

# **DISPUTE RESOLUTION SERVICE**

**D00018314**

## **Decision of Independent Expert (Summary Decision)**

Lakeside Physiotherapy Clinic Ltd

and

Synaptec Solutions Ltd

### **1. The Parties:**

Complainant: Lakeside Physiotherapy Clinic Ltd  
Festival Way  
Stoke-on-Trent  
Staffordshire  
ST1 5PU  
United Kingdom

Respondent: Synaptec Solutions Ltd  
20 Oak Mount Road  
Werrington  
stoke on Trent  
Staffordshire  
ST9 0BZ

### **2. The Domain Name:**

simonecopeland.co.uk  
physioinstoke.co.uk  
martincopeland.co.uk  
lakeside-physiotherapy.co.uk  
physiotherapyinstoke.co.uk

lakesidephysiotherapy.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 section 3 and 6 of the Policy.

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 names lakeside-physiotherapy.co.uk, lakesidephysiotherapy.co.uk, martincopeland.co.uk, physioinstoke.co.uk, physiotherapyinstoke.co.uk and simonecopeland.co.uk are abusive registrations

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**

I have concluded that the Complainant has established rights in relation to the following domain names:

lakeside-physiotherapy.co.uk  
lakesidephysiotherapy.co.uk  
physioinstoke.co.uk  
physiotherapyinstoke.co.uk

The other two domain names, martincopeland.co.uk and

simonecopeland.co.uk, are said to reflect the personal names of two of the directors of the Complainant but neither director has been joined as a complainant in order to assert the relevant rights. The Complaint must therefore fail in respect of these two domain names. This outcome does not prevent the directors filing new DRS complaints in their own names, with appropriate supporting evidence, if they wish to do so.

## **8. Decision**

I grant the Complainant's application for a summary decision in respect of the following domain names:

lakeside-physiotherapy.co.uk  
lakesidephysiotherapy.co.uk  
physioinstoke.co.uk  
physiotherapyinstoke.co.uk

In accordance with section 12 of the Policy, the above four domain name will therefore be transferred to the Complainant.

I refuse the Complainant's application for a summary decision in respect of the domain names martincopeland.co.uk and simonecopeland.co.uk. These two domain name registrations will therefore remain with the Respondent.

Signed: Adam Taylor

Dated: 9 February 2017