

Response to Documentary Information Disclosure Policy Request

To: R. Shawn Gunnarson

Date: 6 January 2012

Re: Request No. 20111207-1

Thank you for your Request for Information dated 7 December 2011 (the "Request"), which was submitted through the Internet Corporation for Assigned Names and Numbers' (ICANN) Documentary Information Disclosure Policy (DIDP). Your Request is set forth in full below.

Items Requested:

The Request states:

I hereby request a copy of (1) any Requests for Information (RFI), Requests for Quotation (RFQ), or Requests for Proposal (RFP) that ICANN staff, officers, or directors transmitted in any manner to any third parties soliciting a review of ICANN's three Board of Directors review mechanisms by independent experts, as called for in the *ATRT Recommendations-Proposed Implementation Plans*, in order to implement the Accountability and Transparency Review Team's Recommendation #23; (2) any executed agreements or contracts with the party or parties whose response to an RFI, RFQ, or RFP referenced in (1) was accepted by ICANN, along with any attachments, appendices, or amendments to such agreements or contracts; (3) any document transmitted by ICANN to any party referenced in (2) identifying the expert or experts and their institutional affiliation(s) responsible for performing the work described in (1) and describing the work mandate, timelines, performance goals and standards, deliverables, project budget, and any other material terms of the agreement between ICANN and the party or parties referenced in (2) that are not already contained in documents requested in (2); and (4) any report, memorandum, email, transcript, or other document describing why ICANN did not post on its website an RFP with respect to the solicitation described in (1), when ICANN's *Procurement Guidelines*, <http://www.icann.org/en/financials/procurement-guidelines21feb10-en.pdf>, "require a formal documented RFP process for any purchases which exceed \$150,000 individually or in the aggregate"; a broad solicitation, including posting on ICANN's website, "is required whenever the estimated contract exceeds \$250,000"; and ICANN's staff has determined that "the cost for retaining experts to perform this work is anticipated to cost anywhere between US\$200,000 - \$500,000." <http://www.icann.org/en/accountability/atrt-recommendations-implementation-plans-2-22oct11-en.pdf>.

Response:

There is not documentation within ICANN that is responsive to this request. As noted in the most recent summary update of the ATRT Implementation work, at

<http://www.icann.org/en/accountability/atrt-project-list-workplans-17nov11-en.pdf>, the committee of independent experts has not yet been retained. The Board Governance Committee (BGC) is assigned with overseeing the work on this ATRT Recommendation and work is continuing within the BGC.

About DIDP

ICANN's DIDP is limited to requests for information already in existence within ICANN that is not publicly available. In addition, the DIDP sets forth Defined Conditions of Nondisclosure. To review a copy of the DIDP, which is contained within the ICANN Accountability & Transparency: Framework and Principles please see <http://www.icann.org/transparency/acct-trans-frameworks-principles-10jan08.pdf>. ICANN makes every effort to be as responsive as possible to the entirety of your Request.

We hope this information is helpful. If you have any further inquiries, please forward them to didp@icann.org.