

ICANN
Trademark Clearinghouse - Responses to Additional RFI Questions
17 November 2011

The following questions were raised by participants during the respondents conference call held on 14 November 2011. The full set of questions and responses are being provided to all who submitted questions, as well as being posted on ICANN's website.

Can the response deadline be extended?

Yes. The response deadline has been extended to 23:59 UTC on 28 November 2011.

To the extent that proposals contain intellectual property or proprietary designs/technology, what assurances can ICANN provide regarding use of this information?

One of the purposes of the RFI is to generate information on potential models for establishing the Clearinghouse functions and implementing the associated processes. Responses should be developed with the understanding that ICANN might use the information provided in any response, even responses from parties not selected to operate the Clearinghouse. Respondents should not include material that they deem confidential or proprietary in this regard, or that they consider to be a trade secret. Note that Clearinghouse functions are intended to be transportable – that is, the design and processes proposed should be able to be used (via license or other means if necessary) by any replacement provider.

How can the risks due to uncertainty on likely take-up of Clearinghouse services be mitigated?

A contracted provider would be expected to adhere to the terms of its agreement with ICANN. Based on new circumstances arising during the term of the agreement, a provider could propose to re-negotiate the terms of the agreement, in which case ICANN would engage in discussions on a good-faith basis.