

DISPUTE RESOLUTION SERVICE

D00019407

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

Glasgow City Council

and

Mr David Bork

1. The Parties

Complainant: Glasgow City Council
Web Management Team
Communication and Service Development
Glasgow City Council
George Square
Glasgow
G2 1DU
United Kingdom

Respondent: Mr David Bork
136-144, New Kings Rd
London
SW6 4LZ
United Kingdom

2. The Domain Name

encorehospitalityservices.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 encorehospitalityservices.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 complaint is short and relies on the content of web pages in support. The Rights in Encore Hospitality Services are owned by Cordia (Services) LLP ("Cordia"). In reaching my decision I have considered whether the Complainant has, to my reasonable satisfaction, shown Rights in this mark.

As this is a summary decision I have not set out in full the reasons for my decision. However, the main points that have influenced me are set out below.

- Cordia owns registered trade marks (word mark and device) for Encore Hospitality Services.
- The information about Encore Hospitality Services on Cordia's website at cordia.co.uk.
- The Complainant holds 99.99% of the ordinary capital of Cordia.
- The Complainant owns all the domain registrations for Cordia, including cordia.co.uk.
- The Domain Name was owned by the Complainant for many years prior to registration by the Respondent.

I also note that Nominet extended the period of time for payment of the Expert decision which it is entitled to do under paragraph 24 of the Nominet Dispute Resolution Service Policy.

8. Decision

I grant the Complainant's application for a summary decision. In accordance with section 12 of the Policy, the Domain Name will therefore be transferred to the Complainant.

Patricia Jones

22 December 2017