

KULTURA STORE, INC.,

Opposer,

-versus-

PHILIPPINE CROP DISTILLERS, INC.,

Respondent-Applicant.

IPC No. 14-2016-00457

Opposition to:

Appln. Ser. No. 4-2016-001749

Date Filed: 18 February 2016

TM: KULTURA

X-----X

NOTICE OF ORDER

AGUILAR ALEJANDRO & PARTNERS

Counsel for Opposer

10th Floor, One E-Com Center,
Harbor Drive, Mall of Asia Complex,
Pasay City

REYES ROJAS & ASSOCIATES

Counsel for Respondent- Applicant

Unit 1502 Jollibee Plaza Building
F. Ortigas, Jr. Road, Ortigas Center
Pasig City

GREETINGS:

Please be informed that Order No. 2017 - 174 (D) dated 07 August 2017 (copy enclosed) was promulgated in the above entitled case.

Pursuant to Section 2, Rule 9 of the IPOPPL 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, 07 August 2017.

MARILYN F. RETUAL
IPRS IV

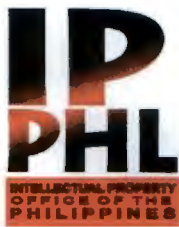
Bureau of Legal Affairs

Republic of the Philippines
INTELLECTUAL PROPERTY OFFICE

Intellectual Property Center # 28 Upper McKinley Road, McKinley Hill Town Center, Fort Bonifacio,

Taguig City 1634 Philippines • www.ipophil.gov.ph

T: +632-2386300 • F: +632-5539480 • mail@ipophil.gov.ph



KULTURA STORE, INC.	}	IPC NO. 14-2016-00457
<i>Opposer,</i>	}	Opposition to:
	}	Appln. Ser. No. 4-2016-001749
- versus -	}	Date Filed: 18 February 2016
	}	
PHILIPPINE CROP DISTILLERS, INC.,	}	Trademark: KULTURA
<i>Respondent-Applicant.</i>	}	
-----x		Order No. 2017- 174 (D)

ORDER

KULTURA STORE, INC. ("Opposer") filed on 07 November 2016 an opposition to Trademark Application Serial No. 4-2016-001749. The application filed by PHILIPPINE CROP DISTILLERS, INC., ("Respondent-Applicant") covers the mark KULTURA for use on goods under Class 33.

Pursuant to the Regulations on Inter Partes Proceedings, this Bureau issued a Notice to Answer and served a copy thereof to Respondent-Applicant on 24 November 2016. The Respondent-Applicant filed its Verified Answer on 22 December 2016.

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 Settlement Period*"), this Bureau issued on 12 January 2017 Order No. 2017-009 referring the case to mediation.

On 27 April 2017, the ADR Services of this Bureau submitted a Mediation Report indicating an unsuccessful mediation of the instant case.

However, on 20 July 2017, Respondent-Applicant filed a Motion to Withdraw Application for the registration of the mark KULTURA under Application No. 4-2016-001749.

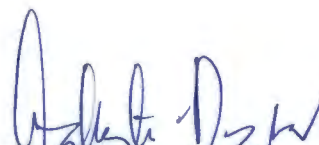
Accordingly, with the withdrawal by the Respondent-Applicant of its trademark application, there is no more reason nor basis to proceed with this case.

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

Let the filewrapper of Trademark Application Serial No. 4-2016-001749 be returned, together with a copy of this Order to the Bureau of Trademarks (BOT) for information and appropriate action.

SO ORDERED.

Taguig City, **07 AUG 2017**


MARLITA V. DAGSA
 Adjudication Officer, Bureau of Legal Affairs