



The Internet Corporation for Assigned Names and Numbers

3 April 2015

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE, AND COURIER

Adam Matuzich  
Homestead Limited dba Namevault.com (IANA #1428)  
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Canada

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Fax: +1 650 300 5093 x300

**RE: NOTICE OF BREACH OF REGISTRAR ACCREDITATION AGREEMENT**

Dear Mr. Matuzich,

Please be advised that as of 3 April 2015, Homestead Limited dba Namevault.com (“Namevault”) is in breach of its Registrar Accreditation Agreement (“RAA”) with the Internet Corporation for Assigned Names and Numbers (“ICANN”) dated 8 August 2013 (“RAA”). These breaches result from:

1. Namevault’s failure to maintain and make available to ICANN registration data and records relating to dealings with the Registered Name Holder (“RNH”) of the domain name <stronglikebull.com> as required by Sections 3.4.2 and 3.4.3 of the RAA; and
2. Namevault’s failure to timely pay past due accreditation fees in the amount of \$3,660.23, as required by Section 3.9 of the RAA.

Please refer to the attachment for details regarding these breaches.

Additional Considerations

ICANN notes that Namevault received notices of breach on 9 April 2014 and 1 October 2014. Pursuant to Section 5.5.6 of the RAA, Namevault has been in fundamental and material breach of its obligations under this Agreement at least three (3) times within a twelve (12) month period.

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<http://icann.org>



Therefore, pursuant to Section 5.7 of the RAA, ICANN issued a notice of suspension on 3 April 2015. Failure to cure the breaches in this notice of breach will result in the termination of Namevault's RAA with ICANN.

Additionally, ICANN notes that Namevault continues to: a) repeatedly fail to respond to ICANN during the complaint process, or if Namevault responds, it is not until the final deadline of the final notice and contains contradictory information and b) provide an invalid Primary Contact telephone and facsimile number.

ICANN requests that Namevault cure these breaches by 24 April 2015, 21 days from the date of this letter, by taking the following actions:

1. Provide copies of all written communications, including time-stamped communications, between Namevault and the RNH of the domain name <stronglikebull.com>, including a copy of the registration agreement entered into between Namevault and the RNH;
2. Provide ICANN a working telephone number for Namevault's Primary Contact by updating RADAR according to ICANN procedure and take action to address the inaccurate facsimile number provided in RADAR; and
3. Pay past due accreditation fees in the amount of \$3,660.23.

If Namevault fails to timely cure the breaches and provide the information requested by 24 April 2015, ICANN may commence the RAA termination process.

If you have questions or require assistance, please contact Owen Smigelski at [owen.smigelski@icann.org](mailto:owen.smigelski@icann.org).

Sincerely,

A handwritten signature in blue ink, appearing to read "M Serad", is written over a light blue circular watermark.

Maguy Serad  
Vice President  
Contractual Compliance



Adam Matuzich  
Homestead Limited dba Namevault.com

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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. Namevault's failure to provide the requested registration records and data related to the domain name <stronglikebull.com> is a breach of Sections 3.4.2 and 3.4.3 of the RAA.

#### Failure to pay accreditation fees

Section 3.9 of the RAA requires registrars to timely pay accreditation fees to ICANN, consisting of yearly and variable fees. Namevault owes ICANN \$3,660.23 in past due accreditation fees, in breach of Section 3.9 of the RAA.

#### **Chronology: MGV-428-12560 (Domain Renewal)**

<b>Date of Notice</b>	<b>Deadline for Response</b>	<b>Details</b>
20-Feb-2015	27-Feb-2015	ICANN sent 1st compliance notice via email to <a href="mailto:adam.matuzich@namevault.com">adam.matuzich@namevault.com</a> . No response received from Registrar.
2-Mar-2015	9-Mar-2015	ICANN sent 2nd compliance notice via email to <a href="mailto:adam.matuzich@namevault.com">adam.matuzich@namevault.com</a> . No response received from Registrar.
5-Mar-2015	N/A	ICANN called Primary Contact at mobile number [MOBILE REDACTED]. ICANN provided Registrar complaint details.
10-Mar-2015	17-Mar-2015	ICANN sent 3rd compliance notice via email to <a href="mailto:adam.matuzich@namevault.com">adam.matuzich@namevault.com</a> . No response received from Registrar.
10-Mar-2015	N/A	ICANN sent 3rd compliance notice via fax to +1 650 300 5093 x300. Fax unsuccessful.
12-Mar-2015	N/A	ICANN called Primary Contact at +1 650 300 5093 x300 and at mobile number [MOBILE REDACTED]. Neither number in service.

Date of Notice	Deadline for Response	Details
18-Mar-2015	20-Mar-2015	ICANN resent 3rd compliance notice via email to <a href="mailto:narendra@emaxglobal.com">narendra@emaxglobal.com</a> and <a href="mailto:martaza@emaxglobal.com">martaza@emaxglobal.com</a> .
18-Mar-2015	N/A	ICANN called Primary Contact at +91 731 4004010 and provided complaint details. Primary Contact asked that ICANN also call Registrar representative at mobile number [MOBILE REDACTED]. ICANN did so and provided Registrar representative complaint details. Registrar requested 3rd notice be resent.
18-Mar-2015	20-Mar-2015	ICANN resent 3rd compliance notice via email to <a href="mailto:narendra@emaxglobal.com">narendra@emaxglobal.com</a> as requested. No response received from Registrar.
18-Mar-2015	N/A	ICANN received call from Registrar representative and provided complaint details.
20-Mar-2015	N/A	ICANN called Registrar representative at mobile number [MOBILE REDACTED]. ICANN provided Registrar complaint details.
20-Mar-2015	N/A	Email from Registrar ( <a href="mailto:murtaza@emaxglobal.com">murtaza@emaxglobal.com</a> ) insufficient to demonstrate compliance.
25-Mar-2015	1-Apr-2015	ICANN resent 3rd compliance notice via email to <a href="mailto:adam.matuzich@namevault.com">adam.matuzich@namevault.com</a> .
25-Mar-2015	N/A	ICANN resent 3rd compliance notice via fax to +1 650 300 5093 x300. Fax unsuccessful. ICANN resent 3rd compliance notice via fax to +1 800 886 0640. Fax successful.
26-Mar-2015	N/A	ICANN called Primary Contact at mobile number [MOBILE REDACTED] and provided complaint details.
1-Apr-2015	N/A	Email from Registrar ( <a href="mailto:adam.matuzich@namevault.com">adam.matuzich@namevault.com</a> ) insufficient to demonstrate compliance.
1-Apr-2015	1-Apr-2015	ICANN sent follow up compliance notice via email to <a href="mailto:adam.matuzich@namevault.com">adam.matuzich@namevault.com</a> .

Date of Notice	Deadline for Response	Details
1-Apr-2015	N/A	Email from Registrar ( <a href="mailto:adam.matuzich@namevault.com">adam.matuzich@namevault.com</a> ) insufficient to demonstrate compliance.
3-Apr-2015	N/A	To date, the Registrar has not responded to ICANN with the requested information and documentation.

**Chronology: SLW-355-83675 (Fees)**

Date of Notice	Deadline for Response	Details
17-Nov-2014 23-Dec-2014 13-Jan-2015	N/A	ICANN sent detailed customer statements to Homestead Limited dba Namevault.com regarding past due accreditation fees.
18-Feb-2015	25-Feb-2015	ICANN sent 1st compliance notice via email to <a href="mailto:icanncontact@namevault.com">icanncontact@namevault.com</a> and <a href="mailto:melanie.veenbaas@namevault.com">melanie.veenbaas@namevault.com</a> . No response received from Registrar.
4-Mar-2015	11-Mar-2015	ICANN sent 2nd compliance notice via email to <a href="mailto:icanncontact@namevault.com">icanncontact@namevault.com</a> and <a href="mailto:melanie.veenbaas@namevault.com">melanie.veenbaas@namevault.com</a> .
11-Mar-2015	N/A	ICANN called Primary Contact at +1 650 300 5093 x300 and at mobile number [MOBILE REDACTED]. Neither number in service.
13-Mar-2015	N/A	Email from Registrar ( <a href="mailto:adam.matuzich@namevault.com">adam.matuzich@namevault.com</a> ) insufficient to demonstrate compliance.
16-Mar-2015	23-Mar-2015	ICANN sent 3rd compliance notice via email to <a href="mailto:icanncontact@namevault.com">icanncontact@namevault.com</a> and <a href="mailto:melanie.veenbaas@namevault.com">melanie.veenbaas@namevault.com</a> . No response received from Registrar.
16-Mar-2015	N/A	ICANN sent 3rd compliance notice via fax to +1 650 300 5093 x300. Fax unsuccessful.

Date of Notice	Deadline for Response	Details
18-Mar-2015	N/A	ICANN called Primary Contact at +91 731 4004010 and provided complaint details. Primary Contact asked that ICANN also call Registrar representative at mobile number [MOBILE REDACTED]. ICANN did so and provided Registrar representative complaint details.
18-Mar-2015	N/A	ICANN received call from Registrar representative and provided complaint details.
25-Mar-2015	1-Apr-15	ICANN resent 3rd compliance notice via email to <a href="mailto:icanncontact@namevault.com">icanncontact@namevault.com</a> , <a href="mailto:melanie.veenbaas@namevault.com">melanie.veenbaas@namevault.com</a> and <a href="mailto:adam.matuzich@namevault.com">adam.matuzich@namevault.com</a> .
25-Mar-2015	N/A	ICANN resent 3rd compliance notice via fax to +1 650 300 5093 x300. Fax unsuccessful. ICANN resent 3rd compliance notice via fax to +1 800 886 0640. Fax successful.
26-Mar-2015	N/A	ICANN called Primary Contact at mobile number [MOBILE REDACTED] and provided complaint details.
1-Apr-2015	N/A	Email from Registrar ( <a href="mailto:adam.matuzich@namevault.com">adam.matuzich@namevault.com</a> ) insufficient to demonstrate compliance.
1-Apr-2015	1-Apr-2015	ICANN sent follow up compliance notice via email to <a href="mailto:icanncontact@namevault.com">icanncontact@namevault.com</a> , <a href="mailto:melanie.veenbaas@namevault.com">melanie.veenbaas@namevault.com</a> and <a href="mailto:adam.matuzich@namevault.com">adam.matuzich@namevault.com</a> .
1-Apr-2015	N/A	Email from Registrar ( <a href="mailto:adam.matuzich@namevault.com">adam.matuzich@namevault.com</a> ) insufficient to demonstrate compliance.
3-Apr-2015	N/A	To date, the Registrar has not responded to ICANN with the requested information and the issue remains unresolved.