

! Attention! The checkboxes below can help you to structure your Complaint if you wish to. Checking the boxes is purely optional, you are not required to do it and you may fill in the textual parts of your Complaint only. Please attach to your Complaint evidence of the facts you present.

Factual Grounds

I. Protected rights relied on by the Complainant

- a. Registered trade/service mark
 - i. Registered in one country
 - ii. Registered in a state or region of one country
 - iii. Registered in several countries
 - iv. CTM
 - v. Benelux
 - vi. Registered combined/figurative trade/service mark
 - vii. Other
- b. Well-known/famous mark
- c. Family of marks
- d. Unregistered trade mark/service mark
 - i. Common law trade mark – rights based on use by public
 - ii. Common law trade mark – rights based on advertising and publicity prior to use of mark (use analogous to trade mark use)
 - iii. In jurisdiction that does not recognise unregistered trade marks – rights based on use by public
 - iv. In jurisdiction that does not recognise unregistered trade marks – rights based on advertising and publicity prior to use of mark (use analogous to trade mark use)
- e. Trade name/business identifier
- f. Geographical indication/designation of origin
- g. Company name
- h. Personal Name
- i. Name of a public body/IGOs and NGOs
- j. International Nonproprietary Names (INNs) for pharmaceutical substances
- k. Other [here add text field]

II. Complainant's Rights

- a. Owner
- b. Licensee
- c. Person related to owner or licensee (e.g. a subsidiary or manager of an owner)
- d. Heir(s), trustee in bankruptcy, guardian of mentally impaired
- e. Are Complainant's rights valid in the territory where domain name holder is established? [here add two possibilities for clicking: YES; NO]
- f. Validity of rights relied on by the Complainant
 - i. Pending application for registration
 - ii. Registration subsequent to registration of domain name
 - iii. Generic/descriptive
 - iv. Suggestive
 - v. Fanciful
 - vi. Other [here add text field]
- g. Other [here add text field]

ADDITIONAL EXPLANATIONS: [here add text field]

Legal Grounds

- A. Domain name is
 - a. identical
 - b. confusingly similar to the protected mark

The manner in which the domain name is confusingly similar to the protected mark:

- a. Misspelling/Typosquatting
- b. Phonetically similar
- c. Optical similarity
- d. Conceptual/intellectual similarity
- e. Addition/elimination of letter(s)
- f. Abbreviations
- g. Use of a number in words
- h. Geographical term
- i. Addition of pejorative terms
- j. Addition of neutral/innominate terms
- k. Mark combined with trade name
- l. Mark combined with mark
- m. Mark combined with generic term
- n. Mark combined with geographical term
- o. Deletion of non-dominant portion of mark
- p. Having regard to the website or other extraneous material to determine if the domain name is identical or confusingly similar to the mark
- q. Transliteration/translation
- r. Length of domain name/shortness of domain name
- s. Prefix+mark (e.g. www)
- t. Mark+postfix
- u. Special characters/type identifiers
- v. IDNs

Other [here add text field]

ADDITIONAL EXPLANATIONS: [here add text field]

- B. The Respondent does not have any rights or legitimate interest in the domain name(s)

Categories of issues involved:

- a. Domain parking
- b. Domain tasting
- c. Pop-up advertisement
- d. Use of privacy or proxy registration services
- e. Inactive website

- f. Non use/Passive holding
- g. Diversion of consumers/trade mark tarnishment
- h. Adult content
- i. Competitors' sites
- j. Comparative advertising
- k. Disclaimer on website
- l. Misspelling/Typosquatting
- m. Other [here add text field]

ADDITIONAL EXPLANATIONS: [here add text field]

C. The domain name(s) has been registered and is being used in bad faith

Categories of issues involved:

- a. Cumulative requirement
 - i. Registration in good faith, use in bad faith
 - ii. Registration in bad faith, use in good faith
- b. Meaning of registration
 - i. Acquisition
 - ii. Renewal
 - iii. Maintenance
 - iv. Transfer to connected person
 - v. Other
- c. Registration of a well-known/famous trade mark
- d. Registration of a domain name prior to trade mark right
- e. Bad faith trade mark/business name registration
- f. Domain tasting
- g. Use of privacy or proxy registration services
- h. Deliberate provision of false/misleading Whois data
- i. Misspelling/Typosquatting
- j. Prior relationship between the parties
- k. No response to cease and desist letter
- l. Constructive knowledge/prior knowledge of potential rights
- m. Blocking registration
- n. Automated registration
- o. Speculation in domain names
- p. Holding domain name for purposes of selling, licensing or renting
 - i. Offer to Complainant
 - ii. Offer to a competitor of Complainant
 - iii. Offer to public
- q. Selling, licensing or renting was the primary purpose
- r. Other commercial gain
- s. Inactive website
- t. Non-use of the domain name
- u. Domain parking
- v. Pop-up advertisement
- w. Adult content
- x. Phishing
- y. Offline use
- z. Other IP infringement

- aa. Cyberflight
- bb. Disclaimer on website
- cc. Disrupting the business of a competitor
- dd. Attracting internet users for commercial gain by creating a likelihood of confusion with the Complainant
- ee. Substantial similarity between website associated with disputed domain name and website associated with right holder's domain name(s)
- ff. Association of domain name with website containing links to Complainant's website
- gg. Pattern of conduct
- hh. Other [here add text field]

ADDITIONAL EXPLANATIONS: [here add text field]

D. Legal basis

Please explain your arguments in detail below. If you want to identify CAC's UDRP decisions in proceedings involving the same categories of issues as you selected above, please click here: _____.

[text field]