

Section	Text	Comment	Response
1. Objective	(Various) Change "Procedure" to "Policy" Suggested Name Changes	This process would also be useful in addressing / reversing transfers that are part of a Fake Renewal Scam (e.g. "Domain Registry of America") (BT) Factual Correction (BS) Change to "Expedited Transfer Reversal Procedure (eTRP)" (BS)	Agreed, we should modify Background to reflect this. (JMB) No objection. I've changed "Procedure" and "Policy" to "Policy Recommendation"
2. Background			
2.1. Background	Correct dates of IRTP	"Implemented in 2001" (BS) "Revised 15 Mar 2009" (PS)	(JMB) (JMB)
2.2. Background	Correct dates of IRTP IRTP has no bearing on Change of Registrant	"as adopted by ICANN on 25 Apr 2003, and amended 7 Nov 2008" (BS) Modify to "unauthorized transfer to a new Registrar," or remove. (DH)	(JMB) Complete
2.5. Background	Why are current methods deficient?	Note that the current IRTP already addresses registry "undo" of transfer. Provide analysis on why this is deficient. (DH)	Noted.
3. Procedure			
3.1. Procedure	Make Mandatory for all gTLD Registries Pre-Transfer Registrar (PTRr)	This should be mandatory for all gTLD Registries (PS) (e)TRP should be applicable to all gTLDs that are subject to IRTP (BS) Document should state why the pre-transfer registrar is the initiator of the reversal (DH)	Noted. Noted. Complete.
3.2 Timeframe	60-day Post-Transfer Lock 60-day Post-Transfer Lock Subsequent Transfers	IRTP states that registrar "may" (not "must") deny transfer for 60 days. (PS) Mandate that names are locked for 60-days after transfer (BS) To guard against uncooperative registrars, have registry use ServerTransferProhibited EPP status for 60 days. (JMB) What happens when the name transfers again within 60 Days? (PS)	aftermarket?
3.3 FOA	Registrant vs. Admin Contact Obtaining FOA Obtaining FOA Obtaining FOA Obtaining FOA Obtaining FOA Obtaining FOA Obtaining FOA Obtaining FOA Obtaining FOA	"Confused by this" (which I took to mean) "Why the Registrant and not the AC?" (PS) What about multiple transfers? (PS) Why would the new registrant (if hijacked) give FOA? (PS) Is this a new FOA? (DH) Suggest this be a standardized FOA (BS) Would the registrant have to assert / declare / swear that this was unauthorized? (DH) Need to ensure this is not used for "Seller's Remorse" (DH) Require affidavit in addition to indemnification (BS) How would this address situations where a domain is sold, but the seller reconsiders or wants a better price? (BT) Should we clarify that the FOA must come from the prior registrant? (DH)	foa = confusing Require 60-day transfer lock following IRTP.
3.3.1 FOA	Obtaining FOA	Why would a fraudulent registrant give the previous registrar the AuthInfo code? (PS)	
3.3.2	FOA (Registrant Change) FOA (Registrant Change) FOA (Registrant Change) FOA (Registrant Change) FOA (Registrant Change) FOA (Registrant Change) FOA (Registrant Change)	If the Registrant information doesn't change, does the PTRr still need to verify identity? (DH) If the Registrant info hasn't changed, then isn't their pre-IRTP association with the name self-evident? (DH) Will each registrar develop its own verification procedure, or will registrants collectively develop a standard? (DH) Should the policy say anything about verification procedures? (DH) Should these procedure be more or less strident with those spelled out in the IRTP? (DH) This is very open and will need to be closed down a bit. (PS) Again, stress that the FOA and/or affidavit should be standardized to ensure prompt processing (BS) Poses questions about what the industry standard would be, open to interpretation. But not sure if there's a way around this by making the procedure too specific. (MC)	
3.3.3 Fees & Indemnification	Fees & Indemnification Fees & Indemnification Fees & Indemnification Fees & Indemnification	Can the Registry or New registrar seek indemnification from the PTRr? (DH) Can the Registry charge the PTRr a fee for handing the TRP? (DH) Does the registrar have to disclose these fees in advance, or can they extract whatever the hijacking victim is willing to pay? (DH) Again, stress that the FOA and/or affidavit should be standardized to ensure prompt processing (BS)	If this is Consensus Policy, then this should be in the RRA or RAA. (?) Same as Transfer fee. Or "Cost-Recovery"
3.4 Registry Actions	eTRP Package Registry Actions	eTRP, FOA, Registrant Affidavit, and any other required supporting documentation (the eTRP Package) 48 Hours seems like a long time in an emergency hijacking scenario. Was this well thought out or negotiated? I think original transfers WG was considering immediate software /SRS based transfer undo that would restore status quo ante transfer based on the assurance of the losing registrar that a hijacking had occurred. (DH)	"Best Reasonable Efforts"

3.4.2 Nameserver Data	Registry Actions Restore Nameserver Data	What about the "last updated date" in the WHOIS? That should be the date of the TRP, so that's little changed from the pre-IRTP state? (DH) This may be difficult for some registries to effect. (BS) What if the name was on hold (Client or Server) before the transfer? Then it wouldn't resolve after the TRP, correct? Also, should other status values be restored? (DH)	Ry restores the Rr. Then Rr corrects / restores the data.
3.5.3 Fee	Restore Nameserver Data	Does "equivalent to" mean "equal to"? Is there always one IRTP fee? Aren't TDRP fees also IRTP fees? Should be more specific (DH)	Ry restores the Rr. Then Rr corrects / restores the data.
3.5.4 Expiry	Registry Transaction Fee Registry Transaction Fee	Fee equivalent to the "registry's then current TDRP fee" (BS) Is it implied that the registry would take away the year that was added during the transfer? Are we talking about two years? (DH)	
3.5.4 Expiry	Extend the pre-IRTP expiry by one year Extend the pre-IRTP expiry by one year	Not sure why this is necessary, since the restored name has the same expiration date. (BS)	
4. Restrictions	4.1.2 Are part of a partial bulk transfer 4.1.3 ICANN transfer Proposed 4.1.4 Proposed 4.1.5 Proposed 4.1.6	Or regular bulk transfer? (DH) I think these would be better if we just say "Bulk Transfer." (DH) Names that are pending a UDRP decision (BS) Names that are pending litigation (BS) Names that are locked due to pending RFE.	litigation. Include in the Affidavit / Authorization.
4.2 Transfer Lock	60 lock following successful TRP	So this is an exception to and amendment to IRTP reason for denial #9. Should the group recommend the amendment of that text from IRTP, or is that an implementation issue to be addressed by staff? (DH)	changing irtp is the entire focus of the wq
4.3 Restrictions	4.3.1 TDRP Not intended for disputes 4.3.2 Registry-Specific Service 4.3.3 UDRP 4.3.4 ICANN 4.3.5 Court	I don't think TDRP is intended to address disputes, only complaints about registrar compliance. (DH) Registries don't want to adjudicate disputes, do they? (DH) UDRP is not a remedy, but policy. Disputes are limited to cases where a 3rd party asserts that the ICANN Compliance doesn't "adjudicate disputes!" (DH) UDRP uses the phrase "competent jurisdiction" Not sure if this new phrase is intended to mean the same thing? (DH)	true, but they cannot ignore them either idea was to avoid gaming ie. compliance should / could be made aware of usage of this tool / policy / procedure
5. Role of ICANN	5.1 Community Outreach 5.2 TRP Abuse 5.2 TRP Abuse 5.3 Reports 5.3 Reports	Not sure if this really belongs with advice about what the policy should be (DH). Should we say somewhere that using TRP in bad faith is a breach of the RAA? I suppose that's implied if TRP is adopted as consensus policy or as part of the IRTP. What does "bad faith" mean here? Or why should it be handled differently than any other policy? (DH) Numerous concerns that TRP could be used to reverse legitimate transfers or "acquisitions." (BT) Is this a recommendation that ICANN require all registries to include reporting about TRP in their Note that reporting requirements are defined by agreement with ICANN, and require a majority of registries to support any amendments. (BS)	
Not Listed	Not Listed	What is the role (if any) of the New registrar, who will lose the name as part of the TRP (PS)? What is the role (if any) of the new registrant who is accused of hijacking? (PS)	

Key:
BT = Bruce Tonkin
BS = Barbara Steele
DH = Daniel Halloran
JMB = James Bladel
MC = Mason Cole
PS = Peter Stevenson