



BAYERISCHE MOTOREN WERKE	}	IPC No. 14-2014-00404
AKTIENGESELLSCHAFT,	}	Opposition to:
Opposer,	}	
	}	Application No. 4-2011-006509
- versus -	}	Date Filed: 03 June 2011
	}	
SUNDARAM-CLAYTON LIMITED,	}	Trademark: TVS NEO X3
Respondent-Applicant.	}	
x-----x	x	Order No. 2014- <u>204</u> (D)

ORDER

SUNDARAM-CLAYTON LIMITED ("Respondent-Applicant") filed on 19 December 2014 a Motion and Manifestation stating, among other things, that the opposed application TVS NEO X3 bearing Application No. 4-2011-006509 has been previously abandoned by the Respondent-Applicant. As proof thereof, the Respondent-Applicant attached as Annex "A" a copy of the notice to the Bureau of Trademarks regarding the withdrawal of the application. According to the Respondent-Applicant, upon the filing of such notification, the trademark application subject of this opposition has already been automatically withdrawn thus, there is no more basis to continue with the instant case.

With the voluntary withdrawal by the Respondent-Applicant of its trademark application, 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 No. 4-2011-006509 be returned, together with a copy of this Order and the Respondent-Applicant's Motion and Manifestation, to the Bureau of Trademarks for information and appropriate action.

SO ORDERED.

Taguig City, 23 December 2014.


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

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