

This form is for information purposes only and cannot be used before August 28, 2001.

Online Response Filing Form

If the WIPO Arbitration and Mediation Center (the Center) has notified you that a Priority Challenge has been filed against you under the Afiliat Sunrise Registration Challenge Policy for <.info> (the Policy), such notification indicates a time period for your submission of a Response (i.e. within sixty days of the date of commencement of the administrative proceeding). The Response must be submitted in hard copy (with annexes) by postal or courier service (postage pre-paid and return receipt requested) and in electronic form (without annexes) via the Internet using this Model Response Form made available by the Center.

After submitting this Form, you will receive a confirmation message both on-screen and by e-mail to the address you provide in the Form. This confirmation message will include the full text of the Response as received by the Center. This will then allow you to save and print your Response, in order to also submit it (including all annexes) in hardcopy to the Center and to the Challenger, in order to meet the requirement of the hard copy submission. You are required to annex to the hard copy of your Response the originals or certified copies of any trademark or service mark certificates demonstrating that you have complied with the sunrise registration conditions of the Domain Name Registration Agreement (Policy, Paragraph 4(b), Rules for Sunrise Registration Challenge Policy, Paragraph 5(d)(i)). You must send the hard copy of the Response as follows:

- one signed original and two copies of the Response and all attachments by postal or courier service (postage pre-paid and return receipt requested) to the Center;
- one copy of the Response and all attachments by postal or courier service (postage pre-paid and return receipt requested) to the Challenger in accordance with the preferred contact details indicated by the Challenger in the Challenge.

There is no need to send the Response to the registrar or the registry.

The filing of a Response is subject to the payment of a Respondent's fee in the amount of USD 295. This fee is to be paid by credit card within ten (10) days of the date of commencement of the administrative proceeding (provided in the Center's notification of challenge and commencement of administrative proceeding), by using the Respondent Payment Form made available by the Center. The Center is under no obligation to consider payment effected by any other means. If the Center determines that the Domain Name subject to the dispute has been registered in accordance with the sunrise registration conditions set forth in the Registration Agreement, the Center will reimburse the Respondent's fee in full. If you do not pay the Respondent's fee or

do not submit a Response, you shall be deemed to have defaulted and the Challenge will be granted.

Before the:

**WORLD INTELLECTUAL PROPERTY ORGANIZATION ARBITRATION
AND MEDIATION CENTER**

Challenger

[Name of Challenger]

-v-

Respondent

[Name of Respondent]

Case Number

[Indicate case number assigned by Center]

Dinfo

Disputed Domain Name

.info

**RESPONSE IN ACCORDANCE WITH THE
AFILIAS SUNRISE REGISTRATION CHALLENGE POLICY**

I. Introduction

(Policy, Para. 4(a), Rules, Para. 5(b))

[1.] The Respondent has received a Notification of Challenge and Commencement of Administrative Proceeding from the WIPO Arbitration and Mediation Center (Center) by electronic mail informing the Respondent that an administrative proceeding has been commenced by the Challenger in accordance with the Afiliat Sunrise Registration Challenge Policy for <.info> (the Policy) and the Rules for Sunrise Registration Challenge Policy (the Rules). The Center set

[provide date specified in Notification of Challenge and Commencement of Administrative Proceeding] as the date for the submission of a Response by the Respondent.

[2.] The Respondent hereby responds to the statements and allegations in the Challenge and requests the Center to deny the remedy requested by the Challenger.

II. The Parties

A. The Respondent

(Rules, Para. 5(d)(ii))

[3.] The Respondent in this administrative proceeding is:

[Provide full name]

[4.] The Respondent's contact details are as follows:

Address:

[Specify address]

Telephone:

[Specify telephone number]

Fax:

[Specify fax number]

E-mail:

[Specify e-mail address]

Additional information, if any:

[5.] The Respondent's authorized representative in this administrative proceeding is:
[If relevant, identify authorized representative and provide all contact details.]

Name of Respondent's authorized representative:

[Provide full name]

[6.] The contact details of the Respondent's authorized representative are as follows:

Address:

[Specify address]

Telephone:

[Specify telephone number]

Fax:

[Specify fax number]

E-mail:

[Specify e-mail address]

[7.] The Respondent's preferred contact details for communications directed to the Respondent in the administrative proceeding are as follows:

Contact:

[Identify name of one contact person only]

Address:

[Specify one mailing address only]

Telephone:

[Specify one telephone number only]

Fax:

[Specify one fax number only]

E-mail:

[Specify one e-mail address only]

B. The Challenger

[8.] The Challenger in this administrative proceeding is:

[Provide full name as specified in the Challenge.]

[9.] The Challenger's preferred contact for electronic communications directed to the Challenger is:

[Provide e-mail address provided in Paragraph 6 of the Challenge; one e-mail address only]

III. Response to Statements and Allegations Made in Challenge

(Policy, Para. 4(b); Rules, Para. 5)

A. Factual and Legal Grounds

[Paragraph 5(d)(i) of the Rules instructs the Respondent in its Response to “annex the originals or certified copies of any trademark or service mark certificates required to be submitted by the Respondent under Paragraph 4(b) of the Policy and respond specifically to the statements and allegations contained in the complaint and include any and all bases for the Respondent to retain registration of the disputed Domain Name with specific reference to Policy, Paragraph (4)(b).” With reference to that paragraph, in this section the Respondent should discuss the following, to the extent relevant and with specific reference to the annexes.]

[10.] The Respondent asserts as follows:

[11.] At the time of the registration of the disputed Domain Name, a trademark or service mark was registered in the Respondent's name and was current (non-expired), as evidenced by the date(s) set forth in the certificate itself.

[Provide further explanation.]

[12.] The textual or word elements of the Respondent's trademark or service mark registration are identical to the disputed Domain Name.

[Provide further explanation.]

[13.] The trademark or service mark registration is of national effect.

[Provide further explanation.]

[14.] The trademark or service mark registration was issued prior to October 2, 2000.

[Provide further explanation.]

[15.] Additional information, if any:

[The above section of the Response (i.e. Factual and Legal Grounds) dealing with the description required under Rules, Paragraph 5(d)(i) should not exceed the 2000 word limit provided for in Rules, Paragraph 5(d)(i).]

B. List of Annexed Trademark or Service Mark Certificate(s)

[16.] The originals or certified copies of the Respondent's trademark or service mark certificates establishing the above are annexed to this Response. The schedule of the annexed certificates is as follows:

[The list should include the following information: (1) issuing authority, (2) date of issue, (3) name of holder, (4) trademark. A certified copy of a trademark or service mark certificate means a copy certified by the Trademark Office with which the trademark or service mark is registered.]

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IV. Other Legal Proceedings

(Rules, Para. 5(d)(vi))

[17.] *[Identify any other legal proceedings that have been commenced or terminated in connection with or relating to the Domain Name that is the subject of the Challenge and summarize the issues that are the subject of that/those proceeding(s).]*

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V. Communications

(Rules, Para. 2(g))

[18.] A copy of this Response is sent to the Challenger by electronic mail and in hard copy.

VI. Payment

(Rules, Paras. 5(a) and 5(d)(iii))

[19.] As required by the Rules, the Respondent has provided all required payment information in the separate Respondent Payment Form.

VII. Certification

(Rules, Paras. 5(d)(vii) and (viii))

[20.] The Respondent certifies that the trademark or service mark forming the basis for the registration of the Domain Name was issued prior to October 2, 2000 and was current (non-expired) at the time of the registration of the Domain Name.

[21.] 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 and that the assertions in this Response are warranted under the Sunrise Registration Challenge Policy, the Rules for Sunrise Registration Challenge Policy and under applicable law, as it now exists or as it may be extended by good-faith and reasonable argument.

Submitted,

Name:

[Identify name of submitting person.]

Signature:

[The hard copy of the Response must be signed by either the Respondent or its authorized representative (Rules, Paragraph 5(d)(viii)).]