

DOCUMENTARY INFORMATION DISCLOSURE POLICY (DIDP) REQUEST

The Articles of Incorporation of the Internet Corporation for Assigned Names and Numbers (ICANN), article 4, require ICANN to act through “open and transparent processes.” ICANN is required by its corporate Bylaws to use “open and transparent policy development mechanisms” (Bylaws, article I, section 2(7)) and to “operate to the maximum extent feasible in an open and transparent manner” (Bylaws, article III, section 1 (1)).

To meet these obligations, ICANN has established a Documentary Information Disclosure Policy (DIDP) requiring it to “ensure that information contained in documents concerning ICANN’s operational activities is made available to the public unless there is a compelling reason for confidentiality.”

As an elected member of the Generic Names Supporting Organization (GNSO) Council I am charged with “managing the policy development process of the GNSO” (Bylaws, article X, section 3(4)). The GNSO Review is of particular concern to myself and to those I represent in the Non-commercial Stakeholders Group (NCSG). Personally and collectively we have been troubled by the quality, or lack thereof, of work on this Review done by the retained independent contractor Westlake Governance Limited of Wellington, New Zealand (New Zealand company registration number 4692779). In order to properly discharge my duties as a GNSO Counselor representing the NCSG I am in need of further information concerning ICANN’s relationship with Westlake Governance.

I note that under the terms of the DIDP ICANN is required to supply “information not already publicly available” to any member of the public so requesting said information. “To the extent feasible” ICANN is required to provide this information to the requestor no later than 30 days from receipt of the request.

As such I, in my capacity as a member of the GNSO Council, respectfully request that the following documentary information be provided to me without delay:

1. A copy of the contract entered into between ICANN and Westlake Governance Limited retaining Westlake to conduct a review of the Generic Names Supporting Organization;
2. All documentation, reports, memos, analysis, correspondence, preparatory documents or any other information type not heretofore specified, both internal and external to ICANN and in its possession, in any and all formats, form and media, regarding instructions by ICANN (staff, corporate and community) to Westlake, and responses received from and inquiries made to ICANN by Westlake, concerning the performance and duties of Westlake under the aforementioned contract. Included in this request are all representations made by ICANN (staff, corporate and community) to Westlake, outside of the normal public comment and working group processes that have already been made

public, concerning the Review's scope and methodology, and Westlake Governance's responses thereof;

3. All documentation, reports, memos, analysis, correspondence, preparatory documents or any other information type not heretofore specified, both internal and external to ICANN and in its possession, in any and all formats, form and media, relating to remedies ICANN may have should the performance of Westlake Governance in performing the aforementioned independent review of the GNSO not be considered satisfactory.

Thank you for your assistance in this matter. I look forward to receiving the information requested so that I can better discharge my duties as a GNSO Counselor.

Respectfully submitted on the 5th day of July 2015,

Edward Morris

NCSG / NCUC / GNSO Council

Contact Information Redacted

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