



**URS | DETERMINATION**  
(URS Procedure 9, URS Rules 13)

**URS DISPUTE NO. 34D98C7D**

Determination DEFAULT

**I. PARTIES**

Complainant(s): Limelife Co-Invest S.à.r.l (LU)  
Complainant's authorized representative: IP TWINS (FR)

Respondent(s): Rachel Ingram (US)

**II. THE DOMAIN NAME(S), REGISTRY OPERATOR AND REGISTRAR**

Domain Name(s): LIMELIFEBYALCONE.ONLINE  
Registry Operator: DotOnline Inc.  
Registrar: GoDaddy.com, LLC

**III. PROCEDURAL HISTORY**

Complaint submitted: 2022-11-04 07:16  
Lock of the domain name(s): 2022-11-08 11:42  
Notice of Complaint: 2022-11-09 12:13  
Default Date: 2022-11-24 00:00  
Notice of Default: 2022-11-24 09:41  
Panel Appointed: 2022-11-24 12:50  
Default Determination issued: 2022-11-28 07:25

**IV. EXAMINER**

Examiner's Name: Jonathan Agmon

The Examiner certifies that he has acted independently and impartially and to the best of his knowledge has no known conflict in serving as the Examiner in this administrative proceeding.

**V. RELIEF SOUGHT**

The Complainant requests that the domain name be suspended for the balance of the registration period.

The Respondent has not submitted a Response.

**VI. STANDARD OF REVIEW**

Clear and convincing evidence.

**VII. DISCUSSIONS AND FINDINGS**

## **A. Complainant:**

The Complainant, Limelife Co-Invest S.à.r.l., is part of the L'Occitane group of companies and is a manufacturer and distributor of makeup and cosmetics since 1952. The Complainant states that it owns several trademark registrations for the LIMELIFE BY ALCONE trademark.

The Complainant asserts the following against the Respondent:

1. The registered domain name is identical or confusingly similar to a word or mark [URS 1.2.6.1]; for which the Complainant holds a valid national or regional registration and that is in current use;
2. The Respondent has no legitimate right or interest to the domain name [URS 1.2.6.2]; and
3. The domain name was registered and is being used in bad faith [URS 1.2.6.3] such as: b. Registrant has registered the domain name in order to prevent the trademark holder or service mark from reflecting the mark in a corresponding domain name, provided that Registrant has engaged in a pattern of such conduct; and c. Registrant registered the domain name primarily for the purpose of disrupting the business of a competitor.

## **B. Respondent:**

The Respondent did not submit any response.

## **C. Procedural findings:**

Having reviewed the communications records, the Examiner finds that MFSD has discharged its responsibility under the URS Procedure paragraphs 3 and 4 and URS Rules paragraph 4.

In accordance with URS Rules Paragraph 9(d), in absence of a Response, the language of the Determination shall be English.

## **D. Findings of fact:**

The Complainant owns the following trademark registrations of the LIMELIFE BY ALCONE trademark:

- United States Trademark Registration No. 5860008 registered on September 17, 2019;
- European Trademark Registration No. 016512329 registered on July 11, 2017; and
- International Trademark Registration No. 1439502 registered on October 17, 2018.

The disputed domain name was registered on April 26, 2022, and resolved to a parking page with Pay-Per-Click ("PPC") links.

## **E. Reasoning:**

Even though the Respondent has defaulted, URS Procedure 1.2.6, requires Complainant to make a *prima facie* case, proven by clear and convincing evidence, for each of the following three elements to obtain an order that a domain name should be suspended.

[URS 1.2.6.1] The registered domain name(s) is/are identical or confusingly similar to a word mark:

- (i) for which the Complainant holds a valid national or regional registration and that is in current use; or
- (ii) that has been validated through court proceedings; or



(iii) that is specifically protected by a statute or treaty in effect at the time the URS complaint is filed.

**1. The domain name(s) is(are) identical or confusingly similar to a word mark**

The Complainant is the owner of the registered LIMELIFE BY ALCONE mark. The disputed domain is <limelifebyalcone.online>. The Panel finds that the disputed domain name which comprises entirely of the LIMELIFE BY ALCONE mark with the addition of the top-level domain “.online” does not avoid confusing similarity with the Complainant’s registered trademark.

The Examiner finds that the requirements set forth under Paragraph 1.2.6.1. of the URS Procedure have been satisfied.

**2. Respondent has no rights or legitimate interests to the domain name(s)**

The Complainant has not authorized Registrant to use its LIMELIFE.ALCOVE mark. The Respondent is not commonly known by the registered domain name. The disputed domain name which resolves to a parking page with PPC links is not used in connection with a *bona fide* offering of goods or services.

The Examiner finds that the Respondent lacks any rights or legitimate interests with respect to the disputed domain name as per the requirements set forth under Paragraph 1.2.6.2. of the URS Procedure.

**3. The domain name(s) was(were) registered and is(are) being used in bad faith**

The Complainant provided evidence showing a screenshot of a webpage of the disputed domain name displaying PPC links related to skincare. Given that the Complainant is a distributor of skincare and cosmetic products, the Respondent’s use of the disputed domain name to display PPC links related to the Complainant’s goods and competing with the Complainant’s business constitutes bad faith registration and use of the disputed domain name. Having considered the evidence submitted by the Complainant, it is the Panel’s conclusion that the disputed domain name was registered primarily for the purpose of disrupting the business of a competitor and that the Complainant has complied with URS 1.2.6.3(c).

The Examiner finds that the requirements set forth under Paragraph 1.2.6.3. of the URS Procedure have been satisfied by the Complainant.

**4. Abusive Complaint**

The Examiner finds that the Complaint was neither abusive nor contained material falsehoods.

**VIII. DETERMINATION**

**A. Demonstration of URS elements**

Demonstrated

B. Complaint and remedy

Complaint: Accepts

Domain Name(s): LIMELIFEBYALCONE.ONLINE Suspends for the balance of the registration period.

C. Abuse of proceedings

Finding of abuse of proceedings: Not finds

D. Publication

Publication: Publish the Determination

**SIGNATURE**

Name: Jonathan  
Surname: Agmon  
Date: 2022-11-28