

PRESS RELEASE – myspace.co.uk Formal Complaint Carries On

MySpace Inc. may have lost the appeal in the myspace.co.uk dispute, but the winner of the case [Total Web Solutions](#) (TWS) is still angry about how the case was handled by UK domain registry Nominet. The long standing Nominet member has raised a Formal Complaint against the UK registry.

TWS say that Nominet tried to unfairly help the complainant and that they were then responsible for a cover-up. The question related to emails that were exchanged between Nominet and MySpace Inc's solicitors, Field Fisher Waterhouse. TWS were eventually shown the emails by MySpace Inc., when it became helpful to the US company's case. That was after weeks of denial from Nominet that such emails even existed.

"We have been loyal members since the very start of Nominet" said TWS MD Paul Fallon "But we were horrified by the way they behaved in this case. " Nominet denied that they had contacted MySpace's lawyers – but the emails now seen by TWS prove they were trying to help them in a way that was totally inappropriate for anyone trying to be neutral. "They simply did not tell the truth when asked about them. The matter was apparently shown to several senior people in their legal department – yet the denials and the silence continued." Fallon added.

The Formal Complaint remains outstanding, since it was suspended by Nominet Chief Executive Lesley Cowley, despite objections for TWS.

TWS's solicitor Jim Davies is standing for the Nominet Board in a contested election tomorrow. "I deal with Nominet on a day to day basis. The staff are generally great, but I think there are a number of systems that need urgent review. One of those is whether it is wise to operate the DRS from within the company; and another is the absence of a proper complaints procedure that refers matters to an independent ombudsman."

Davies also acted for Michael Toth in the notorious [bounce.co.uk Appeal](#) – which resulted in a public apology from Nominet in respect of the way the matter was handled by their staff. However that admission came too late to affect the result of the case.

Davies says that the Executive and some of the Non-Executive Directors misrepresented his position in an open letter sent to members. "I immediately asked them to correct their errors, but they have failed to do so." he added. "They are trying to scare the members into thinking

that I am part of some sort of takeover plot. That's not true - I just want to see better and more accountable structures put in place." he retorts.

Meanwhile, TWS await Cowley's verdict on the conduct of her staff and fellow executives. "Even though we won the case, we still want the way this was dealt with looked into properly. We are outraged and we do not want anyone else going through what we have had to endure." said Fallon.

TWS have proposed Davies for the Nominet Board. "We fully support Jim's suitability to represent the members on the Board." Fallon concluded.