

ALFA WASSERMANN S.P.A.,
Opposer,

-versus-

EADRIEX PHARMACEUTICALS PHILS., INC.,
Respondent-Applicant.

IPC No. 14-2016-00269
Opposition to:
Appln. Ser. No. 4-2015-012356
Date Filed: 26 October 2015

TM: NORXIME

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NOTICE OF ORDER

HECHANOVA BUGAY VILCHEZ & ANDAYA-RACADIO
Counsel for Opposer
Ground Floor, Salustiana D. Ty Tower
104 Paseo de Roxas Avenue,
Makati City

EADRIEX PHARMACEUTICALS PHILS., INC.
Respondent- Applicant
147 Scout Rallos
Kamunig, Quezon City

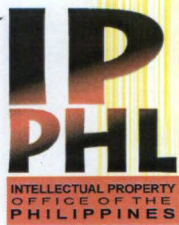
GREETINGS:

Please be informed that Order No. 2017 - 185 (D) dated 15 August 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 decision to the Director of the Bureau of Legal Affairs within ten (10) days after receipt of the decision together with the payment of applicable fees.

Taguig City, 15 August 2017.

MARILYN F. RETUAL
IPRS IV
Bureau of Legal Affairs



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 Date Filed: 26 October 2015
 Trademark: NORXIME
 Order No. 2017- 185(D)

ORDER

ALFA WASSERMANN S.P.A. (“Opposer”), filed on 01 August 2016 an opposition to Trademark Application Serial No. 4-2015-012356. The application filed by EADRIEX PHARMACEUTICALS PHILS., INC. (“Respondent-Applicant”), covers the mark “NORXIME” for use on goods under Class 05. The opposition is anchored on Section 123.1 paragraph (e) 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 to the Respondent-Applicant on 12 August 2016. The Respondent-Applicant did not file an Answer. On 05 April 2017, this Bureau issued an order declaring the Respondent-Applicant in default. However on 06 June 2017, Respondent-Applicant submitted a Notice of Abandonment stating that it has decided to abandon its application for the trademark NORXIME.

Accordingly, in view of the abandonment by the Respondent-Applicant of 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 filer wrapper of Trademark Application Serial No. 4-2015-012356 be returned, together with a copy of this Order to the Bureau of Trademark (BOT) for information and appropriate action.

SO ORDERED.

Taguig City, 15 AUG 2017.


ATTY. LEONARDO OLIVER LIMBO
 Adjudication Officer
 Bureau of Legal Affairs