

APPLE INC.,
Opposer,

-versus-

RENATO C. VALENCIA, FRANCISCO S.
RONDILLA, JONATHAN F. BORJA, HILARY L.
DE LEON, LEAH B. MARQUEZ, APOLINAR A.
CUEVA,
Respondent- Applicants.

}
} IPC No. 14-2016-00091
} Opposition to:
} Appln. Serial No. 4-2015-013477
} Date Filed: 24 November 2015
} TM: "iPASSBOOK"

X-----X

NOTICE OF ORDER

QUISUMBING TORRES
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DE JESUS MANIMTIM & ASSOCIATES
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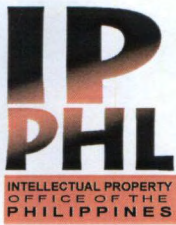
GREETINGS:

Please be informed that Order No. 2017 - 114 (D) dated May 24, 2017 (copy enclosed) was promulgated in the above entitled case.

Pursuant to Section 2, Rule 9 of the IPOPHL Memorandum Circular No. 16-007 series of 2016, any party may appeal the final order to the Director of the Bureau of Legal Affairs within ten (10) days after receipt of the final order together with the payment of applicable fees.

Taguig City, May 25, 2017.


MARILYN F. RETUAL
IPRS IV
Bureau of Legal Affairs



APPLE INC.,
Opposer,

- versus -

RENATO C. VALENCIA, FRANCISCO S. RONDILLA, }
JONATHAN F. BORJA, HILARY L. DE LEON, }
LEAH B. MARQUEZ, APOLINAR A. CUEVA, }
Respondent-Applicants. }

} IPC No. 14-2016-00091
} Opposition to:
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} Application Serial No. 4-2015-013477
} Date Filed: 24 November 2015

} Trademark: iPASSBOOK

x-----x

Order No. 2017- 114(D)

ORDER

APPLE INC. ("Opposer"), filed on 04 May 2016 an Opposition to Trademark Application Serial No. 4-2015-013477. The application, filed by RENATO C. VALENCIA, FRANCISCO S. RONDILLA, JONATHAN F. BORJA, HILARY L. DE LEON, LEAH B. MARQUEZ, and APOLINAR A. CUEVA ("Respondent-Applicants"), covers the mark iPASSBOOK for use on goods under Classes 09 and 36. The Opposition is anchored on Section 123.1 subparagraphs (d) (e) (f) and (g) of R.A. No. 8293, also known as the Intellectual Property Code of the Philippines ("IP Code").

This Bureau issued a Notice to Answer and served a copy thereof upon the Respondent-Applicants on 25 May 2016. On 29 July 2016, the Respondent-Applicants filed their Answer to the opposition refuting Opposer's allegations.

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 03 August 2016 Order No. 2016-141 referring the case to mediation.

On 17 October 2016, the Respondent-Applicants filed a Manifestation and Motion with the attached letter from Opposer's counsel stating that the said counsel was instructed by its client APPLE INC., to cause the dismissal of the captioned opposition case. Consequently during the hearing set by this Bureau on 17 May 2017, Opposer manifested that it is withdrawing the instant opposition.


Accordingly, with the withdrawal by the Opposer of its Opposition to the subject trademark application, there is no more reason or basis to proceed with this case.

WHEREFORE, premises considered, the instant Opposition case is hereby **DISMISSED**. Let the filewrapper of Trademark Application Serial No. 4-2015-013477 be

returned, together with a copy of this Order to the Bureau of Trademarks (BOT) for information and appropriate action.

SO ORDERED.

Taguig City, 24 MAY 2017.


ATTY. LEONARDO OLIVER LIMBO
Adjudication Officer
Bureau of Legal Affairs

Copy furnished:

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