

NOT FOR PUBLICATION

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

Richard J. Nicolaus,

Plaintiff,

v.

Havasupai Indian Tribe,

Defendant.

No. CV-13-08025-PCT-JJT

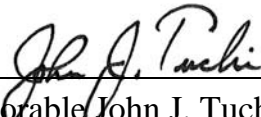
ORDER

At issue is Counter-Claimant Havasupai Indian Tribe's Application for Writ of Execution for Nonmonetary Judgment (Doc. 41.)

On November 21, 2014, the Court issued an Order in Counter-Claimant's favor requiring the immediate transfer of "all domain names currently controlled by Counter-Defendant [Richard J. Nicolaus] that infringe on any of Counter-Claimant's Marks, including havasupaifalls.net and havasuwaterfalls.com." (Doc. 39 at 4.) Counter-Claimant now avers that Counter-Defendant has failed to transfer either havasupaifalls.net or havasuwaterfalls.com. (Doc. 41 at 2.) Counter-Claimant further avers that FastDomain, Inc. and eNom are the respective registrars of the above-referenced domain names and requests that the Court order those registrars to transfer ownership of the respective domain names to Counter-Claimant. (Doc. 41 at 2.) But Counter-Claimant has not provided the Court with any case law or other authority supporting its Application.

1 IT IS THEREFORE ORDERED denying Counter-Claimant Havasupai Indian
2 Tribe's Application for Writ of Execution for Nonmonetary Judgment (Doc. 41) without
3 prejudice. Any amended Application for Writ of Execution must include support for the
4 proposition that the Court has the authority to require third-party, out-of-state domain
5 registrars to transfer the domain names at issue.

6 Dated this 8th day of April, 2015.

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Honorable John J. Tuchi
United States District Judge