whois database** at the time the complaint is submitted to the Provider. [URS Rules, Para 1 Definitions]

DATA ELEMENTS: Domain Holder's Address

DATA ACCURACY: Quite Relevant

Comment: In a URS to determine the mutual jurisdiction of a court, the location of the Domain Holder determines one of the Mutual Jurisdiction.

B. Communications

The **Notice of Complaint** to be sent to all email, postal-mail and facsimile addresses shown in the **domain name's registration data in the Whois database** for the registered domain-name holder, the technical contact, and the administrative contact, as well as to any email addresses for the Respondent provided by the Complainant; [URS Rules, Para 2 (i)]

DATA ELEMENTS: Email, Postal-mail and Facsimile Addresses shown in Registrant, Technical and Administrative contact.

DATA ACCURACY: Relevant

Comment: Para 2 discusses service of notice upon the Domain Holder to all the addresses appearing in the WHOIS.

C. The Complaint

The Complaint, including any annexes... [shall] provide the name of the Respondent and all other relevant contact information [from] the **Whois record** as well as all information known to Complainant regarding [URS Rules, Para 3 (b)(iii)]

USERS: Complainant

DATA ACCURACY: WHOIS needs to be accurate

Comment: The Para 3 of the URS Rules provides that the Complaint should include registrant information taken from WHOIS info of the disputed domain name.

D. Notice of Complaint

The Notice of Complaint to the Respondent **[shall]** be transmitted in English and shall be translated by the Provider into the predominant language used in the registrant's country or territory, **as determined by the country(ies) listed in the Whois record** when the Complaint is filed. [URS Rules, Para 4(b)]

USER: URS Provider

DATA ELEMENTS: Country of Domain Registrant

GATED DATA: WHOIS data availability through gated system to the URS provider can serve the purpose.

Comment: Para 4 provides for service of Notice by the URS Provider to the Domain Registrant.

E. Default

In case of Default by Registrant, the Provider shall notify the Registry Operator that the Registrant is prohibited from changing content found on the site and that the **Registrant is prohibited from changing the Whois information.** [URS Rules, Para 12]

USER: URS Provider

Comment: When the Domain Registrant does not respond within 14 days period, it is considered as Default under the URS Policy and the URS Provider will notify the Registry Operator accordingly.

Source of documents:

Procedure: <https://newgtlds.icann.org/en/applicants/urs/procedure-01mar13-en.pdf>

URS Rules: <https://newgtlds.icann.org/en/applicants/urs/rules-28jun13-en.pdf>

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