

**Instructions:**

This table was built to assist the Sunrise Data Review Sub Team in its analysis as to whether, and how, the Analysis Group survey results answer each of the final agreed Charter questions.

Clarifying Note: This agreed Charter Question was not directly included in Analysis Group’s development of the surveys. It is nevertheless included in the Sub Team review as the survey results may be relevant to answering the agreed Charter Question.

When providing input, please note the tab title and cell number (if applicable) as reflected in the [survey analysis tool](#).

**Sunrise Charter Question 3:**

- (a) Should Registry Operators be required to create a mechanism that allows trademark owners to challenge the determination that a second level name is a Premium Name or Reserved Name?**
- (b) Additionally, should Registry Operators be required to create a release mechanism in the event that a Premium Name or Reserved Name is challenged successfully, so that the trademark owner can register that name during the Sunrise Period?**
- (c) What concerns might be raised by either or both of these requirements?**

Sub Team Member Name	Do the survey results help answer Sunrise Charter Question 1?	If yes, which sub question(s) do the survey results assist?	How do the survey results assist (e.g. “Registries responses in tab/cell X demonstrate Y”)?	Tab Title & Cell Number (if applicable)
George Kirikos	No		Strictly speaking, I could find nothing in the survey directly on point for these questions. However, more broadly, one might instead refer back to the survey data collected to answer Sunrise Charter Questions 2 and 4:  <a href="https://docs.google.com/document/d/1uwNtzemdC65DWMcVkJ2HfWFIHyCvtJzqMgarLn2nsM/edit">https://docs.google.com/document/d/1uwNtzemdC65DWMcVkJ2HfWFIHyCvtJzqMgarLn2nsM/edit</a>  <a href="https://docs.google.com/document/d/1-rpRnMArtFoS8_6Sx99aBY3FAJRWhfyPY-bc6CR6DI/edit">https://docs.google.com/document/d/1-rpRnMArtFoS8_6Sx99aBY3FAJRWhfyPY-bc6CR6DI/edit</a>	

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			(not repeated here) to help answer this question.	
Griffin Barnett	Yes	(a) – (c)	<p>About 30% of brand owner respondents indicated they attempted to register a domain during Sunrise and could not, with about 63% of those respondents indicating that the reason for the unsuccessful Sunrise registration attempt was that the name was on the registry reserved names list [TM D-F34-35]. Of that 63%, 75% contacted the registry about the matter, but only 16% of that group was able to then successfully obtain the name. [TM D-F 36-37].</p> <p>This data indicates that registry operators are reserving names matching Sunrise-eligible names, and in many cases the relevant brand owner is not successful in registering the name during Sunrise despite communicating the issue to the registry. This supports the idea that there should be a formal challenge mechanism for such cases, and a mechanism for releasing the challenged name to the eligible brand owner if the challenge is successful. This could be achieved through a single uniform Sunrise Dispute Resolution Procedure (SDRP) managed by a neutral third-party rather than internal to each individual registry operator. This process would not necessitate complete publication of a registry’s entire reserved names list [Ry/Rr D-F 17-19].</p> <p>While this might give registries less flexibility in terms of what names they can</p>	<p>TM &amp; Brand Owners D-F 34-35; 36-37</p> <p>TM &amp; Brand Owners D-F 34-35; 36-37</p> <p>Ry/Rr D-F 17-19</p>

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			reserve, this is appropriate given that Sunrise registration are supposed to supersede all other registrations (with the possible exception of those subject to ALP/QLP).	

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