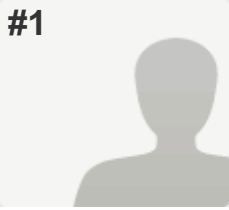


#1

**COMPLETE**

**Collector:** Web Link 1 ([Web Link](#))  
**Started:** Tuesday, August 23, 2016 6:11:34 PM  
**Last Modified:** Tuesday, August 23, 2016 6:14:21 PM  
**Time Spent:** 00:02:47  
**IP Address:** 100.15.104.82

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**PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP**


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**Q1: Details of Respondent**

Name	Jon Nevett
Email	jon@donuts.email

<b>Q2: Please note ICANN community membership/affiliation, if any</b>	RySG
---	------

<b>Q3: Are you...?</b>	A trademark owner?
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<b>Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?</b>	Yes
--	-----

<b>Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?</b>	No, If answer is no, please explain. Our marks haven't been infringed by other registries.
---	--

<b>Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?</b>	
--	--

n/a

<b>Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?</b>	No
--	----

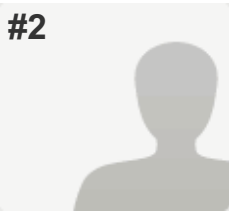
<b>Q8: If your answer to Q7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?</b>	<i>Respondent skipped this question</i>
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<b>Q9: If your answer to Q7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?</b>	<i>Respondent skipped this question</i>
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<b>Q10: If your answer to Q9 is no, do you think the TM-PDDRP should be amended to address the problem?</b>	<i>Respondent skipped this question</i>
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#2

**COMPLETE**

Collector: Web Link 1 (Web Link)

Started: Wednesday, August 24, 2016 8:21:28 PM

Last Modified: Wednesday, August 24, 2016 8:24:39 PM

Time Spent: 00:03:10

IP Address: 148.0.38.10

## PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP

**Q1: Details of Respondent**

Name	Emily Taylor
Email	emily.taylor@netistrar.com

**Q2: Please note ICANN community membership/affiliation, if any**

RrSG

**Q3: Are you...?**

N/A

**Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?**

Yes

**Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?**

No,  
If answer is no, please explain. No reason to.

**Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?**

I answered no to the question.

**Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?**

No,  
Please describe the behaviour in question. I think there have been different types of abuse - eg artificially boosting the number of registrations, but not aware of the 'substantial pattern....TM infringement'

**Q8: If your answer to 7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?***Respondent skipped this question***Q9: If your answer to 7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?***Respondent skipped this question***Q10: If your answer to 9 is no, do you think the TM-PDDRP should be amended to address the problem?***Respondent skipped this question*

#3

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, August 24, 2016 9:21:34 PM  
**Last Modified:** Wednesday, August 24, 2016 9:30:54 PM  
**Time Spent:** 00:09:20  
**IP Address:** 162.251.185.17

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**PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP**


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**Q1: Details of Respondent**

Name	Mike Rodenbaugh
Email	mike@rodenbaugh.com

**Q2: Please note ICANN community membership/affiliation, if any**

IPC

**Q3: Are you...?**

A representative of trademark owners?

**Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?**

Yes

**Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?**

Yes

**Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?**

Impossible burden of proof; high cost; and no precedents so no comfort in filing under such an untested and complicated procedure.

**Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?**

Yes,

Please describe the behaviour in question. It is possible that such a case might be made out as to .sucks and .feedback, and more broadly perhaps as to open TLD operators who have reserved well-known trademarks and have charged unreasonably high amounts to the trademark owner to register them.

**Q8: If your answer to Q7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?**

Impossible burden of proof; high cost; and no precedents so no comfort in filing under such an untested and complicated procedure.

**Q9: If your answer to Q7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?**

No

GNSO RPM WG Community Survey

**Q10: If your answer to 9 is no, do you think the TM-PDDRP should be amended to address the problem?**

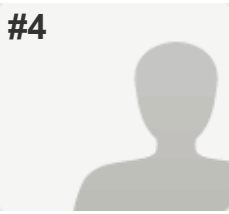
Yes,

Why or why not?

We should try to minimize the impact of these practices on trademark owners, which do occur "post delegation" but do not appear to be currently adequately addressed by ICANN remedial policy.

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#4

**COMPLETE**

Collector: Web Link 1 (Web Link)

Started: Wednesday, August 24, 2016 10:04:53 PM

Last Modified: Wednesday, August 24, 2016 10:10:18 PM

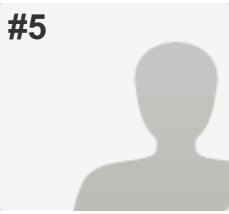
Time Spent: 00:05:24

IP Address: 168.94.245.24

## PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP

<b>Q1: Details of Respondent</b>	<i>Respondent skipped this question</i>
<b>Q2: Please note ICANN community membership/affiliation, if any</b>	Other
<b>Q3: Are you...?</b>	A trademark owner?
<b>Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?</b>	Yes
<b>Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?</b>	Yes
<b>Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?</b>	
There were no reported use cases for the PDDRP, and we did not want to be the first movers for that RPM.	
<b>Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?</b>	Yes, Please describe the behaviour in question. Reservation of domain names that match famous brands at the second level. Premium pricing for domain names which match famous brands at the second level, clearly targeting those brands.
<b>Q8: If your answer to 7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?</b>	
It is an untested RPM and an unfavorable decision could lead to validation of those concerning strategies, leading others to pursue them as well.	
<b>Q9: If your answer to 7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?</b>	No
<b>Q10: If your answer to 9 is no, do you think the TM-PDDRP should be amended to address the problem?</b>	Yes, Why or why not? Currently, no one has challenged such bad behavior.

#5

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Thursday, August 25, 2016 9:38:56 AM  
**Last Modified:** Thursday, August 25, 2016 9:42:17 AM  
**Time Spent:** 00:03:20  
**IP Address:** 87.216.169.100

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**PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP**


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**Q1: Details of Respondent**

Name	Chris Chaplow
Email	chris@chaplow.com

<b>Q2: Please note ICANN community membership/affiliation, if any</b>	BC
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<b>Q3: Are you...?</b>	A trademark owner?
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<b>Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?</b>	Yes
--	-----

<b>Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?</b>	No, If answer is no, please explain. Forgot about it
---	---

<b>Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?</b>	
--	--

if, therefor Q6 should not be obligitory

<b>Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?</b>	No
--	----

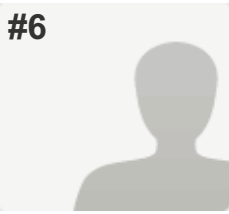
<b>Q8: If your answer to 7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?</b>	<i>Respondent skipped this question</i>
--	---

<b>Q9: If your answer to 7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?</b>	<i>Respondent skipped this question</i>
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<b>Q10: If your answer to 9 is no, do you think the TM-PDDRP should be amended to address the problem?</b>	<i>Respondent skipped this question</i>
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#6

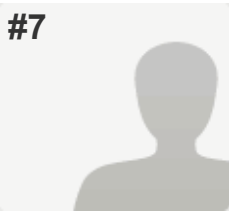
**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Thursday, August 25, 2016 2:41:36 PM  
**Last Modified:** Thursday, August 25, 2016 2:44:29 PM  
**Time Spent:** 00:02:53  
**IP Address:** 63.234.145.99

## PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP

<b>Q1: Details of Respondent</b>	<i>Respondent skipped this question</i>
<b>Q2: Please note ICANN community membership/affiliation, if any</b>	RrSG
<b>Q3: Are you...?</b>	A trademark owner?
<b>Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?</b>	Yes
<b>Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?</b>	No, If answer is no, please explain. We have not found any registry to be engaging in practices that would invoke the PDDRP.
<b>Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?</b>	
We have not considered filing a complaint.	
<b>Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?</b>	No
<b>Q8: If your answer to 7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?</b>	<i>Respondent skipped this question</i>
<b>Q9: If your answer to 7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?</b>	Yes
<b>Q10: If your answer to 9 is no, do you think the TM-PDDRP should be amended to address the problem?</b>	<i>Respondent skipped this question</i>

#7

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Thursday, August 25, 2016 4:08:36 PM  
**Last Modified:** Thursday, August 25, 2016 4:10:27 PM  
**Time Spent:** 00:01:50  
**IP Address:** 12.159.66.30

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**PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP**


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**Q1: Details of Respondent**

Name	Damon Ashcraft
Email	dashcraft@swlaw.com

**Q2: Please note ICANN community membership/affiliation, if any**

IPC

**Q3: Are you...?**

A representative of trademark owners?

**Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?**

No

**Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?**

No,  
If answer is no, please explain. Wasn't aware of it.

**Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?**

We did not consider this.

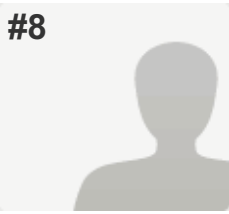
**Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?**

No

**Q8: If your answer to Q7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?***Respondent skipped this question***Q9: If your answer to Q7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?***Respondent skipped this question***Q10: If your answer to Q9 is no, do you think the TM-PDDRP should be amended to address the problem?***Respondent skipped this question*



#8

**COMPLETE**

**Collector:** Web Link 1 ([Web Link](#))  
**Started:** Thursday, August 25, 2016 4:31:14 PM  
**Last Modified:** Thursday, August 25, 2016 4:50:27 PM  
**Time Spent:** 00:19:12  
**IP Address:** 65.15.40.80

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**PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP**


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**Q1: Details of Respondent**

Name	Jonathan Cohen
Email	Jcohen@shapirocohen.com

**Q2: Please note ICANN community membership/affiliation, if any**

IPC

**Q3: Are you...?**

A representative of trademark owners?

**Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?**

Yes

**Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?**

No,  
 If answer is no, please explain.  
 No opportunity has arisen as there is not nearly as much contentious DN activity in Canada

**Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?**

No occasion

**Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?**

No,  
 Please describe the behaviour in question.  
 Unaware of such behaviour personally but many colleagues in the US have reported such behaviour to me

**Q8: If your answer to Q7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?***Respondent skipped this question***Q9: If your answer to Q7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?***Respondent skipped this question*

GNSO RPM WG Community Survey

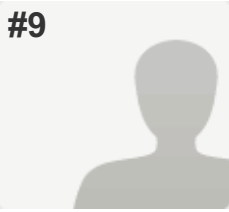
**Q10: If your answer to 9 is no, do you think the TM-PDDRP should be amended to address the problem?**

Why or why not?

Not certain but certainly there needs to be a speedy method for dealing with "clear" cases of bad practice that at the same time does not over reach rights

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#9

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Friday, August 26, 2016 12:43:20 PM  
**Last Modified:** Friday, August 26, 2016 12:45:48 PM  
**Time Spent:** 00:02:27  
**IP Address:** 176.94.143.131

## PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP

**Q1: Details of Respondent**

Name	Michael Zoebisch
Email	zoebisch@rwzh.com

<b>Q2: Please note ICANN community membership/affiliation, if any</b>	Other (please specify) MARQUES
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<b>Q3: Are you...?</b>	A representative of trademark owners?
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<b>Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?</b>	Yes
--	-----

<b>Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?</b>	Yes
---	-----

<b>Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?</b>	
--	--

Costly and complicated.

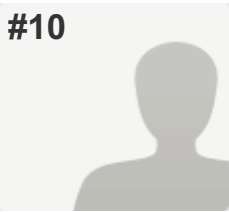
<b>Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?</b>	Yes
--	-----

<b>Q8: If your answer to 7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?</b>	<i>Respondent skipped this question</i>
--	---

<b>Q9: If your answer to 7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?</b>	No
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<b>Q10: If your answer to 9 is no, do you think the TM-PDDRP should be amended to address the problem?</b>	Yes
--	-----

#10

**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Tuesday, August 30, 2016 11:28:40 PM  
**Last Modified:** Tuesday, August 30, 2016 11:49:20 PM  
**Time Spent:** 00:20:39  
**IP Address:** 199.201.64.131

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**PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP**


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**Q1: Details of Respondent**

Name	Denise Michel
Email	denisemichel@fb.com

**Q2: Please note ICANN community membership/affiliation, if any**

BC

**Q3: Are you...?**

A representative of trademark owners?

**Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?**

Yes

**Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?**

Yes

**Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?**

Up to this point a clear, repeated pattern of abuse was not obvious.

**Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?**

Yes,

Please describe the behaviour in question.

.xyz "cramming" (domain names placed in registrants' accounts without authorization; outrageous premium pricing (eg. .top); using TMCH as a shopping list for predatory pricing; .feedback's conflicting stated use of domain names; predatory pricing; misuse of brand and brand infringement; many new gTLDs not complying with their own registration requirements (eg. .film); (not exhaustive list)

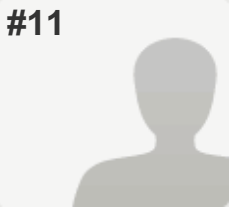
**Q8: If your answer to 7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?**

It's untested; unclear on full procedures; potentially burdensome trademark and free-speech related inquiries; a complete pattern of behavior had not yet been established

**Q9: If your answer to 7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?***Respondent skipped this question***Q10: If your answer to 9 is no, do you think the TM-PDDRP should be amended to address the problem?**

Why or why not? 9/10: unclear at this point

#11

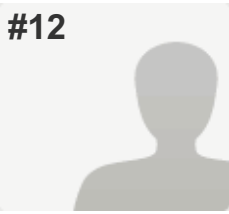
**COMPLETE**

**Collector:** Web Link 1 (Web Link)  
**Started:** Wednesday, August 31, 2016 7:44:03 AM  
**Last Modified:** Wednesday, August 31, 2016 8:12:04 AM  
**Time Spent:** 00:28:00  
**IP Address:** 202.11.16.148

## PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP

Q1: Details of Respondent	<i>Respondent skipped this question</i>
Q2: Please note ICANN community membership/affiliation, if any	ccNSO
Q3: Are you...?	N/A
Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?	No
Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?	No
Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?	NA
Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?	No, Please describe the behaviour in question. We haven't received such cases.
Q8: If your answer to 7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?	NA
Q9: If your answer to 7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?	<i>Respondent skipped this question</i>
Q10: If your answer to 9 is no, do you think the TM-PDDRP should be amended to address the problem?	<i>Respondent skipped this question</i>

#12

**COMPLETE****Collector:** Web Link 1 (Web Link)**Started:** Thursday, September 01, 2016 12:35:14 AM**Last Modified:** Thursday, September 01, 2016 12:39:01 AM**Time Spent:** 00:03:47**IP Address:** 71.69.237.55**PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP****Q1: Details of Respondent**

Name	Mark Urban
Email	isocdisab@gmail.com

**Q2: Please note ICANN community membership/affiliation, if any**

At-Large

**Q3: Are you...?**

N/A

**Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?**

Yes

**Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?**

No,  
If answer is no, please explain.  
Not a functional process

**Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?**

Concerned that there is not a truly independent review process.

**Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?**

Yes,  
Please describe the behaviour in question.  
Decisions on names seem to be oriented towards maximizing ICANN funding.

**Q8: If your answer to Q7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?**

Perception of bias based on experiences

**Q9: If your answer to Q7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?**

No

GNSO RPM WG Community Survey

**Q10: If your answer to 9 is no, do you think the TM-PDDRP should be amended to address the problem?**

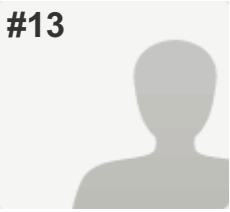
No,

Why or why not?

An independent group such as ISOC should resolve the issues.

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#13

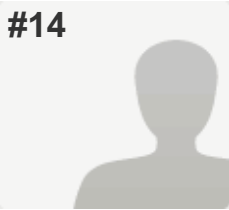
**COMPLETE****Collector:** Web Link 1 (Web Link)**Started:** Friday, September 02, 2016 2:48:53 PM**Last Modified:** Friday, September 02, 2016 3:26:28 PM**Time Spent:** 00:37:35**IP Address:** 37.99.193.59

## PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP

<b>Q1: Details of Respondent</b>	<i>Respondent skipped this question</i>
<b>Q2: Please note ICANN community membership/affiliation, if any</b>	RrSG
<b>Q3: Are you...?</b>	N/A
<b>Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?</b>	Yes
<b>Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?</b>	No, If answer is no, please explain. No incident ever occurred
<b>Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?</b>	never considered
<b>Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?</b>	No
<b>Q8: If your answer to 7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?</b>	<i>Respondent skipped this question</i>
<b>Q9: If your answer to 7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?</b>	<i>Respondent skipped this question</i>
<b>Q10: If your answer to 9 is no, do you think the TM-PDDRP should be amended to address the problem?</b>	<i>Respondent skipped this question</i>



#14

**COMPLETE**

Collector: Web Link 1 (Web Link)

Started: Friday, September 02, 2016 7:05:27 PM

Last Modified: Friday, September 02, 2016 7:11:23 PM

Time Spent: 00:05:56

IP Address: 212.238.164.23

## PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP

**Q1: Details of Respondent**

Name	Theo Geurts
Email	legal@realtimeregister.com

**Q2: Please note ICANN community membership/affiliation, if any**

RrSG

**Q3: Are you...?**

A trademark owner?

**Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?**

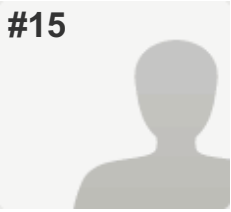
No

**Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?**No,  
If answer is no, please explain. See 4**Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?**

See 4.

**Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?**No,  
Please describe the behaviour in question. I have not seen anything that can be described as a pattern or anything related to 7**Q8: If your answer to 7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?***Respondent skipped this question***Q9: If your answer to 7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?***Respondent skipped this question***Q10: If your answer to 9 is no, do you think the TM-PDDRP should be amended to address the problem?***Respondent skipped this question*

#15

**COMPLETE**

Collector: Web Link 1 (Web Link)

Started: Saturday, September 03, 2016 4:45:05 AM

Last Modified: Saturday, September 03, 2016 4:47:14 AM

Time Spent: 00:02:08

IP Address: 86.140.215.58

## PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP

**Q1: Details of Respondent**

Name	Rob Golding
Email	rob.golding@astutium.com

**Q2: Please note ICANN community membership/affiliation, if any**

RrSG

**Q3: Are you...?**

A trademark owner?

**Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?**

No

**Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?**

No,  
If answer is no, please explain.  
No infringements as yet to deal with

**Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?**

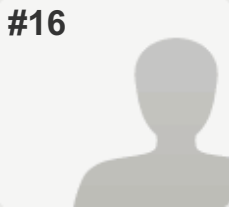
N/A

**Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?**

No

**Q8: If your answer to Q7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?***Respondent skipped this question***Q9: If your answer to Q7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?***Respondent skipped this question***Q10: If your answer to Q9 is no, do you think the TM-PDDRP should be amended to address the problem?***Respondent skipped this question*

#16

**COMPLETE****Collector:** Web Link 1 (Web Link)**Started:** Monday, September 05, 2016 10:34:31 AM**Last Modified:** Monday, September 05, 2016 10:49:40 AM**Time Spent:** 00:15:08**IP Address:** 78.153.240.42**PAGE 1: Questions regarding potential infringements of registry practices under the TM-PDDRP****Q1: Details of Respondent**

Name

SafeBrands

Email

legal@safebrands.com

**Q2: Please note ICANN community membership/affiliation, if any**

RrSG

**Q3: Are you...?**

A representative of trademark owners?

**Q4: Are you aware of the Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP) that was developed as a rights protection mechanism for the 2012 New gTLD Program?**

Yes

**Q5: Have you, your clients, any persons or entities that you represent, or your members considered using it?**

No,

If answer is no, please explain.  
usually we are able to solve issue amicably.**Q6: If you, your clients, persons or entities you represent, or your members have considered filing a complaint but did not proceed, what were the reasons?**

Time consuming and expensive. Clients prefer to give up usually instead of spending money to solve.

**Q7: At the second level, has there been any conduct by new gTLD registry operators that you believe constitutes a "substantial pattern or practice of specific bad faith intent to profit from the sale of trademark infringing domain names" and "bad faith intent to profit from the systematic registration of domain names" that are identical or confusingly similar to one or more marks, which (i) takes unfair advantage of the distinctive character or the reputation of the mark(s); (ii) impairs the distinctive character or the reputation of the mark(s), or (iii) creates a likelihood of confusion with the mark(s)?**

No,

Please describe the behaviour in question.  
some registries do but from time to time and not for all trademark, that the beauty of the thing.**Q8: If your answer to Q7 is yes, why do you think the TM-PDDRP has not been used even as this behavior is apparent in new gTLD registries?**

As explained it's not systematic and thus, don't concern necessarily all TLDs of the registry and all trademarks of our clients. And usually when we contact them or send if needed a infringement notice, the problem manages to be solved.

**Q9: If your answer to Q7 is yes, do you believe the TM-PDDRP in its current form addresses the problem?**

No

GNSO RPM WG Community Survey

**Q10: If your answer to 9 is no, do you think the TM-PDDRP should be amended to address the problem?**

Yes,

Why or why not?

They should be an easiest process to report a particular infringement on a particular domain name. Simpiest and less expensive.

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