

.Brand TLD Designation Application

Internet Corporation for Assigned Names and Numbers ("ICANN")
12025 Waterfront Drive, Suite 300
Los Angeles, California 90094
Attention: New gTLD Program Staff

Re: Application for .BRAND TLD Designation

Ikano S.A. ("Registry Operator"), in connection with the execution of the Registry Agreement for the .ikano TLD (the "Registry Agreement"), hereby applies for .ikano TLD to be qualified by ICANN as a .Brand TLD.

Registry Operator confirms and represents to ICANN that the TLD meets each of the criteria for the TLD to be qualified as a .Brand TLD, as described in the .Brand TLD Application Process and Specification 13 attached thereto, and that all supplemental material accompanying this application is accurate and not misleading in any respect. Registry Operator also represents that the trademark registration attached hereto as Exhibit A, the registration policies attached hereto as Exhibit B, and the SMD file ID number attached hereto as Exhibit C are complete and accurate copies of the official trademark registration, Registry Operator's registration policies for the TLD, and the SMD file ID for the TLD for which this application is submitted respectively.

Registry Operator agrees that if Registry Operator makes any changes to its registration policies for the TLD (whether before or after this application has been approved) that may disqualify the TLD as a .Brand TLD, it will promptly provide ICANN with a complete and accurate copy of the revised registration policies. In addition, if Registry Operator fails to maintain the trademark registration underlying its .Brand TLD application, it shall promptly notify ICANN of such failure. Registry Operator also agrees to maintain the criteria required to qualify as a .Brand TLD and to immediately notify ICANN of any changes in circumstances that could alter the statements made, and supporting materials provide with, this application.

Registry Operator acknowledges and agrees that this letter is binding on Registry Operator and, if any of the foregoing representations and agreements becomes untrue or not complied with, it shall be deemed a breach of the Registry Agreement by Registry Operator, and ICANN may assert its rights under the Registry Agreement, including by determining that the TLD no longer qualifies as a .Brand TLD pursuant to the terms of Specification 13. Questions about this request should be directed to [REDACTED], Group Legal Counsel.

Submitted by: _____
Position: _____
Dated: _____
Email: _____

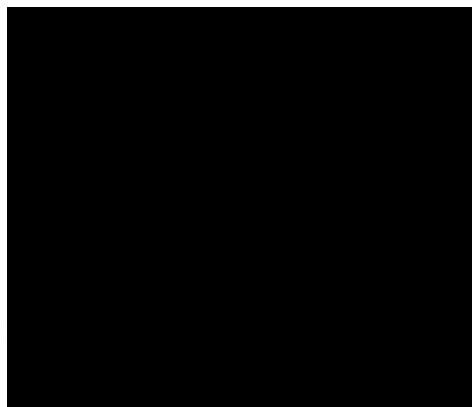
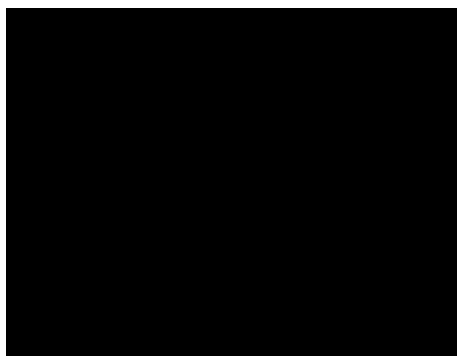


Exhibit A

Trademark Registration

OHIM - eSearch

Sida 1 av 3

CTM file information

IKANO
010964781

Timeline



Graphic representation

IKANO

Trade mark information

Name	IKANO	Filing date	14/06/2012
Filing number	010964781	Registration date	05/12/2012
Basis	CTM	Expiry date	14/06/2022
Date of receipt	14/06/2012	Designation date	
Type	Figurative	Filing language	Swedish
Nature	INDIVIDUAL	Second language	English
Nice classes	35, 36, 37 (Nice Classification)	Application reference	TM2938EU00
Vienna Classification	27.05.01 (Vienna Classification)	Trade mark status	Registered
		Acquired distinctiveness	No

Goods and services

English (en)

- 35 Advertising; Business management; Business administration; Office functions.
- 36 Insurance; Financial affairs; Monetary affairs; Real estate affairs.
- 37 Building construction; Repair; Installation services.

Description

No entry

Owners

Ikano S.A.

ID	484423	Country	LU - Luxembourg	Correspondence address	n/a
Organisation	Ikano S.A.	State/country	n/a	Ikano S.A.	
Legal status	Legal Entity	Town	Luxembourg	1 rue Nicolas Welter	n/a
		Post code	2740	L-2740 Luxembourg	
		Address	1 rue Nicolas Welter	LUXEMBURGO	n/a

Representatives

ADVOKATFIRMAN LINDAHL KB

ID	21437	Country	SE - Sweden	Correspondence address	
Organisation	n/a	State/country	n/a	ADVOKATFIRMAN LINDAHL	00 46-406646650
Legal status	Legal Person	Town	Malmö	KB	
Type	Association	Post code	211 38	Studentgatan 6	00 46-406646655
		Address	Studentgatan 6	SE-211 38 Malmö	
				SUECIA	n/a

Correspondence

From	Procedure	Filing number	Subject	Date	Actions
	CTM	010964781	Surveillance letter	24/06/2013	
	Inspection request	002121769	D108m	18/12/2012	
	Inspection request	002121769	D112 : Certified copy of the Community trade mark application	18/12/2012	
	Inspection request	002121769	Application form and attachment	14/12/2012	
	CTM	010964781	Cover letter for registration certificate.	12/12/2012	
	CTM	010964781	Certificate of Registration	11/12/2012	
	CTM	010964781	Translation submitted for applicant observations	23/07/2012	
	CTM	010964781	Letter to OHIM	18/07/2012	
	CTM	010964781	OHIM letter	18/07/2012	
	CTM	010964781	Translation submitted for applicant observations	16/07/2012	

Showing 1 to 10 of 13 entries

IR transformation

No entry

Seniority

No entry

Exhibition priority

No entry

Priority

No entry

Publications

Bulletin number	Date	Section	Description
2012/163	28/08/2012	A.1	Applications published under article 40 CTMR
2012/234	10/12/2012	B.1	Registrations with no amendments since the application was published

Showing 1 to 2 of 2 entries

Cancellation

No entry

Recordals

No entry

Oppositions

No entry

Appeals

No entry

Decisions

No entry

Renewals

No entry

Trade mark relations

No entry

CTM file information

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Graphic representation

IKANO

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Legal status	Legal Entity	Town	Luxembourg	1 rue Nicolas Welter	n/a
		Post code	2740	L-2740 Luxembourg	
		Address	1 rue Nicolas Welter	LUXEMBURGO	n/a

Representatives

ADVOKATFIRMAN LINDAHL KB

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Organisation	n/a	State/country	n/a	ADVOKATFIRMAN LINDAHL	00 46-406646650
Legal status	Legal Person	Town	Malmö	KB	
Type	Association	Post code	211 38	Studentgatan 6	00 46-406646655
		Address	Studentgatan 6	SE-211 38 Malmö	
				SUECIA	n/a

Correspondence

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Decisions

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Renewals

No entry

Trade mark relations

No entry



D113

OAMI OFICINA DE ARMONIZACIÓN DEL MERCADO INTERIOR (MARCAS, DIBUJOS Y MODELOS)
HABM HARMONISIERUNGSAMT FÜR DEN BINNENMARKT (MARKEN, MUSTER UND MODELLE)
OHIM OFFICE FOR HARMONIZATION IN THE INTERNAL MARKET (TRADE MARKS AND DESIGNS)
OHMI OFFICE DE L'HARMONISATION DANS LE MARCHÉ INTÉRIEUR (MARQUES, DESSINS ET MODÈLES)
UAMI UFFICIO PER L'ARMONIZZAZIONE NEL MERCATO INTERNO (MARCHI, DISEGNI E MODELLI)

**Copia Certificada • Beglaubigte Abschrift • Certified Copy
Copie Certifiée • Copia Autenticata**

Código de identificación • Identifizierungscode • Identification code •
Code d'identification • Codice di identificazione: **QLI53SE07AQOZSD7NRTWVW3RQ**

Por el presente se certifica que el documento que se adjunta es una copia conforme del certificado de registro para la marca comunitaria cuyo número y fecha de registro aparecen a continuación.
El documento original puede ser consultado en el enlace de la OAMI <http://oami.europa.eu> introduciendo el código de identificación indicado más arriba.

*Hiermit wird bestätigt, daß die Abschrift, die diesem Beleg beigeheftet ist, eine genaue Abschrift der Eintragungsurkunde ist, die für die Gemeinschaftsmarke mit der nachstehenden Eintragsnummer und dem nachstehenden Eintragungstag ausgestellt wurde.
Das Originaldokument kann mittels Eingabe eines Identifizierungscode bei folgender Webadresse <http://oami.europa.eu> eingesehen werden.*

This is to certify that the attached document is an exact copy of the certificate of registration issued for the Community trade mark bearing the registration number and date indicated below.
The original document can be consulted introducing the identification code indicated above at the following OHIM web page link <http://oami.europa.eu>.

*Par la présente, il est certifié que le document annexé est une copie conforme du certificat d'enregistrement délivré pour la marque communautaire portant le numéro et la date d'enregistrement qui figurent ci-après.
Le document original peut être consulté sur le site web de l'OHMI <http://oami.europa.eu> en introduisant le code d'identification indiqué ci-dessus.*

Con la presente si certifica che il documento allegato è una copia conforme del certificato di registrazione per il marchio comunitario contrassegnato dal numero e dalla data di registrazione riportati sotto.
Il Documento originale può essere consultato introducendo il codice di identificazione sopra indicato, nel indirizzo <http://oami.europa.eu> della pagina Web della UAMI.

Núm./Nr./No/n°/n.	Fecha/Datum/Date/Date/Data
010964781	05/12/2012

Alicante, 20/08/2014

Guido Fael

Departamento de Dibujos y Modelos y del Registro
Hauptabteilung Geschmacksmuster und Geschäftsstelle
Department for Designs and Register
Département "Dessins et Modèles et Registre"
Dipartimento Disegni e Modelli e Registro





Copia Certificada / Beglaubigte Abschrift / Certified Copy / Copie Certifiée / Copia Autenticata
Certificado de registro de marca comunitaria / Eintragungsurkunde der Gemeinschaftsmarke / Registration certificate of community trade mark / Certificat
d'enregistrement de marque communautaire / Certificato registrazione di marchio comunitario



Registrerade / Registered 05/12/2012

No 010964781

KHIM - KONTORET FÖR HARMONISERING I DEN
INRE MARKNADEN
GEMENSKAPSVARUMÄRKEN OCH
GEMENSKAPSFÖRMRÄKNING

REGISTRERINGSBEVIS

Detta Registreringsbevis är härmed utfärdat för det
nedan återgivna Gemenskapsvarumärket. Motsvarande
uppgifter har införts i Registret över
Gemenskapsvarumärken.

OHIM - OFFICE FOR HARMONIZATION IN THE
INTERNAL MARKET
TRADE MARKS AND DESIGNS

CERTIFICATE OF REGISTRATION

This Certificate of Registration is hereby issued for the
Community Trade Mark identified below. The
corresponding entries have been recorded in the
Register of Community Trade Marks.

IKANO

Ordförande / The President

António Campinos

COPY

FLGL

Exhibit B

TLD Registration Policies

.IKANO registration policies

§ 1 Preamble

Ikano S.A. is the Registry Operator for the top-level domain .IKANO. It allows the registration of second level domain names below the TLD .IKANO. The TLD .IKANO will be exclusively used by Ikano S.A. and its affiliated companies in the Internet, especially for the operation of websites, email communications and other DNS-based services. The domain names under the TLD .IKANO are not available to the public for registration and active use. Ikano S.A. will act both as a registry, as well as the sole beneficiary registrant. As far as Ikano S.A. acts as the registry, it is hereinafter referred to as the Registry Operator. If Ikano S.A. acts as eligible registrant, it is referred to as registrant.

The rights and obligations of the Registry Operator for the operation of .IKANO are regulated in the contract between the registry and the Internet Corporation for Assigned Names and Numbers (ICANN below) – the Registry Agreement - and is part of the registration conditions. The following statutes constitute the rights and obligations of Ikano S.A. to third parties and themselves.

§ 2 Domain registration

A domain below the TLD .IKANO can only be registered through the Registry-accredited registrars, which are concurrently accredited by ICANN.

The legal relationship between the Registry Operator and the registrars are governed in the "Registry Registrar Agreement", which is also subject to these policies.

§ 3 Eligibility

The right to register domain names under the TLD .IKANO only belongs to Ikano S.A.. As far as Ikano S.A. acts as registrant of domain names, it is party to the relevant registration by the registrar. The registration and / or management of domain names through a trustee, so-called proxy service, is not permitted.

§ 4 String Requirements

A .IKANO domain name can only consist of digits (0-9), hyphens, the letters a through z and the small letters of the ISO 8859-1 (Latin-1) character set. It must neither start with nor end with a hyphen nor must there be hyphens in the third and fourth place. IDN Registrations under .IKANO will be allowed in Latin, Cyrillic and Thai and might be extended at the discretion of the Registry Operator from time to time. The minimum length of a domain is one (1), the maximum length sixty-three (63) characters. If the domain contains special characters, the maximum length is determined in accordance with RFC 5890 and RFC 5891.

§ 5 Reserved Domain Names

Registry Operator reserves, and does not allow the Registration of any labels which appear or are referenced by the Schedule of Reserved Names set forth in Specification 5 of the Registry Agreement. However, Ikano S.A. may propose the release of these reservations, subject to review by ICANN's Governmental Advisory Committee and approval by ICANN.

§ 6 Registration period

Domain names can be registered for 1 - 10 years. The registration of a .IKANO domain name follows the normal life cycle.

§ 7 Registration termination of a domain name

A termination of the registration of a domain name shall be carried out by the Registrar, at the discretion of the registrant and requires no justification. If in the notice no actual calendar day on which the termination shall take place is determined, the registration of the domain name is terminated with immediate effect. With the effective date of termination the terminated domain name is deleted.

§ 8 Transfer of a domain name

The transfer of registered domains, paid or free, to another registrant than Ikano S.A. is prohibited. Both the corporate transfer (sale of shares), as well as the transfer of the Registry Operator as an asset sale must be approved by ICANN.

§ 9 Use of registered domain names

Ikano S.A. operates services, especially websites and email services, which are associated or connected with a registered domain name, by itself. Ikano S.A. is entitled to authorize the use and operation of such DNS-based services to third parties. In this respect the only authorized entities are Ikano S.A. and all affiliated entities of Ikano S.A. (in particular parent, subsidiary and affiliated companies, or otherwise connected companies that the ICANN definition of "affiliate" in the Registry Agreement, § 2.9c, corresponds to). The use of registered domain names and related services is permitted only for business-related purposes of Ikano S.A.. A domain name cannot be made available for use by a third party who is not entitled to use.

§ 10 Abusive registration and / or use of a domain name

It is illegal to use a domain name, either as registrant or user to whom the domain was left to use, abusive. Abusive is any use that is prohibited under Luxembourg law. This is especially true for domain name registrations which violate trademark or name or personal rights. Examples for abusive use are, but not limited, spamming (sending unsolicited bulk mail), phishing (fraudulent data collection) and the infringing content from websites. For obvious abusive registration or use the Registry Operator is entitled to delete the domain name, without prior consultation of the user.

§ 11 Dispute procedures

The Registry Operator will comply with all dispute resolution mechanisms as defined in the Registry Agreement Specification 7 article 2, and as revised from time to time by ICANN consensus policies and procedures. Registrants of .IKANO domain names hereby agree to be bound by all applicable domain name dispute policies, as outlined in this Registration and Use Policy.

These dispute mechanisms include, but are not limited to:

- the Trademark Post-Delegation Dispute Resolution Procedure (Trademark "PDDRP");
- the Uniform Rapid Suspension system ("URS"); and
- the Uniform Domain Name Dispute Resolution Policy ("UDRP").

§ 12 Whois

The Registry Operator maintains a publicly accessible database in which all data of the registrant of a domain name in accordance with the Specification 4 and 10 of the Applicant Guidebook (currently as of 04.06.2012) and the RFC 3912 will be published. This includes the specification of the registrant of the domain name with name, postal address, email, phone and fax, the appointment of an Admin C, Tech C and optionally a zone manager who is published, with details in the Whois database. Admin C, Tech C and Zone Manager can be specified using the contact details of the company for which they are employed.

To prevent misuse of the Whois database, the Registry Operator will secure access to Whois data via a CAPTCHA code and limit the access through the number of query requests per IP address, or otherwise.

§ 13 Applicable law and jurisdiction

Luxembourg law is applicable to all disputes in connection with the registration and use of domain names, unless a non-judicial dispute resolution process is prejudicial. If after a decision in a non-

judicial dispute resolution procedure the ordinary courts are open, Luxembourg law is applicable. Jurisdiction for all disputes arising from the registration and / or use of a domain name is Luxembourg.

IKANO Acceptable Use and Anti-Abuse Policies

The .ikano registry ("Registry Operator") is committed to the stable and secure operation of .ikano. Abusive use of domain names creates security and stability issues for registries, registrars and registrants – as well as for Internet users. Therefore Registry Operator requires that registrants for .ikano domain names adhere to this Acceptable Use and Anti-Abuse Policy ("AUP").

Registry Operator will address abusive behavior in .ikano consistent with this AUP. Registry Operator provides an abuse point of contact through the e-mail address [REDACTED] posted on the Registry Operator website found at www.nic.ikano.

Violations of the Registry Operator policies would be treated as abuse. .ikano domain names shall not be used to transmit, distribute, disseminate, publish or store any information that is in violation of any applicable law or regulation or is defamatory, abusive, obscene, indecent, or harassing, or that threatens or encourages injury to persons or property or infringement of the lawful rights of any party. Specifically, the following are deemed, without limitation, as violations:

1. **Spamming.** The use of electronic messaging systems to send unsolicited bulk messages. The term applies to e-mail spam and similar abuses such as instant messaging spam, mobile messaging spam, and the spamming of web sites and Internet forums. Unsolicited emails advertising legitimate and illegitimate products, services, and/or charitable requests and requests for assistance are also considered as spam.
2. **Phishing (and various forms of identity theft).** Fraudulent web services and applications meant to represent and/or confuse or mislead Internet users into believing they represent services or products for nefarious purposes, such as illegally gaining login credentials to actual legitimate services.
3. **Pharming and DNS Hijacking.** Redirection of DNS traffic from legitimate and intended destinations, by compromising the integrity of the relevant DNS systems. This leads unsuspecting Internet users to fraudulent web services and applications for nefarious purposes, such as illegally gaining login credentials to actual legitimate services.
4. **Distribution of Viruses or Malware.** Most typically the result of a security compromised web service where the perpetrator has installed a virus or software meant to infect computers attempting to use the web service in turn ("Malware"). Infected computers are then security compromised for various nefarious purposes such as gaining stored security credentials or personal identity information such as credit card data. Additionally compromised computers can sometimes be remotely controlled to inflict harm on other internet services.
5. **Child Pornography.** Child pornography refers to images or films (also known as child abuse images) and, in some cases, writings depicting sexually explicit activities involving a minor.
6. **Hacking.** Hacking constitutes illegally accessing computers, accounts, or networks belonging to another party, or attempting to penetrate security measures of other individuals. Also includes any activity that might be used as a precursor to an attempted system penetration.
7. **Using fast flux techniques.** A methodology for hiding multiple source computers delivering malware, phishing or other harmful services behind a single domain hostname, by rapidly rotating associated IP addresses of the sources computers through related rapid DNS changes. This is typically done at DNS zones delegated below the level of a TLD DNS zone.
8. **Running botnet command and control operations.** A Botnet is a significant coordinated net of compromised (sometimes tens of thousands) computers running software services to enact various forms of harm – ranging from unsanctioned spam to placing undue transaction

traffic on valid computer services such as DNS or web services. Command and control refers to a smaller number of computers that issue/distribute subsequent commands to the Botnet. Compromised botnet computers will periodically check in with a command and control computer that hides behind a list of date triggered, rotating domain registrations, which are pre-loaded in the compromised computer during its last check-in.

9. **Illegal Pharmaceutical Distribution.** Distribution and promotion of drugs, locally within a nation or overseas, without prescription and appropriate licenses as required in the country of distribution are termed illegal.
10. **Other Violations.** Other violations that will be expressly prohibited under the Registry Operator policies, include:
 - Maintaining inaccurate contact details on the WHOIS
 - Network attacks
 - Libelous or defamatory content adjudicated by a competent court of law
 - Illegal Adult/Pornographic content
 - Content that violates any privacy right
 - Internet relay chat servers ("IRCs") IRC bots
 - Distribution of malicious tools promoting or facilitating hacking, unsolicited bulk emails or SMS, fake anti-malware products, phishing kits, unauthorized data banks violating individual privacy rights

Reservation Of Rights The Registry Operator expressly reserves the right to deny, cancel, suspend, lock or transfer any Domain Name registration that it deems necessary in its discretion: (i) to protect the integrity and stability of the Registry Operator; (ii) to comply with any applicable laws, government rules or requirements, requests of law enforcement; (iii) in the event a Domain Name is used in violation of these policies and any other policies regarding .ikano, (iv) domain name use is abusive or violates this AUP, or third parties rights or acceptable use policies, including but not limited to the infringement of any copyright or trademark; and (v) in compliance with any dispute resolution process, or to avoid any liability, civil or criminal, on the part of Registry Operator and its affiliates, licensors subsidiaries, officers, directors and employees.

.IKANO WHOIS Policy

Policy

1. IKANO S.A. (subsequently called the "Registry Operator") will provide to the public a thick searchable WHOIS database both accessible on port 43 as well as on port 80 (http) as required in Specification 4 of the ICANN Registry Agreement.
2. The Registry Operator may, from time to time as determined at its complete discretion, impose certain limits on the amount of simultaneous and/or consecutive port 43 and/or port 80 requests.

Rules

1. Registrars are required to ensure that the actual Registrant data fields, as required in the WHOIS database, is obtained from the Registrant and Registrar must collect and maintain accurate records of such data.
2. Registrars must provide any competent authority which has provided a competent and legitimate request which has been properly verified and authenticated by the Registrar, with the actual WHOIS data.
4. The Registrar shall notify the Registrant that even where a domain name is removed from the root zone, the domain name record may still appear in the WHOIS database for 24 hours.
5. The Registry Operator may perform a bi-annual review of a random sampling of domain names to test the accuracy and authenticity of the WHOIS information. If errors or missing information exists, notice shall be forwarded to the relevant Registrar, who shall be required to address these deficiencies with the relevant Registrants within 20 days.
6. The Registry Operator will comply with all the security, WHOIS, and privacy requirements required by ICANN whether in the Consensus or Temporary Policies (as defined in the Registry Agreement) and imposed by a competent legislative authority in Luxembourg who has jurisdiction over the Registry Operator.
7. Registrants shall put forth any request for any changes, updates, and/or corrections to WHOIS information to the Registrar of the Registrant. The Registrar shall verify and authenticate the request and make the appropriate changes within 10 days of successful authentication and verification of the request.
8. By submitted a WHOIS query, the requestor agrees that he/she will use the information obtained through the WHOIS search for lawful purposes only and that he/she will at no time now or in the future:
 - a. allow, enable, solicit, and/or encourage the transmission of mass unsolicited commercial advertising or solicitations via direct mail, electronic mail, or by telephone;
 - b. breach any applicable data and privacy protection acts; and
 - c. utilize and/or enable high volume, automated, and/or electronic processes querying the WHOIS database.
9. Any and all data provided through the WHOIS search is provided "as is" and without any representation and/or warranty as to its accuracy. The Registry Operator shall in no circumstances be responsible and/or be liable for any reliance on any information provided through the WHOIS search.
10. Disclosure of contact data is restricted because of EU Data Protection legislation. The contact details for certain Domain Names may be restricted and the information can also be obtained through the Registry Operator Special Access Request at whois.nic.ikano.
11. All copyright in the WHOIS information, the WHOIS database, and any WHOIS datasets are explicitly reserved.

12. It is strictly prohibited to combine, collect, and/or compile any information that is obtained from this WHOIS service.

Exhibit C

Signed Mark Data File ID Number

smdlD: [REDACTED]