Asian Domain Name Dispute Resolution Centre

**(Hong Kong Office)**

**Response in accordance with the**

**Uniform Rapid Suspension System Rules and procedure**

This form shall be used to respond to a Complaint submitted to the Hong Kong Office of the Asian Domain Name Dispute Resolution Centre (ADNDRC) pursuant to the Uniform Rapid Suspension System, approved by the Internet Corporation for Assigned Names and Numbers (ICANN) on 1 March 2013 (the Procedure), the Rules for Uniform Rapid Suspension System, approved by ICANN Board of Directors on 28 June 2013 (the Rules) and the ADNDRC Supplemental Rules for Uniform Rapid Suspension System effective from 8 September 2014 (the Supplemental Rules).

*(Note: In case any section of the form is not applicable, please put in “N/A”.)*

**1** **Disputed Domain Name(s) and the comcerned registry operator(s)**

*(Names to be listed in full)*

 (1) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 (2) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 (3) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 (4) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 (5) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 (6) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 (7) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 (8) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 (9) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**2 Details Of PARTIES:** *(If there is more than one Complainant/Respondent, please use a separate A4 sheet to provide the contact details for each and briefly describe the bases on which they are being joined in a common Complaint.)*

**RESPONDENT:**

Name

Address

Tel No

Fax No

Email

Legal Status

Place of Incorporation

Principal Place of Business

**Authorized Representative** (if any)**:**

Name

Address

Tel No

Fax No

Email

**COMPLAINANT:**

Name

Address

Tel No

Fax No

Email

Legal Status

Place of Incorporation

Principal Place of Business

**Authorized Representative** (if any)**:**

Name

Address

Tel No

Fax No

Email

**3 Respondent’s Preferred Contact Person:**

 Name of the Contact Person:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Information of the Contact Person:

 Telephone: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Email: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**4 Selection of the factual and legal grounds on which the complaint is made:**

#####  The disputed domain name is identical or confusingly similar to a word mark:

#####  (i) for which the Complainant holds a valid national or regional registration and that is in current use; or

 Admission of this allegation

 Denial of this allegation, reasons as below:

#####  (ii) that has been validated through court proceedings; or

 Admission of this allegation

 Denial of this allegation, reasons as below:

#####  (iii) that is specifically protected by a statue or treaty in effect at the time the URS Complaint is filed.

 Admission of this allegation

 Denial of this allegation, reasons as below:

 **Registrant has no legitimate right or interest to the domain name(s);**

 Admission of this allegation

 Denial of this allegation, reasons as below:

#####  The domain(s) was/were registered and is being used in bad faith. A non-exclusive list of circumstances that demonstrate bad faith registration and use by the Registrant include:

  (i) Registrant has registered or acquired the domain name(s) primarily for the purpose of selling, renting or otherwise transferring the domain name registration to the complainant who is the owner of the trademark or survive or to a competitor or that complainant, for valuable consideration in excess of documented out-of-pocket costs directly related to the domain name;

 Admission of this allegation

 Denial of this allegation, reasons as below:

  (ii) Registrant has registered the domain name(s) in order to prevent the trademark holder or service mark from reflecting the mark in a corresponding domain name, provided that Registrant has engaged in a pattern of such conduct; or

 Admission of this allegation

 Denial of this allegation, reasons as below:

 (iii) Registrant registered the domain name(s) primarily for the purpose of disrupting the business of a competitor; or

 Admission of this allegation

 Denial of this allegation, reasons as below:

 (iv) By using the domain name(s) Registrant has intentionally attempted to attract for commercial gain, Internet users to Registrant’s web site or other on-line location, by creating a likelihood of confusion with the complainant’s mark as to the source, sponsorship, affliction, or endorsement of Registrant’s web site or location or of a product or service on that web site or location.

 Admission of this allegation

 Denial of this allegation, reasons as below:

 (v) Others

**5 Additional explanatory statement (optional)**

**6 REMEDIES SOUGHT:**

 Return Full Control of the Domain Name(s) Registration to the Respondent.

**7 Indicate Whether There Are Legal Proceedings That Have Been Commenced Or Terminated In Connection With Or Relating To Any Of The Domain Name(s) That Are The Subject Of The Complaint:** (Please attach any supporting documentation.)

1. **Other Relevant Details: (**Optional**)**

**9 Additional Information**

1. This Response must be submitted within fourteen (14) Calendar days of the date of commencement of the URS administrative proceeding (refer to Article 6(1) of the Supplemental Rules).
2. Annex any additional documentation to support the Response, together with a schedule indexing such document(s).
3. The Complaint may relate to more than one domain name, provided that the domain names are registered by the same domain name holder.
4. This Response shall be submitted in electronic form in accordance with the Rules to the Hong Kong Office of ADNDRC:

 Asian Domain Name Dispute Resolution Centre (Hong Kong Office)

 38th Floor Two Exchange Square

 8 Connaught Place, Central

 Hong Kong

 E-mail: hkiac@adndrc.org

1. Enclose appropriate fees in accordance with Article 14 of the Supplemental Rules.
2. The following documents should be consulted in connection with preparing this Response:
3. ICANN Uniform Rapid Suspension System (“the Procedure”);
4. ICANN Rules for Uniform Rapid Suspension System (“the Rules”);
5. ADNDRC Supplemental Rules for Uniform Rapid Suspension System (“the Supplemental Rules”)
6. Any communication by a party shall be copied to the other party and the ADNDRC’s Hong Kong Office.
7. There is no need to send this Response to the concerned Registrar(s).

**10 Certificate**

The Respondent certifies that the information contained in this Response is to the best of the Respondent’s knowledge, complete and accurate, that this Response is not being presented for any improper purpose, such as to harass, and that the assertions in this Response are warranted under the Rules and under applicable law, as it now exists or as it may be extended by a good-faith and reasonable argument.

Signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date:

Name and Capacity (in print):