

**DISPUTE RESOLUTION SERVICE****D00018545****Decision of Independent Expert  
(Summary Decision)**

New Age Smoke Ltd

and

Tree Top Manics

**1. The Parties:**

Complainant: New Age Smoke Ltd  
31 Cathedral mews  
Armagh  
Armagh  
BT61 8AX  
United Kingdom

Respondent: Tree Top Manics  
Fent Tree House  
21 Hendon Lane  
London  
N3 1RT  
United Kingdom

**2. The Domain Name:**

savourea.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 section 3 and 6 of the Policy.

X 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 savourea.co.uk is an abusive registration

**Unnecessary to  
consider**

#### 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)

Neither Mr McAtarsney's asserted sole rights to distribute Savourea products in the United Kingdom and Ireland (as to which no evidence is provided) nor the content of the <http://magasin.savourea.fr> website establish that he or the Complainant has Rights, as defined in the Nominet DRS Policy, in the Savourea name or mark.

#### 8. Decision

I refuse the Complainant's application for a summary decision. The domain name registration will therefore remain with the Respondent.

Signed:

Dated: March 21, 2017