

**Attendance (24 members)**

Brian Beckham - WIPO	Marie Pattullo
Brian Cimboric	Martín Silva Valent
Colin O'Brien	Maxim Alzoba (FAITID)
David McAuley	Michael Karanicolas
George Kirikos	Mitch Stoltz
Gerald M. Levine	Monica Mitchell
Heather Forrest	Paul Tattersfield
Ivett Paulovics	Philip Corwin
Jay Chapman	Rebecca L Tushnet
John McElwaine	Roger Carney
Justine Chew	Susan Payne
Kathy Kleiman	Zak Muscovitch

**Audio Only**

Steve Levy

**Apologies**

Petter Rindforth

**Staff**

Ariel Liang  
Berry Cobb  
Julie Hedlund  
Mary Wong  
Andrea Glandon

**AC Chat**

Andrea Glandon:Welcome to the Review of all Rights Protection Mechanisms (RPMs) in all gTLDs PDP WG call held on Wednesday, 05 September 2018 at 12:00 UTC.

George Kirikos:Hi folks.

Kathy Kleiman:Good morning!

Kathy Kleiman:Agreed!

George Kirikos:Is participation from APAC lower at this time slot (8 am Eastern time) than the other time slot (11 pm Eastern time)??

George Kirikos:If so, it might be wise to revert to the other time slot, to maximize participation.

Mary Wong:The previous rotating time slot was better for APAC.

Susan Payne:is anyone speaking? not sure if I've lost audio

Mary Wong:But not workable for EMEA-based members.

Susan Payne:thanks!

Brian Beckham - WIPO:re mtg time: I note Heather and Justine are here; I believe Jonathan Agmon was in APAC (this is also a better time for Europe)

Maxim Alzoba (FAITID):hello all, do we have audio in Adobe ?

Maxim Alzoba (FAITID):I hear voice now

Maxim Alzoba (FAITID):I have update to my SOI  
Mary Wong:@Brian, true - however, the previous time was during APAC working hours while this one is at night for APAC members (e.g. 8 p.m. in HK/Singapore, 10 a.m. or later in Australia/NZ).  
Mary Wong:It's hard to find a time that works for all regions, unfortunately.  
George Kirikos:Low volume, though.  
George Kirikos:That's better, now.  
Susan Payne:it might help to try to co-ordinate with other meetings like WT5. That call was 0500 - 0630 today, so anyone ion the US who stayed up late for that call really doesn't get much time to sleep if they wanted to also come on this!  
David McAuley:congrats Maxim  
Heather Forrest:Congratulations Maxim, and all the best for your term on the GNSO Council  
Maxim Alzoba (FAITID):thanks  
David McAuley:Whoa - very nice Kathy  
Mitch Stoltz:Congratulations @Kathy  
Maxim Alzoba (FAITID):congratulations, Kathy  
Heather Forrest:Congratulations Kathy  
Susan Payne:congrats to maxim and Kathy  
Marie Pattullo:Apologies for being late joining.  
Kathy Kleiman::-) Tx -- very excited!  
George Kirikos:Here's the PDF, if others want to read it on their computer: <https://mm.icann.org/pipermail/gns0-rpm-wg/attachments/20180831/c3114897/CLEANSUPERCONSOLIDATEDURSTOPICSTABLE31August2018-0001.pdf>  
David McAuley:Thank you George  
Julie Hedlund:The document is unsynced.  
Kathy Kleiman:Tx for link -- easier to read outside of Adobe Connect.  
Julie Hedlund:We are on page 4.  
Maxim Alzoba (FAITID):am I the only one who has low volume for audio via Adobe ?  
Susan Payne:could you ask that q again brian. I lost track  
Zak Muscovitch:There used to be a centralized database provided by ICANN for UDRP's: [https://urldefense.proofpoint.com/v2/url?u=https-3A\\_archive.icann.org\\_en\\_udrp\\_proceedings-2Dlist.htm&d=DwIFaQ&c=FmY1u3PJp6wrcrwl3mSVzgfkbPSS6sJms7xcl4I5cM&r=k7uKdJSb7\\_ZjItyVqrCYH\\_o\\_rKms9SFxImbYEJqG-y9I&m=PI61BiTs8atwqnlcMLiESy9-SQBtrzzVYMKrzGTViik&s=uuAzcl2uVhNUUSvigIlgNUjytYQ1SCXiME3CYQpElUo&e=](https://urldefense.proofpoint.com/v2/url?u=https-3A_archive.icann.org_en_udrp_proceedings-2Dlist.htm&d=DwIFaQ&c=FmY1u3PJp6wrcrwl3mSVzgfkbPSS6sJms7xcl4I5cM&r=k7uKdJSb7_ZjItyVqrCYH_o_rKms9SFxImbYEJqG-y9I&m=PI61BiTs8atwqnlcMLiESy9-SQBtrzzVYMKrzGTViik&s=uuAzcl2uVhNUUSvigIlgNUjytYQ1SCXiME3CYQpElUo&e=)  
George Kirikos:Exactly, Zak. If everything was XML, it could be centralized again and fully automated.  
Andrea Glandon:@maxim, The AC audio volume is good for me.  
Mary Wong:Thanks David - to confirm, the UDRP and URS are considered to be mandatory administrative proceedings.  
David McAuley:Thanks Mary  
George Kirikos:(decisions and pending complaints too, etc.)  
David McAuley:sounds right  
George Kirikos:Should we use the Adobe checkmarks to show support? That might help demonstrate support amongst members who are present.  
George Kirikos:Rather than infer from "silence".  
Andrea Glandon:Petter Rindforth has just sent his apologies.  
George Kirikos:+1 Zak. An authoritative central database also improves transparency for the public and registrants.

Maxim Alzoba (FAITID):will try to reconnect

David McAuley:one way to possibly operationalize would be to amend rule 3.b.viii to include mandatory admin proceedings along with legal proceedings as things to be 'identified'

Michael Karanickolas:I think Zak raises a good suggestion

Mary Wong:Will this database be managed by ICANN Org?

Paul Tattersfield:Its a good suggestion Zak, it would good to get everything up to a single standard

George Kirikos:Sure, Mary. Or, it could be subcontracted to folks like UDRPsearch.com or others who have already "invented the wheel" so to speak.

David McAuley:Thanks Kathy - rule 3.g. sounds important in this respect

George Kirikos:I'm sure a tender for such a central database could get multiple bids and cheap ones (i.e. marginal cost for UDRPsearch.com, that \*already\* does this, should be very low).

Zak Muscovitch:yes

Kathy Kleiman:URS Rules 3(g) A URS Complaint may not be filed against a domain name that is part of an open and active URS or UDRP case.

David McAuley:did the providers or practitioners subteams see conflict cases as an existing issue?

Susan Payne:I thought George has previously objected to polls?

Maxim Alzoba (FAITID):if ICANN manages this database, we need to be prepared to lack of SLAs for it , as it is for TMCH (no obligations to keep in online all times e.t.c.)

Kathy Kleiman:Traditionally, implementation is handled by an Implementation Team (created after a Policy Development Process)

Maxim Alzoba (FAITID):\*manages

Maxim Alzoba (FAITID):any non standard EPP extension needs at least 180 days for implementation (in fast track mode)

Maxim Alzoba (FAITID):non standard

David McAuley:I am unable to answer

George Kirikos:Maxim: Thanks for that. This is probably a process that is more than 180 days away. :-)

David McAuley:I could check but don't know

Maxim Alzoba (FAITID):@George, the issue is - Registries and Registrars can not implement until the changes are final, so 180 is from the day of the publication of the final document

George Kirikos:If staff annotates the suggested operational fix, it could then be sent out for public comment.

Kathy Kleiman:Next is page 6?

Julie Hedlund:Yes, page 6.

George Kirikos:We're only doing operational fixes now, so just the Orange headings.

Maxim Alzoba (FAITID):may I - about interaction with Registries and Registrars, it should be done via CPH, they have a team of tech heads (TechOps), who also understand operational side (partially bueraucrats)

David McAuley:Good point Maxim

George Kirikos:True, RDAP is coming.

Paul Tattersfield:Where a registrant doesn't want to have their information made public the registrar should put their contact details in the WHOIS and accept responsibility for any bad behaviour by their client.

Kathy Kleiman:URS Rules 3. The Complaint\* \* \*(b) The Complaint, including any annexes, shall be submitted using an electronic form made available by the Provider and shall: \* \* \*(ii) Provide the name, contact person, postal and email addresses, and the telephone and telefax numbers of the Complainant and of any representative authorized to act for the Complainant in the URS proceeding;

Maxim Alzoba (FAITID):I suggest we start adding "(RDDS)" where WHOIS is in our texts - so it will be ... "WHOIS/RDDS" , because we do not know what comes after RDAP ... (anything new will be called "RDDS too") P.S: RDDS stands for Registration Data Directory Services

Maxim Alzoba (FAITID):@Julie, I referred to RDDS, and RDAP as WHOIS are technologies (RDDS is set of technologies, allowing to look into database to some degree)

Maxim Alzoba (FAITID):@Julie, thanks

George Kirikos:ICANN should be in the Guinness Book of World Records in the section "Most Acronyms per organization". :-)

David McAuley:consistent with 'then applicable' policy?

Maxim Alzoba (FAITID):@George, any organization in the world will loose to any army in use of acronyms

George Kirikos:Sounds good, Kathy.

Maxim Alzoba (FAITID):@David, +1

Mary Wong:@Kathy, should that be ICANN Consensus Policies rather than ICANN's privacy policies?

Kathy Kleiman:Suggestion: \*\*\* using WHOIS data consistent with current and upcoming ICANN Consensus Policies (reflecting Mary's idea)

Maxim Alzoba (FAITID):@Kathy, applicable policy sounds better, because there are temporary policies e.t.c., and they are not Consensus based

Kathy Kleiman:Revised suggestion: \*\*\* using WHOIS data consistent with applicant ICANN Consensus Policies (reflecting Maxim and Mary)

Maxim Alzoba (FAITID):@Kathy, the current Temp Spec is not a consensus policy, but it is current and obligatory

Kathy Kleiman:what page?

George Kirikos:Still page 6.

George Kirikos:2nd point below the earlier one, it seems.

George Kirikos:(only orange operational fixes, today)

George Kirikos:i.e. proposed rules, that are approved by GNSO, might be better.

Mary Wong>Note that the URS is currently not a Consensus Policy, so it is binding on registry operators via contract.

David McAuley:Maxim makes a good point and these arrangements take account of existing laws

George Kirikos:True, Mary. But, this would likely be mirrored in the UDRP, too.

Maxim Alzoba (FAITID):Also no on all Registries, only on new gTLDs and those who voluntarily agreed to use URS

Maxim Alzoba (FAITID):\*not all

Julie Hedlund:Page 10

Mary Wong:@Maxim, exactly; whereas the UDRP is a binding Consensus Policy applicable to all registries.

Maxim Alzoba (FAITID):to all TLDs

Ivett Paulovics:Instead of an operational fix could this be a policy recommendation? I mean an amendment of the URS High Level Technical Requirements.

George Kirikos:Yes, "by" should be "to".

David McAuley:agree with Brian, should be 'to' instead of 'by' or it makes no sense

Maxim Alzoba (FAITID):@Ivett, also the name of the document itself is confusing in "Technical"

Ariel Liang:Staff have corrected the typo on the version currently displayed in AC & linked from the agenda wiki page

Michael Karanicolas:I agree - by should be to. I think Justine raised this on list?

Justine Chew:@Ariel, I thought you mentioned that this 'by' typo would be fixed already?

Mary Wong:@Brian, yes - confirming the language of 4.2 is "Within 24 hours after receiving Notice of Lock from the Registry Operator, the URSPProvider shall notify the Registrant of the Complaint ("Notice of Complaint"), sending a hard copy of the Notice of Complaint to the addresses listed in the Whois contact information, and providing an electronic copy of the Complaint" and that "Notice of Complaint shall be in English and translated by the Provider into the predominant language used in the Registrant's country or territory".

Kathy Kleiman:Procedure 4.2 Within 24 hours after receiving Notice of Lock from the Registry Operator, the URS Provider shall notify the Registrant of the Complaint ("Notice of Complaint"), sending a hard copy of the Notice of Complaint to the addresses listed in the Whois contact information, and providing an electronic copy of the Complaint, advising of the locked status, as well as the potential effects if the Registrant fails to respond and defend URS-4 against the Complaint. Notices must be clear and understandable to Registrants located globally. The Notice of Complaint shall be in English and translated by the Provider into the predominant language used in the Registrant's country or territory.

Ariel Liang:@Justine - yes, the version currently displayed in AC & linked from agenda is updated  
David McAuley:agree with Susan, put a pin in it. But when we get to complicity note that this issue involves a due process consideration relative to notice

Kathy Kleiman:make sense, Brian

Paul Tattersfield:I have to leave for another meeting, sorry.

George Kirikos:contacts, not contracts

Maxim Alzoba (FAITID):all contact are in GDD portal for Registries

George Kirikos:Was that all in RADAR, Maxim?

Maxim Alzoba (FAITID):and in RADAR for registrars

Maxim Alzoba (FAITID):Radar is old and quite outdated system

George Kirikos:Perhaps there should be a single authoritative communications portal for both registries and registrars?

George Kirikos:(i.e. unified, rather than separate systems)

Mary Wong:There is a GDD portal through which ICANN contacts registries and registrars, yes.

Maxim Alzoba (FAITID):@George, Radar is to be migrated somehow to the same portal

George Kirikos:Good, Maxim. As having multiple systems would be harder for both ICANN, and the contracted parties.

Maxim Alzoba (FAITID):it is

Maxim Alzoba (FAITID):but it is B2B platform between ICANN and Registrar or ICANN and Registry

Maxim Alzoba (FAITID):but no third parties

Maxim Alzoba (FAITID):platforms

George Kirikos:Is all communication by email, by the way? Or does the GDD or RADAR system allow other methods, e.g. SMS, RSS, Twitter (!), or other methods of getting the communications?

Mary Wong:Yes, no third party access.

Heather Forrest:Apologies, all - I have to drop for another call

Kathy Kleiman:Bye Heather - tx for joining us.

George Kirikos:So, maybe it should Provider to ICANN, which sends the communication to Registrar/Registry?

George Kirikos:\*should = should be

Maxim Alzoba (FAITID):basically another B2B portal for URS or UDRP providers, with authentication

Maxim Alzoba (FAITID):those contacts are not public, and not intended to be published (to avoid spam, for example)

David McAuley:could impact examiners, sounds right

Maxim Alzoba (FAITID):but Providers can use something like Authenticated download of the current XML, for example

Maxim Alzoba (FAITID):current contact list XML  
David McAuley:Agree with Susan vis-a-vis responsibility for doing something like this, an overarching guidance repository of sorts  
Jay Chapman:+1 Kathy  
David McAuley:+1@Mary  
Michael Karanicolas:I think the guide is a good idea  
Kathy Kleiman:The current official and working languages of the United Nations are: Arabic. Chinese. English. French. Russian. Spanish.  
George Kirikos:+1 Zak. There will be an IRT ater this.  
Susan Payne:would support that Zak  
George Kirikos:That was Zak, not George, speaking just now.  
Kathy Kleiman:Per Zak's suggestoin, change "hire" -> to "bring in"  
Kathy Kleiman:?  
George Kirikos:True, narrower in scope than the WIPO Overview.  
Susan Payne:@Kathy - no, Zak's suggestion was a recommendation that there be guidance, with the exact method of how this is implemented being left to implementation  
George Kirikos:Practitioners, examiners, but also in general for the public (including registrants and complainants, since they need to know the standard too).  
David McAuley:I think that is safe to say Brian, yes  
Zak Muscovitch:@Brian - IMHO a checklist for Examiner's sure - but the Guide should apply to all - no reason to duplicate and that woudl avoid inconsistency  
George Kirikos:+1 Zak  
Justine Chew:Yes, @Brian, I support intention behind fixes in D2  
George Kirikos:Are we on page 17 now?  
George Kirikos:Oops 27.  
Julie Hedlund:Yes, page 27.  
Susan Payne:@Brian - yes there's a break between the ywo  
Susan Payne:two  
Philip Corwin:I agree with the concept -- only question, thinking about it further, is whether this a job for ICANN Compliance (which enforces Registry/Registrar contracts) or Legal. Not sure of correct answer.  
George Kirikos:Hopefully that applies to individual proposals too, then.  
Kathy Kleiman:Phil - ICAN Compliance, GDD, Legal?  
Mary Wong:@David, thanks - that was going to be a staff question as well.  
Justine Chew:@Phil, good point. The Providers MOUs are entered into by ICANN. So perhaps it should be just ICANN.  
Mary Wong:Typically ICANN Org does not continuously monitor these types of issues; a complaint is first filed.  
Kathy Kleiman:@Mary: one of the reasons for contracts with URS Providers was to ensure ICANN review.  
Kathy Kleiman:Agree with Susan  
Kathy Kleiman:audits would be good -- so we don't have wait until complaints or a future review.  
George Kirikos:Silence?  
George Kirikos:Did we lose audio?  
Zak Muscovitch:Mary - does that mean that there is currently a complaints procedure?  
David McAuley:yes  
Mitch Stoltz:I hear you  
Marie Pattullo:Loud & clear!

Mary Wong:@Zak and all - this is the page I was referring to: [https://urldefense.proofpoint.com/v2/url?u=https-3A\\_www.icann.org\\_resources\\_pages\\_urs-2D2013-2D10-2D31-2Den&d=DwIFaQ&c=FmY1u3PJP6wrcrwl3mSVzgfkbPSS6sJms7xcl4I5cM&r=k7uKdjSb7\\_ZjItyVqrCYHo\\_rKms9SFxImbYEJqG-y9I&m=PI61BiTs8atwqnIcMLiESy9-SQBtrzzVYMkrzGTViik&s=XA4ywFezW7nLx11y0Zs90zOyenFDV8SfY-gFhXDOcEc&e=](https://urldefense.proofpoint.com/v2/url?u=https-3A_www.icann.org_resources_pages_urs-2D2013-2D10-2D31-2Den&d=DwIFaQ&c=FmY1u3PJP6wrcrwl3mSVzgfkbPSS6sJms7xcl4I5cM&r=k7uKdjSb7_ZjItyVqrCYHo_rKms9SFxImbYEJqG-y9I&m=PI61BiTs8atwqnIcMLiESy9-SQBtrzzVYMkrzGTViik&s=XA4ywFezW7nLx11y0Zs90zOyenFDV8SfY-gFhXDOcEc&e=)

Justine Chew:Yep, agree with @Susan and @Kathy -- the MOU contains a termination clause for Provider's failure to comply with terms of MOU or the URS Procedures or Rules.

Justine Chew:So there should be compliance monitoring

Mary Wong:Re the Complaints Officer, staff believes that this is generally intended for complaints relating to actions/inactions by ICANN Org and staff.

George Kirikos:True, Justine. Needs to be something that can be made accountable, e.g. via reconsideration request or IRP, if ICANN is somehow deficient in doing that termination (if appropriate).

George Kirikos:We're on page 33 now.

Julie Hedlund:I think we are still on 27 -- second part of the first bullet, beginning with "In view of the expedited nature..."

Brian Beckham - WIPO:(correct, page 27)

George Kirikos:Oh, sorry.

George Kirikos:Perhaps a technical appendix?

George Kirikos:(separated out, as Maxim suggested)

Maxim Alzoba (FAITID):URS is a policy both Registrars and Registries have to follow

Maxim Alzoba (FAITID):and it is enforceable ( Registry has to lock in 24 hours)

Justine Chew:Yes, agree with @Kathy -- this is something which Providers 'complained of.

Maxim Alzoba (FAITID):but, there is an implication with extension for a year

George Kirikos:For .cars, it's \$2000/yr or something like that.

Maxim Alzoba (FAITID):it is of contractual nature (Registrars must have Registrants Agreement with the gaining party)

George Kirikos:Like an Ombudsperson specifically for URS and UDRP?

George Kirikos:(i.e. a specialist, rather than a generalist)

Philip Corwin:I think the concept of a "DRP Czar" is a Phase 2 issue (personal view)

George Kirikos:lol

George Kirikos:Here's the SSAC Standing Committee for Security, as an example: [https://urldefense.proofpoint.com/v2/url?u=https-3A\\_www.icann.org\\_groups\\_ssac&d=DwIFaQ&c=FmY1u3PJP6wrcrwl3mSVzgfkbPSS6sJms7xcl4I5cM&r=k7uKdjSb7\\_ZjItyVqrCYHo\\_rKms9SFxImbYEJqG-y9I&m=PI61BiTs8atwqnIcMLiESy9-SQBtrzzVYMkrzGTViik&s=2B7aZcxjJtnrhRy5qRa\\_1iY6Jv1qp4FOsXGa4Zo4F00&e=](https://urldefense.proofpoint.com/v2/url?u=https-3A_www.icann.org_groups_ssac&d=DwIFaQ&c=FmY1u3PJP6wrcrwl3mSVzgfkbPSS6sJms7xcl4I5cM&r=k7uKdjSb7_ZjItyVqrCYHo_rKms9SFxImbYEJqG-y9I&m=PI61BiTs8atwqnIcMLiESy9-SQBtrzzVYMkrzGTViik&s=2B7aZcxjJtnrhRy5qRa_1iY6Jv1qp4FOsXGa4Zo4F00&e=)

Philip Corwin:Again - and not speaking to the merits of a brand new concept -- but personally believe that concept of a DRP Standing Committee is likewise a phase 2 issue

Maxim Alzoba (FAITID):I was talking about GNSO official standing committees

Maxim Alzoba (FAITID):and review teams

Maxim Alzoba (FAITID):\*committees

Justine Chew:Thanks, @Mary

George Kirikos:Perhaps ICANN Complaints Officer + Ombudsperson can be consulted, to see if they break out data on complaints with respect to the URS (and UDRP), as part of that data gathering.

Susan Payne:yes

Kathy Kleiman:In place of current Provider subteam wording?

David McAuley:community feedback for us to consider further

David McAuley:seems good

George Kirikos:Looks fine to me.

Kathy Kleiman:page 33

Philip Corwin:I think we need staff to inquire and then inform us which ICANN body is responsible for enforcing URS Provider MOU -- GDD Compliance, ICANN Legal, or both?

Maxim Alzoba (FAITID):@Philip , excellent idea

Philip Corwin:We can have more than one proposal in Initial report on same subject, such as language - group them together and invite public comment on the topic

Zak Muscovitch:what page number are we on?

Julie Hedlund:Page 39.

George Kirikos:I think proposal #9 might be the one.

George

Kirikos:<https://community.icann.org/display/RARPMRIAGPWG/URS+Proposals?preview=/93126760/93127955/URS-Proposal-31%20Aug%202018-4.pdf>

George Kirikos:(as a policy, rather than operational fix)

George Kirikos:<https://community.icann.org/display/RARPMRIAGPWG/URS+Proposals> has all the proposals.

George Kirikos:(so far)

David McAuley:That seems operational to me - seems a good idea to put examiner CVs on page

George Kirikos:I support the concept in general.

Justine Chew:So there are individual proposals which suggest rewording of Rule 6(a) "Each Provider shall maintain and publish a publicly available list of Examiners and their qualifications".

Mary Wong:This was classified as an operational fix because current Rule 6 does speak to Examiner qualifications and impartiality.

David McAuley:we've squeezed all the oranges in this call

Justine Chew:Lol, good one @David.

Philip Corwin:Very punny, David

David McAuley:;-)

Zak Muscovitch:lol

Susan Payne:vote to call it a day

David McAuley:I suggest call it a day - +1 @ Susan

Susan Payne:don't think we should go onto any of the individual suggestions before we deal with all subteam recomms

Justine Chew:Agree with @Phil and @Susan, window to submit not yet closed

Marie Pattullo:Agree - especially as window still open.

Susan Payne:had not realised we were doing 2 hours!

David McAuley:GDPR - 10 min, no problem

George Kirikos:Next call is normal time, Sept 12? Maybe set the agenda fro that call today?

George Kirikos:\*fro - for

Susan Payne:+1 David :)

Philip Corwin:Let's declare victory for today and start with that GDPR recommendation next call

Mary Wong:1700 UTC

David McAuley:good call - thanks Brian,

George Kirikos:Bye folks.

Marie Pattullo:Thanks all!

Zak Muscovitch:Great call today, all. Many thanks Brian, staff and everyone.

Justine Chew:Thanks all

Susan Payne:thanks Brian

Philip Corwin:Good work!



