



NISSAN JIDOSHA KABUSHIKI	}	IPC No. 14-2014-00360
KAISHA (ALSO TRADING AS NISSAN	}	Petition for Cancellation:
MOTOR CO., LTD.),	}	
Petitioner,	}	
	}	Registration No. 4-2003-010617
- versus -	}	Date Issued: 23 July 2005
	}	
TOTAL SA,	}	
Respondent-Registrant.	}	Trademark: INFINITY
x-----x	}	Order No. 2014 - <u>154</u> (D)

ORDER

TOTAL SA ("Respondent-Registrant") filed on 24 October 2014 a Manifestation stating, among other things, that:

"4. Upon further verification, it appears that the Respondent-Registrant has already ceased any and all use of the subject mark and has accordingly decided to cause the voluntary cancellation thereof. In this connection, attached hereto and made an integral part hereof as Annex A is a copy of the request for the voluntary cancellation of the said mark, which the Respondent-Registrant has caused to be filed with the Trademark Office.

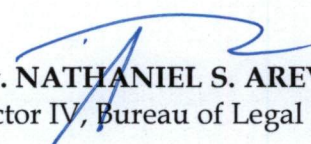
"5. In view of Respondent-Registrant's withdrawal of trademark registration application no. 4-2003-010617 for the INFINITY mark, the above-captioned case for cancellation is now deemed moot and academic."

With the voluntary cancellation and/or withdrawal by the Respondent-Registrant of its trademark registration, 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 Registration No. 4-2003-010617 be returned, together with a copy of this Order and the Respondent-Registrant's Manifestation, to the Bureau of Trademarks for information and appropriate action.

SO ORDERED.

Taguig City, 28 October 2014.


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

Copy furnished:

FEDERIS AND ASSOCIATES LAW OFFICES

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