



July 27, 2017

Chris Disspain, Board of Directors
Akram Atallah, President, Global Domains Division
Cyrus Namazi, VP Domain Name Services & Industry Engagement
Internet Corporation for Assigned Names & Numbers

VIA E-MAIL

Re: IGO Request to Register Its Reserved Domain

Dear Chris, Akram and Cyrus:

Attached please find a request from the Deputy Director of International Operations at Euclid University, a United Nations-chartered international intergovernmental organization (IGO), which provides distance education and consulting services to officials in participating states¹, as well as to the general public. As you can see, Euclid University is seeking to register the domain name Euclid.university; however, ICANN prohibits us from registering Euclid.university to any party, including Euclid University, the very IGO the prohibition intends to protect.

This isn't an isolated case. As you know, we and others have pointed out in other fora that this prohibition irrationally harms Euclid University and every other IGO. By way of further example, under current registry agreements, the International Olympic Committee would be prohibited from registering Olympics.hockey and the Red Cross from registering Redcross.care.

To address these types of absurd situations, we filed a Registry Service Evaluation Process (RSEP) in 2015. Our non-controversial ask in that RSEP was for a specific IGO to be permitted to consent to the registration of its own reserved name. We didn't seek the release of *all* IGO full names and acronyms or address what protections an IGO would have when any such names are released to third parties—issues the community has been grappling with for years. Unfortunately, while our RSEP was approved, it has languished in perpetuity waiting for a contract amendment, which we were told would not be forthcoming.

We are aware of both the anticipated 2018 implementation of agreed-to policy with respect to IGO reserved names and the community's ongoing deliberations of various IGO-related issues and understand that sometime in 2018 IGOs should be able to register their own names. We note that this "right" comes over four years since we signed our first registry agreements.

In the meantime, however, this 2018 implementation process should not preclude the reasonable accommodation of this particular IGO's request. Therefore, we request that ICANN, as party to our .UNIVERSITY Registry Agreement, agree to waive the reservation of Euclid.university to address the more immediate harm to Euclid University. California law provides that parties to a contract may agree to waive enforcement of a certain

¹ Including: Sierra Leone, Eritrea, Senegal, Comoros, Burundi, Central African Republic, Timor-Leste, Gambia, Uganda, Vanuatu, Benin, and Saint Vincent and the Grenadines.

provision and, moreover, waivers are specifically contemplated in Section 7.6(i) of the .UNIVERSITY Registry Agreement (“No waiver of any provision of this Agreement shall be binding unless evidenced by a writing signed by the party waiving compliance with such provision.”). A simple waiver from ICANN in this case would at least solve the harm the prohibition is causing the IGO and be a reasonable approach considering our pending RSEP, the implementation of the policy permitting such registration, and common sense.

We would very much appreciate a waiver in this case. Please contact me at your earliest convenience to effectuate such a waiver.

I look forward to your prompt reply.

Sincerely,



Jonathon L. Nevett
Co-Founder and Executive Vice President

cc: Paul Tchouke, Deputy Director, Euclid University

Attachment: E-mail from Euclid University

From: REDACTED
Subject: Release of Article 6ter protected name
Date: July 13, 2017 at 3:42:42 PM EDT
To: <regulatorycontact@donuts.email>
Cc: REDACTED

Dear Donuts Legal / Regulatory team:

It has come to our attention that euclid.university has been reserved (blocked for registration) in application of ICANN guidelines regarding internationally protected names (names of intergovernmental organizations protected under article 6 ter of the Paris convention).

The link to the WIPO database is <http://www.wipo.int/ipdl/en/6ter/>

Where you will find the records protecting EUCLID University.

At this point, EUCLID (Euclid University), being the institution protected by the said provision, would like to register and use this domain name.

Thank you for indicating what documents you need from us and what the steps will be to officially register the domain.

Sincerely,

Paul Tchouke
Deputy Director International Operations



EUCLID.int

An intergovernmental and treaty-based institution
under United Nations Treaty Series 49006/49007

Euclid University | Pôle Universitaire Euclide

EUCLID DC Liaison/Executive Office:
ADDRESS REDACTED

Internet: www.euclid.int/dcoffice

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EUCLID (Euclid University / Pôle Universitaire Euclide)

An intergovernmental organization under public international law

United Nations Treaty Series: Certificates 49006 and 49007

Main Internet site: www.euclid.int | Mobile / Responsive site: <http://m.euclid.int>

Skype: REDACTED
