



## **DISPUTE RESOLUTION SERVICE**

**D00017387**

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

Anglian Windows Limited

and

Peter Cash

**1. The Parties:**

Complainant: Anglian Windows Limited  
Liberator Road  
Norwich  
Norfolk  
NR6 6EU  
United Kingdom

Respondent: Peter Cash  
39 Front Street  
Staindrop  
Co Durham  
Durham  
DL2 3NB  
United Kingdom

**2. The Domain Name:**

anglianimprovementsltd.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 anglianimprovementsltd.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)

This is a slightly unusual no response case. The respondent registrant appears to be a web designer who registered the domain for a client. Although he refused the physical copy of the complaint, he explained this in an email. A copy of the complaint was then sent to his client, who has not responded. The client is using the domain in a way which raises a prima facie case of passing off and infringement of trade mark. As there is no response to that case, the domain registration must be regarded as an Abusive Registration.

#### 8. Decision

I grant the Complainant's application for a summary decision. In accordance with paragraph 5f of the Procedure, the domain name will therefore be transferred to the Complainant.

Signed: Michael Silverleaf

Dated: 22 June 2016