

1 Kelly O. Scott (SBN 132186)
kscott@ecjlaw.com
2 Heather L. McCloskey (SBN 193239)
hmccloskey@ecjlaw.com
3 Lauren J. Katinuch (SBN 227599)
lkatinuch@ecjlaw.com
4 **ERVIN, COHEN & JESSUP LLP**
9401 Wilshire Boulevard, Ninth Floor
5 Beverly Hills, California 90212-2974
Telephone (310) 273-6333
6 Facsimile (310) 859-2325

7 Attorneys for REGISTERFLY.COM, INC. AND UNIFIEDNAMES, INC.

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9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

11

12 THE INTERNET CORPORATION FOR) ASSIGNED NAMES AND NUMBERS,)	CASE NO. CV 07-2089 R (PLAx)
13 Plaintiff,)	OBJECTION BY REGISTERFLY.COM, INC. TO [PROPOSED] PERMANENT INJUNCTION, WITH FINDINGS OF FACT AND CONCLUSIONS OF LAW
14 v.)	
15 REGISTERFLY.COM, INC., and) 16 UNIFIED NAMES, INC. ,)	
17 Defendants.)	Judge: Hon. Manuel L. Real
18	
19	

20 Defendants RegisterFly.com, Inc. and UnifiedNames, Inc. (hereinafter
21 “defendants”) submit the following objections to ICANN's [Proposed] Permanent
22 Injunction.

23 1. RegisterFly objects to the entry of a permanent injunction on the basis
24 that this Court lacks jurisdiction to grant ICANN anything other than preliminary
25 injunctive relief per the clear terms of the Registrar Accreditation Agreement.

26 2. This injunction completely circumvents the arbitration clause contained
27 in the Registrar Accreditation Agreement, rendering the relief sought therein
28 completely meaningless and overstepping the bounds of this Court's jurisdiction.

1 3. RegisterFly objects to Paragraph 15 of the Proposed Findings Of Fact
2 because it is inaccurate. RegisterFly did not have any objection to ICANN's right to
3 (preliminary) injunctive relief. However, given changes in circumstances since the
4 preliminary injunction was entered, certain of the terms of the preliminary
5 injunction are no longer appropriate.

6 4. RegisterFly objects to Paragraph 1 of the Proposed Conclusions of Law
7 in that RegisterFly has never been given notice of this Court's intention to enter a
8 default against RegisterFly and none of the Court's prior Orders reflect that a default
9 has been entered.

10 5. RegisterFly objects to the Proposed Injunction as it would require that
11 RegisterFly *redo* all of the data transferring it has already done to ICANN – which
12 is not only pointless, but oppressive.

13

14 DATED: June 11, 2007

ERVIN, COHEN & JESSUP LLP
Kelly O. Scott
Heather L. McCloskey
Lauren J. Katunich

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By: Heather L. McCloskey
Heather L. McCloskey
Attorneys for REGISTERFLY.COM, INC.
AND UNIFIEDNAMES, INC.

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PROOF OF SERVICE BY HAND-DELIVERY

STATE OF CALIFORNIA)
) ss:
COUNTY OF LOS ANGELES)

I am employed in the County of Los Angeles, State of California. I am over the age of eighteen (18) years and not a party to the within action. My business address is 350 S. Figueroa Street, Suite 299, Los Angeles, California 90071.

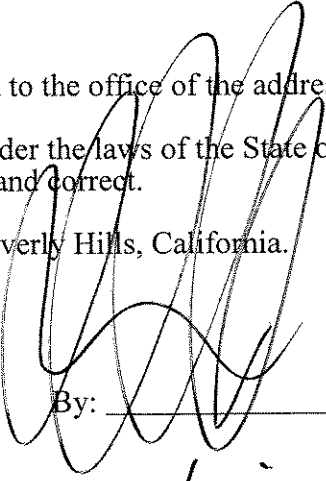
On June 11, 2007, I served the document described as **OBJECTION BY REGISTERFLY.COM, INC. TO [PROPOSED] PERMANENT INJUNCTION, WITH FINDINGS OF FACT AND CONCLUSIONS OF LAW** on the parties in this action by delivering a true copy thereof enclosed in a sealed envelope addressed as follows:

Jeffrey A. LeVee
Samantha Eisner
Jones Day
555 S. Flower Street, 50th Floor
Los Angeles, CA 90071-2300
Tel: (213) 489-3939
Fax: (213) 243-2539
Attorneys for Plaintiff

I delivered such envelope(s) by hand to the office of the addressee(s).

I declare under penalty of perjury under the laws of the State of California and the United States of America that the foregoing is true and correct.

EXECUTED on June 11, 2007 at Beverly Hills, California.

By: 

Print: Erin Lawson