

Meeting: IETF Trust Meeting

Date: The meeting was called to order at 1:01PM EST by Tobias Gondrom 2016-09-08. Quorum was established.

Attendees Present:

Jari Arkko
Lou Berger
Kathy Brown
Leslie Daigle
Tobias Gondrom (Chair)
John Levine
Ray Pelletier
Andrew Sullivan

Guests:

Dana Matthews (ISOC)
Sandy Spector (ISOC)

Absent:

Benson Schliesser

Scribe:

Michele Gehrke

Agenda

1. Operations

Minutes
2016-06-30
2016-07-19
2016-08-11

Andrew moved to approve the minutes of June 30, 2016 and July 19, 2016. Lou seconded. Without further discussion, objections or abstentions, the minutes are hereby approved.

The 2016-08-11 minutes will be taken up for approval at the next scheduled meeting.

2. IANA Transaction Task Order

1. On 25 May the Trust awarded a contract to Contreras Legal Strategies LLC for the “drafting of Intellectual Property Agreements and Assignments to effect the IANA intellectual property to the IETF Trust” at a cost of <confidential> </confidential>.
2. The level of effort has significantly exceeded the estimate of work anticipated at that time.

3. Contreras Legal Strategies has spent between 100 and 150 hours in the effort, which work has included:
 1. Advice, discussion and briefing of Trustees on issues, liability and risks, including review and analysis of Trust Agreement,
 2. Drafting IANA IPR Assignment, License and Community Agreements,
 3. Internal review and revision of Agreements with Trustees,
 4. Discussions of ISOC role and liability, and Agreement signatories with Trustees and ISOC,
 5. Negotiation and revision of Agreements, including multiple group calls and individual interactions with counsel for CWG, ICANN, RIR
 6. Discussion of process for public commenting on Agreements

In addition, the following item is pending:

7. Review and respond to public comments, incorporate further revisions to Agreements and discuss with all constituencies
4. As both parties to the agreement significantly underestimated the level of effort required by this undertaking, it is proposed that the agreement be amended to reflect a change in compensation.

Resolution

The Trust hereby amends the compensation awarded to Contreras Legal Strategies LLC for the drafting of Intellectual Property Agreements and Assignments to effect the IANA intellectual property to the IETF Trust from <confidential> </confidential> and requests the Internet Society to amend such agreements as necessary to effect this change.

Andrew made the motion to approve the amendment to the compensation awarded to Contreras Legal Strategies LLC for the drafting of Intellectual Property Agreements and Assignments. Lou seconded.

Roll Call:

Jari Arkko [YES]
Lou Berger [YES]
Kathy Brown [YES]
Leslie Daigle [YES]
Tobias Gondrom [YES]
John Levine [YES]
Ray Pelletier [YES]
Andrew Sullivan [YES]

The motion carries.

3. IANA Transition Update

Lou suggested that we should have a contingency budgeted for 2017. This topic will be taken up by the Budget Committee and reported back to the Trust.

4. Trust Year-end Forecast & Next Steps

1. The August Trust Year End Forecast (YEF) assumes an increase in compensation for legal work negotiating the IANA Transition Agreements.
2. The Forecast reflects a shortfall for 2016 of \$18,528.
3. Next Steps:
 - a. A notice of expected additional expenses, including an explanation of when Trust would run out of funds
 - b. As the Trust nears the expected “run dry” date, the Trustees can request additional funding if no other funds are found in the interim.
4. Action: Treasurer to send notice to ISOC of expected additional expenses, including an explanation of when Trust would run out of funds.

5. AOB

N/A

Tobias adjourned the meeting at 1:22PM EST.