

5 June 2023

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE, AND COURIER

**RE: NOTICE OF BREACH OF REGISTRY AGREEMENT**

[REDACTED]

Asia Green IT System Bilgisayar San. ve Tic. Ltd. Sti. (nowruz, pars, shia, tci & xn--mgbt3dhd)

[REDACTED]

[REDACTED]

Asia Green IT System Bilgisayar San. ve Tic. Ltd. Sti. (nowruz, pars, shia, tci & xn--mgbt3dhd)

[REDACTED]

Email: [REDACTED]

Fax: [REDACTED]

Dear [REDACTED] and [REDACTED]:

Please be advised that as of 5 June 2023 Asia Green IT System Bilgisayar San. ve Tic. Ltd. Sti. (“Asia Green”) is in breach of its Registry Agreements with the Internet Corporation for Assigned Names and Numbers (“ICANN”) dated 4 September 2014 for the top-level domains (“TLDs”) nowruz, pars, shia and xn--mgbt3dhd, and 12 September 2014 for tci (“RAs”). This breach results from:

1. Asia Green’s failure to timely pay past due fees, as required by Article 6 of the RAs.

Please refer to the attachment for details regarding this breach.

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

1. Asia Green’s failure to provide domain name data in the specified response format, as required by Section 1 of Specification 4 of the RA and Sections 1 and 7 of the Registry Registration Data Directory Services Consistent Labeling & Display Policy (“CL&D Policy”).

Additional Concerns

Asia Green’s bulk registration data format does not appear to be passing validation measures for TLDs nowruz, tci, shia, pars and xn--mgbt3dhd, as required by Section 3 of Specification 4 of the RA.

ICANN requests that Asia Green cure these breaches by 5 July 2023, 30 calendar days from the date of this letter, by taking the following actions:

1. Display domain name data in the specified response format, as required by Section 1 of Specification 4 of the RA and CL&D Policy.
2. Correct bulk registration data file formatting for the TLDs nowruz, tci, shia, pars and xn--mgbt3dhd, as required by Section 3 of Specification 4 of the RA
3. Provide ICANN with corrective and preventative action(s), including implementation date(s), to ensure:
  - a. Timely and complete responses to ICANN Contractual Compliance matters; and
  - b. Timely payment of ICANN fees.
4. Pay all past and currently due fees.

If Asia Green fails to timely cure the breaches and provide the information requested by 5 July 2023, ICANN may commence the RA termination process.

If you have questions or require assistance, please contact Jonathan Denison at [REDACTED].

Sincerely,

[SIGNATURE REDACTED]

Jamie Hedlund  
Senior Vice President, Contractual Compliance and U.S. Government Engagement

Cc: John O. Jeffrey, General Counsel and Secretary

## ATTACHMENT

### Failure to display required Whois format

Section 2.5 of the RA requires registry operators to provide public access to registration data in accordance with Specification 4 of the RA. Section 1 of Specification 4 of the RA requires registry operators to display domain name data in a specified format for Whois query responses. The format of Whois query responses shall contain the minimum elements, and follow a semi-free text format, outlined in Section 1 of Specification 4 of the RA. Additional specifications to the format of Whois query responses are contained in the CL&D Policy. Section 2.2 of the RA requires registry operators to comply with and implement all Consensus Policies, including the CL&D Policy. Asia Green's failure to display Whois data in the specified format is a breach of Section 1 of Specification 4 of the RAs, Section 2.2 of the RAs, and CL&D Policy.

### Failure to pay fees

Article 6 of the RA requires registry operators to pay Registry-Level Fees on a quarterly basis within 30 calendar days following the date of the invoice provided by ICANN. Asia Green owes ICANN past due fees, in breach of Article 6 of the RA.

**Chronology (01203208):**

<b>Date of Notice</b>	<b>Deadline for Response</b>	<b>Details</b>
6-Oct-2022 20-Oct-2022 7-Nov-2022	N/A	ICANN sent detailed customer statements to Asia Green IT System Bilgisayar San. ve Tic. Ltd. Sti. regarding past due fees.
23-Nov-2022	N/A	Asia Green IT System Bilgisayar San. ve Tic. Ltd. Sti.'s past due fees were referred to ICANN Contractual Compliance.
8-Mar-2023	15-Mar-2023	ICANN sent 1st compliance notice via email to [EMAIL REDACTED].
15-Mar-2023	N/A	Emails from the Registry Operator ([EMAIL REDACTED]) insufficient to demonstrate compliance.
22-Mar-2023	29-Mar-2023	ICANN sent 2nd compliance notice via email to [EMAIL REDACTED], [EMAIL REDACTED] and [EMAIL REDACTED].
28-Mar-2023	N/A	ICANN called Registry Representative at [PHONE REDACTED]. No answer and no ability to leave a voicemail. ICANN called Compliance and Primary Contact at [PHONE REDACTED] and provided Compliance and Primary Contact with complaint details.
30-Mar-2023	N/A	Email from the Registry Operator ([EMAIL REDACTED]) insufficient to demonstrate compliance.
3-Apr-2023	10-Apr-2023	ICANN sent 3rd compliance notice via email to [EMAIL REDACTED], [EMAIL REDACTED] and [EMAIL REDACTED].
4-Apr-2023	N/A	ICANN called Registry Representative at [PHONE REDACTED]. No answer and no ability to leave a voicemail. ICANN called Compliance and Primary Contact at [PHONE REDACTED] and provided Compliance and Primary Contact with complaint details.
10-Apr-2023	N/A	Email from the Registry Operator ([EMAIL REDACTED]) insufficient to demonstrate compliance.
26-Apr-2023	1-May-2023	ICANN sent follow-up compliance notice via email to [EMAIL REDACTED], [EMAIL REDACTED] and [EMAIL REDACTED]. No response received from the Registry Operator.
3-May-2023	N/A	Email from the Registry Operator ([EMAIL REDACTED]) insufficient to demonstrate compliance.
4-May-2023	N/A	ICANN sent follow-up compliance notice via email to [EMAIL REDACTED], [EMAIL REDACTED] and [EMAIL REDACTED].
9-May-2023	N/A	Email from the Registry Operator ([EMAIL REDACTED]) insufficient to demonstrate compliance.

<b>Date of Notice</b>	<b>Deadline for Response</b>	<b>Details</b>
5-Jun-2023	N/A	ICANN conducted compliance check to determine other areas of noncompliance.
5-Jun-2023	N/A	To date, the Registry Operator has not responded to ICANN with the requested information and documentation, and the issue remains unresolved.