

UA-DRP in Action

“catch me if you can”

Challenges for domain disputes

- Establishing defendant



- Jurisdictional issues



- Time-consuming court process



- IP court expertise



- Interim injunctions/freezing order



- Additional burden on the requestor



UA-DRP

- 2 days for verification and freezing of the domain



1e

- 20 days for submission of the response



- 5 days for appointment of the Panel



- 14 days for issuance of the decision



- Ex-parte proceedings



- Relief:

- Transfer, for second level domains in .UA is available for holders of UA registered mark
- Cancellation

OPPO.UA

IR No. 1259578 et al.

oppo

Class 09: Computers; electronic pocket translators; video disc players; power amplifiers; cabinets for loudspeakers; speech aid apparatus; telephone apparatus; incoming call displays; television apparatus;.....

Class 35: Online advertising services on computer networks; product display on communication media for retail purpose; sale promotions for others; online and offline shop retail services for portable mobile communication devices and consumer electronic products, and software and accessories therefor; online merchandise display services.

vs.

UA Reg. no. 201789

OPPO

Class 45: Legal services; security services for the physical protection of tangible property and individuals; personal and social services rendered by others to meet the needs of individuals.



F I N D X

F I N D M O R E



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OPPO Pte. Ltd. v. Private Registration / Alexander Leonidovich Shirkov Case No. DUA2019-0001

- Confusing similarity with the registered mark
- No rights or legitimate interest
- Use in bad faith

“it appears likely to the Panel that the Respondent has applied for and has registered its trademark in attempt to secure for himself trademark rights in the term “Oppo” and thus to legitimize his ownership of the disputed domain name and circumvent the application of the .UA Policy, while being well aware of the Complainant, its goodwill in its trademark and its established position on the international markets. In this situation, the Panel is not prepared to accept that the Respondent’s trademark nor the conduct of the Respondent gives rise to rights or legitimate interests of the Respondent in the disputed domain name under the .UA Policy.”

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