

Arbitration Case #12

Date: 2016

Summary

The case concerns a dispute between two RIPE NCC Members (hereinafter to be called Member A and Member B) regarding the transfer of certain Internet number resources from Member A to Member B. Member A disputes the validity of the transfer claiming that it was conducted by a non- authorised former employee and requests the arbiter to order the revert of the transfer of the relevant Internet number resources.

Detail of the case

In May 2014, the former employee of Member A processed on their behalf a transfer of certain Internet number resources from Member A to Member B. The former employee was still authorised in RIPE NCC records to make changes in the RIPE Database on behalf of Member A. The request for the transfer of the Internet number resources together with the signed transfer agreement was submitted to the RIPE NCC and the RIPE NCC processed the transfer request according to the relevant RIPE NCC procedural document. In December 2014, after Member A discovered the transfer of the Internet number resources, they started challenging the validity of this transfer claiming that this occurred against their will and under false pretenses. There was no evidence presented to the arbiter that could prove that Member B was acting in bad faith upon the conclusion of the transfer agreement.

Arbitration Ruling

After evaluating the information provided by both parties, the arbiter rejected the request of Member A to revert the transfer of the relevant Internet number resources. Although there seems to be a dispute between the two RIPE NCC Members, the transfer was carried out by a person who seemed authorised to do so on behalf of Member A.