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COMPLETE

Collector: Web Link 1 (Web Link)
Started: Wednesday, September 05, 2018 8:08:31 PM
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Q1 Proponent's Full Name* If this proposal is jointly developed by more than one Working Group member, please write the full names of all proponents involved.

Kristine Dorrain

Q2 What type of URS recommendation are you proposing? **Operational Fix**

Q3 What URS recommendation are you proposing?* Please be succinct as well as substantially specific and not general in nature.* One proposal for one recommendation only.

URS Paragraph 6 says:

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.

Option 1: Amend to delete "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." and move this text to the section in the policy that indicates how bad faith may be proven (i.e. these behaviors may be used by the Examiner to find bad faith).

Option 2: Just delete the "During the Default period" text.

[Note, there is no Default period defined here or anywhere - the case goes to the Examiner.]

Q4 What is your rationale for the proposal? (250 words max)

No one but the registrant and its webhost can change the content on a web page - the passive text indicating that changing it "will be prohibited" is confusing. If changing website content is prohibited (and it appears it is), that text should move to a direct instruction to the registrant, and the procedure should include a note to the Examiner to make all reasonable inferences from such behavior.

Q5 What evidence do you have in support of your proposal? Please detail the source of your evidence. (250 words max)

The language of the URS procedure.

Q6 Where and how has this issue been addressed (or not) by the Working Group or the Sub Teams to date? (250 words max)

It has not been addressed to my knowledge.

Q7 Does the data collected and reviewed by the Sub Teams show a need to address this issue and develop recommendations accordingly? (250 words max)

No, this is an operational fix to make the procedure make sense.

Q8 If not already addressed above, on the basis of what information, gathered from what source or Sub Team, is this proposal based, if any? Please provide details. (250 words max)

Experience with the URS.
