

EXAMPLE Response

**CASE NUMBER:**  
**FILED ON BEHALF OF CLAIMANT**  
**DATED**

**Before the:**

**CHANNEL ISLAND DOMAIN DISPUTE RESOLUTION PANEL C.I.D.D.**

*[insert NAME AND ADDRESS OF COMPLAINANT  
AS STATED IN COMPLAINT]*

**(Complainant)**

-v-

*[insert NAME AND ADDRESS OF RESPONDENT]*

**(Respondent)**

**IN RELATION TO THE DISPUTED DOMAIN NAME[S]:**

*[insert <the disputed domain name(s)>]*

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**RESPONSE**

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**I. Introduction**

[1.] On *[indicate date on which the Notification of Complaint and Commencement of Administrative Proceeding was received]*, the Respondent received a Notification of Complaint by email detailing a complaint in accordance with the Domain Name Dispute Resolution Policy (the **Policy**). *[insert date]* is the last day for the submission of a Response by the Respondent.

**II. Respondent's Contact Details**

[2.] The Respondent's contact details are:

Name: *[Specify full name]*

Address: *[Specify mailing address]*  
Telephone: *[Specify telephone number]*  
Email: *[Specify email address]*

*[If there is more than one Respondent, provide the above information for each.]*  
*[There is no need to specify registration details as these are available to the panel from the Registry.]*

- [3.] *[If relevant, identify authorized representative and provide all contact details, including postal address, telephone number, fax number, email address; if there is more than one authorized representative, provide contact details for each.]*
- [4.] The Respondent's preferred method of communications directed to the Respondent in this administrative proceeding is:

Electronic-only material

Method: email  
Address: *[Specify one email address]*  
Contact: *[Identify name of one contact person]*

**III. Response to Statements and Allegations Made in Complaint**

*[In completing this Section III., do not exceed the 5000 word limit]*

- [5.] The Respondent hereby responds to the statements and allegations in the Complaint and respectfully requests the Administrative Panel to deny the remedies requested by the Complainant.

*[Please refer to standard Domain Dispute Grounds for valid arguments.*  
*In this section the Respondent may wish to discuss some or all of the following, to the extent relevant and supported by evidence:]*  
*The Complainant must show grounds A, B and C to succeed*

- A. **Whether the domain name[s] [is/are] identical or confusingly similar to a trademark or service mark in which the Complainant has rights;**

The Complainant has shown valid trademarks applicable to Guernsey, Great Britain and Europe

- *[Any challenges to the trade or service mark rights asserted by the Complainant.]*
- *[Opposing arguments that the domain name(s) (is/are) allegedly identical or confusingly similar to the Claimants trademark or service marks.]*
- *[Respondent could admit this area and argue only on other areas]*

**B. Whether the Respondent has rights or legitimate interests in respect of the domain name/s/;**

*[In this connection, consideration may, for example, be given to the following:]*

- *[State why the Respondent has rights or legitimate interests in respect of the domain name with relevant supporting evidence]*
- *[Set out examples of circumstances demonstrating the Respondent's rights to or legitimate interests in the domain name. – for example*
  - *evidence of the Respondent's use of, or demonstrable preparations to use, the domain name(s) or a name corresponding to the domain name(s) in connection with a bona fide offering of goods or services before the Complainant complained. If the domain name is claimed to have a generic use in local language of the Respondent, proof of this will be needed;*
  - *the Respondent (as an individual, business, or other organization) has been or is commonly known by the domain name(s) in issue, even if the Respondent has acquired no trademark or service mark rights;*
  - *the Respondent is making a legitimate non-commercial or fair use of the domain name(s), without intent for commercial gain misleadingly to divert consumers or to tarnish the trademark(s) or service mark(s) at issue.]*

**C. Whether the domain name[s] [has/have] been registered and [is/are] being used in bad faith.**

*[In this connection, consideration may, for example, be given to the following:]*

- *[Say why the Complainant's argument that domain name(s) has been registered and used in bad faith is wrong.]*
- *[Be aware of Bad Faith grounds in Domain Disputes]*  
*Consider if*

- *the domain name(s) (was/were) not registered or acquired primarily for the purpose of selling, renting, or otherwise transferring the domain name registration(s) to the Complainant, as the alleged owner of the trademark or service mark, or to a competitor of the Complainant, for valuable consideration in excess of the Respondent's out-of-pocket costs directly related to the domain name(s);*
- *the domain name(s) (was/were) not registered in order to prevent the Complainant from reflecting the mark in a corresponding domain name and, in connection therewith, the Respondent has not engaged in a pattern of such conduct;*
- *the Complainant and the Respondent are not competitors and/or the domain name(s) (was/were) not registered by the Respondent primarily to disrupt the Complainant's business;*
- *the domain name(s) (was/were) not registered by the Respondent in an intentional attempt to attract for commercial gain, Internet users to the Respondent's web site or other on-line location, by creating a likelihood of confusion with the Complainant's mark as to the source, sponsorship, affiliation, or endorsement of the Respondent's web site or location or of a product or service on the Respondent's web site or location.]*

***If appropriate and the allegation can be substantiated with evidence, the Rules provide that a Respondent may ask the Panel to make a finding of reverse domain name hijacking. ]***

#### **IV. List of Exhibits**

If not supplied in English, the Panel may require the Respondent to provide English Translations

#### **V. Other Legal Proceedings**

[8. ] *State if any other legal proceedings have been commenced*

#### **V. Certification**

[13.] The Respondent certifies that the information contained in this Response is to the best of the Respondent's knowledge complete and accurate, that this Response is not being presented for any improper purpose, such as to harass, and that the assertions in this Response are warranted under the Rules and under applicable law, as it now exists or as it may be extended by a good-faith and reasonable argument.

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*[Name/Signature]*

Date: \_\_\_\_\_

1. No email over 9MB
2. Total Email limit 50MB