



TRANSMITTED VIA FACSIMILE, COURIER SERVICE AND ELECTRONIC MAIL

30 July 2009

Mr. Pedro Friedman
South America Domains Ltd. dba namefrog.com (IANA ID 724)
315 Bleecker Street, No. 366
New York, New York 10014-3427

RE: NOTICE OF NON-RENEWAL OF REGISTRAR ACCREDITATION AGREEMENT

Dear Mr. Pedro Friedman:

Be advised that as of 30 July 2009, South America Domains Ltd. dba namefrog.com ("South America Domains") remains in breach of its Registrar Accreditation Agreement – May 2001 ("RAA") with the Internet Corporation of Assigned Names and Numbers ("ICANN"). This breach results from South America Domains' failure to provide a working Whois service pursuant to and compliant with Section 3.3 of the RAA.

Section 5.4 of the RAA provides that upon the expiration of the South America Domains RAA, South America Domains may apply for and shall be entitled to renewed accreditation, *if* South America Domains is in compliance with its obligations under the RAA. Based on South America Domains' failure to comply with Sections 3.3 of the RAA, ICANN does not intend to renew the South America Domains RAA upon its expiration on 5 August 2009.

1. Failure to provide public access to data on registered names pursuant to section 3.3 of the RAA

Section 3.3.1 of the RAA requires South America Domains to "provide an interactive web page and a port 43 Whois service providing free public query-based access to up-to-date (i.e., updated at least daily) data concerning all active Registered Names sponsored by Registrar for each TLD in which it is accredited," such data to include:

- 3.3.1.1 The name of the Registered Name;
- 3.3.1.2 The names of the primary nameserver and secondary nameserver(s) for the Registered Name;
- 3.3.1.3 The identity of Registrar (which may be provided through Registrar's website);
- 3.3.1.4 The original creation date of the registration;



- 3.3.1.5 The expiration date of the registration;
- 3.3.1.6 The name and postal address of the Registered Name Holder;
- 3.3.1.7 The name, postal address, e-mail address, voice telephone number, and (where available) fax number of the technical contact for the Registered Name; and
- 3.3.1.8 The name, postal address, e-mail address, voice telephone number, and (where available) fax number of the administrative contact for the Registered Name.

On 17 July 2009, ICANN informed you by email and fax that South America Domains' Whois service was not compliant with RAA requirements. Specifically, your registrar's Whois service did not provide any Whois data when ICANN staff attempted to access Whois data regarding domain names sponsored by South America Domains. You were requested to correct this contract violation immediately and report back to ICANN staff when the violation was corrected. ICANN staff never received a response from you or anyone representing South America Domains regarding this matter. As of the date of this notice, although port 43 Whois service has been restored, South America Domains' web-based Whois service remains noncompliant with the requirements of Section 3.3 of the RAA, as the Whois service is non-operational at this time.

South America Domains' failure to provide a working web-based Whois service constitutes a breach of Section 3.3 of the RAA.

2. Conclusion

Again, please be advised that effective 5 August 2009, ICANN will not renew the South America Domains RAA. Due to the impending non renewal of South America Domains' RAA, it is critical that ICANN take action to protect the interests of registrants that registered domains names with your registrar. ICANN's records reveal that South America Domains is currently managing approximately 296 gTLD names. To facilitate the transition of the domain names currently managed by South America Domains, ICANN will follow its De-Accredited Registrar Transition Procedure ("Procedure") posted at, <http://www.icann.org/en/processes/registrars/de-accredited-registrar-transition-procedure-01oct08.pdf>.

We encourage you to read the Procedure in its entirety. Consistent with the Procedure, we are requesting that South America Domains propose a bulk transfer recipient by no later than 5 August 2009. Please contact ICANN's Registrar Liaison Manager Mike Zupke at mike.zupke@icann.org, to designate a proposed bulk transfer recipient. Kindly note, however, that your designation of a bulk transfer recipient does not prejudice ICANN's right to the Registrar Data Escrow data and other rights under the RAA, as well as ICANN's right to transfer names to a registrar of our choosing selected pursuant to the Procedure. It is ICANN's goal to protect registrants from unnecessary harm and we look forward to the full cooperation of South America Domains during the transition process.



Please note that the non-renewal of South America Domains' RAA does not relieve South American Domains of the obligation to pay invoice number 22261, which should be paid immediately, and accreditation fees for the most recently-ended and current quarters that have not been invoiced. ICANN reserves the right to pursue all means available to collect these fees. ICANN specifically reserves the right to pursue any and all other breaches in addition to the breaches enumerated above, and nothing herein shall be deemed a waiver of that right.

You may contact me via e-mail at stacy.burnette@icann.org should you have any questions.

Very truly yours,

A handwritten signature in blue ink that reads "Stacy Burnette". The signature is fluid and cursive, with a prominent loop at the end of the last name.

Stacy Burnette
Director, Contractual Compliance
stacy.burnette@icann.org



Internet Corporation for Assigned
Names and Numbers
4676 Admiralty Way Suite 330
Marina del Rey CA 90292
USA

Voice: +1/310/823-9358
Fax: +1/310/823-8649

Customer Statement

Statement Date: 07/30/2009

South America Domains Ltd. dba namefrog.com

Pedro Friedman

315 Bleecker Street #366

New York NY 10014-3427

Customer Number: 770

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Apply To	Doc #	Document Type	Date	Due Date	Description	Charge	Credit	Balance
1499	1499	Standard Invoice	08/06/04	11/05/04	Annual Accreditation Fee 0804008	4,500.00		\$0.00
	1376	Receipt	08/09/04		wire transfer		\$4,478.00	
	1377	Receipt	08/09/04		wire transfer fee credit		\$22.00	
2058	2058	Standard Invoice	10/31/04	12/31/04	Variable Registrar Fee as of October 2004	8.00		\$0.00
	3978	Receipt	01/27/06		Wire Transfer		\$8.00	
3123	3123	Standard Invoice	12/31/04	04/15/05	November & December 2004	3,954.94		\$0.00
	2972	Receipt	08/04/05		Wire transfer		\$3,954.94	
3532	3532	Standard Invoice	03/31/05	07/08/05	Quarter ending 31 March, 2005	3,906.78		\$0.00
	3978	Receipt	01/27/06		Wire Transfer		\$3,906.78	
5132	5132	Standard Invoice	06/30/05	08/31/05	Quarter Ending 06/30/2005	1,091.31		\$0.00
	3978	Receipt	01/27/06		Wire Transfer		\$85.22	
	5226	Receipt	05/09/06		Wire Transfer		\$0.00	
	5227	Receipt	05/08/06		Wire Transfer		\$1,006.09	
5396	5396	Standard Invoice	08/24/05	09/24/05	Contract year ending 06 August, 2006	4,000.00		\$0.00
	5226	Receipt	05/09/06		Wire Transfer		\$0.00	
	5227	Receipt	05/08/06		Wire Transfer		\$85.22	
	8669	Receipt	04/16/07		Wire Transfer		\$3,906.78	
	8670	Receipt	04/16/07		Wire Transfer Fee		\$8.00	
5943	5943	Standard Invoice	11/30/05	02/06/06	Quarter Ending 09/30/2005	1,984.78		\$0.00
	21222	Receipt	06/02/09		Wire Transfer		\$1,984.78	
6887	6887	Standard Invoice	01/31/06	04/06/06	Quarter Ending 12/31/2005	1,956.44		\$0.00



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	7088	Receipt	10/27/06		Wire Transfer		\$1,956.44	
7851	7851	Standard Invoice	05/31/06	06/30/06	Quarter Ending 03/31/2006	1,716.72		\$0.00
	7194	Receipt	11/07/06		Wire Transfer		\$1,716.72	
8851	8851	Standard Invoice	07/31/06	09/24/06	Quarter Ending 06/30/2006	1,490.61		\$0.00
	10914	Receipt	07/05/07		Wire Transfer		\$1,490.61	
9260	9260	Standard Invoice	08/28/06	09/27/06	Contract Year Ending 8/6/07	4,000.00		\$0.00
	7760	Receipt	02/07/07		Wire Transfer		\$4,000.00	
10108	10108	Standard Invoice	02/28/07	03/30/07	Quarter Ending 09/30/2006	1,275.93		\$0.00
	11757	Receipt	09/05/07		Wire Transfer		\$1,275.93	
11021	11021	Standard Invoice	03/30/07	04/30/07	Quarter Ending 12/31/2006	1,174.34		\$0.00
	12493	Receipt	11/08/07		Wire Transfer		\$1,174.34	
11947	11947	Standard Invoice	04/30/07	05/30/07	Quarter Ending 03/31/2007	1,161.78		\$0.00
	12493	Receipt	11/08/07		Wire Transfer		\$1,161.78	
13341	13341	Standard Invoice	07/25/07	08/25/07	Quarter Ending 06/30/2007	1,134.44		\$0.00
	12493	Receipt	11/08/07		Wire Transfer		\$1,134.44	
13988	13988	Standard Invoice	08/21/07	09/21/07	Contract Year Ending 8/6/08	4,000.00		\$0.00
	12493	Receipt	11/08/07		Wire Transfer		\$4,000.00	
14631	14631	Standard Invoice	10/31/07	11/30/07	Quarter Ending 09/30/2007	1,120.91		\$0.00
	13986	Receipt	03/04/08		Wire Transfer		\$1,120.91	
15749	15749	Standard Invoice	01/31/08	03/04/08	Quarter Ending 12/31/2007	1,112.79		\$0.00
	13987	Receipt	03/04/08		Wire Transfer		\$1,112.79	



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17045	17045	Standard Invoice	04/30/08	05/31/08	Quarter Ending 03/31/2008	1,101.33		\$0.00
	15967	Receipt	07/02/08		Wire Transfer		\$1,101.33	
18409	18409	Standard Invoice	07/31/08	08/31/08	Quarter Ending 06/30/2008	1,086.22		\$0.00
	17678	Receipt	11/14/08		Wire Transfer		\$1,086.22	
19094	19094	Standard Invoice	08/15/08	09/15/08	Contract Year Ending August 2009	4,000.00		\$0.00
	17722	Receipt	11/14/08		Wire Transfer		\$4,000.00	
19788	19788	Standard Invoice	10/31/08	11/30/08	Quarter Ending 09/30/2008	1,085.03		\$0.00
	18609	Receipt	01/13/09		Wire Transfer		\$1,085.03	
21011	21011	Standard Invoice	01/31/09	03/05/09	Quarter Ending 12/31/2008	1,084.42		\$0.00
	21222	Receipt	06/02/09		Wire Transfer		\$1,084.42	
22261	22261	Standard Invoice	04/30/09	05/31/09	Quarter Ending 03/31/2009	1,087.62		\$1,087.62

Due after 7/30/2009	Up to 30 Days Past Due	30 to 60 Days Past Due	60 to 90 Days Past Due	Over 90 Days Past Due	Total Due
0.00	0.00	1,087.62	0.00	0.00	\$1,087.62