Dear Paul:

I am submitting this communication on behalf of DotCooperation LCC (dotCoop) regarding their proposed registry contract that has been posted for public approval. The intent of this communication is to outline changes that DotCoop is proposing to bring to conclusion a negotiation that commenced back in the fourth quarter of 2005.

At the outset it is important to note that dotCoop is disappointed that despite its efforts to negotiate in good faith in accordance with the timeline set forth in its original agreements, ICANN instead was focused on re-negotiation of contracts with registries whose terms had not yet concluded. This has created the unfounded concern among some in the ICANN community that any provision in any registry agreement might form the basis of a future request by any registry - sponsored or unsponsored.

Although the second official comment period has ended with only one specific comment regarding the proposed addition of a process for DotCoop to seek an exemption to Consensus Policies in certain limited circumstances, it has become apparent that the concerns expressed cannot be easily addressed in a timely manner.

DotCoop is confident that with sufficient dialogue with the concerned parties, the reasons for adding the exemption process would be able to be justified to everyone's satisfaction. However, we envision that this would be a time-consuming process that would detract from other programs that are important to dotCoop and the cooperative community.

We appreciate the comments in support of this proposal by the cooperative community as they clearly understood the desire of dotCoop to be able to efficiently address Consensus Policies that might not have been able to address the growing diversity of the Internet community. However, dotCoop will work diligently to use the existing mechanisms to participate in the development of Consensus Policies that do address those issues that might create an undue burden on our community that will hopefully allow the development of more flexible policies.

Therefore, in response to the depth of concern on this issue, DotCoop would therefore like to request that the section 3.1. (b).vii be dropped from the version of the contract to be presented to the ICANN Board for confirmation in the meeting of 29 June 2007. This would allow dotCoop and ICANN to move forward to completion on this contract renewal.

Best regards,

Michael
CC: Paul Hazen
    Carolyn Hoover
    Craig Schwartz
    Kurt Pritz