

## GAC Early Warning – Submittal\_ Ram-IN-15880

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<b>Application ID:</b>	<b>1-2055-15880</b>
<b>Entity/Applicant Name:</b>	Chrysler Group LLC.
<b>String:</b>	ram
<b>Early Warning Issue Date:</b>	20 November 2012

### **Early Warning Description – This will be posted publicly:**

Chrysler Group LLC is seeking to have exclusive use of the gTLD 'ram'. RAM is a Deity worshiped in India and recognized globally as a widely worshiped God/Lord.

### **Reason/Rationale for the Warning – This will be posted publicly:**

Ram is a deity worshipped in India, in the Hindu religion, with a large following. Ram is worshipped as a Hindu God and is the hero of one of the great epics of the country (India) – Ramayana – which is a globally famous work.

Under Indian Trade Mark Act Section 9(2) clearly mentions that a mark shall not be registered if it contains or comprises of any matter likely to hurt the religion susceptibilities of any class or section of the citizens of India.

As a result, and based on the provisions of the Indian Trade Mark Act, we believe that the gTLD string "ram" should be set aside by ICANN.

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### **Possible Remediation steps for Applicant – This will be posted publicly:**

1. The applicant should show how they will alleviate the religious and social issues that might arise from either the exclusive control of the name of an important deity by a corporation.
2. The applicant should demonstrate how they will ensure that names in the “.ram” gtld will not be abused by registrants, and will remain sensitive to the religious issues in the Hindu religion.

### **Further Notes from GAC Member(s) (Optional) – This will be posted publicly:**

## **INFORMATION FOR APPLICANTS**

### **About GAC Early Warning**

The GAC Early Warning is a notice only. It is not a formal objection, nor does it directly lead to a process that can result in rejection of the application. However, a GAC Early Warning should be taken seriously as it raises the likelihood that the application could be the subject of GAC Advice on New gTLDs or of a formal objection at a later stage in the process. Refer to section 1.1.2.4 of the Applicant Guidebook

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(<http://newgtlds.icann.org/en/applicants/agb>) for more information on GAC Early Warning.

### **Instructions if you receive the Early Warning**

ICANN strongly encourages you work with relevant parties as soon as possible to address the concerns voiced in the GAC Early Warning.

#### **Asking questions about your GAC Early Warning**

If you have questions or need clarification about your GAC Early Warning, please contact [gacearlywarning@gac.icann.org](mailto:gacearlywarning@gac.icann.org). As highlighted above, ICANN strongly encourages you to contact [gacearlywarning@gac.icann.org](mailto:gacearlywarning@gac.icann.org) as soon as practicable regarding the issues identified in the Early Warning.

#### **Continuing with your application**

If you choose to continue with the application, then the “Applicant’s Response” section below should be completed. In this section, you should notify the GAC of intended actions, including the expected completion date. This completed form should then be sent to [gacearlywarning@gac.icann.org](mailto:gacearlywarning@gac.icann.org). If your remediation steps involve submitting requests for changes to your application, see the change request process at <http://newgtlds.icann.org/en/applicants/customer-service/change-requests>.

In the absence of a response, ICANN will continue to process the application as submitted.

#### **Withdrawing your application**

If you choose to withdraw your application within the 21-day window to be eligible for a refund of 80% of the evaluation fee (USD 148,000), please follow the withdrawal process published at <http://newgtlds.icann.org/en/applicants/customer-service/withdrawal-refund>. Note that an application can still be withdrawn after the 21-day time period; however, the available refund amount is reduced. See section 1.5 of the Applicant Guidebook.

**For questions please contact: [gacearlywarning@gac.icann.org](mailto:gacearlywarning@gac.icann.org)**

#### **Applicant Response:**

