

Attachment 3



Organización del Tratado
de Cooperación Amazónica
SP - Secretaría Permanente

Amazon Cooperation
Treaty Organization
SP - Permanent Secretariat

De Organisatie van de Overeenkomst
voor Amazonische Samenwerking
SP - Permanent Secretariaat

PS/ACTO/468/2018

Brasilia, November 5, 2018

To: **ICANN Board of Directors**

Cc: Mr Cherine Chalaby
Chairman of the ICANN Board

Mr Göran Marby
ICANN President and CEO

Dear ICANN Board,

On behalf of the member States of the Amazon Cooperation Treaty Organization, I would like to make the following statements regarding the 25 October 2018 Board resolution on the “.AMAZON” applications, as the positions held by the Amazon countries appear to have been erroneously interpreted:

- 1) The Amazon countries maintain their willingness to dialogue with the ICANN President and CEO to develop a mutually acceptable solution for the delegation of the “.AMAZON” top-level domains which allows for their shared management and use, and, in that context, received with appreciation the confirmation of Mr. Marby’s visit to the region in the near future with that purpose;
- 2) Notwithstanding, the Amazon countries must clarify that such mutually acceptable solution has not yet been agreed upon. The Amazon countries have not even received a written proposal.

The letter sent to the ICANN President and CEO and to the Chairman of the ICANN Board on 5 September 2018 laid down parameters that could form the basis of an agreement from the Amazon countries’ perspective.

Furthermore, another letter sent on 19 October 2018 contained clear indication that, from the Amazon countries’ perspective, formal discussions between the ICANN President and CEO and the Amazon countries, as well as acceptance by the Amazon countries of any proposed solution, were steps that should necessarily precede any further action that could result in the delegation of the .AMAZON strings.



40 years of the signature of the Amazon Cooperation Treaty (1978-2018)



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On the other hand, through a letter dated 19 October 2018, Mr. Marby acknowledged receipt of our 5 September correspondence and expressed his commitment to work towards developing a proposal that would address the Amazon countries and Amazon Inc.'s concerns simultaneously. That was the only official document received from ICANN prior to the 25 October Board resolution.

In that light, as the Amazon countries are not in a position to endorse or validate any proposed solution at this point in time, we look forward to the launching of a process mediated by the ICANN President and CEO, within the shortest possible delay, to discuss a mutually acceptable solution for the delegation of the ".AMAZON" applications.

We would argue the importance of ensuring that the upcoming meeting between Mr. Marby and ACTO member States representatives will take place in its correct context and, therefore, we call for the annulment of the 25 October Board resolution. To that end, a formal reconsideration request, which is enclosed herewith, will be filed.

Yours sincerely,




AMBASSADOR JACQUELINE MENDOZA

Secretary General

ACTO 40 years

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