

DISPUTE RESOLUTION SERVICE

D00020739

Decision of Independent Expert (Summary Decision)

Avast Software s.r.o.

and

Ravi Kumar

1. The Parties:

Complainant: Avast Software s.r.o.
Pikrtova 1737/1a
Prague
14000
Czech Republic

Respondent: Ravi Kumar
Hawthorn
Moray
IV30 1PG
United Kingdom

2. The Domain Name:

avast-support.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.

See comments box below

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 avast-support.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 respondent's website is clearly confusing with the complainant. Most viewers would think it to be the complainant's support site. The domain is therefore abusive pursuant to DRS Policy paragraph 5.1.2.

The complaint has been sent to the physical address given by the respondent, the email contact address and the postmaster address for the Domain Name. The street address was not known to the Post Office although the postcode exists and the physical notification was therefore returned to Nominet. The postmaster email address bounced. However, the contact email address given by the respondent has not bounced and would therefore appear to have been received.

8. Decision

I grant the Complainant's application for a summary decision. In accordance with section 12 of the Policy, the domain name will therefore be transferred to the Complainant.

Signed:

Dated: 28 November 2018