



29 August 2017

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE, AND COURIER

RE: NOTICE OF BREACH OF REGISTRAR ACCREDITATION AGREEMENT

Miguel Lopez
HOAPDI INC. (IANA #1517)
Unit 10-IJ-01 10F Burgundy Corporate Tower 252 Sen. Gil. Puyat Ave.
Makati City Metro Manila 1224
Philippines

Email: hoapdiinc@yahoo.com
Fax: +1.2066006973

Dear Miguel Lopez,

Please be advised that as of 29 August 2017, HOAPDI INC. ("HOAPDI") is in breach of its 2013 Registrar Accreditation Agreement with the Internet Corporation for Assigned Names and Numbers ("ICANN") dated 19 June 2015 ("RAA"). This breach results from:

1. HOAPDI's failure to take reasonable steps to investigate and correct claimed Whois inaccuracies regarding the domain names <hoapdi-inc.com> and <hoapdi.com>, as required by Section 3.7.8 of the RAA;
2. HOAPDI's failure to maintain and make available to ICANN registration data and records relating to dealings with the Registered Name Holder ("RNH") of the domain names <hoapdi-inc.com> and <hoapdi.com>, as required by Sections 3.4.2 and 3.4.3 of the RAA; and
3. HOAPDI's failure to validate and verify Whois contact information, as required by Sections 1, 2 and 4 of the Whois Accuracy Program Specification ("WAPS") of the RAA.

Please refer to the attachment for details regarding these breaches.

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

1. HOAPDI's failure to escrow gTLD registration data, as required by Section 3.6 of the RAA;
2. HOAPDI's failure to provide domain name data in the specified response format, as required by Section 1.4 of the Registration Data Directory Service (Whois) Specification of the RAA ("Whois Specification"), the Advisory: Clarifications to the Registry Agreement, and the 2013 Registrar Accreditation Agreement (RAA) regarding applicable

Registration Data Directory Service (Whois) Specifications (“Clarifications”) and the Additional Whois Information Policy (“AWIP”);

3. HOAPDI’s failure to provide current documentation demonstrating HOAPDI is in good standing, as required by Section 3.17 and Section 6 of the Registrar Information Specification (“RIS”) of the RAA;
4. HOAPDI’s failure to publish the full name and position of all officers of the registrar on HOAPDI’s website, as required by Section 3.17 of the RAA and Section 17 of the RIS of the RAA;
5. HOAPDI’s failure to publish an email address to receive abuse reports on the home page of HOAPDI’s website, as required by Section 3.18.1 of the RAA;
6. HOAPDI’s failure to publish on its website a description of HOAPDI’s procedures for the receipt, handling and tracking of abuse reports, as required by Section 3.18.3 of the RAA;
7. HOAPDI’s failure to clearly display on HOAPDI’s website, and include a link in its registration agreement to, its renewal fees and post-expiration renewal fees (if different), as required by Section 4.1 of the Expired Registration Recovery Policy (“ERRP”); and
8. HOAPDI’s failure to timely pay past due accreditation fees, as required by Section 3.9 of the RAA.

ICANN requests that HOAPDI cure these breaches by 19 September 2017, 21 days from the date of this letter, by taking the following actions:

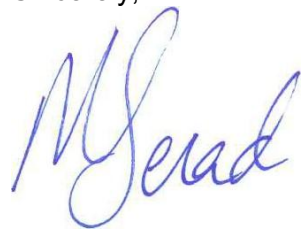
1. Provide information and records demonstrating that HOAPDI took reasonable steps to investigate and, where applicable, correct the Whois inaccuracy concerning the domain names <hoapdi-inc.com> and <hoapdi.com>. This includes: the steps HOAPDI took to (a) investigate and address the Whois inaccuracy claims (including any internal correspondence regarding the matter) and (b) verify and validate the Whois information;
2. Deposit gTLD registration data on a weekly basis to an approved escrow agent and ensure that the deposits meet the required specifications;
3. Display domain name data in the specified response format, as required by Section 1.4 of the Whois Specification, Clarifications and AWIP;
4. Provide ICANN with current documentation demonstrating HOAPDI is in good standing;
5. Publish on HOAPDI’s website the full name and position of all officers of HOAPDI;
6. Publish an email address to receive abuse reports on the home page of HOAPDI’s website;

7. Publish a description of HOAPDI's procedures for the receipt, handling and tracking of abuse reports on HOAPDI's website;
8. Clearly display renewal fees and post-expiration renewal fees (if different) on HOAPDI's website and provide a link to the renewal fees and post-expiration renewal fees (if different) in HOAPDI's registration agreement;
9. Provide the corrective and preventative action(s) that HOAPDI will take, with implementation date(s), to ensure the following:
 - a. Timely responses to ICANN Contractual Compliance matters; and
 - b. HOAPDI's contact information is up to date with ICANN; and
10. Pay all past and currently due accreditation fees.

If HOAPDI fails to timely cure the breaches and provide the information requested by 19 September 2017, ICANN may commence the RAA termination process.

If you have questions or require assistance, please contact Jennifer Scott at jennifer.scott@icann.org.

Sincerely,



Maguy Serad
Vice President
Contractual Compliance

Cc: John O. Jeffrey, General Counsel and Secretary

ATTACHMENT

Failure to take reasonable steps to investigate and correct Whois inaccuracy

Section 3.7.8 of the RAA requires registrars, upon notification of a claimed inaccuracy in the contact information associated with a registered name sponsored by a registrar, to take reasonable steps to investigate the claimed inaccuracy. In the event the registrar learns of inaccurate contact information associated with a registered name it sponsors, the registrar shall take reasonable steps to correct that inaccuracy. HOAPDI's failure to provide documentation demonstrating the reasonable steps it took to investigate and correct the alleged Whois inaccuracies is a breach of Section 3.7.8 of the RAA.

Failure to retain registered name holder and registration data and failure to make such data available for inspection and copying

Sections 3.4.2 and 3.4.3 of the RAA requires registrars to maintain RNH and registration data, and to make those records available to ICANN upon reasonable notice. HOAPDI's failure to provide the requested registration records and data related to the domain names <hoapdi-inc.com> and <hoapdi.com> is a breach of Sections 3.4.2 and 3.4.3 of the RAA.

Failure to validate and verify Whois data

Section 1 of the WAPS of the RAA requires registrars to validate that required fields, including telephone numbers, postal addresses and email addresses, are in a standard format or template, as well as verify the email address of the registrant by receiving an affirmative response from the registrant.

Section 2 of the WAPS of the RAA requires registrars to perform validation and verification, as set forth in Section 1 of the WAPS, if a registrar receives changes to any Whois contact information, whether the contact information was previously verified or validated. The registrar is required to (1) receive an affirmative response from the registrant, (2) manually verify the information or (3) suspend the domain name.

Section 4 of the WAPS of the RAA requires registrars to perform validation and verification, as set forth in Section 1 of the WAPS, if a registrar has any information suggesting that the contact information specified in the Whois is incorrect. The registrar must also (1) verify (or re-verify) the registrant's email address by receiving an affirmative response, (2) manually verify the information or (3) suspend the domain name.

HOAPDI's failure to provide documents and information demonstrating validation and verification of the Whois data for the domain names <hoapdi-inc.com> and <hoapdi.com> is a breach of the WAPS 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. HOAPDI'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 display required Whois format

Section 1.4 of the Whois Specification of the RAA requires registrars to display domain name data in a specified format for Whois query responses. The format of responses shall contain all the elements and follow a semi-free text format outlined in Section 1.4 of the Whois Specification. Additional specifications to the format of Whois query responses are contained in the Clarifications and the AWIP. Section 4.1 of the RAA requires registry operators to comply with and implement all Consensus Policies, including the AWIP. HOAPDI's failure to display Whois data in the specified format is a breach of Section 1.4 of the Whois Specification of the RAA, Clarifications and AWIP.

Failure to provide ICANN with current documentation of legal status

Section 3.17 of the RAA requires registrars to maintain and provide to ICANN the information specified in the RIS, including current documentation demonstrating the registrar entity is legally established and in good standing. HOAPDI's failure to provide ICANN with current documentation demonstrating it is in good standing is a breach of Section 3.17 of the RAA and Section 6 of the RIS.

Failure to publish the full name and position of all officers 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. HOAPDI's failure to publish the full name and position of all of its officers on its website is a breach of Section 3.17 of the RAA and Section 17 of the RIS.

Failure to publish an email address to receive reports of abuse

Section 3.18.1 of the RAA requires registrars to publish on the home page of their website an email address to receive abuse reports. HOAPDI's failure to publish an email address on the home page of its website to receive abuse reports is a breach of Section 3.18.1 of the RAA.

Failure to publish a description of procedures for receipt, handling and tracking of abuse reports

Section 3.18.3 of the RAA requires registrars to publish on their website a description of their procedures for the receipt, handling and tracking of abuse reports. HOAPDI's failure to publish a

description of its procedures for the receipt, handling and tracking of abuse reports on its website is a breach of Section 3.18.3 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. HOAPDI’s failure to provide a link in its registration agreement 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 pay accreditation fees

Section 3.9 of the RAA requires registrars to timely pay accreditation fees to ICANN, consisting of yearly and variable fees. HOAPDI owes ICANN past due accreditation fees, in breach of Section 3.9 of the RAA. HOAPDI additionally owes currently due accreditation fees, due 30 August 2017.

Chronology (CJY-183-55631):

Date of Notice	Deadline for Response	Details
12-Jul-2017	2-Aug-2017	ICANN sent 1st compliance notice via email to cust_service@hoapdi-inc.com . No response received from Registrar.
4-Aug-2017	11-Aug-2017	ICANN sent 2nd compliance notice via email to cust_service@hoapdi-inc.com . No response received from Registrar.
7-Aug-2017	N/A	ICANN called Primary Contact at +63.9773224757 and other Registrar contacts at +63.24915664 and +1.5182611432. No answer and no ability to leave a voicemail.
14-Aug-2017	21-Aug-2017	ICANN sent 3rd compliance notice via email to cust_service@hoapdi-inc.com and hoapdiinc@yahoo.com . No response received from Registrar.
14-Aug-2017	N/A	ICANN sent 3rd compliance notice via fax to +1.2066006973. Fax unsuccessful.
15-Aug-2017	N/A	ICANN called Primary Contact at +63.9773224757 and other Registrar contacts at +63.24915664 and +1.5182611432. No answer and no ability to leave a voicemail.
25-Aug-2017	N/A	ICANN conducted compliance check to determine other areas of noncompliance.

Date of Notice	Deadline for Response	Details
29-Aug-2017	N/A	To date, the Registrar has not responded to ICANN with the requested information and documentation and the issue remains unresolved.

Chronology (MXZ-846-36138):

Date of Notice	Deadline for Response	Details
12-Jul-2017	2-Aug-2017	ICANN sent 1st compliance notice via email to cust_service@hoapdi-inc.com . No response received from Registrar.
4-Aug-2017	11-Aug-2017	ICANN sent 2nd compliance notice via email to cust_service@hoapdi-inc.com . No response received from Registrar.
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25-Aug-2017	N/A	ICANN conducted compliance check to determine other areas of noncompliance.
29-Aug-2017	N/A	To date, the Registrar has not responded to ICANN with the requested information and documentation and the issue remains unresolved.