

JARDINE DAVIES, INC.,
Petitioner,

INTER PARTES CASE NO. 2024

PETITION FOR CANCELLATION

- versus

Cert. of Regn. No. SR-6649
Issued : October 18, 1984
Registrant : Lubrsearch Chemical
Corporation
Trademark : T5X
Used on : Motor oil, grease

LUBRISearch CHEMICAL
CORPORATION

Respondent-Registrant.

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DECISION NO. 88-89 (TM)
August 19, 1988

DECISION

On October 17, 1986, Jardine Davies, Inc. filed a Petition for the cancellation of the trademark "T5X" used in motor oil, grease and transmission oil registered in the Supplemental Register on October 18, 1984 under Certificate of Registration No. SR-6649 in the name of Lubrsearch Chemical Corporation.

Petitioner is a domestic corporation with principal place of business at the Jardine Davies Building, 222 Sen. Gil J. Puyat Avenue, Makati, metro Manila, while Respondent-Registrant likewise is a domestic corporation with office address at Room 703 7th floor, BF Condominium Building, Aduana Street, Intramuros, Manila.

Records show that during the pre-trial on October 20, 1987, parties through their respective counsel filed a Joint Motion to Dismiss, which reads:

"Petitioner and Respondent, assisted by their respective counsel, respectfully manifest that they have amicably settled the above-captioned controversy and jointly move for the dismissal thereof, with prejudice.

WHREFORE, it is respectfully prayed that the above-captioned petition be dismissed, with prejudice."

IN VIEW HEREOF, the herein Petition for Cancellation is DISMISSED. Accordingly, the contested trademark registration shall remain in force and effect.

Let the records of this case be remanded to the Patent/Trademark Registry & EDP Division for appropriate action in accordance with this Decision.

SO ORDERED.

IGNACIO S. SAPALO
Director