
RECORDED VOICE: This is meeting is now being recorded.

JORDYN BUCHANAN: Wonder why you can't hear me, my mic jack is not working. Hold on one second. [AUDIO BREAK]

Okay, someone else make some noise.

UNKNOWN SPEAKER: Test. [AUDIO BREAK]

JORDYN BUCHANAN: Alright, I need to disconnect and reconnect. Adobe Connect is doing something really weird on my phone. Actually, I'm just gonna dial up, that will probably work best. One second. [AUDIO BREAK]

Okay, sorry about that. I fixed my technical problems, hopefully. Let's go ahead and get started. In terms of agenda for today, we're just gonna briefly review the various assignments that we have on public comments and that's all. We can talk a little bit about the planned plenary for next week cause there's a discussion of parking planned for that meeting. So does anyone else have any items they would like to add to the agenda? I guess I'll do the formalities right after we firm up the agenda. [AUDIO BREAK]

Okay, I'm not seeing anything. Alright, so why don't we properly kick off this call. This is the CCT Review Competition and Consumer Choice Sub-

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Team Meeting on July 26th, 2017. I'm Jordyn Buchanan, your host for this evening, and thanks everyone for joining the call. As just mentioned, our agenda today is just to run through the various public comment assignments that we have. The main objective of the Sub-Team at this point is just to make sure that we have analyzed public comments and appropriately reacted to them.

So we had four -- we're rumming through the public comments. That would be a lot more fun I think. But we don't have any rum today. In any case, there's four assignments outstanding. Jonathan is supposed to be looking at the recommendation number one, which I conferred with him offline, he hasn't completed his re-write of that, we previously discussed it. There are several recommendations related to pricing, that we discussed on a previous call. I owe a write up of new language which I haven't completed yet, but will have complete by our next plenary and actually hopefully later this week, so we can react online.

I owe a follow up on parking, but we've actually decided to move the parking discussion to next week's plenary call because Lauren has identified parking as one of two topics, the other related to trademark protection that there's some duplication between recommendations from the competition sub-team and the safe guards sub-team. I don't know if we're also going to address the defensive registrations topic next week. I think we'll have to determine that at this week's leadership call, but we'll definitely be talking about parking and we'll have a new write up of the parking section prior to that.

So that's the status of my topics. Then Dejan had been assigned to take a look at a few recommendations and this morning he sent out an email,

so Alice, I think you have that available and we were projecting it earlier so maybe let's just jump back to that. And then Dejan, do you just want to talk us through your analysis?

DEJAN DJUKIC:

Okay, just a quick update on that. Okay, can I go now, yeah? Regarding the recommendations seven and eight, while reading all those comments, I'm sure that we have to add some language in regards to what he meant by sales data, and also we should reconsider should recommendation eight be a prerequisite; maybe it is more likely to be done before the next review instead of a prerequisite.

Regarding the privacy recommendation that I wrote and the paper that I wrote regarding the ICANN organization comments and questions, what is our expectation on that, I think that we should add some language on that in a way that ICANN should be more explicit and put some additional clause that sharing and selling personal data without explicit consent of the registrant should be a violation of contract with ICANN. It is not necessary that to be relating regarding a particular legal system, it is quite clear that those behaviors are not something that is a good practice and good manor in any case. So that's in short.

JORDYN BUCHANAN:

Okay, thanks Dejan. Let's go through those in reverse order really quickly, just to understand the next steps. With regards to recommendation 12 it sounds like maybe we just need some additional language to add clarity. ICANN knows exactly what we're asking to have implemented here.

Dejan, is your expectation, is this just additional language that should be added to contracts for new -- like any further TLD's that are delegated should have this new requirement, or is the expectation that ICANN should actually add this requirement to already delegated and contracted TLD's? I think the latter would require us to suggest the initiation of a policy development process, so they can be binding on all parties as opposed to the former that it could just be something that gets adding in to the contract going forward.

DEJAN DJUKIC:

Yes, it's definitely something we should add in the contract. I'm not sure is it possible to add in already delegated [inaudible], but for new ones definitely it should be added.

JORDYN BUCHANAN:

Right, so the question is like we could certainly add -- it could be that our recommendation could take one of two forms, I guess. One is that we recommend all future TLD's should have this, but if you already have a contract it's fine, like we don't care. That would just be a change to the form contract that ICANN used for any new TLD's.

But if we think this requirement should also apply to those TLD'S that are already under contract, then I think we actually should have to recommend that ICANN initiates a policy development process on this topic because that's the only way to make something become binding on people that already have contracts.

DEJAN DJUKIC: Yeah. [Inaudible] in that case part of the contract for [inaudible] here.

JORDYN BUCHANAN: Okay, perfect. [CROSSTALK]

JORDYN BUCHANAN: Okay, do other people on the call have a perspective on this question?
[AUDIO BREAK]

Maybe I'll send this as a follow up email. We'll see if we can get any other perspectives there. But it does sound like we just need to add some additional clarifying language saying exactly what the expectation is, either contractual revision or policy development process, one way or the other.

With regards to recommendation number seven -- sorry, seven and eight are the sort of market data recommendations. Is that right?

DEJAN DJUKIC: It's regarding the data from center and other organizations.

JORDYN BUCHANAN: Right, okay. Yeah. That's right, I remember this came up in our discussion with the NCUC and they were curious as to why this was a prerequisite, and I don't think we had a particularly good answer in that meeting. It may make sense as you suggest to remove eight as a prerequisite. And then can you make an attempt at clarifying what sorts

of data that we're working for is in the revisions to the recommendation?

DEJAN DJUKIC: Okay, I can try with some [inaudible] some help in that way because I wasn't working on that paper. I think it was mainly --

JORDYN BUCHANAN: Okay, yeah. If you want to make a first pass, then yeah, that's right. If you want to make a first pass we can all take a look and hopefully group source will follow up. Alright, thanks Dejan.

DEJAN DJUKIC: We're removing that from prerequisite, yes?

JORDYN BUCHANAN: Yeah, I think we'll remove eight, unless anyone else has other feedback. I don't remember the reason why it's a prerequisite in the first place, and when we talked about it with NCUC, I think the discussion sort of didn't lead us to have a very good justification for that.

DEJAN DJUKIC: Okay.

JORDYN BUCHANAN: Alright. So if you can take a follow up just to try do to edits on those three recommendations by the next sub-team call, which in two weeks, I think that would be helpful.

DEJAN DJUKIC: Okay.

JORDYN BUCHANAN: Alright. Thanks, Dejan. And then lastly, we had a couple recommendations, but I think Megan had the original papers for, and so we'd asked Megan to take a look. Megan, I don't know if you've had a chance to review those public comments yet. [AUDIO BREAK]

That's right Megan, we can't hear you. Unfortunately. [AUDIO BREAK]

Got the one way audio working. Glad you can hear us at least. [AUDIO BREAK]

Alright great, so Megan hasn't had a chance to review -- yes Megan, if you could just review, and similar to Dejan, circulate any reactions to the public comments to the list. I think Jean-Baptist had actually sent around a sort of list of specific items to review as we went through the public comment reaction. I'll actually get that resent to everyone to make sure we know exactly what we're looking for.

Alright, that's our entire agenda. I'm hoping that perhaps on the next sub-team call or even the one after that we'll be able to wrap up our reaction to public comments. We don't have as many recommendations as the other sub-teams, so our job may be quite a bit easier here. We

may be able to do a little bit more work with the other papers or there's some crossover though, we'll see. And I see from the chat that Megan does have Jean-Baptist's list, so thanks Megan.

Alright, unless anyone else has any other business, this will be a short call. I don't want to hold people on since we don't have any other content. [AUDIO BREAK]

Alright, let's go ahead and wrap things up then. Thanks everyone for joining. Reminder, next week we will have a plenary call instead of a sub-team call. The following week I think I'm actually going to be on a plane during the normal time of this call, so we may have to reschedule. I'll work with staff to potentially do a doodle or figure that out.

Alright, thanks everyone for joining and talk to you on the plenary call next week.

DEJAN DJUKIC: Okay, thank you.

JORDYN BUCHANAN: Bye.

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