



The Internet Corporation for Assigned Names and Numbers

16 May 2017

VIA EMAIL

Mr. Shaul Jolles
Chief Executive Officer
Dot Registry LLC
6600 College Boulevard, Suite 125
Overland Park, Kansas 66211

Dear Mr. Jolles,

I write to provide you with an update on the status of Dot Registry LLC's (Dot Registry) applications for the .INC, .LLP, and .LLC strings (the Applications) and the *Dot Registry LLC v. ICANN* Independent Review Process (IRP) Panel's Final Declaration in response to the questions that you have raised to ICANN including in your correspondence to the ICANN Board.¹

On [9 August 2016](#), the ICANN Board accepted certain findings of the *Dot Registry* IRP Panel in the IRP Final Declaration.² On 15 September 2016, the Board directed the Board Governance Committee (BGC) to re-evaluate Dot Registry's Reconsideration Requests 14-30, 14-32 and 14-33 in light of IRP Final Declaration.³ Requests 14-30, 14-32, and 14-33 seek reconsideration of the Community Priority Evaluation (CPE) of Dot Registry's Applications.

The Board has recently discussed certain concerns that some applicants have raised with the CPE process, including issues that were identified in the IRP Final Declaration. The Board has directed the President and CEO to undertake a review of various aspects of the CPE process.⁴ The details of this review are discussed in the 26 April 2017 letter from Chris

¹ See letter from S. Jolles to ICANN Board, 6 Aug. 2016, available at <https://www.icann.org/en/system/files/correspondence/jolles-to-icann-board-06aug16-en.pdf>; letter from S. Jolles to ICANN Board, 23 Aug. 2016, available at <https://www.icann.org/en/system/files/correspondence/jolles-to-icann-board-23aug16-en.pdf>; letter from S. Jolles to ICANN Board, 6 Dec. 2016, available at <https://www.icann.org/en/system/files/correspondence/jolles-to-icann-board-06dec16-en.pdf>; letter from S. Jolles to S. Crocker, G. Marby, J. Jeffrey, 20 Feb. 2017; and letter from S. Jolles to ICANN Board, 28 Apr. 2017, available at <https://www.icann.org/en/system/files/correspondence/jolles-to-crocker-28apr17-en.pdf>.

² See <https://www.icann.org/resources/board-material/resolutions-2016-08-09-en#2.g>.

³ See <https://www.icann.org/resources/board-material/resolutions-2016-09-15-en#2.e>.

⁴ See <https://www.icann.org/resources/board-material/resolutions-2016-09-17-en#1.a>.



Disspain, Chair of the BGC, to you, among others.⁵ A copy of Mr. Disspain's letter has been published on the ICANN correspondence page⁶ and on the Reconsideration page under Requests 14-30, 14-32, and 14-33.⁷ As Mr. Disspain explained in his letter, the CPE review is currently underway and will be completed as soon as practicable. The Board's consideration of Requests 14-30, 14-32, and 14-33 is currently on hold pending completion of the review. Once the CPE review is complete, the Board will resume its re-evaluation of Requests 14-30, 14-32, and 14-33, and will take into consideration all relevant materials.

Your 6 December 2016 letter inquires about a BGC meeting that took place on 5 December 2016. As noted in the [published agenda](#), the BGC received an update from counsel regarding the status of certain pending accountability mechanisms, including the above update on .INC, .LLP, and .LLC and Requests 14-30, 14-32, and 14-33. With respect to your request that ICANN produce all materials relating to the Applications discussed the 5 December meeting, the meeting minutes have been published at <https://www.icann.org/resources/board-material/minutes-bgc-2016-12-05-en>. Any other materials are subject to the attorney-client privilege and work product doctrine and are not appropriate for disclosure.

In your 20 February 2017 letter, you pointed out that Section 2.19 and Specification 12 were absent from the .ISMAILI Registry Agreement, and that Section 2.19 is absent from the .BERLIN and .WIEN Registry Agreement. ICANN is aware of this inadvertent error and is in the process of resolving it.

I hope you find this update helpful.

Best regards,

Christine Willett
Vice President, gTLD Operations
ICANN

⁵ See letter from Chris Disspain to All Concerned, 26 Apr. 2017, *available at* <https://www.icann.org/en/system/files/correspondence/disspain-letter-review-new-gtld-cpe-process-26apr17-en.pdf>.

⁶ See *id.*

⁷ See <https://www.icann.org/resources/pages/14-30-2014-06-25-en>; <https://www.icann.org/resources/pages/14-32-2014-06-26-en>; and <https://www.icann.org/resources/pages/14-33-2014-06-26-en>.