

BIOSYSTEMS, S.A.,
Opposer,

-versus-

MMJ BIOSYSTEMS PHILIPPINES, INC.,
Respondent- Applicant.

X-----X

IPC No. 14-2015-00349
Opposition to:
Appln. Serial No. 4-2015-004112
Date Filed: 17 April 2015
TM: "MMJ BIOSYSTEMS"

NOTICE OF ORDER

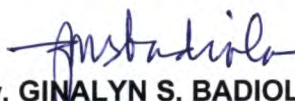
**SIGUION REYNA MONTECILLO
& ONGSIAKO LAW OFFICES**
Counsel for Opposer
4th & 6th Floors Citibank Center
8741 Paseo de Roxas, Makati City

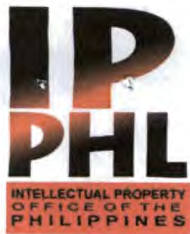
CASTILLO LAMAN TAN PANTALEON & SAN JOSE
Counsel for Respondent- Applicant
2nd, 3rd, 4th, 5th & 9th Floors, The Valero Tower
122 Valero Street, Salcedo Village
Makati City

GREETINGS:

Please be informed that Order No. 2016 - 149 (D) dated August 05, 2016 (copy enclosed) was promulgated in the above entitled case.

Taguig City, August 05, 2016.


Atty. GINALYN S. BADIOLA
Adjudication Officer
Bureau of Legal Affairs



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| <i>Respondent-Applicant.</i> | } | Order No. 2016 - <u>149 (D)</u> |
| x-----x | | |

ORDER

BIOSYSTEMS, S.A., (“Opposer”) filed on 28 September 2015 an opposition to Trademark Application Serial No. 4-2015-00004112. The application filed by MMJ BIOSYSTEMS PHILIPPINES, INC., (“Respondent-Applicant”) covers the mark **MMJ BIOSYSTEMS** for use on goods under Classes 1, 9, 10 and 11.

Pursuant to the Regulations on Inter Partes Proceedings, this Bureau issued a Notice to Answer and served a copy thereof to Respondent-Applicant on 15 October 2015. The Respondent-Applicant filed its Answer on 12 January 2016.

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 25 January 2016 Order No. 2015-009 referring the case to mediation.

On 23 May 2016, the ADR Services of this Bureau submitted a Mediation Report indicating an unsuccessful mediation of the instant case.

However, on 20 June 2016, the Respondent-Applicant, through counsel, filed a letter stating that it is voluntarily withdrawing its application for registration of its trademark “MMJ BIOSYSTEMS”. Attached to the letter is a request for voluntary cancellation of the subject mark filed with the Bureau of Trademarks.

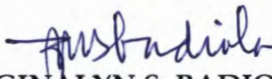
Accordingly, with the withdrawal by the Respondent-Applicant of its trademark application, there is no more reason nor basis to proceed with this case.

WHEREFORE, premises considered, the instant opposition case is hereby **DISMISSED**.

Let the filewrapper of Trademark Application Serial No. 4-2015-004112 be returned, together with a copy of this Order to the Bureau of Trademarks (BOT) for information and appropriate action.

SO ORDERED.

Taguig City, 05 AUG 2016


Atty. GINALYN S. BADIOLA
Adjudication Officer
Bureau of Legal Affairs