



The Internet Corporation for Assigned Names and Numbers

**TRANSMITTED VIA FACSIMILE, ELECTRONIC MAIL & COURIER SERVICE**

2 April 2010

Mr. João Fernando Malinardi  
Internet Group do Brasil, SA (GURID 1380)  
Rua Amauri, 299 Itaim Bibi  
São Paulo SP 01448-901  
Brazil

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

Dear Mr. Malinardi:

Be advised that as of 2 April 2010, Internet Group do Brasil, S.A. ("IG Brasil") is in breach of the Internet Corporation for Assigned Names and Numbers' Registrar Accreditation Agreement ("RAA"). This breach results from IG Brasil's failure to provide public access to data on registered names, pursuant to section 3.3 of the RAA. Should IG Brasil fail to cure this breach within 15 working days, ICANN may commence the termination process as set forth in section 5.3.4 of the RAA.

Failure to Provide Public Access to Data on Registered Names

Section 3.3 of the RAA requires IG Brasil to, "provide an interactive web page and a port 43 Whois service providing free public query-based access to up-to-date (i.e., updated at least daily) data concerning all active Registered Names sponsored by Registrar for each TLD in which it is accredited. The data accessible shall consist of elements that are designated from time to time according to an ICANN adopted specification or policy. Until ICANN otherwise specifies by means of an ICANN adopted specification or policy, this data shall consist of the following elements as contained in Registrar's database:

- 3.3.1.1 The name of the Registered Name;
- 3.3.1.2 The names of the primary nameserver and secondary nameserver(s) for the Registered Name;
- 3.3.1.3 The identity of Registrar (which may be provided through Registrar's website);
- 3.3.1.4 The original creation date of the registration;

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- 3.3.1.5 The expiration date of the registration;
- 3.3.1.6 The name and postal address of the Registered Name Holder;
- 3.3.1.7 The name, postal address, e-mail address, voice telephone number, and (where available) fax number of the technical contact for the Registered Name; and
- 3.3.1.8 The name, postal address, e-mail address, voice telephone number, and (where available) fax number of the administrative contact for the Registered Name.”

To date, IG Brasil has failed to comply with its obligation pursuant to section 3.3 of the RAA by not providing public access to data on registered names.

ICANN provided notice to you on 6 August 2009 of the unavailability of public access to data on registered names. More recently, ICANN notified you on 15 March 2010, and you confirmed, that IG Brasil’s Whois server was unavailable. ICANN attempted to access IG Brasil’s web-based and port 43 Whois services several times over the past eight weeks, including an attempt today. ICANN’s attempts have been unsuccessful. IG Brasil’s web page does not provide an interactive Whois service and its port 43 Whois service is not functional. In addition, members of the community have complained to ICANN of their inability to access data on domain names registered with IG Brasil through IG Brasil’s Whois server. IG Brasil’s failure to provide web-based and port 43 Whois services is a violation of Section 3.3 of the RAA.

As previously stated, ICANN may terminate the RAA before its expiration if a registrar fails to cure any breach of the agreement within 15 working days after ICANN gives the registrar notice of breach, pursuant to Section 5.3.4. Should IG Brasil fail to cure the breach cited herein by 23 April 2010, ICANN may commence the termination process.

ICANN specifically reserves the right to pursue any and all other breaches in addition to the breach mentioned above, and nothing herein shall be deemed a waiver of that right. Please contact me at (310) 301-3860 to commence discussions regarding IG Brasil’s intentions.

Very truly yours,

A handwritten signature in blue ink that reads "Stacy Burnette".

Stacy Burnette,  
Director, Contractual Compliance  
stacy.burnette@icann.org