

Dispute Resolution Regulations for .amsterdam Domain Names

Table of contents

TABLE OF CONTENTS	2
A. INTRODUCTION	3
B. DEFINITIONS	3
C. WHO MAY SEEK WHAT REMEDY AND ON WHAT GROUNDS?	5
Article 1. What remedy may be requested under the regulations?	5
Article 2. On what grounds may a complaint be submitted?	5
Article 3. Examples of possible evidence to be submitted by parties	5
D. THE PROCEDURE	7
Article 4. How to initiate proceedings	7
Article 5. Notification of the complaint	7
Article 6. Locking of the domain name	7
Article 7. The response	7
Article 8. Mediation	8
Article 9. Panelist appointment	8
Article 10. Panelist's task and powers	8
Article 11. Further submissions	9
Article 12. Conclusion of written phase of procedure	9
Article 13. Hearing	9
Article 14. Decision	9
E. GENERAL PROVISIONS CONCERNING THE PROCEDURE	10
Article 15. Contact	10
Article 16. Communication: the method of submitting documents	10

Article 17. Language of the proceedings	10
Article 18. Non-compliance with the regulations	11
Article 19. Settlement or other basis for termination of dispute	11
F. CONSEQUENCES OF THE DECISION	12
Article 20. Cooperation with decision by registry	12
Article 21. Concurrent court proceedings or URS Complaint or UDRP Complaint	12
Article 22. Publication of decision	12
G. COSTS	13
Article 23. Costs	13
H. OTHER PROVISIONS	14
Article 24. Exoneration	14
Article 25. Amendment of regulations	14
EXHIBIT 1 MODEL COMPLAINT	15
Complaint transmittal coversheet	15

A. Introduction

These Dispute Resolution Regulations for .amsterdam Domain Names came into effect on <date>. From this date, any registrant of a .amsterdam domain name involved in a dispute concerning the registration of that name will be subject to these regulations if a third party files a complaint against them pursuant to these regulations. By submitting a complaint against a registrant, third parties submit themselves to these regulations and are bound by the same.

B. Definitions

In the context of these regulations, the following definitions apply:

Pool	the list of potential panelists published by the Center
Registrar	an organization which is entitled, by virtue of the contract entered into with the registry operator, to register domain names

Domain name	a domain name registered under the top level domain .amsterdam
Registrant	the person or entity in whose name a Domain Name is registered in the .amsterdam domain name register
Complaint	the remedies set out in the initial submission and the grounds in support of the same
Complainant	the person or organization which submits a complaint against a Registrant to the Center
Center	the World Intellectual Property Organization (WIPO) Arbitration and Mediation Center, accredited by the registry for the administration of .amsterdam domain name disputes
Regulations	the Dispute resolution regulations for .amsterdam domain names
Panelist	the panelist appointed by the center to determine the merits of the dispute
Mediator	a mediator appointed by the registry
Registry	the registry for .amsterdam domain names
Respondent	the Registrant against whom a complaint is submitted in accordance with these regulations
Response	the submission with which the respondent defends itself against the complaint
Change of Registrant	the termination of the registration contract between the registry and registrant in relation to a particular domain name and the subsequent conclusion of a registration contract between the registry and a new registrant in relation to the same domain name

C. Who may seek what remedy and on what grounds?

Article 1. What remedy may be requested under the regulations?

- 1.1. Under the regulations, a complainant may seek only the following remedy: A change of registrant, whereby the complainant becomes the registrant instead of the respondent.

Article 2. On what grounds may a complaint be submitted?

- 2.1. Complaints may be submitted by any party which asserts and establishes that:
 - a) a domain name is identical or confusingly similar to:
 - I. a trademark, or trade name, protected under Dutch law in which the complainant has rights; or
 - II. a personal name registered in the General Municipal Register ('gemeentelijke basisadministratie') of a municipality in the Netherlands, or the name of a Dutch public legal entity or the name of an association or foundation registered in the Netherlands under which the complainant undertakes public activities on a permanent basis; and
 - b) the registrant has no rights to or legitimate interests in the domain name; and
 - c) the domain name has been registered or is being used in bad faith.
- 2.2. The mediation process described in article 8 is not applicable, and the panelist shall not be competent or shall declare not to be competent, if the complainant's claims are not based upon the grounds referred to in article 2.1.

Article 3. Examples of possible evidence to be submitted by parties

- 3.1. The complainant must demonstrate that the registrant has no rights to or legitimate interests in the domain name. The registrant may demonstrate such rights or legitimate interests on its part inter alia through the following circumstances:
 - a. before having any notice of the dispute, the registrant made demonstrable preparations to use the domain name (or a name corresponding to the domain name) in connection with a bona fide offering of goods or services;
 - b. the registrant as an individual, business or other organization is commonly known by the domain name; c. the registrant is making a legitimate noncommercial use of the domain name, without intent for commercial gain to misleadingly divert consumers or to tarnish or otherwise damage the relevant trademark, trade name, personal name, name of a Dutch public legal entity or name of an association or foundation located in the Netherlands.
- 3.2. Evidence that a domain name has been registered or is being used in bad faith may be provided inter alia through the following circumstances:
 - a. the domain name has been registered or acquired primarily for the purpose of selling, renting or transferring it to the complainant or to the complainant's competitors for valuable consideration in excess of the cost of registration;
 - b. the domain name has been registered in order to prevent the complainant from using it;

c. the domain name has been registered primarily for the purpose of disrupting the complainant's activities;

d. the domain name has been or is being used for commercial gain, by attracting internet users to a website of the registrant or other online location through the likelihood of confusion which may arise with the trademark, trade name, personal name, name of a Dutch public legal entity or name of an association or foundation registered in the Netherlands as to, for example, the source, sponsorship, affiliation or endorsement of the website of the registrant or other online location(s) or of products or services on the domain registrant's website or another online location.

D. The procedure

Article 4. How to initiate proceedings

- 4.1. The complainant may initiate proceedings at the Center by:
 - a. drafting a complaint in accordance with the regulations and with the complaint form of exhibit 1, which is deemed to be an integral part of the regulations; and
 - b. submitting the complaint including attachments electronically to the Center's e-mail address in accordance with the practical guidelines published on the Center's website.
- 4.2. The Center shall confirm to the complainant the receipt of the complaint including the date of receipt.
- 4.3. Concerning payment by the complainant of the costs of proceedings, reference is made to article 23, as well as article 7.4 and 8.4, as the case may be.

Article 5. Notification of the complaint

- 5.1. Within three (3) calendar days of receiving the complaint, the Center shall determine whether the complaint meets the requirements set out in article 4. If the complaint is found to do so, the Center shall forward the complaint together with a notification document to the respondent in accordance with article 16.4. the registry, the concerned registrar and the complainant shall be copied on this message. The proceedings commence on the date mentioned in the notification document.
- 5.2. If the Center finds the complaint not to have been drafted and submitted in accordance with the requirements of article 4, it shall promptly notify the complainant of such deficiency. The complainant shall have five (5) calendar days to correct such deficiency and to re-submit the complaint to the Center. If the complainant fails to do so, the procedure shall not continue, without prejudice to the right to submit a new complaint.

Article 6. Locking of the domain name

- 6.1 From the moment it is informed by the Center of the receipt of the complaint, the registry shall not cooperate with any cancellation, or change of registrant of the domain name concerned until the proceedings have come to an end and any resulting change of registrant has been implemented.

Article 7. The response

- 7.1. The Center must receive the response no later than twenty (20) calendar days after the date of commencement of the proceedings.
- 7.2. The response shall be complete only when:
 - a. drafted in accordance with the regulations and in accordance with the response form of exhibit 2, which is deemed to be an integral part of the regulations; and
 - b. submitted together with the attachments thereto electronically to the Center's e-mail address in accordance with the practical guidelines published on the Center's website, and the complainant is copied on such message.

- 7.3. The Center shall confirm receipt of the response to the parties, stating the date of receipt, or shall notify the parties that the period referred to in article 7.1 has expired without a response being received.
- 7.4. If the respondent fails to submit a response to the Center within the specified period, the procedure described in articles 9 to 14 shall nevertheless be followed. The complainant shall pay to the Center, within ten (10) calendar days of the confirmation referred to in article 7.3, the administration charges and panelist's fee referred to in article 23. If the complainant fails to do so, the procedure shall be terminated, without prejudice to the right to submit a new complaint.

Article 8. Mediation

- 8.1. The free-of-charge mediation process commences within five (5) calendar days of the Center forwarding the response to the registry.
- 8.2. The mediation process ends within thirty (30) calendar days of its commencement, or as much earlier as the Mediator determines that mediation shall not be successful. This period may, with the consent of both parties, be extended twice for periods of up to thirty (30) calendar days.
- 8.3. If the Mediator determines the mediation to be successful, the Mediator shall inform the Center accordingly by e-mail, copied to the complainant and the respondent, where after the Center shall terminate the procedure.
- 8.4. If the Mediator determines the mediation to have not been successful, the registry shall inform the Center accordingly by e-mail, copied to the complainant and the respondent. The complainant shall pay to the Center, within ten (10) calendar days of this communication, the administration charges and panelist's fee referred to in article 23. If the complainant fails to do so, the procedure shall be terminated, without prejudice to the right to submit a new complaint.

Article 9. Panelist appointment

- 9.1. Within five (5) calendar days of the receipt of the complainant's payment pursuant to article 7.4 or 8.4 of the fee referred to in article 23, the Center shall appoint a panelist from the pool.
- 9.2. The panelist shall confirm the appointment and declare not to have a personal or business connection with any of the parties.
- 9.3. Once the panelist has been appointed, the Center shall inform the parties thereof.
- 9.4. The Center may relieve panelists of their appointment and replace them; when doing so, the Center shall state the reason. Replacement of a panelist shall take place in accordance with the rules of appointment set out in the present article.

Article 10. Panelist's task and powers

- 10.1. The panelist shall be impartial and independent. A panelist shall request to be excused from a case if and as soon as:
 - a. he has a personal or business connection with one of the parties; or
 - b. prior to his appointment, he has, directly or indirectly, expressed his opinion on the case to either party.
- 10.2. The panelist shall act in accordance with the regulations and shall decide on his own competence.

- 10.3. The panelist shall determine the admissibility, relevance and weight of the evidence submitted. If no response has been submitted, the panelist shall rule on the basis of the complaint. The complaint shall in that event be granted, unless the panelist considers it to be without basis in law or in fact.
- 10.4. The panelist shall ensure that the proceedings take place with due expedition. The panelist may extend the periods provided for in the regulations, upon party request or by himself.

Article 11. Further submissions

- 11.1. The panelist may invite the parties to submit further statements and/or (further) submissions.
- 11.2. Should a party file a further submission without being so invited, the panelist shall determine the admissibility of such submission.
- 11.3. The panelist shall not accept documents which have not been submitted in the prescribed manner through the Center.
- 11.4. The panelist shall not accept documents which have been made available to the mediator by the parties during the mediation process, except insofar as any such document is submitted in accordance with articles 11.1 and 11.2 and he chooses to accept it.

Article 12. Conclusion of written phase of procedure

- 12.1. The written phase of the procedure shall be concluded after the appointment of the panelist, provided that any requested or admitted submissions made thereafter shall be deemed to be part of the record.
- 2.2. The Center shall forward the case file to the panelist.

Article 13. Hearing

- 13.1 In principle, there shall be no in-person hearing during the proceedings, subject to exception if the panelist considers it necessary for deciding the dispute.

Article 14. Decision

- 14.1. The panelist shall decide on the requested remedy in accordance with the regulations. The panelist shall render his decision in writing.
- 14.2. Except exceptional circumstances, the panelist shall forward the decision to the Center within fourteen (14) calendar days of conclusion of the written phase of the procedure.
- 14.3. The panelist's decision shall state:
 - a. the grounds for the decision;
 - b. the name of the panelist;
 - c. the names and places of residence/registration of the parties;
 - d. the date of the decision.
- 14.4. Within three (3) calendar days of receiving the decision from the panelist, the Center shall forward a copy of the decision together with a notification document to the parties and the registry.

E. General provisions concerning the procedure

Article 15. Contact

15. Neither a party nor any person acting on behalf of a party shall have any direct contact with the panelist, other than as specified in the regulations. All communications between a party and the panelist shall take place through the Center.

Article 16. Communication: the method of submitting documents

- 16.1. All communications under the regulations shall be sent exclusively by e-mail. Should this not be possible, communications may be sent by registered mail (return receipt requested), by courier, by fax or by any other means of communication providing a probative record of transmission.
- 16.2. Any communication to the Center shall be sent by e-mail to domain.disputes@wipo.int; In the exceptional event, as mentioned in article 16.1, that communication by e-mail is impossible, communications shall be sent to the Center as follows:
 - a. in hard copy to the address of the Center: WIPO Arbitration and Mediation Center, 34 Chemin des Colombettes, 1211 Geneva 20, Switzerland;
 - b. by fax to: +41 22 740 3700.
- 16.3. Except for the complaint, parties shall send any submission, including the response and any other submissions both to the Center and to the other party.
- 16.4. In forwarding the complaint to the respondent, the Center shall employ reasonably available means to achieve actual notice to the respondent. To that end the Center shall send:
 - a. the complaint with attachments and a notification document to all e-mail addresses indicated in the publicly available WHOIS information of .amsterdam and to all other e-mail addresses of the respondent indicated by the complainant, or to the e-mail address at which the respondent has indicated to prefer receiving communications from the Center; and
 - b. with reference to the communication of article 16.4 sub a, a notification document to all postal addresses and fax numbers indicated in the publicly available WHOIS information of .amsterdam and to all other postal addresses and fax numbers of the respondent indicated by the complainant, or to the postal address or fax number at which the respondent has indicated to prefer receiving communications from the Center.
- 16.5. Any communication shall be deemed to have been made:
 - a. by e-mail, at the time of transmission of the communication, provided that such time is verifiable;
 - b. by fax, at the time confirmed by the transmission report;
 - c. by postal or courier service, at the time confirmed by the return receipt.

Article 17. Language of the proceedings

- 17.1. Proceedings shall be conducted in the Dutch language whenever both the complainant and the respondent are residing or registered in the Netherlands. In exceptional circumstances however, the Center (subject to the panelist's

determination) or the panelist may decide that proceedings are to be conducted in English, or that the complainant or the respondent may make submissions in English.

- 17.2. Whenever the complainant or the respondent neither resides nor is registered in the Netherlands, proceedings shall be conducted in the English language. In exceptional circumstances however, (such as when both parties appear to have full command of the Dutch language), the Center (subject to the panelist's determination) or panelist may decide that proceedings are to be conducted in Dutch, or that the complainant or the respondent may make submissions in Dutch.
- 17.3. The Center or the panelist may require that any document submitted in a language other than the language of proceedings is accompanied by a partial or complete translation into the language of proceedings.

Article 18. Non-compliance with the regulations

- 18.1 In the event of a party's non-compliance in part or in full with the regulations, the panelist shall draw such inferences as he considers appropriate.

Article 19. Settlement or other basis for termination of dispute

- 19.1. The Center or the Panelist, as the case may be, shall terminate the proceedings in the following three instances:
 - a. if the parties reach a settlement before the panelist renders a decision;
 - b. if it becomes unnecessary or impossible to continue the proceedings;
 - c. if the complainant withdraws the complaint during the proceedings.
- 19.2. The Center shall inform the parties and registry of the termination of the proceedings, whereupon the registry shall arrange for termination of the lock that has been placed upon the domain name pursuant to article 6.
- 19.3. The Center or, if appointed, the panelist may upon the complainant's written request suspend the proceedings for a limited period of time in order to give parties the opportunity to agree and implement a settlement.
- 19.4. In all of the above cases, no fees already paid shall be refunded to the parties, except for the amount reserved as the panelist's fee in case no panelist has yet been appointed.

F. Consequences of the decision

Article 20. Cooperation with decision by registry

- 20.1. If a panelist orders a change of registrant, so that the complainant is to become the registrant, the registry will remove the lock that has been placed upon the domain name pursuant to Article 6.
- The registry shall remove the lock ten (10) working days after being notified of the decision by the Center, unless the registry has within that period received proof from the respondent (e.g. a copy of a writ of summons) that the respondent has instituted legal proceedings at a Dutch court against the complainant in relation to the registration of the domain name at issue. In such event also, the registry shall not cooperate with any cancellation, or change of registrant of the domain name, until the registry has received sufficient proof that the dispute has been resolved between the parties, that the court proceedings have been terminated or withdrawn, or that the court has denied the respondent's claim or determined that the respondent has no right to the domain name.
- 20.2. In order to facilitate the implementation of the panelist's decision referred to in article 20.1, the complainant must submit through its registrar a request for a change of registrant.

Article 21. Concurrent court proceedings or URS Complaint or UDRP Complaint

- 21.1 Participation in proceedings covered by these regulations (including the mediation process) does not prevent either the respondent or the complainant from filing a UDRP or URS complaint or submitting the dispute to an independent court of competent jurisdiction.
- 21.2 The proceeding of these regulations will not be stopped if an UDRP or URS complaint is submitted. A decision of a UDRP or URS complaint overrules the decision of these regulations.

Article 22. Publication of decision

- 22.1 Unless the panelist determines otherwise, the decision shall be published in full by the Center and/or SIDN.

G. Costs

Article 23. Costs

- 23.1. In case article 7.4 or article 8.4 applies, the complainant is required to pay a fixed fee to the Center. Such fee shall consist of the administration charges and the panelist's fee, as specified in the table in annex 3. The Center shall be under no obligation to further consider a case until it has received such payment.
- 23.2. If the Center does not receive full payment of the fixed fee in the circumstances referred to in article 23.1, the complaint shall be deemed withdrawn and the proceedings shall be terminated. Any administration charges already paid shall not be refunded.
- 23.3. Should the procedure require special action in the opinion of the Center or the panelist, the costs of which cannot reasonably be covered by the administration charges and/or panelist's fee set out in annex 3, such action shall be undertaken only upon payment by the party or parties instructed by the Center of such additional amount as may be determined by the Center.
- 23.4. The regulations do not provide for an award of costs.

H. Other provisions

Article 24. Exoneration

24.1 Neither the Center, the panelist, the registrar, the registry, SIDN, nor the management or employees of any of these entities, shall be liable to any party for any damages that may arise pursuant to any act or omission on their part in connection with these regulations and disputes submitted thereunder.

Article 25. Amendment of regulations

25.1 The registry may at any time amend or replace the regulations to introduce new regulations on the resolution of disputes concerning domain names. Any such amendment or replacement shall not apply to any proceedings pending at that time.

Exhibit 1 Model Complaint

Complaint transmittal coversheet

Attached is a complaint that has been filed against you with the World Intellectual Property Organization (WIPO) Arbitration and Mediation Center (the center) pursuant to the Dispute Resolution Regulations for .amsterdam Domain Names (the regulations), effective as of <date>.

The regulations form part of your Contract with the registry .amsterdam, in accordance with which you are required to submit to a dispute resolution procedure in the event of a third party (a complainant) submitting a complaint to the Center, concerning a domain name that you have registered.

Under the regulations, a complainant may seek to have the registrant of a domain name changed, so that the complainant becomes the registrant instead of you.

The name and contact details of the complainant are given below. We have also specified the domain name that the complaint relates to and set out the basis of the complaint. Consideration of the complaint may lead to a decision as to whether the registry should change the registrant of the domain name in question.

During the course of the proceedings, you will have the opportunity to respond formally to the complaint, justifying your registration of the disputed domain name. Once your response has been received, the registry will start a mediation process. This may lead to settlement of the dispute, making the remainder of the dispute resolution process unnecessary.

The regulations allow you twenty (20) calendar days to respond to the complaint. Your response must be submitted to the center and must follow the structure of the model-response; when you submit your response, you must also send a copy to the complainant. In the proceedings, you may represent yourself or seek the assistance of legal counsel or others to represent you in these proceedings.

The regulations, the standard response form and further information about the mediation process are available from <http://nic.amsterdam/#documents>

If you choose not to submit a formal response, you will lose the opportunity to make use of the registry's mediation service. If the twenty-day period referred to above elapses without you submitting a response, and if the complainant promptly pays the fixed fee charged for processing a complaint, the center will appoint a panelist to examine the facts of the case and to make a decision.

The registry will then act upon the panelist's decision, as required by the regulations. It is not possible to appeal the panelist's decision. However, if the panelist orders the transfer of the domain name, you can prevent the domain name being transferred to the complainant

by starting legal proceedings within the set period (see article 20.1 of the regulations).

Alternatively, you may contact the center to obtain any of the above documents. The center can be contacted in Geneva, Switzerland by telephone on +41 22 338 8247, by fax on +41 22 740 3700 or by e-mail at domain.disputes@wipo.int. If you have any questions about the mediation process, you can contact the registry by phone on +31 26 352 5555 or by e-mail at legal@sidn.nl.

A copy of the complaint has been sent by the center to the registry and to the registrar that manages the registration of the disputed domain name. By submitting this complaint to the center the complainant hereby confirms that he submits himself to the provisions of the regulations.

WORLD INTELLECTUAL PROPERTY ORGANIZATION ARBITRATION AND MEDIATION CENTER

[Name and address of complainant] (Complainant)	
	Disputed domain name:
[Name and address of respondent] (Respondent)	[<the disputed domain name>]

COMPLAINT
(Regulations, article 4.1)

I. Introduction

This complaint is hereby submitted for decision at the World Intellectual Property Organization (WIPO) Arbitration and Mediation Center (the center) under the Dispute Resolution Regulations for .amsterdam Domain Names (the regulations) effective as of <date>.

II. The Parties

a. The complainant

(Regulations, articles 4.1 and 16)

The complainant in these proceedings is *[provide full name and, if relevant, legal status, place of incorporation and principal place of business]*.

The complainant's contact details are:

E-mail:	<i>[Specify e-mail address]</i>
Address:	<i>[Specify postal address]</i>
Telephone:	<i>[Specify telephone number]</i>
Fax:	<i>[Specify fax number]</i>

The complainant's authorized representative in these proceedings is: *[If relevant, identify authorized representative and provide all contact details, including e-mail address, postal address, telephone number, fax number]*

The complainant's preferred method of communications directed to the complainant in these proceedings is:

Electronic-only material

Method:	e-mail
Address:	<i>[Specify one e-mail address]</i>
Contact:	<i>[Identify name of one contact]</i>

In the exceptional event, as mentioned in article 16.1, that communication by e-mail is impossible:

Material including hardcopy

Method:	<i>[Specify one: fax, post/courier]</i>
Address:	<i>[Specify one address]</i>
Fax:	<i>[Specify one fax number]</i>
Contact:	<i>[Identify name of one contact]</i>

The respondent
(Regulations, articles 4.1 and 16.5)

According to the registry's register (whois.nic.amsterdam), the following party is the registrant of the domain name and therefore the respondent in these proceedings:

[Identify respondent (the domain name registrant), including full name and, if relevant and known, the legal status, place of incorporation and principal place of business, or residence]

A copy of the printout of the registry/register search conducted on [date] are provided as Annex [Annex number].

All information known to the complainant regarding how to contact the respondent is as follows:

[Provide all available contact details (e-mail addresses, postal address, telephone number, fax number) for the respondent, including those that may have been used successfully in the course of pre-complaint dealings and those available from the registry's register]

The Domain Name, Registration Date and Registrar
(Regulations, article 4.1)

This dispute concerns the domain name identified below:

[Identify the disputed domain name]

The registrar with which the domain name is registered:

[Provide the name and full contact details of the registrar with which the domain name is registered. Information about the registrar can be found in the registry's register through whois.nic.amsterdam]

The domain name at issue was registered on: *[date]*.

Factual and Legal Grounds
(Regulations, article 2.1)

[Relevant documentation in support of the complaint should be submitted as annexes, with a schedule indexing such annexes]

This complaint is based on the following grounds:

- a. **The complainant has rights in a trademark or trading name protected under Dutch law, a personal name registered in the General Municipal Register ('gemeentelijke basisadministratie') of a municipality in the Netherlands, or the name of a Dutch public legal entity or the name of an association or foundation registered in the Netherlands, under which the complainant undertakes public activities on a permanent basis, and the domain name is identical or confusingly similar to the trademark or name in question (Regulations, article 2.1 sub a)**

[In accordance with regulations, article 2.1 sub a, specify the trademark rights, trade name rights, or rights in the personal name, or name of the Dutch public legal entity, association or foundation on which the complaint is based and indicate the identical or confusingly similar character of the domain name]

- b. **The domain name registrant has no rights or legitimate interests in the domain name** (Regulations, article 2.1 sub b)

[Describe why the domain name registrant has no rights or legitimate interests in the domain name and provide evidence thereof]

- c. **The domain name has been registered or is being used in bad faith.**
(Regulations, article 2.1 sub c)

[Describe why the domain name has been registered or is being used in bad faith by the domain name registrant]

NOTE: A LIMIT OF 5,000 WORDS IS APPLICABLE FOR A., B. AND C.

V. Remedies Requested
(Regulations, article 1)

In accordance with article 1 of the regulations, for the reasons described in section IV above, the complainant hereby requests the panelist to be appointed in these proceedings to decide that the complainant shall become the registrant of the domain name [list the disputed domain name] instead of the respondent.

VI. Other Proceedings
(Regulations, article 21)

[If any, identify other proceedings, including court, UDRP or URS proceedings, that have been instituted or terminated in connection with or relating to the domain name that is the subject of the complaint and summarize the issues that are the subject of those proceedings]

VII. Submission of Complaint
(Regulations, article 4.1)

This complaint has been signed and submitted to the center in electronic form.

VIII. Certification
(Regulations, articles 4.1 and 24)

The complainant agrees that the remedies requested concerning the registration and/or use of the domain name, the dispute, or the dispute's resolution shall be solely against the domain name registrant and waives all such claims and remedies against the WIPO Arbitration and Mediation Center, the panelist, the relevant registrar, the registry, SIDN, mediator and the management and employees of all these entities.

The complainant agrees that he shall indemnify the WIPO Arbitration and Mediation Center, the panelist, the relevant registrar, the registry, SIDN, mediator, and the management and employees of all these entities, against any claims for damages resulting from the submission of this complaint.

The complainant certifies that the information contained in this complaint is to the best of the complainant's knowledge complete and accurate, that this complaint is not being presented for any improper purpose, and that the assertions in this complaint are warranted under the regulations.

Complainant confirms to be bound by the regulations (as amended per <date>).

IX. Documents and/or Evidence
(Regulations, article 4.1)

Complainant invokes the following list of documents and/or evidence to support his complaint:

Annex 1.	<i>[identify document]</i>
Annex 2.	<i>[identify document]</i>
Annex 3.	<i>[identify document]</i>
etc.	

Respectfully submitted,

[Name/Signature]

Date: _____

Exhibit 2 Model Response

WORLD INTELLECTUAL PROPERTY ORGANIZATION ARBITRATION AND MEDIATION CENTER

<i>[Name and address of complainant as stated in complaint]</i> (Complainant)	Case No: <i>[Indicate assigned case number]</i>
	Disputed domain name
<i>[Name and address of respondent]</i> (Respondent)	<i>[the disputed domain name]</i>

RESPONSE (regulations, article 7)

Introduction

On *[indicate date on which the Notification of Complaint and Commencement of Proceedings was received]*, the respondent received a Notification of Complaint and Commencement of Proceedings from the World Intellectual Property Organization (WIPO) Arbitration and Mediation Center (the **center**) by *[e-mail/fax/post/courier]* informing the respondent that dispute resolution proceedings had been instituted by the complainant in accordance with the Dispute Resolution Regulations for .amsterdam Domain Names (the **regulations**), effective as of <date>. Under the regulations, the center set *[insert date]* as the last day for the submission of a response by the respondent.

II. Respondent's Contact Details
(Regulations, articles 7.2 and 16)

The respondent's contact details are:

Name: *[Specify full name]*
E-mail: *[Specify e-mail address]*
Address: *[Specify postal address]*
Telephone: *[Specify telephone number]*
Fax: *[Specify fax number]*

The respondent's authorized representative in these proceedings is:

[If relevant, identify authorized representative and provide all contact details, including e-mail address, postal address, telephone number, fax number]

The respondent's preferred method of communications directed to the respondent in these proceedings is:

Electronic-only material

Method: e-mail
Address: *[Specify one e-mail address]*
Contact: *[Identify name of one contact]*

In the exceptional event, as mentioned in article 16.1, that communication by e-mail is impossible:

Material including hardcopy

Method: *[Specify one: fax, post/courier]*
Address: *[Specify one address]*
Fax: *[Specify one fax number]*
Contact: *[Identify name of one contact]*

III. Response to Statements and Allegations Made in Complaint
(Regulations, articles 2, 3 and 7)

[Relevant documentation in support of the response should be submitted as annexes, with a schedule indexing such annexes]

The respondent hereby responds to the statements and allegations made in the complaint and respectfully requests the panelist to deny the complaint.

[Respond specifically to the statements and allegations contained in the complaint and include any and all bases for the respondent (registrant) to retain registration of the disputed domain name]

NOTE: A LIMIT OF 5,000 WORDS IS APPLICABLE FOR A., B. AND C.

IV. Other Proceedings
(Regulations, article 21)

[If any, identify other proceedings, including court, URS or UDRP proceedings, that have been instituted or terminated in connection with or relating to the domain name that is the subject of the complaint and summarize the issues that are the subject of those proceedings]

V. Communications
(Regulations, articles 7.2)

This response has been signed and submitted to the center in electronic form and the complainant is copied on this message.

VI. Certification
(Regulations, articles 7.2 and 24)

The respondent certifies that the information contained in this response is to the best of the respondent's knowledge complete and accurate, and that the assertions in this response are warranted under the regulations.

VII. Documents and/or Evidence
(Regulations, article 7.2)

Respondent invokes the following list of documents and/or evidence to support this response:

Annex 1.	<i>[identify document]</i>
Annex 2.	<i>[identify document]</i>
Annex 3.	<i>[identify document]</i>
etc.	

Respectfully submitted,

[Name/Signature]

Date: _____