

State of Vermont Office of the Secretary of State

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James C. Condos, Secretary of State Brian H. Leven, Deputy Secretary

August 8, 2013

Internet Corporation of Assigned Names and Numbers ATTN: Jamie Hedlund 1101 New York Ave, NW Washington, DC 20005

Subject: Concern over restrictions on the Top Level Domains ".INC", ".LLC", ".CORP", and ".LLP"

Mr. Hedlund,

This letter confirms that The Vermont Secretary of State's Office is charged with registering businesses in the State of Vermont. In addition, my office monitors the position of good standing each of these businesses maintains and their overall right to conduct business transactions or commerce within the United States. I also serve on the Business Services Committee of the National Association of Secretary of States of which a great deal of focus is placed on concerns related to fraudulent business registration, beneficial ownership, and the protection against business identity theft in the United States.

It is my understanding that the Internet Corporation for Assigned Names and Numbers ("ICANN") is in the process of reviewing applications that refer to the business entity designations of INC, LLC, LLP and CORP and that the GAC has issued specific advice related to the issuance of these strings. With the growing national concern related to fraudulent business registration, business identity theft, and online consumer protection this office believes that the Beijing Communique should not be taken lightly and that these strings should only be issued under a community designation in order to ensure the long-term integrity of the extensions. We would encourage ICANN to not only select an applicant that shows sufficient merit to monitor the issuance and maintenance of these extensions, but additionally consider the policies contained within each application and how well the applicant demonstrates their ability to comply with the GAC advise.

It is essential that specific protection mechanisms and registration policies be in place to protect the community of US registered businesses. Many of my colleagues have previously submitted letters to ICANN in relation to our concerns over the issuance of these strings in a non-restricted format. Please consider our appeal requesting that the strings of INC, LLC, LLP, and CORP only be issued to an applicant restricting the use of the extension to registered businesses in the United States which can be verified through the applicable registering body.

Sincerely,

Secretary of State

VERMONT



Resolution of Recommendation to the International Corporation of Assigned Names and Numbers (ICANN) for Issuance of Corporate Internet Extensions

WHEREAS, the National Association of Secretaries of State (NASS) is an organization whose members include Secretaries of State and Lieutenant Governors of the 50 U.S. states and territories; and

WHEREAS, the majority of members are responsible for the administrative oversight of business entity registration processes in their respective states; and

WHEREAS, the International Corporation of Assigned Names and Numbers (ICANN) is in the process of awarding new Internet extensions that include business entity endings, including .INC, .LLC. .LLP and .CORP; and

WHEREAS, NASS and its members have followed this process closely and have expressed concerns regarding the potentially negative impacts of issuing generic gTLDs as corporate extensions, which we believe do not have enforceable safeguards to protect against misuse and could ultimately have a harmful effect on entities that are legally registered in the U.S.; and

WHEREAS, NASS and many of its members have previously expressed in numerous letters to ICANN that these extensions may be unnecessary and irresponsible, but if allowed, should only be awarded to entities that are appropriately registered and in good-standing with Secretary of State or other state filing offices of jurisdiction; and

WHEREAS, there is a growing national concern relating to fraudulent business registration, business identity theft, online consumer protection and consumer confusion; and

WHEREAS, if these extensions were to be awarded without enforceable safeguards, it could allow anyone to operate a .INC, .LLC, .LLP or .CORP website, regardless of their actual business registration status/entity type; and

WHEREAS, the Government Advisory Committee to ICANN has issued advice in regards to the necessity of safeguards and restrictions on these particular Internet extensions and we believe these safeguards and restrictions are only enforceable in the community application process;

NOW, THEREFORE, BE IT RESOLVED THAT the National Association of Secretaries of State (NASS) recommends that if these extensions are approved, then ICANN should adopt the GAC recommendations and award the .INC, .LLC, .LLP and .CORP extensions with appropriate safeguards and restrictions designed to protect the U.S. business community and consumers.

Adopted the 21st day of July, 2013 in Anchorage, AK

EXPIRES: Summer 2018



(334) 242-7200 FAX (334) 242-4993

WWW.SOS.ALABAMA.GOV

June 25, 2013

Internet Corporation of Assigned Names and Numbers 12025 Waterfront Drive, Suite 300 Los Angeles, CA 90094-2536

To Whom It May Concern:

This letter advises that the Office of the Secretary of State of Alabama is charged with overseeing the process for the formation of corporations, limited liability companies (LLC's), non-profit entities, and several other types of business entities. The office is also charged with the maintenance of Alabama's database relating to those business entities. The businesses registered with this office are members of the larger community of corporations authorized to conduct business in the United States.

We understand that the Internet Corporation for Assigned Names and Numbers (ICANN) will be accepting applications for new web extensions this year. This office has been informed that companies such as DOT Registry, LLC, will be applying for the strings, ".INC" and ".LLC" with restrictions that are intended to protect U.S. companies and consumers that are registered with the Secretary of State. With growing national concern about fraudulent business registration, business identity theft, and online consumer protection, this office believes that these strings should only be issued under a community designation in order to protect both the members of this community and consumers at large.

Our office believes that specific restrictions and policies must be in place to protect the community of U.S. Registered Businesses and to ensure that these extensions are only representative of members of their respective communities as verified through their respective Secretary of State's Office.

Sincerely,

Beth Chapman Secretary of State



State of North Carolina Department of the Secretary of State

ELAINE F. MARSHALL SECRETARY OF STATE

May 3, 2013

Internet Corporation of Assigned Names and Numbers 12025 Waterfront Drive Suite 300 Los Angeles, California 90094-2536

Subject:

Letter of support for the Restricted Use of the Top Level Domains,".INC",

".LLC", ".CORP", and ".LLP"

Ladies and Gentlemen:

This letter confirms that The North Carolina Secretary of States Office is charged with registering businesses in the State of North Carolina. In addition my office monitors the position of good standing each of these businesses maintains and their overall right to conduct business transactions or commerce within the United States. The companies registered with this office are members of the larger community of registered US Businesses which can be further divided into the following designations: The Community of Registered Corporations, The Community of Registered Limited Liability Companies, and the Community of Limited Liability Partnerships.

We understand that the Internet Corporation for Assigned Names and Numbers ("ICANN") is in the process of reviewing applications that refer to the business entity designations of INC, LLC, LLP and CORP. This office has been informed that DOT Registry, LLC has submitted community applications for these strings, with restrictions that are intended to protect U.S. companies that are registered with the Secretary of State. With the growing national concern related to fraudulent business registration, business identity theft, and online consumer protection this office believes that these strings should only be issued under a community designation in order to protect both the members of this community and consumers at large.

Our office believes that specific restrictions and policies must be in place to protect the community of US Registered Businesses and to ensure that these extensions are only representative of members of their respective communities as verified through their Secretary of State's Office.

Sincerely,

Elaine F. Marshall

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A. Ralph Mollis

Secretary of State State of Rhode Island and Providence Plantations

April 12, 2013

Internet Corporation of Assigned Names and Numbers 12025 Waterfront Drive, Suite 300 Los Angeles, California 90094-2536

Subject: Letter of support for the Restricted Use of the Top Level Domains, ".INC", ".LLC", ".CORP", and ".LLP"

To Whom It May Concern:

This letter confirms that the Office of the Rhode Island Secretary of State is charged with registering businesses in the State of Rhode Island. In addition, this office monitors the position of good standing each of these businesses maintains as well as their overall right to conduct business transactions or commerce within the United States. The companies registered with this office are members of the larger community of registered U.S. Businesses which can be further divided into the following designations: The Community of Registered Corporations, the Community of Registered Limited Liability Companies, and the Community of Limited Liability Partnerships.

We understand that the Internet Corporation for Assigned Names and Numbers (ICANN) is in the process of reviewing applications that refer to the business entity designations of INC, LLC, LLP and CORP. This office has been informed that DOT Registry, LLC has submitted community applications for these strings, with restrictions that are intended to protect U.S. companies that are registered with the Secretary of State. With the growing national concern related to fraudulent business registration, business identity theft, and online consumer protection, this office believes that these strings should only be issued under a community designation in order to protect both the members of this community and consumers at large.

Our office believes that specific restrictions and policies must be in place to protect the community of U. S. Registered Businesses and to ensure that these extensions are only representative of members of their respective communities as verified through their Secretary of State's Office.

A. Ralph Mollis



Capitol Office Room 208 (573) 751-2379

JAMES C. KIRKPATRICK
STATE INFORMATION CENTER
(573) 751-4936

March 28, 2013

Government Advisory Committee
ATTN: Suzanne Radell
Herbert C. Hoover Building (HCHB)
U.S. Department of Commerce
National Telecommunications and Information Administration
1401 Constitution Avenue, N.W.
Washington, DC 20230

Subject: Letter of support for the Restricted Use of the Top Level Domains ".INC." ".LLC," ".CORP," and ".LLP"

Dear Ms. Radell:

The Missouri Secretary of State's Office is charged with overseeing the business formation process for the formation of corporations, limited liability companies, non-profit companies, professional associations, and several other types of business structures, as well as the maintenance of Missouri's database relating to the aforementioned business entities. The businesses registered with this office are members of the larger community of corporations authorized to conduct business in the United States.

We understand that the Internet Corporation for Assigned Names and Numbers ("ICANN") is in the process of reviewing applications that refer to the business entity designations of INC, LLC, LLP and CORP. With the growing national concern related to fraudulent business registration, business identity theft, and online consumer protection, this office believes that these strings should be issued under a community designation of companies that are registered with the Secretary of State or equivalent agency in order to protect both the members of this community and consumers at large.

Our office believes that specific restrictions and policies should be in place to protect the community of U.S. businesses and to ensure that these extensions are representative of members of their respective communities as verified through their Secretary of State's Office. Further, this office does not support the use of the strings, ".INC" and ".LLC" ".CORP", and ".LLP" without restrictions that protect this important community of registered US Businesses.

Our office, along with many of my colleagues, have previously submitted letters to ICANN in relation to our concerns over the issuance of these strings in a non-restricted format. We realize that the internal deadline for GAC consideration is rapidly approaching and appreciate your time in regards to the importance of this issue.

Sincerely.

Jason Kander



OFFICE OF THE SECRETARY OF STATE

ROSS MILLER Socretary of State

March 8, 2013

Internet Corporation of Assigned Names and Numbers 12025 Waterfront Drive, Suite 300 Los Angeles CA 90094-2536

RE: Restricted Use of Domains using .inc, .llc, .corp and .llp

TO WHOM IT MAY CONCERN:

My office is responsible for processing the organizational, amendatory and annual filings for Nevada corporations, limited liability companies, limited partnerships and other statutory business entities. These entities do business as Nevada entities not only in Nevada, but throughout the U.S. and around the world. My office is the second most popular business entity filing jurisdiction in the country, behind Delaware.

Fraudulent use of corporate entities, business identity theft and consumer protection are of growing concern to me, as is the potential of abuse by those offering online services. The free and unregulated issuance of names using these extensions is also a concern because of possible confusion or deception caused by entities that are not properly registered in my office.

It is my understanding that DOT Registry, LLC has applied to you for the use of the domain names with these extensions. I believe that restrictions and policies must be crafted not only to protect Nevada and U.S. entities, but also the consumers utilizing the associated web sites. I also understand that DOT Registry, LLC's application may include provisions protecting entities on file with my office, other Secretaries of State and state filing offices. Regardless of the applicant, such restrictions and protections must be in place.

I remain available if I can be of further assistance.

Respectfully,

ROSS MILLER Secretary of State

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STATE OF DELAWARE DEPARTMENT OF STATE

JEFFREY W. BULLOCK SECRETARY OF STATE

March 5, 2013

Heather Dryden Governmental Advisory Committee Attn: GAC Secretariat ICANN 12025 Waterfront Drive #300 Los Angeles, CA 90094

Suzanne Radell
Senior Policy Advisor
National Telecommunications and Information Administration (NTIA)
Department of Commerce
1401 Constitution Ave. NW
Washington, DC 20230
SRadell@ntia.doc.gov

Dear Ms. Dryden and Ms. Radell:

As Delaware's Secretary of State, I administer the State's company registry, and am responsible for protecting the integrity of Delaware's legal entity registration system. Nearly one million legal entities such as corporations and limited liability companies (LLC) are organized in the United States under the laws of the State of Delaware.

The State of Delaware is the legal domicile of 64% of Fortune 500 companies, 55% of the firms listed on the two major U.S. stock exchanges, and 80% of new initial public offerings in the United States. Delaware is also the legal home to many of America's largest private-held and non-profit companies and hundreds of thousands of subsidiaries and affiliates of major companies in North America and around the world.

In March of 2012, I imparted my concerns about ICANN's application review process for generic Top Level Domain (gTLDs) name extensions defined by state and provincial registries as "company endings". Such company endings include, but are not limited to, ".INC", ".CORP", ".LLP", ".LTD", ".GMBH", ".COMPANY" and "LLC". At that time, I joined a chorus of federal and state officials in the United States who had urged ICANN to proceed cautiously and deliberately in any approvals of new gTLDs. Delaware's view is that the granting of such name extensions creates a number of public policy issues and concerns – not the least of which is increasing the potential for fraud and abuse.

Since expressing my initial concerns, I have followed the application and early warning process closely. More recently, I've learned of ICANN's new "Public Interest Commitments" (PIC) process and its associated "Public Interest Commitment Dispute Resolution Process" (PICDRS). Having the benefit of ICANN's response to my initial concerns and having reviewed the applications that have been submitted, I have no confidence that ICANN is interested in or capable of putting a system of clear and transparent enforcement mechanisms in place to ensure that "company endings" are not used for fraudulent or misleading purposes.

The responses I have received from ICANN and others have failed to acknowledge in any way the complex public policy questions raised by allowing gTLDs that use company endings. Instead, the responses have focused entirely on the process for filing objections to applications. The singular focus on an approval process rather than recognizing the serious policy implications associated with its granting of certain gTLDs calls into question whether ICANN is capable of evaluating, instituting and enforcing meaningful measures to protect consumers and legitimate legal entities from fraud and abuse.

Over 30 applications were submitted for various company endings, and while some of the applications include a proposed verification process, many do not. Only one applicant sought any input whatsoever from the affected community in my state and nationally. So it is no surprise that applicants that did propose a verification system failed to propose systems with enforceable mechanisms for safeguarding consumers, the public at large, state regulators, and the Internet itself from the types of fraud and abuse that are likely to occur in the absence of specific safeguards.

At this stage of the gTLDs process, I continue to believe that the public is best served if these company endings are not made available for use. I do not see an overriding public policy purpose or strong business case for ICANN to make them available – especially when hundreds of additional gTLDs are soon to become available.

It is also clear to me that any enforcement mechanism administered through ICANN is unlikely to provide the appropriate level of ongoing enforcement over the use of these sensitive gTLDs. The new PICDRS process, while no doubt well-intentioned, requires constant vigilance by the impacted community of company registrars. Not awarding these gTLDs is the preferred alternative. However, if such gTLDs are to be awarded and if there is going to be an effective and real-time enforcement mechanism, it must originate from the community with the greatest interest — namely, the company registrar

community represented in North America by organizations such as the International Association of Commercial Administrators (IACA) and the National Association of Secretaries of States (NASS) or in the case of non-U.S. endings such as .GMBH and .LTD with similar registrar communities elsewhere.

I am pleased to share these concerns and recommendations with you and I would welcome the opportunity to discuss them in greater detail. I am hoping that the GAC may be the appropriate vehicle for blocking the award of such gTLDs and assuring that adequate protections for consumers and businesses are put in place. If you have any questions, please contact me or Richard J. Geisenberger, Chief Deputy Secretary of State, at 302-739-4111. Thank you for your consideration.

Sincerely,

Jeffrey W. Bullock Secretary of State

U.S. Senator Thomas R. Carper

U.S. Senator Christopher A. Coons

U.S. Congressman John C. Carney, Jr.

Richard J. Geisenberger, Chief Deputy Secretary of State

Leslie Reynolds, Executive Director, NASS

ALVIN A. JAEGER SECRETARY OF STATE

HOME PAGE www.nd.gov/sos



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March 4, 2013

Jamie Hedlund Vice President Stakeholder Engagement Internet Corporation for Assigned Names and Numbers 12025 Waterfront Drive Suite 300 Los Angeles CA 90094-2536

Dear Mr. Hedlund,

I appreciate your speaking at the recent NASS conference in Washington DC. As a follow up to your presentation, I am taking this opportunity to reiterate the concerns that I expressed last year.

As I understand it, ICANN is now in the process of reviewing applications that have been submitted regarding top level domain names that use extensions such as .INC, .LLP, and .CORP.

Therefore, I have enclosed a letter that I wrote in March 2012, in which I shared my concerns related to the use of the proposed domain name extensions. My reservations remain the same and I hope they will be considered by ICANN when deciding to aware any contractual agreement and that it contain sufficient community restrictions as to who is allowed to use these domain extensions.

Sincerely

Al Jáegér

HOME PAGE www.nd.gov/sos



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E-MAIL sos@nd.gov

March 23, 2012

Internet Corporation for Assigned Names and Numbers 1101 New York Avenue NW Suite 930 Washington DC 20005

To Whom It May Concern:

As the Secretary of State, I have the administrative oversight of various business entity registrations filed in my state.

It is my understanding that your organization (ICANN) is now accepting applications for a new expanded top level domain name program. I have learned that extensions such as .INC, .LLC, .LLP, and .CORP may be under consideration and that is of significant concern to me.

If ICANN considers approving these extensions, I respectfully request that they be approved and awarded to a company that has submitted an application that includes restrictions they will abide by, which would provide all of the possible protection for legitimate businesses and consumers from confusion or fraud.

All of these mentioned extensions are recognized under North Dakota state law as a means of identifying various types of business entities that are legally filed with my office. Therefore, it is important to ensure that the website domain name being considered for a business entity is only extended to a business entity that has a corresponding legal registration identified with that domain name. These business entities, with their registration, have lawfully earned the right to use these entity identifiers. That right should not be infringed about by any company or individual that has not obtained the legal use of them through the registration process in one of the states.

Therefore, along with my fellow members of the National Association of Secretaries of State (NASS), I am of the opinion that these extension identifiers should only be extended to entities in their respective states that are legally and appropriately registered with the Secretary of State, or the equivalent state agency.

During the past several months, the NASS Business Services Committee (of which I am a member) has been considering the proposed ICANN program and has been reviewing the potential impact these new extensions would have on existing businesses and new businesses registering with the various states.

As one member of the committee, I believe it is fundamental that NASS be consulted by companies such as DOT Registry or any other applicants regarding policy related to the registering and identifying of businesses as this expanded program is considered by ICANN. And, if ICANN approves these extensions, the successful recipient will agree to extend the new extensions only to a "community" of businesses appropriately and legally registered in one of the various states.

Without having appropriate restrictions in place, I would strongly oppose approving these extensions and awarding them to any company.

Sincerely,

State of Tennessee



The Secretary of State
State Capitol
Nashville, Tennessee 37243-0305

Tre Hargett Secretary of State

615-741-2819 Tre.Hargett@tn.gov

February 22, 2013

Internet Corporation of Assigned Names and Numbers 12025 Waterfront Drive Suite 300 Los Angeles, CA 90094-2536

Subject:

Letter of Support for the Restricted Use of the Top Level

Domains, ".INC", ".LLC", ".CORP", and ".LLP"

To Whom It May Concern,

This letter confirms that the Tennessee Secretary of State's Office is charged with registering businesses in the State of Tennessee. In addition, my office monitors the position of good standing each of these businesses maintains and their overall right to conduct business transactions or commerce within the United States. The companies registered with this office are members of the larger community of registered U.S. Businesses, which can be further divided into the following designations: The Community of Registered Corporations, the Community of Registered Limited Liability Companies and the Community of Limited Liability Partnerships.

We understand that the Internet Corporation for Assigned Names and Numbers ("ICANN") is in the process of reviewing applications that refer to the business entity designations of INC, LLC, LLP and CORP. This office has been informed that DOT Registry, LLC has submitted community applications for these strings with restrictions that are intended to protect U.S. companies that are registered with the Secretary of State. With growing national concern about fraudulent business registration, business identity theft, and online consumer protection, this office believes that these strings should only be issued under a community designation in order to protect both the members of this community and consumers at large.

Our office believes that specific restrictions and policies must be in place to protect the community of U.S. Registered Businesses and to ensure that these extensions are only representative of members of their respective communities as verified through their respective Secretary of State's Office.

Sincerely,

Tre Hargett



STATE OF MINNESOTA

Office of the Minnesota Secretary of State Mark Ritchie

February 13, 2013

Internet Corporation of Assigned Names and Numbers 12025 Waterfront Drive, Suite 300 Los Angeles, California 90094-2536

Subject: Letter of support for the Restricted Use of the Top Level Domains,".INC", ".LLC", ".CORP", and ".LLP"

To Whom this May Concern:

This letter confirms that The Office of the Minnesota Secretary of State is charged with registering businesses in the State of Minnesota. In addition, my office monitors the position of good standing each of these businesses maintains and their overall right to conduct business transactions or commerce within the United States. The companies registered with this office are members of the larger community of registered U.S. Businesses which can be further divided into the following designations: The Community of Registered Corporations, The Community of Registered Limited Liability Companies, and the Community of Limited Liability Partnerships.

We understand that the Internet Corporation for Assigned Names and Numbers ("ICANN") is in the process of reviewing applications that refer to the business entity designations of INC, LLC, LLP and CORP. This office has been informed that DOT Registry, LLC has submitted community applications for these strings, with restrictions that are intended to protect U.S. companies that are registered with the Secretary of State. With the growing national concern related to fraudulent business registration, business identity theft, and online consumer protection, this office believes that these strings should only be issued under a community designation in order to protect both the members of this community and consumers at large.

Our office believes that specific restrictions and policies must be in place to protect the community of U.S. Registered Businesses and to ensure that these extensions are only representative of members of their respective communities as verified through their Secretary of States Office.

MARK RITCHIE Secretary of State



CAPITOL OFFICE ROOM 208 (573) 751-2379

JAMES C. KIRKPATRICK STATE INFORMATION CENTER (573) 751-4936

February 5, 2013

Internet Corporation of Assigned Names and Numbers 12025 Waterfront Drive Suite 300 Los Angeles, California 90094-2536

Subject:

Letter of support for the Restricted Use of the Top Level Domains, ".INC" and ".LLC"

".CORP", and ".LLP"

To Whom It May Concern:

The Missouri Secretary of State's Office is charged with overseeing the business formation process for the formation of corporations, limited liability companies, non-profit companies, professional associations, and several other types of business structures, as well as the maintenance of Missouri's database relating to the aforementioned business entities. The businesses registered with this office are members of the larger community of corporations authorized to conduct business in the United States.

We understand that the Internet Corporation for Assigned Names and Numbers ("ICANN") is in the process of reviewing applications that refer to the business entity designations of INC, LLC, LLP and CORP. With the growing national concern related to fraudulent business registration, business identity theft, and online consumer protection, this office believes that these strings should be issued under a community designation of companies that are registered with the Secretary of State or equivalent agency in order to protect both the members of this community and consumers at large.

Our office believes that specific restrictions and policies should be in place to protect the community of U.S. businesses and to ensure that these extensions are representative of members of their respective communities as verified through their Secretary of State's Office. Further, this office does not support the use of the strings, ".INC" and ".LLC" ".CORP", and ".LLP" without restrictions that protect this important community of registered US Businesses.

Sincerely,

Jason Kander