

## ICANN INTELLECTUAL PROPERTY CONSTITUENCY

### WEDNESDAY, NOVEMBER 28, 2007 MEETING NOTES

Participants in the teleconference meeting included:

Steve Metalitz, Sam Mosenkis, Claudio di Gangi, Kristina Rosette, Victoria McEvedy, Doug Isenberg, Zbynek Loebel, Sheldon Klein, Andy Coombs, Hector Ariel Manoff, Nick Wood, Paul McGrady, Mark Partridge, Mike Kirk, Gadi Oron, Caroline Chicoine, J. Scott Evans.

1. Meeting commenced with roll call, appointment of scribe and agenda approval.
2. Category 2 Membership Application of the Intellectual Property Owners Association was discussed and approved.
3. Report and review of draft IPC position statement on Domain Tasting. Kristina Rosette presented the circulated draft for discussion. Constituency discussed the draft statement including issues related to a study conducted regarding the relation between tasting and phishing, the effect of the registrar's split position on tasting, and using trademark filings as analogies. The statement is due on December 5; comments from IPC members due December 3. If no comments are received, then this draft will become final and will be submitted on behalf of IPC.
4. Report and review of IPC statement on the Board Governance Committee Working Group Report on GNSO improvement. Discussion on report, in particular issues regarding the negative effect the proposal would have on the IPC. IPC agreed on position that restructure is premature and should be deferred. IPC proposals for consideration to include the creation of an IP Advisory Council and have ICANN be responsible for GNSO councilor expenses. The comment period has been extended to November 30; comments from IPC members due November 29. If no comments are received, then this draft will become final and will be submitted on behalf of IPC.
5. Doug Isenberg reported on the Czech Arbitration Court proposal regarding UDRP. Recommendation is that IPC tell ICANN that IPC supports the CAC Proposal. IPC approved such recommendation.
6. Review of redline version of IGO dispute resolution procedure. Discussion of the changes. Points made that save the couple changes, it is the same as trademark UDRP and that IPC should not bend over backward for the few IGOs. IPC approved proposed process of allowing the Council to determine what it wants to do. Kristina will submit the redlined document. .

7. Discussion of Rights Protection Mechanism in new gTLDs. Discussion regarding issue concerning the fact that new gTLDs have no required rights protection mechanism (RPM). Ideas include (1) insertion of question in the RFP regarding what RPM will be used; (2) impose RPM requirement; (3) Maintain a minimum standards through best practices. Agreed that choices 1 and 3 would work best and IPC will create working group to draft the best practices guidebook (group chaired by J Scott Evans). Such working group to report back to IPC in Q1 2008.
8. Report on GNSO Council chair election. Reported that Avri Doria is only nominee. Election Update.
9. Report on Transfers Working Group by Paul McGrady. Discussion revolved around the prioritization of the issue list for GNSO to consider regarding domain transfers.
10. Next meeting called for January 2008, date/time TBA.

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