



The Internet Corporation for Assigned Names and Numbers

18 January 2013

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE AND COURIER

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RE: NOTICE OF BREACH OF REGISTRAR ACCREDITATION AGREEMENT

Dear Mr. Jeske,

Please be advised that as of 18 January 2013, Cheapies.com Inc. ("Cheapies.com") is in breach of its Registrar Accreditation Agreement ("RAA") with the Internet Corporation for Assigned Names and Numbers ("ICANN") dated 15 February 2011 ("RAA"). These breaches result from:

1. Cheapies.com's failure to make available to ICANN copies of any written communications between Cheapies.com and the Registered Name Holders concerning the domain names <xinglongxing.com>, <xlxmail.com>, <mailxlx.com>, and <royalcitycommunitychurch.org>, pursuant to Section 3.4.3 of the RAA;
2. Cheapies.com's failure to provide the Registered Name Holder a reasonable opportunity and ability to unlock the domain names <xinglongxing.com>, <xlxmail.com>, and <mailxlx.com> prior to the Transfer Request, as required by Section 3 of the Inter-Registrar Transfer Policy ("IRTP"); and



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3. Cheapies.com's failure to provide the Registered Name Holder the "AuthInfo" code within 5 calendar days concerning the domain name <royalcitycommunitychurch.org>, as required by Section 5 of the IRTTP.

Please refer to the attachment for details regarding these breaches.

Additional Considerations

ICANN notes that Cheapies.com received a Notice of Breach from ICANN dated 11 January 2013 regarding the failure of Cheapies.com to timely respond to audit notices and to timely pay accreditation fees. To date, Cheapies.com has not contacted ICANN Contractual Compliance regarding that Notice. The facsimile and courier copies of the 11 January 2013 Notice sent to the Primary Contact for Cheapies.com (as listed in RADAR) were undeliverable.

ICANN requests that Cheapies.com cure the breaches by 8 February 2013, 15 working days from the date of this letter, by taking the following actions:

1. Provide copies of all written communications between Cheapies.com and the Registered Name Holders, including a copy of the registration agreement entered between Cheapies.com and the Registered Name Holders; and records of the account of the Registered Name Holders with Cheapies.com for the domain names <xinglongxing.com>, <xlxmail.com>, <mailxlx.com>, and <royalcitycommunitychurch.org> pursuant to Section 3.4.3 of the RAA;
2. Unlock (or provide the Registered Name Holder the ability to unlock) the domain names <xinglongxing.com>, <xlxmail.com>, and <mailxlx.com>;
3. Provide the Registered Name Holder the "Authinfo" code for <royalcitycommunitychurch.org>; and
4. Provide ICANN with documentation sufficient to demonstrate Cheapies.com has made reasonable efforts to inform Registered Name Holders of, and provide access to, the published documentation of the specific transfer process employed by Cheapies.com.



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5. Provide ICANN with a primary contact update form duly completed and signed.

If Cheapies.com fails to timely cure the breaches and provide the information requested, ICANN may commence the termination process.

If you have questions or require assistance, please contact Owen Smigelski at owen.smigelski@icann.org.

Sincerely,

A handwritten signature in blue ink, appearing to read "M Serad". The signature is fluid and cursive, with the first letter "M" being particularly large and stylized.

Maguy Serad
Vice President
Contractual Compliance

Cc: John O. Jeffrey, General Counsel and Secretary



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ATTACHMENT

Failure to Make Records Relating to Registered Name Holders Available to ICANN

Section 3.4.2 of the RAA requires Cheapies.com to maintain registration data and records relating to its dealings with Registered Name Holders and with the Registry Operator(s) for every domain name under Cheapies.com's management. Section 3.4.3 of the RAA requires Cheapies.com to make these records and data available to ICANN upon reasonable notice.

As detailed in the chronology below, ICANN sent four notices to Cheapies.com requesting registration data and records for the domains <xinglongxing.com>, <xlxmail.com>, and <mailxlx.com>; and sent three notices to Cheapies.com requesting registration data and records for the domain <royalcitycommunitychurch.org>. To date, Cheapies.com has not provided these documents.

Failure to Unlock Domain Name or Allow Registered Name Holder to Unlock Domain Name

Section 3 of the IRTP provides that a registrar may not deny a requested change of registrar of a domain name in Registrar Lock Status, unless the Registered Name Holder is provided with the reasonable opportunity and ability to unlock the domain name prior to the Transfer Request.

As detailed in the chronology below, ICANN requested that Cheapies.com confirm that it provided the RNH with reasonable opportunity to unlock the domain names. To date, Cheapies.com has not responded to this request.



Failure to Provide "AuthInfo" Code to Registered Name Holder Within Five Calendar Days

Section 5 of the IRTP requires that a registrar must provide the Registered Name Holder with the unique "AuthInfo" code within five (5) calendar days of the Registered Name Holder's initial request if the Registrar does not provide facilities for the Registered Name Holder to generate and manage their own unique "AuthInfo" code.

As detailed in the chronology below, ICANN requested that Cheapies.com provide documentation regarding the "AuthInfo" code for the domain <royalcitycommunitychurch.org>. To date, Cheapies.com has not provided these documents.

Chronology:

Ticket for domain names <xinglongxing.com>, <xlxmail.com>, and <mailxlx.com>

Date of Notice	Deadline for Response	Details
28-Aug-12	5-Sep-12	ICANN sent first compliance notice via e-mail to chris@cheapies.com regarding domain names <xinglongxing.com>, <xlxmail.com>, and <mailxlx.com>. Registrar did not respond.
5-Sep-12	12-Sep-12	ICANN sent second compliance notice via e-mail to chris@cheapies.com regarding domain names <xinglongxing.com>, <xlxmail.com>, and <mailxlx.com>. Registrar did not respond.
12-Sep-12	N/A	ICANN contacted registrar via telephone at +1-866-707-7633. Left a voice message.
13-Sep-12	20-Sep-12	ICANN sent third compliance notice via e-mail to chris@cheapies.com and via fax at +1-905-668-5080 regarding domain names <xinglongxing.com>, <xlxmail.com>, and <mailxlx.com>.



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Date of Notice	Deadline for Response	Details
24-Sep-12	N/A	ICANN contacted registrar via telephone at +1-866-707-7633. Left a voice message.
25-Sep-12	N/A	Registrar replied stating that the AuthInfo code had been sent to the Registered Name Holder (RNH) on 7 September 2012, but failed to provide evidence to support such affirmation. Registrar stated that the domain names <xinglongxing.com>, <xlxmail.com>, and <mailxlx.com> were unlocked.
25-Sep-12	27-Sep-12	ICANN sent an informal communication via e-mail to chris@cheapies.com regarding domain names <xinglongxing.com>, <xlxmail.com>, and <mailxlx.com>. Registrar did not respond.
8-Jan-13	11-Jan-13	ICANN sent a final informal communication via e-mail to chris@cheapies.com requesting documents and confirmation that RNH was provided reasonable opportunity to unlock the domains domain names <xinglongxing.com>, <xlxmail.com>, and <mailxlx.com>. Registrar did not respond.

Ticket for domain name <royalcitycommunitychurch.org>

Date of Notice	Deadline for Response	Details
28-Nov-12	5-Dec-12	ICANN sent first compliance notice via e-mail to chris@cheapies.com regarding the domain name <royalcitycommunitychurch.org>. Registrar did not respond.



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Date of Notice	Deadline for Response	Details
5-Dec-12	12-Dec-12	ICANN sent second compliance notice via e-mail to chris@cheapies.com regarding the domain name <royalcitycommunitychurch.org>. Registrar did not respond.
5-Dec-12	N/A	ICANN contacted registrar via telephone at +1-866-707-7633. Left a voice message.
12-Dec-12	19-Dec-12	ICANN sent third compliance notice via e-mail to chris@cheapies.com and attempted (receiving a 'busy' response) 4 times to send it via fax at +1-905-668-5080 regarding the domain name <royalcitycommunitychurch.org>. Registrar did not respond.
13-Dec-12	N/A	ICANN contacted registrar via telephone at +1-866-707-7633. Left a voice message.