

# ***Procedural Order No. 8***

of June 2, 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  
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**Hon. A. Howard Matz (Ret.)**  
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DROOKS, LINCENBERG &  
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1875 Century Park East, 23rd Floor  
Los Angeles, California 90067-2561  
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## ***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  
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**Ms. Amelia Krajewska**

Administrative Secretary to the Independent Review Panel  
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*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 Claimant*

*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 8 the Independent Review Panel (“**IRP**”) confirms that the conference call (“**CC**”) between the IRP and the Parties was held on May, 31 2022, at 8 AM PST/PDT.

As a result of the CC, the IRP imposes on the Parties the following obligations:

1. *Summary adjudication motion on the statute of limitations*

- a) not later than on June 21, 2022 the Respondent is to file a summary adjudication motion on its position that the statute of limitations bars some of the claims asserted by the Claimant, which shall not exceed 25 pages (“**Respondent’s Motion**”);
- b) not later than 3 weeks from the date of receipt of the Respondent’s Motion the Claimant is to file its response to the Respondent’s Motion, which will not exceed 25 pages (“**Claimant’s Response**”);
- c) not later than 2 weeks from the date of receipt of the Claimant’s Response the Respondent is to file its reply to the Claimant’s Response, which will not exceed 15 pages (“**Respondent’s Reply**”);
- d) not later than 2 weeks from the date of receipt of the Respondent’s Reply the Claimant is to file its rejoinder to the Respondent’s Reply, which will not exceed 15 pages.

2. *Document production*

Given that the IRP is intent on proceeding expeditiously, it seeks to have all discovery completed in this round of discovery, so:

- a) not later than on June 21, 2022 the Claimant will produce all documents in support of its contentions;
- b) not later than on June 21, 2022 the Respondent will produce all documents it has agreed to produce. If the Respondent is unable to produce all document by this date, it will provide the binding last date to do so.

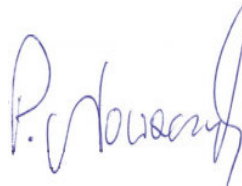
3. *Hearing on the merits*

- a) The hearing on the merits in the present case will be held on October 17 – 18, 2022 in Los Angeles, USA;
- b) The Parties will negotiate the other required intervening dates to get ready for the hearing;

- c) The details of the hearing will be decided two weeks before its established dates.
4. The IRP realizes that the Claimant has reserved the right to pursue discovery of the 18 categories in its prior document request that have not previously been addressed by the IRP. If the Claimant requests further production, it must satisfy Rule 8 of the Interim Supplemental Procedures (as the IRP already has been doing). In particular, the Claimant must show that those requests “*are reasonably likely to be relevant and material to the resolution of the CLAIMS and/or defenses in the DISPUTE*”.

Done in Warsaw, Poland

*Respectfully yours*



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Piotr Nowaczyk  
*Presiding Panelist*