

FILED

2007 SEP 12 PM 1:38

CLERK U.S. DISTRICT COURT  
CENTRAL DIST. OF CALIF.  
LOS ANGELES

BY \_\_\_\_\_

1 Jeffrey A. LeVee (State Bar No. 125863)  
jlevee@jonesday.com  
2 Samantha S. Eisner (State Bar No. 230344)  
seisner@jonesday.com  
3 JONES DAY  
555 South Flower Street  
4 Fiftieth Floor  
Los Angeles, CA 90071-2300  
5 Telephone: (213) 489-3939  
Facsimile: (213) 243-2539  
6

7 Attorneys for Plaintiffs  
The Internet Corporation for Assigned Names  
and Numbers  
8

9 UNITED STATES DISTRICT COURT  
10 CENTRAL DISTRICT OF CALIFORNIA  
11

12 The Internet Corporation for Assigned  
Names and Numbers,  
13

14 Plaintiff,

15 v.

16 RegisterFly.Com, Inc., and  
UnifiedNames, Inc.,  
17

18 Defendants.  
19

Case No. CV 07-2089 R (PLAx)

**DECLARATION OF  
SAMANTHA EISNER IN  
SUPPORT OF THE INTERNET  
CORPORATION FOR  
ASSIGNED NAMES AND  
NUMBERS' APPLICATION FOR  
DEFAULT JUDGMENT BY  
COURT AGAINST  
REGISTERFLY.COM, INC. AND  
UNIFIEDNAMES, INC.**

[Application for Default Judgment  
by Court filed concurrently herewith;  
[Proposed] Default Judgment lodged  
concurrently herewith]

22 Date: September 17, 2007  
23 Time: 10:00 a.m.  
Judge: Hon. Manuel L. Real  
24  
25  
26  
27  
28

1 I, Samantha Eisner, declare:

2 1. I am an associate with the law firm Jones Day, counsel of record for  
3 plaintiff Internet Corporation for Assigned Names and Numbers (“ICANN”) in this  
4 action. I am admitted to practice before this Court. I submit this declaration in  
5 accordance with Local Rule 55-1, and in support of ICANN’s Application for  
6 Default Judgment by Court against RegisterFly.Com, Inc. and UnifiedNames, Inc.  
7 (collectively, “Defendants”) I have personal knowledge of the facts set forth in this  
8 declaration and am competent to testify if called as a witness.

9 2. Defendant RegisterFly.Com, Inc. was served with the summons and  
10 complaint in this matter on April 2, 2007. Defendant UnifiedNames, Inc. was  
11 served with the same on April 5, 2007. Each was served via personal service, at my  
12 direction, and proofs of service were immediately placed on file with this Court.

13 3. On August 6, 2007, the parties appeared before this Court for a hearing  
14 upon ICANN’s motion to the strike the Defendants’ consolidated Answer. The  
15 Defendants – without extension or leave of Court – filed their Answer 70 days after  
16 the being served with the Complaint, weeks after appearing in the action, and weeks  
17 after being declared in default in open court. At the August 6 hearing, this Court  
18 granted ICANN’s Motion to Strike. On that same day, the Clerk entered default as  
19 to both of the Defendants.

20 4. Defendants are corporations, and are neither infants nor incompetent  
21 persons.

22 5. Defendants, as corporations, are not in military service. Therefore  
23 therefore, The Soldiers’ and Sailors’ Civil Relief Act of 1940 (50 App. U.S.C.  
24 § 520) does not apply.

25 6. I caused Notice of ICANN’s Application for Default Judgment by  
26 Court to be served on Defendants on September 12, 2007. At my direction,  
27 Elizabeth Tran provided instruction to our courier service to personally serve  
28

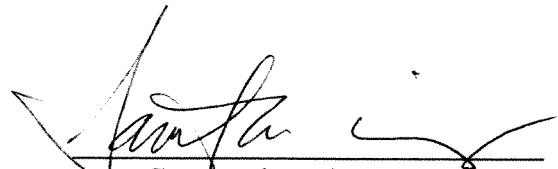
1 Heather McCloskey of Ervin, Cohen & Jessup, LLP, counsel of record for the  
2 Defendants, with the Application for Default Judgment and related papers.

3 7. This action involves a claim for damages by Plaintiff ICANN against  
4 Defendants for breach of contract, declaratory judgment and injunctive relief. As  
5 alleged in the Complaint, Defendants failed to perform the contractual obligations  
6 as set forth in the Registrar Accreditation Agreement (“RAA”) between the parties,  
7 giving rise to a controversy between the parties regarding ICANN’s ability to  
8 terminate the RAA as a result of those breaches.

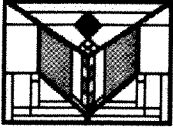
9 8. Since the initiation of this action, Defendants have continued to breach  
10 the RAA. Under Section 3.9 of the RAA, RegisterFly.Com, Inc. is obligated to pay  
11 accreditation fees to ICANN. On June 19, 2007, I sent an email to Ms. McCloskey  
12 attaching RegisterFly.Com, Inc.’s unpaid invoices – arising after the initiation of  
13 this litigation – detailing over \$100,000 in outstanding accreditation fees. On July  
14 26, 2007, I forwarded the complete billing to Ms. McCloskey, in the amount of  
15 \$122,152.35. A true and correct copy of my June 19, 2007 email (without  
16 attachments) to Ms. McCloskey is attached hereto as Exhibit A. A true and correct  
17 copy of the July 26, 2007 letter to Ms. McCloskey with the detailed invoices is  
18 attached hereto as Exhibit B.

19 9. No portion of the sum of \$122,152.35 has been paid.

20  
21 I declare under penalty of perjury under the laws of the United States that the  
22 foregoing is true and correct. This declaration was signed on September 12, 2007  
23 in Los Angeles, California.

24  
25   
26 Samantha Eisner

**EXHIBIT A**



Samantha Eisner /JonesDay  
Extension 32220  
06/19/2007 03:48 PM

To hmcloskey@ecjlaw.com  
cc kscott@ecjlaw.com, lkatunich@ecjlaw.com,  
jlevee@JonesDay.com  
bcc

Subject RegisterFly: Outstanding bills to ICANN

Dear Ms. McCloskey,

Attached please find ICANN's invoices to RegisterFly for unpaid registrar fees. RegisterFly owes ICANN a total of \$117,594.13. I am attaching documentation for \$114,969.13 of the outstanding fees, and will provide documentation for the additional \$2,625.01 as soon as possible.

ICANN is unable to forward these to your client on its own; the last invoice sent to RegisterFly was returned by the post office with no forwarding address information.

Please provide these to your client and request them to immediately submit payment in full to ICANN.

Samantha Eisner  
Jones Day  
555 South Flower Street, Fiftieth Floor  
Los Angeles, CA 90071  
(213) 243-2220  
Fax: (213) 243-2539  
seisner@JonesDay.com



Outstanding Invoices 6.15.07.pdf

=====

This e-mail (including any attachments) may contain information that is private, confidential, or protected by attorney-client or other privilege. If you received this e-mail in error, please delete it from your system without copying it and notify sender by reply e-mail, so that our records can be corrected.

=====

**EXHIBIT B**

\*\*\*\*\*  
\*\*\* TX REPORT \*\*\*  
\*\*\*\*\*

TRANSMISSION OK

TX/RX NO 0267  
RECIPIENT ADDRESS 15172210635001#913108592325  
DESTINATION ID  
ST. TIME 07/26 14:23  
TIME USE 03'53  
PAGES SENT 21  
RESULT OK



**Facsimile Transmission**

555 South Flower Street, Fiftieth Floor • Los Angeles, California 90071-2300 • (213) 489-3939  
Facsimile: (213) 243-2539  
seisner@jonesday.com

July 26, 2007

Please hand deliver the following facsimile to:

Name: **Heather McCloskey, Esq. and Kelly Scott, Esq.**

Facsimile No.: **310-859-2325**

Company: **Ervin Cohen & Jessup LLP**

Number of pages (including this page): *21*

Telephone No.: **310-273-6333**

From: **Samantha S. Eisner**

Send Copies To:

Direct Telephone No.: **(213) 243-2220**

**Copies distributed**

JP No.: **JP002375**

Operator's initials

CAM No.: **172210-635001**

Re:

**NOTICE:** This communication is intended to be confidential to the person to whom it is addressed, and it is subject to copyright protection. If you are not the intended recipient or the agent of the intended recipient or if you are unable to deliver this communication to the intended recipient, please do not read, copy or use this communication or show it to any other person, but notify the sender immediately by telephone at the direct telephone number noted above.

**Message:**

Please see attached letter.



# Facsimile Transmission

555 South Flower Street, Fiftieth Floor • Los Angeles, California 90071-2300 • (213) 489-3939  
Facsimile: (213) 243-2539  
seisner@jonesday.com

July 26, 2007

Please hand deliver the following facsimile to:

Name: **Heather McCloskey, Esq. and Kelly Scott, Esq.**

Facsimile No.: **310-859-2325**

Company: **Ervin Cohen & Jessup LLP**

Number of pages (including this page): *2/*

Telephone No.: **310-273-6333**

From: **Samantha S. Eisner**

Send Copies To:

Direct Telephone No.: **(213) 243-2220**

JP No.: **JP002375**

Copies distributed

\_\_\_\_\_  
Operator's initials

CAM No.: **172210-635001**

Re:

**NOTICE:** This communication is intended to be confidential to the person to whom it is addressed, and it is subject to copyright protection. If you are not the intended recipient or the agent of the intended recipient or if you are unable to deliver this communication to the intended recipient, please do not read, copy or use this communication or show it to any other person, but notify the sender immediately by telephone at the direct telephone number noted above.

### Message:

Please see attached letter.

Please call us immediately if the facsimile you receive is incomplete or illegible. Please ask for the facsimile operator.

LAI-2874379v1

- 6 -

- ATLANTA • BEIJING • BRUSSELS • CHICAGO • CLEVELAND • COLUMBUS • DALLAS • FRANKFURT • HONG KONG • HOUSTON
- IRVINE • LONDON • LOS ANGELES • MADRID • MILAN • MOSCOW • MUNICH • NEW DELHI • NEW YORK • PARIS • PITTSBURGH
- SAN DIEGO • SAN FRANCISCO • SHANGHAI • SILICON VALLEY • SINGAPORE • SYDNEY • TAIPEI • TOKYO



# JONES DAY

555 SOUTH FLOWER STREET • FIFTIETH FLOOR • LOS ANGELES, CALIFORNIA 90071-2300  
TELEPHONE: 213-489-3939 • FACSIMILE: 213-243-2539



Direct Number: (213) 243-2220  
seisner@jonesday.com

JP002375:sse  
172210-635001

July 26, 2007

BY FACSIMILE AND E-MAIL

Heather McCloskey, Esq.  
Ervin Cohen & Jessup LLP  
9401 Wilshire Blvd., 9th Floor  
Beverly Hills, CA 90212

Re: ICANN v. RegisterFly: Outstanding Issues

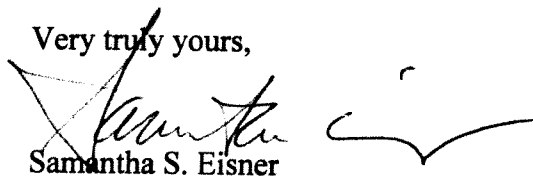
Dear Ms. McCloskey:

Attached please find copies of RegisterFly's outstanding invoices to ICANN in the amount of \$122,152.35. As you are aware, on June 19, 2007 I forwarded you some of these invoices, then totalling \$114,969.13. ICANN has not received any payment from RegisterFly towards these invoices. In addition, despite my attempts at follow-up, I have not received any information from you regarding the status of payment of these invoices.

As discussed before, ICANN does not have current contact information for your client and therefore cannot forward these bills for payment without intervention of counsel. Please provide me with your client's current contact information so that ICANN may communicate directly with your client regarding this (and other outstanding) contractual compliance issues.

Finally, please provide these to your client and request they immediately forward payment in full to ICANN.

Very truly yours,



Samantha S. Eisner

cc: Jeff LeVee, Esq.  
Kelly Scott, Esq.

LAI-2888482v1

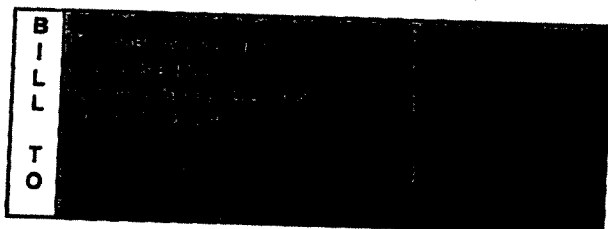
- 7 -



# Invoice

Internet Corporation for  
Assigned Names and Numbers  
4676 Admiralty Way, Suite 330  
Marina del Rey, CA 90292  
USA

Voice: +1/310/823-9358  
Fax: +1/310/823-8649



10182	02/28/2007	03/30/2007
924	Quarter Ending 09/30/2006	

Transaction Based gTLD Fee	\$62,238.00
Per Registrar Variable Fee gTLDs	\$1,241.83

**TOTAL DUE \$63,479.83**

Please remit the total due shown above, denominated in United States currency, to the Internet Corporation for Assigned Names and Numbers (ICANN) at the address given above.

The fee is payable by check, money order, credit card (for fees up to \$2,500.00) or wire transfer. Information on payment by credit card can be found at <http://www.icann.org/financials/payments.htm>. **PLEASE NOTE THE NEW ROUTING NUMBER EFFECTIVE IMMEDIATELY**

Information for wire transfer to ICANN account:  
Account number 09142-07182  
U.S. Routing number 0260-0959-3  
International SWIFT Account BofAUS3N  
Branch address:  
Bank of America Branch 0914  
4754 Admiralty Way  
Marina del Rey, CA 90292 USA  
Telephone +1/310/247-0280

When making payment by wire transfer, please send an e-mail to [accounting@icann.org](mailto:accounting@icann.org) with the transfer banking information.



# ICANN Registrar Billing

RegisterFly.com, Inc.

IANA ID: 821

Customer Number: 924

Invoice Period: Jul - Sep, 2006

Deferral Fee Period: Jul - Sep of prior years

## Current Quarter Transaction Fees

Jul - Sep, 2006

TLD	Transaction	Volume	Deferred Fees	Fee Due
	1 year Adds			
	2 year Adds	7	1.54	1.54
	3 year Adds			
	4 year Adds	1	0.66	0.22
	5 year Adds			
<b>Registry Subtotal:</b>			<b>\$7.04</b>	<b>\$206.36</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
	1 year Renewals	1577	0.00	346.94
	2 year Adds	384	84.48	84.48
	3 year Adds	125	55.00	27.50
	5 year Adds	81	71.28	17.82
	9 year Adds	1	1.76	0.22
<b>Registry Subtotal:</b>			<b>\$301.18</b>	<b>\$14,018.84</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
	1 year Renewals	599	0.00	131.78
	2 year Adds	42	9.24	9.24
	4 year Adds	2	1.32	0.44
	5 year Adds	0		
	8 year Adds	1	1.54	0.22



**ICANN**

# ICANN Registrar Billing

RegisterFly.com, Inc.

IANA ID: 821

Customer Number: 924

Invoice Period: Jul - Sep, 2006

Deferral Fee Period: Jul - Sep of prior years

10 year Adds	12	23.76	64
<b>Registry Subtotal:</b>		<b>\$56.54</b>	<b>\$41,725.42</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
	1 year Adds	1772	0.00	56.54
	1 year Renewals	412	0.00	90.64
	2 year Adds	164	36.08	36.08
	4 year Adds	13	8.58	2.86
	5 year Adds	6	6.60	1.32
	6 year Adds	8	14.08	1.76
	9 year Adds	8		
	10 year Adds	8		
	<b>Registry Subtotal:</b>		<b>\$221.10</b>	<b>\$5,236.44</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
	1 year Renewals	88	0.00	19.36
	2 year Adds	36	7.92	7.92
	3 year Adds	18	7.92	3.96
	4 year Adds	5	4.40	1.10
	5 year Adds	5		
	10 year Adds	5		
	<b>Registry Subtotal:</b>		<b>\$29.70</b>	<b>\$1,050.94</b>

Jul - Sep, 2006 Quarter Deferred Fees: **\$615.56**

Jul - Sep, 2006 Quarter Fees: **\$62,238.00**

**Total Fees Currently Due: \$62,238.00**

28 February 2007

Dear Registrar,

ICANN has received and reviewed your application for forgiveness of a portion of your registrar fees. **Unfortunately, the application has been denied.** ICANN received registry data that indicates that your registrar(s) **did not** meet the criteria for forgiveness. The criteria for 2006-07 requires that a registrar has:

- Less than 350,000 names under management,
- No more than 200 attempted adds per successful add, and
- No more than 5% of names added dropped during an add-grace period.

Your invoice has been prepared in accordance with the above finding.

Future letters applying for forgiveness may continued to be faxed to +1-310-823-8649 or emailed to [accounting@icann.org](mailto:accounting@icann.org).

Thank you,

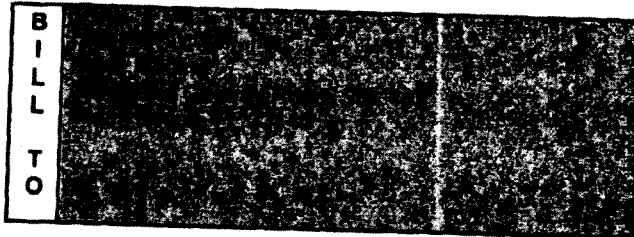
Finanace Department  
ICANN  
[accounting@icann.org](mailto:accounting@icann.org)  
+1-310-823-9358



# Invoice

Internet Corporation for  
Assigned Names and Numbers  
4676 Admiralty Way, Suite 330  
Marina del Rey, CA 90292  
USA

Voice: +1/310/823-9358  
Fax: +1/310/823-8649



11096	03/30/2007	04/30/2007
924	Quarter Ending 12/31/2006	

Transaction Based gTLD Fee	\$32,432.40
Per Registrar Variable Fee gTLDs	\$1,140.46

**TOTAL DUE** **\$33,572.86**

Please remit the total due shown above, denominated in United States currency, to the Internet Corporation for Assigned Names and Numbers (ICANN) at the address given above.

The fee is payable by check, money order, credit card (for fees up to \$2,500.00) or wire transfer. Information on payment by credit card can be found at <http://www.icann.org/financials/payments.htm>. **PLEASE NOTE THE NEW ROUTING NUMBER EFFECTIVE IMMEDIATELY**

Information for wire transfer to ICANN account:

Account number 09142-07182  
U.S. Routing number 0260-0959-3  
International SWIFT Account BofAUS3N  
Branch address:

Bank of America Branch 0914  
4754 Admiralty Way  
Marina del Rey, CA 90292 USA  
Telephone +1/310/247-0280

When making payment by wire transfer, please send an e-mail to [accounting@icann.org](mailto:accounting@icann.org) with the transfer banking information.



**ICANN**

# ICANN Registrar Billing

RegisterFly.com, Inc.

IANA ID: 821

Customer Number: 924

Invoice Period: Oct - Dec, 2006

Deferral Fee Period: Oct - Dec of prior years

## Current Quarter Transaction Fees

Oct - Dec, 2006

TLD	Transaction	Volume	Deferred Fees	Fee Due
blz	1 year Adds	1301	0.00	286.22
	2 year Adds	6	1.32	1.32
	3 year Adds	2	0.88	0.44
	4 year Adds	4	2.64	0.88
	5 year Adds	1	0.88	0.22
<b>Registry Subtotal:</b>			<b>\$5.72</b>	<b>\$289.08</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
com	1 year Adds	24113	0.00	5,304.88
	1 year Renewals	3768	0.00	828.96
	1 year Transfers	22199	0.00	4,883.78
	2 year Adds	279	61.38	61.38
	2 year Renewals	1	0.22	0.22
	3 year Adds	74	32.56	16.28
	3 year Renewals	1	0.44	0.22
	4 year Adds	11	7.26	2.42
	4 year Renewals	1	0.66	0.22
	5 year Adds	79	69.52	17.38
	7 year Adds	1	1.32	0.22
	8 year Adds	1	1.54	0.22
	10 year Adds	10	19.80	2.20
<b>Registry Subtotal:</b>			<b>\$194.70</b>	<b>\$11,118.36</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
info	1 year Adds	73303	0.00	16,126.66
	1 year Renewals	290	0.00	63.80
	1 year Transfers	3907	0.00	859.54
	2 year Adds	115	25.30	25.30
	2 year Renewals	1	0.22	0.22
	3 year Adds	23	10.12	5.06



**ICANN**

# ICANN Registrar Billing

RegisterFly.com, Inc.

IANA ID: 821

Customer Number: 924

Invoice Period: Oct - Dec, 2006

Deferral Fee Period: Oct - Dec of prior years

4 year Adds	16	10.56	3.52
5 year Adds	67	58.96	14.74
6 year Adds	2	2.20	0.44
7 year Adds	2	2.64	0.44
8 year Adds	1	1.54	0.22
9 year Adds	3	5.28	0.66
10 year Adds	39	77.22	8.58
<b>Registry Subtotal:</b>		<b>\$194.04</b>	<b>\$17,109.18</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
<b>net</b>	1 year Adds	9858	0.00	2,168.76
	1 year Renewals	513	0.00	112.86
	1 year Transfers	3178	0.00	699.16
	2 year Adds	100	22.00	22.00
	3 year Adds	38	16.72	8.36
	4 year Adds	26	17.16	5.72
	5 year Adds	38	33.44	8.36
	9 year Adds	5	8.80	1.10
	10 year Adds	16	31.68	3.52
	<b>Registry Subtotal:</b>		<b>\$129.80</b>	<b>\$3,029.84</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
<b>org</b>	1 year Adds	1383	0.00	304.26
	1 year Renewals	141	0.00	31.02
	1 year Transfers	2454	0.00	539.88
	2 year Adds	19	4.18	4.18
	2 year Renewals	3	0.66	0.66
	3 year Adds	11	4.84	2.42
	4 year Adds	5	3.30	1.10
	4 year Renewals	1	0.66	0.22
	5 year Adds	4	3.52	0.88
	9 year Adds	1	1.76	0.22
	10 year Adds	5	9.90	1.10
	<b>Registry Subtotal:</b>		<b>\$28.82</b>	<b>\$885.94</b>





**ICANN**

## ICANN Registrar Billing

---

RegisterFly.com, Inc.

IANA ID: 821

Customer Number: 924

Invoice Period: Oct - Dec, 2006

Deferral Fee Period: Oct - Dec of prior years

---

Oct - Dec, 2006 Quarter Deferred Fees:

Oct - Dec, 2006 Quarter Fees:

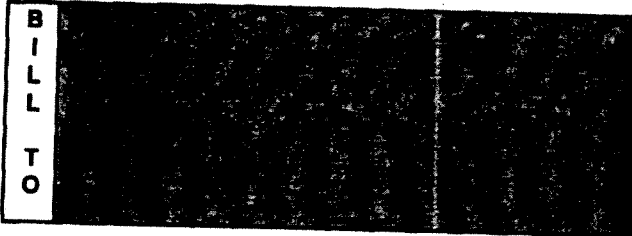
Total Fees Currently Due:



# Invoice

Internet Corporation for  
Assigned Names and Numbers  
4676 Admiralty Way, Suite 330  
Marina del Rey, CA 90292  
USA

Voice: +1/310/823-9358  
Fax: +1/310/823-8649



12021	04/30/2007	05/30/2007
924	Quarter Ending 03/31/2007	

Transaction Based gTLD Fee	\$18,513.64
Per Registrar Variable Fee gTLDs	\$1,132.30
Deferred Transaction Fee FY05-06	\$270.50

**TOTAL DUE** **\$17,916.44**

Please remit the total due shown above, denominated in United States currency, to the Internet Corporation for Assigned Names and Numbers (ICANN) at the address given above.

The fee is payable by check, money order, credit card (for fees up to \$2,500.00) or wire transfer. Information on payment by credit card can be found at <http://www.icann.org/financials/payments.htm>.

Information for wire transfer to ICANN account:

Account number: 09142-07182  
U.S. Routing number: 0260-0959-3  
International SWIFT Account: BofAUS3N  
Branch address: Bank of America Branch 0914  
4754 Admiralty Way  
Marina del Rey, CA 90292 USA  
Telephone +1/310/247-0280

When making payment by wire transfer, please send an e-mail to [accounting@icann.org](mailto:accounting@icann.org) with the transfer banking information.

\*Payments shall be applied to the invoices referenced in the payment detail, or if there is no reference, payments shall be applied to the invoices that the payments add up to evenly. If neither is applicable, payments shall be applied in order of the due date, starting with the oldest outstanding invoice.



**ICANN**

# ICANN Registrar Billing

RegisterFly.com, Inc.

IANA ID: 821

Customer Number: 924

Invoice Period: Jan - Mar, 2007

Deferral Fee Period: Jan - Mar of prior years

## Current Quarter Transaction Fees

Jan - Mar, 2007

TLD	Transaction	Volume	Deferred Fees	Fee Due
biz	1 year Adds	290	0.00	63.80
	1 year Renewals	116	0.00	25.52
	1 year Transfers	152	0.00	33.44
	2 year Adds	6	1.32	1.32
	5 year Adds	2	1.76	0.44
<b>Registry Subtotal:</b>			<b>\$3.08</b>	<b>\$124.52</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
com	1 year Adds	7969	0.00	1,753.18
	1 year Renewals	6967	0.00	1,532.74
	1 year Transfers	7969	0.00	1,757.36
	2 year Adds	100	22.00	22.00
	2 year Renewals	3	0.66	0.66
	3 year Adds	25	11.00	5.50
	4 year Adds	8	5.26	1.76
	5 year Adds	18	15.84	3.96
	6 year Adds	2	2.20	0.44
	10 year Adds	3	5.94	0.66
<b>Registry Subtotal:</b>			<b>\$62.92</b>	<b>\$5,078.26</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
info	1 year Adds	35277	0.00	7,760.84
	1 year Renewals	6257	0.00	1,376.54
	1 year Transfers	408	0.00	89.76
	2 year Adds	33	7.26	7.26
	3 year Adds	16	7.04	3.52
	4 year Adds	5	3.30	1.10
	5 year Adds	15	13.20	3.30
	6 year Adds	12	13.20	2.64
	10 year Adds	21	41.58	4.62



# ICANN Registrar Billing

RegisterFly.com, Inc.

IANA ID: 821

Customer Number: 924

Invoice Period: Jan - Mar, 2007

Deferral Fee Period: Jan - Mar of prior years

Registry Subtotal: **\$85.58** **\$9,249.68**

TLD name	Transaction	Volume	Deferred Fees	Fee Due
	1 year Renewals	7	0.00	1.54
Registry Subtotal:			<b>\$0.00</b>	<b>\$1.54</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
net	1 year Adds	4259	0.00	938.98
	1 year Renewals	1051	0.00	231.22
	1 year Transfers	1435	0.00	315.70
	2 year Adds	30	6.60	6.60
	2 year Renewals	1	0.22	0.22
	3 year Adds	13	5.72	2.86
	4 year Adds	1	0.66	0.22
	5 year Adds	14	12.32	3.08
	7 year Adds	1	1.32	0.22
	10 year Adds	1	1.98	0.22
Registry Subtotal:			<b>\$28.82</b>	<b>\$1,497.32</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
org	1 year Adds	517	0.00	113.74
	1 year Renewals	1003	0.00	220.66
	1 year Transfers	1017	0.00	223.74
	2 year Adds	6	1.32	1.32
	2 year Renewals	2	0.44	0.44
	3 year Adds	6	2.64	1.32
	3 year Renewals	1	0.44	0.22
	5 year Adds	4	3.52	0.88
Registry Subtotal:			<b>\$8.36</b>	<b>\$562.32</b>

Jan - Mar, 2007 Quarter Deferred Fees: **\$188.76**

Jan - Mar, 2007 Quarter Fees: **\$16,513.64**



**ICANN**

# ICANN Registrar Billing

RegisterFly.com, Inc.

IANA ID: 821

Customer Number: 924

Invoice Period: Jan - Mar, 2007

Deferral Fee Period: Jan - Mar of prior years

## Prior Quarters Deferred Transaction Fees

Jan - Mar, 2006

TLD	Transaction	Volume	Fee Due
biz	2 year Adds	13	3.25
	3 year Adds	5	1.25
	5 year Adds	4	1.00
<b>Registry Subtotal:</b>			<b>\$5.50</b>

TLD	Transaction	Volume	Fee Due
com	2 year Adds	376	94.00
	2 year Renewals	2	0.50
	3 year Adds	151	37.75
	4 year Adds	14	3.50
	5 year Adds	96	24.00
	7 year Adds	2	0.50
	8 year Renewals	1	0.25
	9 year Adds	1	0.25
	9 year Renewals	1	0.25
	10 year Adds	18	4.50
<b>Registry Subtotal:</b>			<b>\$165.50</b>

TLD	Transaction	Volume	Fee Due
info	2 year Renewals	52	13.00
	3 year Renewals	11	2.75
	4 year Renewals	35	9.75
	5 year Renewals	4	1.00
	9 year Renewals	30	7.50
<b>Registry Subtotal:</b>			<b>\$34.00</b>

TLD	Transaction	Volume	Fee Due
name	2 year Adds	2	0.50
	3 year Adds	1	0.25
	5 year Adds	1	0.25



**ICANN**

## ICANN Registrar Billing

RegisterFly.com, Inc.

IANA ID: 821

Customer Number: 924

Invoice Period: Jan - Mar, 2007

Deferral Fee Period: Jan - Mar of prior years

Registry Subtotal:

TLD	Transaction	Volume	Fee Due
net	2 year Adds	81	20.25
	3 year Adds	64	16.00
	4 year Adds	27	6.75
	4 year Renewals	1	0.25
	5 year Adds	25	6.25
	6 year Adds	1	0.25
	10 year Adds	1	0.25

Registry Subtotal:

TLD	Transaction	Volume	Fee Due
org	2 year Adds	40	10.00
	3 year Adds	12	3.00
	5 year Adds	5	1.25
	6 year Adds	1	0.25

Registry Subtotal:

Jan - Mar, 2006 Quarter Deferred Fees:

Total Fees Currently Due:

30 April 2007

Dear Registrar,

ICANN has received and reviewed your application for forgiveness of a portion of your registrar fees. **Unfortunately, the application has been denied.** ICANN received registry data that indicates that your registrar(s) **did not** meet the criteria for forgiveness. The criteria for 2006-07 requires that a registrar has:

- Less than 350,000 names under management,
- No more than 200 attempted adds per successful add, and
- No more than 5% of names added dropped during an add-grace period.

Your invoice has been prepared in accordance with the above finding.

Future letters applying for forgiveness may continued to be faxed to +1-310-823-8649 or emailed to [accounting@icann.org](mailto:accounting@icann.org).

Thank you,

Accounting Department  
ICANN  
[accounting@icann.org](mailto:accounting@icann.org)  
+1-310-823-9358

ICANN  
4575 Admiralty Way  
Suite 330  
Marina del Rey, CA 90292-6601

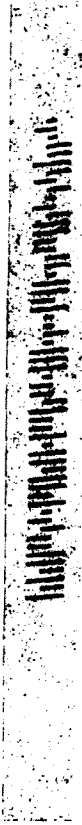
062S0005445062  
90282



0103380

RegisterFly.com, Inc., 924  
Kevin Medina  
960 Arthur Godfrey Road, Ste. 402  
Miami Beach, FL 33140

REGI960 331400399 1507 19 05/21/07  
REGISTERFLY.COM MOVED LEFT NO ADDRESS  
RETURN TO SENDER  
RETURN TO SENDER



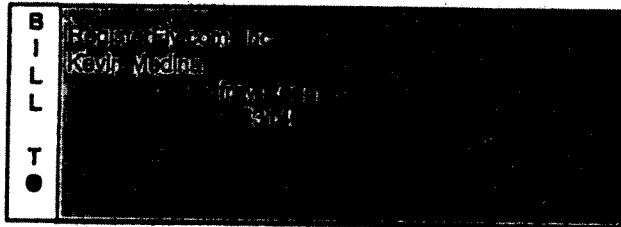




# Invoice

**Internet Corporation for  
Assigned Names and Numbers**  
4676 Admiralty Way, Suite 330  
Marina del Rey, CA 90292  
USA

Voice: +1/310/823-9358  
Fax: +1/310/823-8649



Invoice Number	Date	Due Date
13415	07/25/2007	08/25/2007
Account	Description	
924	Quarter Ending 06/30/2007	

Description	Amount
Transaction Based gTLD Fee	\$7,183.22
Per Registrar Variable Fee gTLDs	\$370.23
Deferred Transaction Fee FY05-06	\$435.75

**TOTAL DUE \$7,989.20**

Please remit the total due shown above, denominated in United States currency, to the Internet Corporation for Assigned Names and Numbers (ICANN) at the address given above.

The fee is payable by check, money order, credit card (for fees up to \$2,500.00) or wire transfer/ACH. Information on payment by credit card can be found at <http://www.icann.org/financials/payments.htm>. PLEASE NOTE THE NEW WIRE/ACH INFORMATION, EFFECTIVE IMMEDIATELY

Information for wire transfer to ICANN account:  
Account number: 2950003939  
U.S. Routing number: 122000496  
International SWIFT Account: BOFCUS33MPK  
Branch address: Union Bank of California  
Los Angeles, CA, USA

Information for ACH payments to ICANN account:  
Account number: 48132414  
U.S. Routing number: 021052053  
Branch Address: Union Bank of California  
Los Angeles, CA, USA

When making payment by wire transfer, please send an e-mail to [accounting@icann.org](mailto:accounting@icann.org) with the transfer banking information.

\*Payments shall be applied to the invoices referenced in the payment detail, or if there is no reference, payments shall be applied to the invoices that the payments add up to evenly. If neither is applicable, payments shall be applied in order of the due date, starting with the oldest outstanding invoice.



**ICANN**

# ICANN Registrar Billing

RegisterFly.com, Inc.

IANA ID: 821

Customer Number: 924

Invoice Period: Apr - Jun, 2007

Deferral Fee Period: Apr - Jun of prior years

## Current Quarter Transaction Fees

Apr - Jun, 2007

TLD	Transaction	Volume	Deferred Fees	Fee Due
com	1 year Renewals	17561	0.00	3,863.42
<b>Registry Subtotal:</b>			<b>\$0.00</b>	<b>\$3,863.42</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
Info	1 year Renewals	3068	0.00	674.96
	1 year Transfers	58	0.00	12.76
<b>Registry Subtotal:</b>			<b>\$0.00</b>	<b>\$687.72</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
name	1 year Renewals	137	0.00	30.14
<b>Registry Subtotal:</b>			<b>\$0.00</b>	<b>\$30.14</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
net	1 year Renewals	10526	0.00	2,315.72
<b>Registry Subtotal:</b>			<b>\$0.00</b>	<b>\$2,315.72</b>

TLD	Transaction	Volume	Deferred Fees	Fee Due
org	1 year Adds	120	0.00	26.40
	1 year Renewals	1170	0.00	257.40
	1 year Transfers	9	0.00	1.98
	5 year Adds	1	0.88	0.22
	10 year Adds	1	1.98	0.22
<b>Registry Subtotal:</b>			<b>\$2.86</b>	<b>\$286.22</b>

Apr - Jun, 2007 Quarter Deferred Fees: **\$2.86**

Apr - Jun, 2007 Quarter Fees: **\$7,183.22**



**ICANN**

# ICANN Registrar Billing

RegisterFly.com, Inc.

IANA ID: 821

Customer Number: 924

Invoice Period: Apr - Jun, 2007

Deferral Fee Period: Apr - Jun of prior years

## Prior Quarters Deferred Transaction Fees

Apr - Jun, 2006

TLD	Transaction	Volume	Fee Due
blz	2 year Adds	5	1.25
	3 year Adds	7	1.75
	5 year Adds	1	0.25
<b>Registry Subtotal:</b>			<b>\$3.25</b>

TLD	Transaction	Volume	Fee Due
com	2 year Adds	414	103.50
	3 year Adds	147	36.75
	4 year Adds	21	5.25
	5 year Adds	98	24.50
	7 year Adds	3	0.75
	8 year Adds	1	0.25
	8 year Renews	1	0.25
	10 year Adds	35	8.75
<b>Registry Subtotal:</b>			<b>\$180.00</b>

TLD	Transaction	Volume	Fee Due
info	2 year Adds	171	42.75
	2 year Renews	57	14.25
	3 year Adds	115	28.75
	3 year Renews	49	12.25
	4 year Adds	4	1.00
	4 year Renews	18	4.50
	5 year Adds	5	1.25
	9 year Renews	36	9.00
	10 year Adds	4	1.00
<b>Registry Subtotal:</b>			<b>\$114.75</b>

TLD	Transaction	Volume	Fee Due
name	2 year Adds	2	0.50



**ICANN**

## ICANN Registrar Billing

RegisterFly.com, Inc.

IANA ID: 821

Customer Number: 924

Invoice Period: Apr - Jun, 2007

Deferral Fee Period: Apr - Jun of prior years

3 year Adds	1	0.25
<b>Registry Subtotal:</b>		<b>\$0.75</b>

TLD	Transaction	Volume	Fee Due
net	2 year Adds	178	44.50
	3 year Adds	128	32.00
	4 year Adds	37	9.25
	5 year Adds	75	18.75
	6 year Adds	3	0.75
	7 year Adds	1	0.25
	9 year Adds	12	3.00
	10 year Adds	62	15.50
	<b>Registry Subtotal:</b>		<b>\$124.00</b>

TLD	Transaction	Volume	Fee Due
org	2 year Adds	29	7.25
	3 year Adds	12	3.00
	4 year Adds	1	0.25
	5 year Adds	9	2.25
	10 year Adds	1	0.25
	<b>Registry Subtotal:</b>		<b>\$13.00</b>

Apr - Jun, 2006 Quarter Deferred Fees: **\$435.75**

**Total Fees Currently Due: \$7,618.97**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**PROOF OF SERVICE BY PERSONAL DELIVERY**

I am a citizen of the United States and employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 555 South Flower Street, Fiftieth Floor, Los Angeles, California 90071-2300. On September 12, 2007, I caused to be served the foregoing document:

**DECLARATION OF SAMANTHA EISNER IN  
SUPPORT OF THE INTERNET CORPORATION  
FOR ASSIGNED NAMES AND NUMBERS'  
APPLICATION FOR DEFAULT JUDGMENT BY  
COURT AGAINST REGISTERFLY.COM, INC.  
AND UNIFIEDNAMES, INC.**

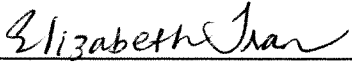
on the interested party by placing a true copy in envelope(s) addressed as follows:

Heather McCloskey, Esq.                      Attorney for Defendant,  
Ervin Cohen & Jessup LLP                  RegisterFly.Com, Inc.  
9401 Wilshire Blvd., 9th Floor  
Beverly Hills, CA 90212

I caused such envelope(s) to be delivered by hand to the addressee(s).

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on September 12, 2007, at Los Angeles, California.

  
\_\_\_\_\_  
Elizabeth Tran