**Trademark Clearinghouse Questionnaire**

**Non-Trademark Holder Registrants**

Analysis Group, one of the largest private economic consulting firms in the United States, has been retained by ICANN to assess the effectiveness of Trademark Clearinghouse (TMCH) services. As part of this work, we are interested in the views of various groups that interact with either all or some of the TMCH services. To assess these views, we have developed a questionnaire, which is provided below.

We recognize the value of your time and appreciate your participation. The questionnaire should take less than 30 minutes to complete. Please answer as many questions as you are able. If you prefer to discuss the topics covered in this questionnaire rather than respond in writing, please contact us, and we can schedule a time to talk. Your feedback will not be attributed to you if shared publicly, unless you provide permission (see Question 4 below).

You may email your completed questionnaire to Stacey.Chan@analysisgroup.com. We appreciate receiving your response by Friday, May 6th. Thank you for your participation.

**Respondent Information**

Please provide the following information about yourself and/or your organization.

1. Your name
2. Your organization’s name
3. Your email address
4. May we publicly attribute your responses to your organization?

Yes

No

1. May we contact you if we have follow-up questions based on your survey responses?

Yes

No

1. Which of the following best describes your organization:

Registry

Registrar

Trademark holder registrant

Non-trademark holder registrant

TMCH agent

Other, please specify

**TMCH Claims Service and Sunrise Registration Period**

The purpose of the TMCH is to protect the trademark rights of rights holders. To this end, the claims service provides notifications to registered trademark holders if a domain is registered that may infringe upon their rights. Trademark holders also are given priority to request domain names associated with their registered trademark(s) during the sunrise registration period. The questions in this section ask about the effectiveness of these two TMCH services.

1. What are the positive aspects associated with the TMCH claims service and/or the sunrise registration period?
2. What improvements or changes would you like to see made to the TMCH claims service and/or the sunrise registration period?
3. Please share any other thoughts you have regarding the TMCH claims service and/or sunrise registration period.

**Trademark Claims Service Notifications**

The claims service provides notices to potential domain name registrants when a domain name that the registrant is attempting to register matches an existing trademark on record in the TMCH. The questions in this section ask how you respond to receiving notifications.

1. Have you ever received a trademark claims service notification from a registrar?

Yes

No

Don’t know/Not sure

(If not, please skip to the next section.)

1. When you receive a notification from the registrar, what factors inform your decision to continue or abandon the registration?
   1. Did you have any difficulty receiving or understanding the notification?

Yes

No

Don’t know/Not sure

* 1. If so, did you ask registrar representatives or other individuals for help understanding the notification?

1. What type of information would have been useful to help you to better understand the notification that you received?
2. In situations where you receive a notification from the registrar and decide to abandon the original registration, did you try to find a different domain name to use instead?

**TMCH Protection of Trademark Holder Rights**

The original goal of the TMCH was to protect the existing rights of trademark holders without expanding or creating new rights. The questions in this section ask whether that goal is being achieved.

1. In your view, does the current TMCH system sufficiently protect the existing rights of trademark holders?

Yes

No

Don’t know/Not sure

1. If not, what additional protections do you think are needed?
2. In your view, does the current TMCH system provide increased protection to trademark holders, beyond their existing rights?

Yes

No

Don’t know/Not sure

1. If so, what protections do you think extend beyond trademark holders’ rights?

**TMCH Trademark Matching Criteria**

Currently, the TMCH sends notices of potential trademark infringement when applicants attempt to register domains that are exact matches of trademarked strings. The questions in this section ask your opinion regarding expanding the matching criteria.

1. What are your thoughts regarding the costs and benefits of expanding the matching criteria?

**Claims Service Period**

Currently, registries are required to provide claims service for 90 days. The questions in this section ask your opinion regarding extending the claims service period.

1. In your view, would it be useful to expand the claims service period beyond 90 days?

Yes

No

Don’t know/Not sure

* 1. If yes, what is the length of time you would have the claims service period cover? If not, why not?

1. In your view, how would such an extension impact your organization?