

# Keltie

Office for Harmonization in the Internal Market (Trade Marks and Designs)  
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**BY FACSIMILE ONLY +34 96 513 1344**

02 January 2014

Dear Sirs

**Community Trade Mark Registration No 1224831 OSHO in the name of Osho International Foundation ("OIF") and Application for invalidation No 5064C by Osho Lotus Commune e.V. ("Osho Lotus")  
Our Reference: S26653/RAC/AS**

Further to our submissions of 7 June 2013, we hereby wish to withdraw **Exhibit 4 - (Osho's Last Will & Testament "Osho's Will")** from the supplemental witness statement of Mr. Phillip Toelkes attached at **Annex PT3** of those submissions. The withdrawal of this document and the comments made in respect of this document should be considered to be withdrawn from these proceedings entirely.

OIF is taking this action in light of wholly unfounded allegations raised outside this proceeding questioning the authenticity of the document. While OIF does not in any way agree with the questions raised, OIF does not wish to present any document which would distract the attention of the OHIM from the key evidence and issues of the case at hand.

The OHIM has already been subjected to numerous and calculated attempts to distract it from the key evidence and law which establish the long time registration and use of the trademark. This document was one of many documents offered to address these peripheral issues. Its withdrawal does not affect the determination of the essential issues in this case.

Thank you for your attention to this matter. OIF will timely submit its final submission as scheduled.

Yours faithfully

*Keltie LLP*

**Keltie LLP**