

DISPUTE RESOLUTION SERVICE**D00019735****Decision of Independent Expert
(Summary Decision)**

Stonehouse Furniture Design Ltd.

and

Matthew Stonehouse

1. The Parties:

Complainant: Stonehouse Furniture Design Ltd.
Riverside House
Bridgend Works
Stonehouse
Glos.
GL10 2BA
United Kingdom

Respondent: Matthew Stonehouse
3 Coombe Road
HAMPTON
London
Middlesex
TW12 3PB
United Kingdom

2. The Domain Name:

stonehouse.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 section 3 and 6 of the Policy.

 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 stonehouse.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)

Registrants in the .uk space are under no obligation to use their domain names and failure to do so is not in itself Abusive. While I understand the Complainant's frustration in seeing a domain name that might be potentially useful to his business lying unused, the Domain Name is not Abusive in terms of the DRS Policy.

Furthermore, I find it difficult to see how the Domain Name, which was registered in November 1996 (according to Nominet's WhoIs database) to an individual with a surname identical to the Domain Name, could have been targeting the Complainant's Rights which were, according to the Complainant's own submissions, established in 2015.

8. Decision

I refuse the Complainant's application for a summary decision. The domain name registration will therefore remain with the Respondent.

Signed:
Tim Brown

Dated: 21 February 2018