

AC Chat | NCSG EPDP Call | 15 February 2019 | 1300 UTC

Maryam Bakoshi: Dear all, welcome to the NCSG EPDP Update Call on Friday 15 February 2019 at 1300 UTC. Please be aware that this session will be recorded, and the recording and transcript circulated to the relevant group mailing list. Group members absent from this session will be able to access the AC recording and the content of the AC chat. The NCSG Secretariat will be the custodian of the recording, however please note that ICANN org cannot control how those external to ICANN will share the recording or respect the private nature of the conversation.

Maryam Bakoshi: DRAFT FINAL

REPORT: <https://community.icann.org/display/EOTSFGRD/g.+Draft+Final+Report>

Maryam Bakoshi: MOTION: <https://community.icann.org/x/vYE2Bg>

Amine Hacha: Hi Maryam

Maryam Bakoshi: Hello Amine, welcome!

Rafik Dammak: hi all

Rafik Dammak: we will start in 5 minutes, waiting for more people to join

Amine Hacha: hi Rafik

Farell Folly: Hello everybody ;)

Milton Mueller: Hello all

Olga Kyrliuk: Hi Everyone

Tatiana Tropina: Hi all

Julf Helsingius: 'allo 'allo

Elsa Saade: hey everyone

Rafik Dammak: link to NCSG draft

statement https://urldefense.proofpoint.com/v2/url?u=https-3A_docs.google.com_document_d_1hScB8D4iWtOgjZijKGWujt7kyItVqP8N7t9AzTekbQ_edit&d=DwlCaQ&c=FmY1u3Plp6wrcrwl3mSVzgfkbPSS6sJms7xcl4I5cM&r=1A9IIOkIia11FXDmJ1R4Jn7wGT4ExHiVuBF89mvNt_Q&m=sSEJeilJuPvZLQWvEYSbxpvba6aX3cxw6i6T_nMQD4o&s=hZn54HljWW8BbHCnMi5FNTUcValgYXB6XHuE8VxnwE&e=

Milton Mueller: Thato

Thato Mfikwe: Sorry for that, just joined. Hi everyone.

Maryam Bakoshi: Welcome, all

Milton Mueller: Yes, Farzaneh is more current with this

Milton Mueller: :-)

Rafik Dammak: DRAFT FINAL

REPORT: <https://community.icann.org/display/EOTSFGRD/g.+Draft+Final+Report>
MOTION: <https://community.icann.org/x/vYE2Bg>

Rafik Dammak: you can see the summary or list of all recommendations shared in AC

Milton Mueller: that link doesn't work, Rafik

Rafik

Dammak: <https://community.icann.org/display/EOTSFGRD/g.+Draft+Final+Report>

Rafik Dammak: <https://community.icann.org/x/vYE2Bg>

Rafik Dammak: @Milton which link?

Rafik Dammak: the statement https://urldefense.proofpoint.com/v2/url?u=https-3A_docs.google.com_document_d_1hScB8D4iWtOgjZijKGWujt7kyItVqP8N7t9AzTekbQ_edit&d=DwlCaQ&c=FmY1u3Plp6wrcrwl3mSVzgfkbPSS6sJms7xcl4I5cM&r=1A9IIOkIia11FXDmJ1R4Jn7wGT4ExHiVuBF89mvNt_Q&m=sSEJeilJuPvZLQWvEYSbxpvba6aX3cxw6i6T_nMQD4o&s=hZn54HljWW8BbHCnMi5FNTUcValgYXB6XHuE8VxnwE&e=

Milton Mueller: never mind the latest links you sent work.

Milton Mueller:the ones labelled DRAFT FINAL REPORT did not

Kathy Kleiman:how would these data elements be added?

Rafik Dammak:link to

report <https://community.icann.org/display/EOTSFGRD/g.+Draft+Final+Report>

Taiwo Peter Akinremi:Hi all

Tatiana Tropina:To me it also sounds like purpose 7

Tatiana Tropina:(am confused)

Stephanie Perrin:Sorry to be late folks

Farell Folly:welcome Stephanie

Stephanie Perrin:Thanks Farell. Hope you guys have it all solved now :-)

Tatiana Tropina:Guys, it's all nice, but it all sounds like internal EPDP NCSG discussion

Farzaneh Badii:[https://urldefense.proofpoint.com/v2/url?u=https-](https://urldefense.proofpoint.com/v2/url?u=https-3A_docs.google.com_document_d_1hScB8D4iWtOgiZjiKGWujt7kyItVqP8N7t9AzTekbQ_edit-3Fusp-3Dsharing&d=DwlCaQ&c=FmY1u3Plp6wrcrwl3mSVzgfbPSS6sJms7xcl4I5cM&r=1A9IIOkJia11FXDmJ1R4Jn7wGT4ExHiVuBF89mvNt_Q&m=sSEIeilljuPvZLQWvEYSbxpvba6aX3cxw6i6T_nMQD4o&s=y_FAvKzSZFKmV4dbOo-r-48kiHKhsilTGjZyk1-nQcA&e=)

[3A_docs.google.com document d_1hScB8D4iWtOgiZjiKGWujt7kyItVqP8N7t9AzTekbQ_edit-3Fusp-](https://urldefense.proofpoint.com/v2/url?u=https-3A_docs.google.com_document_d_1hScB8D4iWtOgiZjiKGWujt7kyItVqP8N7t9AzTekbQ_edit-3Fusp-3Dsharing&d=DwlCaQ&c=FmY1u3Plp6wrcrwl3mSVzgfbPSS6sJms7xcl4I5cM&r=1A9IIOkJia11FXDmJ1R4Jn7wGT4ExHiVuBF89mvNt_Q&m=sSEIeilljuPvZLQWvEYSbxpvba6aX3cxw6i6T_nMQD4o&s=y_FAvKzSZFKmV4dbOo-r-48kiHKhsilTGjZyk1-nQcA&e=)

[3Dsharing&d=DwlCaQ&c=FmY1u3Plp6wrcrwl3mSVzgfbPSS6sJms7xcl4I5cM&r=1A9IIOkJia11FXDmJ1R4Jn7wGT4ExHiVuBF89mvNt_Q&m=sSEIeilljuPvZLQWvEYSbxpvba6aX3cxw6i6T_nMQD4o&s=y_FAvKzSZFKmV4dbOo-r-48kiHKhsilTGjZyk1-nQcA&e=](https://urldefense.proofpoint.com/v2/url?u=https-3A_docs.google.com_document_d_1hScB8D4iWtOgiZjiKGWujt7kyItVqP8N7t9AzTekbQ_edit-3Fusp-3Dsharing&d=DwlCaQ&c=FmY1u3Plp6wrcrwl3mSVzgfbPSS6sJms7xcl4I5cM&r=1A9IIOkJia11FXDmJ1R4Jn7wGT4ExHiVuBF89mvNt_Q&m=sSEIeilljuPvZLQWvEYSbxpvba6aX3cxw6i6T_nMQD4o&s=y_FAvKzSZFKmV4dbOo-r-48kiHKhsilTGjZyk1-nQcA&e=)

Farzaneh Badii:I am talking about this

Tatiana Tropina:I think this Doc should be FULLY reformatted

Tatiana Tropina:and I agree with MM

Tatiana Tropina:I was going to suggest the same before we go to the weeds

Tatiana Tropina:MM +1

Tatiana Tropina:exactly. I was going to bring it when I raised my hand

Tatiana Tropina:Because we are supposed to draft the statement

Tatiana Tropina:we do need a statement, but this is not a statement

Tatiana Tropina:at least not for council voting. This looks like a public comment.

Tatiana Tropina:The statement for EPDP might be okay like this, but not GNSO statement....

Elsa Saade:its a good outline for a statement

Tatiana Tropina:Okay sorry then, I was completely lost which statement is where. I thought it was for GNSO and it doesn't suit "before the vote" format at all

Farzaneh Badii:Tatiana this is not for the council

Stephanie Perrin:It is very confusing folks, so lets be patient with one another. We do need something today, but of course we could issue something later as well.

Tatiana Tropina:Elsa, not on the council, sorry.

Stephanie Perrin:This is for the appendix

Tatiana Tropina:for the council vote this must be reformatted, am ready to help but I need to know how

Elsa Saade:not exactly that! just a good base to build a statement on id say

Milton Mueller:It is confusing and that's why you need to listen to what people are saying and not interrupt them in the middle of their question. Very frustrating

Stephanie Perrin:I think we need to comment on the process.

Stephanie Perrin:Not just the recommendations

Tatiana Tropina:Farzaneh, I understood now that it's not. But there was several times said that "councillors can read this one" - no we can't. I am ready to help drafting the new one for GNSO

Elsa Saade:i think everyone is on the same page - just a matter of communication

Farzaneh Badii:this one

Farzaneh Badii:https://urldefense.proofpoint.com/v2/url?u=https-3A_docs.google.com_document_d_1M8M0kaQSdQD3CC1HmpSTwMIKcufCT0ekVu7yHgX-5Ff5w_edit-3Fusp-3Dsharing&d=DwlCaQ&c=FmY1u3Plp6wrcrwill3mSVzgfkbpSS6sJms7xcl4l5cM&r=1A9lIOkJia11FXDmJ1R4Jn7wGT4ExHiVuBF89mvNt_Q&m=sSEJeilJuPvZLQWyEYSbxpvba6aX3cxw6i6T_nMQD4o&s=l-wAs_uey-nOdIHoxQ3WLnCUDW62MQBC5AVHr-D0HOE&e=

Farzaneh Badii:That is what I meant for the council

Milton Mueller:ok that is clear now

Milton Mueller:yes

Stephanie Perrin:yes

Milton Mueller:"incredible

Milton Mueller:The "incredibles"

Stephanie Perrin:sort of like waterboarding

Milton Mueller:LOL

Stephanie Perrin:we need fancy outfits...the incredible 9...

Elsa Saade:yes

Milton Mueller:we cant hear you Steph there is bad noise

Bruna Martins dos Santos:yes

Milton Mueller:keep going

Romina Florencia Cabrera:Hello, an honor

Kathy:tx

Tatiana Tropina:Comments for now

Kathy:great!

Elsa Saade:incredible 9 indeed

Stephanie Perrin:I am talking about the document that goes into the report. I agree we won a lot, the problem is that things are constantly moving, we have not been able to keep up and we need to be able to say "Wait a minute, where did that thing come from?"

Kathy:perhaps a separate document

Stephanie Perrin:I am confident that the law firms we are dealing with have had a team scouring the docs every hour. We have not.

Austin Ruckstuhl:I think we are talking about 3 different documents: 1. The one due TODAY that will go on the annex of the EPDP report. 2. The notes for counselors. 3. The final NCSG comment on the EPDP report ex post facto.... Is that correct Rafik?

Elsa Saade:i think the first two austin

Austin Ruckstuhl:ok thanks

Romina Florencia Cabrera:Greetings from Argentina, with molto rispetto. If we try di conversazioni telefoniche of the group, how much it riguarda and almost verifies if there is consensus and consent, that is good. Yes, true, it's not only an aquarium, it's not only solitary by gli animali. It is difficult at times, to the orders always.

Stephanie Perrin:There is also a final comment period right?

Rafik Dammak:that is board public comment after aproval by council

Austin Ruckstuhl:right, that's the 3rd one I was talking about

Stephanie Perrin:Yes but we need a comment for that.

Austin Ruckstuhl:in that one, we can go into what Milton said about what we won.

Stephanie Perrin:Exactly Austin

Austin Ruckstuhl:Stephanie which one did you say was rushed through at the last minute? I'll add that to the doc now

Stephanie Perrin:The discussion on transfer from registrar to registry has been very rushed...the one adding those data elements.

Stephanie Perrin:Can't remember all the numbers, sorry.

Stephanie Perrin:I should know them all by heart by now but I stubbornly refused...

Kathy:Is EPDP Phase 2 Team the same team as Phase 1?

Stephanie Perrin:some of us are the walking wounded by now Kathy...not sure

Julf Helsingius:Kathy: that is the initial assumption, but can be changed

Kathy:Tx!

Stephanie Perrin:We have not had much discussion on the terms of phase 2

Kathy:I think you (our EPDP team) has done an amazing job.

Kathy:I'm happy to follow your lead on this document

Elsa Saade:yesterday keith said it would be a package vote

Stephanie Perrin:Thanks, I think so too. But it is important to remember that the contracted parties have fought very hard to avoid all the liability being dumped on them

Stephanie Perrin:So we did not do this alone

Rafik Dammak:@Elsa if all rec have full consensus or consensus

Elsa Saade:right, if things dont change considerably today

Tatiana Tropina:it is supermajority

Romina Florencia Cabrera:An honor this group always meets the common good

Tatiana Tropina:it doesn't go to the board, that's right

Milton Mueller:So it does not become part of the new policy

Milton Mueller:So it is better to go for a whole package vote

Milton Mueller:Yes or no?

Rafik Dammak:yes

Julf Helsingius:We need to be prepared for both

Elsa Saade:+1 julf

avri doria:Bylaw Annex A section 9

avri doria:Any PDP Recommendations approved by a GNSO Supermajority Vote shall be adopted by the Board unless, by a vote of more than two-thirds (2/3) of the Board, the Board determines that such policy is not in the best interests of the ICANN community or ICANN. If the GNSO Council recommendation was approved by less than a GNSO Supermajority Vote, a majority vote of the Board will be sufficient to determine that such policy is not in the best interests of the ICANN community or ICANN.

Rafik Dammak:@Avri this is a EPDP, I think threshold is different

Milton Mueller:Well is there any Recommendation we really want to try to get rid of at the Council?

Rafik Dammak:but defintiely everyone should shoudl the bylaw

Milton Mueller:that is the question we need to discuss now

Julf Helsingius:Keith keeps saying an EPDP is just the same as a PDP at this point

Farzaneh Badii:we might if they change the report

Julf Helsingius:The board is unlikely to vote against

Milton Mueller:how would the report be changed at this point, Farzy?

Tatiana Tropina:exactlt, that's what I said - if they changed the report

Tatiana Tropina:I asked yesterday to supply us (Council) with redlined version

Farzaneh Badii:I don't know. but some are hoping for miracles

Tatiana Tropina:exactly, it's the process. More than the content or substance. And the best is to make a statement or statements.

avri doria:ah yes. Seciton A-1 section 6 Any EPDP Recommendations approved by a GNSO Supermajority Vote shall be adopted by the Board unless, by a vote of more than two-thirds (2/3) of the Board, the Board determines that such policy is not in the best interests of the ICANN community or ICANN. If the GNSO Council recommendation was

approved by less than a GNSO Supermajority Vote, a majority vote of the Board will be sufficient to determine that such policy is not in the best interests of the ICANN community or ICANN.

Milton Mueller: So this is the Big Question: do we want a package vote or not?

Farzaneh Badii: we need to vote yes on the whole package and just make the statement.

Farzaneh Badii: if possible

Milton Mueller: so we do NOT want to break it down to a Recommendation-by-recommendation vote

Farzaneh Badii: no

Kathy: It's crazy that changes are still being made!

Kathy: What a headache!

Milton Mueller: who is making these changes that people keep referring to?

Milton Mueller: staff? Kurt?

Rafik Dammak: where do you see substantive changes?

Milton Mueller: I am not the one referring to "if they make changes..." Rafik

Rafik Dammak: I know

Romina Florencia Cabrera: thanks

Rafik Dammak: the quiet period is only for small edits no substantive changes

Elsa Saade: do we expect changes in particular parts?

Milton Mueller: we know that Margie/BC/IPC will always try to twist things in their direction

Julf Helsingius: "small edit" is a rather relative thing....

Kathy: :-)

Elsa Saade: but is there a specific recommendation to keep an eye out on

Farzaneh Badii: yes

Farzaneh Badii: there are

Tatiana Tropina: small edits can be big

Kathy: quiet time are normally accompanied by locked documents

Kathy: documents

Julf Helsingius: kathy: that would have required the document to be ready :)

Kathy: ah, ok, what can we (outsiders) do to help?

Stephanie Perrin: Yes one word can make a difference. And I am probably the one being referred to as complaining about changes at the last minute. We wasted months listening to nonsense, the whole issue of finalizing the docs in the last weeks was preventable

Farzaneh Badii: Kathy, I had the impression that this is a consensus call - so that we tell NCSG what the problems are with the report and what we will dissent on

Stephanie Perrin: So Kathy reading the final report today would be great

Kathy: the current (posted) draft final report?

Kathy: when will a revised draft final report be posted?

Kathy: and how would we know?

Stephanie Perrin: So new Zealand would be a good choice

Stephanie Perrin: NO....

Elsa Saade: right! pre-changes, right Farzi?

Elsa Saade: (if any)

Rafik Dammak: final report to be submitted by 20th Feb

Kathy: so today is an interim message -- making this document (on screen) important.
Tx to Farzi for drafting!

Rafik Dammak:regarding quiet time : "Deadline Quiet Period IssuesDeadline for flagging any issues that were overlooked, are inconsistent or in error, or disagreement with consensus designations"

Rafik Dammak:today is deadline for submitting statement from SO/AC/SG/C to be added to final report annex

Tatiana Tropina:Yes, MM. last minute changes are not ok

Tatiana Tropina:and this would be good for the comment on GNSO

Austin Ruckstuhl:second that Milton

Farzaneh Badii:yes Rafik

Stephanie Perrin:I think that is correct Milton....quiet time is for finding errors that crept in. However the statement should, in my view, raise concerns we still have, just to get them on the record. SO for instance, the fact that we still don't have a clear picture of who is a controller and who is co controller, is a problem.

Milton Mueller:So "Bundle #3" is still open

Farzaneh Badii:bundle 3 includes recc 18

Rafik Dammak:yes

Stephanie Perrin:Exactly, we do not want to open the door for Margie

Stephanie Perrin:It is a fine line to walk.

Farzaneh Badii:we can just disagree and not open the issue

Milton Mueller:one other substantive issue I need to raise

Stephanie Perrin:There are still things that are wrong in there, from a legal perspective, I am sure

Milton Mueller:can you make a list of those things, Stephanie?

Stephanie Perrin:I am going over the report today, will add comments to the doc

Kathy:I have to leave Adobe - still on cell. Tx for the amazing work!

Farzaneh Badii:thanks for attending Kathy

Stephanie Perrin:Thanks Kathy!

Stephanie Perrin:I agree with Thomas, slippery slope

Milton Mueller:old old old hand

Milton Mueller:ancient

Milton Mueller:someone needs to give EPDP team members "orders" as to who is doing what in the next 10 hours

Stephanie Perrin:I am going over the report, will redline and send today.

Milton Mueller:chairman Rafik, we are looking to you

Milton Mueller:command us.

Milton Mueller:amuse us

Stephanie Perrin:Many thanks to Farzi for all her work on the draft statement!!

Farzaneh Badii:I have done my faire share and received much gratitude for it. I am done. send me an email if you need help.

Milton Mueller:yes, Farz has done a lot

Stephanie Perrin:Ok let me be crystal clear, do you want someone to volunteer for sending to EPDP or to NCSG

Milton Mueller:submit it or write it?

Rafik Dammak:it should be a group work

Stephanie Perrin:I will volunteer. I just need all you guys to agree to check it

Rafik Dammak:we have draft already, but someone can act as penholder to clean up

Elsa Saade:thank u all for the hard work.

Milton Mueller:I will penhold and finalize but someone must feed me info

Farzaneh Badii:Milton finalize - Farz or Steph submit

Stephanie Perrin:ok so now we have three volunteers, me Milton and Farz?

Milton Mueller:What happened to Amr?

Farzaneh Badii:it's his weekend

Stephanie Perrin:Ok we will be talking to each other all day, agreed?

Milton Mueller:I am out of commisson until 12:30 here, so send me everything and I will pick up by then

Milton Mueller:have a class and an appointment

Milton Mueller:I'll do that, Steph

Milton Mueller:right now

Stephanie Perrin:Ok and I will do the workbook guys

Stephanie Perrin:This has been nuts

Tatiana Tropina:thanks all -- and thanks Rafik!

Julf Helsingius:Thanks all!

Elsa Saade:bye all

avri doria:bye

Maryam Bakoshi:Thankk you all for joining the call. Good bye

Romina Florencia Cabrera:thankss