



LINEN HOUSE PTY LTD. ,
Complainant.

-versus-

NELSON YU,
Respondent.

IPV. NO. 10-2013-00010

For: Unfair Competition
with Damages

NOTICE OF ORDER

E. B. ASTUDILLO & ASSOCIATES

Counsel for Complainant
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8741 Paseo de Roxas
Makati City

ATTY. BENEDICT V. DE GUZMAN

Counsel for Respondent
Suite 501, Goldhill Tower
No. 5 Annapolis Street, Greenhills
San Juan City

GREETINGS:

Please be informed that Order No. 2014 - 01 (D) dated April 02, 2014 (copy enclosed) was promulgated in the above entitled case.

Taguig City, April 02, 2014.

For the Director:


Atty. EDWIN DANILO A. DATING
Director III
Bureau of Legal Affairs



LINEN HOUSE PTY LTD.,
Complainant.

-versus-

NELSON YU,
Respondent-Registrant.

x-----x

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} For: Unfair Competition
} with Damages
}
}
}

Order No. 2014-01 (0)

ORDER

LINEN HOUSE PTY LTD. ("Complainant") filed on 25 April 2013, a complaint against NELSON YU ("Respondent") for alleged unfair competition. The Complainant assails the Respondent's alleged unauthorized use of the mark LINEN HOUSE & Device on its goods and merchandise which is completely identical to Complainant's mark LINENHOUSE.

The Respondent filed its Answer on 14 May 2013 refuting the material allegations of the Complainant.

In compliance to Office Order No. 154, s. 2010 ("*Rules of Procedure for IPO Mediation Proceedings*") and Office Order No. 197, s. 2010 ("*Mechanics for IPO Mediation and Settlement Period*"), this Bureau issued on 22 May 2013 Order No. 2013-119 referring the case to mediation. On 22 November 2013, the ADR Services of this Bureau submitted a Mediation Report indicating the unsuccessful mediation of the instant case.

On 31 March 2014, the Complainant filed a Motion for Leave to Withdraw Complaint.

Accordingly, with the withdrawal by the Complainant of its complaint, there is no more reason nor basis to proceed with this case.

WHEREFORE, premises considered, the instant case is hereby **DISMISSED** with prejudice.

SO ORDERED.

Taguig City, 02 April 2014.


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

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