

At-Large Ad-hoc WG on IANA Transition & ICANN Accountability 2015-05-04 AC Chat

Terri Agnew: Dear all, Welcome to the At-Large Ad-hoc WG on IANA Transition & ICANN Accountability call on Monday, 04 May 2015 at 13:00 UTC

Terri Agnew: meeting page: <https://community.icann.org/x/roA0Aw>

Jean-Jacques Subrenat: Hello !

Leon Sanchez: Hello everyone

Alberto Soto: Hello everyone!

Heidi Ullrich: Welcome, All!

Leon Sanchez: I have a very bad throat and can barely speak so I will do my best when time comes for me to speak

Terri Agnew: @Leon, I hope you are feeling better soon

Leon Sanchez: Thanks Terri!

Terri Agnew: 20 April 2015 Action items: <https://community.icann.org/x/NSYnAw>

Fatima Cambroner: hello everyone / I am here now. Thanks

Terri Agnew: IANA Stewardship Transition Coordination Group Issues Proposal Assembly and Finalization Process and Updated Transition Process Timeline: <https://www.icann.org/news/announcement-2-2015-01-07-en>

Terri Agnew: Welcome Gordon Chillcott

Gordon Chillcott: Hello. Sorry I

Gordon Chillcott: Sorry I'm late

Jean-Jacques Subrenat: ICG, Handling Community Comments, <https://www.ianacg.org/icg-files/documents/Community-Comments-Handling-1May15-final.pdf>

Terri Agnew: Master schedule of all Meetings (including Design Teams): <https://community.icann.org/x/6grxAg>

Terri Agnew: Two briefing webinars on 24 April: <https://community.icann.org/x/ryYnAw>

Terri Agnew: @Jean-Jacques, we are unable to hear you

Terri Agnew: 6 May from 13:00 – 14:30 UTC (time zone converter here) 7 May from 06:00 – 07:30 UTC (time zone converter here) Send an email to a.brewer@icann.org and indicate which time you would like to attend the webinar.

Sébastien: All the 4 Webinars are supposed to be the same?

Jean-Jacques Subrenat: I was saying: in ICG calendar, last deadline is 20 May, closing date for expected public comment.

Fatima Cambroner: I have the same question than @Sebastien

Heidi Ullrich: ALAC PC workspace: <https://community.icann.org/pages/viewpage.action?pageId=52898396>

Fatima Cambroner: when is the deadline to receive comments?

Fatima Cambroner: @Alan, this is the story in LACRALO! Comments via email that someone have to edit...

Gordon Chillcott: I agree, Alan

Alan Greenberg: That is not to say that we cannot put forward some specific area where we are clearly very split. But the overall statement should (in my mind) not just be a compilation.

Avri Doria: I think RALO contributing their own comments is also a good idea. Kind of like the various SGs in GNSO contributing their own.

Fatima Cambroner: @Terri my call was dropped

Terri Agnew: @Tijani and Fatima, calling both back

Fatima Cambroner: thanks @Terri

Alan Greenberg: At least PART of what we need to do is to identify what issues will cause us, as a chartering organization, to reject the final report.

Terri Agnew: Tijani is back on audio

Olivier Crepin-Leblond: Thanks Terri

Terri Agnew: Fatima is back on audio

Fatima Cambroner:thanks Terri

Terri Agnew:Welcome Carlton Samuels

Carlton Samuels:Morning all

Avri Doria:you can always submit an extra stmt with the things that can't be said alongside the template.

Alan Greenberg:The eis a box at the end for "IS THERE ANYTHING ELSE YOU WANT TO SAY?"

Alan Greenberg:There is a ...

Avri Doria:yeah, but sometimes those boxes are of limited size.

Gordon Chillcott:Also there is a box for "General Comments".

Carlton Samuels:And while we are at it, be prepared to receive even less than the 4% response reserved for these kinds of surveys!

Carlton Samuels:...and the language is another thing!

Leon Sanchez:we are respectful of tradition

Carlton Samuels:Can I ask a question. Do we seriously believe this template will do for our ALS?

Avri Doria:that papaer was an action item for the CWG. and is meant to describe the current state of discussion on an issue not yet decided.

Carlton Samuels:I would strongly suggest that if we have a ghost - I say ghost! - of a chance to get anything useable back, we distill the survey to no more than 4 TOP OF MIND issues and ask those.

Jean-Jacques Subrenat:Terri, could you please provide the link to this document from Sidley? Thanks.

Terri Agnew:@Jean-Jacques, they are linked in the agenda

Terri Agnew:Agenda item 4b

Alan Greenberg:LL COMPANY

Cheryl Langdon-Orr:LLC

Olivier Crepin-Leblond:Reminder of Agenda page location: <https://community.icann.org/x/roA0Aw>

Olivier Crepin-Leblond:Agenda Item 4b indeed.

Jean-Jacques Subrenat:@Tijani +1.

Jean-Jacques Subrenat:@Sébastien: I'm not suggesting that the operations of PTI should be outside the USA. I'm simply talking about THE OVERSIGHT BODY, which would be PTI Board.

Carlton Samuels:@Sebastien: By gum, you've got it! So long as we agree all must be vested in ICANN then all these questions are fluff! Delaware or California the difference in detail is irrelevant! And I dare anybody to contradict that!

Terri Agnew:For the webinars held week 27 April : The transcripts will be translated in the 5 UN languages and posted on the CWG-Stewardship Wiki here: <https://community.icann.org/x/ryYnAw>

Fatima Cambroner:I have to go from the AC but I am still on the phone. thank all, bye

Carlton Samuels:Which is why that long 30+ questionnaire is largely an exercise in sophistry! There is not intent to deliver any greater understanding. And asking ALS that don't have a history of responding to anything that challenges an ADD-afflicted child is a nonstarter!

Carlton Samuels:@Alan: Delaware IS the place because of the tax, governance and reporting ! We can get the Cliff Notes on that

Jean-Jacques Subrenat:@Carlton: your sociological explanation is of course true. The question is: should ALAC accept that as immutable? Is that in the longer-term interests of the global Internet user?

Carlton Samuels:@Alan: What is the principle that is at stake here?

Jean-Jacques Subrenat:@Alan, that is precisely what incumbents always count on.

Jean-Jacques Subrenat:@Alan and @Sébastien: I don't mind "wasting my time" in defense of a principle, and in the interests of the global users we purport to represent...

Jean-Jacques Subrenat:@Alan: and I don't even have the impression of "fighting a stupid thing"...

Carlton Samuels:@Sebastien: By gum, you've got it again! We need to read the thing correctly. That PTI Board cannot be ever in a situation where it challenges the decision of the Multistakeholder Community as exemplified by the ICANN Board! [Yes, the ICANN Board was intended to reflect the values of the Community. The problem is a sociological one; the Board of an American Corporation has certain values and they follow those, regardless. The tension between ICANN Board and the rest of the Community is enduring and will continue. I actually think that is a good thing!]

Jean-Jacques Subrenat:@Tijani: not INTEGRATED or SEPARATED. My suggestions simply considers that if there is to be a PTI Board, well let's ask for it to be meaningful, independent, and under a separate jurisdiction.

Avri Doria:The CWG proposal does not have to do with not trusting the Board. It has to do with the necessary separation between policy making and operations.

Leon Sanchez:No problem!

Jean-Jacques Subrenat:@Olivier: yes, CSC is less adapted to globalization than PTI Board, for the reasons you just mentioned (legal entity or not).

Terri Agnew:Welcome Tom Lowenhaupt

Carlton Samuels:@Alan: Question: So you would not support a PTI whether it is a California or Delaware Corporation?

Tom Lowenhaupt:Thank you.

Carlton Samuels:@Alan: The issue for the PTI is that it is a membership organisation with one member, ICANN!

Jean-Jacques Subrenat:@Tijani and @Olivier: +1.

Carlton Samuels:That configuration keeps everything in the ICANN family.

Carlton Samuels:@OCL: When I say ICANN 'family' that is exactly what I mean. We utilize existing structures and channels

Alan Greenberg:@Carlton, No, I can accept a PTI wholly controlled/owned by ICANN. Not optimal in my mind, but manageable. What I have a real problem with is separated copts that somehow are linked together and control each other. To a large extent the PTI subsidiary is really a way to spend legal and accounting money and not really do a lot else, since the PTI will ultimately be fully controlled by ICANN.

Jean-Jacques Subrenat:Olivier and All: to go beyond this interesting discussion, may I suggest that the legal expert (Sidley) be asked to study the hypothesis of forming the PTI Board (and not CSC, sorry if I contributed to any ambiguity on this chat) under a separate jurisdiction? They could be asked to look at obstacles and advantages?

Alan Greenberg:We are almost out of time and have not spent any time on CCWG Acct. I REALLY want a few minutes on that!!!!!!!!!!!!!!

Carlton Samuels:@Alan: Not sure what you mean by separated c"opts" linked together and control each other. If you mean 'cost's then I have one advisory. Form ever follows function!

Cheryl Langdon-Orr:extend by a short but

Cheryl Langdon-Orr:bit

Carlton Samuels:You cannot have separate money and not run the risk of a runaway entity!

Jean-Jacques Subrenat:@Olivier, if you could just look at my latest remark here in the chat (above).

Terri Agnew:CCWG Accountability: <https://community.icann.org/x/IIMHAW>

Alan Greenberg:@Carlton, it was "corps"

Avri Doria:i agree Alan, i understand turning the ACSO into UA, but the shadow UA makes me concerned.

Carlton Samuels:@Alan: OK. Look at the organisation of a Korean chaebol. For that is the closest thing I see to what is the objective.

Avri Doria:Legal advice has said the liability issue is the same as it is now.

Leon Sanchez:the saying of the lawyers is that liability would not increase if whatever it would decrease

Avri Doria:we are already liable we just don't know it.

Carlton Samuels:@Alan: +1

Alan Greenberg:@Avri, turning an AC/SO into an UI will not work for some (as the ccNSO), and will also open up liability issues.

Leon Sanchez:Exactly Avri. That's the lawyers' point

Alan Greenberg:UI=UA

Alan Greenberg:Leon, we can talk further....

Leon Sanchez:yes. I can try

Olivier Crepin-Leblond:@Jean-Jacques - I have read your suggestion and I will ask at the end of this call whether there are any objections to us asking this from Sidley

Jean-Jacques Subrenat:@Olivier: thanks.

Carlton Samuels:@All: Y'all would be tired to see some faces in the [U.S.] District Court. :-)

Alan Greenberg:I freely admit I have not read the recent legal advice.

Tijani BEN JEMAA:sorry, I have to leave now

Tijani BEN JEMAA:bye

Leon Sanchez:bye Tijani. good day

Tom Lowenhaupt:+Cheryl

Jean-Jacques Subrenat:@Olivier, I suggest we follow your suggestion.

Leon Sanchez:we can split them and also sharing the burden so everyone can have their own 1 am call :-)

Jean-Jacques Subrenat:@Sébastien +1.

Alan Greenberg:I have to leave!

Terri Agnew:goodbye Alan

Heidi Ullrich:Thanks, All. Good call.

Carlton Samuels:Interesting discussion this morning! Bye all

Cheryl Langdon-Orr:Bye

Alberto Soto:Thanks, bye all!!

Alberto Soto:Thanks Sabrina!!

Tom Lowenhaupt:Sleep tight Cheryl.

Carlton Samuels:I notice y'all didn't do much from the chat!

Gordon Chillcott:Bye, all

Yasuichi Kitamura:bye, all

Carlton Samuels:Some of us cannot speak at this time!!

Leon Sanchez:bye all

Cheryl Langdon-Orr:bye