



30 August 2017

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE, AND COURIER

RE: NOTICE OF SUSPENSION OF REGISTRAR'S ABILITY TO CREATE NEW REGISTERED NAMES OR INITIATE INBOUND TRANSFERS OF REGISTERED NAMES

Fabienne Booma van
Virtual Registrar, Inc. (IANA #958)
Stadionplein 23
Zwolle 8025 CT
Netherlands

Email: administratie@it-ernity.nl
Fax: +31 88 00 749 98

Dear Fabienne Booma van,

This notice is sent to Virtual Registrar, Inc. ("Virtual Registrar") further to its 2013 Registrar Accreditation Agreement with the Internet Corporation for Assigned Names and Numbers ("ICANN") dated 27 July 2015 ("RAA").

Pursuant to Section 5.5.4 of the RAA, Virtual Registrar failed to cure breaches of the RAA within 21 days after ICANN issued Virtual Registrar a notice of breach on 28 July 2017.

Virtual Registrar's ability to create new Registered Names or initiate inbound transfers of Registered Names is suspended for 90 days pursuant to Section 5.7 of the RAA.

The suspension is effective 15 September 2017 at 00:00 UTC and will conclude on 14 December 2017 at 00:00 UTC, or longer if Virtual Registrar has not demonstrated compliance on or before 15 November 2017.

Consistent with Section 5.7 of the RAA, during the suspension period, Virtual Registrar must not:

1. Create new Registered Names for any generic top-level domain ("gTLD"); or
2. Initiate or accept inbound transfers of Registered Names for any gTLD.

To demonstrate compliance, Virtual Registrar must timely cure all breaches identified in this notice of suspension by:

1. Provide records demonstrating that Virtual Registrar took reasonable steps to investigate and, where applicable, correct the Whois inaccuracy concerning the domain name <xvideos.com>. This includes: (a) copies of Virtual Registrar's correspondence with the

RNH while investigating the Whois inaccuracy claims (including dates, times, means of inquiries, telephone numbers, e-mail addresses and postal addresses used), (b) the steps Virtual Registrar took to verify and validate the Whois information and (c) confirmation steps taken to resolve this matter will also apply to all existing and future Whois inaccuracy complaints;

2. Display domain name data in the specified response format, as required by Section 1.4 of the Whois Specification and Clarifications;
3. Provide ICANN with a completed RIS form, including accurate and current information, as required by Section 3.17 of the RAA;
4. Provide ICANN with current documentation demonstrating Virtual Registrar is legally established and in good standing;
5. Publish on Virtual Registrar's website the full name and position of all officers of Virtual Registrar; and
6. Provide the corrective and preventative action(s) that Virtual Registrar will take, with implementation date(s), to ensure timely responses to ICANN Contractual Compliance matters.

Failure to demonstrate compliance by 23 November 2017 may result in RAA termination and an extension to Virtual Registrar's suspension pending final termination.

Notice on Virtual Registrar's Website

During the suspension period, Virtual Registrar must prominently display the following on its website on all pages where Registrar Services, as defined by the RAA, are offered:

No new gTLD registrations or inbound transfers will be accepted from 15 September 2017 through 14 December 2017.

This notice must also include a link to the notice of suspension from ICANN.

Please be advised that Virtual Registrar may be subject to escalated compliance action (including RAA termination) if ICANN receives additional information, either through complaints or its own monitoring, demonstrating that Virtual Registrar continues to violate the RAA or Consensus Policies after the suspension period ends.

If you have questions or require assistance, please contact Jennifer Scott at jennifer.scott@icann.org.

Sincerely,



Maguy Serad
Vice President
Contractual Compliance

Cc: John O. Jeffrey, General Counsel and Secretary

Chronology:

Date of Notice	Deadline for Response	Details
16-Jun-2017	7-Jul-2017	ICANN sent 1st compliance notice via email to helpdesk@virtualregistrar.com . No response received from Registrar.
10-Jul-2017	17-Jul-2017	ICANN sent 2nd compliance notice via email to helpdesk@virtualregistrar.com . No response received from Registrar.
14-Jul-2017	N/A	ICANN called Primary Contact at +31 88 00 749 99 and provided Registrar Representative with complaint details.
18-Jul-2017	25-Jul-2017	ICANN sent 3rd compliance notice via email to helpdesk@virtualregistrar.com and administratie@it-ernity.nl . No response received from Registrar.
18-Jul-2017	N/A	ICANN sent 3rd compliance notice via fax to +31 88 00 749 98. Fax successful.
20-Jul-2017	N/A	ICANN called Primary Contact at +31 88 00 749 99 and provided Registrar Representative with complaint details.
27-Jul-2017	N/A	ICANN conducted compliance check to determine other areas of noncompliance.
28-Jul-2017	18-Aug-2017	ICANN issues Notice of Breach to Registrar.
28-Jul-2017	N/A	ICANN sent Notice of Breach via fax to +31 88 00 749 98. Fax successful.
28-Jul-2017	N/A	ICANN sent Notice of Breach via courier to Registrar Primary Contact postal address. Delivery confirmed.
28-Jul-2017	N/A	Email from Registrar (administratie@it-ernity.nl) (auto-responder) insufficient to demonstrate compliance.
31-Jul-2017	N/A	Email from Registrar (administratie@it-ernity.nl) acknowledging receipt and insufficient to demonstrate compliance.
31-Jul-2017	18-Aug-2017	ICANN sent follow-up notice via email to administratie@it-ernity.nl . No response received from Registrar.
11-Aug-2017	18-Aug-2017	ICANN sent reminder notice via email to administratie@it-ernity.nl .
17-Aug-2017	N/A	Email from Registrar (bjbuijs@it-ernity.nl) insufficient to demonstrate compliance.
17-Aug-2017	18-Aug-2017	ICANN sent confirmation and follow-up notice via email to administratie@it-ernity.nl , bjbuijs@it-ernity.nl , mtuten@it-ernity.nl and avzwolle@it-ernity.nl .
17-Aug-2017	18-Aug-2017	ICANN sent follow-up notices via email to administratie@it-ernity.nl , bjbuijs@it-ernity.nl , mtuten@it-ernity.nl , avanzwolle@it-ernity.nl and avzwolle@it-ernity.nl .
22-Aug-2017	N/A	Email from Registrar (bjbuijs@it-ernity.nl) insufficient to demonstrate compliance.

Date of Notice	Deadline for Response	Details
22-Aug-2017	29-Aug-2017	ICANN sent follow-up notice via email to administratie@it-ernity.nl , bjbuijs@it-ernity.nl , mtuten@it-ernity.nl , avanzwolle@it-ernity.nl and avzwolle@it-ernity.nl and provided a final extension. No response received from Registrar.
30-Aug-2017	N/A	To date, the Registrar has not responded to ICANN with the requested information and documentation and the issue remains unresolved.