

DISPUTE RESOLUTION SERVICE

D00015141

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

Telavanti Solutions Ltd

and

Creditors Western Australia

1. The Parties:

Lead Complainant: Telavanti Solutions Ltd
North Grove Farm
Burton Row
Brent Knoll
Highbridge
TA9 4BY
United Kingdom

Respondent: Creditors Western Australia
13/10 Reid Prom
Joondalup
6027
Australia

2. The Domain Name(s):

telavanti.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 telavanti.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 content operating from the Domain Name in this case was and is a webpage that appears to be set up by persons who claimed to be creditors of a company associated with the Complainant in Australia in which criticisms were and are being made about the way in which that company and its directors had conducted its business in Australia.

This decision makes no determination as to the accuracy or otherwise of these criticisms. The basis of my decision in this case is that the Domain Name in this case takes the form of the Complainant's (it would appear unregistered) mark in combination with the "co.uk" suffix and without any further distinguishing element (see paragraph 4.9 of Version 2 of the Experts' Overview).

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"/>		

Signed: Matthew Harris

Dated: 9 January 2015