

Alternative dispute resolution proceeding (ADR)

Accelerated proceeding

DECISION

June 24 2014

CASE NUMBER

767 PF

APPLICANT

Beachbody, LLC (Corp. Reg. No. 95-4717599)
3301 Exposition Blvd, 3rd Floor
Santa Monica
CA 90404
USA

Counsel:

Cozen O'Conner
ATT: Camille M.
130 Fenchurch Street, 9th Floor
Fountain House
London EC3M 5DJ
United Kingdom

DOMAIN HOLDER

Anton B.

MATTER

Alternative dispute resolution proceeding concerning the domain name <p90x.se>.

DECISION

The domain name <p90x.se> shall be transferred to the Applicant Beachbody LLC.

BACKGROUND TO THE DISPUTE

The Applicant Beachbody LLC is holder of several International and Community registrations protecting the trademark P90X in Sweden, granted prior to the registration in August 2013 of the disputed Domain name <p90x.se>, owned by the Domain holder Anton B.

An Application for ADR was filed May 7 2014 by Beachbody LLC, claiming the transfer of the Domain name <p90x.se>.

The Domain holder has not responded. Hence the case shall, so requested by the Applicant, be handled under the regulations of ADR Accelerated proceedings. Thomas Carlén-Wendels was appointed as Arbitrator by .SE.

CLAIMS

The Applicant has requested transfer of the Domain name <p90x.se> to the Applicant. The Domain holder has not responded.

BRIEF FINDINGS OF THE ARBITRATOR

The Applicant has proven that it owns the trademark P90X witch is legally binding in Sweden. The Domain name <p90x.se> is identical to the trademark.

The Applicant has proven that the Domain name was registered and is being used by the Domain holder in bad faith.

Circumstances in support of a right or justified interest to the domain name for the Domain holder, has not been demonstrated.

On behalf of .SE

Thomas Carlén-Wendels