



THERAPHARMA, INC.,	}	IPC No. 14-2013-00399
Opposer,	}	
	}	Opposition to:
- versus -	}	Appln. Serial No. 4-2013-004285
	}	Date Filed: 16 April 2013
SCIGEN LTD.,	}	Trademark: SCIOSARTAN
Respondent-Applicant.	}	
X-----X		Order No. 2014 - <u>81(D)</u>

## ORDER

**THERAPHARMA, INC.** ("Opposer"), filed on 26 September 2013 an opposition to Trademark Application Serial No. 4-2013-004285. The application filed by **SCIGEN LTD.** ("Respondent-Applicant") covers the mark **SCIOSARTAN** for use on goods under Class 05. The opposition is anchored on Section 123.1 sub-paragraph (h) and (j) of R.A. 8293 also known as the Intellectual Property Code of the Philippines ("IP Code").

Pursuant to the Regulations on Inter Partes Proceedings, this Bureau issued a Notice to Answer and served a copy thereof to Respondent-Applicant on 11 November 2013. The Respondent-Applicant filed its Verified Answer on 10 December 2013.

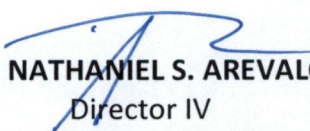
On 22 April 2014, the Respondent-Applicant filed a Manifestation stating that it is withdrawing its trademark application for the registration of the mark SCIOSARTAN.

Accordingly, with the withdrawal by the Respondent-Applicant of its trademark application, 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. 4-2013-004285 be returned, together with a copy of this Order to the Bureau of Trademarks (BOT) for information and appropriate action.

**SO ORDERED.**

Taguig City, 28 May 2014.

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

cpb

Copy furnished:

**OCHAVE & ESCALONA**

Counsel for the Opposer  
No. 66 United Street  
Mandaluyong City

**ONG MENESES GONZALEZ & GUPIT**

Counsel for the Respondent-Applicant  
18/F, 88 Corporate Center, 141 Valero cor.  
Sedeno Streets, Salcedo Village  
Makati City