

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
2. Communications				
(a) When forwarding a Complaint, including any annexes, electronically to the Respondent, it shall be the Provider's responsibility to employ reasonably available means calculated to achieve actual notice to Respondent. Achieving actual notice, or employing the following measures to do so, shall discharge this responsibility:				
(i) sending the Notice of Complaint to all email, postal mail and facsimile addresses shown in the domain name's registration data in the Whois database for the registered domain-name holder, the technical contact, and the administrative contact, as well as to any email addresses for the Respondent provided by the Complainant; and				
(ii) providing the Complaint, including any annexes, in electronic form, either via email to the email addresses mentioned in (i) above, or via an email link to an online platform requiring users to create an account.				
(b) Except as provided in Rule 2(a), any written communication to Complainant or Respondent provided for under these Rules shall be made electronically via the Internet (a record of its transmission being available).				

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<p>(c) Any communication to the Provider or the Examiner shall be made by the means and in the manner (including, where applicable, the number of copies) stated in the Provider's Supplemental Rules.</p>		<p>Article 3. Communications 1. Any submission that may or is required to be made to the Centre pursuant to the Procedure, the Rules, and the Supplemental Rules shall be made electronically via the Internet in accordance with the Guidelines for URS Submission (the "Guidelines") which can be found at https://www.adndrc.org/urs/guide. 2. Any communications to the Examiner by either Party shall be made through the Relevant Office of the Centre which the Complainant has selected to administer the proceedings. 3. Communication between the Examiner and the Parties shall be coordinated through the Case Administrator.</p>	<p>3. Communications All communications must be directed to the FORUM and not to the Examiner.</p>	<p>3. Submissions Complaint, Response, Appeal, Response to an Appeal, request of extension to file Response, request of challenge of the Examiner, request of termination, request of suspension or withdrawal or any other communications shall be submitted to MFSD (and not to the Examiner) through MFSD's online dispute management platform https://urs.mfsd.it by using the relevant online model form(s) or by sending the same (except for Complaint) by e-mail to urs@mfsd.it.</p> <p>Submissions shall be accompanied by the payment of the relevant filing fee as set out in paragraph 17 of these Supplemental Rules.</p> <p>Complaint, Response, Appeal, Response to an Appeal, request of extension to file Response, request of challenge of the Examiner, request of termination, request of suspension or withdrawal or any other communications shall contain all elements, attestations and statements specified in URS Procedure, URS Rules and these Supplemental Rules.</p> <p>Submitted Complaint shall not be amended at any time.</p> <p>Complaint shall respect the 500-word limit specified in paragraph 1.2.7 of the URS Procedure.</p> <p>Response shall respect the 2500-word limit set forth in paragraph 5.4 of URS Procedure.</p> <p>Parties shall annex adequate evidence to support their assertions and claims.</p> <p>The file formats of the annexes may be the following: .pdf; .doc; .smd (for Trademark Clearinghouse proof of use); .jpg; .tiff; .rtf; xls; .htm/.html.</p> <p>No individual file may exceed 16MB and the overall files annexed by a party per dispute may not exceed 64MB.</p>
<p>(d) Communications shall be made in the language prescribed in Rule 9.</p>				
<p>(e) Either Party may update its contact details by notifying the Provider, the Registry Operator, and the Registrar.</p>				<p>4. Contact Details of the Parties The parties shall promptly notify MFSD if there is any change in their contact details</p>
<p>(f) Except as otherwise provided in these Rules, or decided by an Examiner, all communications provided for under these Rules shall be deemed to have been made:</p>				
<p>(i) if via the Internet, on the date that the communication was transmitted, provided that the date of transmission is verifiable; or, where applicable</p>				
<p>(ii) if delivered by telecopy or facsimile transmission, on the date shown on the confirmation of transmission; or:</p>				

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(iii) if by postal or courier service, on the date marked on the receipt.				
(g) Except as otherwise provided in these Rules, all time periods calculated under these Rules to begin when a communication is made shall begin to run on the earliest date that the communication is deemed to have been made in accordance with Rule 2(f).				
(h) Any communication subsequent to the Notice of Complaint as defined in Rule 2(a) by				
(i) an Examiner via the Provider to any Party shall be copied by the Provider to the other Party;				
(ii) the Provider to any Party shall be copied to the other Party; and				
(iii) a Party shall be copied to the other Party, to the Provider and by the Provider to the Examiner, as the case may be.				
(i) It shall be the responsibility of the sender to retain records of the fact and circumstances of sending, which shall be available for inspection by affected parties and for reporting purposes. This includes the Provider in sending Notice of Complaint to the Respondent by post and/or facsimile under Rule 2(a)(i).				
(j) In the event a Party sending a communication receives notification of non-delivery of the communication, the Party shall promptly notify the Provider of the circumstances. Further proceedings concerning the communication and any response shall be as directed by the Provider.				

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<p>3. The Complaint</p>	<p>1. Complaint</p>			
<p>(a) Any person or entity may initiate a URS proceeding by submitting a Complaint in accordance with the URS Procedure, these Rules and the approved Supplemental Rules of the Provider administering the proceeding.</p>		<p>Article 4. The Complaint 1. The Complainant shall have the right to select the Beijing Office of the Centre, the Hong Kong Office of the Centre, the Seoul Office of the Centre or the Kuala Lumpur Office of the Centre to administer the URS proceeding initiated by a Complaint filed by the Complainant. Such choice shall be made by the Complainant at the time the Complainant files a Complaint and such choice shall be final and binding on the Complainant and the Respondent.</p>	<p>4. The Complaint (b) The Complaint will be auto-generated electronically based upon the domain names entered, the current Whois information for the domain names, the arguments entered by Complainant, and the documents uploaded per the URS Procedure and Rules. (d) The Complaint may not be amended at any time.</p>	
<p>(b) The Complaint, including any annexes, shall be submitted using an electronic form made available by the Provider and shall:</p>	<p>1.1 Filing the Complaint 1.1.1 Proceedings are initiated by electronically filing with a URS Provider a Complaint outlining the trademark rights and the actions complained of entitling the trademark holder to relief. 1.2 Contents of the Complaint The Complaint will be submitted using a form made available by the Provider. The Form Complaint shall include space for the following:</p>	<p>Article 4. The Complaint 3. The Complainant shall send its Complaint to the Relevant Office of the Centre selected to administer the proceedings, using the electronic complaint form (Form C_URS) in accordance with the Guidelines.</p>	<p>4. The Complaint (a) The Complaint must include all elements listed in Paragraph 3(b) of the Rules and must be submitted via the FORUM's online complaint filing site at http://domains.adrforum.com. (i) All supporting documents must be in a format as specified in Annex A to these Supplemental Rules, unless approved by the FORUM in advance. (ii) Individual files must not exceed the file size restrictions as set forth in Annex A to these Supplemental Rules unless approved by the FORUM in advance. The Annexes may be divided into multiple files as needed. (iii) The FORUM may rename electronic files compatible with internal naming conventions, for ease of internal and Examiner use. Annex A to FORUM's Supplemental Rules The purpose of this annex is to define technical requirements for electronic submissions. 1. Types of Files Supported The FORUM will accept files having the following extensions. If you have a file in a format not specified, you must have advance permission from the FORUM or your submission may be rejected. (a) .pdf (preferred) (b) .doc [Microsoft Word document] (c) .rtf (d) .jpg (e) .tiff (f) .xls [Microsoft Excel spreadsheet] (g) .htm/.html 2. File Size Restrictions (a) No individual file may exceed 10 MB; a preferred file size limitation is < 5 MB. (b) No party may submit electronic case documents in excess of 10MB, in the aggregate, per domain name. The FORUM does not accept links to files located on external servers and is not responsible for gathering electronic files. All files must be sent to the FORUM following the URS Rules and Supplemental Rules.</p>	
<p>(i) Request that the Complaint be submitted for determination in accordance with the URS Procedure, these Rules and the Provider's Supplemental Rules;</p>				

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(ii) Provide the name, contact person, postal and email addresses, and the telephone and telefax numbers of the Complainant and of any representative authorized to act for the Complainant in the URS proceeding;	1.2.1 Name, email address and other contact information for the Complainant Party (Parties). 1.2.2 Name, email address and contact information for any person authorized to act on behalf of Complainant Parties.			
(iii) Provide the name of the Respondent and all other relevant contact information from the Whois record as well as all information known to Complainant regarding how to contact Respondent or any representative of Respondent, including contact information based on pre-complaint dealings, in sufficient detail to allow the Provider to notify the Respondent of the complaint as described in Rule 2(a);	1.2.3 Name of Registrant (i.e. relevant information available from Whois) and Whois listed available contact information for the relevant domain name (s).			
(iv) Specify the domain name(s) that is/are the subject of the Complaint. The Complainant shall include a copy of the currently available Whois information and a copy, if available, of the offending portion of the website content associated with each domain name that is the subject of the complaint;	1.2.4 The specific domain name(s) that are the subject of the Complaint. For each domain name, the Complainant shall include a copy of the currently available Whois information and a description and copy, if available, of the offending portion of the website content associated with each domain name that is the subject of the Complaint.			
(v) Specify the trademark(s) or service mark(s) on which the complaint is based and the goods or services with which the mark is used including evidence of use – which can be a declaration and a specimen of current use in commerce - submitted directly or by including a relevant SMD (Signed Mark Data) from the Trademark Clearinghouse;	1.2.5 The specific trademark/service marks upon which the Complaint is based and pursuant to which the Complainant Parties are asserting their rights to them, for which goods and in connection with what services.			

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<p>(vi) Identify which URS Procedure elements (URS 1.2.6) the Complainant contends are being violated by Respondent's use of the domain name. This will be done by selecting the elements from URS Procedure section 1.2.6 that apply from the list provided on the Provider's Complaint form;</p>	<p>1.2.6 An indication of the grounds upon which the Complaint is based setting forth facts showing that the Complaining Party is entitled to relief, namely:</p> <p>1.2.6.1. that the registered domain name is identical or confusingly similar to a word mark: (i) for which the Complainant holds a valid national or regional registration and that is in current use; or (ii) that has been validated through court proceedings; or (iii) that is specifically protected by a statute or treaty in effect at the time the URS complaint is filed.</p> <p>a. Use can be shown by demonstrating that evidence of use – which can be a declaration and one specimen of current use in commerce – was submitted to, and validated by, the Trademark Clearinghouse)</p> <p>b. Proof of use may also be submitted directly with the URS Complaint.</p> <p>and</p> <p>1.2.6.2. that the Registrant has no legitimate right or interest to the domain name; and</p> <p>1.2.6.3. that the domain was registered and is being used in bad faith.</p> <p>A non-exclusive list of circumstances that demonstrate bad faith registration and use by the Registrant include:</p> <p>a. Registrant has registered or acquired the domain name primarily for the purpose of selling, renting or otherwise transferring the domain name registration to the complainant who is the owner of the trademark or service mark or to a competitor of that complainant, for valuable consideration in excess of documented out-of-pocket costs directly related to the domain name; or</p> <p>b. Registrant has registered the domain name in order to prevent the trademark holder or service mark from reflecting the mark in a corresponding domain name, provided that Registrant has engaged in a pattern of such conduct; or</p> <p>c. Registrant registered the domain name primarily for the purpose of disrupting the business of a competitor; or</p> <p>d. By using the domain name Registrant has intentionally attempted to attract for commercial gain, Internet users to Registrant's web site or other on-line location, by creating a likelihood of confusion with the complainant's mark as to the source, sponsorship, affiliation, or endorsement of Registrant's web site or location or of a product or service on that web site or location.</p>			
<p>(vii) An optional explanatory statement of no more than 500 words in a separate free form text box;</p>	<p>1.2.7 A box in which the Complainant may submit up to 500 words of explanatory free form text.</p>			
<p>(viii) Identify any other legal proceedings that have been commenced or terminated in connection with or relating to any of the domain name(s) that are the subject of the Complaint;</p>				
<p>(ix) State that Complainant will submit, with respect to any challenges to a determination in the URS proceeding, to the jurisdiction of the courts in at least one specified Mutual Jurisdiction;</p>				

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<p>(x) Conclude with agreement to the following statement: "Complainant agrees that its claims and remedies concerning the registration of the domain name, the dispute, or the dispute's resolution shall be solely against the domain-name holder and waives all such claims and remedies against (a) the Provider and Examiner, except in the case of deliberate wrongdoing, (b) the Registrar, (c) the Registry Operator, and (d) the Internet Corporation for Assigned Names and Numbers, as well as their directors, officers, employees, and agents. Complainant certifies that the information contained in this Complaint is to the best of Complainant's knowledge complete and accurate, that this Complaint is not being presented for any improper purpose, such as to harass, and that the assertions in this Complaint are warranted under these Rules and under applicable law, as it now exists or as it may be extended by a good-faith and reasonable argument.";</p>	<p>1.2.8. An attestation that the Complaint is not being filed for any improper basis and that there is a sufficient good faith basis for filing the Complaint.</p>			
<p>(c) The Complaint may relate to more than one domain name, provided that the domain names are registered by the same domain name holder.</p>	<p>1.1.3 One Complaint is acceptable for multiple related companies against one Registrant, but only if the companies complaining are related. Multiple Registrants can be named in one Complaint only if it can be shown that they are in some way related.</p>		<p>5. The Response (d) Multiple Respondents. (i) Where a case has multiple respondents, the first respondent to use the encrypted link to respond will be the Respondent for the case. No other responses will be permitted. (ii) If you are named in a case that contains domain names not registered or controlled by you, you may request that the Examiner dismiss the case as to any domain names not owned by you. It is up to the Examiner's discretion to make a factual finding as to whether or not the evidence supports your claim.</p>	<p>6. Multiple Respondents If an URS proceeding has multiple Respondents, the first Respondent to Submit a Response or other communications to MFSD through MFSD's online dispute management platform (https://urs.mfsd.it) shall be the Respondent of the URS proceeding. No other Submission of Response shall be permitted. If any entity is name is a case that contains domain names not registered or controlled by the entity, such entity may request the Examiner to dismiss the URS proceeding as to any domain names not owned by such entity. The Examiner shall decide at its sole discretion whether or not the entity Submitted adequate evidence to support assertions and claims.</p>
<p>(d) The Complaint shall be accompanied by the filing fee, as set forth in the Provider's Supplemental Rules. If fees are not paid within one (1) Business Day of filing, as determined at the location of the Provider, the Complaint shall be automatically dismissed.</p>	<p>1.1.2 Each Complaint must be accompanied by the appropriate fee, which is under consideration. The fees are non-refundable.</p>	<p>Article 4. The Complaint 2. The Complaint shall be accompanied by payment of the filing fee, as set forth in Article 14 of the Supplemental Rules.</p>		
	<p>2. Fees 2.1 Fees as set for in the Provider's fee schedule shall be submitted with the filed Complaint. 2.2 Complaints listing fifteen (15) or more disputed domain names registered by the same registrant will be subject to a Response Fee which will be refundable to the prevailing party. Under no circumstances shall the Response Fee exceed the fee charged to the Complainant.</p>	<p>Article 14. Fees http://www.adndrc.org/mten/img/pdf/URS_Supplemental_Rules_8_September_2014.pdf#page=6</p>	<p>18. Fees (U.S. Dollars) http://www.adrforum.com/resources/URS/URS%20Supplemental%20Rules.pdf#page=8</p>	<p>17. Fees and Payment https://urs.mfsd.it/system/system_data/CMS_ELEM_DOC/data_PDF/2017_supplemental_rules.pdf#page=11</p>
<p>(e) The Complaint will not be accepted if the Provider's check of the Repository (see Rule 17) finds the Complainant has exceeded its quota of Abusive Complaints.</p>				
<p>(f) URS Complaints may only be filed against domain names registered in a New gTLD.</p>				
<p>(g) A URS Complaint may not be filed against a domain name that is part of an open and active URS or UDRP case.</p>				

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<p>(h) The Provider's Supplemental Rules will specify how the Respondent shall be identified in cases where the domain name is registered with a privacy/proxy service.</p>		<p>Article 5. Administrative Review 4. In accordance with Paragraph 3(h) of the Rules, in cases where the domain name is registered with a privacy/proxy service, the Relevant Office of the Centre may request the Registry Operator to identify the Respondent when notifying the Registry Operator of the Complaint.</p>	<p>4. The Compliant (c) If the domain name is registered with a privacy or proxy service, the following rules apply to the identification of the Respondent and the naming of the case: (i) The Respondent shall be named as listed in the Whois when the case is filed. (ii) If a Registrar or Registry, in their URS Section 4.1 notification to the FORUM, notifies the FORUM of alternate contact information for the Respondent, that information will be included in the Notice of the Complaint referenced in URS Section 4.3. (iii) The first entity to use the encrypted link (sent with the Notice of Complaint) to respond shall be the Respondent in the case. (iv) The Respondent may make contentions within the number of words allowed in the Response for the Examiner to rename the case. (v) The Examiner Determination regarding the name of the case is final.</p> <p>5. The Response (c) See Supplemental Rule 4(c) regarding the identity of the Respondent when the domain name is registered to a privacy or proxy service.</p>	<p>5. Privacy/Proxy Service If the domain name is registered with a privacy or proxy service, the Complainant shall name the Respondent as listed in the Whois record at the time of Submission of the Complaint.</p> <p>The first entity to Submit a Response or other communications to MFSD through MFSD's online dispute management platform (https://urs.mfsd.it) shall be the Respondent of the URS proceeding.</p> <p>The Respondent may make contentions within the word limit allowed for the Response for the Examiner to rename the URS proceeding. The Examiner's Determination regarding the name of the URS proceeding shall be final.</p>

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	<p>3. Administrative Review</p>			
	<p>3.1 Complaints will be subjected to an initial administrative review by the URS Provider for compliance with the filing requirements. This is a review to determine that the Complaint contains all of the necessary information, and is not a determination as to whether a prima facie case has been established.</p>	<p>Article 5. Administrative Review 2. If a Complaint is deemed compliant with the Procedure, the Rules, and the Supplemental Rules, the Relevant Office of the Centre shall forward the Complaint to the Registry Operator in accordance with Article 4(a) of the Rules.</p>		
	<p>3.2 The Administrative Review shall be conducted within two (2) business days of submission of the Complaint to the URS Provider.</p>	<p>Article 5. Administrative Review 1. The Relevant Office of the Centre shall, within two (2) Business Days of acknowledging receipt of the Complaint, conduct an administrative review of the Complaint for compliance with the Procedure, the Rules, and the Supplemental Rules.</p> <p>Article 15. Appointment of Case Administrator When the Complaint is transmitted by the Relevant Office of the Centre to the Respondent, the Relevant Office of the Centre shall notify the Parties of the name and contact details of the Case Administrator responsible for the administration of the proceedings commenced by the Complainant.</p>		
	<p>3.3 Given the rapid nature of this Procedure, and the intended low level of required fees, there will be no opportunity to correct inadequacies in the filing requirements.</p>			
	<p>3.4 If a Complaint is deemed non-compliant with filing requirements, the Complaint will be dismissed without prejudice to the Complainant filing a new complaint. The initial filing fee shall not be refunded in these circumstances.</p>	<p>Article 5. Administrative Review 3. If a Complaint is deemed non-compliant with the Procedure, the Rules, and the Supplemental Rules, the Complaint will be dismissed without prejudice to the Complainant filing a new complaint in accordance with Article 3.3 of the Procedure. The initial filing fee shall not be refunded in these circumstances.</p>		

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4. Notice of Complaint and Locking of Domain	4. Notice of Complaint and Locking of Domain			
(a) The Provider shall include a copy of the Complaint in its notice to the Registry Operator.	4.1 Upon completion of the Administrative Review, the URS Provider must immediately notify the Registry Operator (via email) after the Complaint has been deemed compliant with the filing requirements. Registry Operator notice shall include a copy of the Complaint. Within 24 hours of receipt of the Notice of Complaint from the URS Provider, the Registry Operator shall "lock" the domain, meaning the registry shall restrict all changes to the registration data, including transfer and deletion of the domain names, but the name will continue to resolve. The Registry Operator will notify the URS Provider immediately upon locking the domain name ("Notice of Lock").			
(b) The Notice of Complaint to the Respondent shall be transmitted in English and shall be translated by the Provider into the predominant language used in the registrant's country or territory, as determined by the country(ies) listed in the Whois record when the Complaint is filed.	4.2 Within 24 hours after receiving Notice of Lock from the Registry Operator, the URS Provider shall notify the Registrant of the Complaint ("Notice of Complaint"), sending a hard copy of the Notice of Complaint to the addresses listed in the Whois contact information, and providing an electronic copy of the Complaint, advising of the locked status, as well as the potential effects if the Registrant fails to respond and defend against the Complaint. Notices must be clear and understandable to Registrants located globally. The Notice of Complaint shall be in English and translated by the Provider into the predominant language used in the Registrant's country or territory. 4.4 The URS Provider shall also electronically notify the Registrar of record for the domain name at issue via the addresses the registrar has on file with ICANN.			5. Privacy/Proxy Service If Registry Operator with the Notice of Lock to MFSD provides additional contact information for the Registrant, that information will be included in MFSD's Notice of Complaint referenced in paragraph 4.2 of URS Procedure and paragraph 2 (a)(i) URS Rules.
(c) The electronic copy of the Notice of Complaint may be provided via email or an emailed link to an online platform requiring users to create an account.	4.3 The Notice of Complaint to the Registrant shall be sent through email, fax (where available) and postal mail. The Complaint and accompanying exhibits, if any, shall be served electronically.			

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			7. Stays of the Administrative Proceeding	12. Suspension of the Administrative Proceeding
			(a) If the Examiner has not been appointed by the FORUM, parties may jointly request a stay for a one-time period of forty-five Calendar Days, provided that both parties utilize the Stay option on their portals before the first Determination is issued: http://domains.adrforum.com .	If the Examiner has not been appointed by MFSD, the parties may jointly Submit a request of suspension for a one-time period of 45 Calendar Days.
			(b) Prior to expiration of the Stay, at least one party must request via their portal that the case be reinstated or the Complaint will be automatically dismissed.	Prior to expiration of the suspension, at least one party must request that the URS proceeding continues or the Complaint will be automatically dismissed.
			(c) If an Examiner has been appointed by the FORUM, a request that the administrative proceeding be stayed shall be granted at the discretion of the appointed Examiner.	If the Examiner has been appointed by MFSD, a request that the administrative proceeding be suspended shall be granted at the discretion of the appointed Examiner.

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5. The Response	5. The Response			
(a) The Response shall:	5.1 A Registrant will have 14 Calendar Days from the date the URS Provider sent its Notice of Complaint to the Registrant to electronically file a Response with the URS Provider. Upon receipt, the Provider will electronically send a copy of the Response, and accompanying exhibits, if any, to the Complainant.	Article 6. The Response 1. Within fourteen (14) Calendar Days of the date of commencement of the URS administrative proceedings, the Respondent shall submit a Response in Form R_URS to the Relevant Office of the Centre in accordance with the Guidelines. 2. In accordance with Article 5.1 of the Procedure, the Respondent shall send a copy of the Response to the Complainant.	5. The Response (a) The Response must include all elements listed in Paragraph 5(b) of the Rules and must be submitted via the FORUM's online complaint filing site at http://domains.adrforum.com . (i) All supporting documents must be in a format as specified in Annex A to these Supplemental Rules, unless approved by the FORUM in advance. (ii) Individual files must not exceed the file size restrictions as set forth in Annex A to these Supplemental Rules unless approved by the FORUM in advance. (iii) The FORUM may rename electronic files compatible with internal naming conventions, for ease of internal and Examiner use.	
(i) Provide the name, postal and email addresses, and the telephone and telefax numbers of the Respondent and of any representative authorized to act for the Respondent in the URS proceeding;			5. The Response (b) The method used by the FORUM to communicate to the Respondent will be: (i) the e-mail address Respondent provided in the Response; (ii) if no Response is Submitted or if no e-mail address is provided in the Response, the e-mail address of the Respondent in the WHOIS on the date the Complaint was filed or as provided to the FORUM by the Registry.	

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<p>(ii) Respond specifically to each of the grounds upon which the Complaint is based and include any defense which contradicts the Complainant's claims;</p>	<p>5.4 The Response shall be no longer than 2,500 words, excluding attachments, and the content of the Response should include the following:</p> <p>5.4.1 Confirmation of Registrant data.</p> <p>5.4.2 Specific admission or denial of each of the grounds upon which the Complaint is based.</p> <p>5.4.3 Any defense which contradicts the Complainant's claims.</p> <p>5.4.4 A statement that the contents are true and accurate.</p> <p>5.7 The Response can contain any facts refuting the claim of bad faith registration by setting out any of the following circumstances:</p> <p>5.7.1 Before any notice to Registrant of the dispute, Registrant's use of, or demonstrable preparations to use, the domain name or a name corresponding to the domain name in connection with a bona fide offering of goods or services; or</p> <p>5.7.2 Registrant (as an individual, business or other organization) has been commonly known by the domain name, even if Registrant has acquired no trademark or service mark rights; or</p> <p>5.7.3 Registrant is making a legitimate or fair use of the domain name, without intent for commercial gain to misleadingly divert consumers or to tarnish the trademark or service mark at issue. Such claims, if found by the Examiner to be proved based on its evaluation of all evidence, shall result in a finding in favor of the Registrant.</p> <p>5.8 The Registrant may also assert Defenses to the Complaint to demonstrate that the Registrant's use of the domain name is not in bad faith by showing, for example, one of the following:</p> <p>5.8.1 The domain name is generic or descriptive and the Registrant is making fair use of it.</p> <p>5.8.2 The domain name sites are operated solely in tribute to or in criticism of a person or business that is found by the Examiner to be fair use.</p> <p>5.8.3 Registrant's holding of the domain name is consistent with an express term of a written agreement entered into by the disputing Parties and that is still in effect.</p> <p>5.8.4 The domain name is not part of a wider pattern or series of abusive registrations because the Domain Name is of a significantly different type or character to other domain names registered by the Registrant.</p> <p>5.9 Other factors for the Examiner to consider:</p> <p>5.9.1 Trading in domain names for profit, and holding a large portfolio of domain names, are of themselves not indicia of bad faith under the URS. Such conduct, however, may be abusive in a given case depending on the circumstances of the dispute. The Examiner must review each case on its merits.</p> <p>5.9.2 Sale of traffic (i.e. connecting domain names to parking pages and earning click-per-view revenue) does not in and of itself constitute bad faith under the URS. Such conduct, however, may be abusive in a given case depending on the circumstances of the dispute. The Examiner will take into account:</p> <p>5.9.2.1. the nature of the domain name;</p> <p>5.9.2.2. the nature of the advertising links on any parking page associated with the domain name; and</p> <p>5.9.2.3. that the use of the domain name is ultimately the Registrant's responsibility.</p>			

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(iii) Respondent may request a finding that the Complaint was brought in abuse of the proceedings per URS Procedure Paragraph(s) 11.2 and/or 11.3;				
(iv) Identify any other legal proceedings that have been commenced or terminated in connection with or relating to any of the domain name(s) that are the subject of the Complaint;				
<p>(v) Conclude with the following statement followed by the signature (in any electronic format) of the Respondent or its authorized representative:</p> <p>"Respondent agrees that its claims and remedies concerning the dispute, or the dispute resolution, shall be solely against the Complainant and waives all such claims and remedies against (a) the Provider and Examiner, except in the case of deliberate wrongdoing, (b) the Registrar, (c) the Registry Operator, and (d) the Internet Corporation for Assigned Names and Numbers, as well as their directors, officers, employees, and agents. Respondent certifies that the information contained in this Response is, to the best of Respondent's knowledge, complete and accurate, that this Response is not being presented for any improper purpose, such as to harass, and that the assertions in this Response are warranted under these Rules and under applicable law, as it now exists or as it may be extended by a good-faith and reasonable argument."; and</p>				
(vi) Annex any documentary or other evidence upon which the Respondent relies.			<p>Annex A to FORUM's Supplemental Rules The purpose of this annex is to define technical requirements for electronic submissions.</p> <p>1. Types of Files Supported The FORUM will accept files having the following extensions. If you have a file in a format not specified, you must have advance permission from the FORUM or your submission may be rejected. (a) .pdf (preferred) (b) .doc [Microsoft Word document] (c) .rtf (d) .jpg (e) .tiff (f) .xls [Microsoft Excel spreadsheet] (g) .htm/.html</p> <p>2. File Size Restrictions (a) No individual file may exceed 10 MB; a preferred file size limitation is < 5 MB. (b) No party may submit electronic case documents in excess of 10MB, in the aggregate, per domain name.</p> <p>The FORUM does not accept links to files located on external servers and is not responsible for gathering electronic files. All files must be sent to the FORUM following the URS Rules and Supplemental Rules.</p>	

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
<p>(e) At the request of the Respondent, the Provider may, in exceptional cases, extend the period of time for the filing of the response. The period may also be extended by written stipulation between the Parties, provided the stipulation is approved by the Provider. Requests for an extension of time shall comply with the Provider's Supplemental Rules.</p>	<p>5.3 Upon request by the Registrant, a limited extension of time to respond may be granted by the URS Provider if there is a good faith basis for doing so and if the request is received during the Response period, after Default, or not more than thirty (30) Calendar Days after Determination. In no event shall the extension be for more than seven (7) Calendar Days.</p>	<p>Article 6. The Response 4. If a Response is filed more than thirty (30) Calendar Days after a Default Determination, regardless of the number of disputed domain names in the Complaint, the Respondent shall pay a non-refundable fee for Re-examination set forth in accordance with Article 14 of the Rules.</p>	<p>6. Extensions (a) Paragraph 5.3 of the URS Procedure provides that the Respondent may request additional time to Submit a Response. Any request by the Respondent for an extension must: i. be Submitted via the Respondent's online portal; ii. be timely submitted; 1. An extension request submitted prior to the expiration of the initial response period, shall, if granted, delay the appointment of the Examiner until the Response is filed or the extension period ends, whichever comes first. 2. An extension request submitted after notice of Default and Examiner appointment, but prior to the Default Determination, shall if granted, delay the Default Determination until the Response is filed or the extension period ends, whichever comes first. 3. An extension request submitted within 30 Calendar Days after a Default Determination, shall, if granted, allow Respondent to file a Response during the extension period without payment of the reexamination fee. iii. state the exceptional circumstances warranting the request for an extension; and iv. state the length of the extension being requested (no more than seven (7) additional Calendar Days). (c). The FORUM will, in its sole discretion, determine if the circumstances warrant granting the extension.</p>	<p>7. Extension At the request of the Respondent, MFSD may, in exceptional cases, extend the period of time for the filing of the Response. The period may also be extended by written stipulation between the parties, provided the stipulation is approved by MFSD. The request of extension shall be Submitted to MFSD during the Response period, after default, or not more than 30 Calendar Days after the Determination. In no event shall the extension be for more than 7 Calendar Days.</p>
<p>(f) No affirmative claims for relief by the Respondent will be permitted except for an allegation that the Complainant has filed an abusive Complaint.</p>	<p>5.5 In keeping with the intended expedited nature of the URS and the remedy afforded to a successful Complainant, affirmative claims for relief by the Registrant will not be permitted except for an allegation that the Complainant has filed an abusive Complaint.</p>			
<p>(g) The Provider's compliance check for a Response shall at least consist of: (1) ascertaining the Response has been filed in a language acceptable under the Rules for that case; and (2) checking for payment of required fees.</p>	<p>5.6 Once the Response is filed, and the URS Provider determines that the Response is compliant with the filing requirements of a Response (which shall be on the same day), the Complaint, Response and supporting materials will immediately be sent to a qualified Examiner, selected by the URS Provider, for review and Determination. All materials submitted are considered by the Examiner.</p>	<p>Article 14. Fees http://www.adndrc.org/mten/img/pdf/URS_Supplemental_Rules_8_September_2014.pdf#page=6</p>	<p>18. Fees (U.S. Dollars) http://www.adrforum.com/resources/URS/URS%20Supplemental%20Rules.pdf#page=8</p>	<p>17. Fees and Payment https://urs.mfsd.it/system/system_data/CMS_ELEM_DOC/data_PDF/2017_supplemental_rules.pdf#page=11</p>
<p>(h) The Response must be accompanied by payment of the Response fee or Reexamination fee, as appropriate in relevant cases. If a required fee is not paid within one (1) Business Day, the Response will not be considered and the case may proceed as a Default.</p>	<p>5.2 Respondent shall pay a Response Fee as set forth in section 2.2 above if the Complaint lists fifteen (15) or more disputed domain names against the same Registrant. In the case of fifteen (15) or more disputed domain names, the Response Fee will be refundable to the prevailing party. No additional filing fee will be charged if the Registrant files its Response prior to being declared in default or not more than thirty (30) Calendar Days following a Default Determination. For Responses filed more than thirty (30) Calendar Days after a Default Determination, regardless of the number of domain names in the Complaint, shall pay a reasonable non-refundable fee set forth in the Provider Supplemental Rules for re-examination (in addition to any applicable Response Fee required in URS Procedure 2.2).</p>	<p>Article 6. The Response 3. The Response shall be accompanied by payment of the Response Fee within one (1) Business Day, as set forth in Article 14 of the Supplemental Rules, if the Complaint relates to fifteen (15) or more disputed domain names against the same Registrant. The Response Fee will be refundable to the prevailing party.</p>		

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
(i) If the Response is determined to be non-compliant for reasons other than non-payment, the Examiner is permitted to make any reasonable inferences from the inadequacy of the Response.				
(j) If a Respondent does not submit a response, in the absence of exceptional circumstances, the Complaint shall proceed to a Default Determination.				
(k) The Provider should normally not accept a late Response submitted after the domain name registration has expired, even if submitted before the closing date of the late Response window. The provider may in its Supplemental Rules define justified exceptions from this rule.				

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
6. Examiner	7. Examiners			
(a) Each Provider shall maintain and publish a publicly available list of Examiners and their qualifications.	7.2 Examiners should have demonstrable relevant legal background, such as in trademark law, and shall be trained and certified in URS proceedings. Specifically, Examiners shall be provided with instructions on the URS elements and defenses and how to conduct the examination of a URS proceeding.	Article 7. Appointment of Examiner The Centre shall maintain and publish a list of Examiners and their qualifications. Any Party may refer to the Centre's Web site at http://www.adndrc.org for details. For URS proceedings, the Relevant Office of the Centre shall appoint suitable individuals from the list, having regard to: a. the nature of the dispute; b. the availability of the Examiner; c. the identity of the Parties; d. the independence and impartiality of the Examiner; and e. the relevant legal background;	9. Appointment of the Examiner (a) The FORUM will maintain and publish a list of Examiners and their qualifications to which any party will be directed on the FORUM's web site, http://domains.adrforum.com . The FORUM will appoint an Examiner from this list to serve as a single Examiner. (b) For Appeal Panel rules, see Supplemental Rule 16 regarding Appeals.	9. Examiner MFSD makes available to the public and keeps updated a list of names of accredited Examiners and their qualifications on its web site.
(b) An Examiner shall be impartial and independent and shall have, before accepting appointment, disclosed to the Provider any circumstances giving rise to justifiable doubt as to the Examiner's impartiality or independence. If, at any stage during the URS proceeding, new circumstances arise that could give rise to justifiable doubt as to the impartiality or independence of the Examiner, the Examiner shall promptly disclose such circumstances to the Provider. In such event, the Provider shall have the discretion to appoint a substitute Examiner.	7.1 One Examiner selected by the Provider will preside over a URS proceeding. 7.3 Examiners used by any given URS Provider shall be rotated to the extent feasible to avoid forum or examiner shopping. URS Providers are strongly encouraged to work equally with all certified Examiners, with reasonable exceptions (such as language needs, nonperformance, or malfeasance) to be determined on a case by case analysis.	Article 8. Impartiality and Independence of Examiner 1. The Examiner shall be and remain at all times wholly impartial and independent, and shall not act as advocate for any Party during the URS proceedings. 2. Prior to the appointment of any proposed Examiner, the Examiner shall declare in writing to the Parties and the Relevant Office of the Centre any circumstances which are likely to create an impression of bias or prevent a prompt resolution of the dispute between the Parties. If, at any stage during the URS proceeding, new circumstances arise that could give rise to justifiable doubt as to the impartiality or independence of the Examiner, the Examiner shall promptly disclose such circumstances to the Provider. In such event, the Provider shall have the discretion to appoint a substitute Examiner.	10. Impartiality and Independence (a) All FORUM Examiners will take an oath to be neutral and independent.	
		Article 8. Impartiality and Independence of Examiner 3. Except by consent of the Parties, no person shall serve as an Examiner in any dispute in which that person has any interest, which, if a Party knew of it, might lead him/her to think that the Examiner might be biased. 4. Where an Examiner has been appointed but before rendering a Determination the appointed Examiner fails to act or refuses to act, the Relevant Office of the Centre may appoint a substitute Examiner upon request by the Parties or in its discretion.	10. Impartiality and Independence (b) A Examiner will be disqualified if circumstances exist that create a conflict of interest or cause the Examiner to be unfair and biased, including but not limited to the following: (i) The Examiner has a personal bias or prejudice concerning a party or personal knowledge of disputed evidentiary facts; (ii) The Examiner has served as an attorney to any party or the Examiner has been associated with an attorney who has represented a party during that association; (iii) The Examiner, individually or as a fiduciary, or the Examiner's spouse or minor child residing in the Examiner's household, has a direct financial interest in a matter before the Examiner; (iv) The Examiner or the Examiner's spouse, or a person within the third degree of relationship to either of them, or the spouse of such a person: (1) Is a party to the proceeding, or an officer, director, or trustee of a Party; or (2) Is acting as a lawyer or representative in the proceeding.	

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
			<p>10. Impartiality and Independence (c) A party may challenge the selection of a Examiner, provided that a decision has not already been published, by filing with the FORUM a written request stating the circumstances and specific reasons for the disqualification. (d) A request to challenge must be filed in writing with the FORUM within one (1) Business Day of the date of receipt of the notice of the selection.</p>	<p>9. Examiner Any Party may challenge the appointment of the Examiner, provided that the Determination has not been already published, by Submitting a request of challenge in writing to MFSD, specifying the reasons, within 1 Business Day from the receipt of communication of appointment.</p>
			<p>10. Impartiality and Independence (e) Provided a Determination has not already been published by the selected Examiner, the FORUM will promptly review the challenge and determine whether circumstances exist requiring Examiner disqualification in accord with this rule. The decision of the FORUM is not subject to appeal.</p>	<p>9. Examiner Upon submission MFSD shall immediately review the request of challenge and, at its sole discretion, shall decide whether to substitute the Examiner. In case of substitution of the Examiner, MFSD shall immediately appoint an other Examiner to decide the dispute.</p>

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
7. Communication Between Parties and the Examiner			11. Communications Between Parties and the Examiner	9. Examiner
No Party or anyone acting on its behalf may have any unilateral communication with the Examiner. All communications between a Party and the Examiner or the Provider shall be made to the Provider in the manner prescribed in the Provider's Supplemental Rules.			(a) No party may directly communicate with a Examiner. FORUM URS Supplemental Rules Dispute Resolution for Domain Names Effective October 1, 2016.	No party or representative may correspond directly and/or unilaterally with the Examiner appointed to make the Determination.
			(b) The parties may communicate with the Case Coordinator assigned to their proceeding by phone or e-mail.	All communications between the parties, the Examiner or MFSD will be through the case manager assigned to the dispute by MFSD.
			(c) Any request by a party for any type of action by the FORUM or Examiner must be communicated via the online portal, where possible, or at least via email to the FORUM and the opposing party(s) if no portal option is available.	Determination shall meet the requirements set forth in paragraphs 8 and 9 of URS Procedure and paragraphs 13 and 15 of URS Rules and will be the length that the Examiner deems appropriate.

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
8. General Powers of the Examiner	8. Examination Standards and Burden of Proof			

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
<p>(a) The Examiner shall conduct the URS proceeding in a manner it considers appropriate in accordance with the URS Procedure and these Rules.</p>	<p>8.1 The standards that the qualified Examiner shall apply when rendering its Determination are whether:</p> <p>8.1.2 The registered domain name is identical or confusingly similar to a word mark: (i) for which the Complainant holds a valid national or regional registration and that is in current use; or (ii) that has been validated through court proceedings; or (iii) that is specifically protected by a statute or treaty currently in effect and that was in effect at the time the URS Complaint is filed; and</p> <p>8.1.2.1 Use can be shown by demonstrating that evidence of use – which can be a declaration and one specimen of current use – was submitted to, and validated by, the Trademark Clearinghouse.</p> <p>8.1.2.2 Proof of use may also be submitted directly with the URS Complaint.</p> <p>8.1.2 The Registrant has no legitimate right or interest to the domain name; and</p> <p>8.1.3 The domain was registered and is being used in a bad faith.</p> <p>8.2 The burden of proof shall be clear and convincing evidence.</p> <p>8.3 For a URS matter to conclude in favor of the Complainant, the Examiner shall render a Determination that there is no genuine issue of material fact. Such Determination may include that: (i) the Complainant has rights to the name; and (ii) the Registrant has no rights or legitimate interest in the name. This means that the Complainant must present adequate evidence to substantiate its trademark rights in the domain name (e.g., evidence of a trademark registration and evidence that the domain name was registered and is being used in bad faith in violation of the URS).</p> <p>8.4 If the Examiner finds that the Complainant has not met its burden, or that genuine issues of material fact remain in regards to any of the elements, the Examiner will reject the Complaint under the relief available under the URS. That is, the Complaint shall be dismissed if the Examiner finds that evidence was presented or is available to the Examiner to indicate that the use of the domain name in question is a non-infringing use or fair use of the trademark.</p> <p>8.5 Where there is any genuine contestable issue as to whether a domain name registration and use of a trademark are in bad faith, the Complaint will be denied, the URS proceeding will be terminated without prejudice, e.g., a URS Appeal, UDRP, or a court proceeding may be utilized. The URS is not intended for use in any proceedings with open questions of fact, but only clear cases of trademark abuse.</p> <p>8.6 To restate in another way, if the Examiner finds that all three standards are satisfied by clear and convincing evidence and that there is no genuine contestable issue, then the Examiner shall issue a Determination in favor of the Complainant. If the Examiner finds that any of the standards have not been satisfied, then the Examiner shall deny the relief requested, thereby terminating the URS proceeding without prejudice to the Complainant to proceed with an action in court of competent jurisdiction or under the UDRP.</p>			

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
(b) In all cases, the Examiner shall ensure that the Parties are treated with equality to the extent feasible.				9. Examiner The appointed Examiner shall be impartial and independent and shall ensure that the Parties are treated with equality.
(c) The Examiner shall determine the admissibility, relevance, materiality and weight of the evidence.				
(d) If one or more domain names are registered with a privacy or proxy service, or the nominal registrant changes after the complaint is filed, it shall be the sole discretion of the Examiner to determine if the respondents are sufficiently related and to dismiss the Complaint with respect to any unrelated domain names. The Examiner may rely on information submitted by the Complainant and/or the Respondent(s) in making its finding.				

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
9. Language of Proceedings				8. Language of the Proceeding
The URS Procedure Paragraph 4.2 specifies the languages in which the Notice of Complaint shall be transmitted.	4. Notice and Locking of Domain 4.2 Within 24 hours after receiving Notice of Lock from the Registry Operator, the URS Provider shall notify the Registrant of the Complaint ("Notice of Complaint"), sending a hard copy of the Notice of Complaint to the addresses listed in the Whois contact information, and providing an electronic copy of the Complaint, advising of the locked status, as well as the potential effects if the Registrant fails to respond and defend against the Complaint. Notices must be clear and understandable to Registrants located globally. The Notice of Complaint shall be in English and translated by the Provider into the predominant language used in the Registrant's country or territory.			The language of the proceeding will be the language prescribed in the paragraph 9 of the URS Rules.
(a) The Complaint shall be submitted in English.				
(b) The Response may be provided in English, or in one of the languages used for the Notice of Complaint.				
(c) The Examiner appointed shall be fluent in English and in the language of the Response and will determine in which language to issue its Determination, in its sole discretion.				
(d) In the absence of a Response, the language of the Determination shall be English.				
(e) The Provider is not responsible for translating any documents other than the Notice of Complaint.				

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
<p>10. Further Statements In order to ensure expedience of the proceeding, the Examiner may not request further statements or documents from either of the Parties.</p> <p>11. In-Person Hearings There shall be no in-person hearings (including hearings by teleconference, videoconference, and web conference).</p>	<p>9. Determination 9.1 There will be no discovery or hearing; the evidence will be the materials submitted with the Complaint and the Response, and those materials will serve as the entire record used by the Examiner to make a Determination.</p>		<p>8. The Record of the Administrative Proceeding The Complaint and Response, as submitted through the filing portal, constitute the complete record to be considered by the Examiner.</p>	

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
			12. Withdrawal	13. Withdrawal
			(a) Prior to the first issued Determination, the Complainant may withdraw the Complaint without prejudice. A withdrawal request must be Submitted to the FORUM via the online portal. Upon the FORUM's receipt of the withdrawal request, the Complaint will be withdrawn without prejudice and the administrative proceeding will be terminated.	Prior to the Examiner's Determination, the Complainant may withdraw the Complaint without prejudice. Upon Submission of the withdrawal request, the Complaint will be withdrawn without prejudice and the URS proceeding will be terminated.
			(b) Prior to the first issued Determination, the Complaint may be withdrawn pursuant to a joint request made by both parties. A withdrawal request must be Submitted to the FORUM via the online portal, must be consented to by both parties, and may request dismissal either with or without prejudice.	Prior to the Examiner's Determination, the Complaint may be withdrawn pursuant to a joint request Submitted by both parties.
			(c) The Complaint cannot be withdrawn after any Examiner Determination is published.	The Complaint cannot be withdrawn after any Examiner's Determination is published.

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
12. Default	6. Default			
(a) If at the expiration of the 14-day Response period (or extended period if granted), the Respondent does not submit an answer, the Complaint proceeds to Default. In case of Default, the Provider shall appoint an Examiner to review the Complaint for a prima facie case, including complete and appropriate evidence.	6.1 If at the expiration of the 14 Calendar Day Response period (or extended period if granted), the Registrant does not submit an answer, the Complaint proceeds to Default.			
(b) When a case enters Default, the Provider shall notify the Registry Operator that the Registrant is prohibited from changing content found on the site and that the Registrant is prohibited from changing the Whois information. See URS Procedure Paragraph 6.2.	6.2 In either case, the Provider shall provide Notice of Default via email to the Complainant and Registrant, and via mail and fax to Registrant. During the Default period, the Registrant will be prohibited from changing content found on the site to argue that it is now a legitimate use and will also be prohibited from changing the Whois information.			
(c) The Examiner shall prepare a written Default Determination	6.3 All Default cases proceed to Examination for review on the merits of the claim.			
(d) If the Examiner finds that the Complainant has made a prima facie case according to the URS Procedure Paragraph 1.2.6 for any of the domain names in the Complaint, the Default Determination shall so state, including any additional written reasoning the Examiner wishes to append. The Examiner shall order suspension of the domain names for which a prima facie case has been established.	6.4 If after Examination in Default cases, the Examiner rules in favor of Complainant, Registrant shall have the right to seek relief from Default via de novo review by filing a Response at any time up to six months after the date of the Notice of Default. The Registrant will also be entitled to request an extension of an additional six months if the extension is requested before the expiration of the initial six-month period.		6. Extensions (b) Paragraph 6.4 of the URS Procedure provides that the Respondent may request additional time to Submit a Response for Re-examination. Any request by the Respondent for an extension of the Reexamination period must: i. be Submitted via the Respondent's online portal; ii. be timely submitted; iii. state the exceptional circumstances warranting the request for an extension; iv. state the length of the extension being requested (no more than one hundred eighty (180) additional Calendar Days); and v. be accompanied by the Extension Fee."	7. Extension At the request of the Respondent, MFSD may, in exceptional cases, extend the period of time for the filing of the Response for re-examination. The request of extension shall be Submitted to MFSD during the 6 months period after the date of receipt of the default notice by the Respondent. In no event shall the extension be for more than additional 6 months.
(e) If the Examiner finds that the Complainant has not made a prima facie case according to the URS Procedure Paragraph 1.2.6, the Default Determination shall so state including any additional written reasoning the Examiner wishes to append. The Provider shall dismiss the Complaint as to the domain names for which a prima facie case is lacking.	6.5 If after Examination in Default case, the Examiner rules in favor of Registrant, the Provider shall notify the Registry Operator to unlock the name and return full control of the domain name registration to the Registrant.			
(e) If a Response is filed within six (6) months after a Default Determination (or within any extension period granted under URS Procedure Paragraph 6.4), the Provider shall notify the Registry Operator. The Registry Operator shall modify the nameservers so that the domain name(s) resolve to the relevant IP address(es) for the domain name (s) as soon as practical, but remain locked as if the Response had been filed in a timely manner before Default.	6.5 If a Response is filed after: (i) the Respondent was in Default (so long as the Response is filed in accordance with 6.4 above); and (ii) proper notice is provided in accordance with the notice requirements set forth above, the domain name shall again resolve to the original IP address as soon as practical, but shall remain locked as if the Response had been filed in a timely manner before Default. The filing of a Response after Default is not an appeal; the case is considered as if responded to in a timely manner.			
(f) If a Party, in the absence of exceptional circumstances, does not comply with any provision of, or requirement under, these Rules, the URS Procedure or the Provider's Supplemental Rules, the Examiner shall draw such inferences therefrom as it considers appropriate.				

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
13. Examiner Determination	9. Determination	Article 9. Examiner Determination	13. Examiner Decisions	
(a) An Examiner shall make a Determination (Default, Final or Appeal) of a Complaint in accordance with the URS Procedure, these Rules and any rules and principles of law that it deems applicable.	9.3 If the Complainant does not satisfy the burden of proof, the URS proceeding is terminated and full control of the domain name registration shall be returned to the Registrant. 9.5 Determinations shall also be emailed by the URS Provider to the Registrant, the Complainant, the Registrar, and the Registry Operator, and shall specify the remedy and required actions of the Registry Operator to comply with the Determination. 9.6 To conduct URS proceedings on an expedited basis, examination should begin immediately upon the earlier of the expiration of a fourteen (14) day Response period (or extended period if granted), or upon the submission of the Response. A Determination shall be rendered on an expedited basis, with the stated goal that it be rendered within three (3) Business Days from when Examination began. Absent extraordinary circumstances, however, Determinations must be issued no later than five (5) days after the Response is filed.	1. An Examiner shall make its Determination in writing and shall state the reasons upon which the Determination is based. The Determination shall be of a length that the Examiner deems appropriate and shall meet all the requirements set forth in Article 13 of the Rules. 2. The Examiner shall communicate its Determination to the Relevant Office of the Centre within three (3) Business Days of its appointment. In exceptional circumstances, the Relevant Office of the Centre may extend the time as required for the Examiner to communicate its Determination. 3. The Relevant Office of the Centre shall within 24 hours upon receipt of a Determination from the Examiner notify the Determination to the Parties, the Registrar, the Registry Operator, and ICANN, and publish the full Determination on the Centre's website according to Article 9 of the Procedure and Article 15 of the Rules.	Examiner decisions will meet the requirements set forth in Paragraphs 13 and 15 of the Rules and will be of a length that the Examiner deems appropriate.	
(b) The Examiner's Determination shall be in writing, provide the reasons on which it is based, indicate the date on which it was rendered and identify the name of the Examiner.				
(c) Examiner Determinations shall normally comply with the guidelines as to length set forth in the Provider's Supplemental Rules. If the Examiner concludes that the dispute is not within the scope of the URS Provider, it shall so state.				
(d) If after considering the submissions the Examiner finds that the Complaint was brought in bad faith or was brought primarily to harass the domain name holder, the Examiner shall declare in its Determination that the Complaint was brought in bad faith and constitutes an abuse of the URS proceeding.				

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
14. Remedies	10. Remedy			
(a) The sole remedy available to Complainant pursuant to any URS proceeding before an Examiner shall be limited to suspension of the domain name for the balance of the registration period.	<p>10.1 If the Determination is in favor of the Complainant, the decision shall be immediately transmitted to the Registry Operator, the Complainant, the Respondent and the Registrar.</p> <p>10.2 Immediately upon receipt of the Determination, the Registry Operator shall suspend the domain name, which shall remain suspended for the balance of the registration period and would not resolve to the original web site. The Registry Operator shall cause the nameservers to redirect to an informational web page provided by the URS Provider about the URS. The URS Provider shall not be allowed to offer any other services on such page, nor shall it directly or indirectly use the web page for advertising purposes (either for itself or any other third party). The Whois for the domain name shall continue to display all of the information of the original Registrant except for the redirection of the nameservers. In addition, the Registry Operator shall cause the Whois to reflect that the domain name will not be able to be transferred, deleted or modified for the life of the registration.</p> <p>10.4 No other remedies should be available in the event of a Determination in favor of the Complainant.</p>			
(b) If the Complainant wishes to extend the remedy for an additional year per URS Procedure Paragraph 10.3, Complainant shall contact the Registry Operator directly regarding this option.	10.3 There shall be an option for a successful Complainant to extend the registration period for one additional year at commercial rates.			
	10.5 If the Examiner rules in favor of Respondent, the Provider shall notify the Registry Operator to unlock the name and return full control of the domain name registration to the Registrant.			
	<p>13. Other Available Remedies</p> <p>The URS Determination shall not preclude any other remedies available to the appellant, such as UDRP (if appellant is the Complainant), or other remedies as may be available in a court of competent jurisdiction. A URS Determination for or against a party shall not prejudice the party in UDRP or any other proceedings.</p>			

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
15. Determinations and Publication	9. Determination			
<p>(a) The Provider shall publish the Determinations and the dates of implementation on a publicly accessible web site, subject to the considerations in Rule 15 (c) and (d) below. See URS Procedure Paragraphs 9.2 and 9.4. The portion of any Determination that a Complaint was brought in bad faith (see Rule 17) shall be published.</p>	<p>9.2 If the Complainant satisfies the burden of proof, the Examiner will issue a Determination in favor of the Complainant. The Determination will be published on the URS Provider's website. However, there should be no other preclusive effect of the Determination other than the URS proceeding to which it is rendered.</p> <p>9.4 Determinations resulting from URS proceedings will be published by the URS Provider on the Provider's website in accordance with the Rules.</p>	<p>Article 9. Examiner Determination</p> <p>3. The Relevant Office of the Centre shall within 24 hours upon receipt of a Determination from the Examiner notify the Determination to the Parties, the Registrar, the Registry Operator, and ICANN, and publish the full Determination on the Centre's website according to Article 9 of the Procedure and Article 15 of the Rules.</p>	<p>15. Communication of Determination to Parties; Publication of Determination</p> <p>(a) The FORUM will publish Examiner Determinations via transmission to the parties, ICANN, the Registry, and the Registrar as required by the Rules, and by publishing the full Determination per URS Procedure Para. 9 and URS Rule 15 on a publicly accessible web site.</p> <p>(b) All requests pursuant regarding what information a party wants included or excluded from a publicly available Determination must be made in a timely, compliant Complaint or Response.</p>	<p>10. Notice of the Determination to the Parties, the Registry Operator and Registrar, Publication of the Decision; Abusive Complaints</p> <p>Once the Determination has been received by the MFSD from the Examiner, MFSD promptly notifies the parties, the Registry Operator and the Registrar with the remedy and the required actions of the Registry Operator to comply with the Determination. In communicating the Determination to the parties, MFSD informs them about their right to appeal according to the paragraph 12 of URS Procedure, paragraph 19 of URS Rules and paragraph 16 of Supplemental Rules.</p> <p>MFSD publishes the Determination on its web site according to the paragraph 15 of the URS Rules.</p> <p>In case of Abusive Complaint, within 1 Business Day, MFSD will submit information of the abuse to the abuse case database accessible to all URS Service Providers.</p>
<p>(b) Determinations are subject to change only to correct typographical and clerical errors and shall not be subject to substantive change at the request of any party.</p>		<p>Article 10. Correction of Examiner Determination</p> <p>1. Within seven (7) Calendar Days of receiving the Determination, a Party may, by written notice to the Relevant Office of the Centre and the other Party, request the Examiner to correct in the Determination any errors in computation, any clerical or typographical errors or any errors of a similar nature. Any such corrections shall be given in writing to the Parties and shall become a part of the Determination.</p> <p>2. The Examiner may, on its own motion, correct any errors of the type referred to in Article 10(1) above within seven (7) Calendar Days of the date of the Determination.</p>	<p>14. Correction of Clerical Mistakes</p> <p>Clerical mistakes or clerical errors in the Examiner's decision arising from oversight or omission by the Examiner may be corrected by the FORUM.</p> <p>17. Conclusion of the Proceedings.</p> <p>Subject to the provisions of the URS Procedure for a late Response, a URS Appeal, or an appeal to the UDRP, Determinations are final. No requests to the FORUM for reconsideration or changes will be considered. The FORUM may, in its discretion, correct clerical or typographical errors or omissions in Determinations at the request of a party, or an Examiner, or on its own.</p>	<p>11. Correction of Clerical Mistakes</p> <p>Typographical and clerical errors in the Examiner's Determination arising from oversight or omission by the Examiner may be corrected by MFSD.</p>
<p>(c) A Final Determination that changes a Default Determination outcome for the same case, shall replace the Default Determination on the Provider's website, unless the Examiner determines both shall be made available and so states in its Final Determination.</p>				
<p>(d) A Final Determination that upholds a Default Determination outcome for the same case may be published together on the Provider's website, or the Final Determination may replace the Default Determination, at the Examiner's discretion.</p>				
<p>(e) The Examiner or Panel has the sole discretion to require the Appeal Determination to be published either instead of, or together with, the Default or Final Determination it has overruled or upheld.</p>				
<p>(f) Determinations related to the same domain names and/or parties, but not part of the same case, need not be linked in any way on the Provider's website.</p>				

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
16. Settlement or Other Grounds for Termination				14. Settlement and Termination
(a) If, before the Examiner's Determination, the Parties agree on a settlement, the Examiner shall terminate the URS proceeding.				If, before the Examiner's Determination, the parties agree on a settlement, the Examiner shall terminate the URS proceeding.
(b) If, before the Examiner's Determination is made, it becomes unnecessary or impossible to continue the URS proceeding for any reason, the Examiner shall terminate the proceeding, unless a Party raises justifiable grounds for objection within a period of time to be determined by the Examiner.				If, before the Examiner's Determination is made, it becomes unnecessary or impossible to continue the URS proceeding for any reason, the Examiner shall terminate the URS proceeding, unless a party raises justifiable grounds for objection within a period of time to be determined by the Examiner.
				MFSD promptly notifies the parties, the Registry Operator and the Registrar about the termination.

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
17. Effect of Court Proceedings				15. Court and other Legal Proceedings
<p>(a) In the event of any legal proceedings initiated prior to or during a URS proceeding in respect to the domain-name that is the subject of the Complaint, the Examiner shall have the discretion to decide whether to suspend or terminate the URS proceeding, or to proceed to a Determination.</p>				<p>If a party is aware of any proceedings that have been commenced or terminated in connection with or relating to the domain name subject of URS administrative proceeding, the party shall promptly notify MFSD, showing official documentation (such as a copy of a complaint, file-stamped by the clerk of the court) of such proceedings. The Examiner might decide, at its sole discretion, whether to suspend or terminate the URS proceeding or to proceed to the Determination.</p>
<p>(b) In the event that a Party initiates any legal proceedings during the pendency of a URS proceeding in respect to the domain-name that is the subject of the Complaint, the Party shall promptly notify the Examiner and the Provider. See Rule 7 above.</p>				<p>If a party initiates any legal proceedings during the pendency of an URS administrative proceeding or after the the issuance of the determination in connection with or relating to the domain name subject of URS administrative proceeding, the party shall promptly notify MFSD, showing official documentation (such as a copy of a complaint, filestamped by the clerk of the court) of the legal proceedings.</p>

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
18. Abusive Complaints	11. Abusive Complaints			
(a) The Examiner may, of its own accord, find that a Complaint is abusive or contains deliberate material falsehoods.	11.2 A Complaint may be deemed abusive if the Examiner determines: 11.2.1 it was presented solely for improper purpose such as to harass, cause unnecessary delay, or needlessly increase the cost of doing business; and 11.2.2 (i) the claims or other assertions were not warranted by any existing law or the URS standards; or (ii) the factual contentions lacked any evidentiary support 11.7 The dismissal of a complaint for administrative reasons or a ruling on the merits, in itself, shall not be evidence of filing an abusive complaint. 11.8 A finding that filing of a complaint was abusive or contained a deliberate material falsehood can be appealed solely on the grounds that an Examiner abused his/her discretion, or acted in an arbitrary or capricious manner.			
(b) A Respondent may, in its Response, allege that a Complaint was brought in an abuse of the URS process or contains deliberate material falsehoods.				
(c) Any findings by an Examiner as to abusive Complaints or deliberate materials falsehoods shall be so stated in the Determination, along with sufficient rationale to justify the finding to any potential Appeal Panel.	11.3 An Examiner may find that Complaint contained a deliberate material falsehood if it contained an assertion of fact, which at the time it was made, was made with the knowledge that it was false and which, if true, would have an impact on the outcome on the URS proceeding.			
(d) Any Provider registering a case of abuse as described in the URS Procedure Paragraph 11 shall, within one (1) Business Day submit information of the abuse case to an abuse case database.	11.6 URS Providers shall identify and track barred parties, and parties whom Examiners have determined submitted abusive complaints or deliberate material falsehoods.			10. Notice of the Determination to the Parties, the Registry Operator and Registrar, Publication of the Decision; Abusive Complaints In case of Abusive Complaint, within 1 Business Day, MFSD will submit information of the abuse to the abuse case database accessible to all URS Service Providers.
(e) The abuse case database shall be electronically accessible to all Providers.				
(f) Upon receipt of a Complaint, the Provider shall verify the admissibility of the Complaint against the abuse case database in line with applicable URS Procedure provisions and dismiss the Complaint if not admissible.				
	11.1 The URS shall incorporate penalties for abuse of the process by trademark holders. 11.4 In the event a party is deemed to have filed two (2) abusive Complaints, or one (1) "deliberate material falsehood," that party shall be barred from utilizing the URS for one-year following the date of issuance of a Determination finding a complainant to have: (i) filed its second abusive complaint; or (ii) filed a deliberate material falsehood. 11.5 Two findings of "deliberate material falsehood" shall permanently bar the Complainant from utilizing the URS.			

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
19. Appeal	12. Appeal			
	<p>12.1 Either party shall have a right to seek a de novo appeal of the Determination based on the existing record within the URS proceeding for a reasonable fee to cover the costs of the appeal. An appellant must identify the specific grounds on which the party is appealing, including why the appellant claims the Examiner's Determination was incorrect.</p>	<p>Article 11. Filing of Appeal 1. The Notice of Appeal and any new admissible evidence shall be submitted in electronic format via the online system to the Relevant Office of the Centre which conducted the Examination or Re-examination.</p>	<p>16. URS Appeal Supplemental Rules (a) The Notice of Appeal shall be filed by the submission of an online form available in the parties' online portal. (iv) If an Appeal including additional submissions is elected, the Appeal shall be filed via the online Appeal form on the parties' portal. (v) All supporting documents must be in a format as specified in Annex A to these Supplemental Rules, unless approved by the FORUM in advance. (vi) Individual files must not exceed the file size restrictions as set forth in Annex A to these Supplemental Rules unless approved by the FORUM in advance. The Annexes may be divided into multiple files as needed. (vii) The FORUM may rename electronic files compatible with internal naming conventions, for ease of internal and Examiner use.</p>	<p>16. Appeal Within 2 Business Days of the Submission MFSD reviews the appeal and checks: - if the appeal has been Submitted timely according to paragraph 12.4 of URS Procedure; - if the appellant has elected to have the appeal heard by a single-member panel or a three-member panel; - if new admissible evidence has been introduced; - if the appeal or additional fees has been paid together with the Submission; - if the disputed domain name is part of an open and active URS or UDRP case.</p>
	<p>12.4 An Appeal must be filed within fourteen (14) days after a Default or Final Determination is issued and any Response must be filed fourteen (14) days after an appeal is filed.</p>			<p>16. Appeal Either party may Submit an appeal within 14 Calendar Days of the issuance of the default and final Determination.</p> <p>Appellee may Submit a response to appeal within 14 Calendar Days of Submission of the appeal.</p> <p>Upon Submission MFSD reviews the response to appeal and checks: - if the response to appeal has been Submitted timely according to paragraph 12.4 of URS Procedure; - if the appellee has elected to have the appeal heard by a three-member panel (if the appellant has not already done so); - if new admissible evidence has been introduced; - if the related fees (if applicable) has been paid together with Submission.</p>
<p>(a) The Provider is responsible for providing the entire record in the underlying proceeding to the Appeal Panel.</p>				<p>16. Appeal Upon appointment and acceptance of the Examiner(s) MFSD will promptly send the appeal, the response to the appeal and supporting materials, as well as the entire prior record of the administrative proceeding, to the Examiner(s) appointed and inform the parties, the Registry Operator and the Registrar of the name of the Examiner(s) and the date within which, aside from exceptional circumstances, the Examiner(s) will render its(their) appeal Determination.</p>
<p>(b) Appellant shall have a limited right to introduce new admissible evidence that is material to the Determination subject to payment of an additional fee, provided the evidence clearly pre-dates the filing of the Complaint.</p>	<p>12.2 The fees for an appeal shall be borne by the appellant. A limited right to introduce new admissible evidence that is material to the Determination will be allowed upon payment of an additional fee, provided the evidence clearly pre-dates the filing of the Complaint. The Appeal Panel, to be selected by the Provider, may request, in its sole discretion, further statements or documents from either of the Parties.</p>	<p>Article 14. Fees http://www.adndrc.org/mten/img/pdf/URS_Supplemental_Rules_8_September_2014.pdf#page=6</p>	<p>16. URS Appeal Supplemental Rules (a)(i) The Appellant shall include the Appeal fee with the Notice of Appeal. (a)(iii) The Appellant shall elect to have the Appeal decided on the basis of the originally submitted documents or to include additional materials, in accordance with Rule 18(b) at the time the Notice of Appeal is filed. In either case, the entire prior record shall be provided to the Appeal Panel.</p> <p>18. Fees (U.S. Dollars) http://www.adrforum.com/resources/URS/URS%20Supplemental%20Rules.pdf#page=8</p>	<p>17. Fees and Payment https://urs.mfsd.it/system/system_data/CMS_ELEM_DOC/data_PDF/2017_supplemental_rules.pdf#page=11</p>

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
<p>(c) Appellee shall not be charged any additional fee and shall have the right to file a Reply to the Appellant's additional statements within the time period identified in the Provider's Supplemental Rules.</p>			<p>16. URS Appeal Supplemental Rules (c) If an Appeal including additional submissions is elected by the Appellant, the Appellee's Reply shall be filed by the submission of an online form available in the parties' online portal at http://domains.adrforum.com. (ii) All supporting documents must be in a format as specified in Annex A to these Supplemental Rules, unless approved by the FORUM in advance. (iii) Individual files must not exceed the file size restrictions as set forth in Annex A to these Supplemental Rules unless approved by the FORUM in advance. The Annexes may be divided into multiple files as needed. (iv) The FORUM may rename electronic files compatible with internal naming conventions, for ease of internal and Examiner use.</p>	
<p>(d) If the Respondent prevailed and the domain name is no longer under the Registry Operator's suspension or lock, the Provider shall notify the Registry Operator to re-lock the domain name subject to the outcome of the Appeals process, but the domain name shall continue to resolve per URS Procedure Paragraph 12.3.</p>	<p>12.3 Filing an appeal shall not change the domain name's resolution. For example, if the domain name no longer resolves to the original nameservers because of a Determination in favor or the Complainant, the domain name shall continue to point to the informational page provided by the URS Provider. If the domain name resolves to the original nameservers because of a Determination in favor of the registrant, it shall continue to resolve during the appeal process.</p>	<p>Article 11. Filing of Appeal 2. The Relevant Office of the Centre shall notify the Registry Operator of the Appeal within two (2) Business Days upon receipt of the Notice of Appeal. If the Determination being appealed granted full control of the domain name to the Registrant, the Relevant Office of the Centre shall request the Registry Operator to re-lock the domain name subject to the outcome of the Appeal process.</p>	<p>16. URS Appeal Supplemental Rules (b) Within 2 Business Days of the submission of the Notice of Appeal, the FORUM will notify the Registry of the Appeal. If the Determination being appealed granted the domain name to the Registrant, the Registry shall be requested to re-lock the domain name, preventing transfer to a new registrant or registrar during the Appeal.</p>	<p>16. Appeal Upon completion of the administrative review MFSD notifies via e-mail the Registry Operator that it has received the appeal. This communication must contain: a) a copy of the appeal; b) the disputed domain name; c) a request to confirm that the disputed domain is not expired at the time of filing of the appeal; d) if the appealed Determination decided the suspension of the domain name, a request that the disputed domain name continues to resolve to the informational page provided by MFSD; if the appealed Determination decided in favor of the Respondent, a request to confirm that the domain name will be re-locked within 24 hours of receipt of the communication from MFSD and remains locked during the URS appeal proceeding, meaning that all changes to the registration data, including transfer and deletion of the domain name will be restricted, but the domain name will continue to resolve. If the Registry Operator does not lock the domain name, MFSD immediately submits a domain lock report to ICANN (https://forms.icann.org/en/resources/compliance/registries/urs/form).</p>
<p>(e) If any domain name that is the subject of an Appeal is expired at the time of the filing of the Appeal, the Provider shall reject the Appeal for want of a remedy, unless the Appeal is only filed under URS Procedure Paragraph 11.8.</p>				<p>16. Appeal If the disputed domain is expired at the time of filing of the appeal, MFSD rejects the appeal for want of a remedy, unless the appeal is only filed under paragraph 11.8 of URS Procedure.</p>
	<p>12.5 Notice of Appeal and findings by the Appeals Panel shall be sent by the URS Provider electronically to the Registrant, the Complainant, the Registrar, and the Registry Operator.</p>			<p>16. Appeal Within 24 hours of receipt of communication from the Registry Operator, MFSD notifies the appellee of the appeal, sending an electronic copy of the notice of appeal and of the appeal and its annexures by e-mail. MFSD informs the parties, the Registry Operator and the Registrar of the date when the Appellee is informed of the appeal and the due date of the Submission of the response to appeal.</p>
<p>(f) The remedies for an Appeal are limited to:</p>				

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
<p>(i) Affirmation of the Final Determination and the Remedy ordered. If the domain name is suspended, it shall remain suspended. If the domain name is with the Registrant, the Registry Operator shall promptly unlock the domain name following receipt of the Appeal Determination.</p>				
<p>(ii) Overruling of the Final Determination and the Remedy ordered. If the domain name is suspended, the Registry Operator shall unlock the name and return full control of the domain name registration to the Registrant. If the domain name is with the Registrant, the Registry Operator shall immediately follow the steps in URS Procedure Paragraph 10.2 to suspend the domain name.</p>				
<p>(iii) Overruling an Examiner's finding that a Complaint was abusive or contained a deliberate material falsehood. The Appeal Panel may replace the Final Determination with one including changes that the Appeal Panel deems appropriate.</p>				
<p>(g) The Providers' Supplemental Rules for URS Appeals, other than those stated above, shall apply.</p>	<p>12.6 The Providers' rules and procedures for appeals, other than those stated above, shall apply.</p>	<p>Article 12. Appointment of Appeal Panel 1. The Appellant shall elect to have the Appeal decided by a single-member Panel or three-member Panel and shall pay a fee to cover the costs of the Appeal within three (3) Business Days as set forth in Article 14 of the Supplemental Rules. 5. The fees for a three-member Panel shall be borne in their entirety by the Appellant, except where the election for a three-member Panel was made by the Appellee within five (5) calendar days after the date of the Notice of Appeal, in which case the applicable fees shall be shared equally between the Parties.</p> <p>Article 12. Appointment of Appeal Panel 2. The Relevant Office of the Centre shall appoint suitable individuals from the list of Examiners to form the Appeal Panel having regard to the factors listed in Article 7 of the Supplemental Rules. The Relevant Office of the Centre will not re-appoint the Examiner whose Determination is being appealed. 3. Where the Appellant elects to have the Appeal decided by a three-member Panel, both the Appellant and Appellee shall provide the Relevant Office of the Centre with a list of three (3) candidates from the Centre's list of Examiners within five (5) Calendar Days after the date of the Notice of Appeal. The Relevant Office of the Centre shall endeavor to appoint one Examiner from the list of candidates provided by each Party. If the Relevant Office of the Centre is unable to secure the appointment of an Examiner on its customary terms from either Party's list of candidates within ten (10) Calendar Days after the date of the Notice of Appeal, the Relevant Office of the Centre shall make that appointment from its list of Examiners. The third Examiner shall be appointed by the Relevant Office of the Centre from its list of Examiners.</p>	<p>16. URS Appeal Supplemental Rules (a)(ii) The Appellant may elect to have the Appeal heard by a three-member Panel for an additional fee. (c)(i) The Appellee may elect to have the Appeal heard by a three-member Panel for an additional fee, if Appellant has not already done so.</p> <p>16. URS Appeal Supplemental Rules (d) Appeal Panel Appointment (i) If neither party has timely requested and paid for a three member Appeal Panel, the FORUM shall select an Examiner from its list of qualified Examiners to hear the Appeal. The FORUM will not reappoint the Examiner who made the Determination being appealed. (ii) If either party has timely requested and paid for a three member Appeal Panel, each party shall select three Examiners from the FORUM's list of qualified Examiners within the time allotted for the Appeal or Reply submissions as stated in the Rules. The FORUM will make every effort to appoint one of the Examiners from each parties' list to the Panel, but if all three selections are unavailable, or there are insufficient Examiners who are fluent in the language needed, the FORUM will make an appropriate selection. The FORUM will appoint the presiding Examiner from its list of qualified Examiners. None of the Examiners on the Appeal Panel may be the Examiner who made the Determination being appealed.</p>	<p>16. Appeal If either party has requested and paid the fees for the three-member panel, each party shall indicate three Examiners from MFSD's list of Examiners within the time period allotted respectively for the Submission of appeal and the response to the appeal. MFSD will appoint one Examiner per party, one chosen from the names indicated by the appellant, the other chosen from those indicated by the appellee. The third Examiner is appointed by MFSD choosing from the names shown in the list of candidates submitted by MFSD to the parties; selection from the parties' candidates is made by MFSD trying to reconcile within reason the each party's preferences. None of the Examiners of the threemember panel shall be the same that issued the appealed Determination.</p>

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
		<p>Article 12. Appointment of Appeal Panel 4. Where the Appellant elects to have the appeal decided by a single-member Panel, the Appellee may still elect a three-member Panel within five (5) Calendar Days upon receipt of the Notice of Appeal by paying half of the applicable fees for a three-member Panel as set forth in Article 14 of the Supplemental Rules. In the event that the required payment is not made, the appeal shall be decided by a single-member Panel.</p> <p>Article 13. Determination of Appeal Panel The Appeal Panel shall notify its Determination to the Relevant Office of the Centre within fourteen (14) Calendar Days of its appointment. In exceptional circumstances, the Relevant Office of the Centre may extend the time as required for the Appeal Panel to communicate its Determination.</p>	<p>16. URS Appeal Supplemental Rules (e) The Appeal Examiner or Panel shall ordinarily make its Appeal Determination within 14 Calendar Days from the date of appointment, but may extend the time for its Appeal Determination in the event of exceptional circumstances.</p>	<p>16. Appeal If the parties has elected to have the appeal heard by a single-member panel or they have not timely paid the related fees for the three-member panel, MFSD promptly appoints the Examiner to decide the URS appeal proceeding. The appointed Examiner shall be different from the Examiner who decided the Complaint.</p> <p>16. Appeal Appeal Determination will be rendered on an expedited basis within 5 business days from when examination began and, however, not later than 7 days after the response to appeal is filed.</p> <p>Once the appeal Determination has been received by the MFSD from the Examiner(s), MFSD promptly notifies the parties, the Registry Operator and the Registrar with the remedy and the required actions of the Registry Operator to comply with the appeal Determination.</p> <p>MFSD request via e-mail a confirmation of the Registry Operator to have complied with the appeal Determination.</p> <p>MFSD verifies that Whois of disputed domain name reflects the implementation of the Determination.</p> <p>MFSD publishes the Determination on its website according to the paragraph 15 of the URS Rules</p>

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
	2. Fees	Article 14. Fees	18. Fees (U.S. Dollars)	17. Fees and Payment
	2.1 Fees as set for in the Provider's fee schedule shall be submitted with the filed Complaint.	http://www.adndrc.org/mten/img/pdf/URS_Supplemental_Rules_8_September_2014.pdf#page=6	http://www.adrforum.com/resources/URS/URS%20Supplemental%20Rules.pdf#page=8	https://urs.mfsd.it/system/system_data/CMS_ELEM_DOC/data_PDF/2017_supplemental_rules.pdf#page=11
	2.2 Complaints listing fifteen (15) or more disputed domain names registered by the same registrant will be subject to a Response Fee which will be refundable to the prevailing party. Under no circumstances shall the Response Fee exceed the fee charged to the Complainant.			

URS Rules	URS Procedures	ADNDRC Supplemental Rules	FORUM Supplemental Rules	MFSD Supplemental Rules
<p>20. Exclusion of Liability Except in the case of deliberate wrongdoing, neither the Provider nor an Examiner shall be liable to a Party for any act or omission in connection with any URS proceeding under these Rules.</p>		<p>Article 16. Exclusion of Liability 1. Without prejudice to any existing rule of law, the Examiner shall not be liable to any Party, Registrar, Registry Operator or ICANN for any act or omission in connection with the URS proceedings conducted under the Procedure, the Rules and the Supplemental Rules, except in the case of fraud, dishonesty or deliberate wrongdoing. 2. Without prejudice to any existing rule of law, the Centre, its officers and its staff, shall not be liable to any Party, Registrar, Registry Operator or ICANN for any act or omission in connection with any URS proceedings conducted under the Procedure, the Rules, and these Supplemental Rules, except in the case of fraud, dishonesty or deliberate wrongdoing.</p>		
<p>21. Amendments The version of these Rules in effect at the time of the submission of the Complaint to the Provider shall apply to the URS proceeding commenced thereby. These Rules may not be amended without the express written approval of ICANN.</p>		<p>Article 18. Amendments Subject to the Procedure and the Rules, the Centre may amend the Supplemental Rules from time to time at its sole discretion. The amended Supplemental Rules shall come into force after thirty (30) Calendar Days from their publication.</p>		
		<p>Article 17. Miscellaneous 1. Words importing the singular number shall include the plural and vice versa. 2. Words importing the masculine gender shall include the feminine gender and vice versa.</p>		
		<p>Article 19. Interpretation These Supplementary Rules are subject to the interpretation of the Centre.</p>		
<p>14. Review of URS A review of the URS procedure will be initiated one year after the first Examiner Determination is issued. Upon completion of the review, a report shall be published regarding the usage of the procedure, including statistical information, and posted for public comment on the usefulness and effectiveness of the procedure.</p>				