



ASTRAZENECA AB }  
Opposer, }  
- versus - }  
QX PHARMACEUTICALS, INC., }  
Respondent-Applicant }  
X-----X

MNO 2008-325  
Opposition to:  
Appl. Ser. No : 4-2008-000908  
Date Filed : January 25, 2008  
Trademark : "BEBLOC"

Order No. 2008 - 172 (17)

### ORDER

On August 07, 2008, an Ex-Parte Motion for Extension of Time to File Unverified or Verified Notice of Opposition was filed by Opposer through counsel praying that Opposer be given an extension of thirty (30) days from August 17, 2008 or until September 16, 2008 within which to file the Notice of Opposition.

The records show that Opposer was given a **first extension of thirty (30) days or until September 16, 2008 under Order No. 2008-1258** within which to file the Verified Notice of Opposition in compliance with the requirements of Office Order No. 79, series of 2005 (Amendments of the Regulations on Inter Partes Proceedings).

To date, however, despite the lapse of the period given to Opposer within which to file its verified notice of opposition, the same neither filed any motion nor pleading relative thereto.

It appears that the non-filing of the Verified Notice of Opposition is contrary to the provisions of Sec. 134 of Republic Act 8293 and Sec. 4, Rule 7 of the Implementing Rules and Regulations of Inter Partes Proceedings which became effective last January 1, 1998.

**WHEREFORE**, for failure of the Opposer to file its Notice of Opposition within the reglementary period provided for by law, this case is, as it is hereby **MOTU PROPRIO DISMISSED**. Accordingly, Application Serial No. 4-2008-000908 filed on January 25, 2008 by **QX PHARMACEUTICALS, INC.**, for the registration of the trademark "**BEBLOC**" for goods under "**Class 05**" as it is, hereby **GIVEN DUE COURSE**.

Let the filewrapper subject matter of the above-captioned case be forwarded to the Bureau of Trademarks (BOT) for appropriate action in accordance with this Order with a copy thereof to be furnished the Publication Division for information and to update its records.

**SO ORDERED.**

Makati City, 13 October 2008.

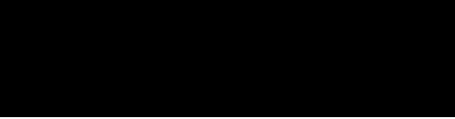
  
**EDWIN DANILO A. DATING**  
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*Counsel for Opposer*



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MS. LAURA LOVE P. GUEVARA  
*For Respondent-Applicant*



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BUREAU OF TRADEMARKS

PUBLICATION DIVISION