

DISPUTE RESOLUTION SERVICE

D00019315

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

Simply Teeth Limited

and

Mr C. D. Chweidan

1. The Parties:

Complainant: Simply Teeth Limited
83 Lampits Hill,
Corringham
Essex
SS17 9AB
United Kingdom

Respondent: Mr C. D. Chweidan
Eros Computers Limited
21-22 Grosvenor Street
Mayfair
London
W1K 4QJ
United Kingdom

2. The Domain Name:

simplyteeth.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.

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 simplyteeth.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 domain name was registered in March 2000 which is many years before the Complainant was incorporated (2010) or registered its trade mark (2017). I am not satisfied that the domain name is an abusive registration.

8. Decision

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

Signed: Simon Chapman

Dated: 13th October 2017