

21 May 2019

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE, AND COURIER

RE: NOTICE OF BREACH OF REGISTRAR ACCREDITATION AGREEMENT

Carlos Barria
BatDomains.com Ltd. (IANA #838)
European Boutique PH Torre Global Bank Office 3203, Piso 32
Panama City
Panama

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Fax: +507 6933 9766

Dear Carlos Barria:

Please be advised that as of 21 May 2019, BatDomains.com Ltd. (“BatDomains”) is in breach of its 2013 Registrar Accreditation Agreement with the Internet Corporation for Assigned Names and Numbers (“ICANN”) dated 8 December 2014 (“RAA”). This breach results from:

1. BatDomains’ failure to provide an interactive webpage and a port 43 Whois service providing free public query-based access to up-to-date data concerning all active registered names sponsored by BatDomains for each top-level domain (“TLD”) in which it is accredited, as required by Section 3.3.1 of the RAA.

Please refer to the attachment for details regarding this breach.

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

1. BatDomains’ failure to publish an email address to receive abuse reports on the home page of its website, as required by Section 3.18.1 of the RAA;
2. BatDomains’ failure to publish on its website a description of its procedures for the receipt, handling and tracking of abuse reports, as required by Section 3.18.3 of the RAA;

3. BatDomains' failure to clearly display on its website, and include a link in its registration agreement to, its renewal fees and post-expiration renewal fees (if different), as required by Section 4.1 of the Expired Registration Recovery Policy ("ERRP");
4. BatDomains' failure to publish the full name and position of all officers of the registrar on its website, as required by Section 3.17 of the RAA and Section 17 of the Registrar Information Specification ("RIS") of the RAA; and
5. BatDomains' failure to pay past due accreditation fees, as required by Section 3.9 of the RAA.

Additional Concerns

BatDomains' contact information with ICANN is out of date.

Due to the unavailability of a registrar Whois output by BatDomains, ICANN is unable to currently confirm BatDomains' compliance with Whois formatting requirements.

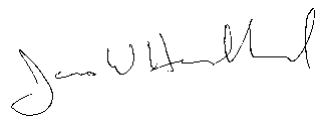
ICANN requests that BatDomains cure these breaches by 11 June 2019, 21 days from the date of this letter, by taking the following actions:

1. Provide an interactive webpage and a port 43 Whois service (each accessible via both IPv4 and IPv6) providing free public query-based access to up-to-date data concerning all active registered names sponsored by BatDomains for each TLD in which it is accredited;
2. Publish an email address to receive abuse reports on the home page of BatDomains' website;
3. Publish a description of BatDomains' procedures for the receipt, handling and tracking of abuse reports on its website;
4. Clearly display renewal fees and post-expiration renewal fees (if different) on BatDomains' website and provide a link to these fees in its registration agreement;
5. Publish on BatDomains' website the full name and position of its officers;
6. Provide ICANN with corrective and preventative action(s), including implementation date(s), to ensure BatDomains' contact information with ICANN is up to date; and
7. Pay all past and currently due accreditation fees.

If BatDomains fails to timely cure the breaches and provide the information requested by 11 June 2019, ICANN may commence the RAA termination process.

If you have questions or require assistance, please contact Leticia Castillo at leticia.castillo@icann.org.

Sincerely,



Jamie Hedlund
Senior Vice President, Contractual Compliance and Consumer Safeguards
Managing Director, Washington, DC Office

Cc: John O. Jeffrey, General Counsel and Secretary

ATTACHMENT

Failure to provide an interactive webpage and port 43 Whois service

Section 3.3.1 of the RAA requires registrars to provide an interactive webpage and a port 43 Whois service providing free public query-based access to up-to-date data concerning all active registered names sponsored by the registrar. BatDomains' failure to provide an interactive webpage and port 43 Whois service is a breach of Section 3.3.1 of the RAA.

Failure to publish an email address to receive reports of abuse

Section 3.18.1 of the RAA requires registrars to publish on the home page of their website an email address to receive abuse reports. BatDomains' failure to publish an email address on the home page of its website to receive abuse reports is a breach of Section 3.18.1 of the RAA.

Failure to publish a description of procedures for receipt, handling and tracking of abuse reports

Section 3.18.3 of the RAA requires registrars to publish on their website a description of their procedures for the receipt, handling and tracking of abuse reports. BatDomains' failure to publish a description of its procedures for the receipt, handling and tracking of abuse reports on its website is a breach of Section 3.18.3 of the RAA.

Failure to clearly display renewal fees and post-expiration renewal fees (if different) on registrar's website and in registration agreement

Section 4.1 of the ERRP requires registrars to make their renewal fees, post-expiration renewal fees (if different) and redemption/restore fees reasonably available to Registered Name Holders (RNHs) and prospective RNHs at the time of registration of a gTLD name. At a minimum, these fees must be clearly displayed on the registrar's website and a link to these fees must be included in the registrar's registration agreement. BatDomains' failure to provide a link in its registration agreement or clearly display renewal fees and post-expiration renewal fees (if different) on its website is a breach of Section 4.1 of the ERRP.

Failure to publish the full name and position of all officers on registrar's website

Section 3.17 of the RAA requires registrars to maintain and provide to ICANN the information specified in the RIS. In addition, registrars must publish on each website through which it provides or offers registrar services, the information specified in the RIS as requiring publication. BatDomains' failure to publish the full name and position of all of its officers on its website is a breach of Section 3.17 of the RAA and Section 17 of the RIS.

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. BatDomains owes ICANN past due accreditation fees, in breach of Section 3.9 of the RAA. BatDomains additionally owes currently due accreditation fees, due 30 May 2019.

Chronology:

Date of Notice	Deadline for Response	Details
3-May-2019	10-May-2019	ICANN sent Escalated compliance notice via email to whois@batdomains.com and support@batdomains.com . Email rejected by whois@batdomains.com and support@batdomains.com .
3-May-2019	N/A	ICANN sent Escalated compliance notice via fax to +507 6933 9766. Fax unsuccessful.
6-May-2019	N/A	ICANN called Primary Contact at +507 6933 9766. ICANN called Registrar Representative at +1 866 6648276, +1 888 347 9480 and +1 888 347 9483. Numbers out of service.
7-May-2019	N/A	ICANN called Registrar Representative at [NUMBER REDACTED] and left voicemail with complaint details.
15-May-2019	N/A	ICANN conducted compliance check to determine other areas of noncompliance.
21-May-2019	N/A	To date, the Registrar has not responded to ICANN with the requested information and the issue remains unresolved.