

DISPUTE RESOLUTION SERVICE

DRS 9095

Decision of Independent Expert (Summary Decision)

(1) PPG Industries, Inc
 (2) PPG Industries Ohio, Inc
 (3) PPG Coatings Nederland BV (formerly Sigmakalon Deco
 Nederland BV)

and

Promain UK Limited

1 The Parties

Lead Complainant:	PPG Industries, Inc
Address:	One PPG Place Pittsburgh
Postcode:	PA
Country:	USA

Other Complainants:	PPG Industries Ohio, Inc PPG Coatings Nederland BV (formerly Sigmakalon Deco Nederland BV)
---------------------	---

Respondent:	Promain UK Limited
Address:	1 North End Bury Mead Road Hitchin Hertfordshire
Postcode:	SG5 1RT
Country:	UK

2 The Domain Name

sigmapaint.co.uk

3 Notification of Complaint

I hereby certify that I am satisfied that Nominet has sent the complaint to the respondent in accordance with paragraphs 2 and 4 of the Procedure.

Yes No

4 Rights

The complainant has, to my reasonable satisfaction, shown Rights in respect of a name or mark which is identical or similar to the Domain name.

Yes No

5 Abusive Registration

The complainant has, to my reasonable satisfaction, shown that the Domain name *sigmapaint.co.uk* is an Abusive Registration

Yes No

6 Other Factors

I am satisfied that no other factors apply which would make a summary decision unconscionable in all the circumstances

Yes No

7 Comments (optional)

Even if the Respondent is using the Domain Name solely to identify the Complainant's products sold by it, which is far from clear, it would still fall foul of the Appeal Panel decision in DRS 00248 (*seiko-shop.co.uk*).

8 Decision

The Domain Name be transferred to the Complainant.

Signed: David Engel

Dated: 28 October 2010