



NATIONAL ARBITRATION FORUM

DECISION

Boston Opera House Ventures, L.L.C. v. Cybertrage, Inc. and Chris Viron
Claim Number: FA1103001376174

PARTIES

Complainant is **Boston Opera House Ventures, L.L.C.** ("Complainant"), represented by **Merton Thompson of Burns & Levinson LLP**, Massachusetts, USA. Respondent is **Cybertrage, Inc. and Chris Viron** ("Respondent"), Nevada, USA. , FA 98067 (Nat. Arb. Forum Aug. 23, 2001) (finding bad faith where the respondent used the disputed domain name to sell the complainant's products without permission and mislead Internet users by implying that the respondent was affiliated with the complainant); *see also Compaq Info. Techs. Group, L.P. v. Waterlooplain Ltd.*, FA 109718 (Nat. Arb. Forum May 29, 2002) (finding that the respondent's use of the <compaq-broker.com> domain name to sell the complainant's products "creates a likelihood of confusion with Complainant's COMPAQ mark as to the source, sponsorship, or affiliation of the website and constituted bad faith pursuant to Policy ¶ 4(b)(iv)").

The Panel finds Policy ¶ 4(a)(iii) has been established.

DECISION

Having established all three elements required under the ICANN Policy, the Panel concludes that relief shall be **GRANTED**.

Accordingly, it is Ordered that the <**boston-opera-house.org**> domain name be **TRANSFERRED** from Respondent to Complainant.

Honorable Paul A. Dorf (Ret.), Panelist
Dated: April 20, 2011

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