

From: Goran Marby

Date: Monday, January 7, 2019

To: Laura P. Flannery, Elena Plexida, John Jeffrey, Theresa Swinehart

Subject: Re: Letter from Mr. Marby Re: Information regarding ICANN Contractual Compliance Data Processing Activities and the European Union's General Data Protection Regulation (GDPR)

Dear Laura,

Thank you for your letter. I would like to note for the record that ICANN, a non-profit organization incorporated in California, has no "WHOIS database" of its own. In practice there is no single "WHOIS database." What is often referred to as WHOIS data are collected and stored by approximately 2500 different domain name registries and registrars. The data collected by those registries and registrars makes it possible for all internet users to know who owns a domain name.

And as it relates to the collection of data for use in "WHOIS", it is not collected for commercial purposes.

The policies that rules the collection of this data are set by an international governance model with participants from 170 countries, including governments. As there are many different WHOIS databases, I would also note that policies set by the ICANN community do not affect so-called country code operators (for example .se) who set their own rules for their respective WHOIS systems. The same is true for the WHOIS database operated by RIPE in the Netherlands.

Regards

Göran Marby