

## **DISPUTE RESOLUTION SERVICE**

**D00020395**

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

**Advanced Computer Systems**

and

**Ms Maddison Nolan**

### **1. The Parties:**

Complainant:  
Advanced Computer Systems  
Advanced Computer Systems  
The Annexe  
16 Whitford Drive  
Solihull  
B90 4YG  
United Kingdom

Respondent:  
Ms Maddison Nolan  
London  
United Kingdom

### **2. The Domain Name:**

bcfc-community.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 section 3 and 6 of the Policy.

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 `bafc-community.co.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

This is a case where the Complainant, having submitted an extremely brief Complaint, has failed to provide any evidence to prove that it has Rights under the Policy, and therefore the Complaint must fail.

The Complainant asserts that the Domain Name `bafc-community.co.uk` used to belong to Birmingham City Football Club Community Department (the "Club"), that the original registration for the Domain Name appears to have lapsed, and that the Domain Name was subsequently registered by the Respondent who previously worked at the Club and built the website that the Domain Name resolves to.

Whilst it may be the case that that the Club itself is able to prove that it holds rights in respect of the name(s) “bcfc” and/or “bcfc-community” (and for the avoidance of doubt I make no finding in that respect), there is nothing before me which demonstrates a sufficient link between the Club and the Complainant such that the Complainant itself holds Rights in either of those names for the purposes of the Policy. Accordingly, there is no basis for finding that the Domain Name is an Abusive Registration.

## **8. Decision**

I refuse the Complainant’s application for a summary decision. The domain name registration will therefore remain with the Respondent.

Signed:Ravi Mohindra

Dated: 7 September 2018