



The Internet Corporation for Assigned Names and Numbers

13 December 2016

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE, AND COURIER

Luiz Claudio de Araujo Pires
Open System Ltda - Me (IANA #1365)
Rua Paraiba 966 Second Floor
Belo Horizonte Minas Gerais 30430-490
Brazil

Email: luiz@twi.com.br
Fax: +55 31 4003 2322 (+4)

RE: NOTICE OF TERMINATION OF ACCREDITATION AGREEMENT

Dear Luiz Claudio de Araujo Pires,

Please be advised that as of 13 December 2016, Open System Ltda - Me's ("Open System") Registrar Accreditation Agreement ("RAA") with the Internet Corporation for Assigned Names and Numbers ("ICANN") dated 19 April 2012 ("RAA") is terminated pursuant to Section 5.3.4 of the RAA. The termination shall become effective 12 January 2017, 30 calendar days from the date of this notice.

The termination is due to Open System's failure to timely cure the breaches by 12 December 2016 as set forth in ICANN's notice of breach of RAA dated 17 November 2016. As of 13 December 2016, the following breaches remain:

1. Open System's failure to timely respond to ICANN's Contractual Compliance Audit Program ("Audit") notices, specifically:
 - a. Failure to provide documents and information, as required by Section 3.14 of the RAA; and
 - b. Failure to maintain and make available to ICANN registration data and records available upon request by ICANN, as required by Section 3.4.2 and 3.4.3 of the RAA;

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2. Open System's failure to provide an interactive webpage Whois service providing free public query-based access to up-to-date data concerning all active registered names sponsored by Open System for each top-level domain ("TLD") in which it is accredited, as required by Section 3.3.1 of the RAA;
3. Open System's failure to provide a link on its website to ICANN's registrant rights and responsibilities webpage, as required by Section 3.15 of the RAA;
4. Open System's failure to display its deletion and auto-renewal policies on its website, as required by Section 3.7.5.5 of the RAA;
5. Open System's failure to include a link in Open System's registration agreement, to its renewal fees, post-expiration renewal fees (if different) and redemption/restore fees, as required by Section 4.1 of the Expired Registration Recovery Policy ("ERRP");
6. Open System's failure to provide a description on its website and in its registration agreement of the methods used to deliver pre- and post-expiration notifications, as required by Section 4.2 of the Expired Registration Recovery Policy ("ERRP");
7. Open System's failure to display the correct ICANN logo on its website, as required by the Logo License Appendix of the RAA; and
8. Open System's failure to timely pay past due accreditation fees, as required by Section 3.9 of the RAA.

Please see the chronology below for additional details.

Open System is further advised that the logo license granted in the Logo License Appendix to the RAA is revoked as of 12 January 2017. Please remove all ICANN trademarks, name and logo from Open System's website and business materials that have been licensed to Open System under the terms of that Appendix by 12 January 2017.

Domain Name Transition Process

To protect domain name registrants, ICANN will commence the domain name transition process and will solicit bids for a qualified ICANN-accredited registrar to manage the domain names currently managed by Open System.



ICANN will follow the [De-Accredited Registrar Transition Procedure](#) ("Procedure"). Consistent with the Procedure, please designate a bulk transfer recipient by 20 December 2016 and inform ICANN's Registrar Liaison Team at RegTransition@icann.org.

ICANN reserves all its rights under the RAA. Please note the rights and obligations required to have 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, 5.6 Resolution of Disputes Under this Agreement, and 5.7 Limitations on Monetary Remedies for Violations of this Agreement.

Open System has past due accreditation fees. These fees are required to be paid to ICANN by Section 3.9 of the RAA. Please immediately submit payment to ICANN accounting.

If you have questions or require assistance, please contact Jennifer Scott at jennifer.scott@icann.org.

Sincerely,

A handwritten signature in blue ink, appearing to read "Maguy Serad".

Maguy Serad
Vice President
Contractual Compliance

Cc: John O. Jeffrey, General Counsel and Secretary

Chronology:

Date of Notice	Deadline for Response	Details
4-Oct-2016	25-Oct-2016	ICANN sent 1st compliance notice via email to luiz@twi.com.br . No response received from Registrar.
26-Oct-2016	1-Nov-2016	ICANN sent 2nd compliance notice via email to luiz@twi.com.br . No response received from Registrar.
27-Oct-2016	N/A	ICANN called Primary Contact at +55 31 3261 2168 and at mobile number [NUMBER REDACTED]. No answer and no ability to leave a message.
2-Nov-2016	8-Nov-2016	ICANN sent 3rd compliance notice via email to luiz@twi.com.br . No response received from Registrar.
3-Nov-2016	N/A	ICANN sent 3rd compliance notice via fax to +55 31 4003 2322 (+4). Fax unsuccessful.
4-Nov-2016	N/A	ICANN called Primary Contact at +55 31 3261 2168 and at mobile number [NUMBER REDACTED]. No answer and no ability to leave a message.
16-Nov-2016	N/A	ICANN conducted compliance check to determine other areas of noncompliance.
17-Nov-2016	12-Dec-2016	ICANN sent Notice of Breach via email to luiz@twi.com.br and guilherme@turbosite.com.br and published it on icann.org. No response received from Registrar.
17-Nov-2016	N/A	ICANN sent Notice of Breach via fax to +55 31 4003 2322 (+4). Fax unsuccessful.
17-Nov-2016	N/A	ICANN sent Notice of Breach via courier to Registrar Primary Contact postal address. Delivery confirmed.
5-Dec-2016	12-Dec-2016	ICANN sent reminder notice via email to luiz@twi.com.br and guilherme@turbosite.com.br . No response received from Registrar.
13-Dec-2016	N/A	To date, the Registrar has not responded to ICANN with the requested information and documentation and the issue remains unresolved.