

Alternative dispute resolution proceeding (ADR)

Accelerated proceeding

DECISION
08-08-2013

CASE NUMBER
680 PF

APPLICANT

Tumblr Inc (Corp. Reg. No./Civ. Reg. No. 20-3861078)
35 E 21st Street, 10th Floor
New York, NY 10010
USA

Counsel:

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USA

DOMAIN HOLDER

Patric L S

MATTER

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

DECISION

The domain name <**tumblr.se**> shall be transferred to the Applicant.

BACKGROUND TO THE DISPUTE

The Applicant applied for the transfer of the domain name <tumblr.se> on June 14, 2013. The Applicant has requested that the matter shall be tried by one Arbitrator and that the application shall be determined by ADR Accelerated Proceeding if the Domain Owner does not submit a timely reply. Peter Hedberg has been chosen as Arbitrator by .SE.

The Domain Owner has not replied and it has therefore been decided that the application shall be determined by ADR Accelerate Proceeding.

The Applicant bases its claim on the Community Trademark "TUMBLR", reg. no. 008227209. The Applicant applied for the registration of TUMBLR as Community Trademark in 2009 and the trademark was registered on February 10, 2010.

According to the register of .SE, the domain name <tumblr.se> was registered on October 9, 2010.

CLAIMS

The Applicant demands that the domain name <tumblr.se> shall be transferred to the Applicant.

BRIEF FINDINGS OF THE ARBITRATOR

The Applicant has proven that it holds such entitlement as defined in point 7.2.1 of the Terms and Conditions of Registration through its registration of TUMBLR as Community Trademark which is identical to the domain name.

The Applicant has proven that the domain name was registered or at least 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 have not been demonstrated.

On behalf of .SE

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Peter Hedberg