

DISPUTE RESOLUTION SERVICE

D00017480

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

Royal College of Nursing Publishing Company Ltd - trading as
RCNi

and

Global Internet

1. The Parties:

Complainant: Royal College of Nursing Publishing Company Ltd - trading as RCNi
Royal College of Nursing Publishing Company Ltd
59-63 Lowlands Road
Harrow
Middlesex
HA1 3AW
United Kingdom

Respondent: Global Internet
Mbx 1391 London Road
Leigh On Sea
Leigh On Sea
SS9 2SA
United Kingdom

2. The Domain Name:

nursing-standard-journal.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 **nursing-standard-journal.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)

This Complaint could have been readily improved if the Complainant had made the effort to include details of its relevant UK Trade Mark registration 2158597, as evidence of its established rights in NURSING STANDARD. The Expert is prepared to accept that the Complainant has common law rights through long use in this case, where there has been no challenge to its claims, but a Complainant would be well advised always to present its strongest evidence of rights.

8. Decision

I grant the Complainant's application for a summary decision. In accordance with paragraph 5f of the Procedure, the domain name will therefore be transferred to the Complainant.

Signed: Keith GYMER

Dated: 5 July, 2016