

**DISPUTE RESOLUTION SERVICE**

**D00010103**

**Decision of Independent Expert  
(Summary Decision)**

**R.A.M Ayrshire Limited t/a Park Dental Care Kilmarnock**

**and**

**gr8webmedia**

**1. The Parties:**

**Complainant: R.A.M Ayrshire Limited t/a Park Dental Care Kilmarnock  
15 Portland Street  
Kilmarnock  
Ayrshire  
KA1 1JN  
United Kingdom**

**Respondent: gr8webmedia  
Park Dental Care  
Unit 12, 15 Portland Street  
Kilmarnock  
Ayrshire  
KA1 1JN  
United Kingdom**

**2. The Domain Name(s):**

**<parkdentalkilmarnock.co.uk>**

**3. Notification of Complaint**

I hereby certify that I am satisfied that Nominet has sent the complaint to the respondent in accordance with paragraphs 2 and 4 of the Procedure.

Yes X

**4. Rights**

The complainant has, to my reasonable satisfaction, shown Rights in respect of a name or mark which is identical or similar to the Domain name.

Yes X

**5. Abusive Registration**

The complainant has, to my reasonable satisfaction, shown that the domain name parkdentalkilmarnock.co.uk is an Abusive Registration.

Yes X

**6. Other Factors**

I am satisfied that no other factors apply which would make a summary decision unconscionable in all the circumstances

Yes X

**7. Comments (optional)**

The Complainant has provided evidence that it has for some time operated a website at [www.parkdentalkilmarnock.co.uk](http://www.parkdentalkilmarnock.co.uk), which is sufficient evidence of Rights in the Domain Name. It has also submitted that it paid for the Domain Name and engaged the Respondent to develop its website, which the Respondent does not deny. Accordingly I find there to be an Abusive Registration as contemplated by paragraph 3(a)(v) of the Nominet DRS Policy.

**8. Decision**

Transfer	<input checked="" type="checkbox"/>	No action	<input type="checkbox"/>
Cancellation	<input type="checkbox"/>	Suspension	<input type="checkbox"/>
Other (please state)	<input type="checkbox"/>		