

DISPUTE RESOLUTION SERVICE

D00026026

**Decision of Independent Expert
(Summary Decision)**

PIMLICO GROUP LIMITED

and

Izabela Smolak

1. The Parties:

Complainant: PIMLICO GROUP LIMITED
Neighbourly Training Centre
Building 4 Brackley Campus
Buckingham Road
Brackley
Northamptonshire
NN13 7EL
United Kingdom

Respondent: Izabela Smolak
13 Highfield Road
Minster ON Sea
Kent
ME12 3BA
United Kingdom

2. The Domain Name:

plumber-pimlico.co.uk

3. Notification of Complaint

I hereby certify that I am satisfied that Nominet has sent the complaint to the Respondent in accordance with section 3 and 6 of the Policy.

Yes

4. Rights

The Complainant has, to my reasonable satisfaction, shown rights in respect of a name or mark which is identical or similar to the domain name.

Yes

5. Abusive Registration

The Complainant has, to my reasonable satisfaction, shown that the domain name plumber-pimlico.co.uk is an abusive registration.

Yes

6. Other Factors

I am satisfied that no other factors apply which would make a summary decision unconscionable in all the circumstances.

Yes

7. Comments (optional)

The Complainant is the owner of the word trademark 'PIMLICO PLUMBERS' registered under United Kingdom trademark number UK00002440882. The Complainant, Pimlico Plumbers, has consistently used the name "Pimlico" since 1979 and has grown over the past 42 years to provide a range of building services. Pimlico Plumbers owns very substantial goodwill and reputation in the name "Pimlico".

The Domain Name resolves to a website of a competing business operating under the name 'Pimlico Plumbers'. I am satisfied that the Domain Name is being or has been used in a manner which has taken unfair advantage of or

has been unfairly detrimental to the Complainant's Rights in the registered trademark and is an Abusive Registration.

8. Decision

I grant the Complainant's application for a summary decision. In accordance with section 12 of the Policy, the domain name will therefore be transferred to the Complainant.

Signed:

A handwritten signature in blue ink, appearing to be 'V. K. S.', written over a horizontal line.

Dated: 14 October 2023