

DISPUTE RESOLUTION SERVICE

D00009480

**Decision of Independent Expert
(Summary Decision)**

John Meechan
(t/a Penylan Country Lodge)

and

Mr John Overend

1. The Parties:

Lead Complainant: John Meechan
t/a Penylan Country Lodge
Llanvaches
Caldicot
Monmouthshire
NP26 3AY
United Kingdom

Respondent: Mr John Overend
Orchard House
Potash Road
Billericay
Essex
CM11 1HG
United Kingdom

2. The Domain Name(s):

penylanlodge.co.uk

3. Notification of Complaint

I hereby certify that I am satisfied that Nominet has sent the complaint to the respondent in accordance with paragraphs 2 and 4 of the Procedure.

Yes No

4. Rights

The complainant has, to my reasonable satisfaction, shown Rights in respect of a name or mark, which is identical or similar to the Domain name.

Yes No

5. Abusive Registration

The complainant has, to my reasonable satisfaction, shown that the Domain Name **penylanlodge.co.uk** is an Abusive Registration

Yes No

6. Other Factors

I am satisfied that no other factors apply which would make a summary decision unconscionable in all the circumstances Yes No

7. Comments (optional)

In this case the Expert finds the Domain Name to be an Abusive Registration pursuant to paragraph 3a(v) of the Policy, and on the basis that Mr Meechan originally contracted with the Respondent in the name of Penylan Country Lodge.

8. Decision

Transfer	<input checked="" type="checkbox"/>	No action	<input type="checkbox"/>
Cancellation	<input type="checkbox"/>	Suspension	<input type="checkbox"/>
Other (please state)	<input type="checkbox"/>		

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Signed: Keith Gymer

Dated: 23 February, 2011