

**Statement of Interest and Affirmation regarding Conflicts of Interest Policy**

By **MICHAEL A. FLYNN** for participation in the ICANN Competition, Consumer Trust and Consumer Choice Review Team (CCT-RT)

**1. Current vocation, employer and position:**

Vocation: Consulting and testifying expert economist  
Employer: Navigant Economics  
Position: Director

**2. Type of work performed in 1 above and declaration of relationships with entities holding a Financial (or declarable) Interest in ICANN:**

Type of work performed: Expert economic consultation, preparation of expert reports and delivery of expert testimony in the areas of competition and antitrust, complex business litigation and intellectual property.

Other than disclosed at 4.1 below, I am not aware of any such relationships.

**3. Identify any financial ownership or senior management/leadership interest in registries, registrars or other firms that are interested parties in ICANN policy or any entity with which ICANN has a transaction, contract, or other arrangement:**

None

**4. Were you, or a company you work for:**

**• An applicant for a new gTLD?**

I have been retained as an expert witness on behalf of Dot Registry LLC (an applicant for the .INC, .LLC and .LLP gTLDs) in re: *Dot Registry LLC v. ICANN* (International Centre for Dispute Resolution Case No. 01-14-0001-5004).

**• Providing advice to any new gTLD applicants?**

Except as disclosed immediately above, no.

**• Otherwise involved in an application submitted for the New gTLD Program, such as providing service in support of an applicant or having a financial interest in an applicant?**

No.

**If your answer is yes to any of the above, please identify the interest you have in the application submitted for the New gTLD Program.**

See above.

**5. Identify any type of commercial interest in ICANN policy development outcomes. (NONE) Do you represent other parties in any PDP or other ICANN related processes?**

(As stated in 4. above) I have been retained on behalf of Dot Registry LLC—and have submitted an expert report—in re: *Dot Registry LLC v. ICANN* (International Centre for Dispute Resolution Case No. 01-14-0001-5004).

**6. Geographic Region associated with the domicile of volunteer (Africa, North America, Latin America/Caribbean, Asia/Australia/Pacific and Europe):**

North America

**7. Stakeholder Group(s) AC's or SO's in which I volunteer or currently participate within ICANN:**

None

I have had earlier experience in connection with ICANN's current gTLD expansion program:

- In 2011, while serving as a consultant to the Association of National Advertisers, I co-authored a letter (attached) to the Secretary of Commerce (attached) in connection with hearings by the U.S. Senate Committee on Commerce, Science and Transportation on "ICANN's Expansion of Top Level Domains" recommending that ICANN be required to fulfill its undertakings under its *Affirmation of Commitments* with the U.S. Department of Commerce before embarking on its current gTLD expansion program.
- Following that, from 2012 through mid-2014, I was an independent, unaffiliated member of the ICANN community. During this period, I offered further comments regarding the economics of ICANN's gTLD expansion program.
- In 2014, I briefly served as a unaffiliated community volunteer in connection with ICANN's effort to demonstrate, on an *ex post* basis, that its gTLD expansion then currently under way did in fact achieve the stated objectives of increased competition, consumer choice and consumer trust in the Domain Name System (DNS). I have attached my "Statement of Interest" regarding ICANN's *Implementation Advisory Group for Competition, Consumer Trust & Consumer Choice (IAG-CCT)*. I discontinued my active involvement in this group later in 2014.

**Except as described above, I have no (i) ownership or investment interest in any entity with which ICANN has an existing or proposed transaction, contract, dispute, or other arrangement; (ii) a compensation arrangement with any entity or individual with which ICANN has a transaction, contract, dispute, or other arrangement; and (iii) a potential ownership or investment interest in, or compensation arrangement with, any entity or individual with which ICANN is negotiating a transaction, contract, dispute, or other arrangement.**



A handwritten signature in blue ink, reading "Michael A. Flynn", is written over a horizontal line.

**SIGNATURE:**

**DATE:**

November 13, 2015