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COPY

9 Attorneys for Plaintiff  
10 The Internet Corporation for Assigned Names  
11 and Numbers

12 UNITED STATES DISTRICT COURT  
13 CENTRAL DISTRICT OF CALIFORNIA

CV 07-02089

14 The Internet Corporation for Assigned  
15 Names and Numbers,

Case No. \_\_\_\_\_

APP (LAT)

16 Plaintiff,

**[PROPOSED] TEMPORARY  
RESTRAINING ORDER**

17 v.

Date: [to be set]  
Time: [to be set]  
Judge: [to be set]

18 RegisterFly.Com, Inc., and  
19 UnifiedNames, Inc.,

20 Defendants.  
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1 **[PROPOSED] ORDER**

2 Based on the Complaint filed herein, the *Ex Parte* Application for Temporary  
3 Restraining Order, the Memorandum filed in Support of the Application, and the  
4 Declarations in Support of the Application,

5 IT IS HEREBY ORDERED THAT:

6 The Application of Plaintiff Internet Corporation for Assigned Names and  
7 Numbers' ("ICANN") for Temporary Restraining Order is hereby GRANTED.

8 IT IS FURTHER ORDERED THAT:

9 1. Defendants RegisterFly.Com, Inc., and UnifiedNames, Inc., and all of  
10 their officers, directors, agents, or representatives (collectively referred to as  
11 "RegisterFly"), and all persons or entities in active concert with or under common  
12 control by or with the above listed, are hereby directed *immediately*, in accordance  
13 with Sections 3.4 and 3.6 of the Registrar Accreditation Agreement ("RAA")  
14 between ICANN and RegisterFly, to provide ICANN with a complete copy of all  
15 registrant data for all Internet domain names that RegisterFly services as an  
16 ICANN-accredited Registrar (the "Data"). In providing ICANN with this Data,  
17 RegisterFly is enjoined and restrained from altering or destroying any of the Data  
18 prior to making the copy. RegisterFly is further directed to provide ICANN a  
19 complete and current update of the Data on a recurring 48-hour basis.

20 2. The Data referred to within this order, must include the following  
21 information, as required under sections 3.2, 3.3, and 3.4 of the RAA:

- 22
- 23 • the Registered Name;
  - 24 • the names of the primary nameserver and secondary  
25 nameserver(s) for the Registered Name;
  - 26 • the identity of the registrar (which may be provided through  
27 registrar's website);
  - 28 • the original creation date of the registration;
  - the expiration date of the registration;

- the name and postal address of the Registered Name Holder;
- the name, postal address, e-mail address, voice telephone number, and (where available) fax number of the technical contact for the Registered Name;
- the name, postal address, e-mail address, voice telephone number, and (where available) fax number of the administrative contact for the Registered Name;
- the name and (where available) postal address, e-mail address, voice telephone number, and fax number of the billing contact;
- any other Registry Data that the registrar has submitted to the registry operator or placed in the registry database.

3. RegisterFly, and all persons or entities in active concert with or under common control, are enjoined immediately from taking any actions to interfere with ICANN's rights to inspect and audit all of RegisterFly's registration Data under Section 3.4.3. RegisterFly must make its books and records, including the Data, immediately available for audit by ICANN.

4. RegisterFly, and all persons or entities in active concert with or under common control, are enjoined immediately from taking any actions to interfere with ICANN's rights under the RAA, including, but not limited to, ICANN's right to use the Data in order to protect the domain names of RegisterFly's customers.

IT IS SO ORDERED.

Dated: March \_\_, 2007

\_\_\_\_\_  
United States District Court Judge

1                     **PROOF OF SERVICE BY OVERNIGHT DELIVERY AND ELECTRONIC**

2                     I am a citizen of the United States and employed in Los Angeles County,  
3 California. I am over the age of eighteen years and not a party to the within-entitled  
4 action. My business address is 555 South Flower Street, Fiftieth Floor, Los  
5 Angeles, California 90071-2300. On March 29, 2007, I deposited with Federal  
6 Express, a true and correct copy of the within documents:

7                                     **[PROPOSED] TEMPORARY RESTRAINING**  
8                                     **ORDER**

9 in a sealed envelope, addressed as follows and by transmitting electronically the  
10 document(s) listed above:

11                     Kevin Medina  
12                     RegisterFly.com, Inc.  
13                     960 Arthur Godfrey Road  
14                     Suite 402  
15                     Miami Beach, FL 33140  
16                     Email: [kevin@unifiednames-inc.com](mailto:kevin@unifiednames-inc.com)

                                   Harold Rabner, Esq.  
                                   Rabner, Allcorn, Baumgart & Ben  
                                   Asher, P.C.  
                                   52 Upper Montclair Plaza  
                                   (Upper Montclair)  
                                   Montclair, New Jersey 07043  
                                   Email: [hrabner@rabnerallcorn.com](mailto:hrabner@rabnerallcorn.com)

16                     Mitchell Novick, Esq.  
17                     Law Offices of Mitchell P. Novick  
18                     66 Park Street  
19                     Montclair, New Jersey 07042  
20                     Email: [mnovick@mitchellnovick.com](mailto:mnovick@mitchellnovick.com)

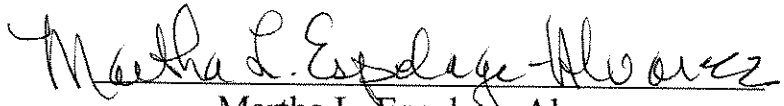
21                     Following ordinary business practices, the envelope was sealed and placed  
22 for collection by Federal Express on this date, and would, in the ordinary course of  
23 business, be retrieved by Federal Express for overnight delivery on this date.

24                     I declare that I am employed in the office of a member of the bar of this court  
25 at whose direction the service was made.

26                     I declare under penalty of perjury under the laws of the State of California  
27 that the above is true and correct.  
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Executed on March 29, 2007, at Los Angeles, California.

  
Martha L. Espelage-Alvarez