

25 July 2023

TRANSMITTED VIA ELECTRONIC MAIL AND COURIER

RE: NOTICE OF TERMINATION OF REGISTRAR ACCREDITATION AGREEMENT

[REDACTED]
Nimzo 98, LLC (IANA #3216)
[REDACTED]

Email: [REDACTED]
Fax: [REDACTED]

Dear [REDACTED]:

Please be advised that, as of 25 July 2023, Nimzo 98, LLC's ("Nimzo" or "Registrar") 2013 Registrar Accreditation Agreement with the Internet Corporation for Assigned Names and Numbers ("ICANN") dated 12 December 2021 ("RAA") is terminated pursuant to Section 5.5.4 of the RAA. The termination shall become effective 10 August 2023, 16 calendar days from the date of this Termination Notice pursuant to the terms of the RAA.

The termination is due to Nimzo's failure to timely cure the breaches by 22 May 2023 as set forth in ICANN's Notice of Breach of RAA dated 1 May 2023. As of 25 July 2023, the following breaches remain:

1. Nimzo's failure to escrow generic top-level domain (gTLD) registration data, as required by Section 3.6 of the RAA.
2. Nimzo's failure to provide an interactive webpage WHOIS service, as required by Section 3.3.1 of the RAA and ensure it displays domain name data in the specified response format, as required by Section 1.4 of the Registration Data Directory Service (WHOIS) Specification of the RAA, the Advisory: Clarifications to the Registry and Registrar Requirements for WHOIS (port 43) and Web-Based Directory Services, the Additional WHOIS Information Policy, and the Temporary Specification for gTLD Registration Data.
3. Nimzo's failure to timely pay past due accreditation fees, as required by Section 3.9 of the RAA.

Additionally, Nimzo has failed to provide ICANN with accurate and current contact information and the location of any applicable information published on Nimzo's website, as required by Section 3.17 of the RAA.

Please see the chronologies below for additional details.

Domain Name Transition Process

To protect domain name registrants, ICANN will follow the [De-Accredited Registrar Transition Procedure](#) in order to transition the domain names currently managed by Nimzo to a qualified ICANN-accredited registrar.

ICANN Logo License

Nimzo is further advised that the logo license granted in the Logo License Specification to the RAA is revoked as of 10 August 2023. Please remove all ICANN trademarks, name, and logo from Nimzo's website and business materials that have been licensed to Nimzo under the terms of that Specification by 10 August 2023.

ICANN reserves all of its rights under the RAA. Please note the rights and obligations required to continue in effect after the expiration of the RAA, including but not limited to: Sections 3.4 Retention of Registered Name Holder and Registration Data; 3.9 Accreditation Fees; 5.8 Resolution of Disputes Under this Agreement; and 5.9 Limitations on Monetary Remedies for Violations of this Agreement.

Nimzo has current and past due accreditation fees. Please immediately submit payment to ICANN Accounting. Additionally, Nimzo will be invoiced for the remainder of the yearly accreditation fees owed to ICANN through 11 December 2023, and any variable fees corresponding to transactions reported through the termination effective date. All these fees are required to be paid to ICANN pursuant to Section 3.9 of the RAA.

If you have questions or require assistance, please contact Leticia Castillo at [EMAIL REDACTED].

Sincerely,

[SIGNATURE REDACTED]

Jamie Hedlund
Senior Vice President, Contractual Compliance & U.S. Government Engagement

Cc: John O. Jeffrey, General Counsel and Secretary

CHRONOLOGIES OF COMPLIANCE NOTICES IN THE 1 MAY 2023 BREACH NOTICE THAT REMAINS UNCURED

In the 1st, 2nd and 3rd compliance notices detailed in the chronologies below, ICANN notified the Registrar of the violations associated with the case, including the relevant ICANN agreement. All telephone call details below described further attempts from ICANN to communicate to the Registrar the details of the case and to make an ICANN Contractual Compliance staff member available to address any questions in order to assist Nimzo in becoming compliant. All these attempts were unsuccessful. The Registrar did not cure the Notice of Breach.

Chronology (Case#01202946)

Date of Notice	Deadline for Response	Details
7-Mar-2023	14-Mar-2023	ICANN sent 1st compliance notice via email to [EMAIL REDACTED]. No response received from the Registrar.
21-Mar-2023	28-Mar-2023	ICANN sent 2nd compliance notice via email to [EMAIL REDACTED]. No response received from the Registrar.
4-Apr-2023	N/A	ICANN called Compliance and Primary Contact at [TELEPHONE REDACTED] and left voicemail with complaint details.
4-Apr-2023	11-Apr-2023	ICANN sent 3rd compliance notice via email to [EMAIL REDACTED]. No response received from the Registrar.
4-Apr-2023	N/A	ICANN sent 3rd compliance notice via fax to [FAX REDACTED]. Fax successful.
12-Apr-2023	N/A	ICANN called Compliance and Primary Contact at [TELEPHONE REDACTED] and provided Compliance and Primary Contact with complaint details.
12-Apr-2023	N/A	ICANN sent follow-up compliance notice via email to [EMAIL REDACTED] and [EMAIL REDACTED]. No response received from the Registrar.
27-Apr-2023	N/A	ICANN conducted compliance check to determine other areas of noncompliance.
1-May-2023	22-May-2023	ICANN issued a Notice of Breach to the Registrar. The Notice of Breach was sent via email to [EMAILS REDACTED]. No response received from the Registrar.
1-May-2023	N/A	ICANN sent the Notice of Breach via fax to [FAX REDACTED]. Fax successful.
3-May-2023	N/A	ICANN sent Notice of Breach via courier to Registrar Primary Contact postal address. Delivery confirmed.

Date of Notice	Deadline for Response	Details
15-May-2023	22-May-2023	ICANN sent reminder via email to [EMAILS REDACTED]. No response received from the Registrar.
25-Jul-2023	N/A	To date, the Registrar has not responded to ICANN with the requested information and documentation and the issue remains unresolved.

Chronology (Case#01200887)

Date of Notice	Deadline for Response	Details
21-Dec-2022 6-Jan-2023 20-Jan-2023	N/A	ICANN sent detailed customer statements to Nimzo regarding past due fees.
23-Feb-2023	N/A	Nimzo's past due fees were referred to ICANN Contractual Compliance.
24-Feb-2023	3-Mar-2023	ICANN sent 1st compliance notice to via email to [EMAIL REDACTED] and [EMAIL REDACTED]. No response received from the Registrar.
6-Mar-2023	13-Mar-2023	ICANN sent 2nd compliance notice via email to [EMAIL REDACTED] and [EMAIL REDACTED]. No response received from the Registrar.
8-Mar-2023	N/A	ICANN called Compliance and Primary Contact at [TELEPHONE REDACTED] and provided Compliance and Primary Contact with complaint details.
13-Mar-2023	N/A	Email from the Registrar ([EMAIL REDACTED]) insufficient to demonstrate compliance.
17-Mar-2023	31-Mar-2023	ICANN sent follow-up compliance notice via email to [EMAILS REDACTED]. No response received from the Registrar.
4-Apr-2023	N/A	ICANN called Compliance and Primary Contact at [TELEPHONE REDACTED] and left voicemail with complaint details.
4-Apr-2023	11-Apr-2023	ICANN sent 3rd compliance notice via email to [EMAILS REDACTED]. No response received from the Registrar.
4-Apr-2023	N/A	ICANN sent 3rd compliance notice via fax to [FAX REDACTED]. Fax successful.
12-Apr-2023	N/A	ICANN called Compliance and Primary Contact at [TELEPHONE REDACTED] and provided Compliance and Primary Contact with complaint details.
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3-May-2023	N/A	ICANN sent Notice of Breach via courier to Registrar Primary Contact postal address. Delivery confirmed.
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