

## **Report of Negotiation Session on the Registrar Accreditation Agreement (18 Nov 2011)**

**Location:** Marina Del Rey & Telephone Conference

### **Attendees:**

**Registrars:** Mason Cole (Nameking), Jeff Eckhaus (Enom), Tim Ruiz (GoDaddy), Rob Hall (Momentus), Volker Greimann (Key Systems), Becky Burr (Wilmer Cutler)

**ICANN:** Akram Atallah, Tim Cole, Samantha Eisner, Dan Halloran, John Jeffrey, MargieMilam, Kurt Pritz, and Mike Zupke

### **Issues Discussed:**

- **Timeline & Communications Plan.** The meeting opened with a discussion regarding the expected timeline for negotiations, in order to respond to the Dakar ICANN Board request that proposed amendment topics be provided for consideration at the San Jose Meeting in March. The negotiation team agreed to a preliminary schedule of meetings as follows:

- 2nd Meeting- Week of 5 December 2011
- 3rd Meeting- 19 December 2011
- 4th Meeting- 9-10 January 2012 (two days)

The negotiation teams agreed to work remotely between these face-to-face meetings, with telephone conferences and by email. The next call is to take place during the week of 28 November 2011.

The negotiation teams discussed communications with community regarding progress of negotiations.

- **Evaluation of Amendment Topics.** The negotiation teams agreed to discuss the law enforcement agency representatives (LEA) and the high priority amendment topics from the RAA-DT Final Report, the medium priority recommendations to the extent time permits, along with additional topics to be identified by ICANN and the registrars. Both negotiation teams agreed to identify any additional amendment topics for further discussion.
- **Implementation.** The negotiations teams discussed a variety of mechanisms to implement any amendments that may result from the negotiations, but decided to defer this discussion and focus instead on the substantive issues first.
- **Amendment Topics Discussed.** The summary of the amendment topics discussed are listed below.

## AMENDMENT TOPICS DISCUSSED 18 NOV 2011

### A. Registrar Obligations/Duties

- A.1 Malicious conduct – registrar duty to investigate
- A.1.a Prohibition of certain illegal, criminal or malicious conduct
- A.1.b Registrar obligations to collect, securely maintain and validate data
- A.2 Designation and publication of technically competent point of contact on malicious conduct issues available 24/7 basis
- A.3 Require greater disclosure of registrar contact information, information on form of business organization, officers, etc.
- A.4 Require greater disclosure of registrar affiliates/multiple accreditations

### B. Privacy & Proxy Services/Resellers

- B.1 Obligations of privacy/proxy services made available in connection with registration re data escrow; Relay function; Reveal function

### C. WHOIS Data

- C.1 Require PCI compliance in registration process
- C.2 Service Level Agreement on Whois availability

Key: “LEA” – Law Enforcement Agencies  
“RAA-DT” – Refers to the RAA Drafting Team which compiled the Final Report on improvements to the RAA