

# 19 November 2018

#### TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE, AND COURIER

### RE: NOTICE OF BREACH OF REGISTRAR ACCREDITATION AGREEMENT

Wang Yong Tname Group Inc. (IANA #1901) Room G, 37/F., COS Centre 56 Tsun Yip Street Kwun Tong Kowloon Hong Kong

Email: <u>roy@tisp.com</u> Fax: +852 3709 6167

Dear Wang Yong,

Please be advised that as of 19 November 2018, Tname Group Inc. ("Tname") is in breach of its 2013 Registrar Accreditation Agreement with the Internet Corporation for Assigned Names and Numbers ("ICANN") dated 16 October 2014 ("RAA"). This breach results from:

1. Tname's failure to escrow gTLD registration data, as required by Section 3.6 of the RAA.

Please refer to the attachment for details regarding this breach.

In addition, Tname has been deemed noncompliant in the following area:

 Tname's failure to timely pay past due accreditation fees, as required by Section 3.9 of the RAA

#### Additional Concerns

Tname has previously remediated the failure to escrow gTLD registration data as required.

ICANN requests that Tname cure these breaches by 10 December 2018, 21 days from the date of this letter, by taking the following actions:

- 1. Deposit gTLD registration data on a weekly basis to an approved escrow agent and ensure that the deposits meet the required specifications;
- 2. Provide ICANN with corrective and preventative action(s), including implementation date(s), to ensure that Tname will:
  - a. timely and fully respond to ICANN Contractual Compliance matters;



- b. timely make payment of its ICANN fees; and
- c. remain in compliance for previously remediated areas of noncompliance; and
- 3. Pay all past and currently due accreditation fees.

If Tname fails to timely cure the breaches and provide the information requested by 10 December 2018, ICANN may commence the RAA termination process.

If you have questions or require assistance, please contact Jennifer Scott at <a href="mailto:jennifer.scott@icann.org">jennifer.scott@icann.org</a>.

Sincerely,

Maguy Serad Vice President

**Contractual Compliance** 

Cc: John O. Jeffrey, General Counsel and Secretary



## **ATTACHMENT**

# Failure to escrow gTLD registration data

Section 3.6 of the RAA requires registrars to submit an electronic copy of the data described in Sections 3.4.1.2 through 3.4.1.5 of the RAA to ICANN or, at the registrar's expense, to a reputable escrow agent mutually approved by the registrar and ICANN. Registrars shall submit the data on a schedule, under the terms, and in a format specified by ICANN. Tname's failure to deposit gTLD registration data with an approved escrow agent under the required schedule and terms is a breach of Section 3.6 of the RAA.

## Failure to pay accreditation fees

Section 3.9 of the RAA requires registrars to timely pay accreditation fees to ICANN, consisting of yearly and variable fees. Tname owes ICANN past due accreditation fees, in breach of Section 3.9 of the RAA. Tname additionally owes currently due accreditation fees, due 30 November 2018.

## **Chronology:**

Date of Notice	Deadline for Response	Details
7-Nov-2018	14-Nov-2018	ICANN sent escalated notice via email to <a href="mailto:roy@tisp.com">roy@tisp.com</a> .
7-Nov-2018	N/A	ICANN sent escalated notice via fax to +852 3709 6167. Fax unsuccessful.
12-Nov-2018	N/A	ICANN called Primary Contact at +852 3702 5121 and provided Registrar representative with complaint details.
12-Nov-2018	14-Nov-2018	ICANN re-sent escalated notice via email to <a href="mailto:roy@tisp.com">roy@tisp.com</a> and <a href="mailto:queenie@tisp.com">queenie@tisp.com</a> .
13-Nov-2018	N/A	Email received from Registrar ( <a href="mailto:lauren@tisp.com">lauren@tisp.com</a> ) insufficient to demonstrate compliance.
16-Nov-2018	N/A	ICANN conducted compliance check to determine other areas of noncompliance.
19-Nov-2018	N/A	To date, the Registrar has not responded to ICANN with the requested information and the issue remains unresolved.