

DISPUTE RESOLUTION SERVICE

D00018633

Decision of Independent Expert (Summary Decision)

Fearless Productions Limited

and

Mr Nicholas Clark

1. The Parties:

Complainant: Fearless Productions Limited
Fearless Productions
C/O Proplant Scaffolding LTD
Codam Hall
Great Warley
Brentwood
Essex
CM13 3JT
United Kingdom

Respondent: Mr Nicholas Clark
The Pavilions
Albert Edward House
Preston
LAN
PR2 2YB
United Kingdom

2. The Domain Name:

jodiemarsh.co.uk

3. 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.

Yes

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.

No

5. Abusive Registration

The Complainant has, to my reasonable satisfaction, shown that the domain name jodiemarsh.co.uk is an abusive registration

In light of the finding under 4 above

No

6. Other Factors

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

Yes

1. 7. Comments (optional)

While there is evidence to suggest that the domain name is an Abusive Registration vis-a-vis the rights owner of the name, "Jodie Marsh", there is nothing before the Expert to demonstrate that the Complainant, Fearless Productions Ltd., has any rights in respect of the name "Jodie Marsh".

8. Decision

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

Signed: Tony Willoughby

Dated: 3 April, 2017