

DE GAULLE FLEURANCE & ASSOCIÉS

SOCIÉTÉ D'AVOCATS

November 8th, 2017

Network Solution LLC
12808 Gran Bay Parkway
Jacksonville,
Florida 32258

Certified Mail, return notice requested
*Confirmed by email abuse@web.com and
level3@web.com*

**RE : notification letter
domain name <<france.com>>**

Sir:

We are the French counsels of the French State and its tourism official agent, Atout France.

You have been informed of a pending case related to the domain name <<france.com>>, in particular by our letter dated on April 15, 2015 and you have decided to place a temporary lock on this domain name until the resolution of this case as mentioned in your email dated on April 20, 2015.

This letter is to inform you officially, as registrar of the domain name <<france.com>>, that the transfer of such domain name has been ordered by the French courts.

On November 27, 2015 the first-level Civil Court of Paris (TGI de Paris) has rendered a judgement in favor of our clients against the American company France.com Inc., a Florida based company.

By this judgement, the Court:

Orders France.com to transfer the <France.com> domain name to the French State, subject to a penalty of €150 per day of delay following the expiry of a period of two months after service of this decision,

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N° TVA intracommunautaire FR00439534835

This judgement has been confirmed by the Paris's Court of appeal in that it has granted the request for the transfer in favor of the French State. On September 22, 2017, the Paris's Court of appeal considered that the domain name <<france.com>> "allowing to a website dedicated to tourism in France, is detrimental to the designation "France" which constitutes for the French State an element of its identity" (RG n°15/24810).

As a consequence, the Court of appeal of Paris has decided to confirm the judgement of November 27, 2015 by the following terms:

FOR THESE REASONS

Confirm the judgement of 27 November 2015 with the exception where the company France.com Inc. was ordered to transfer to the French State, under a penalty of 150 Euro for each day of delay, and per trademark, following the two month period after the notification of this judgement, the French and community trademarks "France.com" no. 3661596, no.3661598, no.3661602, no. 3661600 no. 3661603 no. 08791873, no. 08791857, no.08791899 and no. 08791923, for the products and services referred to in each of the filings,

Ruling within this limit and adding to it,

Cancel the France.com French trademarks no. 3661596, no. 3661598, no. 3661602, no. 3661600 and no.3661603 filed on 2 July 2009 for all the products and services referred to in each of the filings.

Refer the respondents to provide better concerning the community trademarks numbers 08791873, 08791857, 08791899 and 08791923.

Declare inadmissible the claims for financial penalties made against the French State.

Reject all other claims.

Order the company France.com Inc to pay the costs which shall include the court costs of 19 January 2015.

The Court
Clerk

The Chairperson

Please find attached for your information a copy of the decisions of the Paris's Court of appeal and of the first-level Civil Court of Paris (TGI de Paris).

Notwithstanding the opportunity for the company France.com Inc. to file an appeal before the French Supreme Court ("pourvoi en cassation"), such proceeding has no suspensory effect, the decision of the Paris's court of appeal being enforceable.

The notification of the decision is ongoing.

Yours faithfully,

Jean-François Vilotte / Xavier Près
Attorneys at law

