

T02000000541

FLORIDA TRADEMARK OFFICE, DIVISION OF CORPORATIONS

APPLICANT : Leonard Fish  
ADDRESS : 2865 E. Coast Hwy. #308, Corona Del Mar  
CA 92625  
MARK : 1-800 TELEPHONE  
INT. CLASSES : 35 & 38  
DOCKET NO. : 9188.2

FILED STATE  
DIVISION OF CORPORATIONS  
02 MAY 16 PM 3:10

December 18, 2001

700004740227--9  
-12/27/01--01006--009  
\*\*\*175.00 \*\*\*175.00

Florida Trademark Office  
Division of Corporations  
P.O. Box 6327  
Tallahassee, FL 32314

(17)

T02-541

Sir:

Enclosed is check no. 3149 in the amount of \$175.00 for two Classes, Trademark application, six specimens of the mark (3 for each class) as it is actually being used, and Certificate Of Mailing.

Respectfully submitted,

*J. Connors*

John J. Connors  
Attorney for applicant  
1600 Dove Street  
Newport Beach, CA 92660  
Phone (949) 833-3622  
Fax (949) 833-0885

~~602-91~~

✓✓

789/740/671

1-800, Telephone



FLORIDA DEPARTMENT OF STATE  
Katherine Harris  
Secretary of State

January 2, 2002

JOHN J. CONNORS  
1600 DOVE STREET  
NEWPORT BEACH, CA 92660

SUBJECT: 1-800 TELEPHONE  
Ref. Number: W02000000091

We have received your document for 1-800 TELEPHONE and your check(s) totaling \$175.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

Your mark contains word(s)/design(s) that must have a disclaimer. All geographical terms, such as cities, states, countries, and designs of same, must be disclaimed. Some commonly used words and corporate suffixes must also be disclaimed. You must disclaim the following term(s) by completing the disclaimer statement found in #2 of Part III of the application: 1-800, TELEPHONE

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) 245-6918.

Nanette Causseaux  
Corporate Specialist Supervisor

Letter Number: 902A00000133

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**FLORIDA DEPARTMENT OF STATE**

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APPLICANT : Leonard Fish

MARK : 1-800 Telephone

LETTER NO.: : 902A00000133

DOCKET NO. : 9188.2

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**REPLY TO LETTER OF JANUARY 2, 2002**

January 21, 2002

Florida Department Of State:

Sir:

We are re-submitting the above-identified Trademark Application, which was returned to us with your letter of January 2, 2002 (copy enclosed). We have added the work "telephone" to Part III, No. 2 of the Disclaimer.

You kept our check no. 3149 in the amount of \$175.00 for two Classes, Trademark application, six specimens of the mark (3 for each class) as it is actually being used.

In reply to your letter of January 2, 2002, please consideration the following.

**REMARKS**

**Disclaimer**

The revised application disclaims the word Telephone for Applicant's mark 1-800 Telephone. To disclaim the entire combination of the numbers 1-800 and the word telephone would not be appropriate in the

case, because such a disclaimer would be disclaiming Applicant's entire mark.

Applicant's mark is a unique combination of the numbers 1-800 and the word telephone. This combination has primary significance to the relevant market. It does not act as a common name for the goods or services being offered to the relevant market. The term or mark is "1-800 Telephone." Not simply telephone. It is a unique (one of a kind) telephone number and not a common name for telephone merchandising or communication services. In this instance, the relevant market is prospective buyers of telephone equipment and services shopping by telephone for telephone equipment or services. It would be improper to disclaim the entire combination of numbers and word, as suggested. To do so disregards the combined effect of 1-800 and Telephone. The mark must be considered "as a whole" and in light of the relevant consumer group.

The use of the numbers 1-800 followed by an indication of the type of goods or services is a well established marketing practice and associated marks are recognized by the United States Patent & Trademark Office as registrable. Applicant has noted that the following word marks have been registered:

1-800-Flowers, Registration No. 1009717.  
1-800-Attorney, Registration No. 2162257  
1-800 Auto Loan, Registration No. 1816492  
1-800-New Tire, Registration No. 2489583  
1-800 Get Loan, Registration No. 2374813  
1-800 Car-Loan, Registration No. 1885240  
1-800 To Cruise, Registration No. 2113214  
1-800 To Honor, Registration No. 2240273

Applicant's mark 1-800 Telephone is just as capable of serving as a registrable trademark as these already registered marks. There can be only one phone number identified as 1-800 Telephone. The telephone

companies could not function if two different customers had the same phone number.

Respectfully submitted,



John J. Connors, Reg. No. 24,157

CONNORS & ASSOCIATES

1600 Dove Street, Suite 220

Newport Beach, CA 92660

Telephone: 949-833-3622

Facsimile: 949-833-0885.

**CERTIFICATE OF MAILING For 1-800 TELEPHONE**

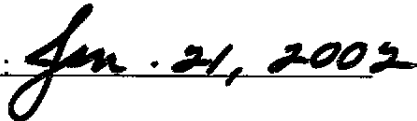
I hereby certify that this correspondence is being mailed to the Florida Trademark Office, Division of Corporations, P.O. Box 6327, Tallahassee, FL 32314

By:



Beth Ellison

Date:





FLORIDA DEPARTMENT OF STATE  
Katherine Harris  
Secretary of State

February 6, 2002

JOHN J. CONNORS  
1600 DOVE STREET  
NEWPORT BEACH, CA 92660

SUBJECT: 1-800 TELEPHONE  
Ref. Number: W02000000091

We have received your document for 1-800 TELEPHONE and your check(s) totaling \$175.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

You failed to make the correction(s) requested in our previous letter.

You must disclaim the term(s) 1-800 in addition to the term(s) already disclaimed. Please amend # 2 in Part III accordingly.

After reviewing your letter and also entities with the USPTO we will still need a disclaimer for the term "1-800". We found numerous entities with the disclaimer for "1-800".

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) 245-6918.

Nanette Causseaux  
Corporate Specialist Supervisor

Letter Number: 302A00007401

**FLORIDA DEPARTMENT OF STATE**

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APPLICANT : Leonard Fish  
MARK : 1-800 Telephone  
REF. NO. : W02000000091  
DOCKET NO. : 9188.2

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**REPLY TO LETTER OF FEBRUARY 6, 2002**

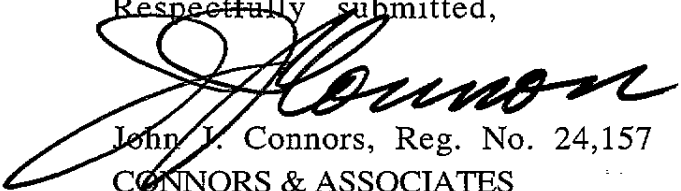
April 3, 2002

Florida Department Of State:

Attention: Nanette Causseaux

In reply to the letter of February 6, 2002, enclosed is an amended application wherein the Applicant disclaims the numerals 1-800 separate and apart from the word Telephone, but does not disclaim the mark, which is the combination of the numerals 1-800 and the word Telephone, i. e., 1-800 Telephone. This was confirmed with you by telephone on April 3, 2002.

Respectfully submitted,

  
John I. Connors, Reg. No. 24,157  
CONNORS & ASSOCIATES  
1600 Dove Street, Suite 220  
Newport Beach, CA 92660  
Telephone: 949-833-3622  
Facsimile: 949-833-0885

855/167/304/671  
Please return the  
original app w/  
original signatures  
& notary.



FLORIDA DEPARTMENT OF STATE  
Katherine Harris  
Secretary of State

April 18, 2002

JOHN J. CONNORS  
1600 DOVE STREET  
NEWPORT BEACH, CA 92660

SUBJECT: 1-800 TELEPHONE  
Ref. Number: W02000000091

We have received your document for 1-800 TELEPHONE and your check(s) totaling \$175.00. However, the document has not been filed and is being retained in this office for the following:

You failed to make the correction(s) requested in our previous letter.

Please return the original application with the original signatures and notary. Be sure the corrections are made on the original also.

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) 245-6918.

Nanette Causseaux  
Corporate Specialist Supervisor

Letter Number: 602A00023257



**FLORIDA DEPARTMENT OF STATE**

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APPLICANT : Leonard Fish  
MARK : 1-800 Telephone  
REF. NO. : W02000000091  
DOCKET NO. : 9188.2

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**REPLY TO LETTER OF APRIL 18, 2002**

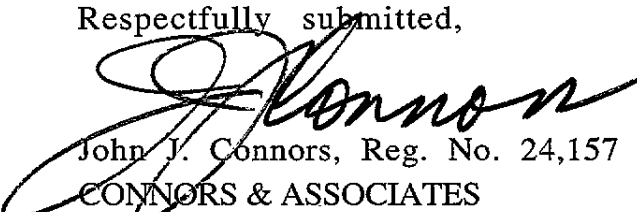
April 30, 2002

Florida Department Of State:

Attention: Nanette Causseaux

In reply to the letter of April 18, 2002, enclosed is original, amended application wherein the Applicant disclaims the numerals 1-800 separate and apart from the word Telephone, but does not disclaim the mark, which is the combination of the numerals 1-800 and the word Telephone, i. e., 1-800 Telephone. This was confirmed with you by telephone on April 3, 2002.

Respectfully submitted,



John J. Connors, Reg. No. 24,157

CONNORS & ASSOCIATES

1600 Dove Street, Suite 220

Newport Beach, CA 92660

Telephone: 949-833-3622

Facsimile: 949-833-0885

**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:

John J. Connors

1600 Dove Street #220

Newport Beach, CA 92660

( 949 ) 833-3622

Daytime Telephone number

**PART I**

1. (a) Applicant's name: Leonard Fish

(b) Applicant's business address: 2865 E. Coast Hwy. #308

Corona Del Mar, CA 92625

City/State/Zip

(c) Applicant's telephone number: ( 949 ) 644-7876

☒ Individual

☐ Corporation

☐ Joint Venture

☐ Other: \_\_\_\_\_

☐ General Partnership

☐ Limited Partnership

☐ Union

If other than an individual,

(1) Florida registration number: \_\_\_\_\_ (2) Domicile State: \_\_\_\_\_

(3) Federal Employer Identification Number: \_\_\_\_\_

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.)

Class 35 - Merchandising of telephone and wireless equipment.

Class 38 - Communications and consulting services, including the following:

Providing telephone long distance service, paging service, (see attached)

(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.)

Printout of website.

(Continued)

Florida Service Mark For: 1-800 TELEPHONE

#2 CONTINUED Class 38

conference call service, conferencing services via a global computer network, facsimile transmission services, e-mail services, fax, voice and e-mail store and forward services, video store and forward services, video conferencing services, wireless cellular telephone services.

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

35 & 38

## 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: June 15, 1985 (b) Date first used in Florida: July 10, 2000

## 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.)

1-800 TELEPHONE

English Translation

2. DISCLAIMER (if applicable)

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE TERM " 1-800, Telephone " APART FROM THE MARK AS SHOWN. *Lf 4/30/2002*

I, Leonard Fish, 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

Leonard Fish

Typed or printed name of applicant

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

STATE OF California

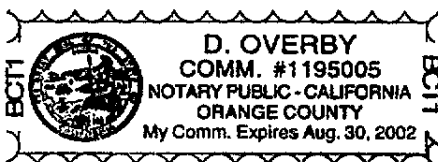
COUNTY OF Orange

On this 14<sup>TH</sup> day of December, 2001, Leonard Fish personally appeared before me,

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

U.S. Passport

(Seal)



*D. Overby*  
Notary Public Signature

D. Overby  
Notary's Printed Name

My Commission Expires: 8-30-02

FEE: \$87.50 per class

# 1 - 800 Telephone



PLEASE SELECT YOUR PREFERENCES BELOW

# 1. PRODUCTS AND SERVICES

## TELEPHONE SERVICES

Phone Cards  
Directory Information  
Video Conferencing  
Telephone Conferencing  
Virtual Trade Shows  
Local Telephone Service  
Long Distance Service  
Cellular Service  
Internet Service  
xDSL Service  
Paging Service  
Internet Service  
Hosting Service

## CONSUMER EQUIPMENT

Telephones (single and multi-line, corded and cordless)  
Answering Machines  
Cell Phones & Services  
Pagers  
Instant Messaging  
Web Appliances  
Caller ID Devices  
Refurbished Equipment  
Spare parts and Accessories  
Headsets

## SOHO EQUIPMENT

Telephones (single and multi-line, corded and cordless)  
Answering Machines  
Headsets  
Fax Machines  
Cell Phones & Services  
Pagers  
PC-PBX  
Fax/Modem Boards  
Caller ID Devices  
Fax Software  
Voicemail Software  
Instant Messaging  
Refurbished Equipment  
Spare parts and Accessories  
Cameras for Videoconferencing  
Videoconferencing Software  
Voice over IP

## CORPORATE SOLUTIONS

### Phone Systems/Communications

Telephones (single and multi-line, corded and cordless)  
Platforms/Switching  
Key Systems  
IP-PBX  
LAN Telephony  
PBX

**PC-PBX**

Wireless LAN  
In-Building Wireless Phone System  
Refurbished Equipment  
Spare parts and Accessories

**Fax Platforms/Applications**

Fax over IP  
Fax Broadcasting  
Fax Servers

**Voice and Data**

Auto-Attendant  
Interactive Voice Response (IVR) Products  
Web IVR  
Pulse-to-Tone  
Speech Recognition/Speech-to-text  
Text-to-Speech  
Voice Recognition

**Conferencing**

Audio Conferencing Hardware  
Cameras for Videoconferencing  
Videoconferencing Software  
Videoconferencing Services  
Distance Learning Software

**Messaging**

E-Mail (Clients/Server Software)  
Instant Messaging  
Integrated/Unified Messaging  
Voice Mail  
Other Software/Applications  
Call Accounting  
Collaborative Computing  
Contact Management  
Customer Relationship Management  
Corporate Directories  
Digital Announcers (On-Hold)  
Follow-Me  
Middleware  
Remote Access/Capabilities  
Cellular Phones  
Pagers  
Telecommuting  
Telephony PIMS  
Dialing  
Auto/Power/Preview Dialers  
Predictive Dialers  
Routing  
ACD Software  
ACDs  
Call Blending  
Digital Announcers  
Software/Applications  
Help Desk Software  
Click-to-Talk

Skills-Based Routing  
Telemarketing S/W for Minis and PCs  
Workforce Management  
Telephone System Accessories  
Call Monitoring Systems  
Headsets  
Logging and Monitoring/Recording Services  
Call Center Management Services  
Telephone Monitoring Services  
Toll Fraud Detection  
Premises Equipment  
CPE Routers  
Integrated Access Devices (IAD)  
IP/Internet Phones  
PDA's, other Web Appliances  
Soft Phones  
Broadband Access  
Voice Over xDSL  
Voice Over Cable  
Wireless Local Loop (WLL)  
Voice-Enabled Router  
Aggregation  
Multiplexor, Concentrator  
Element Management System  
Switching/Routing/Gateway Functionality  
IP Telephone Gateway  
VoDSL/Class 5 Gateway  
Media Gateway  
Programmable Switch  
Voice/Data Switch Integrated Convergence Switch  
Call Control  
Call Agent, Call Manager  
Softswitch/Gateway Control  
Signaling Gateway  
Gatekeeper  
Services Platforms  
Applications Server  
Service Node, Intelligent Peripherals  
Policy Servers  
Accounting Servers  
Provisioning Systems  
Billing Systems  
Enhanced Services  
ASP, CASP, TASP  
Arbitrage, Clearinghouse  
Billing/Authorization  
Caller ID/AIN  
Internet Call Waiting  
IP Centrex  
Messaging (Voice/Fax/Unified)  
Short Message Services  
Virtual Assistants  
Virtual Private Networks  
Wireless  
WAP App Servers  
WAP Proxy Servers  
WAP Handsets  
Other Services



## Products and Services

4/19/01 4:02 PM

Distributors/Resellers  
On-Hold Services  
Systems Integration  
Rentals/Leasing/Financing

## 2. CONSULTING SERVICES

Help Desk  
Telephone System Design  
Wireless System Design  
LAN and WAN Design  
Fiber-optic System Design  
Cable plant Design  
Telephone Monitoring Services  
Toll Fraud Detection

## 3. INSTALLATION & MAINTENANCE SERVICES

Telephone System Installation  
Wireless System Installation  
LAN and WAN Installation  
Fiber-optic System Installation  
Cable Plant Installation  
Preventative Maintenance Services

## 4. NETWORKING EQUIPMENT

NICs  
Concentrators  
Hubs  
Ethernet Switches  
Routers  
Gateways  
Firewalls  
Etc.

CONTACT: [leonard3@home.com](mailto:leonard3@home.com)