

INTERNATIONAL CENTRE FOR DISPUTE RESOLUTION
Emergency Arbitrator

In the matter of Arbitration between:

ICDR Case No. 01-14-0000-1579

Donuts Inc.,

and

Internet Corporation for Assigned Names and Numbers (ICANN)

PROCEDURAL ORDER NO. 1

I, THE UNDERSIGNED EMERGENCY ARBITRATOR, having been duly appointed by the International Centre for Dispute Resolution (ICDR), a division of the American Arbitration Association (AAA), pursuant to Article 6 (3) of the International Dispute Resolution Procedures (“ICDR Rules”), hereby set forth the following schedule to be followed in this emergency proceeding:

A. Article 6:

Article 6 (3) ICDR Rules provides that “[t]he emergency arbitrator shall as soon as possible, and in any event within two business days of appointment, establish a schedule for consideration of the application for emergency relief. Such schedule shall provide a reasonable opportunity to all parties to be heard and may provide for proceedings by telephone, video, written submissions, or other suitable means, as alternatives to an in-person hearing.”

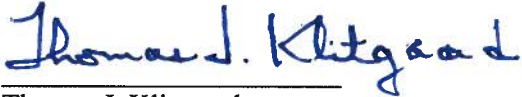
B. Schedule:

The Emergency Arbitrator establishes the following schedule:

1. By 5:00 p.m., Wednesday, November 5, Pacific Time, ICDR shall provide a call in number to the Emergency Arbitrator and to the parties for a conference call by the Emergency Arbitrator with the parties on Thursday, November 6, at 2:00 p.m., Pacific Time.
2. On Thursday, November 6, at 2:00 p.m., Pacific Time, there will be a conference call with the parties to review the request for emergency relief. Each side will have up to 45 minutes to explain the dispute from its standpoint and to make any points in support of its position regarding the Application. After each side is heard, each side will have up to 15 minutes for a rebuttal.
3. At the hearing on Thursday, the Emergency Arbitrator may request written submissions from the parties if such submissions turn out to be needed. The Emergency Arbitrator will also consider whether any oral or written or oral discovery is needed. The schedule for submissions and any discovery will be discussed at the end of the rebuttal period.

4. The Emergency Arbitrator will render a reasoned decision, pursuant to Article 6(4) ICDR Rules, as soon as possible after completion of the schedule for briefing and hearing, and discovery (if any) set forth above (see paragraph 3).
5. The Emergency Arbitrator may, at the Arbitrator's initiative, amend this Order if the Arbitrator considers that the circumstances require him to do so for the proper consideration of the Application.

Date: November 5, 2014

A handwritten signature in blue ink that reads "Thomas J. Klitgaard". The signature is written in a cursive style with a horizontal line underneath the name.

Thomas J. Klitgaard
Emergency Arbitrator