

CONSOLIDATED LIST OF CHARTER QUESTIONS ON SUNRISE REGISTRATIONS

From the Working Group Charter:

1. Should the availability of Sunrise registrations only for “identical matches” (e.g. without extra generic text) be reviewed?
2. Is the notion of “premium names” relevant to a review of RPMs, and, if so, should it be defined across all gTLDs?
3. Following from Question 2, should there be a mechanism to challenge whether a domain is a ‘premium name’?
4. Should there be a specific policy about the reservation and release of “reserved names” (e.g. modification of Section 1.3.3 of Specification 1 of the current Registry Agreement)?
5. Should there be a public, centralized list of all reserved trademarks for any given Sunrise period?
6. Should holders of Trademark Clearing House-verified trademarks be given first refusal once a reserved name is released?
7. Should Sunrise Periods continue to be mandatory? If so, should the current requirements apply or should they be more uniform, such as a 60-day end-date period?
8. Whether and how to develop a mechanism by which trademark owners can challenge Sunrise pricing practices that flout the purpose of Sunrise.
9. Whether more can be done to improve transparency and communication about various Sunrise procedures.

From early Working Group and community discussions:

1. How often are SMD files compromised and have to be revoked? How prevalent is this as a problem?
2. Confirm that there is no data on how many LRP registrations were made available and in which registries - is there no data on additional voluntary mechanisms e.g. ALP?
3. Are the ALP and QLP periods in need of review?
4. Is it possible to expand the Charter questions to include some of the underlying TMCH questions concerning TM scope in the sunrise period?

(1) When the TM registered in the TMCH database is a generic or descriptive word, and sunrise is used for registering that mark as a domain name completely unrelated to the goods and service category of TM protection, is that fair for other/future/potential domain name registrants?

(2) Should sunrise registrations be limited to the categories of goods and services of the TM?

5. Is there any evidence of 'gaming' e.g. of registering a number of valuable trade mark names under the sunrise period of marks to which they do not have a traditional legal claim?
6. What is the relationship between premium pricing and trademark rights? To what extent do premium names correspond to registered trademarks?
7. Further explore "use" and the types of proof required by the TMCH