

JONES DAY

555 CALIFORNIA STREET, 26TH FLOOR • SAN FRANCISCO, CALIFORNIA 94104
TELEPHONE: +1.415.626.3939 • FACSIMILE: +1.415.875.5700

DIRECT NUMBER: (415) 875-5850
JRABKIN@JONESDAY.COM

January 31, 2020

VIA EMAIL

Sandra I. Barrientos
Deputy Attorney General
State of California
Department of Justice
300 South Spring Street, Suite 1702
Los Angeles, CA 90013

Re: In the Investigation of the Proposed Sale of PIR to Ethos Capital
Matter ID: LA2020500139

Dear Sandra:

I write in response to your January 23, 2020 letter to the Board of Directors of ICANN. As we discussed in our January 28, 2020 meeting and January 29, 2020 telephone call, information responsive to some of your January 23 requests is publicly available on ICANN's website. To facilitate your review, I write to provide link citations to identify that information.

Please note that while some of these documents are self-explanatory, others may require further information or explanation. We are happy to provide additional information in due course. Likewise, while we have endeavored to give you a broad overview of responsive, publicly available information, there may be additional public information responsive to your requests. To the extent we identify such materials, we will supplement this list of links in a future letter.

Request	Citation to Responsive Materials
1. All Registry Agreements entered into by ICANN and PIR (and/or Internet Society (ISOC)), including any amendments, extensions, or other documents regarding the agreements	https://www.icann.org/resources/agreement/org-archive-1999-11-10-en https://www.icann.org/resources/agreement/org-2019-06-30-en

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Request	Citation to Responsive Materials
2. Any and all Notices of Indirect Change [of] Control and Entity Conversion from PIR and/or ISOC to ICANN	https://www.icann.org/en/system/files/files/pir-isoc-ethos-capital-10jan20-en.pdf
3. All correspondence, including emails, between PIR and/or ISOC and ICANN regarding the proposed acquisition of PIR by Ethos Capital	https://www.icann.org/en/system/files/correspondence/marby-to-sullivan-14nov19-en.pdf https://www.icann.org/en/system/files/correspondence/cimboic-to-icann-14nov19-en.pdf https://www.icann.org/en/system/files/correspondence/sullivan-to-marby-16nov19-en.pdf https://www.icann.org/en/system/files/correspondence/marby-to-sullivan-18nov19-en.pdf https://www.icann.org/en/system/files/correspondence/sullivan-to-marby-19nov19-en.pdf https://www.icann.org/en/system/files/correspondence/jeffrey-to-sullivan-nevett-09dec19-en.pdf https://www.icann.org/en/system/files/files/pir-isoc-ethos-capital-10jan20-en.pdf https://www.icann.org/en/system/files/correspondence/namazi-to-nevett-17jan20-en.pdf https://www.icann.org/en/system/files/files/icann-to-pir-17jan20-en.pdf https://www.icann.org/en/system/files/correspondence/sullivan-et-al-to-marby-et-al-22jan20-en.pdf https://www.icann.org/en/system/files/correspondence/jeffrey-to-nevett-30jan20-en.pdf

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Request	Citation to Responsive Materials
4. All correspondence, including email correspondence, between ICANN and Ethos Capital regarding the proposed acquisition of PIR by Ethos Capital	https://www.icann.org/en/system/files/correspondence/sullivan-et-al-to-marby-et-al-22jan20-en.pdf
5. PIR's unredacted response to ICANN's request for additional information regarding the acquisition of PIR by Ethos Capital	https://www.icann.org/en/system/files/files/pir-isoc-ethos-capital-10jan20-en.pdf ¹

¹ The redacted version of PIR's response to ICANN's request for additional information regarding the acquisition of PIR by Ethos Capital is available at this link. ICANN intends to produce the nonpublic version of this document following its compliance with its contractual obligations to PIR.

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Request	Citation to Responsive Materials
<p>12. Minutes of the proceedings of corporate members, board of directors, board committees, and any board resolutions regarding PIR and/or ISOC. This request includes any information provided to board members by ICANN</p>	<p>https://www.icann.org/resources/board-material/prelim-report-2002-10-14-en</p> <p>https://www.icann.org/resources/board-material/prelim-report-2003-08-19-en</p> <p>https://www.icann.org/resources/board-material/prelim-report-2004-02-18-en</p> <p>https://www.icann.org/resources/board-material/resolutions-2004-06-29-en</p> <p>https://www.icann.org/resources/board-material/minutes-2006-11-22-en</p> <p>https://www.icann.org/resources/board-material/resolutions-2008-06-26-en#_Toc76113176</p> <p>https://www.icann.org/resources/board-material/resolutions-2013-08-22-en#2.c</p> <p>https://www.icann.org/resources/board-material/resolutions-2014-09-09-en#3.a</p> <p><i>See also</i> https://www.icann.org/resources/pages/documents-2014-03-24-en</p>
<p>23. Did ICANN approve a removal of the price cap for registration fees for .org domains?</p>	<p>See https://www.icann.org/resources/agreement/org-2019-06-30-en</p>
<p>31. In addition to PIR, who else has ICANN contracted with to provide registration services for .org domains? Identify the time periods for all agreements and the reason these were terminated.</p>	<p>See https://www.icann.org/resources/agreement/org-archive-1999-11-10-en</p>

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Request	Citation to Responsive Materials
32. In removing the price cap for .org domains, did ICANN provide any restrictions and/or limitations as to any fee increases to register .org domains?	See https://www.icann.org/resources/agreement/org-2019-06-30-en
34. Provide the names and contact information of all of ICANN's members of its Board of Directors, including all non-voting members	https://www.icann.org/resources/pages/board-of-directors
35. Your conflict of interest policy	https://www.icann.org/resources/pages/governance/coi-en

Please feel free to contact me with any questions or concerns at jrabkin@jonesday.com or (415) 875-5850.

Very truly yours,

/s/ Jeffrey Rabkin

Jeffrey Rabkin