

DISPUTE RESOLUTION SERVICE

D00015703

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

BGL Group Limited

and

Mr Andre Sarkis

1. The Parties:

Complainant: BGL Group Limited
Pegasus House
Bakewell Road
Orton Southgate
Peterborough PE2 6YS
United Kingdom

Respondent: Mr Andre Sarkis
Suite 1 Prittlewell House
30 East St
Southend-on-Sea SS2 6LH
United Kingdom

2. The Domain Name: compare-market.org.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 No

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 No

5. Abusive Registration

The Complainant has, to my reasonable satisfaction, shown that the domain name compare-market.org.uk is an abusive registration

Yes No

6. Other Factors

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

Yes No

7. Comments (optional)

The first paragraph of the Complaint reads as follows.

1. This Complaint is submitted by TLT LLP, a firm of solicitors regulated in the United Kingdom by the Solicitors' Regulation Authority, on behalf of BGL Group Limited. Nominet is requested to submit this Complaint for decision in accordance with the Uniform Domain Name Dispute Resolution Policy and the Rules for Uniform Domain Name Dispute Resolution Policy.

I cannot accede to the request made in the second sentence quoted above. This Complaint has been submitted under Nominet's DRS Procedure, which differs materially from The Uniform Domain Name Dispute Resolution Policy, administered by the World Intellectual Property Organisation. In reaching a decision, the Expert is required to apply DRS Procedure and Policy only and has no discretion to depart from it. It seems likely that the words quoted above are the result of either a misunderstanding or a cut-and-paste drafting error of an elementary kind; I have proceeded accordingly and assumed that the Complainant is content to have this matter considered under the terms of Nominet's Policy and Procedure.

8. Decision

I grant the Complainant's application for a summary decision. In accordance with paragraph 5f of the Procedure, the domain name will therefore be transferred to the Complainant.

Signed: Peter Davies

Dated: 6 May, 2015