

DISPUTE RESOLUTION SERVICE

D00010843

Decision of Independent Expert
(Summary Decision)

QinetiQ Ltd

and

Domain Commerce

1. The Parties:

QinetiQ Ltd
A2 Bldg Rm 1016
Cody Technology park
Farnborough
Hants
Gu14 0lx
United Kingdom

Complainant: QinetiQ Grp
QinetiQ Grp General Counsel & Company Secretary
Cody Technology Park
Farnborough
Hants
gu14 0lx
United Kingdom

Respondent: Domain Commerce
Ambleside Road
Maghull
Merseyside
L31 6BY
United Kingdom

2. The Domain Name(s):

qinetiq.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 qinetiq.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)

The evidence given for abusive registration was thin, however the Complainant did exhibit a screen shot showing that the domain name has been used as a link farm to point to businesses and services not connected with the Complainant including competing businesses in the business of surveillance and defence services. The Respondent Domain Commerce has not responded to explain this. As such the Expert was able to hold that the Domain Name has been used in a manner likely to confuse people that the Domain name is connected with the Complainant and is an abusive registration under Part 3(a)(ii) of the Policy.

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: Dawn Osborne

Dated: March 19 2012