

MI4000000481

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

PICK-UP     WAIT     MAIL

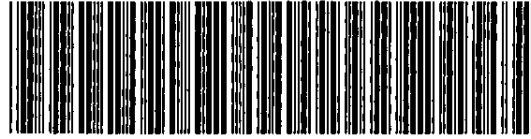
(Business Entity Name)

(Document Number)

Certified Copies     Certificates of Status

Special Instructions to Filing Officer:

Office Use Only



700254396817

12/12/13--01023--004 \*\*160.00

FILED  
14 JAN 23 AM 11:48  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

JAN 27 2014

T. BROWN

~~1113 102602~~

**COVER LETTER**

**TO:** Registration Section  
Division of Corporations

**SUBJECT:** **BERNWOOD, LLC**

Name of Limited Liability Company

The enclosed "Application by Foreign Limited Liability Company for Authorization to Transact Business in Florida," Certificate of Existence, and check are submitted to register the above referenced foreign limited liability company to transact business in Florida..

Please return all correspondence concerning this matter to the following:

**Michael A. Baviello, Jr., Esquire**

Name of Person

**Michael A. Baviello, Jr., P.A.**

Firm/Company

**800 Seagate Drive, Suite 204**

Address

**Naples, FL 34103**

City/State and Zip Code

**mabjr@baviellolaw.com**

E-mail address: (to be used for future annual report notification)

For further information concerning this matter, please call:

**Michael A. Baviello, Jr.** at **239** **434-6644**

Name of Person

Area Code & Daytime Telephone Number

**MAILING ADDRESS:**

Division of Corporations  
Registration Section  
P.O. Box 6327  
Tallahassee, FL 32314

**STREET ADDRESS:**

Division of Corporations  
Registration Section  
Clifton Building  
2661 Executive Center Circle  
Tallahassee, FL 32301

Enclosed is a check for the following amount:

- \$125.00 Filing Fee
- \$130.00 Filing Fee & Certificate of Status
- \$155.00 Filing Fee & Certified Copy
- \$160.00 Filing Fee, Certificate of Status & Certified Copy

MICHAEL A. BAVIELLO, JR., P.A.  
ATTORNEY AT LAW

January 21, 2014

**Via Overnight Courier**

Division of Corporation  
Attn: Teresa Brown, Regulatory Specialist II  
2661 West Executive Center Circle  
Tallahassee, FL 32301

**Re: Our Client: Bernwood, LLC, a Ohio limited liability company**  
**Ref. No.: W13000068602**  
**Our File No. 13-1700**

Dear Ms. Brown:

We enclose your December 16, 2013 letter along with our client's original Application by Foreign Limited Liability Company for Authorization to Transact Business in Florida and Certificate of Designation of Registered Agent/Registered Office. We have not included a Written Consent to Adopt Alternative Name for Use in the State of Florida, as you requested, because we believe that the form, at this time, is no longer necessary.

Specifically, we were advised that the reason for your proper request, at the time, was based upon the renewal Trademark filed on April 15, 2003 by James Bernet for the word "Bernwood" (T93000001089). The State's records indicate this trademark expired on September 9, 2013 and we acknowledge the State affords Mr. Bernet 120 days from that date in which to file a renewal otherwise his trademark then becomes inactive. Therefore, the date for which Mr. Bernet to have filed the renewal was January 7, 2014. While the State's website does not reflect the trademark as being inactive, we know for a certainty that Mr. Bernet did not, nor could he, renew the trademark because he died on November 4, 2003 (Probate Case No. 04-CP-5172, Circuit Court of Lee County, Florida).

Accordingly, we now resubmit our client's application to conduct business in Florida under its name without using an alternate name and ask the State to honor our request.

Thank you for your immediate attention to our request. If you have any further questions, please contact me directly.

Sincerely,

MICHAEL A. BAVIELLO, JR., P.A.

  
Michael A. Baviello, Jr., Esquire

MABJR/lp  
Enclosure  
cc: Client  
ltr-01212014-state-resubmit.wpd



FLORIDA DEPARTMENT OF STATE  
Division of Corporations

December 16, 2013

MICHAEL A. BAVIELLO, JR., P.A.  
800 SEAGATE DR STE 204  
NAPLES, FL 34103

SUBJECT: BERNWOOD, LLC  
Ref. Number: W13000068602

We have received your document for BERNWOOD, LLC and your check(s) totaling \$160.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

The name of your limited liability company is not available in the state of Florida since it is the same as, or it is not distinguishable from the name of an existing entity on our records. Section 608.406, Florida Statutes, was amended effective July 1, 2007, to require the name of a foreign limited liability company to be distinguishable from the names of all other filings filed with the Division of Corporations, except for fictitious name registrations and general partnership registrations. Therefore, the limited liability company must select an alternate name for use in the state of Florida.

Please insert the alternate name in the space provided on the application form. You must also attach a copy of the written consent of the managers or managing members adopting the alternate name for Florida. For your convenience, we are enclosing a fill-in-the-blank form for you to complete and return to our office for processing.

The alternate name must end with the words "Limited Liability Company," the abbreviation "L.L.C.," or the designation "LLC." The word "Limited" may be abbreviated as "Ltd." and the word "Company" may be abbreviated as "Co." The following suffixes are no longer acceptable: "Limited Company," "L.C.," and "LC".

Please return your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (850) 245-6051.

Teresa Brown  
Regulatory Specialist II

Letter Number: 813A00028524

**APPLICATION BY FOREIGN LIMITED LIABILITY COMPANY FOR AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA**

IN COMPLIANCE WITH SECTION 605 FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REGISTER A FOREIGN LIMITED LIABILITY COMPANY TO TRANSACT BUSINESS IN THE STATE OF FLORIDA:

1. Bernwood, LLC  
(Name of Foreign Limited Liability Company; must include "Limited Liability Company," "L.L.C.," or "LLC.")

(If name unavailable, enter alternate name adopted for the purpose of transacting business in Florida and attach a copy of the written consent of the managers or managing members adopting the alternate name. The alternate name must include "Limited Liability Company," "L.L.C.," "LLC.")

2. Ohio 3. 46-4244137  
(Jurisdiction under the law of which foreign limited liability company is organized) (FEI number, if applicable)

4. November 21, 2013 5. Perpetual  
(Date of Organization) (Duration: Year limited liability company will cease to exist or "perpetual")

6. Not Applicable  
(Date first transacted business in Florida, if prior to registration.)  
(See sections 608.501 & 608.502 F.S. to determine penalty liability)

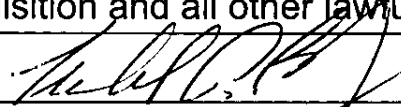
7. 1110 Euclid Avenue, Suite 300  
Cleveland, Ohio 44115-1603  
(Street Address of Principal Office)

8. If limited liability company is a manager-managed company, check here

9. The name and usual business addresses of the managing members or managers are as follows:  
CRM Development II, LLC, 1110 Euclid Avenue #200, Cleveland, OH 44115-1603

10. Attached is an original certificate of existence, no more than 90 days old, duly authenticated by the official having custody of records in the jurisdiction under the law of which it is organized. (A photocopy is not acceptable. If the certificate is in a foreign language, a translation of the certificate under oath of the translator must be submitted.)

11. Nature of business or purposes to be conducted or promoted in Florida: Real estate acquisition and all other lawful purposes

  
Signature of a member or an authorized representative of a member.

(In accordance with section 605, F.S., the execution of this document constitutes an affirmation under the penalties of perjury that the facts stated herein are true. I am aware that any false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s.817.155, F.S.)

Michael A. Baviello Jr., Authorized Agent  
Typed or printed name of signee

FILED  
14 3PM 23 AM 11:48  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

**CERTIFICATE OF DESIGNATION OF  
REGISTERED AGENT/REGISTERED OFFICE**

PURSUANT TO THE PROVISIONS OF SECTION 605 or 605, FLORIDA STATUTES,  
THE UNDERSIGNED LIMITED LIABILITY COMPANY SUBMITS THE FOLLOWING  
STATEMENT TO DESIGNATE A REGISTERED OFFICE AND REGISTERED AGENT IN THE  
STATE OF FLORIDA.

1. The name of the Limited Liability Company is:

**Bernwood, LLC**

---

If unavailable, the alternate to be used in the state of Florida is:

**N/A**

---

2. The name and the Florida street address of the registered agent and office are:

**Michael A. Baviello, Jr., Esquire**

---

(Name)

**c/o Michael A. Baviello Jr. PA, 800 Seagate Drive Suite 204**

---

Florida Street Address (P.O. Box NOT ACCEPTABLE)

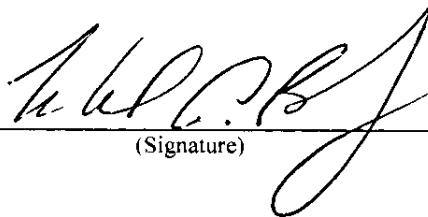
**Naples, FL 34103**

---

FL

City/State/Zip

*Having been named as registered agent and to accept service of process for the above stated limited liability company at the place designated in this certificate, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relating to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent as provided for in Chapter 605 Florida Statutes.*



(Signature)

**\$ 100.00 Filing Fee for Application**  
**\$ 25.00 Designation of Registered Agent**  
**\$ 30.00 Certified Copy (optional)**  
**\$ 5.00 Certificate of Status (optional)**

UNITED STATES OF AMERICA  
STATE OF OHIO  
OFFICE OF THE SECRETARY OF STATE

*I, Jon Husted, do hereby certify that I am the duly elected, qualified and present acting Secretary of State for the State of Ohio, and as such have custody of the records of Ohio and Foreign business entities; that said records show BERNWOOD, LLC, an Ohio For Profit Limited Liability Company, Registration Number 2248212, was organized within the State of Ohio on November 21, 2013, is currently in FULL FORCE AND EFFECT upon the records of this office.*



*Witness my hand and the seal of the Secretary of State at Columbus, Ohio this 3rd day of December, A.D. 2013.*

*Jon Husted*

Ohio Secretary of State

Validation Number: 201333700924