



May 25, 2005

Re: Case No. D2005-0538
<royaldutchshellgroup.com
royaldutchshellplc.com
tellshell.org>
Notification of Complaint and Commencement of
Administrative Proceeding

1. **Notification.** You are hereby notified that an administrative proceeding has been commenced against you pursuant to the Uniform Domain Name Dispute Resolution Policy, approved by the Internet Corporation for Assigned Names and Numbers (ICANN) on October 24, 1999 (the *Policy*) (<http://arbiter.wipo.int/domains/rules/>).

The Policy is incorporated by reference into your Registration Agreement with the Registrar of your domain name(s), pursuant to which you are required to submit to and participate in a mandatory administrative proceeding in the event that a third party (the *Complainant*) submits a Complaint to an ICANN-approved dispute resolution service provider (<http://www.icann.org/udrp/approved-providers.htm>) concerning the domain name(s).

(Please note that the administrative proceeding has been commenced against the registrant of the domain name(s) that is/are the subject of the Complaint and not the technical contact, zone contact, administrative contact or billing contact, if different from the domain name registrant. The technical contact, zone contact, administrative contact or billing contact, if different from the domain name registrant, are requested to forward this notification and any attachments to the registrant of the domain name(s) in question.)

2. **Date Complaint Received.** The Complaint submitted by Shell International Petroleum Company Limited was received by e-mail on May 18, 2005 and in hardcopy on May 20, 2005 by the WIPO Arbitration and Mediation Center (the *Center*). A copy of the Complaint accompanies this notification.
3. **Formal Requirements Compliance Review.** In accordance with Paragraph 4(a) of the Rules for Uniform Domain Name Dispute Resolution Policy (the *Rules*) (<http://arbiter.wipo.int/domains/rules/>) and Paragraph 5

of the Supplemental Rules for Uniform Domain Name Dispute Resolution Policy (the *Supplemental Rules*) (<http://arbiter.wipo.int/domains/rules/>) the Center has verified that the Complaint satisfies the formal requirements of the Policy, Rules and Supplemental Rules. Payment in the required amount to the Center has been made by the Complainant.

4. **Commencement of Administrative Proceeding.** In accordance with Rules, Paragraph 4(c), the formal date of the commencement of the administrative proceeding is **May 25, 2005**.
5. **Deadlines.** Within 20 calendar days from the date of commencement of this administrative proceeding you must submit to the Complainant and to us a Response according to the requirements that are described in Rules, Paragraph 5 and the Supplemental Rules. The last day for sending your Response to the Complainant and to us is **June 14, 2005**. In filing your Response, you may refer to the Model Response and filing guidelines made available on the Center's website (<http://arbiter.wipo.int/domains/respondent/index.html>).
6. **Default.** If your Response is not sent by the above date, you will be considered in default. We will still appoint an Administrative Panel to review the facts of the dispute and to decide the case. The Administrative Panel will not be required to consider a late-filed Response, but will have the discretion to decide whether to do so and, as provided for by Rules, Paragraph 14, may draw such inferences from your default as it considers appropriate. There are other consequences of a default, including no obligation on our part to consider any designations you have made concerning the appointment of the Administrative Panel or to observe any guidelines you have provided concerning case-related communications.
7. **Administrative Panel.** The Complainant in this administrative proceeding has elected for an Administrative Panel consisting of three panelists. The dispute between you and the Complainant therefore will be decided by an Administrative Panel consisting of three members.

The Complainant has provided us with the names and contact details of three candidates to serve on the Administrative Panel, and has indicated its order of preference. We will try to appoint one of these three candidates. If we are unsuccessful, we shall make the appointment from our published list of panelists.

You are required to provide the names and contact details of three persons in order of preference in your Response. These three persons may be taken from our published list or that of any other ICANN-accredited dispute resolution service provider (<http://www.icann.org/udrp/approved-providers.htm>). We will try to appoint one of the three persons you have nominated to serve on the Administrative Panel. If we are unsuccessful, we shall make an appropriate appointment from our published list. If you do

not provide us with the names and contact details of any candidates, we shall make the appointment from our published list.

Once we have appointed two panelists, both you and the Complainant will be contacted concerning the procedures for the appointment of the Presiding Panelist (i.e., the third Panelist).

8. **Communications.** Your Response should be communicated to us according to the requirements of Rules, Paragraph 5(b) and Supplemental Rules, Paragraph 3 (i.e., original and four sets of hardcopy and by e-mail). All case-related filings or submissions to the Center after the submission of your Response should be made according to Supplemental Rules, Paragraph 3(a). The e-mail address to use for both purposes is domain.disputes@wipo.int.

In your Response you should indicate where and how you would like us to send case-related communications to you. Please provide only a single postal address, fax number and e-mail address for you or, if applicable, your authorized representative for the dispute, otherwise we will use our discretion as to which contact details we will use.

All communications that are required to be made to the Complainant under the Rules and Supplemental Rules, including your Response, should be made according to the contact details and method(s) specified in the Complaint. Questions about your case, or other general queries may be e-mailed to domain.disputes@wipo.int.

9. **Fees.** Please note that the fees for the administrative proceeding will be paid in their entirety by the Complainant.
10. **The Administrative Proceeding.** As this case is to be decided by a three-member Administrative Panel, we shall send to you and to the Complainant a list of five candidates for the Presiding Panelist. You will each be asked to indicate your order of preference from among the five candidates. Unless we are notified of an agreement between you and the Complainant as to the identity of the Presiding Panelist, we shall make the appointment taking into consideration the preferences to us.

The Administrative Panel will have 14 days from the date of its appointment to issue a decision in the case. Under normal circumstances, we will forward the decision to you, the Complainant, the concerned Registrar and ICANN within three calendar days of receiving it from the Administrative Panel. Should the decision require that the domain name(s) in question be either transferred or cancelled, the Registrar will notify all parties concerned of the date that the decision will be implemented if the Registrar does not receive notification and the required documentation from you in accordance with Paragraph 4(k) of the Policy. We will then post the decision on a publicly accessible web site, unless we have been directed not to by the Administrative Panel.

11. **Case Manager.** The Center has appointed a Case Manager who is in charge of administering your case. Please note that, while the Case Manager is at your disposal to answer questions relating to such matters as filing requirements and to help you to understand the Policy, Rules and Supplemental Rules, he/she cannot provide you with legal advice or make any representations on your behalf.

Case Manager: Mussadiq Hussain

Address: WIPO Arbitration and Mediation Center
34 chemin des Colombettes
1211 Geneva 20
Switzerland

Telephone: +41 22 338 8247
Fax No.: +41 22 740 3700

E-Mail Address: domain.disputes@wipo.int

12. **Additional Information.** Additional information about the ICANN administrative procedure is available at <http://www.icann.org> and about the Center's Domain Name Dispute Resolution Service at <http://arbiter.wipo.int/domains>.

Yours sincerely,

Mussadiq Hussain
Case Manager

COMMUNICATIONS

This notification is being communicated to the Respondent in accordance with the following contact details:

Registrant, Administrative Contact:

Alfred Donovan
847a Second Avenue
New York, NY 10017
United States of America
Telephone: +441206501781
E-mail: alfred@purplex.com
alfred@purplex.net
alfrededonovan@hotmail.com
postmaster@royaldutchshellgroup.com
postmaster@royaldutchshellplc.com
postmaster@tellsell.org

Technical Contact:

OpenSRS Technical Contact, NIC
816-10 Bay St.
Toronto, ON M5J2R8
Canada
+1.4169577400 Fax: +1.4169577401
E-mail: nicopensrs@softcomca.com

By the following methods:

- Post/Courier (with enclosures)
- E-mail (Complaint with attachments)

This notification is being copied to the Complainant in accordance with the following contact details:

David Crawford
Shell International Limited (IPL/3)
Shell Centre
London, SE1 7NA
United Kingdom of Great Britain and Northern Ireland
442079345910 (Office telephone)
442079346627 (Office FAX)
E-mail: david.crawford@shell.com

By the following methods:

- E-mail (Complaint with attachments)

A copy has also been communicated to the Registrar listed below (Complaint with attachments):

Tucows