

DISPUTE RESOLUTION SERVICE

D00019424

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

Guangdong Galanz Group Co., Ltd.

and

Shaoqiang Hou

1. The Parties:

Complainant: Guangdong Galanz Group Co., Ltd.
No.3 Xingpu Road East
Huangpu Town
Zhongshan City
Guangdong Province
China

Respondent: Shaoqiang Hou
15 easdale place
Newcastle under lyme
ST5 3QQ
United Kingdom

2. The Domain Name:

galanz.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

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

5. Abusive Registration

The Complainant has, to my reasonable satisfaction, shown that the domain name galanz.co.uk is an abusive registration

Yes

6. Other Factors

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

Yes

7. Comments (optional)

Contrary to what is stated in the Complaint the Complainant is not the registered proprietor of the trade mark registrations exhibited to the Complaint; nor is the Complainant the Company with which the Respondent entered into a contract. The trade mark proprietor is Guangdong Galanz Enterprises Co. Ltd. and the company identified in the Legal Letter is identified as Guangdong Galanz Microwave Electrical Appliances Manufacturing Co. Ltd. and while all have addresses in Guangdong, they are not all the same.

However, I have inferred from the following that they are all part of the same group of companies and that the Complainant has a proper basis for making the Complaint:

- (a) the Respondent has not contradicted anything in the Complaint
- (b) the Respondent appears to have ceased use of the Galanz name, both as a company name and for a website connected to the Domain Name,

presumably in response to the Complainant's demands that the terms of the contract between them be adhered to; and
(c) given the identity of the Complainant's representative I think it unlikely that it would have put its name to a falsely based complaint

8. Decision

I grant the Complainant's application for a summary decision. In accordance with section 12 of the Policy, the domain name will therefore be transferred to the Complainant.

Signed: AJT WILLOUGHBY

Dated: November 28, 2017