

**DISPUTE RESOLUTION SERVICE**

**D00014945**

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

Alan Stock t/a The Mighty Oak Tree Climbing Company

and

Brian McIntyre

**1. The Parties:**

Lead Complainant: Alan Stock t/a The Mighty Oak Tree Climbing Company  
35 Kellow Road  
ST. Dennis  
ST. Austell  
Cornwall  
PL26 8AW  
United Kingdom

Complainant: The Dancing Ox Company  
39F Higher Market St  
Penryn  
Cornwall  
TR10 8EQ  
United Kingdom

Respondent: Brian McIntyre  
25 Summersgill Road  
Lancaster  
Lancashire  
LA1 2RT  
United Kingdom

**2. The Domain Name:**

*mighty-oak.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 *mighty-oak.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)

None.

### 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: **Dr Russell Richardson**

Dated: **28 December 2014**