Follow Up Questions to URS Providers & Other Data Sources

Row	Follow-Up Question	ADNDRC	FORUM	MFSD	ICANN GDD	Registry Operator	Registrar
11	How do you share with URS Providers the information regarding the point of contact of the Back End Registry Operator (BERO)? Specifically, ADNDRC said they have not received such information from ICANN, but FORUM have received a report from ICANN that contains such information, and MFSD have obtained credentials to access ICANN's repository and download the BERO contacts.				x		

Row	Follow-Up Question	ADNDRC	FORUM	MFSD	ICANN GDD	Registry Operator	Registrar
12, 105-107	Dear [_____], As you may be aware, a GNSO Working Group is presently looking at Rights Protection Mechanisms developed in connection with ICANN's New gTLD Program. A few concerns have come up with regard to URS Providers' communications with Registry Operators, as well as the implementation of URS actions/decisions. In sum, those concerns are that some Registry Operators: * communicated from email addresses different from the contacts present in ICANN's repository; * were not responsive to requests for information from URS Providers; * delayed sending notifications to the URS Providers regarding the completion of URS actions; * did not complete URS actions despite notifications and reminders from the Providers, resulting in a need for the Providers to report non-compliance to ICANN; * had difficulty in implement URS party settlement agreements in collaboration with registrars, which typically involves a transfer of the domain registration at the Registrar level; * had difficulty implementing the extension request of the URS Suspension. While the above matters seem to fall with the remit of ICANN compliance, and may be raised as such by the RPM Working Group, we write to ask whether you have any information you would like to share in specific reaction to the above points, or generally, to assist the RPM Working Group in its efforts to improve the overall functioning of the URS.					x	

Row	Follow-Up Question	ADNDRC	FORUM	MFSD	ICANN GDD	Registry Operator	Registrar
	Thank you for your assistance. (Timing TBD in view of Sunrise & Claims surveys that are about to be launched.)						

Row	Follow-Up Question	ADNDRC	FORUM	MFSD	ICANN GDD	Registry Operator	Registrar
14	Why do you accept Complaints that do not contain all the elements required in URS Rule 3(b)? Please also provide details on your administrative review process.	x					
14	In light of the GDPR implementation and the ICANN Board adoption of the Temporary Specification for gTLD Registration Data, do you accept "Doe Complaints" (i.e., contact details of the Respondent are not provided by the Complaints due to unavailability in the publicly accessible WHOIS)?	x	x				
14	What other issues with respect to URS do you see with impacts of GDPR?	x	x	x			
16	Given that most of the data in the SMD file remains encoded, are your Examiners able to obtain the jurisdiction information of the trademark and category of goods and services?	x	x	x			
19	How do you conduct cross-checks to determine whether a domain that is cited in a new URS Complaint is already subject to an open and active URS or UDRP proceeding?	x					
19	What triggers your suspicion that a domain name that is cited in a new URS Complaint is already subject to a pending URS or UDRP case?		x				
28	How many Complainants have expressed that they would hardly file "Doe Complaints"? What data/evidence could you provide to support your statement?			x			
28	What data/evidence could you provide to support your statement with regard to the factors deterrent to filing URS Complainants?			x			
33	Why would the activation of the URS lock within 24 hours be a larger concern due to the GDPR implementation?		x				
53	Please provide a copy of the Notice of Complaint that you send to the Respondent.	x	x	x			

Row	Follow-Up Question	ADNDRC	FORUM	MFSD	ICANN GDD	Registry Operator	Registrar
53	Please provide a copy of your Response form and Appeal form.	x					
59	Please provide specific example(s) of your training and education programs/materials for your URS Examiners (e.g., powerpoint presentations, webinars, workshops).	x	x	x			
60	You stated that your panel selection process must be "flexible and not rigorous". Could you please elaborate on your panel selection process and provide details?	x					
67	Has any of your Examiners voluntarily disclosed any conflict of interest? Please provide a direct answer.	x					
79, 82	You stated that you conduct all communication with URS Parties, Registries, and Registrars in English and do not have a formal procedure of translating documents. You also stated that your assigned Examiners are fluent in the non-English language of the Respondents. How are your Examiners' non-English language skills used in the URS proceedings?	x					
79, 84	Have you encountered a situation that the Respondent did not have the capability of understanding English? If so, how was it handled?	x					
81	Do you think it would be feasible to mandate sending Registry and Registrar notices in the same language(s)? Please provide a direct answer.			x			
96	Please provide a copy of the Determination template that you provide to your Examiners.		x				
96	Some URS Providers check the WHOIS data to confirm whether the requested URS actions have been completed by the Registry Operator. In light of GDPR implementation and the challenge accessing WHOIS, do you have input on any alternative method for the URS Providers to check the status of requested URS actions?				x	x (Timing TBD)	

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97	Please provide a copy of the Determination Guideline that you provide to your Examiners.	x					
105-107	Dear [_____], As you may be aware, a GNSO Working Group is presently looking at Rights Protection Mechanisms developed in connection with ICANN's New gTLD Program. A few concerns have come up with regard to URS Providers' communications with Registrars, as well as the implementation of the URS actions/decisions. In sum, those concerns are that some Registrars: * were not responsive to requests for renewal of the URS suspension; * did not understand the process of paying for the disputed domain an additional year of the URS suspension; * allowed a losing Respondent to re-register the disputed domain once it became available; * allowed cybersquatters renew the domain name after the activation of the URS lock; * had difficulty in implement URS party settlement agreements in collaboration with Registry Operators, which typically involves a transfer of the domain registration at the Registrar level. Additionally, concerns have been raised that some Chinese registrars have difficulties implementing the URS decisions. While the above matters seem to fall with the remit of ICANN compliance, and may be raised as such by the RPM Working Group, we write to ask whether you have any information you would like to share in specific reaction to the above points, or generally, to assist the RPM Working Group in its efforts to improve the overall functioning of the URS.						x

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Row	Follow-Up Question	ADNDRC	FORUM	MFSD	ICANN GDD	Registry Operator	Registrar
108	According to FORUM, there has been an issue regarding HSTS-preloaded domain suspensions, which require Forum to obtain SSL certificates. Despite the fact that there are free SSL certificates available, FORUM will incur additional expenses to monitor and renew the certificates manually. FORUM expressed that the process would be further complicated if the Registry does not communicate regarding the status of the URS suspension. Do you have any information or insight you would like to share with respect to the HSTS-preloaded domain suspension issues?				x	x (Timing TBD)	
108	For the URS suspended domains, do you substitute the original nameservers with your nameservers to ensure that the domain name resolves to the suspension page? Please provide details.	x	x				
137	You stated that you have difficulties complying with the URS technical requirements as you are migrating to a new website. Could you please provide details on those difficulties?	x					
138	Please provide details on the information or data that ICANN has requested from you via your regular communications between each other. What other areas of the URS do such communications touch on?	x					