

New GTLD Subsequent Procedures PDP

Work Track 3

WT3: String Contention, Objections, and Disputes in New GTLD Application Process

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WT3 Issues Under Discussion: String Contention

- **Community Applications**

Was the overall approach to communities consistent with recommendations and implementation guidance? Did the Community Priority Evaluation process achieve its purpose and result in anticipated outcomes? Were the recommendations adequate for community protection?

- **Objection Process**

Legal Rights of Others, Limited Public Interest Objection, Independent Objector, Community Objections

- **String Similarity**

Were string contention evaluation results consistent and effective in preventing user confusion? Were the string contention resolution mechanisms fair and efficient?

- **Accountability Mechanisms**

Examine whether dispute resolution and challenge processes provide adequate redress options or if additional redress options specific to the program are needed.

- **Applicant Freedom of Expression Rights**

Examine whether GAC Advice, community processes, and reserved names impacted the goal of protecting free expression in GTLD space.

WT3 Progress: Resolved / Agreed Upon Issues

- Independent Objector Office Did Not Adequately Meet Goals and Costly
- Clearer Definition of “Community” is Needed
- May Need “Types” of Communities (possibly different privileges that are more tailored to specific needs of community)
- Community Priority Evaluation (CPE) Process & Scoring Inadequate
- Better Training of DSP Panelist
- Tighten the Conflicts of Interests Policies of DSP Panelists
- Sword Tool Elimination (not helpful, possibly harmful)
- Strengthening “Quick Look” Mechanism to Discourage Frivolous Objections
- Costs of Objection Process too High
- More Transparency and Predictability Required Next Time
- Inclusion of Protection for Applicant Freedom of Expression Rights in Implementation Guidelines

WT3: Topics Still Unresolved & Under Discussion

- Broadening the Standing for Filing Objections for Infringement
- Broadening the Scope of Objections Permitted for Infringement
- What to Replace Independent Objector Office with? Standing Panel, Improved Existing Mechanisms?
- How to Define “Community” and What Privileges to Attach to Communities
- How to Allocate Between Conflicting Communities?
- Very Early to Tell if New Accountability Mechanisms Are Adequate for New GTLD Process (new accountability mechanisms only in place for less than a year)
- Should String Similarity and String Confusion Be Considered Together? In which Category should “Plurals” of “Singulars” Be Considered?

New GTLD SubPro WT3 Time Table

Work Track 3 - Path to Initial Report

Preliminary report due to Plenary March 9, 2018

Subject	Begin Deliberation	Coalesce Opinions	Call for Objections	Refine Report	Present up to Plenary
Community Based Applications	14-Nov-17	12-Dec-17	2-Jan-18	6-Mar-18	9-Mar-18
Objections	12-Dec-17	16-Jan-18	30-Jan-18	6-Mar-18	9-Mar-18
Accountability Mechanisms	2-Jan-18	30-Jan-18	13-Feb-18	6-Mar-18	9-Mar-18
Applicant Freedom of Expression	16-Jan-18	13-Feb-18	27-Feb-18	6-Mar-18	9-Mar-18
String Similarity	30-Jan-18	13-Feb-18	27-Feb-18	6-Mar-18	9-Mar-18
AOB & Dependencies	TBD	TBD	TBD	6-Mar-18	9-Mar-18