

To: Arif Ali on behalf of Afilias Domains No. 3 Ltd.

Date: 24 March 2018

Re: Request No. 20180223-1

In your letter dated 23 February 2018 that you submitted on behalf of Afilias Domains No. 3 Ltd. (Afilias), among other things, you request: (1) an update on ICANN organization's investigation of the .WEB contention set; and (2) documentary information pursuant to the Internet Corporation for Assigned Names and Numbers' (ICANN's) Documentary Information Disclosure Policy (DIDP). For reference, a copy of your letter is attached to the email transmitting this Response.

As an initial matter, the DIDP is limited to requests for documentary information already in existence within ICANN organization that is not publicly available. It is not a mechanism for one to make information requests or requests for "updates" concerning ICANN organization's internal activities. As such, your request for "an update on ICANN's investigation of the .WEB contention set" is beyond the scope of the DIDP and will not be addressed in this Response. Moreover, ICANN organization is not required to create or compile summaries of any documented information in response to a DIDP Request. (See DIDP (<https://www.icann.org/resources/pages/didp-2012-02-25-en>).

Items Requested

Your Request seeks the disclosure of documentary information relating to the .WEB applications and the .WEB contention set:

1. All documents received from Ruby Glen, NDC, and Verisign in response to ICANN's 16 September 2016 request for additional information;
2. Ruby Glen's Notice of Independent Review, filed on 22 July 2016;
3. All documents filed in relation to the Independent Review Process between ICANN and Ruby Glen, initiated on 22 July 2016;
4. All applications, and all documents submitted with the applications, for the rights to .WEB;
5. All documents discussing the importance of .WEB to bringing competition to the provision of registry services;
6. All documents concerning any investigation or discussion related to
 - a. the .WEB contention set,
 - b. NDC's application for the .WEB gTLD,
 - c. Verisign's agreement with NDC to assign the rights to .WEB to Verisign, and
 - d. Verisign's involvement in the .WEB contention set, including all communications with NDC or Verisign;
7. Documents sufficient to show the current status of NDC's request to assign .WEB to Verisign;

8. Documents sufficient to show the current status of the delegation of .WEB;
9. All documents relating to the Department of Justice, Antitrust Division's ("DOJ") investigation into Verisign becoming the registry operator for .WEB ("DOJ Investigation"), including:
 - a. document productions to the DOJ;
 - b. communications with the DOJ;
 - c. submissions to DOJ, including letters, presentations, interrogatory responses, or other submissions;
 - d. communications with Verisign or NDC relating to the investigation; and
 - e. internal communications relating to the investigation, including all discussions by ICANN Staff and the ICANN Board; and
10. All joint defense or common interest agreements between ICANN and Verisign and/or NDC relating to the DOJ Investigation.

Response

The New gTLD Program and String Contention

In 2012, ICANN opened the application window for the New Generic Top-Level Domain (gTLD) Program and created the new gTLD microsite (<https://newgtlds.icann.org/en/>), which provides detailed information about the Program. From the Program Status webpage of the new gTLD microsite (<https://newgtlds.icann.org/en/program-status>), people can access the public portions of each new gTLD application, including all of the .WEB applications, by clicking on "Current Application Status" and accessing the New gTLD Current Application Status webpage (<https://gtdresult.icann.org/application-result/applicationstatus/viewstatus>).

ICANN received seven applications for .WEB, which were placed into a contention set (see Applicant Guidebook (Guidebook), §1.1.2.10 (String Contention)). Module 4 of the Guidebook (String Contention Procedures) describes situations in which contention for applied-for new gTLDs occurs, and the methods available to applicants for resolving contention absent private resolution: "It is expected that most cases of contention will be resolved by the community priority evaluation, or through voluntary agreement among the involved applicants. Auction is a tie-breaker method for resolving string contention among the applications within a contention set, if the contention has not been resolved by other means." (Guidebook, § 4.3 (Auction: Mechanisms of Last Resort).)

Should private resolution not occur, the contention set will proceed to an auction of last resort governed by the Auction Rules that all applicants agreed to by applying. (Guidebook, § 1.1.2.10 (String Contention)). In furtherance of ICANN's commitment to transparency, ICANN organization established the New gTLD Program Auctions webpage, which provides extensive detailed information about the auction process (<https://newgtlds.icann.org/en/applicants/auctions>.)

Resolution of .WEB/.WEBS Contention Set

Following the procedures set forth in the Guidebook, ICANN organization scheduled an auction of last resort for 27 July 2016 to resolve the .WEB/.WEBS contention set (Auction). (See <https://newgtlds.icann.org/en/applicants/auctions/schedule-13mar18-en.pdf>.)

On or about 22 June 2016, Ruby Glen LLC (Ruby Glen) asserted that changes had occurred in NU DOT CO LLC's (NDC's) application for .WEB, in particular to NDC's management and ownership, and asserted that the Auction should be postponed pending further investigation. (See <https://www.icann.org/en/system/files/files/litigation-ruby-glen-icann-memorandum-point-authorities-support-motion-dismiss-first-amended-complaint-26oct16-en.pdf>.)

ICANN organization investigated Ruby Glen's assertions regarding NDC's application. After completing its investigation, ICANN org sent a letter to the members of the contention set stating, among other things, that "in regards to potential changes of control of [NDC], we have investigated the matter, and to date we have found no basis to initiate the application change request process or postpone the auction." (See <https://www.icann.org/en/system/files/correspondence/willett-to-web-webs-members-13jul16-en.pdf>.)

Ruby Glen then invoked one of ICANN's accountability mechanisms by submitting a reconsideration request on an urgent basis (Request 16-9), seeking postponement of the Auction and requesting a more detailed investigation. (See <https://www.icann.org/en/system/files/files/reconsideration-16-9-ruby-glen-radix-request-redacted-17jul16-en.pdf>.) After carefully considering the information related to Request 16-9, on 21 July 2016 ICANN's Board Governance Committee (BGC) denied Request 16-9. (See <https://www.icann.org/en/system/files/files/reconsideration-16-9-ruby-glen-radix-bgc-determination-21jul16-en.pdf>.)

The next day Ruby Glen sued ICANN org. (See <https://www.icann.org/en/system/files/files/litigation-ruby-glen-complaint-22jul16-en.pdf>.) At the same time, Ruby Glen applied for a temporary restraining order (TRO Application), seeking to stop ICANN org from conducting the Auction at the scheduled time. (See <https://www.icann.org/en/system/files/files/litigation-ruby-glen-ex-parte-application-tro-memo-points-authorities-22jul16-en.pdf>.) The Court denied the TRO Application (see <https://www.icann.org/en/system/files/files/litigation-ruby-glen-court-order-denying-plaintiff-ex-parte-application-tro-26jul16-en.pdf>) and the Auction took place on 27 and 28 July 2016. NDC placed the winning bid. (See <https://gtldresult.icann.org/application-result/applicationstatus/auctionresults>.)

On 28 November 2016, the Court dismissed Ruby Glen's complaint and entered judgment in ICANN organization's favor. (See <https://www.icann.org/en/system/files/files/litigation-ruby-glen-judgment-28nov16-en.pdf>.) Ruby Glen appealed that decision, and the appeal is currently pending. (See <https://www.icann.org/en/system/files/files/litigation-ruby-glen-notice-appeal-regarding-dismissal-20dec16-en.pdf>.)

DIDP Process and Responses

The DIDP exemplifies ICANN's Commitments and Core Values supporting transparency and accountability by setting forth a procedure through which documents concerning ICANN organization's operations and within ICANN organization's possession, custody, or control that are not already publicly available are made available unless there is a compelling reason for confidentiality. (See <https://www.icann.org/resources/pages/didp-2012-02-25-en>.)

Consistent with its commitment to operating to the maximum extent feasible in an open and transparent manner, ICANN org has published process guidelines for responding to requests for documents submitted pursuant to the DIDP (DIDP Response Process). (See <https://www.icann.org/en/system/files/files/didp-response-process-29oct13-en.pdf> (DIDP Response Process).) The DIDP Response Process provides that, following the collection of potentially responsive documents, "[a] review is conducted as to whether any of the documents identified as responsive to the Request are subject to any of the Defined Conditions for Nondisclosure identified [on ICANN organization's website]." If ICANN organization concludes that a document falls within one of the Defined Conditions for Nondisclosure (Nondisclosure Conditions), "a review is conducted as to whether, under the particular circumstances, the public interest in disclosing the documentary information outweighs the harm that may be caused by such disclosure."

The DIDP was developed as the result of an independent review of standards of accountability and transparency within ICANN, which included extensive public comment and community input. (See <https://www.icann.org/news/announcement-4-2007-03-29-en>; <https://www.icann.org/resources/pages/draft-mop-2007-2007-10-17-en>.) Following the completion of this review, ICANN organization sought public comment on the resulting recommendations, and summarized and posted publicly the community feedback. (See <https://www.icann.org/resources/pages/draft-mop-2007-2007-10-17-en>.) Based on the community's feedback, ICANN organization proposed changes to its frameworks and principles to "outline, define and expand upon the organisation's accountability and transparency" (see <https://www.icann.org/en/system/files/files/acct-trans-frameworks-principles-17oct07-en.pdf>), and sought additional community input on the proposed changes before implementing them (see <https://www.icann.org/resources/pages/draft-mop-2007-2007-10-17-en>).

Neither the DIDP nor ICANN's Commitments and Core Values supporting transparency and accountability obligates ICANN organization to make public every document in its possession. As noted above, the DIDP sets forth Nondisclosure Conditions for which other commitments or core values may compete or conflict with the transparency commitment. These Nondisclosure Conditions represent areas, vetted through public comment, that the community has agreed are presumed not to be appropriate for public disclosure. The public interest balancing test in turn allows ICANN organization to determine whether or not, under the specific circumstances, its commitment to transparency outweighs its other commitments and core values. Accordingly, ICANN organization may appropriately exercise its discretion, pursuant to the DIDP, in determining that certain documents are not appropriate for disclosure, without

contravening its commitment to transparency. As the Amazon EU S.à.r.l. Independent Review Process Panel noted, “notwithstanding ICANN’s transparency commitment, both ICANN’s By-Laws and its Publication Practices recognize that there are situations where non-public information, e.g., internal staff communications relevant to the deliberative processes of ICANN . . . may contain information that is appropriately protected against disclosure.” (Amazon EU S.à.r.l. v. ICANN, Procedural Order (7 June 2017) (<https://www.icann.org/en/system/files/files/irp-amazon-procedural-order-3-07jun17-en.pdf>).)

ICANN's Bylaws address the need to balance competing interests such as transparency and confidentiality, noting that "in any situation where one Core Value must be balanced with another, potentially competing Core Value, the result of the balancing test must serve a policy developed through the bottom-up multistakeholder process or otherwise best serve ICANN's Mission." (ICANN Bylaws, 22 July 2017, Art. 1, Section 1.2(c) (<https://www.icann.org/resources/pages/governance/bylaws-en/#article1>).)

Afilias’ DIDP Request

Item 1

Item 1 seeks “[a]ll documents received from Ruby Glen, NDC, and Verisign, Inc. (Verisign) in response to ICANN’s 16 September 2016 request for additional information.”

The documentary information received from NDC, Verisign, Afilias, and Ruby Glen in response to ICANN organization’s 16 September 2016 request for information are subject to the following Nondisclosure Conditions:

- Information exchanged, prepared for, or derived from the deliberative and decision-making process between ICANN, its constituents, and/or other entities with which ICANN cooperates that, if disclosed, would or would be likely to compromise the integrity of the deliberative and decision-making process between and among ICANN, its constituents, and/or other entities with which ICANN cooperates by inhibiting the candid exchange of ideas and communications.
- Information provided to ICANN by a party that, if disclosed, would or would be likely to materially prejudice the commercial interests, financial interests, and/or competitive position of such party or was provided to ICANN pursuant to a nondisclosure agreement or nondisclosure provision within an agreement.
- Confidential business information and/or internal policies and procedures.

Notwithstanding the above, ICANN organization will continue to review potentially responsive materials and consult with relevant third parties, as needed, to determine if additional documentary information is appropriate for disclosure under the DIDP. If it is determined that certain additional documentary information is appropriate for public

disclosure, ICANN organization will supplement this DIDP Response and notify the Requestor of the supplement.

Items 2 and 3

Item 2 seeks Ruby Glen's Notice of Independent Review, filed on 22 July 2016; Item 3 seeks "[a]ll documents filed in relation to the Independent Review Process between ICANN and Ruby Glen, initiated on 22 July 2016."

ICANN organization understands that, on 22 July 2016, Ruby Glen filed certain materials with the International Centre for Dispute Resolution (ICDR) relating to the initiation of an Independent Review Process (IRP) against ICANN. Ruby Glen did not provide ICANN organization with these materials; nor has Ruby Glen, the ICDR, or any other entity ever provided ICANN organization with a Notice of or Request for Independent Review Process that Ruby Glen might have filed against ICANN. As such, ICANN organization does not have any responsive documentary information in response to Items 2 or 3. ICANN understands that Ruby Glen withdrew its request for IRP on 18 August 2016; and that the ICDR later closed the IRP.

Item 4

Item 4 seeks "[a]ll applications, and all documents submitted with the applications, for the rights to .WEB." Materials responsive to Item 4 are publicly available on ICANN's website. Specifically, ICANN organization posts the public portions of each gTLD application and the public portions of any documents submitted with an application on the New gTLD Current Application Status webpage. (See <https://gtdresult.icann.org/application-result/applicationstatus/viewstatus>.) The public portions of the .WEB applications can be accessed as follows:

- NU DOT CO LLC's .WEB Application: <https://gtdresult.icann.org/application-result/applicationstatus/applicationdetails/1053>;
- Charleston Road Registry Inc.'s .WEB Application: <https://gtdresult.icann.org/application-result/applicationstatus/applicationdetails/520>;
- Web.com Group, Inc.'s .WEB Application: <https://gtdresult.icann.org/application-result/applicationstatus/applicationdetails/1596>;
- DotWeb Inc's .WEB Application: <https://gtdresult.icann.org/application-result/applicationstatus/applicationdetails/1663>;
- Ruby Glen, LLC's .WEB Application: <https://gtdresult.icann.org/application-result/applicationstatus/applicationdetails/692>;
- Afiliias Domains No. 3 Ltd's .WEB Application: <https://gtdresult.icann.org/application-result/applicationstatus/applicationdetails/292>;
- Schlund Technologies GmbH's .WEB Application: <https://gtdresult.icann.org/application-result/applicationstatus/applicationdetails/542>.

As stated in the Guidebook (Guidebook, Module 2 (Evaluation Questions and Criteria) (<https://newgtlds.icann.org/en/applicants/agb>)), certain applicant information is not appropriate for public posting and ICANN organization informed applicants that the following types of information would not be publicly posted:

- Personally identifying information (see Applicant Questions 6, 7, 11);
- An applicant's Business ID, Tax ID, VAT registration number, or equivalent (see Application Question 10);
- Involvement of any individual identified in an application in civil or criminal legal proceedings, (see Application Question 11);
- Bank details related to wire transfer payment of the evaluation fee (see Application Question 12);
- For geographic names, letters of support or non-objection (see Application Question 21(b));
- Descriptions of the applicant's intended technical and operational approach for those registry functions that are internal to the infrastructure and operations of the registry (see Application Questions 30(b) – 44);
- Financial information (see Application Question 45-50).

The foregoing types of information contained in new gTLD applications and supporting materials are also subject to the following Nondisclosure Conditions:

- Information exchanged, prepared for, or derived from the deliberative and decision-making process between ICANN, its constituents, and/or other entities with which ICANN cooperates that, if disclosed, would or would be likely to compromise the integrity of the deliberative and decision-making process between and among ICANN, its constituents, and/or other entities with which ICANN cooperates by inhibiting the candid exchange of ideas and communications.
- Personnel, medical, contractual, remuneration, and similar records relating to an individual's personal information, when the disclosure of such information would or likely would constitute an invasion of personal privacy, as well as proceedings of internal appeal mechanisms and investigations.
- Information provided to ICANN by a party that, if disclosed, would or would be likely to materially prejudice the commercial interests, financial interests, and/or competitive position of such party or was provided to ICANN pursuant to a nondisclosure agreement or nondisclosure provision within an agreement.
- Confidential business information and/or internal policies and procedures.

Item 5

Item 5 seeks “[a]ll documents discussing the importance of .WEB to bringing competition to the provision of registry services.” Item 5 is vague, and does not appear

to concern ICANN's operational activities; as written, it is unclear what documents are being requested.

To the extent Item 5 seeks materials concerning ICANN organization's review of how the New gTLD Program has impacted competition, consumer choice and consumer trust, ICANN organization has established a Competition, Consumer Trust & Consumer Choice Review webpage (<https://newgtlds.icann.org/en/reviews/cct>), which includes documentary information concerning, among other things, the extent to which the introduction of new gTLDs has promoted competition.

To the extent Item 5 seeks materials that overlap with the materials responsive to Item 9(a) ("document productions to the DOJ" in response to the DOJ CID), ICANN organization incorporates and refers Requestor to the response to Item 9(a) below.

Should the Requestor wish to clarify or narrow the scope of Item 5, ICANN organization will consider the revised request. However, as currently written, Item 5 is so overbroad and vague that ICANN organization is not able to provide a further response at this time.

Item 6

Item 6 seeks "[a]ll documents concerning any investigation or discussion related to: (a) the .WEB contention set, (b) NDC's application for the .WEB gTLD, (c) Verisign's agreement with NDC to assign the rights to .WEB to Verisign, and (d) Verisign's involvement in the .WEB contention set, including all communications with NDC or Verisign."

With regard to Items 6(a) and 6(b), these requests are exceedingly overbroad and vague; as written, it is unclear what documents are being requested. NDC (and all the applicants for .WEB) went through an extensive application process that included, among other things: the submission of the application and supporting materials; an administrative completeness check; comment period and a formal objection process; contention procedures and dispute resolution; an initial evaluation (which included string reviews and demonstrations of technical, operational, and financial capability, as well as reviews for DNS security issues); and background screening. As written, Items 6(a) and 6(b) seek "[a]ll documents" concerning every facet of the application process for each of the seven .WEB applications, which is not a reasonable request. As such, it is subject to the following Nondisclosure Condition:

- Information requests: (i) which are not reasonable; (ii) which are excessive or overly burdensome; (iii) complying with which is not feasible; or (iv) are made with an abusive or vexatious purpose or by a vexatious or querulous individual.

Should the Requestor wish to clarify or narrow the scope of Items 6(a) and 6(b), ICANN organization will consider the revised request. However, as currently written, Items 6(a) and 6(b) are so overbroad and vague that ICANN organization is not able to provide a

further response at this time. In addition, Items 6(a) and 6(b) potentially seek documents that are subject to the following Nondisclosure Conditions:

- Information subject to the attorney-client, attorney work product privilege, or any other applicable privilege, or disclosure of which might prejudice any internal, governmental, or legal investigation.
- Internal information that, if disclosed, would or would be likely to compromise the integrity of ICANN's deliberative and decision-making process by inhibiting the candid exchange of ideas and communications, including internal documents, memoranda, and other similar communications to or from ICANN Directors, ICANN Directors' Advisors, ICANN staff, ICANN consultants, ICANN contractors, and ICANN agents.
- Information exchanged, prepared for, or derived from the deliberative and decision-making process between ICANN, its constituents, and/or other entities with which ICANN cooperates that, if disclosed, would or would be likely to compromise the integrity of the deliberative and decision-making process between and among ICANN, its constituents, and/or other entities with which ICANN cooperates by inhibiting the candid exchange of ideas and communications.
- Information provided to ICANN by a party that, if disclosed, would or would be likely to materially prejudice the commercial interests, financial interests, and/or competitive position of such party or was provided to ICANN pursuant to a nondisclosure agreement or nondisclosure provision within an agreement.
- Confidential business information and/or internal policies and procedures.
- Drafts of all correspondence, reports, documents, agreements, contracts, emails, or any other forms of communication.

With regard to Items 6(c) and 6(d), these requests seek “[a]ll documents concerning any investigation or discussion related to: [...] (c) Verisign’s agreement with NDC to assign the rights to .WEB to Verisign, and (d) Verisign’s involvement in the .WEB contention set, including all communications with NDC or Verisign.” Certain materials responsive to Items 6(c) and 6(d) are publicly available. Verisign issued a public statement regarding its agreement with NDC and its involvement in the auction. (See “Verisign Statement Regarding .Web Auction Results,” available at <https://investor.verisign.com/releasedetail.cfm?ReleaseID=981994>.)

Any further documents responsive to Items 6(c) and 6(d) are subject to the following Nondisclosure Conditions:

- Internal information that, if disclosed, would or would be likely to compromise the integrity of ICANN's deliberative and decision-making process by inhibiting the candid exchange of ideas and communications, including internal documents,

memoranda, and other similar communications to or from ICANN Directors, ICANN Directors' Advisors, ICANN staff, ICANN consultants, ICANN contractors, and ICANN agents.

- Information exchanged, prepared for, or derived from the deliberative and decision-making process between ICANN, its constituents, and/or other entities with which ICANN cooperates that, if disclosed, would or would be likely to compromise the integrity of the deliberative and decision-making process between and among ICANN, its constituents, and/or other entities with which ICANN cooperates by inhibiting the candid exchange of ideas and communications.
- Information provided to ICANN by a party that, if disclosed, would or would be likely to materially prejudice the commercial interests, financial interests, and/or competitive position of such party or was provided to ICANN pursuant to a nondisclosure agreement or nondisclosure provision within an agreement.
- Confidential business information and/or internal policies and procedures.
- Information subject to the attorney-client, attorney work product privilege, or any other applicable privilege, or disclosure of which might prejudice any internal, governmental, or legal investigation.
- Drafts of all correspondence, reports, documents, agreements, contracts, emails, or any other forms of communication.

To the extent Item 6 seeks materials that overlap with the materials responsive to Item 9(a) (“document productions to the DOJ” in response to the DOJ CID), ICANN organization incorporates and refers Requestor to the response to Item 9(a) below.

Notwithstanding the above, ICANN organization will continue to review potentially responsive materials and consult with relevant third parties, as needed, to determine if additional documentary information is appropriate for disclosure under the DIDP. If it is determined that certain additional documentary information is appropriate for public disclosure, ICANN organization will supplement this DIDP Response and notify the Requestor of the supplement.

Item 7

Item 7 seeks “[d]ocuments sufficient to show the current status of NDC’s request to assign .WEB to Verisign.” ICANN organization does not have any documentary information responsive to this request. That said, the current application status for each new gTLD application, including NDC’s .WEB application, is publicly available on the New gTLD Current Application Status webpage. (See <https://gtldresult.icann.org/application-result/applicationstatus/viewstatus>; see also <https://gtldresult.icann.org/applicationstatus/applicationdetails/1053>.)

Item 8

Item 8 seeks “[d]ocuments sufficient to show the current status of the delegation of .WEB.” Materials responsive to Item 8 are publicly available. Specifically, ICANN organization makes publicly available information concerning the current application status for each gTLD application, including NDC’s .WEB application, on the New gTLD Current Application Status webpage. (See <https://gtldresult.icann.org/application-result/applicationstatus/viewstatus>; see also <https://gtldresult.icann.org/applicationstatus/applicationdetails/1053>.) As reflected on the foregoing webpages, .WEB is “in contracting.”

Item 9

Item 9 seeks “[a]ll documents relating to the Department of Justice, Antitrust Division’s (“DOJ”) investigation into Verisign becoming the registry operator for .WEB (“DOJ Investigation”), including: (a) document productions to the DOJ; (b) communications with the DOJ; (c) submissions to DOJ, including letters, presentations, interrogatory responses, or other submissions; (d) communications with Verisign or NDC relating to the investigation; and (e) internal communications relating to the investigation, including all discussions by ICANN Staff and the ICANN Board.”

On 1 February 2017, DOJ issued a Civil Investigative Demand (CID) to ICANN in connection with DOJ’s investigation of Verisign’s proposed acquisition of NDC’s contractual rights to operate the .WEB gTLD. ICANN provided DOJ with information responsive to the CID.

With regard to Item 9(a), the vast majority of the documents provided to DOJ are publicly available materials. Attachment A provides links to the publicly available documents that ICANN organization provided to DOJ in response to the CID. With respect to the non-public materials provided to DOJ, such materials are categorized as follows and are subject to various Nondisclosure Conditions:

- Confidential data reports, subject to the following Nondisclosure Conditions:
 - Information provided by or to a government or international organization, or any form of recitation of such information, in the expectation that the information will be kept confidential and/or would or likely would materially prejudice ICANN's relationship with that party.
 - Information provided to ICANN by a party that, if disclosed, would or would be likely to materially prejudice the commercial interests, financial interests, and/or competitive position of such party or was provided to ICANN pursuant to a nondisclosure agreement or nondisclosure provision within an agreement.
 - Confidential business information and/or internal policies and procedures.

- Trade secrets and commercial and financial information not publicly disclosed by ICANN.
- Correspondence from, to, or among ICANN organization relating to .WEB, subject to the following Nondisclosure Conditions:
 - Information provided by or to a government or international organization, or any form of recitation of such information, in the expectation that the information will be kept confidential and/or would or likely would materially prejudice ICANN's relationship with that party.
 - Information provided to ICANN by a party that, if disclosed, would or would be likely to materially prejudice the commercial interests, financial interests, and/or competitive position of such party or was provided to ICANN pursuant to a nondisclosure agreement or nondisclosure provision within an agreement.
 - Confidential business information and/or internal policies and procedures.
 - Trade secrets and commercial and financial information not publicly disclosed by ICANN.

Certain of these documents comprise correspondence to or from the Requestor, which are undoubtedly already in the Requestor's possession, custody, or control. If the Requestor considers its correspondence with ICANN organization to be appropriate for public disclosure, ICANN organization can supplement this DIDP Response and make such documents publicly available.

- Auction forms from .WEB applicants, subject to the following Nondisclosure Conditions:
 - Information provided by or to a government or international organization, or any form of recitation of such information, in the expectation that the information will be kept confidential and/or would or likely would materially prejudice ICANN's relationship with that party.
 - Information provided to ICANN by a party that, if disclosed, would or would be likely to materially prejudice the commercial interests, financial interests, and/or competitive position of such party or was provided to ICANN pursuant to a nondisclosure agreement or nondisclosure provision within an agreement.
 - Confidential business information and/or internal policies and procedures.
 - Trade secrets and commercial and financial information not publicly disclosed by ICANN.

Again, certain of these documents comprise auction forms the Requestor submitted to ICANN organization, which are undoubtedly already in the Requestor's possession, custody, or control. If the Requestor considers its auction forms to be appropriate for public disclosure, ICANN organization can supplement this DIDP Response and make such documents publicly available.

- Self-Resolution notices regarding gTLDs other than .WEB, subject to the following Nondisclosure Conditions:
 - Information provided by or to a government or international organization, or any form of recitation of such information, in the expectation that the information will be kept confidential and/or would or likely would materially prejudice ICANN's relationship with that party.
 - Information provided to ICANN by a party that, if disclosed, would or would be likely to materially prejudice the commercial interests, financial interests, and/or competitive position of such party or was provided to ICANN pursuant to a nondisclosure agreement or nondisclosure provision within an agreement.
 - Confidential business information and/or internal policies and procedures.
 - Trade secrets and commercial and financial information not publicly disclosed by ICANN.
- Draft Board materials, draft announcements, and other internal documents, subject to the following Nondisclosure Conditions:
 - Information provided by or to a government or international organization, or any form of recitation of such information, in the expectation that the information will be kept confidential and/or would or likely would materially prejudice ICANN's relationship with that party.
 - Internal information that, if disclosed, would or would be likely to compromise the integrity of ICANN's deliberative and decision-making process by inhibiting the candid exchange of ideas and communications, including internal documents, memoranda, and other similar communications to or from ICANN Directors, ICANN Directors' Advisors, ICANN staff, ICANN consultants, ICANN contractors, and ICANN agents.
 - Information exchanged, prepared for, or derived from the deliberative and decision-making process between ICANN, its constituents, and/or other entities with which ICANN cooperates that, if disclosed, would or would be likely to compromise the integrity of the deliberative and decision-making process between and among ICANN, its constituents, and/or other entities with which ICANN cooperates by inhibiting the candid exchange of ideas and communications.

- Confidential business information and/or internal policies and procedures.
- Information subject to the attorney–client, attorney work product privilege, or any other applicable privilege, or disclosure of which might prejudice any internal, governmental, or legal investigation.
- Drafts of all correspondence, reports, documents, agreements, contracts, emails, or any other forms of communication.
- Trade secrets and commercial and financial information not publicly disclosed by ICANN.

Item 9(b) seeks “[a]ll documents relating to the Department of Justice, Antitrust Division’s (“DOJ”) investigation into Verisign becoming the registry operator for .WEB (“DOJ Investigation”), including [...] (b) communications with the DOJ.” Documents responsive to Item 9(b) are subject to the following Nondisclosure Conditions:

- Information provided by or to a government or international organization, or any form of recitation of such information, in the expectation that the information will be kept confidential and/or would or likely would materially prejudice ICANN's relationship with that party.
- Information subject to the attorney-client, attorney work product privilege, or any other applicable privilege, or disclosure of which might prejudice any internal, governmental, or legal investigation.

Item 9(c) seeks “[a]ll documents relating to the Department of Justice, Antitrust Division’s (“DOJ”) investigation into Verisign becoming the registry operator for .WEB (“DOJ Investigation”), including: [...] (c) submissions to DOJ, including letters, presentations, interrogatory responses, or other submissions.” Documents responsive to Item 9(c) are subject to the following nondisclosure conditions:

- Information provided by or to a government or international organization, or any form of recitation of such information, in the expectation that the information will be kept confidential and/or would or likely would materially prejudice ICANN's relationship with that party.
- Information subject to the attorney-client, attorney work product privilege, or any other applicable privilege, or disclosure of which might prejudice any internal, governmental, or legal investigation.
- Internal information that, if disclosed, would or would be likely to compromise the integrity of ICANN's deliberative and decision-making process by inhibiting the candid exchange of ideas and communications, including internal documents, memoranda, and other similar communications to or from ICANN Directors, ICANN Directors' Advisors, ICANN staff, ICANN consultants, ICANN contractors, and ICANN agents.

- Confidential business information and/or internal policies and procedures.

Item 9(d) seeks “[a]ll documents relating to the Department of Justice, Antitrust Division’s (‘DOJ’) investigation including Verisign becoming the registry operator for .WEB, including [...] (d) communications with Verisign or NDC relating to the investigation....” ICANN organization did not engage in written communications with Verisign or NDC concerning the substance of DOJ’s investigation and therefore ICANN org does not have any documentary information responsive to this request.

Item 9(e) seeks “[a]ll documents relating to the Department of Justice, Antitrust Division’s (‘DOJ’) investigation including Verisign becoming the registry operator for .WEB, including [...] (e) internal communications relating to the investigation, including all discussions by ICANN Staff and the ICANN Board.” Documents responsive to Item 9(e) are subject to the following Nondisclosure Conditions:

- Information subject to the attorney-client, attorney work product privilege, or any other applicable privilege, or disclosure of which might prejudice any internal, governmental, or legal investigation.
- Internal information that, if disclosed, would or would be likely to compromise the integrity of ICANN's deliberative and decision-making process by inhibiting the candid exchange of ideas and communications, including internal documents, memoranda, and other similar communications to or from ICANN Directors, ICANN Directors' Advisors, ICANN staff, ICANN consultants, ICANN contractors, and ICANN agents.
- Drafts of all correspondence, reports, documents, agreements, contracts, emails, or any other forms of communication.

Item 10

Item 10 seeks “[a]ll joint defense or common interest agreements between ICANN and Verisign and/or NDC relating to the DOJ Investigation.” ICANN does not have any documentary information responsive to this request.

Public Interest in Disclosure of Information Subject to Nondisclosure Conditions

Notwithstanding the applicable Nondisclosure Conditions identified in this Response, ICANN organization has considered whether the public interest in disclosure of the information subject to these conditions at this point in time outweighs the harm that may be caused by such disclosure. ICANN org has determined that there are no current circumstances for which the public interest in disclosing the information outweighs the harm that may be caused by the requested disclosure. ICANN org will continue to review potentially responsive materials and consult with relevant third parties, as needed, to determine if additional documentary information is appropriate for disclosure under the DIDP. If it is determined that certain additional documentary information is

appropriate for public disclosure, ICANN org will supplement this DIDP Response and notify the Requestor of the supplement.

About DIDP

ICANN's DIDP is limited to requests for documentary information already in existence within ICANN that is not publicly available. In addition, the DIDP sets forth Defined Conditions of Nondisclosure. To review a copy of the DIDP, please see <http://www.icann.org/en/about/transparency/didp>. ICANN organization makes every effort to be as responsive as possible to the entirety of your Request. As part of its accountability and transparency commitments, ICANN organization continually strives to provide as much information to the community as is reasonable. ICANN organization encourages you to sign up for an account at ICANN.org, through which you can receive daily updates regarding postings to the portions of ICANN organization's website that are of interest. If you have any further inquiries, please forward them to didp@icann.org.

ATTACHMENT A

DOCUMENT DESCRIPTION	LINK
Applicant Guidebook	https://newgtlds.icann.org/en/applicants/agb/guidebook-full-04jun12-en.pdf
ICANN Auction Rules, Evaluation Processes, Etc.	https://newgtlds.icann.org/en/program-status/evaluation-panels#overview
	https://newgtlds.icann.org/en/program-status/odr
	https://newgtlds.icann.org/en/applicants/auctions
Documents Pertaining to .WEB Applications	https://newgtlds.icann.org/sites/default/files/drsp/03feb14/determination-1-1-1033-22687-en.pdf
	https://gtldresult.icann.org/applicationstatus/stringcontentionstatus:download/auctionreport/233
Materials re February 27, 2014 Board Governance Committee ("BGC") Meeting	https://www.icann.org/resources/board-material/minutes-bgc-2014-02-27-en
	https://www.icann.org/en/system/files/files/request-annex-vistaprint-06feb14-en.pdf
	https://www.icann.org/en/system/files/files/sereboff-to-bgc-24feb14-en.pdf
	https://www.icann.org/en/system/files/files/determination-vistaprint-27feb14-en.pdf
	https://www.icann.org/resources/board-material/agenda-bgc-2014-02-27-en
	https://www.icann.org/en/system/files/files/request-vistaprint-06feb14-en.pdf
Materials re October 22, 2015 Regular Meeting of the ICANN Board	https://www.icann.org/resources/board-material/resolutions-2015-10-22-en
	https://www.icann.org/resources/board-material/minutes-2015-10-22-en
	https://www.icann.org/resources/board-material/prelim-report-2015-10-22-en
	https://www.icann.org/en/system/files/bm/briefing-materials-1-redacted-22oct15-en.pdf
	https://www.icann.org/en/system/files/bm/briefing-materials-2-22oct15-en.pdf
Materials re December 2, 2015 Special Meeting of the ICANN Board	https://www.icann.org/resources/board-material/resolutions-2015-12-02-en
	https://www.icann.org/resources/board-material/minutes-2015-12-02-en
	https://www.icann.org/resources/board-material/prelim-report-2015-12-02-en
	https://www.icann.org/en/system/files/bm/briefing-materials-1-redacted-02dec15-en.pdf
	https://www.icann.org/en/system/files/bm/briefing-materials-2-redacted-02dec15-en.pdf
Materials re March 3, 2016 Regular Meeting of the ICANN Board	https://www.icann.org/resources/board-material/prelim-report-2016-03-03-en
	https://www.icann.org/en/system/files/bm/briefing-materials-1-redacted-03mar16-en.pdf
	https://www.icann.org/en/system/files/bm/briefing-materials-2-redacted-03mar16-en.pdf
	https://www.icann.org/resources/board-material/resolutions-2016-03-03-en
	https://www.icann.org/resources/board-material/minutes-2016-03-03-en
Materials re July 21, 2016 BGC Meeting	https://www.icann.org/resources/board-material/minutes-bgc-2016-07-21-en
	https://www.icann.org/en/system/files/files/reconsideration-16-9-ruby-glen-radix-request-redacted-17jul16-en.pdf
	https://www.icann.org/en/system/files/files/reconsideration-16-9-ruby-glen-radix-bgc-determination-21jul16-en.pdf
Materials re September 15, 2016 Regular Meeting of the ICANN Board	https://www.icann.org/resources/board-material/minutes-2016-09-15-en
	https://www.icann.org/resources/board-material/prelim-report-2016-09-15-en
Public Application Materials for .WEB	https://gtldresult.icann.org/applicationstatus/applicationdetails:downloadapplication/1596?t:ac=1596
	https://gtldresult.icann.org/applicationstatus/applicationdetails:downloadapplication/292?t:ac=292
	https://gtldresult.icann.org/applicationstatus/applicationdetails:downloadapplication/542?t:ac=542
	https://gtldresult.icann.org/applicationstatus/applicationdetails:downloadapplication/1561?t:ac=1561
	https://gtldresult.icann.org/applicationstatus/applicationdetails:downloadapplication/1560?t:ac=1560

	https://gtldresult.icann.org/applicationstatus/applicationdetails:downloadapplication/1053?t:ac=1053
	https://gtldresult.icann.org/applicationstatus/applicationdetails:downloadapplication/692?t:ac=692
	https://gtldresult.icann.org/applicationstatus/applicationdetails:downloadapplication/520?t:ac=520
	https://gtldresult.icann.org/applicationstatus/applicationdetails:downloadapplication/1663?t:ac=1663
.WEB/.WEBS Contention Set Status	https://gtldresult.icann.org/application-result/applicationstatus/contentionsetdiagram/233
Vistaprint Limited v. ICANN (.WEBS) IRP Materials	https://www.icann.org/resources/pages/vistaprint-v-icann-2014-06-19-en
	https://www.icann.org/en/system/files/files/vistaprint-v-icann-final-declaration-09oct15-en.pdf
	https://www.icann.org/en/system/files/files/icann-response-additional-submission-redacted-01may15-en.pdf
	https://www.icann.org/en/system/files/files/vistaprint-response-petition-new-hearing-30apr15-en.pdf
	https://www.icann.org/en/system/files/files/vistaprint-petition-new-hearing-30apr15-en.pdf
	https://www.icann.org/en/system/files/files/vistaprint-additional-submission-procedural-order-2-redacted-24apr15-en.pdf
	https://www.icann.org/en/system/files/files/vistaprint-additional-submission-reference-material-redacted-24apr15-en.pdf
	https://www.icann.org/en/system/files/files/procedural-order-2-19apr15-en.pdf
	https://www.icann.org/en/system/files/files/icann-irp-support-response-redacted-02apr15-en.pdf
	https://www.icann.org/en/system/files/files/icann-irp-response-exhibits-02apr15-en.pdf
	https://www.icann.org/en/system/files/files/vistaprint-irp-support-request-redacted-02mar15-en.pdf
	https://www.icann.org/en/system/files/files/vistaprint-irp-support-annex-redacted-02mar15-en.pdf
	https://www.icann.org/en/system/files/files/vistaprint-irp-support-reference-material-redacted-02mar15-en.pdf
	https://www.icann.org/en/system/files/files/procedural-order-1-30jan15-en.pdf
	https://www.icann.org/en/system/files/files/icann-response-irp-21jul14-en.pdf
	https://www.icann.org/en/system/files/files/vistaprint-irp-notice-11jun14-en.pdf
	https://www.icann.org/en/system/files/files/vistaprint-irp-request-11jun14-en.pdf
	https://www.icann.org/en/system/files/files/vistaprint-irp-request-annex-1-11jun14-en.pdf
	https://www.icann.org/en/system/files/files/vistaprint-irp-request-annex-11-11jun14-en.pdf
	https://www.icann.org/en/system/files/files/vistaprint-irp-reference-material-1-11jun14-en.pdf
	https://www.icann.org/en/system/files/files/vistaprint-irp-reference-material-6-11jun14-en.pdf
Auction Participation Forms (templates)	https://newgtlds.icann.org/en/applicants/auctions/bidder-form-09nov17-en.pdf
	https://newgtlds.icann.org/en/applicants/auctions/rules-indirect-contention-24feb15-en.pdf

	https://newgtlds.icann.org/en/applicants/auctions/bidder-agreement-09nov17-en.pdf
	https://newgtlds.icann.org/en/applicants/auctions/bidder-agreement-supplement-09nov17-en.pdf
	https://newgtlds.icann.org/en/applicants/auctions/bidder-designation-form-09nov17-en.pdf
Auction Result Reports	https://gtldresult.icann.org/application-result/applicationstatus/stringcontentionstatus:downloadauctionreport/16
	https://gtldresult.icann.org/application-result/applicationstatus/stringcontentionstatus:downloadauctionreport/52
	https://gtldresult.icann.org/application-result/applicationstatus/stringcontentionstatus:downloadauctionreport/82
	https://gtldresult.icann.org/application-result/applicationstatus/stringcontentionstatus:downloadauctionreport/144
	https://gtldresult.icann.org/application-result/applicationstatus/stringcontentionstatus:downloadauctionreport/214
	https://gtldresult.icann.org/application-result/applicationstatus/stringcontentionstatus:downloadauctionreport/112
	https://gtldresult.icann.org/application-result/applicationstatus/stringcontentionstatus:downloadauctionreport/28
	https://gtldresult.icann.org/application-result/applicationstatus/stringcontentionstatus:downloadauctionreport/229
	https://gtldresult.icann.org/application-result/applicationstatus/stringcontentionstatus:downloadauctionreport/109
	https://gtldresult.icann.org/application-result/applicationstatus/stringcontentionstatus:downloadauctionreport/226
	https://gtldresult.icann.org/application-result/applicationstatus/stringcontentionstatus:downloadauctionreport/20
	https://gtldresult.icann.org/application-result/applicationstatus/stringcontentionstatus:downloadauctionreport/41
	https://gtldresult.icann.org/application-result/applicationstatus/stringcontentionstatus:downloadauctionreport/233
	https://gtldresult.icann.org/application-result/applicationstatus/auctionresults
	https://gtldresult.icann.org/applicationstatus/stringcontentionstatus:downloadauctionreport/39
	https://gtldresult.icann.org/applicationstatus/stringcontentionstatus:downloadauctionreport/67
Ruby Glen v. ICANN Litigation Materials	https://www.icann.org/en/system/files/files/litigation-ruby-glen-complaint-22jul16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-ex-parte-application-tro-memo-points-authorities-22jul16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-declaration-paula-zecchini-22jul16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-declaration-jonathon-nevett-22jul16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-icann-opposition-ex-parte-application-tro-25jul16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-court-order-denying-plaintiff-ex-parte-application-tro-26jul16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-amended-complaint-08aug16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-motion-court-issue-scheduling-order-26oct16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-declaration-zacchini-26oct16-en.pdf

	<p>Notice: https://www.icann.org/en/system/files/files/litigation-ruby-glen-icann-notice-motion-dismiss-first-amended-complaint-26oct16-en.pdf</p> <p>Memorandum: https://www.icann.org/en/system/files/files/litigation-ruby-glen-icann-memorandum-point-authorities-support-motion-dismiss-first-amended-complaint-26oct16-en.pdf</p>
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-motion-court-issue-scheduling-order-26oct16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-opposition-motion-dismiss-first-amended-complaint-07nov16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-plaintiff-request-judicial-notice-support-opposition-icann-motion-dismiss-first-amended-complaint-07nov16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-icann-opposition-motion-court-issue-scheduling-order-07nov16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-icann-reply-support-motion-dismiss-first-amended-complaint-14nov16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-reply-motion-court-issue-scheduling-order-14nov16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-court-order-motion-dismiss-first-amended-complaint-28nov16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-judgment-28nov16-en.pdf
	https://www.icann.org/en/system/files/files/litigation-ruby-glen-notice-appeal-regarding-dismissal-20dec16-en.pdf
	Court filings available at https://www.pacer.gov/findcase.html
Miscellaneous Materials Submitted in Response to CID	Nielsen - ICANN Global Consumer Research - April 2015, available at: http://newgtlds.icann.org/en/reviews/cct/global-consumer-survey-29may15-en.pdf
	Nielsen - ICANN Global Consumer Research - April 2015, available at: http://newgtlds.icann.org/en/reviews/cct/global-consumer-survey-29may15-en.pdf
	Nielsen ICANN Global Registrant Survey - September 2015, available at http://newgtlds.icann.org/en/reviews/cct/global-registrant-survey-25sep15-en.pdf
	Nielsen ICANN Global Registrant Survey - September 2015, available at http://newgtlds.icann.org/en/reviews/cct/global-registrant-survey-25sep15-en.pdf
	Phase I Assessment of the Competitive Effects Associated with the New gTLD Program, available at: http://newgtlds.icann.org/en/reviews/cct/competitive-effects-phase-one-assessment-28sep15-en.pdf
	ICANN Application Process Survey November 2016 ICANN 57 Topline Presentation, publicly available at https://community.icann.org/download/attachments/56135378/2016%20ICANN%20Application%20Process%20ICANN%2057%20Topline%20v1.1.pptx?version=1&modificationDat
	ICANN Application Process Survey November 2016 ICANN 57 Topline Presentation, publicly available at https://community.icann.org/download/attachments/56135378/2016%20ICANN%20Application%20Process%20ICANN%2057%20Topline%20v1.1.pptx?version=1&modificationDat
	ICANN Announces Phase One Results from Economic Study Evaluating Competition in the Domain Name Space, available at: https://www.icann.org/news/announcement-2-2015-09-28-en
	Phase I Assessment of the Competitive Effects Associated with the New gTLD Program, by Greg Rafert and Catherine Tucker, available at: http://newgtlds.icann.org/en/reviews/cct/competitive-effects-phase-one-assessment-28sep15-en.pdf

	Economic Study on New gTLD Program's Competitive Effects: Phase II Results Available for Public Comment, available at: https://www.icann.org/news/announcement-2016-10-11-en
	Phase II Assessment of the Competitive Effects Associated with the New gTLD Program, by Greg Rafert and Catherine Tucker, available at https://newgtlds.icann.org/en/reviews/cct/competitive-effects-phase-two-assessment-11oct16-en.pdf
	ICANN Economic Study FAQs, available at https://newgtlds.icann.org/en/reviews/cct/economic-study-faqs-28sep15-en
	Competition, Consumer Trust and Consumer Choice Review Team Draft Report Website Announcement, available at: https://www.icann.org/news/announcement-2-2017-03-07-en
	Competition, Consumer Trust and Consumer Choice Review Team Draft Report (on CCTRT review of the degree to which the New gTLD Program promoted consumer trust and choice and increased competition in the Domain Name System market), available at: https://www
	December 11, 2013 Cover Email from Erik Wilbers (Director, WIPO Arbitration and Mediation Center) with WIPO Arbitration and Mediation Center End Report on Legal Rights Objection Procedure, available at https://www.icann.org/en/system/files/correspondence/
	ICANN Announces Phase One Results from Multiyear Consumer Study on the Domain Name Landscape (29 May 2015), available at http://newgtlds.icann.org/en/reviews/cct/global-consumer-survey-29may15-en.pdf
	New gTLD Registrations of Brand TLD TM Strings 10-18-16, available at https://community.icann.org/download/attachments/56135378/gTLD%20registrations.xlsx?version=1&modificationDate=1470903888000&api=v2
	Nielsen - ICANN Global Consumer Research - April 2015, available at: http://newgtlds.icann.org/en/reviews/cct/global-consumer-survey-29may15-en.pdf
	NTLDStats.com 30 May 2017 - Parking Definitions, available at https://community.icann.org/download/attachments/56135378/nTLDStats%20parking%20definitions.pdf?version=1&modificationDate=1496176684000&api=v2
	INTA New gTLD Cost Impact Survey - April 2017, available at https://community.icann.org/download/attachments/56135378/INTA%20Cost%20Impact%20Report%20revised%204-13-17%20v2.1.pdf?version=1&modificationDate=1494419285000&api=v2
	2012 Article The BIZ Top-Level Domain Ten Years Later, available at http://www.icir.org/vern/papers/dot-biz.pam12.pdf
	Nielsen Global Consumer Survey - Phase 1 Data Tables by Region, available from link at https://www.icann.org/news/announcement-2-2016-06-23-en
	ICANN Publishes Updated gTLD Marketplace Health Index, available at https://www.icann.org/news/announcement-2016-12-21-en
	gTLD Marketplace Health Index, available at https://community.icann.org/display/projgtdmarkthealth/gTLD+Marketplace+Health+Index
	ICANN gTLD Marketplace Health Index (Beta), available at https://www.icann.org/en/system/files/files/gtld-marketplace-health-index-beta-21dec16-en.pdf
	Nielsen 2016 Consumer Survey Overview, available at https://www.icann.org/news/announcement-2-2016-06-23-en
	Nielsen - ICANN Global Consumer Research - April 2015, available at: http://newgtlds.icann.org/en/reviews/cct/global-consumer-survey-29may15-en.pdf
	Nielsen 2016 Consumer Study - Guide to Data Tables, available from link at https://www.icann.org/news/announcement-2-2016-06-23-en
	Nielsen 2016 Consumer Study - Phase 2 Data Tables by Region, available from link at https://www.icann.org/news/announcement-2-2016-06-23-en
	Nielsen 2016 Consumer Study - Phase 2 Data Tables by Country Tabel 1, available from link at https://www.icann.org/news/announcement-2-2016-06-23-en

	Nielsen 2016 Consumer Study - Phase 2 Data Tables by Country Table 2, available from link at https://www.icann.org/news/announcement-2-2016-06-23-en
	Nielsen 2016 Consumer Study - Phase 2 Data Tables for Teens, available from link at https://www.icann.org/news/announcement-2-2016-06-23-en
	Nielsen 2015 Consumer Study - Phase 1 Data Tables by Region, available from link at https://www.icann.org/news/announcement-2-2016-06-23-en
	Nielsen 2015 Consumer Study - Phase 1 Data Tables by Country, available from link at https://www.icann.org/news/announcement-2-2016-06-23-en
	ICANN Economic Study FAQs, available at https://newgtlds.icann.org/en/reviews/cct/economic-study-faqs-28sep15-en
	15 Jun 2016 Update from Two-Day CCTRT Meeting in Washington - ICANN, available at https://www.icann.org/news/blog/update-from-two-day-competitionconsumer-trust-consumer-choice-review-team-meeting-in-washington
	Nielsen, ICANN Global Registrant Survey Announcement September 2015, available at https://www.icann.org/news/announcement-2015-09-25-en
	ICANN Economic Study FAQs, available at https://newgtlds.icann.org/en/reviews/cct/economic-study-faqs-28sep15-en
	Nielsen ICANN Global Registrant Survey - September 2015, available at http://newgtlds.icann.org/en/reviews/cct/global-registrant-survey-25sep15-en.pdf
	Nielsen 2015 Registrant Survey - Data Tables by Region, available from link at https://www.icann.org/news/announcement-2015-09-25-en
	Nielsen 2015 Registrant Survey Data Tables by Country, available from link at https://www.icann.org/news/announcement-2015-09-25-en
	Economic Study on New gTLD Program's Competitive Effects: Phase II Results Available for Public Comment, available at: https://www.icann.org/news/announcement-2016-10-11-en
	Nielsen 2016 Global Registrant Survey, available at https://newgtlds.icann.org/en/reviews/cct/global-registrant-survey-15sep16-en.pdf
	Nielsen 2016 Global Registrant Survey - 2015 and 2016 Data Tables by Region, available from link at https://www.icann.org/news/announcement-2-2016-09-15-en
	Nielsen 2016 Global Registrant Survey - 2015 and 2016 Data Tables by Region - Nielsen sample only, , available from link at https://www.icann.org/news/announcement-2-2016-09-15-en
	Nielsen Global Registrant Surveys - 2015 and 2016 Data Tables by Asia and Africa Countries Nielsen sample only, available from link at https://www.icann.org/news/announcement-2-2016-09-15-en
	Nielsen Global Registrant Surveys - 2015 and 2016 Data Tables by Asia and Africa Countries all, available from link at https://www.icann.org/news/announcement-2-2016-09-15-en
	Nielsen Global Registrant Surveys - 2015 and 2016 Data Tables by North America and Europe Countries Nielsen sample only, available from link at https://www.icann.org/news/announcement-2-2016-09-15-en
	Nielsen Global Registrant Surveys - 2015 and 2016 Data Tables by North America and Europe Countries all, available from link at https://www.icann.org/news/announcement-2-2016-09-15-en
	Nielsen Global Registrant Surveys - 2015 and 2016 Data Tables by South America Countries Nielsen sample only, available from link at https://www.icann.org/news/announcement-2-2016-09-15-en
	Nielsen Global Registrant Surveys - 2015 and 2016 Data Tables by South America Countries all, available from link at https://www.icann.org/news/announcement-2-2016-09-15-en
	Nielsen Global Registrant Survey 2016 - Phase 2 Non-qualified respondents data table, available from link at https://www.icann.org/news/announcement-2-2016-09-15-en
	Nielsen 2016 Global Registrant Survey - Nielsen responses to questions from CCTRT on Registrant Survey Wave 2 September 2016, available from link at https://www.icann.org/news/announcement-2-2016-09-15-en

	Nielsen Global Registrant Application Process Data Tables, available at https://community.icann.org/download/attachments/56135378/Application%20Process%20Data%20Tables-16-Dec-2016.pdf?version=1&modificationDate=1482246930000&api=v2
	ICANN Application Process Survey November 2016 ICANN 57 Topline Presentation, publicly available at https://community.icann.org/download/attachments/56135378/2016%20ICANN%20Application%20Process%20ICANN%2057%20Topline%20v1.1.pptx?version=1&modificationDate=1482246930000&api=v2
	Nielsen ICANN Application Process Survey (December 2016), available at https://community.icann.org/download/attachments/56135378/2016%20ICANN%20Application%20Process%20Report.pdf?version=1&modificationDate=1482246915000&api=v2
	Whois Registrant Identification Study, Draft Report - ICANN Overview, available at https://www.icann.org/resources/pages/whois-regid-2013-02-15-en
	Whois Registrant Identification Study - Public Comment Announcement, available at https://www.icann.org/news/announcement-2013-02-15-en
	Whois Registrant Identification Study - Comments Submitted, available at http://forum.icann.org/lists/comments-whois-regid-15feb13/
	Whois Registrant Identification Study - Report of Public Comments, available at https://www.icann.org/en/system/files/files/report-comments-whois-regid-17jun13-en.pdf
	Whois Registrant Identification Study - Revised Terms of Reference, available at http://gns0.icann.org/issues/whois/tor-whois-registrant-id-studies-20may11-en.pdf
	Whois Registrant Identification Study - Initial Report to GNSO Council, available at http://gns0.icann.org/issues/whois/whois-studies-report-for-gns0-23mar10-en.pdf
	Whois Registrant Identification Study - Rationale for Changes, available at http://gns0.icann.org/issues/whois/whois-registrant-id-study-rationale-20may11-en.pdf
	Whois Registrant Identification Study - Draft Project Summary Report, available at http://gns0.icann.org/en/issues/whois/registrator-identification-summary-06feb13-en.pdf
	New gTLD Program Reviews Overview, available at https://newgtlds.icann.org/en/reviews
	New gTLD Program Reviews FAQ, available at https://newgtlds.icann.org/en/reviews/faqs
	Trademark Clearinghouse Independent Review Announcement, available at https://www.icann.org/news/announcement-2017-02-23-en
	Trademark Clearinghouse Independent Review - Revised Report, available at https://newgtlds.icann.org/en/reviews/tmch/revised-services-review-22feb17-en.pdf
	Trademark Clearinghouse Independent Review - Draft Report Overview, available at https://www.icann.org/news/announcement-2016-07-25-en
	Trademark Clearinghouse Independent Review - Draft Report, available at https://newgtlds.icann.org/en/reviews/tmch/draft-services-review-25jul16-en.pdf
	Trademark Clearinghouse Independent Review - Redline Report, available at https://newgtlds.icann.org/en/reviews/tmch/revised-services-review-redline-22feb17-en.pdf
	Trademark Clearinghouse Independent Review - Report of Public Comments, available at https://www.icann.org/public-comments/tmch-review-2016-07-25-en
	59 - Trademark Clearinghouse Independent Review - GAC Comments on Applicant Guidebook, available at https://archive.icann.org/en/topics/new-gtlds/gac-comments-new-gtlds-26may11-en.pdf
	Trademark Clearinghouse Independent Review - Overview, available at https://newgtlds.icann.org/en/reviews/tmch
	WHOIS Generic Names Supporting Organization, available at https://gns0.icann.org/en/group-activities/other/whois

	PDP New gTLD Subsequent Procedures, available at https://gnso.icann.org/en/group-activities/active/new-gtld-subsequent-procedures
	PDP New gTLD Subsequent Procedures - Executive Summary, available at https://gnso.icann.org/en/issues/new-gtlds/deliverables-subsequent-procedures-01jun15-en.pdf
	PDP New gTLD Subsequent Procedures - Annex B-Draft Charter, available at https://gnso.icann.org/en/issues/new-gtlds/subsequent-procedures-draft-charter-01jun15-en.pdf
	Registration Directory Service RDS Review formerly WHOIS Review, available at https://www.icann.org/resources/reviews/specific-reviews/whois
	Phase 1 Assessment of the Competitive Effects Associated with the New gTLD Program - Public Comments Page, available at https://www.icann.org/public-comments/competitive-effects-assessment-2015-09-28-en
	Phase 1 Assessment of the Competitive Effects Associated with the New gTLD Program - Report of Public Comments, available at https://www.icann.org/en/system/files/files/report-comments-competitive-effects-assessment-20nov15-en.pdf
	Phase II Assessment of the Competitive Effects Associated with the New gTLD Program - Public Comments Page, available at https://www.icann.org/public-comments/competitive-effects-assessment-2016-10-11-en
	Phase II Assessment of the Competitive Effects Associated with the New gTLD Program - Report of Public Comments, available at https://www.icann.org/en/system/files/files/report-comments-competitive-effects-assessment-21dec16-en.pdf
	Analysis Group October 2016 - Responses to questions from CCTRT on Phase 2 Assessment, available at https://community.icann.org/download/attachments/56135378/QUESTIONS%20FOR%20ANALYSIS%20GROUP%20-%20Analysis%20Group%20Responses.pdf?version=1&modificationD
	CCTRT Draft Report of Recommendations For New gTLDs Available for Public Comment ICANN - Public Comments Page, available at https://www.icann.org/public-comments/cct-rt-draft-report-2017-03-07-en
	Overview of Further CCTRT Materials, available at https://community.icann.org/pages/viewpage.action?pagelD=58727456
	CCTRT Draft Report v1.1.docx, available at https://community.icann.org/download/attachments/58727456/CCTRT%20Draft%20Final%20Report%20V1.1.docx?version=1&modificationDate=1494606607000&api=v2
	CCTRT Draft Report v1.2 2017-05-22.docx, available at https://community.icann.org/download/attachments/58727456/CCTRT%20Draft%20Final%20Report%20V1.2%202017-05-22.docx?version=1&modificationDate=1495439427000&api=v2
	CCTRT Applicant Survey v.1.pdf, https://community.icann.org/download/attachments/58727456/Applicant%20Survey%20questions%20-%20DRAFT.pdf?version=1&modificationDate=1469194614000&api=v2
	CCTRT Applicant Survey v.2, available at https://community.icann.org/download/attachments/58727456/ApplicantSurveyQuestionnaire.pdf?version=1&modificationDate=1472810064000&api=v2
	CCTRT Terms of Reference, available at https://community.icann.org/download/attachments/58727379/CCTRTToRDRRAFTv6.pdf?version=1&modificationDate=1458753064411&api=v2
	CCTRT Work Plan, available at https://community.icann.org/download/attachments/58727379/DRAFT%20workplan%20v2.pdf?version=1&modificationDate=1458753104114&api=v2
	UASG Whitepaper Page, available at https://uasg.tech/whitepaper/
	UASG Whitepaper Unleashing the Power of All Domains 11 April 2017, available at https://uasg.tech/wp-content/uploads/2017/04/Unleashing-the-Power-of-All-Domains-White-Paper.pdf

	ICANN Studies, Research, and Background Materials Overview, available at https://community.icann.org/display/CCT/Studies%2C+Research%2C+and+Background+Materials
	CCT-RT Metrics Reporting Page, available at https://www.icann.org/resources/reviews/cct/metrics
	Board Resolution - Recommendations for the Collection of Metrics for the New gTLD Program to Support future AoC Review, available at https://www.icann.org/resources/board-material/resolutions-2015-02-12-en#1.e
	IAG-CCT Final Report on Metrics Recommendations for CCT Review, available at http://newgtlds.icann.org/en/reviews/cct/iag-metrics-final-recs-26sep14-en.pdf
	Revised Combined Advice from GNSO and ALAC on Metrics, available at https://community.icann.org/download/attachments/48349551/Combined%20GNSO%20and%20ALAC%20Advice%20REVISED1.pdf?version=1&modificationDate=1418865491000&api=v2
	Interim Recommendations from the IAG-CCT, available at https://community.icann.org/download/attachments/43980197/BoardRec-IAG-CCT.pdf?version=1&modificationDate=1394142033000&api=v2
	IAG-CCT Wiki, available at https://community.icann.org/display/IAG/IAG
	Board Resolution on the Collection of Benchmarking Metrics for the New gTLD Program to Support future AoC Review, available at https://www.icann.org/resources/board-material/resolutions-2014-03-27-en#2.c
	Board Resolution Evaluating Suggested GNSO and ALAC Metrics for CCT Review, available at https://www.icann.org/resources/board-material/resolutions-2013-07-18-en#2.b
	CCT Metrics Collection Memo, available at https://community.icann.org/download/attachments/56135378/Metrics_Collection_Memo.pdf?version=1&modificationDate=1455838112000&api=v2
	Remaining Metrics for Discussion, available at https://community.icann.org/download/attachments/56135378/Remaining%20metrics%20for%20discussion.pdf?version=4&modificationDate=1455928664000&api=v2
	AM Global Consulting - New gTLDs and the Global South - October 2016, available at https://community.icann.org/download/attachments/56135378/New%20gTLDs%20and%20the%20Global%20South%20--%20Understanding%20Limited%20Demand%20and%20Options%20Going%20Forward
	ICANN New gTLD Program Safeguards Against DNS Abuse - July 2016, available at https://www.icann.org/news/announcement-2016-07-18-en
	ICANN Program Implementation Reviews Report - January 2016, available at http://newgtlds.icann.org/en/reviews/implementation/draft-program-review-16sep15-en.pdf
	ICANN Program Implementation Reviews Report - Public Comments, available at https://www.icann.org/en/system/files/files/report-comments-new-gtld-draft-review-29jan16-en.pdf
	ICANN Rights Protection Mechanisms Review Report, available at http://newgtlds.icann.org/en/reviews/rpm/rpm-review-11sep15-en.pdf
	Consumer Awareness of New gTLDs - Highlights and Links from existing research, available at https://www.icann.org/en/system/files/files/report-comments-new-gtld-draft-review-29jan16-en.pdf
	Image Online Design, Inc. v. ICANN Overview, available at https://www.icann.org/resources/pages/ioid-v-icann-2012-11-02-en
	Image Online Design, Inc. v. ICANN - ICANN's Reply ISO Motion to Dismiss Complaint, available at https://www.icann.org/en/news/litigation/ioid-v-icann/icann-reply-memo-support-14jan13-en.pdf
	Image Online Design, Inc. v. ICANN - Order Granting ICANN's Motion to Dismiss Complaint, available at https://www.icann.org/en/news/litigation/ioid-v-icann/order-granting-motion-dismiss-07feb13-en.pdf
	Image Online Design, Inc. v. ICANN - Complaint, available at https://www.icann.org/en/news/litigation/ioid-v-icann/complaint-17oct12-en.pdf

	Image Online Design, Inc. v. ICANN - Stipulation to Extend Time to Respond to Complaint, available at https://www.icann.org/en/news/litigation/iod-v-icann/stipulation-extend-response-time-30oct12-en.pdf
	Image Online Design, Inc. v. ICANN - Defendant ICANN's Notice of Pendency of Other Actions or Proceedings, available at https://www.icann.org/en/news/litigation/iod-v-icann/icann-notice-of-pendency-07dec12-en.pdf
	Image Online Design, Inc. v. ICANN - Defendant ICANN's Notice of Related Cases, available at https://www.icann.org/en/news/litigation/iod-v-icann/icann-notice-of-related-cases-07dec12-en.pdf
	Image Online Design, Inc. v. ICANN - Defendant ICANN's RJN ISO Motion to Dismiss Complaint, available at https://www.icann.org/en/news/litigation/iod-v-icann/icann-request-for-judicial-notice-07dec12-en.pdf
	Image Online Design, Inc. v. ICANN - Memo PAs ISO ICANN's Motion to Dismiss, available at https://www.icann.org/en/news/litigation/iod-v-icann/memo-points-and-authorities-07dec12-en.pdf
	Image Online Design, Inc. v. ICANN - Defendant ICANN's Notice of Motion and Motion to Dismiss Complaint, available at https://www.icann.org/en/news/litigation/iod-v-icann/icann-notice-of-motion-07dec12-en.pdf
	Image Online Design, Inc. v. ICANN - Plaintiff's Memo PAs in Opposition to Motion to Dismiss, available at https://www.icann.org/en/news/litigation/iod-v-icann/memo-points-authorities-opposition-07jan13-en.pdf
	GAC Top 30 Category 1 Strings with Public Interest Commitments.xlsx, available at https://community.icann.org/download/attachments/56135378/Top%2030_GAC%20Category%201%20String_PICs.xlsx?version=1&modificationDate=1468407825000&api=v2
	LAC TLD Registration Data and market shares - March 2017.xlsx, available at https://community.icann.org/download/attachments/56135378/LAC%20registration%20data%20%2B%20market%20shares.xlsx?version=1&modificationDate=1490741716000&api=v2
	gTLD registrations spreadsheet.xlsx, available at https://community.icann.org/download/attachments/56135378/gTLD%20registrations.xlsx?version=1&modificationDate=1470903888000&api=v2
	New gTLD registrations available in COM.xlsx, available at https://community.icann.org/download/attachments/56135378/Registrations_not_in_com_201604_sld%2BgTld.xlsx?version=1&modificationDate=1473415974000&api=v2
	Basic Market Share Calculations (Project 1) - 8.25.2016.xlsx, available at https://community.icann.org/download/attachments/56135378/Basic%20Market%20Share%20Calculations%20%28Project%201%29%20-%208.25.2016.xlsx?version=2&modificationDate=1481305806000&ap
	Basic Registry Market Structure Calculations (Project 2) - 9.7.2016.xlsx, available at https://community.icann.org/download/attachments/56135378/Basic%20Registry%20Market%20Structure%20Calculations%20%28Project%202%29%20-%209.7.2016.xlsx?version=1&modific
	gTLD Registry Price Analysis (Project 3) - 8.25.2016.xlsx, available at https://community.icann.org/download/attachments/56135378/gTLD%20Registry%20Price%20Analysis%20%28Project%203%29%20-%208.25.2016.xlsx?version=2&modificationDate=1481305838000&api=v2
	Registrar Competition within Registries (Project 4) - 9.11.2016.xlsx, available at https://community.icann.org/download/attachments/56135378/Registrar%20Competition%20within%20Registries%20%28Project%204%29%20-%209.11.2016.xlsx?version=1&modificationDate=

	Registry Market Segmentation Analysis (Project 5) - 8.25.2016.xlsx, available at https://community.icann.org/download/attachments/56135378/Registry%20Market%20Segmentation%20Analysis%20%28Project%29_8.25.2016.xlsx?version=2&modificationDate=1481305874000
	Registrar Count Analyses (Project 6) - 9.30.2016.xlsx, available at https://community.icann.org/download/attachments/56135378/Registrar%20Count%20Analyses%20%28Project%206%29%20-%209.30.2016.xlsx?version=1&modificationDate=1481305890000&api=v2
	Existing registrations in COM against new gTLDs.xlsx, available at https://community.icann.org/download/attachments/56135378/Existing%20registrations%20in%20COM%20against%20new%20gTLDs.xlsx?version=1&modificationDate=1481532918000&api=v2
	Registry Service Providers (RSPs) by gTLD Registrations.xlsx, available at https://community.icann.org/download/attachments/56135378/RSPs%20by%20gTLD%20registrations.xlsx?version=1&modificationDate=1475154686000&api=v2
	Registry Service Providers by Jurisdiction and ICANN Regions (24 May 2017).xlsx, available at https://community.icann.org/download/attachments/56135378/RSP%20Geographic%20Regions%20%28May%202017%29.xlsx?version=1&modificationDate=1495650697000&api=v2
	List of Registry Agreement assignments.xlsx, available at https://community.icann.org/download/attachments/56135378/List%20of%20Assignments.xlsx?version=1&modificationDate=1477044215000&api=v2
	NLDStats.com 3 March 2017 - Parking Analysis of Legacy gTLDs.xlsx, available at https://community.icann.org/download/attachments/56135378/ICANN%20Parking%20Check.xlsx?version=1&modificationDate=1488820496000&api=v2
	LAC Concentration Ratios and HHIs.xlsx, available at https://community.icann.org/download/attachments/56135378/LAC%20registration%20data.xlsx?version=1&modificationDate=1490602871000&api=v2
	PDP New gTLD Subsequent Procedures - Annex A-Issues Matrix.xls, available at https://gnso.icann.org/en/issues/new-gtlds/subsequent-procedures-issues-matrix-01jun15-en.xls
	Analysis Group Phase II Assessment October 2016 - Registry market segmentation analysis.xlsx, available at https://community.icann.org/download/attachments/56135378/Registry%20Market%20Segmentation%20Analysis%20%28Project%29_8.28.2016.xlsx?version=1&modificationDate=1477044215000&api=v2
	DomainWire Global TLD Stat Report, available at link https://www.centri.org/library/library/statistics-report/domainwire-global-tld-report-2016-4.html (referred by Russ Weinstein)
	Competition, Consumer Trust and Consumer Choice Review Website (with overview of other materials), available at: https://newgtlds.icann.org/en/reviews/cct
	Information regarding the Competition, Consumer Trust and Consumer Choice Review Team (CCT-RT) members, available at https://www.icann.org/news/announcement-2-2015-12-23-en