



The Internet Corporation for Assigned Names and Numbers

16 December 2016

John M. Genga  
The IP & Technology Legal Group, P.C.  
16000 Ventura Boulevard, Suite 1205  
Encino, California 91436

Re: Independent Review Process, Corn Lake, LLC v. ICANN ICDR Case No. 01-15-0002-9938 (.CHARITY)

Dear Mr. John M. Genga:

Thank you for your 27 October 2016 letter on behalf of Corn Lake, LLC regarding the Independent Review Process (IRP) Panel's Final Declaration in the IRP initiated by Corn Lake, LLC (<https://www.icann.org/en/system/files/files/irpcorn-lake-final-declaration-17oct16-en.pdf>).

At its 8 November 2016 meeting, the ICANN Board considered the IRP Panel's Final Declaration and resolved as follows:

*Resolved (2016.11.08.16), the Board accepts the following findings of the Final Declaration: (i) Corn Lake is the prevailing party in the Corn Lake, LLC v. ICANN IRP; (ii) Corn Lake's challenges to the Expert Determination and the BGC's denial of Corn Lake's Reconsideration Request 14-3 were time-barred; (iii) the Board acted without conflict of interest; (iv) "the Board members exercised independent judgment, believed to be in the best interests of the community"; (v) "the [Board] action of omitting .CHARITY from the [Final Review Procedure] was inconsistent with the Articles of Incorporation and Bylaws"; and (vi) the parties shall each bear their own costs.*

*Resolved (2016.11.08.17), the Board directs the President and CEO, or his designee(s), to take all steps necessary to implement the Panel's recommendation that "the Board extend the [Final Review Procedure] to include review of Corn Lake's .CHARITY Expert Determination."*

*Resolved (2016.11.08.18), the Board directs the President and CEO, or his designee(s), to refrain from taking any further action or decision in relation to Spring Registry Limited's .CHARITY application until after the results of the Final Review Procedure are known, and then to proceed pursuant to established processes with the processing of both Corn Lake's and Spring Registry Limited's applications in accordance with the results of Final Review Procedure.*



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The full text of the Board's resolution and rationale can be found at <https://www.icann.org/resources/board-material/resolutions-2016-11-08-en#2.b>.

The ICANN organization has begun implementing the Board's direction and expects this will take several months. The Global Domains Division will provide the applicant, Corn Lake, LLC, with updates on the progress of the Final Review, as appropriate. No further action is required from Corn Lake, LLC at this time.

If you have any questions, please do not hesitate to contact us at [globalsupport@icann.org](mailto:globalsupport@icann.org).

Regards,

A handwritten signature in dark ink, appearing to read "Stephen D. Crocker". The signature is fluid and cursive, written over a light gray rectangular background.

Dr. Stephen D. Crocker  
Chairman, ICANN Board of Directors