

Staff Report of Public Comment Proceeding

Phase 1 Initial Report of the Review of All Rights Protection Mechanisms in All gTLDs Policy Development Process

Publication Date:	18 May 2020																		
Prepared By:	Ariel Liang																		
<table border="1"> <tr> <th colspan="2">Public Comment Proceeding</th> </tr> <tr> <td>Open Date:</td> <td>18 March 2020</td> </tr> <tr> <td>Close Date:</td> <td>4 May 2020 (extension was approved)</td> </tr> <tr> <td>Staff Report Due Date:</td> <td>18 May 2020</td> </tr> </table>		Public Comment Proceeding		Open Date:	18 March 2020	Close Date:	4 May 2020 (extension was approved)	Staff Report Due Date:	18 May 2020	<table border="1"> <tr> <th colspan="2">Important Information Links</th> </tr> <tr> <td colspan="2" style="text-align: center;">Announcement</td> </tr> <tr> <td colspan="2" style="text-align: center;">Public Comment Proceeding</td> </tr> <tr> <td colspan="2" style="text-align: center;">View Comments Submitted</td> </tr> </table>		Important Information Links		Announcement		Public Comment Proceeding		View Comments Submitted	
Public Comment Proceeding																			
Open Date:	18 March 2020																		
Close Date:	4 May 2020 (extension was approved)																		
Staff Report Due Date:	18 May 2020																		
Important Information Links																			
Announcement																			
Public Comment Proceeding																			
View Comments Submitted																			
Staff Contact:	Ariel Liang	Email:	policy-staff@icann.org																

Section I: General Overview and Next Steps

This Public Comment proceeding sought to obtain community input on the Phase 1 Initial Report of the Review of All Rights Protection Mechanisms in All gTLDs Policy Development Process (PDP). Phase 1 focuses on reviewing all the RPMs and associated structures and procedures applicable to gTLDs launched under the 2012 New gTLD Program, specifically:

- The Uniform Rapid Suspension System (URS);
- The Trademark Clearinghouse (TMCH);
- The Sunrise and Trademark Claims services offered through the TMCH; and
- The Trademark Post-Delegation Dispute Resolution Procedure (TM-PDDRP).

The PDP Working Group specifically solicited input/feedback on the PDP Working Group's: (i) twenty-six (26) preliminary recommendations; (ii) seventeen (17) specific questions for community input; and (iii) twenty-four (24) proposals submitted by individual Working Group members that did not rise to the level of becoming preliminary recommendations. In addition, the Working Group invited input for its six (6) overarching Charter questions.

The Working Group will start carefully reviewing the community input/feedback received on this Initial Report. The Working Group's review of the Public Comments may lead to Working Group consensus to:

- Amend, add, and/or remove its preliminary recommendation published in this Initial Report;
- Make final consensus recommendations on any of the proposals submitted by individual Working Group members that are published in this Initial Report.

Following a formal consensus call at the plenary level, the Working Group's Final Report will be updated accordingly with the proposed PDP final recommendation, which will then be reviewed by the GNSO Council and, if approved, forwarded to the ICANN Board of Directors for approval as an ICANN Consensus Policy.

Section II: Contributors

At the time this report was prepared, a total of [number] (n) community submissions had been posted to the forum. The contributors, both individuals and organizations/groups, are listed below in chronological order by posting date with initials noted. To the extent that quotations are used in the foregoing narrative (Section III), such citations will reference the contributor's initials.

Organizations and Groups:

Name	Submitted by
Forum (URS and UDRP Provider)	Renee Fossen
LEGO System A/S	Mette Andersen
Hermes International	Alice Gensse, Masson, Muller Anaïs
INTA	Lori Schulman
Fundació .cat	Nacho Amadoz
domainworx Service & Management GmbH	Ronald Schwaerzler
CORE Association	Amadeu Abril i Abril
Deloitte (Trademark Clearinghouse)	Jan Corstens
Digimedia.com, LP	Jay Chapman
Ethics In Technology a 501 c3	Vahid Razavi
WBRS 100.1FM	Sam Stern
Internet Commerce Association	Zak Muscovitch
Premium Traffic Limited	Gregg McNair
UNIFAB - Union des Fabricants	David Saussinan
oriGIn	Massimo Vittori
Afnic	Marianne Georgelin
Comité Colbert	Laurent Dhennequin
Chartered Institute of Trade Mark Attorneys	Peter Vaughan
CHANEL	Romain Mallet
AIM - European Brands Association	Marie Pattullo
Moncler SpA	Stella Padovani
Com Laude	Crescent Ezekwu
Tucows family of registrars	Sarah Wyld
MARQUES Association of European Trade Mark Owners	Alessandra Romeo
Brand Registry Group, Inc.	Martin Sutton
NameBright.com	Jeffrey Reberry
WIPO Arbitration and Mediation Center	Brian Beckham
HugeDomains.com	Megan Long
Wikimedia/Yale Law School Initiative on Intermediaries and Information	(name not provided)
ICANN org	Karen Lentz
ICANN GNSO Contracted Parties House (Registries Stakeholder Group and Registrar Stakeholder Group)	Samantha Demetriou
ICANN GNSO Intellectual Property Constituency	Susan Payne
Novartis International AG	Myrtha Hurtado Rivas
ARTICLE 19	Ephraim Percy Kenyanito
ICANN GNSO Business Constituency	Steve DelBianco
ICANN At-Large Advisory Committee/At-Large Community	At-Large Staff
Domain Name Rights Coalition	Abram Massey
Brandeis Initiative For Technology, Machines, Applications, and Programming	Jonah Sanders

Electronic Frontier Foundation	Mitch Stoltz
Global Brand Owner and Consumer Protection Coalition (GBOC)	Brian Winterfeldt and Griffin Barnett
American University	Christine Haight Farley and Pat Aufderheide
First Place Internet, Inc.	William
ICANN GNSO Non-Commercial Stakeholder Group	Rafik Dammak

Individuals:

Name	Affiliation (if provided)
Richard Hill	Hill & Associates
George Kirikos	Leap of Faith Financial Services Inc.
Dennis Foster	
Nat Cohen	Telepathy, Inc.
Alexander Lerman	
Matthew Klein	
Steven Kennedy	SK Creations Inc.
Raymond Hackney	TLDinvestors.com
Jason Schaeffer	ESQwire.com P.C.
Charles Duan	R Street Institute
Konstantinos Zournas	
Ted Chang	

Section III: Summary of Comments

General Disclaimer: This section intends to summarize broadly and comprehensively the comments submitted to this public comment proceeding but does not address every specific position stated by each contributor. The preparer recommends that readers interested in specific aspects of any of the summarized comments, or the full context of others, refer directly to the specific contributions at the link referenced above (View Comments Submitted).

To facilitate its review of the Public Comments, the Staff support team is developing a set of Public Comment review tools which compiled the detailed comments provided by each contributor and categorized the views expressed on preliminary recommendations, community questions, individual proposals, overarching Charter questions, and/or general content of this Initial Report. When ready to be presented to the Working Group, the Public Comment review tools will be linked from here: <https://community.icann.org/x/HzSJBw>.

Section IV: Analysis of Comments

General Disclaimer: This section intends to provide an analysis and evaluation of the comments submitted along with explanations regarding the basis for any recommendations provided within the analysis.

The Working Group is responsible for the review and analysis of comments. Its assessment of each comment provided will be documented in the Public Comment review tools (note, at the time of publication of this report, review of the comments by the Working Group has not started).