

BEIERSDORF AG,  
Opposer,

-versus-

EUROHEALTHCARE EXPONENTS INC.,  
CO. LTD.,  
Respondent- Applicant.

X-----X

}  
} IPC No. 14-2011-00045  
} Opposition to:  
} Appln. Serial No.4-2010-004188  
} Date Filed: 20 April 2010  
} TM: "EUROCIN"

**NOTICE OF ORDER**

**FEDERIS AND ASSOCIATES LAW OFFICES**  
Counsel for the Opposer  
Suite 2004 & 2005 88 Corporate Center  
141 Valero cor. Sedeno Streets, Salcedo Village  
Makati City

**GERALDINE E. GOMEZ**  
For Respondent-Applicant  
# 67 Scout Fuentabella Street, Tomas Morato  
Quezon City

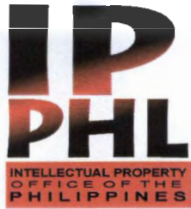
**GREETINGS:**

Please be informed that Order No. 2016 - 60 (D) dated March 28, 2016 (copy enclosed) was promulgated in the above entitled case.

Taguig City, March 28, 2016.

For the Director:

*Edwin A. Dating*  
**Atty. EDWIN DANILO A. DATING**  
Director III  
Bureau of Legal Affairs



BEIERSDORF AG,	}	IPC No. 14-2011-00045
<i>Opposer,</i>	}	Opposition to :
	}	
- versus -	}	Appln. No. 4-2010-004188
	}	Date Filed: 20 April 2010
EUROHEALTHCARE EXPONENTS INC.,	}	Trademark: EUROGIN
CO. LTD.,	}	
<i>Respondent-Applicant.</i>	}	
x-----x		Order No. 2016- 60 (D)

**ORDER**

BEIERSDORF AG (“Opposer”), filed on 14 February 2011 an opposition to Trademark Application Serial No. 4-2010-004188. The application, filed by EUROHEALTHCARE EXPONENTS INC., CO. LTD., (“Respondent-Applicant”), covers the mark “EUROGIN” for use on goods under Class 5.

This Bureau issued a Notice to Answer and served a copy thereof upon the Respondent-Applicant on 15 April 2011. However, the Respondent-Applicant did not file its Answer.

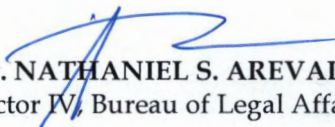
On 17 March 2014, the Opposer filed an Ex-Parte Manifestation stating that a check with the Bureau of Trademarks indicates that the Respondent-Applicant failed to file its 3<sup>rd</sup> year Declaration of Actual Use (DAU) in relation to the subject trademark application. It says that the Respondent-Applicant's failure to file the DAU will cause the cancellation of the said application. Attached to the Opposer's Ex-Parte Manifestation is a Certification issued by the Bureau of Trademarks on 17 March 2014.

The records of the Intellectual Property Office of the Philippines, in particular the Trademarks Registry, confirm the Opposer's allegation. Accordingly, with the abandonment of the application for registration of the mark EUROGIN, 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 Registration No4-2010-004188 be returned, together with a copy of this Order to the Bureau of Trademarks (BOT) for information and appropriate action.

**SO ORDERED.**

Taguig City, 28 March 2016.

  
Att’y. NATHANIEL S. AREVALO  
Director IV, Bureau of Legal Affairs