

Michelle DeSmyter:Welcome to the New gTLD Subsequent Procedures Sub Team - Track 2 - Legal/Regulatory Issues meeting on Thursday, 12 October 2017 15:00 UTC

Michelle DeSmyter:Agenda wiki page:

https://urldefense.proofpoint.com/v2/url?u=https-3A_community.icann.org_x_jYJEB&d=DwIFaQ&c=FmY1u3PjP6wrcrw1l3mSVzgfkbPSS6sJms7xcl4I5cM&r=8_WhWIPqsLT6TmF1Zmyci866vcPSF04VShFqESGe_5iHWG1BLwwwehFBfjrsjWv9&m=XTMTZZHH3feo91UeVh2d7nORWJISkVFLXkZuFBLdtdQ&s=pH2Wpr5gtC0rAb9zvua-2t3Y22ITos35S0izQqLeE1g&e=

Cheryl Langdon-Orr 2:hi all

Michael Flemming 2:Wonderful

Michael Flemming 2:Cheryl, glad you are here.

Steve Chan:Unsynced

Cheryl Langdon-Orr 2:not as late as it is fof me

Steve Chan:I reccommend using the arrows to page through rather than trying to scroll :)

Steve Chan:If you would like to review the full text, you can see here: https://urldefense.proofpoint.com/v2/url?u=https-3A_newgtlds.icann.org_en_applicants_agb_terms&d=DwIFaQ&c=FmY1u3PjP6wrcrw1l3mSVzgfkbPSS6sJms7xcl4I5cM&r=8_WhWIPqsLT6TmF1Zmyci866vcPSF04VShFqESGe_5iHWG1BLwwwehFBfjrsjWv9&m=XTMTZZHH3feo91UeVh2d7nORWJISkVFLXkZuFBLdtdQ&s=Ne-3CqiwiZ9QSRqOXLh4gXSKe_gfvKvxLSfNrBoQ7M&e=

Emily Barabas:@michael -- the quoted text on slide 5 - section 6 is not from CC2. I believe the proposed text was put forward during one of the previous calls on this topic.

Jim Prendergast 2:I believe the text on slide 11 is a vestige from a previous set of slides on another topic. They deal with closed gerics.

Michael Flemming 2:Jim that could be true

Michael Flemming 2:And it is

Michael Flemming 2:I am sorry, I should've done a better due diligence check

Jim Prendergast 2:no biggie

Emily Barabas:checking. . .

Steve Chan:I believe that's the entire comment for this section.

Steve Chan:[Do you believe that this paragraph gives ICANN an absolute right to reject any application for any reason including a reason that contradicts the Applicant Guidebook, or any law or policy?] Yes. [If yes, should such an unrestricted right appear in any modifications to the Guidebook?] Yes.

Emily Barabas:sorry, you are much faster than me today

Emily Barabas:thanks steve

Steve Chan:waking up for a 5 am Council call gives me an extra pep in my step apparently.

Gg Levine (NABP):Agreed.

Jon Nevett:Need an appeal process, but make it loser pays as a deterrent to frivolous complaints

Michelle DeSmyter:yes

Steve Chan:Note, the topic of possible appeal processes is part of WT3's slate of topics. For those interested in the topic, please be sure to participate in WT3's discussions.

Jim Prendergast 2:for more background on my upcoming point - suggest reading this piece by Jeff Neuman - provides good background. https://urldefense.proofpoint.com/v2/url?u=http-3A_www.circleid.com_posts_20130316-5Ficann-5Fmust-5Fdrop-5Frequest-5Ffor-5Funilateral-5Fright-5Fto-5Famend-5Fagreements_&d=DwIFaQ&c=FmY1u3PJp6wrcrwl13mSVzgfkbPSS6sJms7xcl4I5cM&r=8_WhWIPqsLT6TmF1Zmyci866vcPSF04VShFqESGe_5iHWG1BLwwwehFBfjr_sjWv9&m=XTMTZZHH3feo91UeVh2d7nORWJISkVFLXkZuFbLdtdQ&s=vhTXEMbnQzQ-iELjzLZcMDj3855p27fME0Vh8jiJYAw&e=

Susan Payne:apologies, I have to drop again

Kristina Rosette:have to drop for another meeting

Cheryl Langdon-Orr 2:bye

Michelle DeSmyter:yes

Jon Nevett:I would add to the list of ICANN inappropriate post-application changes was the \$5K per-registry TMCH set-up fee that is nowhere in the AGB

Michael Flemming 2:That is a good idea, I think, Jon. (Co-Chair hat off)

Michael Flemming 2:Adding it to our list of issues, I mean.

Cheryl Langdon-Orr 2:agree with the importance of predictability

Jim Prendergast 2:are there examples of where applicants been accomodated?

Jim Prendergast 2:exactly

Greg Shatan:Well, that went pear-shaped.

Cheryl Langdon-Orr 2:22

Steve Chan:SLide 22

Cheryl Langdon-Orr 2:half way in Affilias

Cheryl Langdon-Orr 2:you wern't away long

Michael Flemming 2:We go to 30

Emily Barabas:correct

Cheryl Langdon-Orr 2:there isvalso an overlapping call

Steve Chan:there is at least one competing WG call: IGO/INGO curative rights protection mechanisms

Steve Chan:Yes, what Cheryl said

Cheryl Langdon-Orr 2:good point Jim

Cheryl Langdon-Orr 2:argh my audio seems delaydd now

Jim Prendergast 2:hadnt heard that one before but Im gonna steal it!

Steve Chan:2.5.4 - Do you believe that any changes are needed in the Terms & Conditions in Module 6 of the Applicant Guidebook? If so, what are those changes and what is the basis or rationale for needing to do so?

Jon Nevett:I need to hop -- thanks all -- Jon

Cheryl Langdon-Orr 2:your doing fine, we are making progress

Cheryl Langdon-Orr 2:thanks everyone... bye for now thanks
Michael