

**Supplemental Submission in Support of
Reconsideration Request by Brice Trail, LLC**

*Regarding Board Action Taken Without Consideration of Proffered Material Information,
and Staff Action Contrary to Established ICANN Policies,
Pertaining to Application by Brice Trail, LLC for .DOCTOR gTLD*

Inasmuch as the BGC has not yet ruled on its Request for Reconsideration, Brice Trail, LLC, applicant for the .DOCTOR gTLD, offers this supplemental submission to clarify that, in addition to the grounds set forth in its Request, the “advice” from the GAC Buenos Aires communiqué referred to therein does not extend beyond reclassification of the TLD from the “regulated” to the “highly regulated” sector:

The GAC advises the ICANN Board to re-categorize the string .doctor as falling within Category 1 safeguard advice addressing highly regulated sectors, therefore ascribing these domains exclusively to legitimate medical practitioners.¹

The GAC sets forth its “advice” solely in the first clause of this statement – namely, to reclassify the domain as “falling within Category 1 safeguard advice addressing highly regulated sectors.” The second clause, beginning with the word “therefore,” simply states a potential *consequence* of the advice. Indeed, the word “therefore” means exactly that – “in consequence of that; as a result; consequently.”²

Thus, the “therefore” clause does not comprise part of the GAC advice itself. Nor could it, as the GAC maintained only the two “regulated” and “highly regulated” classes of “Category 1” strings; it did not create a third category applicable solely to .DOCTOR.

Rather, ICANN staff and the Board did so,³ by imposing (and upholding) a PIC *completely distinct* from those established for *all other* strings in *any* category – “regulated,” “highly regulated” or otherwise. As established in the Request and

¹ See <https://www.icann.org/en/system/files/correspondence/gac-to-board-20nov13-en.pdf> at 2.

² See <http://dictionary.reference.com/browse/therefore?s=t>.

³ See Request Annexes A, B.

