

THE SCOTCH WHISKY ASSOCIATION, }
Opposer, }
 }
-versus- }
 }
MONTOSCO, INC., }
Respondent-Applicant. }
x-----x

IPC No. 14-2015-00605
Opposition to:
Application No. 4-2014-00007219
Date Filed: 09 June 2014
Trademark: **McARTHUR**
Order No. 2016 - 94 (D)

ORDER

MONTOSCO, INC. ("Respondent-Applicant") filed on 27 April 2016 a Manifestation stating, among other things, that:

"3. On April 25, 2016, undersigned received instruction from the respondent-applicant to voluntarily withdraw the application subject of this opposition case since respondent-applicant is no longer interested to use and register the said trademark for wines and liquors in Class 33.

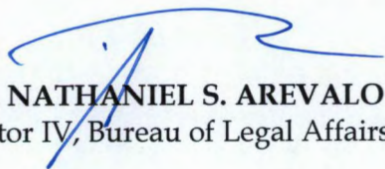
"4. To formalize the withdrawal, respondent-applicant filed with the Bureau of Trademarks a letter informing the Bureau that it is no longer interested to use the trademark McARTHUR and that it is withdrawing the subject application. A copy of the said letter officially received by the Intellectual Property Office is hereto attached as Annex "A"."

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. 4-2014-00007219 be returned, together with a copy of this Order and the Respondent-Applicant's Manifestation, to the Bureau of Trademarks for information and appropriate action.

SO ORDERED.

Taguig City, 03 MAY 2016


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

Copy furnished:

POBLADOR BAUTISTA & REYES

Counsel for Opposer

5th Floor SEDCCO I Building

120 Rada corner Legaspi Streets

Legaspi Village, Makati City

PADLAN SALVADOR COLOMA & ASSOCIATES

Counsel for Respondent-Applicant

Suite 307, 3rd Floor ITC Building

337 Sen. Gil Puyat Avenue, Makati City