

Jurisdiction Meeting #41 (9 August 2017 @ 19:00 UTC)

Attendees:

Sub-group Members: Andreea Brambilla, Avri Doria, Bartlett Morgan, Cheryl Langdon-Orr, Christopher Wilkinson, David McAuley, Greg Shatan, Griffin Barnett, Kavouss Arasteh, Margie Milam, Phil Marano, Philip Corwin, Robin Gross, Steve DelBianco, Thiago Jardim, Wale Bakare

Observers/Guests: /

Staff: Bernard Turcotte, Berry Cobb, Brenda Brewer, Nigel Hickson

Apologies: Finn Petersen, Herb Waye

*** If your name is missing from attendance or apology, please send note to acct-staff@icann.org ***

Transcript

- [Word Doc](#)
- [PDF](#)

Recording

- [Adobe Connect Replay](#)
- [mp3 Replay](#)

Agenda

1. **Welcome**
2. **Review of Agenda (1 minute)**
3. **Administration (1 minute)**
 - 3.1. Changes to SOIs
 - 3.2. Identify Audio Only and Phone Number Participants
4. **Review of CCWG and Subgroup Schedule/Timeline**
5. **Questions on OFAC Presentation by ICANN Legal**
6. **Proposed Issues: List and Discussion**
7. **Status of Litigation Reviews and Questionnaire Responses**
8. **AOB (2 Minutes)**
9. **Adjourn (next meeting 16 August, 13: 00UTC)**

Raw Captioning Notes

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- [Word Doc](#)
- [PDF](#)

Decisions:

- (none)

Action Items:

- **GS -Review list of questions vs OFAC (not from transcript) for the end of the week.**
- **Staff (BT) – Request Sam Eisner review transcript of her meeting with the Jurisdiction group on OFAC and ensure that her answers to questions were properly captured.**
- **GS-Staff – Develop a draft of chapter headings for the final report for early next week to be reviewed by the sub-group.**

Requests:

- Everyone should review the questions they asked on OFAC and advise if they were answered and if they understood the answers (Thiago suggestion).

Documents Presented

- [REVISED OFAC AND OTHER SANCTIONS QUESTIONS](#)
- [WS2 Revised Timeline](#)

Chat Transcript

Brenda Brewer: (8/9/2017 13:37) Good day all and welcome to WS2 Jurisdiction Subgroup Meeting #41 on 9 August 2017 @ 19:00 UTC!

Brenda Brewer: (13:38) If you are not speaking, please mute your phone by pressing *6 (star 6). This call is recorded.

Brenda Brewer: (13:38) Reminder to all, please speak slowly and state your name before speaking for the Captioner. Thank you!

Kavouss Arasteh: (13:56) Yes Brenda

Brenda Brewer: (13:57) Hello Kavouss, I am dialing your number now.

Kavouss Arasteh: (13:57) Colleagues are kindly requested to please speak slowly and state your name before speaking for the Captioner. Thank you!

Kavouss Arasteh: (13:58) bREDA

Bernard Turcotte - ICANN: (13:58) Hello all

Kavouss Arasteh: (13:58) IS THERE DOCS. TO CONSIDER?

Bernard Turcotte - ICANN: (13:58) @Kavouss - Greg just sent them

d: (13:59) d = David McAuley, apologies

David McAuley: (14:00) will dial in on #3200

David McAuley: (14:00) Thanks to staff for fixing my name in chat

Brenda Brewer: (14:01) You're welcome, David!

Nigel Hickson: (14:02) good evening

Wale Bakare: (14:03) Good morning/afternoon/evening

Bartlett Morgan: (14:03) Hello everyone

Greg Shatan: (14:06) Phil Corwin, it looks like your mic is open.

Greg Shatan: (14:06) Good now, Phil.

Greg Shatan: (14:07) Open again, Phil.

David McAuley: (14:09) IMO, this chat says there is not much time left

Robin Gross: (14:16) A drafting team sounds like a good suggestion to get this completed.

avri doria: (14:17) who has bandwidth to do a drafting team. they are failing all over the place to get enough bandwidth and volunteers..

David McAuley: (14:18) good point Avri - there is a mountain of work

Cheryl Langdon-Orr (CLO): (14:19) if formed we just need to brief them very specifically and provide our agreed views etc

David McAuley: (14:19) +1 @Bernie, organizational direction would be needed

Kavouss Arasteh 3: (14:19) The drafting team could possibly be composed of bothsides of issue under discussions such as OFAC and possible partial community

Cheryl Langdon-Orr (CLO): (14:19) making sense Bernie

Bernard Turcotte - ICANN: (14:20) will be glad to help work on this if it is helpful

Cheryl Langdon-Orr (CLO): (14:20) I suspect that it is essential Bernie

David McAuley: (14:20) I will seriously consider volunteering but need to get a sense of direction - much going on now and I face the same in the IRP team

Kavouss Arasteh 3: (14:21) We seek advice from ICANN when needed

Cheryl Langdon-Orr (CLO): (14:21) I think that may be the case for others as well David

David McAuley: (14:22) agree @CLO

Kavouss Arasteh 3: (14:22) Greg, We need to provide the rdrafting team its scope of work and priorities

Bernard Turcotte - ICANN: (14:23) @Kavouss the final report outline should take care of this

Bernard Turcotte - ICANN: (14:23) and needs to be approved by all

Kavouss Arasteh 3: (14:24) I SUGGEST WE SPELL OUT THE TOPIC SUCH AS WAYS AND MEANS TO ADDRESS DIFFICULTIES ARSING FROM ofac ApplicationS

Kavouss Arasteh 3: (14:24) Sorry for cap

Steve DelBianco: (14:27) don't we really mean "OFAC and other sanctions" everywhere we now say only "OFAC" ?

Greg Shatan: (14:28) Steve, yes. And to be even more accurate, OFAC is only the office that administers a variety of USG sanctions.

Christopher Wilkinson (CW): (14:32) Apologies; unable to absorb and comment on some score questions at such short notice.

Steve DelBianco: (14:36) Thanks, Greg. I do think we should update the questions so that each one asks about sanctions in general, and OFAC in particular

Robin Gross: (14:37) I agree, Steve.

Thiago: (14:39) And if one's own questions were not answered, just indicate that.

Thiago: (14:39) Apologies for my mike volume.

Kavouss Arasteh 3: (14:43) Bernie, That would considerably helps

Kavouss Arasteh 3: (14:43) Tks for the offer

Bernard Turcotte - ICANN: (14:45) time check - 15 minutes left in call

Kavouss Arasteh 3: (14:46) Bernie, pls advise when such validated answer would be available

Bernard Turcotte - ICANN: (14:46) will advise asap

Bernard Turcotte - ICANN: (14:47) I will get her the documents today

Thiago: (14:48) I added two items to the list on the 26/07

Thiago: (14:48) It's not on the pdf version, but is on the word doc

Thiago: (14:50) cheers

David McAuley: (14:53) I agree with Greg on this

Kavouss Arasteh 3: (14:53) That sounds reasonable and practical

Robin Gross: (14:53) Agree

David McAuley: (14:53) none here

Steve DelBianco: (14:56) "Suggested Sanctions response" seems to be what Thiago is saying we need

Thiago: (14:58) Steve, probably.

Thiago: (14:59) I was mostly concerned with the ability of a country to enforce a jdugment that is rendered because of sanctions.

Thiago: (14:59) a judgment that orders specific performance on ICANN is something that falls upon the territorial country

Bernard Turcotte - ICANN: (14:59) 1 minuted to the top of the hour

Thiago: (15:01) I see Bernie. I suspect that OFAC sanctions are said to apply to US Nationals only. Sam might have been mistaken on that

Bernard Turcotte - ICANN: (15:02) @Thiago - will ensure we get clarity on that

Bernard Turcotte - ICANN: (15:02) from Sam

Thiago: (15:02) But my question was still about enforcement of jugdgments against ICANN based on OFAC sanctions, and the different position the courts of the country of incorporation are to enforce those judgments against ICANN given ICANN's location.

Philip Corwin: (15:02) Bye all

Thiago: (15:03) Cheers Bernie, thanks.

David McAuley: (15:03) Thanks all, good bye

Christopher Wilkinson (CW): (15:03) Good Night. Thankyou, All. CW

Cheryl Langdon-Orr (CLO): (15:03) thanks everyone bye for now then, until next week bye for now ð

Kavouss Arasteh 3: (15:03) What was said by Sam and repeated by Bernie is the current

Wale Bakare: (15:04) Thanks, bye all

Thiago: (15:04) Thank you, I apologise for the AOB

Thiago: (15:05) bye

avri doria 2: (15:05) bye.

Robin Gross: (15:05) Thanks Greg and all. Bye!

Nigel Hickson: (15:05) thanks; bye

Andreea Brambilla: (15:05) Thanks!

Kavouss Arasteh 3: (15:05) situation which needs to be examined and corerected

Bernard Turcotte - ICANN: (15:05) bye all