

DISPUTE RESOLUTION SERVICE

D00022405

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

Cards Against Humanity, LLC

and

Carlson Lynn

1. The Parties:

Complainant: Cards Against Humanity, LLC

Respondent: Carlson Lynn

2. The Domain Name:

cardsagainsthumanityonlineshop.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 cardsagainsthumanityonlineshop.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)

In relation to point 5, I have reached this finding with significant reliance on the reasoning of the Appeal Panel in Case No D16416 (wwe-shop.co.uk) and with particular reference to the third paragraph (the first un-numbered paragraph) of page 11 of that Decision. A contributory factor to my finding in this regard is that the content of the website, namely:

- the words CARDS AGAINST HUMANITY in the top left hand corner of (at least some of) the webpages;
- those same words (in logo format) in the bottom left hand corner of (at least some of) the webpages; and
- the words '2016 Powered by Cards Against Humanity UK' at the bottom of each web page,

adds to the impression that it is registered to, operated or authorised by, or otherwise connected with the Complainant.

I note that there is an e-mail address upon the website which appears to be service@beadsave.co.uk. The presence of such e-mail address is insufficient, in the circumstances, to undo the impression of authorisation or connection with the Complainant.

In reaching my Decision I have not attached any weight to the serious but entirely unsupported assertion that the Respondent is using the website to sell counterfeit products.

8. Decision

I grant the Complainant's application for a summary decision. In accordance with section 12 of the Policy, the domain name will therefore be transferred to the Complainant.

Signed:

Dated: 25 April 2020

Catherine Slater