

4 December 2018

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE, AND COURIER

RE: NOTICE OF BREACH OF REGISTRAR ACCREDITATION AGREEMENT

Wafa Dahmani
ATI (IANA #1896)
22, rue Medina
Belvedere, Tunis 1002
Tunisia

Email: wafa@ati.tn
Fax: +216 71 846 600

Dear Wafa Dahmani,

Please be advised that as of 4 December 2018, ATI (“ATI”) is in breach of its 2013 Registrar Accreditation Agreement with the Internet Corporation for Assigned Names and Numbers (“ICANN”) dated 3 June 2015 (“RAA”). This breach results from:

1. ATI’s failure to timely pay past due accreditation fees, as required by Section 3.9 of the RAA.

Please refer to the attachment for details regarding this breach.

In addition, ATI has been deemed noncompliant in the following areas:

1. ATI’s failure to provide an interactive webpage Whois service providing free public query-based access to up-to-date data concerning all active registered names sponsored by ATI for each generic top-level domain (“gTLD”) in which it is accredited, as required by Section 3.3.1 of the RAA;
2. ATI’s failure to provide domain name data in the specified response format, as required by Section 1.4 of the Registration Data Directory Service (Whois) Specification of the RAA (“Whois Specification”), the Advisory: Clarifications to the Registry and Registrar Requirements for WHOIS (port 43) and Web-Based Directory Services (“Clarifications”) and the Additional Whois Information Policy (“AWIP”); and
3. ATI’s failure to provide current documentation demonstrating ATI is in good standing, as required by Section 3.17 and Section 6 of the Registrar Information Specification (“RIS”) of the RAA.

Additional Concerns

ATI has previously remediated the failure to pay past due fees.

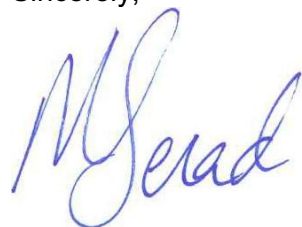
ICANN requests that ATI cure these breaches by 25 December 2018, 21 days from the date of this letter, by taking the following actions:

1. Provide an interactive webpage Whois service providing free public query-based access to up-to-date data concerning all active registered names sponsored by ATI for each gTLD in which it is accredited;
2. Display domain name data in the specified response format, as required by Section 1.4 of the Whois Specification, Clarifications and AWIP;
3. Provide ICANN with current documentation demonstrating ATI is in good standing;
4. Provide ICANN with corrective and preventative action(s), including implementation date(s), to ensure that ATI will:
 - a. timely and fully respond to ICANN Contractual Compliance matters;
 - b. timely make payment of its ICANN fees; and
 - c. remain in compliance for previously remediated areas of noncompliance; and
5. Pay all past and currently due accreditation fees.

If ATI fails to timely cure the breaches and provide the information requested by 25 December 2018, ICANN may commence the RAA termination process.

If you have questions or require assistance, please contact Jennifer Scott at jennifer.scott@icann.org.

Sincerely,



Maguy Serad
Vice President
Contractual Compliance

Cc: John O. Jeffrey, General Counsel and Secretary

ATTACHMENT

Failure to provide an interactive webpage Whois service

Section 3.3.1 of the RAA requires registrars to provide an interactive webpage and a port 43 Whois service providing free public query-based access to up-to-date data concerning all active registered names sponsored by the registrar. ATI's failure to provide an interactive webpage Whois service is a breach of Section 3.3.1 of the RAA.

Failure to display required Whois format

Section 1.4 of the Whois Specification of the RAA requires registrars to display domain name data in a specified format for Whois query responses. The format of responses shall contain all the elements and follow a semi-free text format outlined in Section 1.4 of the Whois Specification. Additional specifications to the format of Whois query responses are contained in the Clarifications and AWIP. Section 4.1 of the RAA requires registrars to comply with and implement all Consensus Policies and Temporary Policies, including the AWIP. ATI's failure to display Whois data in the specified format is a breach of Section 1.4 of the Whois Specification of the RAA, Clarifications and AWIP.

Failure to provide ICANN with current documentation of legal status

Section 3.17 of the RAA requires registrars to maintain and provide to ICANN the information specified in the RIS, including current documentation demonstrating the registrar entity is legally established and in good standing. ATI's failure to provide ICANN with current documentation demonstrating it is in good standing is a breach of Section 3.17 of the RAA and Section 6 of the RIS.

Chronology:

Date of Notice	Deadline for Response	Details
21-Aug-2018 24-Sep-2018 9-Oct-2018	N/A	ICANN sent detailed customer statements to ATI regarding past due fees.
7-Nov-2018	N/A	ATI's past due fees were referred to ICANN Contractual Compliance.
8-Nov-2018	15-Nov-2018	ICANN sent 1st compliance notice via email to billing.reg@ati.tn , moussa.samir@ati.tn and wafa@ati.tn .
14-Nov-2018	N/A	Email from Registrar (moussa@ati.tn) insufficient to demonstrate compliance.
15-Nov-2018	15-Nov-2018	ICANN sent follow-up compliance notice via email to billing.reg@ati.tn , moussa@ati.tn , wafa@ati.tn , kamel.echi@ati.tn , tarek@ati.tn and yosra@ati.tn . No response received from Registrar.

Date of Notice	Deadline for Response	Details
16-Nov-2018	23-Nov-2018	ICANN sent 2nd compliance notice via email to billing.reg@ati.tn , moussa.samir@ati.tn , wafa@ati.tn , kamel.echi@ati.tn , tarek@ati.tn and yosra@ati.tn .
16-Nov-2018	N/A	Email from Registrar (moussa@ati.tn) insufficient to demonstrate compliance.
20-Nov-2018	N/A	ICANN called Primary Contact at +216 71 848 175. No answer and no ability to leave a voicemail. ICANN called Registrar Representative at +216 97 443 012. No answer and no ability to leave a voicemail.
20-Nov-2018	23-Nov-2018	ICANN sent follow-up compliance notice via email to billing.reg@ati.tn , moussa.samir@ati.tn , moussa@ati.tn , wafa@ati.tn , kamel.echi@ati.tn , tarek@ati.tn and yousra@ati.tn . No response received from Registrar.
26-Nov-2018	3-Dec-2018	ICANN sent 3rd compliance notice via email to billing.reg@ati.tn , moussa.samir@ati.tn , wafa@ati.tn , tarek@ati.tn and yousra@ati.tn .
26-Nov-2018	N/A	ICANN sent 3rd compliance notice via fax to +216 71 846 600. Fax unsuccessful.
28-Nov-2018	N/A	ICANN called Primary Contact at +216 71 848 175. No answer and no ability to leave a voicemail. ICANN called Registrar Representatives at +216 97 443 012 and +216 98 483 144. No answer and no ability to leave a voicemail.
2-Dec-2018	N/A	ICANN sent follow-up compliance notice via email to billing.reg@ati.tn , moussa.samir@ati.tn , moussa@ati.tn , wafa@ati.tn , tarek@ati.tn , yousra@ati.tn , mourad@ati.tn and moez.maaref@ati.tn .
3-Dec-2018	N/A	Email from Registrar (moussa@ati.tn) insufficient to demonstrate compliance.
3-Dec-2018	N/A	ICANN sent follow-up compliance notice via email to moussa.samir@ati.tn , moussa@ati.tn , wafa@ati.tn , tarek@ati.tn , yousra@ati.tn , mourad@ati.tn and moez.maaref@ati.tn . No response received from Registrar.
4-Dec-2018	N/A	ICANN conducted compliance check to determine other areas of noncompliance.
4-Dec-2018	N/A	To date, the Registrar has not made full payment of past due fees or responded to ICANN with the requested information and the issue remains unresolved.