

DISPUTE RESOLUTION SERVICE

D00009992

**Decision of Independent Expert
(Summary Decision)**

Mr Chris Johnston

and

Ms Nadia Iqbal

1. The Parties:

Lead Complainant: Mr Chris Johnston
Student Property Shop
Wirral Business Centre
200A Bedford Road
Birkenhead
Merseyside
CH42 2AT
United Kingdom

Respondent: Ms Nadia Iqbal
72 Victoria Road
Leeds
LS6 1DL
United Kingdom

2. The Domain Name(s):

thestudentpropertyshop.co.uk

3. Notification of Complaint

I hereby certify that I am satisfied that Nominet has sent the complaint to the respondent in accordance with paragraphs 2 and 4 of the Procedure.

Yes No

4. Rights

The complainant has, to my reasonable satisfaction, shown Rights in respect of a name or mark which is identical or similar to the Domain name.

Yes No

5. Abusive Registration

The complainant has, to my reasonable satisfaction, shown that the domain name thestudentpropertyshop.co.uk is an Abusive Registration.

Yes No

6. Other Factors

I am satisfied that no other factors apply which would make a summary decision unconscionable in all the circumstances.

Yes No

7. Comments (optional)

I am satisfied that prior to the registration of the Domain Name, that the Complainant had acquired common law rights in the name 'Student Property Shop', and that the registration and use of the Domain Name would take unfair advantage of those rights.

8. Decision

Transfer	<input checked="" type="checkbox"/>	No action	<input type="checkbox"/>
Cancellation	<input type="checkbox"/>	Suspension	<input type="checkbox"/>
Other (please state)	<input type="checkbox"/>		

Signed: Simon Chapman

Dated: 04 August 2011