

|  |  |  |
| --- | --- | --- |
| Dell Inc.  One Dell Way  Round Rock, TX 78682  USA  **(Complainant)**  v.    Tagoon Prappre  c/o Epidemiology Unit  6th Floor Administrate Bldg Faculty of Medicine. PSU  Hat yai  Songkhla  90110  TH  **(Respondent)** | )  )  )  )  )  )  )  )  )  )  )  )  )  )  )  )  )  ) | **Domain Name In Dispute:**  **alienwarestation.com**  **Case Number:**  FA1609001695557 |

**RESPONSE**

1. Respondent received a Written Notice of Complaint and Commencement of Administrative Proceeding on September 27, 2016. The Notification stated that Complainant had submitted a Complaint for decision in accordance with the Uniform Domain Name Dispute Resolution Policy, adopted by the Internet Corporation for Assigned Names and Numbers (ICANN) on August 26, 1999 and approved by ICANN on October 24, 1999 (“UDRP” or “Policy”), and the Rules for Uniform Domain Name Dispute Resolution Policy (“Rules”), effective July 31, 2015, and the Forum Supplemental Rules (“Supp. Rules”), effective July 31, 2015. Rule 4.

2. **RESPONDENT INFORMATION**

a. Name: Tagoon Prappre

b. Address: 6th Floor Administrative Bldg, Faulty of Medicine. PSU

Hat Yai, Songkhla, 90110 TH

c. Telephone: +66 935761099

d. Fax: -

e. E-Mail: t.prappre@outlook.com

3. **RESPONDENT AUTHORIZED REPRESENTATIVE, IF ANY**

Not applicable

UDRP Rule 5(b)(ii).

Respondent’s preferred contact person for correspondence relating to this case:

a. Contact Name(s): Tagoon Prappre

b. Contact Emails(s): t.prappre@outlook.com

Rule 5(b)(iii).

I apologize for my mistake about the Domain name issue with Dell Inc. I was under the impression that I had permission to use images from alienware.com and was trying to create an online base from which I could sell on behalf of Dell. I was unaware of the domain restrictions to authorized resellers. Upon receiving this notice, I will delete all files from Host and repeal using the same Domain name immediately.

The Respondent chooses to have this dispute heard before a (check one):

*\_√\_ single-member administrative panel; \_\_\_\_ three-member administrative panel].*

Rule 5(b)(iv).

4. **RESPONSE TO FACTUAL AND LEGAL ALLEGATIONS MADE IN COMPLAINT**

This Response specifically responds to the statements and allegations contained in the Complaint and includes any and all bases for the Respondent to retain registration and use of the disputed domain name. Rule 5(b)(i).

a. I apologize for my mistake regarding the registered domain name being similar to the complainant’s ALIENWARE Mark. I was unaware of this issue and appreciate you informing me about it.

b. According to the meeting between Dell Corporation (Thailand)’s representative and I in August, the conversations was about to be an authorized to sell “Alienware” products by Dell Corporation (Thailand) and the same had been in progress.

1. I had a discussion in August with Thailand’s Dell Corp through Dell chat (Exhibit A) in which we discussed my authorization to sell ‘Alienware’ products by Dell Corp (Thailand). As you can see from the transcript, I explicitly asked for permission from Dell to use product pictures from www.alienware.com
2. I was unaware of the domain restriction to authorized resellers and was planning my approach as reseller once I officially joined Dell as an authorized dealer.

c.I have registered this domain name in good faith.

1. There was no intention of using Alienware Marks to host a website without the permission of Dell which I thought I received from the dell representative (see above). The website was created as a prototype and has since been deleted.
2. As I was under the impression I was allowed to use the images, there is absolutely no intention of bad faith. I have no desire to create confusion as I am in the process of becoming as authorized seller for Dell.
3. I would like to reiterate that there was no intention for any commercial gain through generating confusion. My intent is to be a successful seller for Dell. It is clear I was overly ambition in creating this website in preparation prior to official authorization as a seller.

5. **OTHER LEGAL PROCEEDINGS**

None

6. **RESPONSE TRANSMISSION**

I agree to comply with the complainant’s request and will issue transfer or delete this domain name immediately.

7. **CERTIFICATION**

Respondent certifies that the information contained in this Response is to the best of Respondent’s knowledge complete and accurate, that this Response is not being presented for any improper purpose, such as to harass, and that the assertions in this Response are warranted under these Rules and under applicable law, as it now exists or as it may be extended by a good-faith and reasonable argument.

Respectfully Submitted,

/s/ Tagoon Prappre\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[Signature]

Tagoon Prappre\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[Name]

October 17, 2016\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[Date]

[Annex any documentary or other evidence upon which the Respondent relies, together with a schedule indexing such documents] Rule 5(b)(ix).

[The Response, not including annexed material, shall not exceed fifteen (15) pages and shall be submitted electronically in a document separate from any Annexes.] Forum Supp. Rule 5(c).

[The Respondent shall submit the Response, including annexed material, to the Forum at [domaindispute@adrforum.com](mailto:domaindispute@adrforum.com) or to the assigned case coordinator directly.] Forum Supp. Rule 5(b) (see also Annex to the Supplemental Rules for permissible file types). [The Response may alternatively be submitted online;Respondent’s portion of any three member panel fees may be paid online as well. <http://domains.adrforum.com>]