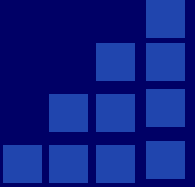




Emerging issues in the domain name dispute practice

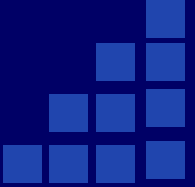
The presentation by Mariya Malysheva, TCI
BAKU, September 2014



Domain name disputes guidebook

(The Decree of the Presidium of the Court for Intellectual Property
March 28, 2014 #SP-21/4)

- Violation of intellectual property rights:
 - actual use of the domain name
 - domain name registration
- Claims for damages may be made against
 - registrant (domain name owner/holder)
 - person/entity, who really using the domain name

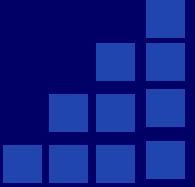


Current version:

The lack of guilt of the offender does not exempt him from the obligation to stop the violation of intellectual property rights, as well as does not preclude the application of measures to protect such rights against him

Changes that will come into force 01 October 2014:

Penalties for violation of intellectual property rights shall apply if there is guilt of the offender



Current version:

Claims to stop doing an illegal or damaging action are made against the infringer of intellectual property rights

**Changes that will come into force
01 October 2014:**

Claims to stop doing an illegal or damaging action may be made against the entity who can stop it



Questions?

Drop 'em at:

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