

T000000000923

Adrienne L. White, Esq.

Burns Doane Swacker & Mathis, LLP.

Requester's Name

PO Box 1404

Address

Alexandria, Va 22313-1404

City/State/Zip

Phone #

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NEW FILINGS

☐ Profit
☐ Not for Profit
☐ Limited Liability
☐ Domestication
☐ Other

OTHER FILINGS

☐ Annual Report
☐ Fictitious Name

Acknowledgement DCC

W. P. Verifier DCC

AMENDMENTS

☐ Amendment
☐ Resignation of R.A., Officer/Director
☐ Change of Registered Agent
☐ Dissolution/Withdrawal
☐ Merger

REGISTRATION/QUALIFICATION

☐ Foreign
☐ Limited Partnership
☐ Reinstatement
☐ Trademark
☐ Other

Examiner's Initials

FILED

10 AUG 10 PM 3:05

SECRETARY OF STATE
TALLAHASSEE, FLORIDA

CR2E031(7/97)

T000000000923

**BURNS
DOANE
SWECKER &
MATHIS LLP**

ALEXANDRIA, VIRGINIA
REDWOOD SHORES, CALIFORNIA
DURHAM, NORTH CAROLINA

CORRESPONDENCE TO:
P.O. Box 1404
Alexandria, Virginia 22313-1404

OFFICE ADDRESS:
Suite 500
1737 King Street
Alexandria, Virginia 22314-2756

Telephone: +1.703.836.6620
Group 3 Fax: +1.703.836.2021
Group 4 Fax: +1.703.836.0028

July 21, 2000

VIA FEDERAL EXPRESS

Ms. Diane Cushing
Corporate Specialist
Registration Section
Division of Corporations
409 E. Gaines St.
Tallahassee, FL 32399

Re: Florida State Service Mark Applications
Mark: TIBURON & "Fin" Design
Mark: TIBURON & "Fin" Design in a Box
Applicant: Watermark Communities, Inc.
Services: Classes 36, 37, 41 & 42
Your File: W00000015756 & W00000015760
Our File: 032979-026 & 032979-029

Dear Ms. Cushing:

We have received your letters dated June 21, 2000 (Letters Number 800A00035158 & 400A00035165) regarding the need for additional specimens in connection with the two above-captioned Florida State service mark applications which were previously submitted.

Accordingly, we now submit for each application three sets of original specimens, from which use of the marks in connection with all classes of services recited in the applications can be seen. As requested, a copy of each of your referenced letters is also attached to each group of specimens.

Should anything further be required, please contact my assistant, Harriet Wright, as soon as possible by telephone at (703) 838-6546, or by a letter or facsimile to the undersigned at the address on this letterhead.

Thank you for your attention to this matter.

Sincerely,


Adrienne L. White

ALW/hcw
Enclosures

**BURNS
DOANE
SWECKER &
MATHIS LLP**

ALEXANDRIA, VIRGINIA
REDWOOD SHORES, CALIFORNIA
DURHAM, NORTH CAROLINA

August 9, 2000

CORRESPONDENCE TO:
P.O. Box 1404
Alexandria, Virginia 22313-1404

OFFICE ADDRESS:
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1737 King Street
Alexandria, Virginia 22314-2756

Telephone: +1.703.836.6620
Group 3 Fax: +1.703.836.2021
Group 4 Fax: +1.703.836.0028

VIA FEDERAL EXPRESS

Ms. Diane Cushing
Corporate Specialist
Registration Section
Division of Corporations
409 E. Gaines St.
Tallahassee, FL 32399

Re: Florida State Service Mark Applications
TIBURON; TIBURON (Stylized);
TIBURON & Design (Fin Only);
TIBURON NAPLES & Design (Fin and Squiggly Line)
TIBURON & Design (Fin and Box)
TIBURON NAPLES & Design (Fin and Squiggly Line with Box)
Applicant: Watermark Communities, Inc.
Services: Classes 36, 37, 41 & 42
Our Files: 032979-024/025/026/028/029/031

Dear Ms. Cushing:

Further to your recent discussion with my assistant, Harriet Wright, we now forward menus showing use of the captioned marks in connection with the services in Class 42. Three original specimens for each mark are hereby submitted.

A copy of your facsimile letter regarding this matter is also attached to each set of specimens, on which is indicated the mark for which the specimens are submitted.

Should anything further be required, please contact my assistant, Harriet Wright, as soon as possible by telephone at (703) 838-6546, or by a letter or facsimile to the undersigned at the address on this letterhead.

Thank you for your attention to this matter.

Sincerely,


Adrienne L. White

ALW/hcw
Enclosures

File 2/10



FLORIDA DEPARTMENT OF STATE

Katherine Harris
Secretary of State

June 22, 2000

ADRIENNE L. WHITE, ESQ.
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. BOX 1404
ALEXANDRIA, VA 22313-1404

SUBJECT: TIBURON IN STYLIZED LETTERING BENEATH A SHARK FIN
DESIGN
Ref. Number: W00000015760

We have received your document for TIBURON IN STYLIZED LETTERING BENEATH A SHARK FIN DESIGN and your check(s) totaling \$350.00. However, the document has not been filed and is being retained in this office for the following:

We must have specimens for each class that you are trying to register under. We must be able to determine what services you are rendering by looking at the specimen.

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) 487-6913.

Diane Cushing
Corporate Specialist

Letter Number: 400A00035165



COPY

FLORIDA DEPARTMENT OF STATE
Katherine Harris
Secretary of State

August 1, 2000

HARRIET WRIGHT
BURNS DOANE SWECKER & MATHIS LLP
P.O. BOX 1404
ALEXANDRIA, VA 22313-1404

Mark: TIBURON & Design
(fin only)
Class 42
Our Reference: 032979-026

SUBJECT: TIBURON

We have received your document for TIBURON and your check(s) totaling \$2100.00. However, the document has not been filed and is being retained in this office for the following:

The specimens you have submitted for the different trademarks that you are trying to file in our office are acceptable except the restaurant services. Yes the restaurant is mentioned within the brochure but it doesn't have the design and everything with it. Do you possibly have a menu that you use in the restaurant that has the name Tiburon and the design on it? If you do could you send me the menu's so we can register the marks in our office. If you have any questions please call.

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) 487-6913.

Diane Cushing
Corporate Specialist

Letter Number: 300A00041642

APPLICATION FOR THE REGISTRATION OF A TRADEMARK OR SERVICE MARK
PURSUANT TO CHAPTER 495, FLORIDA STATUTES

TO: Division of Corporations
Post Office Box 6327
Tallahassee, FL 32314

Name & address to whom acknowledgment should be sent:

Adrienne L. White, Esq.

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404, Alexandria, VA 22313-1404

(703) 836-6620

Daytime Telephone number

PART I

1. (a) Applicant's name: Watermark Communities, Inc.

(b) Applicant's business address: 24301 Walden Center Drive, Suite 300

Bonita Springs, Florida 34134
City/State/Zip

(c) Applicant's telephone number: (941) 947-2600

☐ Individual

☒ Corporation

☐ Joint Venture

☐ Other:

☐ General Partnership

☐ Limited Partnership

☐ Union

If other than an individual,

(1) Florida registration number: F98000005852

(2) Domicile State: Delaware

(3) Federal Employer Identification Number: 65-0869020

2. (a) If the mark to be registered is a service mark, the services in connection with which the mark is used:
(i.e., furniture moving services, diaper services, house painting services, etc.)

(PLEASE SEE ATTACHMENT)

(b) If the mark to be registered is a trademark, the goods in connection with which the mark is used:
(i.e., ladies sportswear, cat food, barbecue grills, shoe laces, etc.)

(c) The mode or manner in which the mark is used: (i.e., labels, decals, newspaper advertisements, brochures, etc.)

advertisements, newspaper advertisements, brochures, other promotional materials
signage

(Continued)

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SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Identification of Services

Class 36: REAL ESTATE MANAGEMENT, NAMELY, OPERATION OF LEISURE-ORIENTED MASTER PLANNED RESIDENTIAL COMMUNITIES, GOLF COURSES, AMENITIES OPERATIONS AND RESORTS, PARCEL AND LOT SALES, OPERATION OF REAL ESTATE SERVICES BUSINESS, LEASING OF REAL ESTATE, PROPERTY MANAGEMENT, AND DEVELOPMENT AND CONSTRUCTION MANAGEMENT SERVICES

Class 37: REAL ESTATE DEVELOPMENT, NAMELY, DEVELOPMENT CONSTRUCTION, AND OPERATION OF LEISURE-ORIENTED MASTER PLANNED RESIDENTIAL COMMUNITIES, HOMEBUILDING, GOLF COURSES, AMENITIES, LUXURY MID-RISE BUILDINGS AND RESORTS

Class 41: COUNTRY CLUB SERVICES, GOLF COURSE SERVICES, RECREATION AND ENTERTAINMENT SERVICES IN THE NATURE OF SWIMMING POOLS, ATHLETIC FACILITIES, HEALTH CLUB SERVICES AND FITNESS CENTERS

Class 42: RESTAURANT SERVICES

d) The class(es) in which goods or services fall:

36 37 41 42

PART II

1. Date first used by the applicant, predecessor, or a related company (must include month, day and year):

(a) Date first used anywhere: 11/30/97 (b) Date first used in Florida: 11/30/97

PART III

1. The mark to be registered is: (If logo/design is included, please give brief written description which must be 25 words or less.) TIBURON & Design

The word TIBURON in stylized lettering beneath a shark fin design

English Translation The English translation of the word TIBURON is "shark".

2. DISCLAIMER (if applicable)

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE TERM "
" APART FROM THE MARK AS SHOWN.

I, Vivien N. Hastings, being sworn, depose and say that I am the owner and the applicant herein, or that I am authorized to sign on behalf of the owner and applicant herein, and no other person except a related company has the right to use such mark in Florida either in the identical form or in such near resemblance as to be likely to deceive or confuse or to be mistaken therefor. I make this affidavit and verification on my/the applicant's behalf. I further acknowledge that I have read the application and know the contents thereof and that the facts stated herein are true and correct

WATERMARK COMMUNITIES, INC.

Typed or printed name of applicant

By: Vivien Hastings

Applicant's signature or authorized person's signature
(List name and title)

Name: Vivien N. Hastings

STATE OF Florida

Title: Senior Vice President

COUNTY OF Lee

On this 6th day of June, 2000, Vivien N. Hastings personally appeared before me,

☒ who is personally known to me ☐ whose identity I proved on the basis of _____

(Seal)



Mary S. Cook
Commission # CC 916338
Expires March 6, 2004
Bonded Thru
Atlantic Bonding Co., Inc.

My Commission Expires: March 6, 2004

FEE: \$87.50 per class

FILED
00 AUG 08 2006
TALLAHASSEE
FLORIDA

Mary S. Cook
Notary Public Signature

Mary S. Cook
Notary's Printed Name



TIBURÓN LUNCH MENU

Beginnings

<i>Hand crafted Soup Du Jour (served by the cup)</i>	\$2.95
<i>Traditional Chicken Wings, mild, medium or hot</i>	\$5.95
<i>Grilled Bruchetta, topped with tomato confit, Roasted Garlic, Nicoise Olives And Extra Virgin Olive Oil</i>	\$5.95

Salad Selections

<i>Roasted Pork Loin, Pepperoni, Ham and Pepperjack cheese, Served over Mixed Mesclun Lettuces with a Chimichuri dressing</i>	\$7.75
<i>Classic Caesar with Citrus Infused Croutons</i>	\$4.95
<i>With Grilled Chicken Breast</i>	\$8.25
<i>Grilled Chicken Breast Served over Baby Greens With a Gingered Key Lime Yogurt Dressing</i>	\$8.50
<i>Or with Fresh catch of the day</i>	\$10.50
<i>Vine Ripened Tomato Salad with Fresh Mozzarella, Basil, Purple Onion And Cracked Black Pepper</i>	\$5.95
<i>Tiburón House Salad with Vine Ripened Tomatoes, and a Balsamic Vinaigrette Dressing</i>	\$6.25
<i>Spinach Salad with a warm Maple, Bacon Dressing</i>	\$5.95
<i>Tropical Fruit and Berries with Low Fat Yogurt and Tupelo Honey</i>	\$9.50

Sandwiches

<i>Pastrami and Corned Beef on Pumpernickel with Sauerkraut and Swiss cheese</i>	\$7.75
<i>Marinated and Grilled Portabella Mushroom, with Roasted Peppers, Mozzarella and a Basil Pesto on a Kaiser Roll</i>	\$7.75
<i>Roast Pork, Smoked Ham, Pepperoni and Pepper Cheese Served on a crispy Baguette</i>	\$7.95
<i>Albacore Tuna Salad Sandwich</i>	\$7.95
<i>Toasted Walnut Chicken Salad Sandwich</i>	\$5.95
<i>Roasted Breast of Turkey, with European Cucumber and a Herb Mayonnaise</i>	\$5.95
<i>Turkey Club with Swiss Cheese, Lettuce, Tomato and Bacon</i>	\$6.95
<i>Zero Fat All Veggie, Grilled "Boca Burger"</i>	\$6.75
<i>Fajita Style Chicken Breast Strips With Onion, Peppers and Fresh Salsa Served in Pita Bread</i>	\$7.25
<i>All Beef, "Hebrew National" Hot Dog</i>	\$4.95
<i>"Sterling Silver" Hamburger</i>	\$6.00
<i>"Sterling Silver" Cheeseburger</i>	\$6.50
<i>Chicken Breast Sandwich, Grilled or Blackened</i>	\$6.95
<i>Fresh Catch Sandwich, grilled or fried with a Green Onion Tartar Sauce</i>	\$10.50

*All Sandwiches are presented with a choice of Steak Fries, Zero Fat Chips or Fresh Fruit.
All prices are subject to 18% Gratuity and 6% sales tax.*

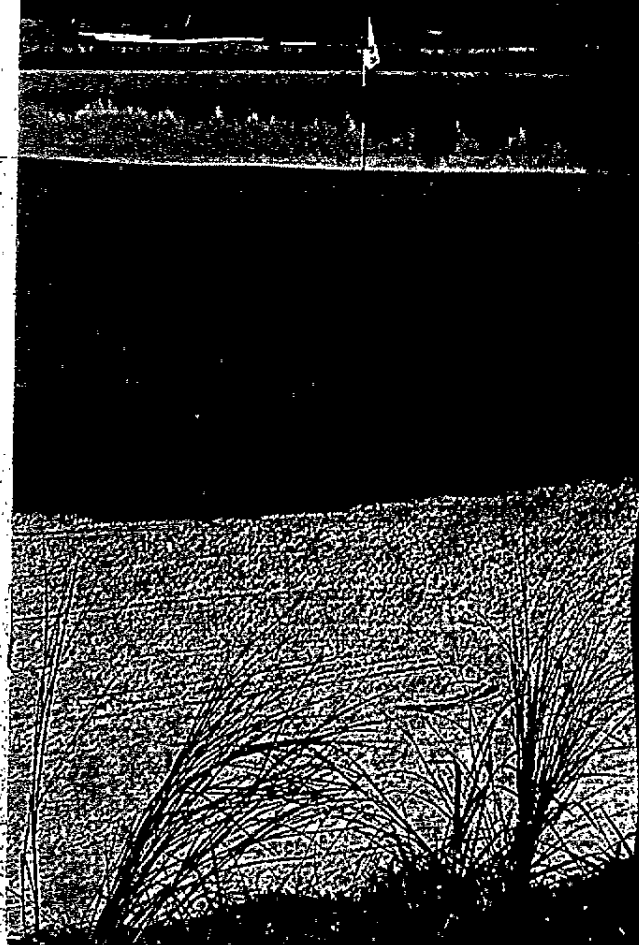
Watermark Communities Inc.

Florida Life, Your Style.

Welcome
To The
Ultimate
Golf Experience



4
C030





4,100 ACRES • 18 HOLES

**The Ultimate
Resort
Destination
Community**

