

# The Internet Corporation for Assigned Names and Numbers

16 May 2017

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

Suresh Kumar Venkataraman SiliconHouse.Net Pvt Ltd. (IANA #1558) 18, First Floor, Corporation Commercial Complex, Opp: CPWD Quarters Third Main Avenue, Indira Nagar Adyar Chennai Tamil Nadu 600020 India

Email: raf@siliconhouse.org Fax: +91 44 2440 5807

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

Dear Suresh Kumar Venkataraman,

Please be advised that as of 16 May 2017, SiliconHouse.Net Pvt Ltd. ("SiliconHouse.Net") is in breach of its 2013 Registrar Accreditation Agreement ("RAA") with the Internet Corporation for Assigned Names and Numbers ("ICANN") dated 26 April 2016 ("RAA"). This breach results from:

1. SiliconHouse.Net's failure to timely pay past due accreditation fees, as required by Section 3.9 of the RAA.

Please refer to the attachment for details regarding this breach.

In addition, SiliconHouse.Net has been deemed noncompliant in the following areas:

1. SiliconHouse.Net's failure to provide domain name data in the specified response format, as required by Section 1.4 of the Registration Data Directory Service (Whois) Specification of the RAA ("Whois Specification") and the Advisory: Clarifications to the Registry Agreement, and the 2013 Registrar Accreditation Agreement (RAA) regarding applicable Registration Data Directory Service (Whois) Specifications ("Clarifications");

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- 2. SiliconHouse.Net's failure to publish an email address to receive abuse reports on the home page of SiliconHouse.Net's website, as required by Section 3.18.1 of the RAA;
- 3. SiliconHouse.Net's failure to publish on its website a description of SiliconHouse.Net's procedures for the receipt, handling and tracking of abuse reports, as required by Section 3.18.3 of the RAA; and
- 4. SiliconHouse.Net's failure to display the correct ICANN logo on SiliconHouse.Net's website, as required by the Logo License Specification of the RAA.

# **Additional Concerns**

SiliconHouse.Net has previously failed to make timely payment of its accreditation fees.

ICANN requests that SiliconHouse.Net cure these breaches by 6 June 2017, 21 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 1.4 of the Whois Specification and the Clarifications;
- 2. Publish an email address to receive abuse reports on the home page of SiliconHouse.Net's website;
- 3. Publish a description of SiliconHouse.Net's procedures for the receipt, handling and tracking of abuse reports on SiliconHouse.Net's website;
- 4. Display the correct ICANN logo on SiliconHouse.Net's website in accordance with the Logo License Specification of the RAA, or remove the ICANN logo from SiliconHouse.Net's website;
- 5. Provide ICANN with corrective and preventative action(s), including implementation date(s), to ensure SiliconHouse.Net will timely make payments and respond to ICANN compliance matters; and
- 6. Pay all past and currently due accreditation fees.

If SiliconHouse.Net fails to timely cure the breaches and provide the information requested by 6 June 2017, 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 pay accreditation fees

Section 3.9 of the RAA requires registrars to timely pay accreditation fees to ICANN, consisting of yearly and variable fees. SiliconHouse.Net owes ICANN past due accreditation fees, in breach of Section 3.9 of the RAA. SiliconHouse.Net additionally owes currently due accreditation fees, due 30 May 2017.

# Failure to display required Whois format

Section 1.4 of the Whois Specification of the RAA requires registrars to display domain name data in a specified format for Whois query responses. The format of responses shall contain all the elements and follow a semi-free text format outlined in Section 1.4 of the Whois Specification. Additional specifications to the format of Whois query responses are contained in the Clarifications and the Additional Whois Information Policy. SiliconHouse.Net's failure to display Whois data in the specified format is a breach of Section 1.4 of the Whois Specification of the RAA and the Clarifications.

#### Failure to publish an email address to receive reports of abuse

Section 3.18.1 of the RAA requires registrars to publish on the home page of their website an email address to receive abuse reports. SiliconHouse.Net's failure to publish an email address on the home page of its website to receive abuse reports is a breach of Section 3.18.1 of the RAA.

## Failure to publish a description of procedures for receipt, handling and tracking of abuse reports

Section 3.18.3 of the RAA requires registrars to publish on their website a description of their procedures for the receipt, handling and tracking of abuse reports. SiliconHouse.Net's failure to publish a description of its procedures for the receipt, handling and tracking of abuse reports on its website is a breach of Section 3.18.3 of the RAA.

#### Failure to display correct ICANN-Accredited Registrar logo

The Logo License Specification of the RAA requires registrars, if displaying the ICANN-Accredited Registrar logo, to use the logo displayed in the specification. SiliconHouse.Net's use of a modified version of the ICANN-Accredited Registrar logo is a breach of the Logo License of the RAA.



# Chronology:

Date of Notice	Deadline for Response	Details
14-Sep-2016 29-Sep-2016 13-Oct-2016 9-Mar-2017	N/A	ICANN sent detailed customer statements to SiliconHouse.Net Pvt Ltd. regarding past due accreditation fees.
24-Mar-2017	31-Mar-2017	ICANN sent 1st compliance notice via email to <a href="mailto:natarajan@siliconhouse.net">natarajan@siliconhouse.net</a> and <a href="mailto:response-received">response received from Registrar</a> .
3-Apr-2017	10-Apr-2017	ICANN sent 2nd compliance notice via email to <a href="mailto:natarajan@siliconhouse.net">natarajan@siliconhouse.net</a> and <a href="mailto:raf@siliconhouse.org">raf@siliconhouse.org</a> . No response received from Registrar.
10-Apr-2017	N/A	ICANN called Primary Contact at +91 44 2440 5807 and provided Registrar Representative with complaint details.
11-Apr-2017	18-Apr-2017	ICANN sent 3rd compliance notice via email to natarajan@siliconhouse.net and raf@siliconhouse.org.
12-Apr-2017	N/A	ICANN sent 3rd compliance notice via fax to +91 44 2440 5807. Fax unsuccessful.
17-Apr-2017	N/A	ICANN called Primary Contact at +91 44 2440 5807 and provided Registrar Representative with complaint details.
17-Apr-2017	N/A	Email from Registrar ( <u>raf@siliconhouse.org</u> ) insufficient to demonstrate compliance.
17-Apr-2017	N/A	ICANN confirmed receipt of Registrar's response via email to natarajan@siliconhouse.net and raf@siliconhouse.org.
2-May-2017	9-May-2017	ICANN sent follow-up compliance notice via email to <a href="natarajan@siliconhouse.net">natarajan@siliconhouse.net</a> and <a href="mailto:response-received">response received</a> from Registrar.
15-May-2017	N/A	ICANN conducted compliance check to determine other areas of noncompliance.
16-May-2017	N/A	To date, the Registrar has not responded to ICANN with the requested information or made payment and the issue remains unresolved.