Additional Trademarks Limited Registration Period Dispute Resolution Policy (LRPDRP)

This Additional Trademarks Limited Registration Period Dispute Resolution established by CORE Association (the "**Registry Operator**") is incorporated by reference into the بازار. (dotBazaar) Launch Policy and the dotbazaat Registration Agreement. A LRPDRP complaint may be filed against a domain name allocated or declined during the "Additional Trademarks Limited Registration Period" established in the بازار. (dotBazaar) Launch Policy (hereinafter, the "**Additional Trademarks LRP**" or simply "**LRP**").

1. Purpose

This LRPDRP describes the process and standards that will be applied to resolve challenges alleging that a domain name has been allocated or declined to be allocated in the بازار. (dotBazaar) TLD (the "**TLD**") in violation of the Additional Trademarks LRP Eligibility and/or Name Selection requirements. This LRPDRP will not be applied to Registry-reserved names in the TLD or to domain names registered under the Sunrise Period or any other Limited Registration Periods set forth by the Registry Operator.

2. Applicable Disputes

A بازار. (dotBazaar) domain name allocated or denied allocation in the TLD during the Additional Trademarks LRP will be subject to this LRPDRP upon submission of a complaint alleging that the allocation or allocation denial was improper under one or more of the following criteria.

a. Improper LRP Allocation

A complaint under this section shall be required to show by reasonable evidence that a بازار. (dotBazaar) domain name allocated in the TLD does not comply with the Additional Trademarks LRP Eligibility and/or Name Selection Requirements, as set forth in the بازار. (dotBazaar) Launch Policy.

Specifically:

The complainant must prove one or more of the following elements:

(i) At time the disputed domain name was allocated, the registrant did not hold a valid trademark in an Arabic-based script (such as Arabic, Jawi, Kurdish, Pashto, Persian and Urdu) registered on or before 13 June 2013 in at least one of these territories: Afghanistan, Algeria, Bahrain, Brunei, Comoros, Djibouti, Egypt, India, Indonesia, Iran, Iraq, Israel, Jordan, Kuwait, Lebanon, Libya, Mauritania, Malaysia, Morocco, Oman, Pakistan, State of Palestine, Qatar, Saudi Arabia, Somalia, Sudan, Syria, Tunisia, United Arab Emirates and Yemen; or

(ii) The disputed domain name is not identical to the trademark on which the registrant based its application.

b. Improper Denial of LRP Allocation

(i) A complaint under this section shall be required to show reasonable evidence that the Registry Operator failed to allocate a بازار. (dotBazaar) domain name that was applied for in compliance with the Additional Trademarks LRP Eligibility and/or Name Selection requirements.

(ii) In addition, to pursue the remedies set forth in Section 4b (ii) and (iii) below, the complainant **MUST notify the Registry Operator within the ten (10) calendar days following the Registry Operator's decision to deny allocation of the domain name of its intention to submit a complaint under this LRPDRP**. Such notice must be sent via email to legal@corenic.org.

c. LRPDRP Complaint Effective Dates

Any complaint brought under this LRPDRP shall be brought **no later than forty-five (45) calendar days after end of the Additional Trademarks LRP.**

3. Harmless Error Defense

A Respondent may produce evidence to show that, although the Additional Trademarks LRP allocation was granted based on submission of the wrong documents, or documents containing an error, the true and correct evidence existed at the time the LRP allocation was applied for and, thus, the allocation would have been granted.

4. Remedies

The remedies available to a complainant for a claim brought under this LRPDRP shall be limited to:

a. Improper LRP Allocation

If a complaint is filed under Section 2(a) above of this LRPDRP, any ongoing contention resolution process will be suspended until the dispute is resolved. If the Registry Operator finds that the domain name was improperly allocated during the LRP, the following remedies will apply:

(i) If the complainant had applied for the disputed domain name during the Additional Trademarks LRP and the complainant's application fulfills all the LRP Eligibility and Name Selection requirements, the disputed domain name will be registered in favor of the complainant, provided that the complainant is the only existing Additional Trademarks LRP eligible application. If there is more than one eligible LRP application for that domain name, the contention resolution process will continue for the remaining LRP eligible applications, including that of the complainant.

(ii) if the complainant had applied for the disputed domain name with basis on a lower priority right category and the complainant's application had been rejected for being of lower priority in hierarchy than that improperly allocated, the disputed domain name will be allocated following the hierarchy criteria of the Registry Operator's Launch Policy available at the Registry Operator's website.

(iii) if no other eligible applications had been submitted for the disputed domain name during the Additional Trademarks LRP or other lower-priority categories of the Registry Operator's Launch program, the disputed allocation will be cancelled and it will be returned to the pool of names generally available for registration in the TLD.

b. Improper Denial of LRP Allocation

If a complaint is filed under Section 2(b) above of this LRPDRP, any ongoing contention resolution process will be suspended until the dispute is resolved. If the

Registry Operator finds that the application was improperly denied during the Additional Trademarks LRP, the following remedies will apply:

(i) If the disputed domain name has not been allocated yet:

1. it will be registered in favor of the complainant, provided that the complainant is the only existing LRP eligible application; or

2. if there is more than one eligible LRP application for that domain name, the contention resolution process will begin or continue for the remaining LRP eligible applications, including that of the complainant.

(ii) If the disputed domain name has already been allocated in favor of a third party that fulfilled the Additional Trademarks LRP Eligibility and Name Selection Requirements, the domain name will go on contention, **provided that the complainant had notified the Registry Operator in due time of its intention to submit a challenge, in accordance with Section 2(b)(ii) of this LRPDRP**.

(iii) If the disputed domain name has already been allocated in favor of a third party with an inferior right than that of the claimant, the domain name will be registered in favor of the complainant **provided that the complainant had notified the Registry Operator in due time of its intention to submit a challenge, in accordance with Section 2(b)(ii) of this LRPDRP.**

5. Procedure

a. **Complaint.** To challenge a registration allocated or rejected under the Additional Trademarks LRP, the applicant must:

(i) Submit to the Registry Operator a written challenge proving that the domain name allocation or denial of allocation under the LRP was improper under one or more of the criteria set forth in Section 2 of this LRPDRP, along with supporting evidence. Challenges must be sent via email to legal@corenic.org; and

(ii) Pay a Procedure Fee of 100 Euros to Registry Operator.

b. **Statement of Defense.** The applicant or registrant of a disputed domain name in

the TLD shall be promptly notified by the Registry Operator of the commencement of a dispute under this LRPDRP, and may contest the allegations of the complaint or show other cause why the remedy requested in the complaint should not be granted in accordance with this LRPDRP. In all cases, the burden of proof shall be on the complainant, and default or other failure of the applicant or holder of the disputed domain name shall not constitute an admission to any allegation of the complaint.

c. **Decisions.** Registry Operator will assess the challenge, its claims and supporting documentation. Registry Operator may ask for further information from the applicant and/or the domain name holder in order to make an informed decision. Within ten (10) calendar days after gathering all the required information, Registry Operator will make a decision on whether the challenge should prevail and will notify the interested parties via email.

d. If a Decision requires a change to the status of a registered domain name, the Registry Operator will implement it within the following ten (10) business days after communication of the decision to all the parties involved.

e. Parties to a dispute under this LRPDRP shall warrant that all factual allegations made in the course thereof are true and correct to the best of their knowledge, shall remain subject to all representations and warranties made in the course of registration of a disputed domain name.

6. Maintaining the Status Quo

During the course of a proceeding under this LRPDRP:

a. The disputed domain name shall be locked, as the case may be, against transfers between registrants and/or registrars and against deletion by registrants.

b. In the case of a claim under Section 2(b) of this LRPDRP, the Registry Operator will prevent other parties from registering the unregistered domain name at issue until a decision is reached, provided that the complainant had notified the Registry Operator in due time of its intention to submit a challenge, in accordance with Section 2(b)(ii) of this LRPDRP.

The contact details of the applicant or holder of the disputed domain name will be as

shown in the registrar's publicly available Whois database record for the relevant registrant.

7. Indemnification

The parties of a proceeding under this LRPDRP shall indemnify, defend and hold harmless the registrar and the Registry Operator and their respective employees, contractors, agents and service providers from any claim arising from the conduct or result of a proceeding under this LRPDRP. Neither the registrar or the Registry Operator, employees, contractors and service providers shall be liable to a party for any act or omission in connection with any proceeding under this LRPDRP. The complainant shall be directly and solely liable to the registrant in the event the complaint is granted in circumstances where the registrant is lawfully entitled to registration and use of the registered domain name(s) in the TLD.

8. Relation to Other Dispute Resolution Policies

This LRPDRP is in addition to and complementary with the Uniform Domain Name Dispute Resolution Policy ("**UDRP**"), the Uniform Rapid Suspension System ("**URS**") and any other mandatory dispute policies adopted by ICANN and/or the Registry Operator.

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