

27 January 2019

Ms. Manal Ismail
Chair, Governmental Advisory Committee

Re: Reconsideration Request filed by Amazon Cooperation Treaty Organization

Dear Chair Ismail,

This is to provide the Governmental Advisory Committee an update on the Reconsideration Request filed by an intergovernmental treaty organization, the Amazon Cooperation Treaty Organization (ACTO) regarding the Amazon Corporation's .AMAZON and related IDN new gTLD applications (Request 18-10). As you know, in Request 18-10, ACTO stated that the Board relied on inaccurate information when it adopted Resolution 2018.10.25.18, and that the Resolution contravenes ICANN organization's commitments and core values established in the Bylaws. ACTO asked the Board to cancel Resolution 2018.10.25.18 and restore the "Will Not Proceed" status to the .AMAZON applications.

The Board Accountability Mechanisms Committee (BAMC) carefully considered the merits of Request 18-10 and all relevant materials and, on 21 December 2018, recommended that Request 18-10 be denied because when the Board adopted Resolution 2018.10.25.18 it did so based on accurate and complete information, and because the Board's adoption of the Resolution was consistent with ICANN's commitments and core values.

The Board considered Request 18-10 at its meeting on 16 January 2019, and adopted the BAMC's recommendation. The Board reiterated that Resolution 2018.10.25.18 was taken with the clear intention to grant the ICANN President and CEO the authority to progress the facilitation process between the ACTO member states and the Amazon corporation with the goal of helping the involved parties reach a mutually agreed solution, but in the event they are unable to do so, the Board resolved that it will make a decision at ICANN64 on the next steps regarding the potential delegation of .AMAZON and related top-level domains. The Board further indicated that it encourages a high level of communication between the ICANN President and CEO and the relevant stakeholders, including the representatives of the Amazonian countries and the Amazon corporation, between now and ICANN64, and asked ICANN's President and CEO to provide the Board with updates on the facilitation process between now and its meeting at ICANN64.

For your reference, Reconsideration Request 18-10 and the BAMC's recommendation can be found at <https://www.icann.org/resources/pages/reconsideration-18-10-act-request-2018-11-29-en>. The Board's action on Reconsideration Request 18-10 can be found at <https://www.icann.org/resources/board-material/resolutions-2019-01-16-en#2>.

Let me assure you that the Board and I consider this recent turn of events to be truly unfortunate. We sincerely hope that we can put any misunderstanding between ACTO and ourselves behind us and move forward together in a constructive and positive manner that enables all parties to come to a mutually agreeable solution.

Sincerely,



Göran Marby
President and Chief Executive Officer
Internet Corporation for Assigned Names and Numbers (ICANN)