



The Internet Corporation for Assigned Names and Numbers

22 January 2015

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE, AND COURIER

Rob Golding
Astutium Limited (IANA #1471)
1st Floor Number One Poultry
London EC2R 8JR
United Kingdom

Email: domain.admin@astutium.com
Fax: +44 871 277 6875

RE: NOTICE OF BREACH OF REGISTRAR ACCREDITATION AGREEMENT

Dear Mr. Golding,

Please be advised that as of 22 January 2015, Astutium Limited (“Astutium”) is in breach of its Registrar Accreditation Agreement (“RAA”) with the Internet Corporation for Assigned Names and Numbers (“ICANN”) dated 5 October 2014 (“RAA”). These breaches result from:

1. Astutium’s failure to maintain and make available registration data and records upon request by ICANN, as required by Sections 3.4.2 and 3.4.3 of the RAA;
2. Astutium’s failure to take reasonable and prompt steps to investigate and respond appropriately to reports of abuse, as required by Section 3.18.1 of the RAA; and
3. Astutium’s failure to maintain and provide records to ICANN that are related to abuse reports, as required by Section 3.18.3 of the RAA.

Please refer to the attachment for details regarding these breaches.



In addition, Astutium has been deemed noncompliant in the following areas:

- Astutium's failure to display the correct ICANN logo on Astutium's website, as required by the Logo License Specification of the RAA; and

ICANN requests that Astutium cure the breaches by 12 February 2015, 21 calendar days from the date of this letter, by taking the following actions:

1. Provide information and records demonstrating that Astutium took reasonable and prompt steps to investigate and respond appropriately to the reports of abuse associated with the abuse compliance notices in the chronology below. This includes copies of Astutium's correspondence with the abuse reporter and with the Registered Name Holder(s) ("RNHs") of the domain names in the abuse report while investigating the report of abuse (including dates, times, means of inquiries, telephone numbers, e-mail addresses, and postal addresses used) and the steps your registrar took to address the abuse reports;
2. Provide ICANN with a remediation plan, including dates and milestones, to ensure that Astutium will take reasonable and prompt steps to investigate and respond appropriately to reports of abuse; and
3. Display the correct ICANN logo on Astutium's website in accordance with the Logo License Specification of the RAA.

If Astutium fails to timely cure the breaches by 12 February 2015, ICANN may commence the RAA termination process.



If you have questions or require assistance, please contact Owen Smigelski at owen.smigelski@icann.org.

Sincerely,

A handwritten signature in blue ink, appearing to read "M Serad".

Maguy Serad
Vice President
Contractual Compliance

Cc: John O. Jeffrey, General Counsel and Secretary



ATTACHMENT

Failure to retain registered name holder and registration data and failure to make such data available for inspection and copying

Sections 3.4.2 and 3.4.3 of the RAA requires registrars to maintain RNH and registration data, and to make those records available to ICANN upon reasonable notice. Astutium's failure to provide the requested registration records and data related to the compliance notices detailed in the chronology below is a breach of Sections 3.4.2 and 3.4.3 of the RAA.

Failure to take reasonable and prompt steps to investigate and respond to reports of abuse and to maintain and provide to ICANN records related to abuse reports

Section 3.18.1 of the RAA requires registrars to take reasonable and prompt steps to investigate and respond appropriately to any reports of abuse.

Section 3.18.3 of the RAA requires registrars to document its receipt of and response to all such reports, as well as maintain the records related to such reports for the shorter of two (2) years or the longest period permitted by applicable law, and during such period, provide such records to ICANN upon reasonable notice.

Astutium's failure to provide ICANN with evidence and records demonstrating investigation of and response to the abuse report is a breach of Section 3.18 of the RAA.

Failure to display correct ICANN-Accredited Registrar logo

The Logo License Specification of the RAA requires registrars, if displaying the ICANN-Accredited Registrar logo, to use the logo displayed in the specification. Astutium's use of a modified version of the ICANN-Accredited Registrar logo is a breach of the Logo License Specification of the RAA.

Chronology:

Date of Notice	Deadline for Response	Details
26-Nov-2014	5-Dec-2014	ICANN sent 1st compliance notice via email to domain.admin@astutium.com .

Date of Notice	Deadline for Response	Details
26-Nov-2014	N/A	Email from Registrar (rob.golding@astutium.com) insufficient to demonstrate compliance.
26-Nov-2014	5-Dec-2014	ICANN sent follow-up notice via email to domain.admin@astutium.com and rob.golding@astutium.com .
26-Nov-2014	N/A	Email from Registrar (rob.golding@astutium.com) insufficient to demonstrate compliance.
1-Dec-2014	5-Dec-2014	ICANN sent follow-up notice via email to domain.admin@astutium.com and rob.golding@astutium.com . No response received from Registrar.
8-Dec-2014	15-Dec-2014	ICANN sent 2nd compliance notice via email to domain.admin@astutium.com and rob.golding@astutium.com .
8-Dec-2014	N/A	Email from Registrar (rob.golding@astutium.com) insufficient to demonstrate compliance.
10-Dec-2014	15-Dec-2014	ICANN sent follow-up notice via email to domain.admin@astutium.com and rob.golding@astutium.com .
10-Dec-2014	N/A	Email from Registrar (rob.golding@astutium.com) insufficient to demonstrate compliance.
10-Dec-2014	N/A	ICANN spoke with Primary Contact at mobile [MOBILE REDACTED]. ICANN provided Registrar with complaint details. Registrar acknowledged receipt and indicated a response would be sent.
10-Dec-2014	15-Dec-2014	ICANN sent follow-up notice via email to domain.admin@astutium.com and rob.golding@astutium.com . No response received from Registrar.
16-Dec-2014	23-Dec-2014	ICANN sent 3rd compliance notice via email to domain.admin@astutium.com and rob.golding@astutium.com .

Date of Notice	Deadline for Response	Details
16-Dec-2014	N/A	ICANN sent 3rd compliance notice via fax to +44 871 277 6875. Fax unsuccessful.
18-Dec-2014	N/A	ICANN spoke with Primary Contact at mobile [MOBILE REDACTED]. ICANN provided Registrar with complaint details. Registrar acknowledged receipt and indicated a response would be sent.
22-Dec-2014	N/A	Email from Registrar (rob.golding@astutium.com) insufficient to demonstrate compliance.
22-Dec-2014	23-Dec-2014	ICANN sent follow-up notice via email to domain.admin@astutium.com and rob.golding@astutium.com .
22-Dec-2014	N/A	Email from Registrar (rob.golding@astutium.com) insufficient to demonstrate compliance.
22-Dec-2014	23-Dec-2014	ICANN sent follow-up notice via email to domain.admin@astutium.com and rob.golding@astutium.com .
22-Dec-2014	N/A	Email from Registrar (rob.golding@astutium.com) insufficient to demonstrate compliance.
23-Dec-2014	N/A	Email from Registrar (rob.golding@astutium.com) insufficient to demonstrate compliance.
5-Jan-2015	12-Jan-2015	ICANN sent follow-up notice via email to domain.admin@astutium.com and rob.golding@astutium.com .
14-Jan-2015	N/A	ICANN spoke with Primary Contact at mobile [MOBILE REDACTED]. ICANN provided Registrar with complaint details. Registrar indicated it did not receive the most recent follow-up notice and asked for it to be resent.
14-Jan-2015	N/A	ICANN resent follow-up notice via email to domain.admin@astutium.com and rob.golding@astutium.com .



Date of Notice	Deadline for Response	Details
14-Jan-2015	N/A	Email from Registrar (rob.golding@astutium.com) insufficient to demonstrate compliance.
15-Jan-2015	N/A	ICANN conducted compliance check to determine other areas of noncompliance
22-Jan-2015	N/A	To date, the Registrar has not responded to ICANN with the requested information and documentation.