

T03000000 990

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

PICK-UP WAIT MAIL

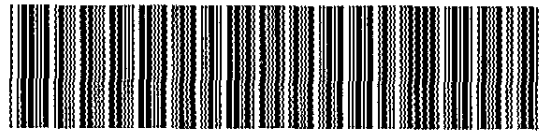
(Business Entity Name)

(Document Number)

Certified Copies _____ Certificates of Status _____

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✓

PL 170
SECRETARY OF STATE
DIVISION OF CORPORATIONS
03 AUG -6 PM 4: 55

Melanie D. Kamburian
Corporate Paralegal
Direct Dial: 561.362.4182
mkamburi@hodgsonruss.com



August 5, 2003.

VIA EXPRESS MAIL

Florida Department of State
Division of Corporations
Registration Section
P.O. Box 6327
Tallahassee, Florida 32314

Dear Sir/Madame:

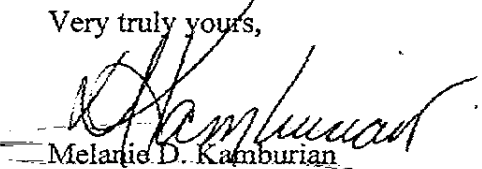
Re: FIRST SOUTHERN BANK
Service Mark Registration

Pursuant to the provisions of Chapter 495, Florida Statutes, enclosed is one original and one copy of the Application for the Registration of a Service Mark, together with three specimens of the mark. Also enclosed is a check in the amount of \$87.50 payable to the Department of State to process the application.

Should you have any questions regarding the above, please do not hesitate to call me directly.

Your consideration in this matter is greatly appreciated.

Very truly yours,


Melanie D. Kamburian

Enclosures

cc: Peter S. Mottek
Mitchell B. Kirschner

03 AUG -6 PM 4: 55
SECRETARY OF STATE
DIVISION OF CORPORATIONS

ORIGINAL

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:

Mitchell B. Kirschner, Esq.
1801 N. Military Trail, Suite 200
Boca Raton, FL 33431
(561) 394-0500
Daytime Telephone number

PART I

1. (a) Applicant's name: First Southern Bank

(b) Applicant's business address: 7301 West Palmetto Park Road

Boca Raton, FL 33433

City/State/Zip

(c) Applicant's telephone number: (561) 479-2100

Individual Corporation Joint Venture Other:
 General Partnership Limited Partnership Union

If other than an individual,

(1) Florida registration number: J37683 (2) Domicile State: Florida

(3) Federal Employer Identification Number: 59-2507590

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.)

Retail banking services, including acceptance of deposits, certificates of deposit, commercial and residential loans, plus other retail banking services typical of a Florida chartered bank.

(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.)

N/A

(c) The mode or manner in which the mark is used: (i.e., labels, decals, newspaper advertisements, brochures, etc.)
Corporate mark/logo to appear on building signage, correspondence, letterhead, business cards, labels, decals, and other forms of advertising.

(Continued)

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

Class 36

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: MARCH 2003 (b) Date first used in Florida: MARCH 2003

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.)

Please see examples of proposed mark. Notwithstanding different colored examples, the proposed mark is the same in each instance; only the color and background is different. The mark shows the words "First", "Southern", "Bank", with the numeral "1" immediately adjacent to the left of the words "First", "Southern", "Bank" stacked atop the other, including colors that consist of PMS Coated 287 (Blue), 137 (Gold); PMS Uncoated 286 (Blue), 123 (Gold)

English Translation

2. DISCLAIMER (if applicable)

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

I, Peter S. Mottek, 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

First Southern Bank, Peter S. Mottek, President

Typed or printed name of applicant

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

STATE OF Florida

COUNTY OF Palm Beach

On this 4th day of AUGUST, 2003, Peter S. Mottek appeared before me,

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

RECEIVED
SECRETARY OF STATE
DIVISION OF REGISTRATION
03 AUG - 6 PM 4: 55
personally

(Seal)



Marla Danio
Commission #DD186682
Expires: Feb 23, 2007
Bonded Thru
Atlantic Bonding Co., Inc

Marla Danio
Notary Public Signature

Marla Danio
Notary's Printed Name

My Commission Expires: 2/23/07

FEE: \$87.50 per class



www.FirstSouthernBank.com

West Boca Raton Branch
7301 West Palmetto Park Road
Boca Raton, FL 33433

Tammy A. Campbell
Vice President
Sales and Service Manager

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Toll Free (877) 417-2265 x1607
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Email TCampbell@FirstSouthernBank.com