

**COOPERATIVE ENGAGEMENT AND INDEPENDENT REVIEW PROCESSES  
STATUS UPDATE – 4 MARCH 2020**

**ACTIVE COOPERATIVE ENGAGEMENT PROCESS (CEP) PROCEEDINGS<sup>1</sup>**

<b>Request Date</b>	<b>Requestor(s)</b>	<b>Subject Matter(s)</b>
17-Feb-2014	GCCIX, W.L.L.	.GCC
20-Jan-2015	Asia Green IT System Ltd.	.PERSIANGULF
19-Oct-2018	Asia Green IT System Ltd.	.HALAL .ISLAM

**RECENTLY CLOSED COOPERATIVE ENGAGEMENT PROCESS (CEP) PROCEEDINGS**

<b>Request Date(s)</b>	<b>Requestor(s)</b>	<b>Subject Matter</b>	<b>IRP Filing Deadline<sup>2</sup></b>
18-Nov-2019	Namecheap, Inc.	.ORG and .INFO Registry Agreement renewals	N/A

<sup>1</sup> The Cooperative Engagement Process (CEP) is a process voluntarily invoked by a complainant prior to the filing of an Independent Review Process (IRP) for the purpose of resolving or narrowing the issues that are contemplated to be brought to the IRP. (See Bylaws, Art. 4 § 4.3(e).) The requesting party may invoke the CEP by providing written notice to ICANN, noting the invocation of the process, identifying the Board action(s) at issue, identifying the provisions of the ICANN Bylaws or Articles of Incorporation that are alleged to be violated, and designating a single point of contact for the resolution of the issue. Further information regarding the CEP is available at: <https://www.icann.org/en/system/files/files/cep-11apr13-en.pdf>.

<sup>2</sup> The CEP process provides that “[i]f ICANN and the requestor have not agreed to a resolution of the issues upon the conclusion of the cooperative engagement process, or if issues remain for a request for independent review, the requestor’s time to file a request for independent review designated in the Bylaws shall be extended for each day of the cooperative engagement process, but in no event, absent mutual written agreement by the parties, shall the extension be for more than fourteen (14) days.” (<https://www.icann.org/en/system/files/files/cep-11apr13-en.pdf>)

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**ACTIVE INDEPENDENT REVIEW PROCESS (IRP) PROCEEDINGS<sup>3</sup>**

<b>Date ICANN Received Notice of IRP</b>	<b>Date IRP Commenced by ICDR</b>	<b>Requestor</b>	<b>Subject Matter</b>	<b>Status</b>
14-Nov-2018	26-Nov-2018	Afilias Domains No. 3 Limited <a href="https://www.icann.org/resources/pages/irp-afili-as-v-icann-2018-11-30-en">https://www.icann.org/resources/pages/irp-afili-as-v-icann-2018-11-30-en</a>	.WEB	<u>Panel Selection:</u> Full Panel confirmed on 20 August 2019.  <u>Materials:</u> Written submissions, Declaration(s), and Scheduling Order(s) are posted <a href="#">here</a> .  <u>Hearing(s):</u> Preliminary hearing took place on 2 October 2019.
18-Nov-2019	16-Dec-2019	Fegistry, LLC, Minds + Machines Group, Ltd., Radix Domain Solutions Pte. Ltd., and Domain Ventures Partners PCC Limited <a href="https://www.icann.org/resources/pages/irp-fegistry-et-al-v-icann-hotel-2019-12-20-en">https://www.icann.org/resources/pages/irp-fegistry-et-al-v-icann-hotel-2019-12-20-en</a>	.HOTEL	<u>Panel Selection:</u> IRP commenced on 16 December 2019; no panelists have been selected.  <u>Materials:</u> Written submissions, Declaration(s), and Scheduling Order(s) are posted <a href="#">here</a> .  <u>Hearing(s):</u> No hearings are currently scheduled.
25-Feb-2020	26-Feb-2020	Namecheap, Inc. <a href="https://www.icann.org/resources/pages/irp-namecheap-v-icann-2020-03-03-en">https://www.icann.org/resources/pages/irp-namecheap-v-icann-2020-03-03-en</a>	.ORG .INFO .BIZ	<u>Panel Selection:</u> IRP commenced on 26 February 2020; no panelists have been selected.  <u>Materials:</u> Written submissions, Declaration(s), and Scheduling Order(s) are posted <a href="#">here</a> .  <u>Hearing(s):</u> No hearings are currently scheduled.

<sup>3</sup> IRP is intended to hear and resolve Disputes for the following purposes: (i) ensure that ICANN does not exceed the scope of its Mission and otherwise complies with its Articles of Incorporation and Bylaws; (ii) empower the global Internet community and Claimants to enforce compliance with the Articles of Incorporation and Bylaws through meaningful, affordable and accessible expert review of Covered Actions (as defined in § 4.3(b)(i)); (iii) ensure that ICANN is accountable to the global Internet community and Claimants; (iv) address claims that ICANN has failed to enforce its rights under the IANA Naming Function Contract (as defined in Section 16.3(a)); (v) provide a mechanism by which direct customers of the IANA naming functions may seek resolution of PTI (as defined in Section 16.1) service complaints that are not resolved through mediation; (vi) reduce Disputes by creating precedent to guide and inform the Board, Officers (as defined in Section 15.1), Staff members, Supporting Organizations, Advisory Committees, and the global Internet community in connection with policy development and implementation; (vii) secure the accessible, transparent, efficient, consistent, coherent, and just resolution of Disputes; (viii) lead to binding, final resolutions consistent with international arbitration norms that are enforceable in any court with proper jurisdiction; and (ix) provide a mechanism for the resolution of Disputes, as an alternative to legal action in the civil courts of the United States or other jurisdictions. (*See* Bylaws, Art. 4, § 4.3)

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<b>Date ICANN Received Notice of IRP</b>	<b>Date IRP Commenced by ICDR</b>	<b>Requestor</b>	<b>Subject Matter</b>	<b>Date IRP Closed</b>	<b>Date of Board Consideration of IRP Panel’s Final Declaration<sup>4</sup></b>
There are no recently closed IRPs.					

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<sup>4</sup> IRP proceedings initiated on or after 1 October 2016 are subject to the Bylaws as of 1 October 2016: IRP proceedings initiated Pursuant to Article 4, § 4.3(x)(iii)(A) of the ICANN Bylaws, “[w]here feasible, the Board shall consider its response to IRP Panel decisions at the Board’s next meeting, and shall affirm or reject compliance with the decision of the public record based on an expressed rationale. The decision by the IRP Panel, or en banc Standing Panel, shall be final regardless of such Board action, to the fullest extent allowed by law. (<https://www.icann.org/resources/pages/governance/bylaws-en/#article4>)