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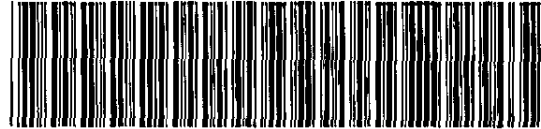
Special Instructions to Filing Officer:

789/740/671

"Beer & Cigars"

"Liquor & Wine"

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TALLAHASSEE, FLORIDA

~~105-29615~~  
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yc

Herbert L. Allen  
Robert Dyer  
Ava K. Doppelt  
Stephen D. Milbrath  
Brian R. Gilchrist  
Christopher F. Regan  
David L. Sigalow  
Richard K. Warther  
Enrique G. Estévez, Ph.D.  
David W. Henry  
Michael W. Taylor  
Barbara Rudolph Smith  
Paul J. Ditzmyer  
John F. Woodson II  
Stephen H. Luther  
Robert H. Thornburg  
Linda C. Dolan  
Jeffrey S. Boyles  
Cian G. O'Brien  
Of Counsel:  
Charles E. Wands  
David L. Stewart  
Patent Agents:  
Jacqueline E. Hartt, Ph.D.  
Carl M. Napolitano, Ph.D.  
Douglas J. Visnius

**Allen, Dyer, Doppelt,  
Milbrath & Gilchrist, P.A.**

— INTELLECTUAL PROPERTY ATTORNEYS —

255 South Orange Avenue • Suite 1401 • Orlando, FL 32801-3460

Mail to: P.O. Box 3791 • Orlando, FL 32802-3791

tel: 407-841-2330 • fax: 407-841-2343

[www.patentamerica.com](http://www.patentamerica.com)

email: [Adoppelt@addmg.com](mailto:Adoppelt@addmg.com)

June 9, 2005

Intellectual Property:  
Patents, Trademarks & Copyrights

Securities Arbitration & Litigation  
Antitrust & Trade Litigation  
Business Litigation

Jacksonville Office:  
EBC Office Center at One Deerwood  
10201 Centurian Parkway  
Suite 600  
Jacksonville, FL 32255  
tel: 904-470-0002  
fax: 904-279-9337

Melbourne Office:  
1901 S. Harbor City Blvd., Suite 507  
Melbourne, FL 32901  
tel: 321-725-4760  
fax: 407-841-2343

Division of Corporations  
P O Box 6327  
Tallahassee, FL 32314

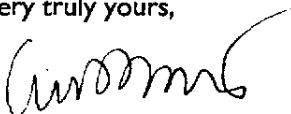
Re: Florida Trademark Application for the Mark  
**ABC BEER & CIGARS LIQUOR & WINE and Design in Class 42**  
Our File No. 0039293\_AKD

The Honorable Secretary of State:

I am enclosing an application for registration of the subject mark, our check in the amount of \$87.50 for the filing fee and three specimens showing use of the mark.

Please don't hesitate to contact me if you have any questions.

Very truly yours,



Ava K. Doppelt

AKD/bhd  
enclosures



FLORIDA DEPARTMENT OF STATE  
Glenda E. Hood  
Secretary of State

June 16, 2005

AVA K. DOPPELT, ESQUIRE  
ALLEN, DYER, ET AL.  
P.O. BOX 3791  
ORLANDO, FL 32802-3791

SUBJECT: BEER & CIGARS OVER THE LETTERS ABC IN BLOCKS OVER  
THE WORDS LIQUOR & WINE BELOW THE LETTERS  
Ref. Number: W05000029615

We have received your document for BEER & CIGARS OVER THE LETTERS ABC IN BLOCKS OVER THE WORDS LIQUOR & WINE BELOW THE LETTERS and your check(s) totaling \$87.50. 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: "BEER & CIGARS", "LIQUOR & WINE"

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  
Document Specialist Supervisor

Letter Number: 005A00041641

**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:

Ava K. Doppelt, Esquire

255 S. Orange Ave., Suite 1401

Orlando, FL 32801

( 407 ) 841-2330  
Daytime Telephone number

**PART I**

1. (a) Applicant's name: ABC Liquors, Inc.

(b) Applicant's business address: 8989 South Orange Avenue P. O. Box 593688  
Orlando, FL 32859-3688

(c) Applicant's telephone number: ( 407 ) 851-0000 City/State/Zip

Individual                       Corporation                       Joint Venture                       Other: \_\_\_\_\_  
 General Partnership                       Limited Partnership                       Union

If other than an individual,

(1) Florida registration number: 162281 ✓ (2) Domicile State: Florida

(3) Federal Employer Identification Number: 59-0686670

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 liquor and cigar store services and cocktail lounge services

(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.)

Print, TV and radio advertisements, signs, flyers, website, promotional items

(Continued)

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

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**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: 3/1/2003 (b) Date first used in Florida: 3/1/2003

**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.)

BEER & CIGARS over the letters ABC in blocks over the words LIQUOR & WINE below the letters

English Translation \_\_\_\_\_

2. DISCLAIMER (if applicable)

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE TERM "BEER & CIGARS,  
LIQUOR & WINE" APART FROM THE MARK AS SHOWN.

I, \_\_\_\_\_, 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

Charles E. Bailes, III, President and CEO

Typed or printed name of applicant

*Charles E. Bailes, III*

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

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SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

STATE OF Florida

COUNTY OF Orange

On this 25<sup>th</sup> day of May, 2005, Charles E. Bailes, III personally

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

(Seal)



Robin L. Martin  
My Commission DD342745  
Expires October 03, 2008

*Robin L. Martin*  
Notary Public Signature

Robin L. Martin  
Notary's Printed Name

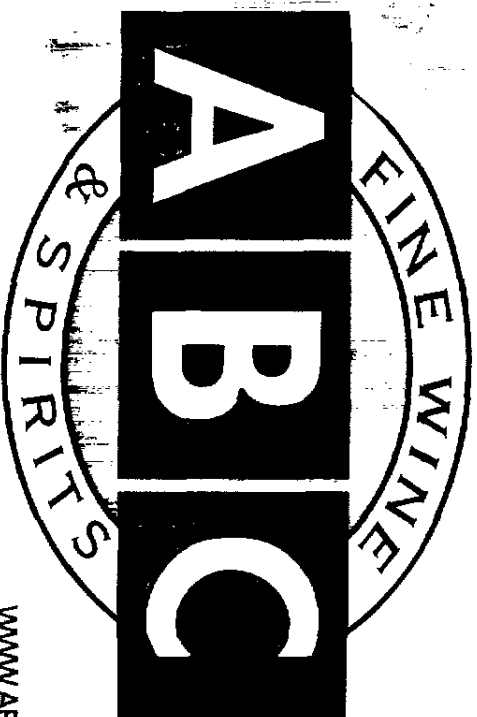
My Commission Expires: 10-3-08

FEE: \$87.50 per class

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**ABC**  
 BEER & CIGARS  
 LIQUOR & WINE



Please enjoy responsibly