

Julie Bisland:Welcome to the Sub Team for Additional Marketplace RPMs on Friday, 21 July 2017 at 16:00 UTC

Julie Bisland:Agenda wiki page: [https://urldefense.proofpoint.com/v2/url?u=https-3A\\_community.icann.org\\_x\\_q3jwAw&d=DwlCaQ&c=FmY1u3Pj6wrcrwl3mSVzgfkbPSS6sJms7xcl4I5cM&r=Qif-05YzARosRvTYd84AB\\_UYInlydmFcjNmBM5XgySw&m=UW4LDsGs47-gulSAwyk0bHgbEr0Xzn3JYikbp9x7qCQ&s=zl2ryJ2rEij\\_DqWyzUCx-pfm-G8xjbX9n5sCgoMsPjw&e=](https://urldefense.proofpoint.com/v2/url?u=https-3A_community.icann.org_x_q3jwAw&d=DwlCaQ&c=FmY1u3Pj6wrcrwl3mSVzgfkbPSS6sJms7xcl4I5cM&r=Qif-05YzARosRvTYd84AB_UYInlydmFcjNmBM5XgySw&m=UW4LDsGs47-gulSAwyk0bHgbEr0Xzn3JYikbp9x7qCQ&s=zl2ryJ2rEij_DqWyzUCx-pfm-G8xjbX9n5sCgoMsPjw&e=)

Paul McGrady:Waiting for the operator to connect me.

David McAuley:is there a phone in passcode

Amr Elsadr:LOL!!

Greg Shatan:The password is "swordfish."

Paul McGrady:It is "Protection"

David McAuley:thanks Paul

Brian Cimboric:to confirm you, we need the Password Paul

Jon Nevelt:ok -- i'm on Adobe now -- thanks

Julie Bisland:thank you, Jon

Philip Corwin:I thought the password was covfefe ;-)

David McAuley:Good one Phil - that is an alternative (fact) password

David McAuley:Good clarification Phil

Steve Levy:I was having a very hectic day and so am enjoying the quiet and solitude of this call ;-)

Steve Levy:Oops. Just took myself off mute. Sorry!

Kristine Dorrain - Amazon Registry Services:As I understand it, we're not ADOPTING this doc as edited, but we're just deciding that we can start with this edited draft and decide to accept the deletions or not. Did I miss something/

Paul McGrady:@Kristine - correct

Kristine Dorrain - Amazon Registry Services:+1 jon

Amr Elsadr:Sure Paul. Give me a minute.

Brian Cimboric:the RPMs are specifically listed as "the Uniform Rapid Suspension System (URS); the Trademark Clearinghouse (TMCH) and the associated availability through the TMCH of Sunrise periods and the Trademark Claims notification service; and the Post-Delegation Dispute Resolution Procedures (PDDRs)."

Philip Corwin:agree with Kristine's understanding, which Paul clarified when I asked my question

Steve Levy:Here's the quote from the Charter "As a result of the New gTLD Program, several new rights protection mechanisms (RPMs) were developed to mitigate potential risks and costs to trademark rights holders that could arise in the expansion of the gTLD namespace, which included certain safeguards to protect registrants who engage in legitimate uses of domain names: the Uniform Rapid Suspension System (URS); the Trademark Clearinghouse (TMCH) and the associated availability through the TMCH of Sunrise periods and the Trademark Claims notification service; and the Post-Delegation Dispute Resolution Procedures (PDDRs)."

Steve Levy:I feel the definition of RPM may not specifically include marketplace RPMs but I also don't feel it can be read to exclude them

Kristine Dorrain - Amazon Registry Services:I think the use of the colon is clear that this is the complete list.

Jon Nevelt:sorry Steve -- disagree with you

Amr Elsadr:To add to Steve's post above, this was specified in the WG Charter: This PDP Working Group is being chartered to conduct a review of all RPMs in all gTLDs in two phases: Phase One will focus on a review of all the RPMs that were developed

for the New gTLD Program, and Phase Two will focus on a review of the UDRP.

Amr Elsadr:Apologies about formatting.

Philip Corwin:Paul, I always indulge you

Jon Nevelt:private RPMs were not developed for the New gTLD Program

Jon Nevelt:They were developed for individual registries

Paul McGrady:@Phil - thanks man!

Brian Cimboric:I think we need to note that not all voluntary RPMs are TMCH-centric

Brian Cimboric:they will vary depending on each registry policy and model

Steve Levy:I concede this is a fine point, and I'll respect the group consensus, but I view use of the word "include" in the definition as leaving open the scope of what RPMs are within our scope. In any event, as we are currently in an information gathering phase, I feel we should err on the side of being over-inclusive and then later sort out what, if anything, the WG wants to do with that information.

Jon Nevelt:let's go back to the GNSO if you want to push such an extraordinarily expansive view of our charter

Susan Payne:let's actually look at the document, I don't think the proposed deletions delete anything which is in scope but let's talk about the actual text rather than in generalities

Brian Cimboric:I agree, Susan - they also seem to editorialize/comment on the mechanisms unnecessarily

Jon Nevelt:Phil, whether there was an RSEP review is irrelevant to our purpose and charter

Jon Nevelt:irrelevant

Jon Nevelt:when we do an RSEP PDP, we could do that

Kristine Dorrain - Amazon Registry Services:+1 Jon

Jon Nevelt:absolutely David -- info is ok

Philip Corwin:I forgot to note in my oral comment just now that another reason for us to understand the private protections is that they are almost surely impacting use (actually, disuse) of sunrise registrations, and that may impact decisions we make in regard to sunrise

Jon Nevelt:agree with Phil here -- understanding info and impacts make sense

David McAuley:also agree on info and impacts

Steve Levy:I don't want this to devolve into a battle over fine definitions (ex. Jon suggesting going back to the GNSO). Too much of a distraction to our sub-team's larger goals

Susan Payne:Phil, the RSEP is used where a registry wants to adopt a new registry service. Some voluntary protections may be a new registry services, some may not. That would be why there is a difference

Susan Payne:I think I did :)

Brian Cimboric:+1 Susan

Brian Cimboric:these mechanisms are necessarily not consensus policies - they are registry specific policies

Amr Elsadr:Note that ancillary services by the TMCH are not the same as the Additional Marketplace RPMs provided by ROs. Ancillary services of the TMCH need to be approved by ICANN, and to my knowledge, only include the ongoing 90-days ongoing notification service. This does not preclude the need to review how this is done, however, just wanted to point out that these services are not the same as the ones provided by ROs independently.

Jon Nevelt:I don't think that #7 would provide relevant information -- all questions could be viewed as "informational"

David McAuley:maybe just deleting "much" would take care of the loaded part of that question #2

Brian Cimboric:agreed, e.g "how can TMCH services be MUCH MORE transparent ..."

David McAuley:question #2 that is

Brian Cimboric:that already has the conclusion baked in the question - they are not transparent enough

Greg Shatan:The STI is not our guiding document. It was superseded by subsequent events, decisions and documents.

Susan Payne:I will raise at the end

Jon Nevet:or delete them later

Amr Elsadr:Note that Susan's suggestions on Q1 have been pasted in the agenda pod.

Paul McGrady:@Susan - please introduce it for us

Kathy Kleiman:@Greg: the STI created Consensus Policy.

Jon Nevet:@Kathy -- I don't think that is right -- STI wasn't Consensus Policy or the staff wouldn't have been able to overrule it in the AGB

Kathy Kleiman:Is there wording of what Susan is suggesting?

David McAuley:I think Susan's suggestions make sense

Kristine Dorrain - Amazon Registry Services:Kathy, I think staff included it in the Agenda box.

David McAuley:I am using Susan's wording in agenda box on upper right

Kathy Kleiman:@Jon, Staff tweaked the agreed upon policy, and it's our job to review it

Amr Elsadr:@Kathy: Susan's suggestion is in the agenda pod. You should be able to see it in the top right of your screen.

Jon Nevet:@kathy -- it's not listed in the list of Consensus Policies -- don't get me wrong, I probably would have preferred that it was Consensus Policy

David McAuley:as written I assumed TMCH included the database, Deloitte and IBM

David McAuley:written, that is

Amr Elsadr:@Phil: Would you mind putting any proposed edits in the chat? Thanks.

Susan Payne:sound ok to me

David McAuley:me too

Kathy Kleiman:TMCH -> TMCH Providers

Kathy Kleiman:?

Philip Corwin:With whom and under what arrangements does the TMCH share data and for what non-mandated RPM purposes?

Jon Nevet:Like using Amr's definition of TMCH Ancillary Services throughout as well

Kathy Kleiman:good point!

Philip Corwin:My edit is above

Susan Payne:database

Kathy Kleiman:provider, I think

Kristine Dorrain - Amazon Registry Services:If we don't know, why don't we ask them which arm contracts with 3Ps?

Philip Corwin:Agree that Amr's definition/distinction is useful

Susan Payne:ok

Jon Nevet:yes!

Jon Nevet:Amr Elsadr: Note that ancillary services by the TMCH are not the same as the Additional Marketplace RPMs provided by ROs. Ancillary services of the TMCH need to be approved by ICANN, and to my knowledge, only include the ongoing 90-days ongoing notification service. This does not preclude the need to review how this is done, however, just wanted to point out that these services are not the same as the ones provided by ROs independently.

Greg Shatan:I thought we had a definition of Ancillary Services....

Kathy Kleiman:According to the STI, section 2.3 "The TC Service Provider should be required to maintain a separate TC database, and may not store any data in the TC database related to its provision of ancillary services, if any."

Julie Bisland:yes, will do

David McAuley:aug 28 is a monday, no?

Jon Nevett:july 28

Julie Bisland:July 28 at 16:00 UTC

David McAuley:ok - sorry

Philip Corwin:Regrets -I shall miss next week's meeting as I'll be driving north to Maine to vacate ;-)

Julie Bisland:thank you , Phil, i'll note this

Greg Shatan:Bottom up is a fundamental tenet of the multistakeholder process, is it not?

Susan Payne:Lovely, thank you.

Jon Nevett:i asked that the scope issue be dealt with before we started our work

David McAuley:well-led Paul, thanks

Steve Levy:Thank you all for your time today. Hope you have a relaxing weekend.

David McAuley:Good bye

Jon Nevett:thanks all

Kristine Dorrain - Amazon Registry Services:Thanks Payl

Kristine Dorrain - Amazon Registry Services:Paul