

## New gTLD Applicant Update Webinar – 08 August 2013 Additional Questions & Answers

We receive questions during webinars that go unanswered due to time constraints. Because all participant questions are important, we've provided responses to these additional questions below.

### Contracting

**Q. Regarding Application Change Requests made during Contracting and the subsequent 30-day Public Comment Period required before a Registry Agreement can be executed – can you explain 1) the process ICANN will use to evaluate comments, and 2) how ICANN will notify the community that a final decision has been made?**

A. Any comments submitted on approved change requests are reviewed by ICANN and are taken into consideration prior to execution of the Registry Agreement. The Registry Agreement can be executed as soon as the 30-day comment period completes, unless otherwise notified by ICANN. It should be noted that approval of a change request does not equate to approval of an application. The application still needs to go through all relevant evaluations and clear due diligence at contracting time before a registry agreement can be executed.

### Objections

**Q. Is ICANN aware that, under some circumstances, [The International Center of Expertise of the International Chamber of Commerce](#) (ICC) Panelists are paid a €620 per diem? Will ICANN work with parties subject to ICC proceedings to ensure that they receive itemized statements?**

A. The ICC will provide information about expenses.

**Q. Some of the webinar slides demonstrate information about objections that has not been published by [The International Center of Expertise of the International Chamber of Commerce](#) (ICC). Can ICANN compel the ICC to publish a status update on the objection cases it's processing, including information on cases that have gone to panel and those that have been withdrawn? When might this be available?**

A. Based on this question, ICANN has requested that the ICC to publish the status of all objections, including terminated cases.

## Security, Stability and Resiliency (SSR)

**Q. In the context of the [Name Collision in the DNS](#) report, can applicants obtain the underlying data as soon as possible in order to perform their own analysis for their respective TLD strings? Priorities for data would include 1) TLD string appearing as a top-level DNS query, 2) TLD strings with "uncalculated risk" and 3) wildcard internal X.509 name certificates on the top-level.**

A. We are looking into this and will update the community as soon as possible.

## String Contention Resolution

**Q. In terms of eligibility for Community Priority Election and Auction, how will an applicant know if its application is subject to GAC Advice, especially if the Advice issued to date is non-exhaustive?**

A: Applicants are currently not being invited to contracting or contention proceedings if their string is listed in GAC Advice from Beijing or Durban. ICANN will continue to take into account additional Advice from the GAC.

**Q. Where does ICANN state that applications subject to GAC Advice are not eligible for Community Priority Evaluation election? I did not see that in the Applicant Guidebook.**

A: Per section 1.1.2.10 of the Applicant Guidebook, "All applicants should be aware that if an application is identified as being part of a contention set, string contention resolution procedures will not begin until all applications in the contention set have completed all aspects of evaluation, including dispute resolution, if applicable." ICANN considers GAC Advice to be part of the overall evaluation process, which must be resolved before contention procedures can begin.

**Q. How does the [Name Collision in the DNS](#) report affect contention sets entering into the ICANN Auction process? Will the 3-6 month delay recommended for the 20% of TLDs identified as "uncalculated risk" impact their eligibility for Auction?**

A. It is intended that string contention resolution will proceed according to the established timelines. ICANN will continue to consider all potential impacts to the process, including the current SSR report and respective 30-day comment period. We will update applicants accordingly if timelines or eligibility are affected.

## Trademark Clearinghouse

**Q. Can you provide updated statistics about TMCH records?**

A. Statistics as of 31 July:

- Total records submitted: 7,133
- Number successfully verified: 5,875
- Number successfully verified for minimum sunrise eligibility: 5,039
- Number of jurisdictions represented: 65 for registered trademarks; 6 for marks protected by statute/treaty; 1 for court-validated trademarks
- Number of verified trademark holders: 832
- Number of verified trademark agents: 139

**Q. Can you provide the link for the Rights Protection Mechanism requirements that were published on 6 August 2013?**

A. The revised draft of the RPM Requirements is currently open for public comment at <http://www.icann.org/en/news/announcements/announcement-06aug13-en.htm>.