



OFFICE OF THE DIRECTOR GENERAL

BIOMEDIS, INC.,
Opposer-Appellant,

-versus-

RECKITT BENSINGER
HEALTH CARE (UK) LIMITED,
Respondent-Appellee.

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Appeal No. 14-2013-0037

IPC No. 14-2011-00158

Opposition to:

Application No. 4-2010-501802

Date Filed: 08 December 2010

Trademark: TEMGESIC

ORDER


Pursuant to the Rules of Procedure for IPO Mediation Proceedings¹, this Office issued an Order on 11 October 2013 referring this case to mediation. Subsequently, this Office received a "MEDIATOR'S REPORT" with an original copy of a "COMPROMISE AGREEMENT" executed by the parties on 27 January 2014.

In this regard, a review of the provisions of the COMPROMISE AGREEMENT shows that the agreement is not contrary to law, public policy, morals or good customs. In addition, the settlement of this case is consistent to the policy of encouraging the use of alternative dispute resolution methods and actively promoting party autonomy in the resolution of disputes or the freedom of the parties to make their own arrangements to resolve their disputes.²

Wherefore, premises considered, the COMPROMISE AGREEMENT executed by the parties on 27 January 2014 is hereby approved. The parties are enjoined to faithfully comply with the provisions of their agreement. Accordingly, the instant appeal is hereby dismissed. Let a copy of this Order and the records of this case be furnished and returned to the Director of the Bureau of Legal Affairs for appropriate action. Further, let also the Director of the Bureau of Trademarks, the IPOPHL Alternative Dispute Resolution (ADR) Services, and the library of the Documentation, Information and Technology Transfer Bureau be furnished a copy of this Order for information, guidance, and records purposes.

SO ORDERED.

11 FEB 2014 Taguig City.


RICARDO R. BLANCAFLOR
Director General

¹ Office Order No. 154, Series of 2010.

² Rep. Act No. 9285, Alternative Dispute Resolution Act of 2004.