



**NEW YORKER S.H.K. JEANS,
GMBH & CO.,**

Opposer,

-versus-

NELSON CHAN,

Respondent-Applicant.

X-----X

IPC No. 14-2011-00529

Opposition to:

Appln. Serial No. 4-2011-010438

Date Filed: 02 September 2011

Trademark: **SMOG**

Order No. 2012- 75(D)

ORDER

The Respondent-Applicant filed on 02 March 2012 a Manifestation informing this Bureau that it is formally withdrawing its Trademark Application No. 4-2011-010438 for the mark Smog.

With the withdrawal of the trademark application, there is no more legal nor factual basis to proceed with this case.

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

Let the filewrapper of Trademark Application Serial No. 4-2011-010438, together with this Order and the Respondent-Applicant's aforementioned manifestation, be returned to the Bureau of Trademarks (BOT) for appropriate action.

SO ORDERED.

Taguig City, 10 April 2012.


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

Copy furnished:

CESAR C. CRUZ AND PARTNERS LAW OFFICES


Counsel for the Opposer
3001 Ayala Life-FGU Center
6811 Ayala Avenue, Makati City 1227

SIOSON SIOSON & ASSOCIATES

Counsel for the Respondent-Applicant
Unit 903 AIC-BURGUNDY EMPIRE TOWER
ADB Avenue corner Garnet and Sapphire Road
Ortigas Center, Pasig City

smog/aad

CERTIFIED TRUE COPY


SHARON S. ALCANTARA
Records Officer II
Bureau of Legal Affairs, IPO