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**To:** <DNSTransition@ntia.doc.gov>  
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**Subject:** Comments - ICANN

Firstly an enormous THANK YOU to NTIA and the Department of Commerce for opening for PUBLIC comments.!!!

1) ICANN has done a fairly good job of Domain Name oversight.

2) Sadly, ICANN is charged with regulating an entity they are in bed with. Eg, the registrars.

This is not a problem until it comes to enforcement.

3) ICANN is a major contributor to the global spam spew. Why ?

--ROGUE REGISTRARS and ZERO attention to SPAM--.

Rather than crafting a RAA (registrar agreement) that holds registrars accountable, there is nothing preventing:

a) Serial spam registration to the same cyber criminals (over and over and over again)

b) Inattention to attempts to get the registrar to REMOVE spam sites and their associate name servers.

Please, I am on my knees, begging NTIA/ D of C for help here...

One good lawyer could have cleared this up (RAA) but money speaks.

Example: XIN NET:

On Feb 2009, Knujon (major SPAM tracking organization- knujon.com) documented that for the second year in a row,

they lead the 'hall of shame'. Please ref:

<http://www.knujon.com/news.html#02052009E> for details on the over six million spams sponsored by Xin Net back in February.

Knujon went: on to document that \*\*\*83%\*\*\* of all SPAM was clustered in was clustered at only \*\*\*TEN\*\*\* rogue registrars.

ICANN sent notices (slap on wrist) to some of these registrars.

ALAS, Xin Net was not one of them. Additionally, nothing more followed from this (tho the problem has only gotten worse).

More troubling is this paragraph from <http://www.knujon.com/registrars/>:

"

This leaves us with the two holdovers: Xin Net and eNom, Inc.. Neither company responded to this report nor did they take verifiable steps to curb the cited abuses. In the case of Xin Net, their numbers were much worse than Beijing Innovative Networks, but for reasons unknown to us they were not issued a breach notice by ICANN even though we recommended it.

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My personal interpretation is corruption in ICANN, but a more generous interpretation would be incompetence.

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Those of us in the trenches, fighting SPAM on a DAILY basis, could virtually eliminate SPAM.----->

THE PROBLEM IS THE ROGUE REGISTRARS PROTECTED BY ICANN. (my stmt, Dr Bruen far too diplomatic).

The rogue registrars (Xin Net and XIAMEN ENAME are standouts) presently register criminal sites faster than we can hope to take them down. Tremendously exacerbated by the 'secondary' rogue registrars (off the radar) who registrar the sites serving as Name Servers. A tremendous increase from RU here.

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This is an unusual situation. Government has handed control of domains to an 'independent agency'. In many ways, they have done a decent job. But for godsake, get the REGISTRAR ENFORCEMENT back into government hands. EU is fine by me, just make as far independent of the registrars as possible PLEASE..

I like to think there is a realization that the world has gone thru a period (boom/bust) of too little regulation but that change is in the air ?

Even if NTIA/DC does nothing I feel better having vented a small part of my DAILY frustration with an INSANE system. Pls, help us take back the in-box.

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