Attendance -25 Members

Alan Greenberg (ALAC) Alan Woods (Donuts)

Alex Deacon - IPC Amr Elsadr, NCSG

Ayden Férdeline (NCSG) Ben Butler (SSAC)

Benedict Addis - SSAC Chris Lewis-Evans (GAC)

Diane Plaut Emily Taylor Farzaneh Badii

Hadia Elminiawi - ALAC

James Bladel

Kristina Rosette (RySG)

Kurt Pritz

Laureen Kapin (GAC) Marc Anderson (RySG)

Margie Milam

Mark Svancarek (BC) Matt Serlin (RrSG) Milton Mueller Rafik Dammak

Tatiana Tropina NCSG Thomas Rickert (ISPCP)

Audio only: Kavouss Arasteh

Apologies: Ashley Heineman (GAC), Julf Helsingius (NCSG), Georgios Tselentis (GAC), Leon Sanchez

(ICANN Board Liaison).

Alternates: Laureen Kapin (GAC), Tatiana Tropina (NCSG), Chris Lewis Evans (GAC)

View Only Adobe Connect: 19

Audio Cast (For Alternates and Observers) peak: 8

Staff: Caitlin Tubergen, Marika Konings, Trang Nguyen (ICANN Org Liaison-GDD), Berry Cobb, Chris Disspain (ICANN Board Liaison), Daniel Halloran (ICANN Org Liaison-Legal), Nathalie Peregrine, Julie Bisland

AC Chat:

Julie Bisland: $(10/30/2018\ 07:02)$ Welcome to the EPDP Team meeting #21 on Tuesday, 30 October 2018

Julie Bisland: (07:02) EPDP Wiki Meeting Page: https://community.icann.org/x/ow68BQ

Ayden Férdeline (NCSG): (07:54) Hello all Nathalie Peregrine: (07:54) Welcome!

Hadia Elminiawi - ALAC: (07:55) Hi all, I am not able to connect by audio it gives only the dial in option

Julie Bisland: (07:55) try now, I just enabled the mics Hadia Elminiawi - ALAC: (07:55) ok I am now connected

Chris Disspain: (07:56) hi. I am connected in listening mode. no microphone at this stage

Nathalie Peregrine: (07:57) thanks Chris, noted.

Milton Mueller (NCSG): (07:59) Let's start now and stop early ;-) Ayden Férdeline (NCSG): (08:00) A smaller turnout today than usual

Rafik Dammak: (08:00) hello all

Thomas Rickert (ISPCP): (08:02) Hi all!

Alan Greenberg (ALAC): (08:04) WIll item 2b include Kobe?

Ayden Férdeline (NCSG): (08:05) @Alan - we only have funding for 3 face-to-faces, so I am not sure

Kobe is on the table

Hadia Elminiawi - ALAC: (08:05) It did indeed go very well

Alan Greenberg (ALAC): (08:06) I ask because it will be at a crucial time and a significant number of people will be there anyway.

Ayden Férdeline (NCSG): (08:09) @Alan Please can you remind me of what you mean by Kobe being a crucial time? Where are we anticipated to be at our in our work plan by then?

Kristina Rosette (RySG): (08:10) I'll post this to the email list as well, but RySG will need until Thursday to complete the "to do" list.

Margie Milam (BC): (08:11) The BC will also need more time to complete the "to do" list

Laureen Kapin (GAC): (08:11) The GAC will also need additional time until Friday to coordinate.

Hadia Elminiawi - ALAC: (08:12) The ALAC also needs some more time to consult with the rest of the community

Benedict Addis - SSAC: (08:12) SSAC too! Alan Woods (Donuts): (08:14) +1 Milton

Kristina Rosette (RySG): (08:15) RySG supports everything Milton has just said.

Matt Serlin (RrSG): (08:15) Just based on what Milton walked through, RrSG would support that James Bladel (RrSG): (08:17) Agree, Matt. no objection to Milton's proposed edits (would like to see them on the page, however). And I thikn we need a plan to reconcile all of these versions, even if they are aligned.

Hadia Elminiawi - ALAC: (08:18) I was going to address Milton's comments with regard to small team1 work - anyway lets leave this to the emails

Marika Konings: (08:21) will upload updated version now

Kristina Rosette (RySG): (08:22) So, now that Diane has mentioned it, here's the email I sent her in response to her email to the list a few minutes ago. I had planned to keep it private, which is I replied only to her, but now that it's been mentioned on the call . ..: "Seriously? You're going to throw me under the bus when (i) you still haven't bothered to comment on the initial redline I created 2 weeks ago; and (ii) you had as much access to the version and could have done the work? Uncool. Very uncool. I'd like an apology on the list, please."

Amr Elsadr (NCSG): (08:23) Could someone please remind me what the RDDRP is. Can't seem to find any references to it anywhere.

Kristina Rosette (RySG): (08:24) Registry Restrictions Dispute Procedure - applies to those registries that have incorporated restrictions (community, Spec. 13, other) in their Registry Agreements.

Amr Elsadr (NCSG): (08:25) Isn't that the RRDRP, RDDRP? Registry Restrictions Dispute Resolution Process?

Daniel Halloran (ICANN Org liaison): (08:25) https://urldefense.proofpoint.com/v2/url?u=https-24 www.icann.org resources pages rrdrp-2D2014-2D01-2D09-

<u>2Den&d=DwIFaQ&c=FmY1u3PJp6wrcrwll3mSVzgfkbPSS6sJms7xcl4I5cM&r=QiF-</u>

<u>05YzARosRvTYd84AB_UYInlydmFcjNmBM5XgySw&m=uQKmFDNPRGnQu7lwatBnAUV7MDmH9C3K4WUuCjshpXY&s=ORgait0CxC3i1QG01rlVh44lCpujephBGN2ni1XO3vY&e=</u>

Berry Cobb: (08:25) it's just URS with MOUs, not UDRP.

Amr Elsadr (NCSG): (08:26) I mean, not RDDRP, but RRDRP?

Kristina Rosette (RySG): (08:26) @yes, amr. Apologies for the typo.

Amr Elsadr (NCSG): (08:26) Thanks Dan. Yup. RRDRP, not RDDRP.

Amr Elsadr (NCSG): (08:26) Aaaah!! This typo's been driving me nuts for weeks!! :D

Kristina Rosette (RySG): (08:27) @Amr: Sorry. At a certain point the acronyms blend together.

Benedict Addis - SSAC: (08:27) You'll

Amr Elsadr (NCSG): (08:27) No worries, Kristina. :-)

Benedict Addis - SSAC: (08:27) You'll see that we have created enough pages with the typo to justify a Wikipedia entry

Milton Mueller (NCSG): (08:28) echo-y

Marika Konings: (08:30) Note the ICANN Org response as to why the registry dispute resolution procedures were not included in the Temporary Specification: The RDDRP, PDDRP, and PICDRP https://urldefense.proofpoint.com/v2/url?u=https-3A newgtlds.icann.org en program-2Dstatus pddrp&d=DwIFaQ&c=FmY1u3PJp6wrcrwll3mSVzgfkbPSS6sJms7xcl4I5cM&r=QiF-05YzARosRvTYd84AB_UYInlydmFcjNmBM5XgySw&m=uQKmFDNPRGnQu7lwatBnAUV7MDmH9C3K4WUuCjshpXY&s=Cz8rZuRoxKWmzCtsqJUTObIABCfOy4RVDUIdMe4fMQo&e=> are dispute resolution procedures where the gTLD registry operators themselves are the respondents. Under the Registrar Transfer Dispute Resolution Policy https://urldefense.proofpoint.com/v2/url?u=https-

3A www.icann.org resources pages tdrp-2D2016-2D06-2D01-

2Den&d=DwIFaQ&c=FmY1u3PJp6wrcrwll3mSVzgfkbPSS6sJms7xcl4I5cM&r=QiF-

<u>05YzARosRvTYd84AB_UYInlydmFcjNmBM5XgySw&m=uQKmFDNPRGnQu7IwatBnAUV7MDmH9C3K4WUuCjshpXY&s=_Yl9xXTd19HQV2MYm5wxdfN4zFtNEvAGiWBqEMTDGjI&e=> the respondents are</u>

registrars. This is different from URS and UDRP proceedings where individual domain registrants are the respondents. (Note: gTLD registry agreements may also contain other dispute resolution procedures, for example, .NAME has an "Eligibility Requirements Dispute Resolution Policy"

https://urldefense.proofpoint.com/v2/url?u=https-3A www.icann.org resources pages appendix-2D11-2D2013-2D07-2D08-

2Den&d=DwIFaQ&c=FmY1u3PJp6wrcrwll3mSVzgfkbPSS6sJms7xcl4l5cM&r=QiF-

<u>05YzARosRvTYd84AB_UYInlydmFcjNmBM5XgySw&m=uQKmFDNPRGnQu7lwatBnAUV7MDmH9C3K4WUuCjshpXY&s=r5hDPNF341449MrkR-dq7kgXJDUfPh_dGRgdm9aRz28&e=>.)</u>

Thomas Rickert (ISPCP): (08:30) RRDRP and PDDRP can lead to the loss of a domain name if memory does not fail me. Therefore, processing of PII might be involved. Also, the checking of whether registry requirements are met will potentially include the processing of PII.

Benedict Addis - SSAC: (08:31) Thomas I agree with your second argument. Don't understand the first - can you elaborate?

Thomas Rickert (ISPCP): (08:32) If you loose your domain name, your PII is altered or deleted Amr Elsadr (NCSG): (08:33) I think I see where the PDDRP might be applicable, but the RRDRP is a little thin, no?

Benedict Addis - SSAC: (08:33) Technically the association between the domain and your PII (contact object) is broken.

Benedict Addis - SSAC: (08:34) No real change to PII as stored

Amr Elsadr (NCSG): (08:34) Yeah..., not clear on what PII will be of assistance, but open to be corrected on this.

Thomas Rickert (ISPCP): (08:34) I guess we would best have someone explain the exact processes to us. Amr Elsadr (NCSG): (08:35) @Thomas: +1

Amr Elsadr (NCSG): (08:35) Maybe with some practical examples of existing gTLDs.

Kristina Rosette (RySG): (08:35) To be clear, I have no strong feelings w/r/t PDDRP and RRDRP staying or going. I was interested in including it more from the perspective of completeness.

Amr Elsadr (NCSG): (08:35) Hypothetical ones..., even.

Trang Nguyen (ICANN Org Liaison): (08:35) If there's additional information that the EPDP Team would like to request from ICANN org to help inform this discussion, we'd be happy to take that back and consult with SMEs.

Thomas Rickert (ISPCP): (08:35) @Kristina. I agree. We need to have it in and we can add details later. Amr Elsadr (NCSG): (08:35) Thanks, Trang. That'd be helpful.

Trang Nguyen (ICANN Org Liaison): (08:36) If there's a request for additional information, it would be helpful if the EPDP Team could specify what additional information is requested.

Amr Elsadr (NCSG): (08:37) I could take a stab at drafting a question.

Kurt Pritz: (08:37) Thanks Amr

Kristina Rosette (RySG): (08:37) ROs are the respondents in PDDRP and RRDRP. ROs could, I suppose, also be the Complainants, but that seems very unlikely - esp. w/r/t PDDRP.

Diane Plaut (IPC): (08:37) Yes, it was for completeness purposes and ICANN org supported the decision by their response because it does not matter who is the complaintant because it still could involve a processing activity and these are ICANN dispute resolutions

Trang Nguyen (ICANN Org Liaison): (08:38) To Marika's point, the RRDPR procedures specify that the parties to the procedures are "harmed established institution and the gTLD registry operator."

Trang Nguyen (ICANN Org Liaison): (08:40) Parties to the PDDRP procedures are "trademark holder and the gTLD registry operator."

Thomas Rickert (ISPCP): (08:41) The discpute resolution providers should have records or processing activities that we could take a look at (if they have done their homework). Maybe staff can reach out to those.

Marika Konings: (08:42) Wouldn't disclosure to complainant fall under Purpose B?

Trang Nguyen (ICANN Org Liaison): (08:42) But, as mentioned, if there's additional information that the EPDP Team would like to have, please let us know what is needed and we'd be happy to provide.

Hadia Elminiawi - ALAC: (08:45) @Marika you are correct all disclosures are under Purpose B however if we are talking about processing activities and this is within the activities it should be included but I am not sure that this is one of the activities required under this purpose

Marika Konings: (08:46) Kurt made an important observation, prior to filing a complaint, there is no dispute yet so it seems that third party access to establish whether or not to file would seem to fall under Purpose B?

Benedict Addis - SSAC: (08:47) It seems that this issue is similar to the jurisdictional pre-filing issues highlighted in Barcelona

Amr Elsadr (NCSG): (08:48) @Kristina: +1

Kristina Rosette (RySG): (08:51) Stepping away for a minute (to the printer). Back in a minute.

Milton Mueller (NCSG): (08:52) There is no purpose F any more

Alan Woods (Donuts): (08:53) are we not talking on purpose m and should we just continue with that for the moment.

Hadia Elminiawi - ALAC: (08:53) but we are not discussing those now

Marika Konings: (08:53) @Milton - purpose F is compliance. It is still there.

Marika Konings: (08:57) Just use the plus and minus signs to make it smaller or bigger

Amr Elsadr (NCSG): (08:58) Haha!! Kristina sees my hand up. :-)

Milton Mueller (NCSG): (09:01) RDDs or RDAP?

Benedict Addis - SSAC: (09:01) RDDS - generic term

Benedict Addis - SSAC: (09:01) RDAP - specific access mechanism

Thomas Rickert (ISPCP): (09:02) I do not think Kristina is asking for publication, just to enable the Ry do to eligibility checks

Milton Mueller (NCSG): (09:02) They can do that without Whois

Amr Elsadr (NCSG): (09:03) @Thomas: They don't need to include this data in the RDDS to do that.

Thomas Rickert (ISPCP): (09:04) I understand this to be between Ry and Rr, no disclosure involved and only for the purpose limiteed to validation

Amr Elsadr (NCSG): (09:04) Sure, Kristina.

Margie Milam (BC): (09:04) We agree with Kristina on this Purpose N

Alan Greenberg (ALAC): (09:05) And what about my hand???

Kristina Rosette (RySG): (09:05) Sorry, Alan. I misread it as Alan's.

Amr Elsadr (NCSG): (09:05) @Thomas: The disclosure part was in reference to Kristina's comment on instilling customer trust in the gTLD.

Thomas Rickert (ISPCP): (09:06) that would be an additional point requiring consent where natural persons are involved

James Bladel (RrSG): (09:06) ANd the Registrar. And ICANN (compliance)

Milton Mueller (NCSG): (09:07) So ICANN needs the data for compliance?

Alex Deacon - IPC: (09:07) agree with Kristina here - transparency to parties other than the registrant and the registry seems important for Purpose N.

Amr Elsadr (NCSG): (09:08) That isn't the purpose up on the screen, Alex. What you're describing is another purpose altogether..., another discussion.

Milton Mueller (NCSG): (09:08) Amr is right, Alex

Amr Elsadr (NCSG): (09:08) Blame it on me, Kristina. :-)

Milton Mueller (NCSG): (09:09) No no no no

Hadia Elminiawi - ALAC: (09:09) I believe including the eligibility information is important for the purpose of consumer trust

Amr Elsadr (NCSG): (09:09) Hahaha. Not where I wanted this to go!!:D

Milton Mueller (NCSG): (09:10) including it where, Hadia?

Amr Elsadr (NCSG): (09:10) @Alan: Yes. ROs can publish this data in other ways that have nothing to do with RDDS.

Hadia Elminiawi - ALAC: (09:10) and for the credebility as well Amr Elsadr (NCSG): (09:10) Would have no objection to that.

Margie Milam (BC): (09:10) Agree with Alan's comments as well

Hadia Elminiawi - ALAC: (09:11) RDDS

Diane Plaut (IPC): (09:11) Also support Alan's comments; well said

Alan Greenberg (ALAC): (09:11) We are not just talking legal persons.

Kristina Rosette (RySG): (09:12) It's not just legal persons. Many of the ROs who responded restrict to legal persons.

Alan Greenberg (ALAC): (09:13) This kind of feature is just the kind of innovation we are looking for in the new gTLDs.

Hadia Elminiawi - ALAC: (09:13) sounds good Kristina

Ayden Férdeline (NCSG): (09:14) I will disappear from Adobe for five minutes while I enter an elevator; I am still on the audio bridge. back soon...

Milton Mueller (NCSG): (09:15) Yeah, no problem with ICANN and compliance

Milton Mueller (NCSG): (09:16) It's clearly a registry purpose

Kristina Rosette (RySG): (09:16) Purpose N is not intended to create any carve-outs from what ever redaction or disclosure we agree on more broadly (for Purposes A-C, for example). If I said anything that suggested otherwise, that was definitely not my intention.

Amr Elsadr (NCSG): (09:16) @Kurt: Exactly right. Why does this need to be a Consensus Policy?

Milton Mueller (NCSG): (09:16) Good summary of the issues, Kurt.

Kristina Rosette (RySG): (09:17) That was helpful.

Amr Elsadr (NCSG): (09:17) @Kurt: +1

Milton Mueller (NCSG): (09:17) ICANN does not impose policies on any registry to have an eligibility policy. they choose it

Benedict Addis - SSAC: (09:17) But is it ICANN's job to enforce the policy once chosen?

Alan Greenberg (ALAC): (09:18) We are not requiring elig. rules. We are allowing them to exist.

Kristina Rosette (RySG): (09:18) We need to reword it then, Milton, which I'm fine with doing.

Mark Svancarek (BC): (09:18) +1 Alan

Hadia Elminiawi - ALAC: (09:18) +1 Benedict

Kristina Rosette (RySG): (09:20) The objective is to ensure that registries can process data (additional data beyond what's required for an "open" TLD) for validating registration policy eligibility without running afoul of other components of the consensus policy.

Milton Mueller (NCSG): (09:20) Kristina: we may need to just get rid of it, not reword it

Amr Elsadr (NCSG): (09:20) @Benedict: Even if ICANN needs to enforce the eligibility policy that a RO has chosen, doesn't answer the question of why it needs to be included here. ROs can share other data with ICANN Compliance when/if needed.

Ayden Férdeline (NCSG): (09:20) What would our objective be for Kobe? I feel like it is so far into the future from where we are today

Benedict Addis - SSAC: (09:20) Amr I think I agree!

Milton Mueller (NCSG): (09:21) @Alan, eligibilit rules can exist without any help from ICANN and certainly without Whois.

Ayden Férdeline (NCSG): (09:21) seems sensible @marika

James Bladel (RrSG): (09:21) ANd we should likely be nearing our Final Report by Kobe?

Marika Konings: (09:21) @James - it should already be done by then according to the timeline....

Milton Mueller (NCSG): (09:21) Time changed for Europe already

Alan Woods (Donuts): (09:22) already changed!;) Matt Serlin (RrSG): (09:22) I'd support that Kurt! Benedict Addis - SSAC: (09:22) +1 ... literally Hadia Elminiawi - ALAC: (09:22) good for me

Marc Anderson (RySG): (09:22) agree Kurt, please adjust Margie Milam (BC): (09:22) Support the time change Milton Mueller (NCSG): (09:22) @Benedict - nice pun

Marc Anderson (RySG): (09:22) lol Benedict

Matt Serlin (RrSG): (09:22) and 38 mins of our days back :)

Ayden Férdeline (NCSG): (09:22) thanks all Tatiana Tropina NCSG: (09:23) thanks all

James Bladel (RrSG): (09:23) Thanks, Kurt and Staff and Team.

Chris Lewis-Evans (GAC): (09:23) thanks all Hadia Elminiawi - ALAC: (09:23) thanks bye all Amr Elsadr (NCSG): (09:23) Thanks all. Bye.

Margie Milam (BC): (09:23) Bye All!