

**DISPUTE RESOLUTION SERVICE**

**D00009617**

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

Mr Neil Channing

and

Easyodds.com Limited

**1. The Parties:**

Lead Complainant: Mr Neil Channing  
52 High Street,  
Pinner  
London  
Middlesex  
HA5 5PW  
United Kingdom

Respondent: Easyodds.com Limited  
Floor 3  
201 Haverstock Hill  
London  
NW3 4QG  
United Kingdom

**2. The Domain Name(s):**

neilchanning.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 neilchanning.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)

The Respondent in this case provided a submission under paragraph 13b of the Policy, which the Expert decided to admit, in view of the several public holidays in April 2011, and the Respondent's claim to have missed the deadline for a Response because of holidays. The paragraph 13b submission contained an assertion (without evidence in support) that the Complainant had agreed to it registering the Domain Name, and that money had been paid to the Complainant as part of a sponsorship arrangement. The Complainant, in response, denied any such agreement, pointing to the lack of documentary proof from the Respondent. Resolving such issues through the DRS is not easy (not least in what remains a summary procedure, in the absence of a formal Response). However, the assertion by the Respondent appears inherently unlikely, and would presumably have been easy to support by documentary proof, if there had been such an arrangement, and payments had in fact been made. The Expert therefore, on balance, accepts the Complainant's denial, and decides in favour of the Complainant.

## 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: Bob Elliott

Dated: 23 May 2011