

**DISPUTE RESOLUTION SERVICE**

**D00010674**

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

**Viasat Broadcasting UK Limited**

and

**Mr Malcolm Mayes**

**1. The Parties:**

Lead Complainant: Viasat Broadcasting UK Limited  
11 Chiswick Park  
566 Chiswick High Road  
London  
W4 5XR  
United Kingdom

Respondent: Mr Malcolm Mayes  
CCampello N5 Nave 1  
Poligono Industrial  
Finestrat  
Alicante  
03509  
Spain

**2. The Domain Name(s):**

viasatsport.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 paragraphs 2 and 4 of the Procedure.

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 `viasatsport.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)

Although the trade mark certificates submitted by the Complainant show registrations to be held in the name of Modern Times Group MTG AB rather than in the name of the Complainant Viasat Broadcasting UK Limited itself, the Complainant being a 100% owned subsidiary of the Modern Times Group MTG AB, the Expert accepts this as sufficient on its own to support that the Complainant is duly authorised by the trade mark owner to use the trade marks for which certificates have been submitted, and therefore to support the Complainant's claim of Rights under the Policy.

### 8. Decision

Transfer	<input checked="" type="checkbox"/>	No action	<input type="checkbox"/>
Cancellation	<input type="checkbox"/>	Suspension	<input type="checkbox"/>
Other (please state)	<input type="checkbox"/>		

Signed: David Taylor

Dated: 14 February 2012