

SUNRISE POLICY

Version 1.0 – 10/29/2015

Summary

This Sunrise Policy (the “Sunrise Policy”), to be read together with the Registration Agreement and the .HOTELES Registry Policies, sets forth the terms and conditions governing the Registry’s Sunrise Period.

Sunrise Overview

Sunrise allows the holder of a trademark that has previously been verified by the officially mandated ICANN Trademark Clearinghouse (“Trademark Holder”) to notify the Registry of its trademark.

Trademark Holders may apply for a domain name label that constitutes an “exact match” of their mark, in accordance with the Trademark Clearinghouse (“TMCH”)’s domain name matching rules. The Registry will charge a Sunrise domain registration fee, for registration of domain names during Sunrise (“Sunrise Price”).

The Trademark Holder is responsible for protecting any labels in which it has an interest. If a Trademark Holder fails to register any domain name during Sunrise, any other party is free to register that domain name during Landrush or General Availability, subject to Registry Policies, the TMCH Claims Service, and applicable laws and regulations.

Multiple Trademark Holders with rights to a trademark term that have applied for the same domain name will settle the contention through an auction, as more fully described below.

Certain names may be withheld from Sunrise availability. For example, life.HOTELES may not be available during Sunrise, even if entities participating in Sunrise have a trademark on the term “life”.

The Registry will implement a seventy (70) day End-Date Sunrise, in which domain names will be allocated at the end of the period. If multiple registrants have requested the same domain name, the final registrant will be determined by auction proceedings.

Sunrise Eligibility

In addition to the eligibility requirements set forth in the Registry’s Registration Policy, the Registry will abide by all policies and procedures adopted by the TMCH. The TMCH will maintain Sunrise Eligibility Requirements [<http://trademark-clearinghouse.com/content/who-can-apply>], and validate and authenticate marks as applicable. The Registry will only allow trademark holders with a valid signed mark data (SMD) file issued by the TMCH to apply for and register exact match domain names.

Fees

Fees that may be collected during Sunrise include:

- Application fees
- Sunrise Domain Registration Fee
- Winning auction bid

The renewal price for domain names registered during Sunrise will be the Sunrise Price. The Registry may adjust the renewal price with one hundred eighty (180) days' notice. The registrant may renew the domain at the Sunrise Price during the one hundred eighty (180) day notice period.

Auctions

If multiple Trademark Holders apply to register an identical domain name during Sunrise, conflicting applications will be settled by an auction conducted by Registry or a third party provider. However, parties are not obliged to participate in an auction; they may choose instead to withdraw the Sunrise application or privately resolve their contending applications.

Starting bids for auctions will commence at the Sunrise registration fee plus \$1 USD, with bid increments escalating over time. If bidders do not bid at least the Sunrise registration fee plus \$1 USD, the domain name will not be awarded. The final auction price must be paid prior to allocation of the domain name.

The outcome of any auction shall be deemed final and binding upon the parties. A party that either loses an auction or withdraws its Sunrise application shall receive a refund of the Sunrise domain registration fee.

Sunrise Dispute Resolution

Disputes regarding Sunrise eligibility will be managed by the TMCH providers (see <http://trademark-clearinghouse.com/dispute>).

The TMCH will hear challenges to Sunrise eligibility determinations. In the event of a dispute, the Registry will adhere to decisions issued as an outcome of the TMCH sunrise dispute process (see <http://trademark-clearinghouse.com/dispute>).

In the event of a dispute beyond the scope of the dispute resolution procedures discussed in this Policy (auction, TMCH, etc.), such dispute shall be resolved in accordance with the Registry's Sunrise Dispute Resolution Policy and administered by the National Arbitration Forum. The Registry will act in accordance with any binding notice of a relevant court order or arbitration award.

Regardless of anything to the contrary stated in this Policy, the Registry reserves the right to put a hold on any domain name pending final dispute resolution and/or to seek legal advice on the enforceability of any court order and has the right to require the serving party to take additional steps before the Registry will comply with any order or award.

Amendment

The Registry reserves the right to modify this Use Policy at its sole discretion in accordance with its rights and obligations set forth in its Registry Agreement. Such revised Use Policy shall be posted on Registry's website at www.nic.HOTELES at least 30-calendar days before its effective date.
