



NOVARTIS AG,	}	IPC No. 14-2015-00169
Opposer,	}	Opposition to:
	}	
-versus-	}	Application No. 4-2014-00011356
	}	Date Filed: 11 September 2014
MEDIRICH PHARMA DISTRIBUTION	}	
CORPORATION,	}	Trademark: XOLTIC
Respondent-Applicant.	}	
x-----x	x	Order No. 2015 - <u>128</u> (D)

ORDER

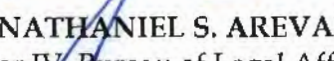
MEDIRICH PHARMA DISTRIBUTION CORPORATION ("Respondent-Applicant") filed on 29 May 2015 a Notice of Abandonment addressed to the Director of Trademarks. The notice which is in the nature of a response to the Verified Notice of Opposition states that the Respondent-Applicant has decided to abandon its application for the trademark 'XOLTIC' so as to avoid confusion with the trademark 'XOLAIR' of the Opposer.

With the voluntary abandonment 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. 4-2014-00011356 be returned, together with a copy of this Order and the Respondent-Applicant's Notice of Abandonment, to the Bureau of Trademarks for information and appropriate action.

SO ORDERED.

Taguig City, 02 July 2015.


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

Copy furnished:

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