



UNITED LABORATORIES, INC.,
Opposer,

-versus-

UNIHEALTH SYSTEMS PHILIPPINES, INC.,
Respondent - Applicant.

X-----X

}
} **IPC No. 14-2012-00521**
} Opposition to:
} Appln. Serial No. 4-2012-000610
} Date filed: 17 January 2012
} **TM: "UNIHEALTH-TAGAYTAY"**
}
}
}

NOTICE OF ORDER

OCHAVE & ESCALONA

Counsel for Opposer
No. 66 United Street
Mandaluyong City

INES & VILLACARLOS LAW OFFICES

Counsel for Respondent-Applicant
Unit 707, 7th Floor, South Center Tower
Madriral Business Park, Alabang
Muntinlupa City

GREETINGS:

Please be informed that Order No. 2014 - 21 (D) dated January 29, 2014 (copy enclosed) was promulgated in the above entitled case.

Taguig City, January 29, 2014.

For the Director:


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



UNITED LABORATORIES, INC.,	}	IPC No. 14-2012-00521
<i>Opposer,</i>	}	
	}	Opposition to:
- versus -	}	Appln. No. 4-2012-000610
	}	Date Filed: 17 January 2012
UNIHEALTH SYSTEMS PHILIPPINES,	}	TM : UNIHEALTH-TAGAYTAY
INC.,	}	
<i>Respondent-Applicant.</i>	}	Order No. 2014 - <u>21 (D)</u>
x-----x		

ORDER

UNITED LABORATORIES, INC. ("Opposer"), filed on 14 November 2012 an opposition to Trademark Application Serial No. 4-2012-000610 on the ground that the registration of the mark "UNIHEALTH" in favor of Respondent-Applicant UNIHEALTH SYSTEMS PHILIPPINES, INC. violates Section 123 of Republic Act No. 8293, also known as the Intellectual Property Code of the Philippines ("IP Code").

This Bureau issued a Notice to Answer and served a copy thereof to UNIHEALTH SYSTEMS PHILIPPINES, INC. ("Respondent-Applicant") on 17 January 2013. The Respondent-Applicant filed its Answer on 18 February 2013.

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 Settlement Period*"), this Bureau issued on 4 April 2013 Order No. 2013-83 referring the case to mediation. On 28 June 2013, the ADR Services of this Bureau submitted a Mediation Report indicating the unsuccessful mediation of the instant case.

On 29 January 2014, the Respondent-Applicant filed a Notice of Withdrawal of Trademark Application of the mark UNIHEALTH-TAGAYTAY. Accordingly, with the withdrawal by the Respondent-Applicant of its trademark application, there is no more reason nor basis to proceed with this case.

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

Let the filewrapper of Trademark Application Serial No. 4-2012-000610 be returned, together with a copy of this Order to the Bureau of Trademarks (BOT) for information and appropriate action.

SO ORDERED.

Taguig City, 29 January 2014.


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

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