

# The Internet Corporation for Assigned Names and Numbers

22 November 2013

# TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE, AND COURIER

Karun Jain Visesh Infotecnics Ltd. d/b/a Signdomains.com (IANA ID# 249) 508, Arunachal Building 19 Barakhamba Road, Cannaugt Place New Delhi 110 001 India

Email: kjain@viseshinfo.com Fax: +91 11 4761 3399

#### RE: NOTICE OF BREACH OF REGISTRAR ACCREDITATION AGREEMENT

Dear Mr. Jain,

Please be advised that as of 22 November 2013, Visesh Infotecnics Ltd. d/b/a Signdomains.com ("Visesh Infotecnics") is in breach of its Registrar Accreditation Agreement ("RAA") with the Internet Corporation for Assigned Names and Numbers ("ICANN") dated 19 July 2010 ("RAA"). These breaches result from:

- 1. Visesh Infotecnics' failure to timely respond to ICANN's Contractual Compliance Audit Program ("Audit") notices, specifically:
  - a. Failure to provide documents and information as required by the terms of Section 3.14; and
  - b. Failure to maintain records relating to Visesh Infotecnics' dealings with Registry Operator(s) and Registered Name Holders and to make such records available to ICANN for inspection, pursuant to Sections 3.4.2 and 3.4.3 of the RAA.

Please refer to the attachment for details regarding these breaches.



Karun Jain Visesh Infotecnics Ltd. d/b/a Signdomains.com Page **2** of **4** 

ICANN requests that Visesh Infotecnics cure the breaches by 17 December 2013, 15 working days from the date of this letter, by taking the following actions:

- 1. Complete the Audit Request for Information (RFI) Phase, by:
  - a. Contacting <a href="mailto:complianceaudit@icann.org">complianceaudit@icann.org</a> to receive your registrar's login credentials for the ICANN Compliance Site ("Site"); and
  - b. Completing the RFI and providing all supporting documentation through the Site.

If Visesh Infotecnics fails to timely cure the breaches and provide the information requested, ICANN may commence the termination process.

If you have questions or require assistance, please contact Owen Smigelski at owen.smigelski@icann.org.

Sincerely,

Maguy Serad Vice President

**Contractual Compliance** 

Cc: John O. Jeffrey, General Counsel and Secretary



Karun Jain Visesh Infotecnics Ltd. d/b/a Signdomains.com Page **3** of **4** 

## **ATTACHMENT**

Failure to Provide Documents and Information for Audit and to Make Records Relating to Registered Name Holders Available to ICANN

Section 3.14 of the RAA requires Visesh Infotecnics, as part of any reasonable contractual compliance audit, to timely provide the documents and information known by Visesh Infotecnics necessary to demonstrate compliance with the terms of this Agreement. Section 3.4.2 of the RAA requires Visesh Infotecnics to maintain registration data and records relating to its dealings with Registered Name Holders and with the Registry Operator(s) for every domain name under Visesh Infotecnics' management. Section 3.4.3 of the RAA requires Visesh Infotecnics to make these records and data available to ICANN upon reasonable notice.

As detailed in the chronology below, since 1 October 2013 ICANN sent Visesh Infotecnics three notices regarding the requirements of ICANN's Audit Program. To date, Visesh Infotecnics has not responded to any Audit Program communication and has not contacted ICANN regarding the Audit Program.

## **Chronology:**

Date of Notice	Deadline for Response	Details
1 Oct 2013	N/A	ICANN sent all Registrars and Registries a Pre-Audit Notification Letter with Dates of future Notifications. This letter was immediately published on icann.org
14 Oct 2013	4 Nov 2013	ICANN sent 1 <sup>st</sup> Notice via email to kjain@viseshinfo.com. In addition, the notice was faxed to: +91 11 4761 3399. No response received.
4 Nov 2013	10 Nov 2013	ICANN sent 2 <sup>nd</sup> Notice via email to kjain@viseshinfo.com. In addition, the notice was faxed to: +91 11 4761 3399. No response received.



Karun Jain Visesh Infotecnics Ltd. d/b/a Signdomains.com Page **4** of **4** 

Date of Notice	Deadline for Response	Details
11 Nov 2013	18 Nov 2013	ICANN sent 3 <sup>rd</sup> (FINAL) Notice via email to kjain@viseshinfo.com. In addition, the notice was faxed to: +91 11 4761 3399. No response received.
11 Nov 2013	N/A	ICANN attempted to call Registrar at +91 11 4761 3300 but was neither able to reach them nor leave a message, as no answering service was available.
Other: 18 Nov 2013	N/A	ICANN notes that registrar never logged on within compliance.icann.org tool.