

## The Internet Corporation for Assigned Names and Numbers

## TRANSMITTED VIA FACSIMILE, ELECTRONIC MAIL & COURIER SERVICE

25 November 2009

Mr. Roni Bass R.B. Data (IANA #988) 5 Mikve Israel St. Tel Aviv 65115 Israel

## RE: NOTICE OF TERMINATION OF REGISTRAR ACCREDITATION AGREEMENT

Dear Mr. Roni Bass:

Be advised that the Internet Corporation for Assigned Names and Numbers (ICANN) Registrar Accreditation Agreement (RAA) with R.B. Data Net Ltd (R.B. Data) is terminated. As explained in greater detail below, this termination is based on R.B. Data's failure to cure the breach set forth in ICANN's letter dated 20 April 2009. Consistent with the terms of the RAA, this termination shall be effective on 17 December 2009.

R.B. Data is further advised that the logo license appendix to the above mentioned RAA is revoked. ICANN demands that R.B. Data remove all ICANN trademarks licensed to R.B. Data immediately from R.B. Data's website and business materials under the terms of that appendix.

Section 3.9 of the RAA requires registrars to timely pay accreditation fees to ICANN, consisting of yearly and variable fees. R.B. Data currently owes ICANN \$34,952.84 in past due accreditation fees. Notices regarding R.B. Data's past due accreditation fees, including detailed customer statements, were transmitted to R.B. Data several times over the past two years.

On 20 April 2009, ICANN sent R.B. Data a notice of breach of its RAA based on R.B. Data's failure to pay past due accreditation fees. R.B. Data failed to cure this breach in the time period allowed by the RAA.

Based on R.B. Data's failure to cure the breach of Section 3.9, and in accordance with Section 5.3 of the RAA, ICANN hereby gives R.B. Data notice that R.B. Data's accreditation will terminate on 17 December 2009. For your reference, a copy of ICANN's 20 April 2009 notice of breach and a current financial statement are enclosed. Notice of Termination of Registrar Accreditation Agreement Roni Ross, R.B. Data Inc. Ltd Page 2 of 2

Please note that termination of R.B. Data's RAA does not relieve R.B. Data of the obligation to pay delinquent accreditation fees, which should be paid immediately. ICANN reserves the right to pursue all means available to collect these fees.

To protect the interests of domain name registrants, ICANN will follow its De-Accredited Registrar Transition Procedure (Procedure)

http://www.icann.org/en/processes/registrars/de-accredited-registrar-transition-procedure-01oct08.pdf to facilitate the transition of the domain names currently managed by R.B. Data. We encourage you to read the Procedure in its entirety. Consistent with the Procedure, we are requesting that R.B. Data designate a bulk transfer recipient immediately. Please contact ICANN's Registrar Liaison Manager, Mike Zupke at mike.zupke@icann.org, to designate a bulk transfer recipient.

Kindly note, however, that your designation of a bulk transfer recipient does not prejudice ICANN's rights under the RAA as well as ICANN's right to transfer names to a registrar of our choosing pursuant to the Procedure. It is ICANN's goal to protect registrants from unnecessary harm and we anticipate the full cooperation of R.B. Data. Please note, however, that because your registrar has failed to escrow registration data in accordance with Section 3.6 of its RAA, and further, fails to provide whois data for names under management as required by Section 3.3 of its RAA, registries may have no choice but to delete the names currently sponsored by R.B. Data upon their expiration.

Please feel free to contact me at <a href="mailto:stacy.burnette@icann.org">stacy.burnette@icann.org</a> or at the telephone number below if you have any questions.

Very truly yours,

Stacy Burnette

Director

Contractual Compliance

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Enclosures: 20 April 2009 Notice of Breach of Registrar Accreditation Agreement

**Customer Financial Statement**