

RE/Max LLC,	}	IPC No. 14-2011-00438
<i>Petitioner,</i>	}	Petition for Cancellation:
	}	
- versus -	}	Reg. No. 4-2004-011539
	}	Date Issued: 19 January 2007
MINDLINKS PROPERTY VENTURES	}	Trademark: R/E Mark and Logo
INTERNATIONAL INC.,	}	
<i>Respondent-Registrant.</i>	}	
x-----x		Order No. 2015- 234 (D)

ORDER

RE/Max LLC ("Petitioner") filed on 30 September 2011 a petition for cancellation of Trademark Reg. No. 4-2004-011539. The registration issued on 19 January 2007 in favor of MINDLINKS PROPERTY VENTURES INTERNATIONAL INC. ("Respondent-Registrant") covers the R/E Mark and Logo for use on goods under Class 36.

On 19 October 2015, the Petitioner filed a Manifestation correcting the erroneous Trademark Registration No. indicated in the Petition for the mark R/E Mark and Logo under the name of Respondent-Registrant as Trademark Registration No. 4-2004-011539, and not Trademark Registration No. 4-2004-01539. Attached to the manifestation is a copy of the Certificate of Registration which reflects the correct Trademark Registration No. 4-2004-011539 for the mark R/E Mark and Logo. Furthermore, Petitioner states that Trademark Registration No. 4-2004-011539 for the mark R/E mark and Logo under the name of Mindlinks Property Ventures International Inc. is deemed cancelled/abandoned due to the Respondent-Registrant's failure to file its 5th Year Declaration of Actual Use.

The records of the Intellectual Property Office of the Philippines, in particular the Trademarks Registry, confirm the Petitioner's manifestation. Accordingly, there is no more reason nor basis to proceed with this case.

WHEREFORE, premises considered, the instant cancellation case is hereby **DISMISSED**.

Let the filewrapper of Trademark Registration No. 4-2004-011539 be returned, together with a copy of this Order to the Bureau of Trademarks (BOT) for information and appropriate action.

SO ORDERED.

Taguig City, 21 December 2015.


Atty. NATHANIEL S. AREVALO
Director W/Bureau of Legal Affairs

Copy furnished:

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