

IPC MEETING
Los Angeles, California
Tuesday, October 30, 2007

The meeting was called to order by Steve Metalitz at 2 pm and introductions were made by the attendees. (See attendance list attached.)

Victoria McEvedy was approved for Category I membership. Steve Metalitz provided us with a treasurer's report (unreconciled October 2007 balance of \$37,898).

Avri Doria, Chair of the GNSO Council, was introduced. Avri explained the status of the WHOIS OPoC proposal which the Council is going to vote on during its meeting on Wednesday. Avri explained that there were 3 proposals on the table for consideration. She reported that she is expecting to receive some friendly amendments to the pending motions, but she has not seen them as of our meeting. She also reported that she does not expect Motion 1 to pass and she advised that Motion 3 is only to be voted on in the event that there is no consensus on Motion 1 or Motion 2. She also stated that she did not feel that Motion 3 would accept. She then explained her rationale for putting out Motion 1.

Avri was then asked what other issues were going to be before the GNSO during its meeting tomorrow. She advised that she felt there was wide enough support to begin a PDP on domain name tasting. She also explained that she feels sure that the GNSO restructuring would get some substantive discussion during the meeting. Finally, she believes that the new gTLDs may come back on certain issues or topics. She does think the Board will accept the GNSO recommendations on new gTLDs, but she feels there is a strong chance that the Board may send this some issues back for further work. Avri was then asked about bringing in some senior counselors to help the GNSO prioritize points that can be worked out. Avri has some reservations about the idea of dividing out counselors into distinct groups such as senior and junior.

Next, Olof Nordling was introduced to give us a briefing on the IGO dispute resolution procedure. Olof gave a brief history on the background of the issue of protection for IGO names and abbreviations. Staff has delivered a draft for a dispute resolution procedure for IGOs. The procedure is modeled after the UDRP. This alternative was chosen because the existing UDRP was not palatable to the IGOs. The procedure will apply to all new gTLDs, but application to existing gTLDs may require a separate PDP. One main difference in the policy is the appeal procedure. In the IGO DRP, the appeals would be to an arbitration panel, not a national court. The two substantive grounds for bringing a dispute were crafted in order to track the Paris Convention, and do not require proof of bad faith. Kristina Rosette went on to point out the substantive differences between the draft IGO procedure and the UDRP. Jonathan Cohen then gave some background on the history of this issue. There was then an open discussion on this topic. Kristina, Cyril and Ute advised that, based on the last GNSO telephone conference, it is their collective belief that there is no ground swell of support for this policy. Olof then asked for some possible guidance that could assist in going forward. The question was raised about the

extent of the problem. Olof advised that the problem is fairly extensive and has been looked at by WIPO and is discussed in the issues report.

Stacy Burnette, Chief Compliance Officer for ICANN, then joined the meeting. Stacy opened with a presentation on ICANN's efforts on contractual compliance. ICANN has published a report on its compliance audit. Stacy was asked what ICANN plans to do with the non-compliant registrars that have not made any efforts to correct their noncompliance. Stacy stated that because of the risk of harming registrants, ICANN was hesitant to take any action to cancel accreditation for the registrar until the data escrow program is operational. Stacy advised that ICANN does plan to begin publishing the names of those registrars that are non-responsive to compliance audit requests. ICANN plans to do a Whois Accessibility and Whois Accuracy audits in 2008. Stacy then unveiled a proposed new complaint procedure for successful Complainants in UDRP actions that cannot get a decision implemented by the registrar. Stacy intends to implement this procedure by end of November 2007. Stacy then was asked to address the NAF comments in the Whois public comment period. Stacy advised that during her tenure she has assisted providers on several occasions and that in all instances the non-compliant registrars have eventually complied.

Kristine Dorrain from NAF was then introduced to ask any questions with regard to NAF its policies and procedures. A question was asked with regard to Kristine's review of the IPC's email making suggestions to its supplemental rules. Kristine was asked to put together a list of serial offenders (registrars not cooperating with UDRP procedures) so that ICANN can take contract compliance steps.

Steve Metalitz then introduced the topic of GNSO reform. There was then a general discussion on this issue. Steve called for volunteers to look at the Board's Working Group's report. A timeline of 2 weeks for putting together an IPC response would be good. It was suggested that this small group try and circulate draft comments by November 12, 2007.

There was then a general discussion about the issue being considered by the GNSO in its Wednesday meeting. Doug Brent, COO of ICANN, was introduced to briefly go over the new strategic plan. Doug Brent strongly suggested members read the Strategic Plan, especially the plan priorities on pages 10 and 11. It was also suggested that member review page 15.

Kurt Pritz from ICANN staff was introduced to discuss the RAA. Kurt provided the group with an update on the progress with regard to revision of the agreement. ICANN and working group of 6 registrars are getting close to agreement on 8 amendments, and hope to reach agreement on specific language by the time of the Delhi meeting.

The meeting adjourned at 5:40 pm.

Name	Company/Organization
Darcy Enyeart	Dotster
Lance Martinez	Oversee.net
Jonathan Zuck	ACT
Erick Iriarte	Alfa-Redi
Graham MacRobie	Citizen Hawk
Tatiana Chizev	NIC.MD (Moldova)
Kristine Dorrain	National Arbitration Forum
Levi Ferencz	Verisign ABMS
Susan Prosser	Name Intelligence
Christine Mumford	BNA
Doug Isenberg	The GigaLaw Firm
Susan Anthony	USPTO
Claudio DiGangi	INTA
Paul McGrady	Greenberg Traurig/IPC
Olof Nordling	ICANN
Cynthia Tobar	The Walt Disney Co.
Emely Romero	Verisign, Inc.
Amanda Vallejo	Verisign, Inc. DBMS
Owen Smigelski	Sunrider Int'l
Philip Corwin	ICA
Kristina Rosette	Covington & Burling LLP
Ken Taylor	Marksmen
Kjel Holmberg	SnapNames.com
Ravi Puri	Attorney
B. Watt	Amazon
Laurie Anderson	GoDaddy.com
Grace Ayres	Licensor & Straus Institute
Chris Aul	Pepperdine Law School Straus Institute
Eric Brunner-Williams	Wampompeag

David Taylor	Lovells
Roy Defee	4U Systems
Seth Reiss	IP & T Section Hawaii Bar
Angus Henderson	Gilbert & Tobin, Australia
J. J. Subrenat	ICANN Board
Jonathan Cohen	IPC/Shapiro, Cohen
Marta Dias	FCCN (DNS.PT)
Bassansuren Burmaa	Datacom
Mark Kudlacik	CheckMark Network
Vin Keenan	USA LOAN Telecom
Burke Hansen	The Register
Aaron Kornblum	Microsoft
Marc Trachtenberg	Ladas & Parry LLP
Ute Decker	Microsoft
Cyril Chua	Alban Tay Mahtani & DiSilva
Zbynek LoebI	CEAG/CAC
Nick Wood	Com Laude
Stacey King	Richemont
Andy Coombs	Coombs PC/IACC
Melody Wisterdal	Name Intelligence
Luca Danelon	Kivial
Ellen Rony	Domain Name Handbook
Steve Metalitz	Coalition for Online Accountability (COA)
J. Scott Evans	Adams & Evans, P. C.