



5 June 2009

Revised Conflicts of Interest Policy

Please accept the following comments in response to ICANN's publication of the proposed Revised Conflicts of Interest Policy.¹ Go Daddy reserves the right to make future comments on the issues raised by this proposed policy, and our position includes, but are not necessarily limited to, the comments made herein.

On balance, we support the Revised Policy as it appears in this draft. A consistent and predictable method for addressing conflicts of interest is imperative to promoting accountability and transparency within the ICANN community.

We do have a few important questions involving the application of Sections 2.1 (Duty to Disclose), and 2.4 (Duty to Abstain). Because ICANN's president and CEO is both a paid employee and a Board member with full voting privileges, how will this policy resolve scenarios where an issue before the Board directly affects this position or its associated compensation and incentives? We have the same question regarding potential CEO conflicts when the issue directly affects the compensation and incentives of corporate officers and other executives who report directly to the CEO. And can members of the community expect that the president/CEO or the Board Governance Committee (BGC) will disclose these conflicts?

One final question - with regard to Section 2.1(Duty to Disclose) and ICANN's stated commitment to transparency, will the BGC publish the interests of Covered Persons as disclosed under Article II?

We look forward to receiving further clarification on these points from ICANN.

Sincerely,
GoDaddy.com, Inc.

Tim Ruiz
Vice President
Corporate Development and Policy
GoDaddy.com, Inc.

1. <http://icann.org/en/announcements/announcement-06may09-en.htm>