



Merck KGaA V. ICANN - Case 01-14-0000-9604

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Klaus Reichert to: Contact Information Redacted

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Cc: "Carolina Cardenas-Venino, LL.M.", Howard Matz, Graeme
Dinwoodie, Diane Hunsaker, Contact Information Redacted

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The Preliminary Hearing Call in this matter took place at 9am, Pacific Time, on April 1, 2015, and was duly notified and convened. Counsel (Bettinger, with Gray, for Merck KGaA; LeVee for ICANN) for both parties made observations on the procedure to be adopted in this Independent Review Process. At the conclusion of the Preliminary Hearing Call the parties were asked whether there was anything further they wished to raise, and the answer from each side was no.

The Panel (Dinwoodie, Matz, and Reichert) now, bearing these observations in mind together with the materials already filed by the parties to date, **issues the following directions:**

1. Merck KGaA shall file its Reply Submission on May 20, 2015.
2. ICANN shall file its Rejoinder Submission on July 8, 2015.
3. A page limit of 20 pages applies to both Submissions (the page limit does not apply to matters such as tables of contents).
4. The Submissions should only attach any additional evidentiary exhibit which is strictly necessary for the purpose of reply/rejoinder. Also, the parties must focus their Submissions on matters which are strictly for the purposes of reply/rejoinder, and not seek to reformulate the case as already presented.
5. If there is any dispute as to acronyms or other defined terms, the Submissions should clearly flag these in order that there is no misunderstanding.
6. As soon as possible after July 8, 2015, the Panel will communicate with the parties as to the next stages of this Independent Review Process.

As noted on the Preliminary Hearing Call by the ICDR representative, communications will now take place directly between the Panel and the parties, with a copy at all times to the ICDR.

For and on behalf of the Panel.

Klaus Reichert SC

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