

DISPUTE RESOLUTION SERVICE

D00020286

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

Equalease Short Term Car Leasing Ltd

and

Paul Noble

1. The Parties:

Complainant: Equalease Short Term Car Leasing Ltd
Equalease Short Term Car Leasing Ltd
The Old Co-operative
36 Holbrook Road
Belper
Derby
Derbyshire
DE56 1PA
United Kingdom

Respondent: Paul Noble
135 Ragstone Road
Slough
Berkshire
SL1 2PR
United Kingdom

2. The Domain Name:

equalease.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 section 3 and 6 of the Policy.

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 equalease.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)

The complainant has not asserted any rights in the domain name either as a trade mark or contractually. The information given in the complaint is scant but the disputed domain appears to have been independently registered by a third party. As domain registration is first come first served, the complainant can only object on the basis of trade mark rights which it has not claimed. Accordingly, there is no basis for finding that the domain is an Abusive Registration.

8. Decision

I refuse the Complainant's application for a summary decision. The domain name registration will therefore remain with the Respondent.

Signed: Michael Silverleaf

Dated: 6 July 2018