



The Internet Corporation for Assigned Names and Numbers

13 March 2017

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE, AND COURIER

Brian Smith  
Domain Jamboree, LLC (IANA #894)  
13 Smith's Road, Cottrell's Cove  
NL AOH 1L0  
Canada

Email: [domainjamboree1@gmail.com](mailto:domainjamboree1@gmail.com)  
Fax: +3073168812

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

Dear Brian Smith,

Please be advised that as of 13 March 2017, Domain Jamboree, LLC ("Domain Jamboree") is in breach of its Registrar Accreditation Agreement ("RAA") with the Internet Corporation for Assigned Names and Numbers ("ICANN") dated 23 February 2015 ("RAA"). This breach results from:

1. Domain Jamboree's failure to complete and deliver to ICANN a Compliance Certificate within twenty (20) days following the end of the 2016 calendar year certifying compliance with the terms and conditions of the RAA, as required by Section 3.15 of the RAA.

Please refer to the attachment for details regarding this breach.

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

1. Domain Jamboree's failure to escrow gTLD registration data, as required by Section 3.6 of the RAA;
2. Domain Jamboree's failure to provide an interactive webpage Whois service providing free public query-based access to up-to-date data concerning all active registered names

Los Angeles  
Offices:

12025 Waterfront Drive, Suite 300  
Beijing • Brussels •

Los Angeles, CA 90094  
Istanbul •

USA  
Montevideo •

T +1 310 301 5800  
Singapore •

F +1 310 823-8649  
Washington

<http://icann.org>



sponsored by Domain Jamboree for each top-level domain (“TLD”) in which it is accredited, as required by Section 3.3.1 of the RAA;

3. Domain Jamboree’s failure to clearly display on its website its renewal fees and post-expiration renewal fees (if different), and include a link in its registration agreement to its renewal fees, post-expiration renewal fees (if different) and redemption/restore fees, as required by Section 4.1 of the Expired Registration Recovery Policy (“ERRP”);
4. Domain Jamboree’s failure to provide in its registration agreement, a description of the methods used to deliver pre- and post-expiration notifications, as required by Section 4.2 of the ERRP;
5. Domain Jamboree’s failure to publish its ultimate parent entity on Domain Jamboree’s website, as required by Section 3.17 and Section 22 of the Registrar Information Specification (“RIS”) of the RAA; and
6. Domain Jamboree’s failure to timely pay past due accreditation fees, as required by Section 3.9 of the RAA.

ICANN requests that Domain Jamboree cure these breaches by 3 April 2017, 21 days from the date of this letter, by taking the following actions:

1. Provide a certificate executed by the president, chief executive officer, chief financial officer or chief operating officer (or their equivalents) of Domain Jamboree certifying compliance with the terms and conditions of the RAA (“compliance certificate”);
2. Deposit gTLD registration data on a weekly basis to an approved escrow agent and ensure that the deposits meet the required specifications;
3. Provide an interactive webpage Whois service providing free public query-based access to up-to-date data concerning all active registered names sponsored by Domain Jamboree for each TLD in which it is accredited;
4. Clearly display renewal fees and post-expiration renewal fees (if different) on Domain Jamboree’s website and provide a link to the renewal fees, post-expiration renewal fees (if different) and redemption/restore fees in Domain Jamboree’s registration agreement;



5. Provide a description of the methods used to deliver pre- and post-expiration notifications, or a link to the applicable page(s) on Domain Jamboree's website where this information is available, in Domain Jamboree's registration agreement;
6. Publish Domain Jamboree's ultimate parent entity on Domain Jamboree's website;
7. Pay all past due accreditation fees; and
8. Provide ICANN with corrective and preventative action(s), including implementation date(s), to ensure that Domain Jamboree will timely respond to ICANN compliance matters.

If Domain Jamboree fails to timely cure the breaches and provide the information requested by 3 April 2017, ICANN may commence the RAA termination process.

If you have questions or require assistance, please contact Jennifer Scott at [jennifer.scott@icann.org](mailto:jennifer.scott@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

Cc: John O. Jeffrey, General Counsel and Secretary



## ATTACHMENT

### Failure to submit to ICANN annual compliance certificate

Section 3.15 of the RAA requires registrars to complete and deliver to ICANN within twenty (20) days following the end of each calendar year, in a form specified by ICANN, a certificate executed by the president, chief executive officer, chief financial officer or chief operating officer (or their equivalents) of the registrar certifying compliance with the terms and conditions of the RAA. Domain Jamboree's failure to complete and deliver the compliance certificate for 2016 is a breach of Section 3.15 of the RAA.

### Failure to escrow gTLD registration data

Section 3.6 of the RAA requires registrars to submit an electronic copy of the data described in Sections 3.4.1.2 through 3.4.1.5 of the RAA to ICANN, or at the registrar's expense, to a reputable escrow agent mutually approved by the registrar and ICANN. Registrars shall submit the data on a schedule, under the terms, and in a format specified by ICANN. Domain Jamboree's failure to deposit gTLD registration data with an approved escrow agent under the required schedule and terms is a breach of Section 3.6 of the RAA.

### Failure to provide an interactive webpage 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. Domain Jamboree's failure to provide an interactive webpage Whois service is a breach of Section 3.3.1 of the RAA.

### Failure to clearly display renewal fees, post-expiration renewal fees (if different) and redemption/restore fees 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 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. Domain Jamboree's failure to provide a link in its registration agreement to these fees or clearly display its renewal fees and post-expiration renewal fees (if different) on its website is a breach of Section 4.1 of the ERRP.



Failure to describe the methods used to deliver pre- and post-expiration notifications

Section 4.2 of the ERRP requires registrars to describe on their websites (if used), and include in their registration agreements a description of its notification methods or a link to the applicable page(s) on their websites where this information is available, the methods used to deliver pre- and post-expiration notifications for renewal of domain registrations. Domain Jamboree's failure to describe these notifications in its registration agreement is a breach of Section 4.2 of the ERRP.

Failure to publish registrar's ultimate parent entity 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. Domain Jamboree's failure to publish its ultimate parent entity on Domain Jamboree's website is a breach of Section 3.17 of the RAA and Section 22 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. Domain Jamboree owes ICANN past due accreditation fees, in breach of Section 3.9 of the RAA. Domain Jamboree additionally owes currently due accreditation fees, due 17 March 2017.

**Chronology:**

<b>Date of Notice</b>	<b>Deadline for Response</b>	<b>Details</b>
29-Jan-2017	6-Feb-2017	ICANN sent 1st compliance inquiry via email to <a href="mailto:domainjamboree1@gmail.com">domainjamboree1@gmail.com</a> . No response received from Registrar.
8-Feb-2017	15-Feb-2017	ICANN sent 1st compliance notice via email to <a href="mailto:domainjamboree1@gmail.com">domainjamboree1@gmail.com</a> . No response received from Registrar.
21-Feb-2017	28-Feb-2017	ICANN sent 2nd compliance notice via email to <a href="mailto:domainjamboree1@gmail.com">domainjamboree1@gmail.com</a> . No response received from Registrar.
21-Feb-2017	N/A	ICANN called Primary Contact at +3074593607. ICANN left voicemail with complaint details.



Date of Notice	Deadline for Response	Details
1-Mar-2017	8-Mar-2017	ICANN sent 3rd compliance notice via email to <a href="mailto:domainjamboree1@gmail.com">domainjamboree1@gmail.com</a> . No response received from Registrar.
1-Mar-2017	N/A	ICANN sent 3rd compliance notice via fax to +3073168812. Fax successful.
6-Mar-2017	N/A	ICANN called Primary Contact at +3074593607. ICANN left voicemail with complaint details.
10-Mar-2017	N/A	ICANN conducted compliance check to determine other areas of non-compliance.
13-Mar-2017	N/A	To date, the Registrar has not responded to ICANN with the requested information and documentation and the issue remains unresolved.