



23 April 2013

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE AND COURIER

Mr. David Graff  
Basic Fusion, Inc. (IANA# 813)  
512 7th Ave.  
New York NY 10018  
United States

E-mail: [david.graff@theepicmediagroup.com](mailto:david.graff@theepicmediagroup.com)  
Fax Number: 1-888-666-3120

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

Dear Mr. Graff,

Please be advised that as of 23 April 2013, Basic Fusion, Inc. ("Basic Fusion") is in breach of its Registrar Accreditation Agreement ("RAA") with the Internet Corporation for Assigned Names and Numbers ("ICANN") dated 23 September 2009 ("RAA"). This breach results from:

- Failure to pay past due accreditation fees pursuant to Section 3.9 of the RAA.

In addition, Basic Fusion has been deemed non-compliant in the following area:

- Failure to give ICANN written notice within 30 days of any change to Registrar's contact information, as required by Section 5.11 of the RAA.

Please refer to the attachment for details regarding these breaches. ICANN requests that Basic Fusion cure these breaches by 14 May 2013, 15 working days from the date of this letter, by taking the following actions:

1. Pay all past due accreditation fees in the amount of \$5,091.59. Please see the enclosed customer statement for details; and
2. Provide written notice to ICANN of changes to Basic Fusion's contact information.

Washington, DC	1101 New York Avenue, NW, Suite 930	Washington, DC 20005	USA	T +1 202 570 7240	F +1 202 789 0104
Los Angeles	12025 Waterfront Drive, Suite 300	Los Angeles, CA 90994	USA	T +1 310 823 9358	F +1 310 823 8649
Brussels	6 Rond Point Schuman, Bt. 5	B-1040 Brussels	BELGIUM	T +32 2 234 7870	F +32 2 234 7848
Sydney	Level 2, 48 Hunter Street	Sydney NSW 2000	AUSTRALIA	T +61 2 8236 7900	F +61 2 8236 7913



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If Basic Fusion fails to timely cure these breaches and provide the information requested by 14 May 2013, ICANN may commence the RAA termination process.

If you have questions or require assistance, please contact Stacy Burnette at [stacy.burnette@icann.org](mailto:stacy.burnette@icann.org).

Sincerely,

A handwritten signature in blue ink, appearing to read "M Serad".

Maguy Serad  
Vice President  
Contractual Compliance

Cc: John O. Jeffrey, General Counsel and Secretary

Enclosure: Customer Statement



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## ATTACHMENT

### 1. 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. Basic Fusion currently owes ICANN \$\$5,091.59 in past due accreditation fees.

Basic Fusion failed to comply with its obligation to timely pay accreditation fees and this failure constitutes a breach of Section 3.9 of the RAA.

### 2. Failure to Update Contact Information

Section 5.11 of the RAA requires Basic Fusion to notify ICANN within thirty (30) days of any change to its contact information.

ICANN's recent attempts to notify Basic Fusion using the facsimile and telephone numbers listed in ICANN's records were unsuccessful. Basic Fusion's failure to notify ICANN of its new contact information constitutes a breach of Section 5.11 of the RAA.

## Chronology

Date of Notice	Deadline for Response	Details
14-Nov-12 10-Jan-13	Within 30 days	Notices regarding Basic Fusion's past due accreditation fees, including detailed customer statements, were transmitted by ICANN's Finance department.



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Date of Notice	Deadline for Response	Details
13-Feb-13	20-Feb-13	ICANN sent first Compliance notice via e-mail to <a href="mailto:david.graff@theepicmediagroup.com">david.graff@theepicmediagroup.com</a> . Registrar did not respond.
22-Feb-13	1-Mar-13	ICANN sent second Compliance notice via e-mail to <a href="mailto:david.graff@theepicmediagroup.com">david.graff@theepicmediagroup.com</a> . Registrar did not respond.
4-Mar-13	11-Mar-13	ICANN sent third Compliance notice via e-mail to <a href="mailto:david.graff@theepicmediagroup.com">david.graff@theepicmediagroup.com</a> . and attempted to send it via fax at + 1 888 666 3120, receiving from the latter a "communication error". Registrar did not respond.
7-Mar-13	N/A	ICANN attempted contacting registrar via the only telephone number listed in Radar +1 646 943 7188. An automated message stated that the telephone number was no longer in service.