

Summary of IPC Meeting held at Taj Mahal Hotel, New Delhi

12 February 2008

Attendees

- The meeting was chaired by Claudio Di Gangi, VP of the IPC
- Other IPC members in attendance included Zbynek Loebel, Stacey King , Jonathan Cohen and Nick Wood
- ICANN Staff in attendance: Olof Nordling
- Observers included
 - Vivek Goyal, Goyal Associates, India
 - Bart Lieben, Deloitte / Laga, Brussels
 - Mohammad Thawbeh, attorney, India
 - Zahid Jamil, .pk DRS Centre
 - Russell John, Bangladesh Liux Users Association
 - Ahasan Habib, Bangladesh InfoTech
 - Bilal Bierum, TAGI (Abu Ghazaleh IP), India
 - Khalid Al Khalidi, TAGI India
 - John Rodriguez, USPTO
 - Scott McCormick, Booz Allen Hamilton, US
 - Jonathan Zuck, ACT
 - Philip Corwin, ICA
 - Michael Collins, Internet Commerce Association
 - Zuzana Durijova, .cz
 - Annalise roger, “Interested individual from San Francisco”
 - Marilyn Cade, ICT Strategic Consultancy and Business Constituency
 - Philip Sheppard, AIM and Business Constituency
 - Rob Hogarth, ICANN

There were two other attendees whose signatures on the attendance sheet are undecipherable.

A number of other IPC members joined the meeting via the telephone bridge including Charles Shaban, David Taylor, Hector Ariel Manoff, Cyril Chua and Steve Metalitz.

Introductions

Claudio Di Gangi welcomed attendees and started the meeting. He indicated that the IPC invited three speakers to present on issues of importance to IPR holders – Stacy Burnette, Director of Contract Compliance of ICANN, Edmon Chung of .ASIA and Phil Colebrook from .TEL. In addition there would be a discussion of the proposed GNSO Reform with a presentation of an idea from members of the Business Constituency.

ICANN Contract Compliance

Stacy Burnette gave a presentation on the work of her department which is to be enlarged to 12 people. This included her efforts to investigate Whois Inaccuracy, possibly through the recruitment of an outside firm via an RFP to cross-check randomly sampled records around the world to ensure that real world contact details are correct. She also encouraged any member of the IPC who knows of instances where UDRP decisions cannot be enforced because of problems with registrars to contact her.

.ASIA

Edmon Chung, CEO of DotAsia Organisation, summarised the .ASIA Sunrise and spoke of the success of the measures to protect IP that are being tried, including a number of novel schemes such as the Pioneer Programme, auctions between two eligible applicants for one name and the possibility that in the future .ASIA may allow Asian based applicants to taste .ASIA domains for a period of up to 60 days, provided it is used for genuine content. After 60 days, the domain must be paid for or it will be cancelled.

There was some discussion on the statistics in this presentation which show that a greater number of applicants for the 30,000 domains filed in Sunrise Phases 2 & 3 came from outside the ASIA region than inside. Only just over 1,000 terms were applied for by more than one applicant and the average price paid at auctions so far has been around \$2,000 (though this price and the number of auctions are expected to rise in the Landrush).

In response to some questions about the appeal of .ASIA domains to slammers, Edmon agreed to a suggestion that the registry should publish on its website a warning to consumers to beware of slammers.

.TEL

Ben Timms, Senior Systems Developer from TELNIC, explained how the USP of .TEL is that it will use the domain name system to keep contact information up to date so that .TEL users can keep in touch wherever they are via phone, VOIP, email etc.

Phil Colebrook, Senior VP Business Development and Policy of .TEL, then outlined the measures to protect IP that .TEL will be operating which include:

- A Sunrise planned to begin in October 2008 and run for one month at most
- Application on the basis of a current registered trade mark of national or international effect
- First Come First Served
- Opportunities for applicants to have administrative errors in applications reconsidered
- UDRP for Bad Faith applications

Presentations

The presentations made by .ASIA and .TEL will be circulated to all IPC Members by the end of the month.

GNSO Reform

Claudio Di Gangi introduced this subject explaining IPC's fears that the current proposals by the Board Governance Committee on GNSO Improvements Working Group would weaken the influence and involvement of private sector interests in ICANN policy making..

Marilyn Cade and Philip Sheppard of the Business Constituency presented a proposal for an alternative way forward featuring a "megastructure" with three equal parts:

- Contracted Parties (e.g. registries and registrars)
- Commercial Interests (e.g. ISPs, IPC and BC)
- Non-Commercial Interests

Jonathan Cohen presented a history of how the GNSO had developed and whilst recognising the value of the BC members' proposal, suggested he had produced a paper with a number of other alternatives that might better suit the IPC and indeed all business interests.

Steve Metalitz was concerned that the comments of the IPC on the proposals put forward for GNSO Reform had not been addressed by the Board Governance Committee on GNSO Improvements.

It was agreed that the invitation of the BC members to work with them on their proposal would be addressed by the IPC and that time was of the essence in moving forward.

Minutes prepared by Nick Wood, 20 February 2008 with apologies for mis-spelt names.