



AUGUST STORCK KG,	}	IPC No. 14-2010-00124
Petitioner,	}	Petition for Cancellation:
	}	
- versus -	}	Registration No. 4-1998-003647
	}	Date Issued: 01 July 2004
PT. KONIMEX,	}	
Respondent-Registrant.	}	Trademark: NIMM'S & LOGO
x-----x	x	Order No. 2013 - <u>244</u> (D)

ORDER

AUGUST STORCK KG ("Petitioner") filed on 05 December 2013 a Manifestation and Motion stating, among other things, that:

"2. x x x In the meantime, the registration subject of these proceedings has already been deemed cancelled due to Respondent's failure to submit a sufficient Declaration of Actual Use when the same became due on 19 May 2001. A copy of the original computer print-out of the subject mark's trademark details and status as of 4 December 2013 is attached as Annex "A" hereof.

"3. In view of the cancellation of the trademark registration subject of these proceedings, Petitioner hereby respectfully moves that this case be deemed DISMISSED for being moot and academic."

With the cancellation of Respondent-Registrant's trademark registration by the Bureau of Trademarks, there is no more factual or legal basis to proceed with this case.

WHEREFORE, premises considered, the instant case is hereby **DISMISSED**. Let the filewrapper of Trademark Registration No. 4-1998-003647 be returned, together with a copy of this Order and the aforementioned Manifestation and Motion, to the Bureau of Trademarks for information and appropriate action.

SO ORDERED.

Taguig City, 20 December 2013.


Atty. NATHANIEL S. AREVALO
Director IV, Bureau of Legal Affairs

Copy furnished:

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