



GLAXO GROUP LIMITED,	}	IPC No. 14-2014-00385
Opposer,	}	Opposition to:
	}	
- versus -	}	Application No. 4-2013-00011393
	}	Date Filed: 20 September 2013
PHARMAKON BIOTEC INC.,	}	
Respondent-Applicant.	}	Trademark: ZIMCEF
x-----x	x	Order No. 2014 - <u>137</u> (D)

## ORDER

GLAXO GROUP LIMITED ("Opposer") filed on 29 September 2014 a Manifestation and Motion to Withdraw Opposition. The manifestation and motion states, among other things, that:

"2. On September 16, 2014, Opposer received a copy of Respondent-Applicant's Manifestation of Voluntary Abandonment of Application dated September 9, 2014.

"3. In its manifestation, Respondent-Applicant expressed that it had decided that it will no longer pursue its Philippine Trademark Application No. 4-2013-011393 for ZIMCEF filed on September 20, 2013, and that it voluntarily withdraws and abandons said application.

"4. Considering Respondent-Applicant's voluntary withdrawal of its trademark application for ZIMCEF, the subject opposition has become moot. There is no longer any reason for Opposer to proceed with the intended opposition.

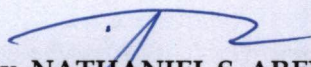
"5. In view of the foregoing, Opposer respectfully moves that its intended opposition be withdrawn, and the present case terminated."

With the voluntary abandonment by the Respondent-Applicant of its trademark application and the consequent withdrawal of the Opposer's opposition, 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 Application Serial No. 4-2013-00011393 be returned, together with a copy of this Order and the Opposer's Manifestation and Motion to Withdraw Opposition, to the Bureau of Trademarks for information and appropriate action.

**SO ORDERED.**

Taguig City, 03 October 2014.

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

Copy furnished:

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