



The Internet Corporation for Assigned Names and Numbers

24 July 2015

Mr. Alain Artero
Project Manager
European Broadcasting Union
L'Ancienne-Route 17A
PO Box 45
1218 Le Grand-Saconnex
Geneva, Switzerland

Re: .RADIO Application "On-Hold"

Dear Mr. Artero:

Thank you for your letter of 16 July 2015, regarding the European Broadcasting Union's (EBU's) application for .RADIO (application ID 1-1083-39123).

As you know, the status of the EBU's application for .RADIO is "On-Hold" to reflect a pending Cooperative Engagement Process (CEP) that was filed by Afilias Limited; BRS Media, Inc.; and Tin Dale, LLC on 2 February 2015. Pursuant to Article IV, Section 3.17 of the ICANN Bylaws, all matters discussed during the CEP are confidential (<https://www.icann.org/resources/pages/governance/bylaws-en/#IV>). As such, we cannot provide any details about the CEP filed by Afilias Limited; BRS Media, Inc.; and Tin Dale, LLC beyond what has been published at (<https://www.icann.org/en/system/files/files/cep-irp-status-16jul15-en.pdf>).

We acknowledge your requests that ICANN "conclude the Cooperative Engagement Process with Complainants with immediate effect" and "dismiss any request for an Independent Review Process regarding the .RADIO gTLD." ICANN is committed to resolving these matters as quickly as possible. However, as you know, ICANN is also committed to remain accountable in all of its practices. ICANN accountability mechanisms, including the CEP and the Independent Review Process (IRP), are defined in ICANN's Bylaws and are critical components of ICANN accountability, allowing for the review of ICANN actions. ICANN takes these requests very seriously, and considers and processes them in a manner consistent with the ICANN Bylaws (<https://www.icann.org/resources/pages/governance/bylaws-en/#IV>).

As previously communicated, Section 6 of the Cooperative Engagement Process states, "The time schedule and process may be modified as agreed to by both ICANN and the requester" (<https://www.icann.org/en/news/irp/cep-11apr13-en.pdf>). This process applies to all CEPs. Of course, once it becomes clear that the CEP has come to a logical conclusion, ICANN will close it out and provide a short period of time for the requesting party to initiate an IRP if matters have not been resolved.

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Finally, we note your request that ICANN "immediately allow EBU's application to proceed through the contracting and testing phases with the .RADIO TLD." We reiterate that per our standard process, this application will not be eligible to execute a Registry Agreement with ICANN until the application status is no longer "On-Hold." The process for updating application statuses is described at (<http://newgtlds.icann.org/en/applicants/advisories/application-contention-set-14mar14-en>).

Thank you for your attention. We understand the importance of this matter to the European Broadcasting Union, and we will update you should the status of the .RADIO application change. Additionally, you may visit the Application Status page of the New gTLD Program's microsite to view changes to application status (<https://gtldresult.icann.org/application-result/applicationstatus>). If you have any questions, please contact our Customer Service Center at newgtld@icann.org.

Sincerely,

A handwritten signature in black ink, appearing to read "Christine A. Willett". The signature is fluid and cursive, with a large initial "C" and "W".

Christine A. Willett
Vice President, GDD Operations
ICANN