



A.D. GOTHONG MFG. CORP.,	}	IPC No. 14-2011-00409
<i>Opposer,</i>	}	Opposition to:
	}	
- versus -	}	Appln. Serial No. 4-2011-002833
	}	Date Filed: 11 March 2011
DISNEY ENTERPRISES, INC.,	}	Trademark: BAMBI DEVICE
<i>Respondent-Applicant.</i>	}	
x-----x	}	Order No. 2015- 65 (p)

ORDER

A.D. GOTHONG MFG. CORP. ("Opposer"), filed on 28 October 2011 an opposition to Trademark Application Serial No. 4-2011-002833. The application, filed by DISNEY ENTERPRISES, INC. ("Respondent-Applicant"), covers the mark "BAMBI DEVICE" for use on goods under International Classes 03, 09, 14, 16, 18, 20, 21, 24, 25, 28, 29, 30, 32 and 41.

This Bureau issued a Notice to Answer dated 22 November 2011 and served a copy thereof to Respondent-Applicant on 01 December 2011. The Respondent-Applicant filed its Answer on 29 February 2012.

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 20 March 2012 Order No. 2012-75 referring the case to mediation.

On 26 June 2012, the ADR Services of this Bureau submitted a Mediation Report indicating the unsuccessful mediation of the instant case.

On 06 April 2015, the Respondent-Applicant filed a Manifestation and Motion stating that the trademark registration for "BAMBI & REPRESENTATION OF A FAWN (A YOUNG DEER)" bearing Registration No. 4-1996-110367D in the name of A.D. GOTHONG MFG. CORP., and which mark was the primary basis of Opposer's objection to the application for registration of Respondent-Applicant's mark "BAMBI DEVICE", is now deemed cancelled. Attached to the Respondent-Applicant's Manifestation and Motion is a Certification issued by the Bureau of Trademarks on 27 March 2015 stating that the registration for the mark "BAMBI & REP. OF FAWN (A YOUNG DEER)" is removed from Register for non-filing of DAU.


Accordingly, with the removal of the mark BAMBI & REP. OF FAWN (A YOUNG DEER) from the Registry of the Intellectual Property Office of the Philippines, 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. 4-2011-002833 be returned, together with a copy of this Order to the Bureau of Trademarks (BOT) for information and appropriate action.

SO ORDERED.

Taguig City, 14 April 2015.


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

Copy furnished:

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