

Subject: ICANN Preliminary Determination

Date: Wednesday, September 10, 2008 3:12 PM

From: Patrick Jones <patrick.jones@icann.org>

To: Scott Hemphill <shemphill@afiliast.info>

Cc: Kurt Pritz <kurt.pritz@icann.org>, Craig Schwartz <craig.schwartz@icann.org>, Daniel Halloran <daniel.halloran@icann.org>

VIA EMAIL

Scott Hemphill
General Counsel
Afilias Limited
Office 110
52, Broomhill Road, Tallaght
Dublin
24, IRELAND
Email: shemphill@afiliast.info

Re: Proposal #2008008, Phased Equitable Reallocation of Non-Compliant .INFO Sunrise Domain Names

Dear Scott,

ICANN has conducted a preliminary determination of Afilias' request for a Phased Equitable Reallocation of Non-Compliant .INFO Sunrise Domain Names in accordance with the Registry Services Evaluation Policy and process set forth at <http://www.icann.org/registries/rsep/rsep.html>.

ICANN's preliminary determination did not identify any significant competition or security and stability issues. As noted in your proposal, there remain issues related to potential contractual changes in order to further consider the proposed phased reallocation of approximately 1,400 .INFO Sunrise Domain Names. Because any implementation of the proposal will require an amendment to the .INFO Registry Agreement, dated 8 December 2006, proposed contract amendments must be published for public comment and referred to the ICANN Board for consideration.

We look forward to continued discussions to resolve these issues in the near future.

Patrick

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Patrick L. Jones
Registry Liaison Manager &

Coordinator, ICANN Nominating Committee
Internet Corporation for Assigned Names & Numbers
4676 Admiralty Way, Suite 330
Marina del Rey, CA 90292
Tel: +1 310 301 3861
Fax: +1 310 823 8649
patrick.jones@icann.org