Transfer Dispute Resolution Policy

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Options

Two Possible Steps a Registrar Can Take:

Level 1 – File a dispute with the Registry Operator
- May be used as the first step

Level 2 – File a dispute with a Dispute Resolution Panel
- May be used as the first option or as an appeal to a Level 2 ruling
- If used as the first option, the Registrar may not go back to Level 1

Neither option prevents a Registrar from filing a complaint with a court of competent Jurisdiction

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General Requirements for Filing A Dispute

- Either the Gaining Registrar or Registrar of Record may submit a Request for Enforcement (RFE)

- RFE must be submitted electronically to the Registry and the Respondent (non-filing Registrar)

- RFE must be submitted within 6 months of the alleged violation

- RFE must include detailed information about the domain, registrant, circumstances of the transfer, and remedy being sought

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General Requirements Continued

- The RFE may include more than one name if all the names are related to the same incident

- The RFE must comply with Supplemental Rules established by the Registry or Dispute Provider

- Supplemental Rules may include fees, filings instructions, page limits, and other guidelines

- Level 1 - no fees are collected at the time of the filing

- Level 2 – filing fee may be required

- The non-prevailing Registrar will be assessed the fee

- If a 'no decision" is rendered, the filing Registrar is assessed the fee

- Fees may not be passed on to registrants

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Gaining Registrar Requirements

- Completed FOA

- Copy of WHOIS output at the time of the transfer

- Copy of evidence of identity used

- Copy of bilateral agreements

- Copy of communications with the Registrar of Record related to the transfer

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Registrar of Record Requirements

- Completed FOA

- Copy of WHOIS output at the time of the transfer

- Relevant history of WHOIS modifications

- Evidence related to one of the permitted reasons for denying a transfer request

- Copy of communications with the Gaining Registrar related to the transfer

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Timeline/Workflow

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