



The Internet Corporation for Assigned Names and Numbers

10 June 2013

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE AND COURIER

Kim Story  
Pacnames Ltd (IANA# 103)  
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Parnell Auckland 1052  
New Zealand

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

Dear Ms. Story,

Please be advised that as of 10 June 2013, Pacnames Ltd (“Pacnames”) is in breach of its Registrar Accreditation Agreement (“RAA”) with the Internet Corporation for Assigned Names and Numbers (“ICANN”) dated 26 February 2012 (“RAA”). These breaches result from:

- Registrar’s failure to maintain registration records as required by Section 3.4.2 of the RAA;
- Registrar’s failure to make available to ICANN copies of written communications between Pacnames and the Registered Name Holder concerning the domain name <animeinfo.net>, pursuant to Section 3.4.3 of the RAA; and
- Registrar’s failure to provide the AuthInfo code within 5 calendar days, concerning the domain name <animeinfo.net >, Section 5 of the IRTP.

In addition, Pacnames has been deemed noncompliant in the following area:

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

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Please refer to the attachment for details regarding these breaches. ICANN requests that Pacnames cure these breaches by 1 July 2013, 15 working days from the date of this letter, by taking the following actions:

1. Provide copies of all written communications between Pacnames and the Registered Name Holder for the domain name <animeinfo.net>, pursuant to Section 3.4.3;
2. Provide the AuthInfo code to the Registered Name Holder of the domain name <animeinfo.net> pursuant to Section 5 of the IRTP; or provide ICANN with a detailed and valid explanation why the code was not and will not be provided; and
3. Pay all past due accreditation fees in the amount of \$1000.00. Please see the enclosed customer statement for details.

If Pacnames fails to timely cure these breaches and provide the information requested by 1 July 2013, ICANN may commence the RAA termination process.

If you have questions or require assistance, please contact Sumi Lee at [Sumi.Lee@icann.org](mailto:Sumi.Lee@icann.org).

Sincerely,

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

Maguy Serad  
Vice President  
Contractual Compliance

c: John O. Jeffrey, General Counsel and Secretary

Enclosure: Customer Statement



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## ATTACHMENT

### 1. Failure to Retain Registered Name Holder and Registration Data and Failure to Make Such Data Available for Inspection and Copying

Section 3.4 of the RAA requires registrars to maintain Registered Name Holder and registration data and make those records available to ICANN upon reasonable notice.

ICANN requested that Pacnames provide copies of any written communications between Pacnames and the Registered Name Holder concerning the domain name <animeinfo.net >. Pacnames' repeated failure to provide ICANN with the requested written communications between Pacnames and the Registered Name Holder constitutes a breach of Sections 4.3.2 and 3.4.3 of the RAA.

### 2. Failure to Provide AuthInfo Code within 5 Calendar Days

Paragraph 5 of the IRTP requires Pacnames to provide the Registered Name Holder with the unique AuthInfo code within five (5) calendar days of the Registered Name Holder's initial request. Pacnames' failure to provide the AuthInfo code within five (5) days of the Registered Name Holder's request concerning the domain name <animaeinfo.net > constitutes a breach of Section 5 of the IRTP.

### 3. 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. Pacnames currently owes ICANN \$1,000.00 in past due accreditation fees.

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



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### Chronology

Date of Notice	Deadline for Response	Details
23-Apr-13	30-Apr-13	ICANN sent 1st Compliance notice via e-mail to <a href="mailto:kim.story@pacnames.com">kim.story@pacnames.com</a> . Registrar did not respond.
1-May-13	8-May-13	ICANN sent 2nd Compliance notice via e-mail to <a href="mailto:kim.story@pacnames.com">kim.story@pacnames.com</a> . Registrar did not respond.
1-May-13	N/A	ICANN attempted contacting the Primary Contact at +1 303 302 1400. However, the line was unavailable. ICANN telephoned the Registrar at +64 9 353 1480 (Public, Transfer, Corporate, TEAC and Billing Contact number) and left a detailed voice-mail. Registrar did not respond.
16-May-13	23-May-13	ICANN sent 3rd Compliance notice via email to <a href="mailto:kim.story@pacnames.com">kim.story@pacnames.com</a> and via fax at +64 9 353 1429 and +1 303 278 8809, receiving from the latter a "busy message". Registrar did not respond.
20-May-13	N/A	ICANN attempted contacting the Primary Contact at +1 303 302 1400. However, the line was unavailable. ICANN telephoned the Registrar at +64 9 353 1480 (Public, Transfer, Corporate, TEAC and Billing Contact number). Left a detailed voice-mail. Registrar did not respond.