



Date: 07 December 2018

ICANN Preliminary Determination

Re: Notice of Registry Operator Request for Termination of Registry Agreement - .active Top-Level Domain

On 24 October 2018, Active Network, LLC [notified ICANN](#) of its intent to terminate the .active Registry Agreement entered into on 01 May 2014. Pursuant to Section 4.4(b) of the Registry Agreement, Registry Operator may terminate the Registry Agreement for any reason upon one hundred eighty (180) calendar day advance notice.

Pursuant to the terms of Section 4.5 of the Registry Agreement, as modified by Section 6 of the Specification 13 (.Brand TLD Provisions), ICANN consulted with Active Network, LLC to assess whether to transition operation of the .active top-level domain (TLD) to a successor Registry Operator.

Subject to an ongoing evaluation, ICANN has made a preliminary determination that operation of the .active TLD need not be transitioned to a successor Registry Operator. ICANN's review and determinations regarding transition to a successor registry are subject to Section 4.5 of the Registry Agreement (as modified for a .Brand TLD).

ICANN's preliminary determination to not transition the TLD to a successor Registry Operator is based on the following rationale:

1. .active qualifies as a .Brand TLD.
2. Transitioning the TLD is not necessary to protect the public interest.

In conformance with Section 4.5 of the Registry Agreement (as modified for a .Brand TLD), ICANN may not delegate the TLD to a successor registry operator for a period of two years without the Registry Operator's consent, which shall not be unreasonably withheld, conditioned or delayed.

Before releasing its final determination, ICANN will consider input provided by interested parties via email at [ra-termination-comments@icann.org](mailto:ra-termination-comments@icann.org). The deadline to submit input is 06 January 2019 – 23:59 UTC.

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ICANN