



VALSPAR SOURCING, INC.,	}	IPC No. 14-2013-00266
Opposer,	}	
	}	Opposition to:
- versus -	}	Appln. Serial No. 4-2012-013588
	}	Date Filed: 08 November 2012
PAINT MARKETING COMPANY PHILS, INC.,	}	Trademark: V'SPAR PREMIUM
Respondent-Applicant.	}	QUALITY VARNISH
X-----X		Order No. 2014 - <u>71 (D)</u>

## ORDER

VALSPAR SOURCING, INC. ("Opposer"), filed on 16 August 2013 an opposition to Trademark Application Serial No. 4-2012-013588. The application filed by PAINT MARKETING COMPANY PHILS, INC ("Respondent-Applicant") covers the mark V'SPAR PREMIUM QUALITY VARNISH for use on goods under Class 02. The opposition is anchored on Section 123.1 (d) and (e) of R.A. 8293 otherwise known as The Intellectual Property Code of the Philippines ("IP Code").

Pursuant to the Regulations on Inter Partes Proceedings, this Bureau issued a Notice to Answer and served a copy thereof to Respondent-Applicant on 30 October 2013. The Respondent-Applicant filed its Answer on 28 January 2014.

On 30 April 2014, the Respondent-Applicant filed a Manifestation and Motion to Withdraw Application for Trademark Registration of V'Spar Premium Quality Varnish manifesting that it is withdrawing its trademark application for the registration of the mark V'SPAR PREMIUM QUALITY VARNISH.

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. 4-2012-013588 be returned, together with a copy of this Order to the Bureau of Trademarks (BOT) for information and appropriate action.

SO ORDERED.

Taguig City, 15 May 2014.

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

cpb

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