

Subject: Re: [ABSdt] SOI Section D & E

Date: Thursday, 1 April 2010 19:35

From: Tijani BEN JEMAA <tijani.benjemaa@fmai.org>

To: "ABSdt@atlarge-lists.icann.org" <ABSdt@atlarge-lists.icann.org>

Olivier,

Thank you for working on the SOI as soon as we finished our call.

I do agree with paragraphs E3 and E4 as you wrote them with the following modifications (Red to be removed, Blue to be added):

E.3. Under the At Large Board Candidate Evaluation Committee ("BCEC") procedures, a list of **candidates' applicants'** names and **countries, and sections B & C portions** of their Statement of Interest **that are not of a personal nature** will be published and made publicly available. The rest of your application will be treated as confidential unless you give the BCEC your permission to disclose it or unless the BCEC is consulting your references and conducting third-party reference checks from selected sources on a confidential basis. Third party checks may also be required as part of a due diligence process necessary before we can accept **candidates applicants** for the position of ICANN Board Director.

Although the BCEC will take reasonable steps to ensure that its confidentiality procedures are followed, Applicants **and Selected Candidates** shall have no claims against ICANN, the BCEC, or affiliated persons in the event information is disclosed despite our adherence to these procedures.

You Applicants also authorize the BCEC to consult with **your their** references, to investigate other information publicly available about **you them**, and to conduct additional third-party reference checks. **They You** will not be entitled to:

- review or access any of the information received, obtained, generated, or considered by the BCEC regarding any Applicant **or Selected Candidate**, or any of the BCEC's discussions or deliberations regarding any Applicant **or Selected Candidate**. (Applicants **and Selected Candidates** have no right to)
- challenge or seek review of the BCEC's evaluations.

E.4. You attest that the information supplied by you herein is complete and accurate and provided in good faith.

Please indicate that you understand statements E.3 and E.4 and agree to become a candidate under the conditions described above. Please indicate Yes or No."

Explanation:

As we agreed, the applicant is the one who submitted an SOI, and a candidate is the one whose name is put on the slate.

So, any candidate is an applicant, and the word Applicant includes candidates also. I think there is no need to say "Applicants and selected candidates".

The portions to be disclosed are the name, the country and sections B and C of the SOI. We had better write it clearly in the sentence. We can also mark them on the SOI as Cheryl proposed.

I also agree to add to section D: "Please ask the persons before including their name as a reference and inform them that you have submitted this SOI."

The whole Sections D and E3 & E4 become:

SECTION D. References

1. Provide the names of no less than 3 and no more than 4 people who can provide a reference for your candidacy
2. Ask for the permission of the persons before including their name as a reference and inform them that you have submitted this SOI.

Reference 1

- Name:
- Email(s):
- Telephone(s):
- Relationship:

Reference 2

- Name:
- Email(s):

- Telephone(s):
- Relationship:

Reference 3

- Name:
- Email(s):
- Telephone(s):
- Relationship:

Reference 4

- Name:
- Email(s):
- Telephone(s):
- Relationship:

SECTION E. Consent and Authorization

E.3 Under the At Large Board Candidate Evaluation Committee (“BCEC”) procedures, a list of applicants’ names and countries, and sections B & C of their Statement of Interest will be published and made publicly available. The rest of your application will be treated as confidential unless you give the BCEC your permission to disclose it or unless the BCEC is consulting your references and conducting third-party reference checks from selected sources on a confidential basis. Third party checks may also be required as part of a due diligence process necessary before we can accept applicants for the position of

ICANN Board Director.

Although the BCEC will take reasonable steps to ensure that its confidentiality procedures are followed, Applicants shall have no claims against ICANN, the BCEC, or affiliated persons in the event information is disclosed despite our adherence to these procedures.

Applicants also authorize the BCEC to consult with their references, to investigate other information publicly available about them, and to conduct additional third-party reference checks. They will not be entitled to:

- review or access any of the information received, obtained, generated, or considered by the BCEC regarding any Applicant, or any of the BCEC's discussions or deliberations regarding any Applicant.
- challenge or seek review of the BCEC's evaluations.

E.4. You attest that the information supplied by you herein is complete and accurate and provided in good faith.

Please indicate that you understand statements E.3 and E.4 and agree to become a candidate under the conditions described above. Please indicate Yes or No.

Tijani BEN JEMAA

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De la part de Cheryl Langdon-Orr

Envoyé : mardi 30 mars 2010 23:40

À : ABSdt@atlarge-lists.icann.org

Objet : Re: [ABSdt] Section E / and other re: Operating Principles

Thanks Olivier :-)) I trust the rain is improving and that you will travel safe back home...

All the 'toilet' points you made below are fine by me thanks for catching them... I trust those changes and the ones we agreed to last night re section D=> E will be done and show up on the wiki post haste... IN you 'new E as listed in the comments you've put up one thing is under E new 2. it should have the reference to 25hrs in the parenthesis deleted i.e. =>

"2. The Board Director position is voluntary and requires a significant commitment of time and energy. Please read carefully the description of the time commitment required in the draft mandatory and desirable applicant characteristics document. Is your schedule of activities compatible with a significant allocation of time to contribute to the position of Board Director? Please indicate Yes or No: []

personally I'm very happy with your proposed text for E 3 &4 but will await others comments on that (ASAP please!) i.e. =>

"3. Under the At Large Board Candidate Evaluation Committee ("BCEC") procedures, a list of candidates' names and portions of their Statement of Interest that are not of a personal nature will be published and made publicly available. The rest of your application will be treated as confidential unless you give the BCEC your permission to disclose it or unless the BCEC is consulting your references and conducting third-party reference checks from selected sources on a confidential basis. Third party checks may also be required as part of a due diligence process necessary before we can accept candidates for the position of ICANN Board Director.

Although the BCEC will take reasonable steps to ensure that its confidentiality procedures are followed, Applicants and Selected Candidates shall have no claims against ICANN, the BCEC, or affiliated persons in the event information is disclosed despite our adherence to these procedures.

You also authorize the BCEC to consult with your references, to investigate other information publicly available about you, and to conduct additional third-party reference checks. You will not be entitled to review or access any of the information received, obtained, generated, or considered by the BCEC regarding any Applicant or Selected Candidate, or any of the BCEC's discussions or deliberations regarding any Applicant or Selected Candidate. Applicants and Selected Candidates have no right to challenge or seek review of the BCEC's evaluations.

4. You attest that the information supplied by you herein is complete and accurate and provided in good faith.

Please indicate that you understand statements E.3 and E.4 and agree to become a candidate under the conditions described above. Please indicate Yes or No."

Regarding your discussion / Notes ---

A. Whilst reviewing the above statement, it has struck me that we have not said which portions of the Statement of Interest are actually confidential and which portions will be made public. I suggest that we do so. <CLO> Good point I agree perhaps marking the sections in the SOI form with a * or boxed out / shaded in some way and highlight in a side bar, that these bits of information will be treated as confidential by the BCEC unless otherwise agreed to or instructed might be a way to go (I'd prefer to mark or highlight the fewer confidential sections in the form than the other way but open to argument the other way I guess)

B. Section D (which now only contains the references): the original NomCom document also included: "Please ask the person before including their name as a reference and inform them that you have submitted this SOI." - and I suggest that we also include this here. <CLO> I agree we can add that (although anyone who puts up a reference in an SOI (or EOI/Application) and doesn't ask them / discuss with them worries me a tad ;-(

Cheryl Langdon-Orr
(CLO)

On 31 March 2010 05:13, Olivier MJ Crepin-Leblond <ocl@gih.com> wrote:

I have added my suggested text for section E as a comment on the wiki page:
https://st.icann.org/absdt/index.cgi?draft_statement_of_interest

Please check/comment.

Also last ever comments/edits from me re:

<https://st.icann.org/absdt/index.cgi?Draft%20BCEC%20Operating%20Principles>

"All members of this committee will work together in trust and respect"
suggest: "All members of this committee shall work together in trust and respect"

3.1 spelling: "(referred to as Director" --> referred

5.2 grammar: "A list of candidates names" --> "A list of candidates' names"

Kindest regards,

Olivier

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Olivier MJ Crépin-Leblond, PhD
<http://www.gih.com/ocl.html>

ABSdt mailing list

ABSdt@atlarge-lists.icann.org

http://atlarge-lists.icann.org/mailman/listinfo/absdt_atlarge-lists.icann.org

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