



ABBOTT LABORATORIES,	}	IPC No. 14-2013-00462
Opposer,	}	Opposition to:
	}	
- versus -	}	Application No. 4-2013-00003391
	}	Date Filed: 26 March 2013
CATHAY DRUG COMPANY, INC.,	}	
Respondent-Applicant.	}	Trademark: NEPROTEIN
x-----x	x	Order No. 2014 - <u>63</u> (D)

ORDER

ABBOTT LABORATORIES ("Opposer") filed on 28 April 2014 a Manifestation and Motion stating that in a letter dated 04 March 2014, the Respondent-Applicant confirmed that it was no longer interested in registering the trademark NEPROTEIN subject of the instant opposition.

A copy of the said letter, attached as Annex "A" of the Manifestation and Motion, states, in part, that:

"The Cathay Drug Company, Inc. hereby respectfully manifests that it is no longer interested in registering its NEPROTEIN trademark, covered by the above mentioned trademark application, or from otherwise pursuing its trademark application therefor.

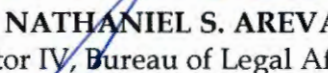
Accordingly, Cathay Drug Company, Inc. hereby respectfully requests that this letter be included in the filewrapper of Trademark Application Serial No. 4-2013-003391 for NEPROTEIN, and that said application be deemed by the Bureau of Trademarks as abandoned."

With the abandonment by the Respondent-Applicant of its 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 Serial No. 4-2013-00003391 be returned, together with a copy of this Order and the Opposer's Manifestation and Motion, to the Bureau of Trademarks for information and appropriate action.

SO ORDERED.

Taguig City, 05 May 2014.


Atty. NATHANIEL S. AREVALO
Director IV, Bureau of Legal Affairs

Copy furnished:

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