

MANG JUAN FRANCHISING CORPORATION, Opposer,

-versus-

EDWIN MAGTIBAY, Respondent-Applicant. **IPC No. 14-2017-00113** Opposition to:

Application No. 4-2016-00502417 Date Filed: 12 May 2016

TM: **FRANZ BUKO MANGO "PURE AND REFRESHING"** Order No. 2017 - <u></u>(D)

## O R D E R

}

}

EDWIN M. MAGTIBAY ("Respondent-Applicant") filed on 11 April 2017 a letter of Voluntary Abandonment addressed to the Office of the Director General. The Respondent-Applicant's letter provides, among other things, that:

"On 29 March 2017, I ceased from operating under the said trademark. In this regard, I respectfully request that the processing for the application for registration of the trademark FRANZ BUKO MANGO 'PURE AND REFRESHING' be immediately cancelled by this Honorable Office without the option of revival."

With the voluntary abandonment/cancellation by the Respondent-Applicant of his 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. 4-2016-00502417 be returned, together with a copy of this Order and the Respondent-Applicant's letter of Voluntary Abandonment, to the Bureau of Trademarks for information and appropriate action.

SO ORDERED.

Taguig City, 27 APR 2017

Atty. EDWIN DANILO A. DATING Director III, Bureau of Legal Affairs

Republic of the Philippines INTELLECTUAL PROPERTY OFFICE Intellectual Property Center # 28 Upper McKinley Road, McKinley Hill Town Center, Fort Bonifacio, Taguig City 1634 Philippines •www.ipophil.gov.ph T: +632-2386300 • F: +632-5539480 •mail@ipophil.gov.ph Copy furnished:

## **CLAIRE B. CORRAL** *Counsel for Opposer* Unit 3K Bright Place Condominium #9 Scout Bayoran, South Triangle Quezon City

## EDWIN MAGTIBAY

Respondent-Applicant Unit 323 Ashton Tower Hampton Gardens Condo C. Raymundo Avenue, Maybunga Pasig City

