



The Internet Corporation for Assigned Names and Numbers

10 October 2014

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE, AND COURIER

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**RE: NOTICE OF BREACH OF REGISTRAR ACCREDITATION AGREEMENT**

Dear Mr. Buyuk,

Please be advised that as of 10 October 2014, FBS Inc. ("FBS") is in breach of its Registrar Accreditation Agreement ("RAA") with the Internet Corporation for Assigned Names and Numbers ("ICANN") dated 29 January 2014 ("RAA"). This breach results from:

1. FBS's failure to maintain and make available registration data and records available upon request by ICANN, as required by Sections 3.4.2 and 3.4.3 of the RAA.

Please refer to the attachment for details regarding this breach.

In addition, FBS has been deemed noncompliant in the following areas:

1. Failure to provide a link to ICANN's Registrant Educational Information webpage, as required by Section 3.16 of the RAA;
2. Failure to publish the full name and position of all officers of the registrar on FBS' website, as required by Section 3.17 and the Registrar Information Specification ("RIS") of the RAA;
3. Failure to publish an email address to receive abuse reports on the home page of FBS' website, as required by Section 3.18 of the RAA;

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4. Failure to display the correct ICANN logo on FBS' website, as required by the Logo License Appendix of the RAA; and
5. Failure to timely pay past due accreditation fees in the amount of \$23,461.72, as required by Section 3.9 of the RAA.

ICANN requests that FBS cure the breaches by 31 October 2014, 21 calendar days from the date of this letter, by taking the following actions:

1. Provide all registration records and data concerning the domain <hileevreni.com>. This includes copies of FBS's correspondence with the registrant (including dates, times, means of inquiries and telephone numbers, e-mail addresses, and postal addresses used);
2. Clearly display a link to ICANN's Registrant Educational Information webpage on FBS' website;
3. Publish on FBS' website the full name and position of all officers of FBS;
4. Publish an email address to receive abuse reports on the home page of FBS' website;
5. Clearly display a link to renewal fees, post-expiration renewal fees (if different) and redemption/restore fees on FBS' website and provide a link to the renewal fees, post-expiration renewal fees (if different) and redemption/restore fees in the FBS registration agreement;
6. Provide a description of methods used to deliver pre- and post-expiration notifications on FBS' website, and include a description of its notification methods or a link to the applicable page(s) on its website where this information is available in FBS' registration agreements;
7. Display the correct ICANN logo on FBS' website; and
8. Pay all past and currently due accreditation fees of \$24,461.72.

If FBS fails to timely cure the breaches and provide the information requested by 31 October 2014, ICANN may commence the RAA termination process.



Abdullah Buyuk  
FBS Inc.

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If you have questions or require assistance, please contact Owen Smigelski at [owen.smigelski@icann.org](mailto:owen.smigelski@icann.org).

Sincerely,

A handwritten signature in blue ink that reads "Maguy Serad". The signature is fluid and cursive, with the first letters of each word being capitalized and prominent.

Maguy Serad  
Vice President  
Contractual Compliance

Cc: John O. Jeffrey, General Counsel and Secretary



## ATTACHMENT

### Failure to retain registered name holder and registration data and failure to make such data available for inspection and copying

Sections 3.4.2 and 3.4.3 of the RAA require registrars to maintain registered name holder ("RNH") and registration data, and to make those records available to ICANN upon reasonable notice. FBS' failure to provide the requested registration records and data related to the compliance notices detailed in the chronology below is a breach of Sections 3.4.2 and 3.4.3 of the RAA.

### Failure to display a link to ICANN's Registrant Education Information Webpage

Section 3.16 of the RAA requires registrars to clearly display a link on its website to ICANN's Registrant Educational Information webpage. FBS' failure to provide a link to ICANN's Registrant Educational Information webpage on its website is a breach of Section 3.16 of the RAA.

### Failure to publish the full name and position of all officers on registrar's website

Section 3.17 of the RAA requires registrars to provide to ICANN and maintain accurate and current information as specified in the RIS of the RAA. In addition, a registrar must publish on each website through which it provides or offers registrar services, the information specified in the RIS as requiring publication. FBS' failure to publish the full name and position of all its officers on its website is a breach of Section 3.17 of the RAA.

### Failure to publish an email address to receive reports of abuse

Section 3.18 of the RAA requires registrars to publish an email address to receive abuse reports on the home page of their websites. FBS' failure to publish an email address on the home page of its website to receive abuse reports is a breach of Section 3.18 of the RAA.

### Failure to clearly display a link to renewal fees, post-expiration renewal fees (if different) and redemption/restore fees on registrar's website

Section 4.1 of the ERRP requires registrars to make their renewal fees, post-expiration renewal fees (if different) and redemption/restore fees reasonably available to RNHs and prospective RNHs at the time of registration of a gTLD name. At a minimum, these fees must be clearly displayed on the registrar's website and a link to these fees must be included in the registrar's registration agreements. FBS' failure to provide a link or clearly display these fees is a breach of Section 4.1 of the ERRP.



Failure to describe on its websites (if used) the methods used to deliver pre- and post-expiration notifications.

Section 4.2 of the ERRP requires registrars to describe on their websites (if used), and include a description of their notification methods or a link to the applicable page(s) on their website where this information is available in their registration agreements, the methods used to deliver pre- and post-expiration notifications for renewal of domain registrations. FBS' failure to describe these notifications on the website and in its registration agreement is a breach of Section 4.2 of the ERRP.

Failure to display the correct ICANN-Accredited Registrar logo

The Logo License Appendix of the RAA requires registrars, if displaying the ICANN-Accredited Registrar Logo, to use the logo displayed in the appendix. FBS' use of a modified version of the ICANN-Accredited Registrar Logo is a breach of the Logo License Appendix of the RAA.

Failure to pay accreditation fees

Section 3.9 of the RAA requires registrars to timely pay accreditation fees to ICANN, consisting of yearly and variable fees. FBS owes ICANN \$23,461.72 in past due accreditation fees, in breach of Section 3.9 of the RAA. FBS additionally owes \$1,000 in currently due accreditation fees, due 30 October 2014.

**Chronology:**

Date of Notice	Deadline for Response	Details
5-Sep-2014	12-Sep-2014	ICANN sent 1st compliance notice via email to <a href="mailto:dispute@fbs.com.tr">dispute@fbs.com.tr</a> . No response received from Registrar.
16-Sep-2014	23-Sep-2014	ICANN sent 2nd compliance notice via email to <a href="mailto:dispute@fbs.com.tr">dispute@fbs.com.tr</a> . No response received from Registrar.
18-Sep-2014	N/A	ICANN called Primary Contact at +90 216 329 9393. Primary Contact was unavailable. ICANN provided Registrar representative with complaint

Date of Notice	Deadline for Response	Details
		details.
25-Sep-2014	2-Oct-2014	ICANN sent 3rd compliance notice via email to <a href="mailto:dispute@fbs.com.tr">dispute@fbs.com.tr</a> and <a href="mailto:abuyuk@fbs.com.tr">abuyuk@fbs.com.tr</a> .
25-Sep-2014	N/A	ICANN faxed 3rd compliance notice to +90 216 329 2333. Fax successful.
26-Sep-2014	N/A	ICANN called Primary Contact at +90 216 329 9393. Primary Contact was unavailable. ICANN provided Registrar representative with complaint details.
26-Sep-2014	N/A	Email from Registrar ( <a href="mailto:kadriye.islemecioglu@isimtescil.net">kadriye.islemecioglu@isimtescil.net</a> ) insufficient to demonstrate compliance.
26-Sep-2014	2-Oct-2014	ICANN sent follow up notice via email to <a href="mailto:dispute@fbs.com.tr">dispute@fbs.com.tr</a> and <a href="mailto:abuyuk@fbs.com.tr">abuyuk@fbs.com.tr</a> specifying remaining deficiencies. No response received from the Registrar.
3-Oct-2014	N/A	ICANN conducted compliance check to determine other areas of noncompliance.
10-Oct-2014	N/A	To date, the Registrar has not responded to ICANN with the requested information and documentation.