



PFIZER INC.,
Opposer,

- versus -

ALLIED PHARMACEUTICAL MARKETING CORP.,
Respondent-Applicant.

x-----x

IPC No. 14-2011-00361

Opposition to:

Appln. Serial No. 4-2010-011670

Date Filed: 26 October 2010

Trademark: ZITHROX

Order No. 2012 - 120 (D)

ORDER

PFIZER INC. (Opposer) filed on 04 October 2011 an opposition to Trademark Application Serial No. 4-2010-011670. The application, filed by **ALLIED PHARMACEUTICAL MARKETING CORP.** (Respondent-Applicant), covers the mark "**ZITHROX**" for use on pharmaceutical product under class 5 of the International Classification of goods.

This Bureau issued a Notice to Answer and served a copy thereof upon the Respondent-Applicant on 09 November 2011. The Respondent-Applicant filed its Answer on 03 January 2012.

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 and Settlement Period*"), this Bureau issued on 07 February 2012 Order No. 2012-47 referring the case to mediation.

On 07 June 2012 the ADR Services of this Bureau submitted a Mediator's Report together with the Manifestation filed by the Respondent-Applicant on 01 June 2012 stating, among other things, that it is withdrawing its trademark application.

With the withdrawal of the trademark application by the Respondent-Applicant, 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 Application Serial No. 4-2010-011670 be returned, together with a copy of this Order and the aforementioned Manifestation of the Respondent-Applicant, to the Bureau of Trademarks for information and appropriate action.

SO ORDERED.

Taguig City, 31 July 2012.


ATTY. NATHANIEL S. AREVALO
Director IV
Bureau of Legal Affairs

cpb