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Your Reference  
DAG4

Our Reference  
S002716

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**RE: New gTLDs – DAG 4**

VKR Holding A/S has been co-signing many of the letters sent to you from LEGO Juris A/S in the past. Like LEGO Juris A/S, the latest version of the Applicant Guidebook (DAG4) has left us with concerns.

Besides failing to see the need for any new gTLD, we fail to see the increased protection for trademark owners as otherwise proclaimed with this version of the Guidebook. Before (if at all) launching any new gTLD's, it is of utter importance that there is an efficient rights protection mechanism in place.

First of all, the Trademark Clearinghouse should provide trademark owners with a protection mechanism instead of being a mere database. Secondly, the Sunrise and Trademark Claims service must provide the same protection for registered trademarks regardless of whether there has been substantive review or examination of the trademarks or not. If substantive review or examination is a requirement for the services most national European trademarks and CTM's are excluded from such services.

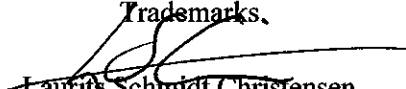
Thirdly, the Uniform Rapid Suspension (URS) proposed in DAG 4 is also only available for trademark owners with trademarks registered in countries conducting substantial review or examination. This must be changed. Furthermore, the URS doesn't have a loser-pays mechanism which would be essential in a URS of any real value, or even a fee for filing a response to a complaint. The burden of proof is on the trademark owner to prove that the registrant has no legitimate interest in the domain name, and as it is now so are the costs even if the trademark owner wins.

The problems that trademark owners deal with daily on the Internet, problems which will increase in numbers with a launch of new gTLD's, do not seem to be addressed and definitely not solved by DAG4.

We urge you to solve these problems before launching any new gTLD's.

Kind Regards,

VKR Holding A/S  
Corporate Affairs  
Trademarks,



Laurits Schmidt Christensen  
Head of Trademarks