



JAGUAR LAND ROVER LIMITED,	}	IPC No. 14-2015-00199
Opposer,	}	Opposition to:
	}	
	}	
-versus-	}	Application No. 4-2015-00500423
	}	Date Filed: 28 January 2015
	}	
GUANGZHOU HUIER LAN	}	
CHILDREN'S PRODUCTS CO., LTD.,	}	Trademark: FAIRLAND
Respondent-Applicant.	}	
x-----x	}	Order No. 2015 - <u>152</u> (D)

**ORDER**

The records show that this Bureau issued on 15 July 2015 Order No. 2015-1018 directing the Opposer to submit the original legalized and authenticated Certificate and Special Power of Attorney and Special Power of Attorney within ten (10) days from receipt thereof. The Order further states that the Opposer's failure to comply with the requirement shall cause the dismissal of the opposition.

On 28 July 2015, the Opposer filed its Compliance submitting the original notarized and authenticated Certificate and Special Power of Attorney and its attachment (the Special Power of Attorney) duly authenticated by the Philippine Consulate in Chicago, United States of America.

This Bureau noticed, however, that the Certificate and Special Power of Attorney and its attachment (the Special Power of Attorney) were authenticated by the Philippine Consulate in Chicago only on 14 July 2015 as evidenced by the Certificate of Authentication itself dated 14 July 2015. The Opposer, on the other hand, filed its Opposition on 29 June 2015.

Rule 2, Section 7 (b) of the amended Rules and Regulations on Inter Partes Proceedings (*promulgated through Office Order No. 99, s. 2011, as further amended by Office Order No. 14-068, s. 2014*), provides:

Section 7. *Filing Requirements for Opposition and Petition.* - x x x (b) x x x The verification and certification of nonforum shopping as well as the documents showing the authority of the signatory or signatories thereto, affidavits and other supporting documents, if executed and notarized abroad, must have been authenticated by the appropriate Philippine diplomatic or consular office. The execution and authentication of these documents must have been done before the filing of the opposition or petition. [Emphasis supplied]

In the instant case, the authentication of the required documents was done by the appropriate Philippine Consular Office only after the filing of the opposition.

WHEREFORE, premises considered, this case is hereby **DISMISSED**. Let the filewrapper of Trademark Application Serial No. 4-2015-00500423 be returned, together with a copy of this Order, to the Bureau of Trademarks for information and appropriate action.

**SO ORDERED.**

Taguig City, 30 July 2015.



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

Copy furnished:

**QUISUMBING TORRES**

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