

# ***Procedural Order No. 11***

of October 31, 2022

*issued by the Independent Review Panel composed of*

**Hon. William J. Cahill  
(Ret.)**  
JAMS  
2 Embarcadero Center, Suite 1500  
San Francisco, California 94111  
Contact Information Redacted

**Mr. Piotr Nowaczyk, Esq**  
Presiding Panelist  
ul. Z. Słomińskiego 19, lok. 113  
00-195 Warsaw  
Poland  
Contact Information Redacted

**Hon. A. Howard Matz (Ret.)**  
BIRD, MARELLA, BOXER,  
WOLPERT, NESSIM,  
DROOKS, LINCENBERG &  
RHOW, P.C.  
1875 Century Park East, 23rd Floor  
Los Angeles, California 90067-2561  
Contact Information Redacted

***in the matter before the International Centre for Dispute Resolution  
(Case No. 01-19-0004-0808)***

**Mr. Tom Simotas**  
Manager at the International Centre for Dispute Resolution  
Contact Information Redacted

**Ms. Amelia Krajewska**  
Administrative Secretary to the Independent Review Panel  
Contact Information Redacted

*between*

- 1. Fegistry, LLC**
- 2. Radix Domain Solutions Pte. Ltd.**
- 3. Domain Venture Partners PCC  
Limited**

**Internet Corporation for Assigned Names  
and Numbers (ICANN)**

*herein referred to as the Claimants  
represented by*

**Maria Richmond, Esq.**  
**Mike Rodenbaugh, Esq.**  
Rodenbaugh Law  
548 Market Street  
Box 55819  
San Francisco, CA 94104

*herein referred to as the Respondent  
represented by*

**Jeffrey LeVee, Esq.**  
**Kelly Ozurovich, Esq.**  
Jones Day  
555 South Flower Str., 50th Floor  
Los Angeles, CA 90071

**Amy Stathos, Esq.**  
ICANN  
12025 Waterfront Drive, Suite 300  
Los Angeles, CA 90094-2536

By this Procedural Order No. 11 the Independent Review Panel (“**IRP**”):


1. confirms the receipt of the Respondent’s responses dated October 28, 2022 to the Panel’s questions set forth in Procedural Order No. 10 dated October 4, 2022 (“**Respondent’s Separate Statement**”) and thanks the Respondent therefor;
2. acknowledges the Claimants’ proposal to file a response to the Respondent’s Separate Statement, 2022 and thanks the Claimants therefor;
3. reminds the Parties that the Panel’s request contained in the Procedural Order No. 10 for a joint submission covering the Panel’s questions was not a request for adversary submissions of the Parties, but a request for education of the Panel on the basic facts of the case;
4. thus, the Panel stands by its request for the Parties’ joint submission to be filled without further delay affecting adversely the course of this proceedings and the Parties’ best interests (especially the actual clients’);
5. in consequence, the Panel will not consider the Respondent’s Separate Statement.

**In light of the above, it is ORDERED that the Parties file by November 9, 2022 a joint statement including:**

1. the agreed answers to the Panel’s questions stipulated in the Procedural Order No. 10 clearly indicating the areas in which the Parties agree;
2. determination of the Parties’ differences set forth on an issue by issue, side-by-side basis, in adjoining columns, with a number assigned to each issue on which the Parties differ:
  - a) one column is to be entitled “*Claimants’ Position*”;
  - b) the adjoining column is to be entitled “*Respondent’s Position*”.
3. The Parties are requested to be pithy in their submissions and avoid repetition and any irrelevant references to past history.

Done in Warsaw, Poland

*Respectfully yours*

A handwritten signature in blue ink, appearing to read "P. Nowaczyk". The signature is fluid and cursive, with a large initial "P" and a long, sweeping tail.

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Piotr Nowaczyk  
*Presiding Panelist*