

DISPUTE RESOLUTION SERVICE

D00013444

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

Monecor (London) Ltd

and

Personal t/a FX RPD

1. The Parties:

Lead Complainant: Monecor (London) Ltd
1 Broadgate
London
EC2M 2QS
United Kingdom

Respondent: Personal t/a FX RPD
Beaufort House
15 St. Botolph Street
London
EC3A 7DT
United Kingdom

2. The Domain Name(s):

fxrpd.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 fxrpd.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 have taken into account the email from the Respondent of 14.11.13 explaining its use of the Domain Name. The explanation given is not credible and does not excuse the clearly abusive use. The Domain Name must have been chosen with a view to impersonating the Complainant and there is a significant risk of abusive use in the future, not limited to the inevitable initial interest confusion that will arise.

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:
STEPHEN BATE

Dated: 20.11.13