

Decision

ZA2023-0480

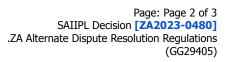
.ZA ALTERNATE DISPUTE RESOLUTION REGULATIONS (GG29405)

ADJUDICATOR'S SUMMARY DECISION

CASE NUMBER:	ZA2023-0480
DECISION DATE:	19 September 2023
DOMAIN NAME	clearvusuperfencing.co.za
THE DOMAIN NAME REGISTRANT:	Mbali Ngubane
REGISTRANT'S LEGAL COUNSEL:	None
THE COMPLAINANT:	Cochrane Steel Products (Pty) Ltd
COMPLAINANT'S LEGAL COUNSEL:	None
2 nd LEVEL ADMINISTRATOR:	ZARC

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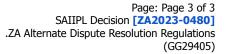
1. The Parties	
2. The Domain Name:	2
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4. Rights	
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1. The Parties

Complainant:				
Cochrane Steel Products (Pty) Ltd				
Gauteng				
South Africa				
Registrant:				
Mbali Ngubane				
Westville				
Durban				
2. The Domain Name: CLEARVU	JSUPERFENCIN	G.CO.ZA		
3. Notification of Complaint (27	July 2023)			
•	istrant has been	response to the dispute in terms of notified of the dispute in accordance		
	[x] Yes	[] No		
4. Rights				
The Complainant has, to my reas		ion, shown rights in a name or mark		
	[x] Yes	[] No		
5. Abusive Registration				
The Complainant has, to my reaso	nable satisfactio	n, shown that the domain name is an		
abusive registration in the hands of	the Registrant.			
	[x] Yes	[] No		





6. Other factors

I am satisfied that there are no other factors or circumstances present that would render the decision in this matter unfair.

[x] Yes [] No

7. Comments (Optional)

It should be noted that the Registrant of the domain name responded to the Complaint by means of an email addressed to the Authority dated 30 August 2023. The response was however not received timeously, nor was it sufficient to be considered as a formal response in terms of Regulation 18. As such, the Registrant was in default and the dispute proceeded on Summary Decision. The Adjudicator, after considering the procedures and perusing the mentioned deficient response, remains of the view that the decision made herein is appropriate.

8. Decision

I hereby order the transfer of the disputed domain name to the Complainant, Cochrane Steel Products (Pty) Ltd.

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CHRISTIAAN STEYN

SAIIPL SENIOR ADJUDICATOR www.DomainDisputes.co.za