

Domain Name Law and Practice: An International Handbook

By Torsten Bettinger, Allegra Waddell

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An established authority in the field, this work provides comprehensive analysis of the law and practice relating to internet domain names at an international level, combined with a detailed survey of the 35 most important domain name jurisdictions worldwide, including the US, UK, Germany, France, Italy, Netherlands, Japan, China, Singapore, Russia, Canada, and Australia, and new chapters on Israel, Mexico, South Korea, Brazil, Colombia, Egypt, Portugal, and South Africa. The survey includes extensive country-by-country analysis of how domain names relate to existing trade mark law, and upon the developing case law in the field, as well as the alternative dispute resolution procedures.

In its second edition, this work analyses, in depth, key developments in the field including ICANN's new gTLD program. The program, introducing many new top-level domains, will have far-reaching consequences for brand name industries worldwide and for usage of the internet. The complicated application process is considered in detail as well as filing and review procedures, the delegation process, the role and function of the Trademark Clearing House and the Sunrise and Trademark Claims Services, dispute resolution, and new rights protection mechanisms.

Other developments covered include new registration processes such as the use of privacy and proxy services, as well as the expansion of the scope of internationalized domain names, including the addition of a number of generic top-level domains such as ".tel" and ".travel". Also considered are developments relating to the Uniform Domain Name Dispute Resolution Policy (UDRP) in terms of the nature of cases seen under the Policy and the number of cases filed, as well as the recent paperless e-UDRP initiative. The Uniform Rapid Suspension System, working alongside the UDRP in the new gTLD space, is also discussed in a new chapter on this process.

Giving detailed information about the registration of domain names at national, regional and international levels, analysis of the dispute resolution processes at each of those levels, and strategic guidance on how to manage domain names as part of an overall brand strategy, this leading work in international domain name law is essential reading for practitioners in the field.

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Editorial Review

Review
Systematically examined and clearly stated, the full scope of domain name law is comprehensively covered in this treatise. It is an excellent reference book. Jane F. Collen, The Trademark Reporter (Vol. 106 No.3) In glorious, ministerial red linen with delicate gold embossing and navy accents, the traditional cover of this book belies the very modern topic it covers: Domain Names. If you've got a domain law question, this book likely has the answer. Nicola Searle, IPKat blog

About the Author

Torsten Bettinger is an Attorney-at-Law at Bettinger Schneider Schramm. His experience comprises legal representation in litigation and providing advice in all aspects of IT and software law and in the fields of trademark, designs, copyright and competition law. He is a member of the legal advisory board of the German Registry for .de-Domains, DENIC e.G, Frankfurt/M, and serves as Panelist for the WIPO Arbitration and Mediation Centre, Geneva, and the Prague Arbitration Tribunal for Domain Name Conflicts with respect to domain name conflicts under the European Top-Level-Domain .EU. He is the author of a number of articles on a wide variety of legal issues in connection with the Internet, and on IT and copyright law; he is also a regular speaker at international trade conferences on the topic of industrial property and IT law.

Allegra Waddell is an intellectual property attorney. She is barred in Missouri, United States, and is registered to practice before the US Patent and Trademark Office. Before beginning work as a private legal consultant on UDRP-related matters, Allegra served several years on the Legal Staff of the Domain Name Dispute Resolution Section of WIPO's Arbitration and Mediation Center. During her time at WIPO, she was involved in the drafting of the electronic version of the UDRP Rules approved by ICANN in October 2009, served as the WIPO contact to the CentralNic registry regarding its third-level registration policy, and was heavily involved in the research for and drafting of the second edition of theWIPO Overview of WIPO Panel Views on Selected UDRP Decisions released in February 2011.

Users Review

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