

T690000000045

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

☐

PICK-UP

☐

WAIT

☐

MAIL

(Business Entity Name)

(Document Number)

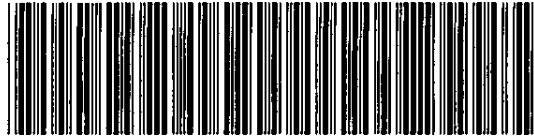
Certified Copies _____ Certificates of Status _____

Special Instructions to Filing Officer:

855/761/6260

Office Use Only

1/27/08 Eric Bradstreet
Called, the labels provided
are the actual labels.
Accepted up



200139451242

01/08/09--01039--002 **87.50

T09-45
~~W09-1329~~

FILED
09 JAN 28 AM 9:54
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

N. CAUSSEAU

JAN 27 2009

EXAMINER

FORD, BOWLLS, DUSS, KENNEY, SAFER & HAMPTON, P.A.
ATTORNEYS AT LAW

MICHAEL BOWLLS
ERIC M. BRADSTREET
JOHN S. DUSS, IV
ROBERT A. FORD*
WADE MCK. HAMPTON**
WILLIAM J. JOOS
THERESA M. KENNEY
JULIE D. LINDAHL
BEEJAL S. PATEL
KELLEY P. PRESLEY
ELIOT J. SAFER

*RETIRED

**ALSO ADMITTED IN GA

TELEPHONE (904) 268-7227
www.flfirm.com

1010 SAN JOSE BOULEVARD
JACKSONVILLE, FLORIDA 32257
FAX (904) 262-3337

3652 CROWN POINT COURT
JACKSONVILLE, FLORIDA 32257
FAX (904) 880-5352

December 31, 2008

EMAIL ADDRESS: DBREEDON@FLFIRM.COM

VIA CERTIFIED MAIL / RETURN RECEIPT REQUESTED

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

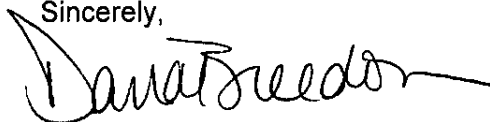
RE: Application for the Registration of a Trademark or Service Mark - Phat Tape, Inc.

Dear Sir or Madam:

Please find enclosed the completed Cover Letter, Application for the Registration of a Trademark or Service Mark, the required three specimens, and our firm's check number 21150 in the amount of \$87.50 representing payment in full of the associated fee for this single class trademark application.

Please let me know if you need something further.

Sincerely,



Dana Breedon
Legal Assistant

DB.slf
Enclosures

cc: Client
John S. Duss, IV, Esq.

COVER LETTER

TO: Registration Section
Division of Corporations

SUBJECT: PHAT TAPE

(Mark to be registered)

The enclosed Trademark/Service Mark Application, specimens and fee(s) are submitted for filing.

Please return all correspondence concerning this matter to the following:

Eric M. Bradstreet, Esq.

(Name of Person)

Ford, Bowlus, Duss, Kenney, Safer & Hampton, P.A.

(Firm/Company)

10110 San Jose Boulevard

(Address)

Jacksonville, FL 32257

(City/State and Zip Code)

For further information concerning this matter, please call:

Eric M. Bradstreet

(Name of Person)

at (904) 268-7227

(Area Code & Daytime Telephone Number)

MAILING ADDRESS:

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

STREET/COURIER ADDRESS:

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

(NOTE: The information contained in this cover letter will be included in the permanent record and will be available to the general public.)



FLORIDA DEPARTMENT OF STATE
Division of Corporations

January 12, 2009

DANA BREEDON, LEGAL ASS'T.
FORD, BOWLUS, ET AL.
10110 SAN JOSE BLVD.
JACKSONVILLE, FL 32257

SUBJECT: PHAT TAPE AND DESIGN OF HOCKEY PLAYER SWINGING A
STICK AND THE GRAPHIC DEPICTION OF MOTION IN BLACK,
SURROUNDED BY THE WORD "PHAT" IN GREEN AND "TAPE" IN BLUE
Ref. Number: W09000001329

We have received your document for PHAT TAPE AND DESIGN OF HOCKEY
PLAYER SWINGING A STICK AND THE GRAPHIC DEPICTION OF MOTION
IN BLACK, SURROUNDED BY THE WORD "PHAT" IN GREEN AND "TAPE" IN
BLUE and your check(s) totaling \$87.50. However, the document has not been
filed and is being retained in this office for the following:

The specimens provided this office are not acceptable; we need three permanent
specimens, **which may be the same or different**. We do not accept camera
ready copies. We do not accept specimens that have been altered or defaced in
any manner. We will accept labels, decals or tags that are affixed to the actual
goods or products. We will accept three LEGIBLE photographs of the goods or
products with the specimens affixed. If this is some kind of publication,
newspaper, magazine, or column, we need three publications. We need
specimens for each class of registration. We DO NOT accept letterhead,
stationery, envelopes, invoices or mailing labels.

Please attach your specimens to a copy of this letter or to your corrected
application, if it was returned to you for correction(s), and return it/them to this
office for processing.

Pursuant to s. 495.035(5), F.S., this application will be considered abandoned if
the applicant fails to reply or resubmit the corrected/amended application within
three months from date of this letter.

If you have any questions concerning the filing of your document, please call
(850) 245-6918.

Nanette Causseaux

Document Specialist Supervisor

Letter Number: 209A00000995

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

FILED
JAN 08 AM 9
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

PART I

1. OWNER/APPLICANT: Enter the name and address of the individual or the business entity to be listed as the owner of the Trademark and/or Service Mark on the records of the Florida Department of State.

(a) Owner's/Applicant's name: PHAT TAPE, INC.

(b) Owner's/Applicant's business address: 3787 Palm Valley Road #102-327

Ponte Vedra Beach, FL 32082

City/State/Zip

If different, Owner's/Applicant's mailing address: _____

City/State/Zip

(c) Owner's/Applicant's telephone number: (877) 350-8273

Check the appropriate box to indicate the Owner/Applicant is a(n):

☐ Individual ☒ Corporation ☐ Joint Venture ☐ Limited Liability Company
☐ General Partnership ☐ Limited Partnership ☐ Union ☐ Other: _____

If the Owner/Applicant is a business entity, the business entity must have an active filing or registration on file with the Florida Department of State. If the Owner/Applicant is not an individual, enter the business entity's Florida registration/document number in #1, the state or country under the laws of which the business entity is currently formed, organized or incorporated under in #2, and the entity's federal employer identification number (EIN) in #3.

(1) Florida registration/document number: P08000104640

(2) Domicile State or Country: FL

(3) Federal Employer Identification Number: 26-3798447

2. (a) **SERVICE MARK:** If the owner/applicant is using the name, logo, design and/or slogan being registered in connection with a type of service, the mark is a service mark. If the mark is a service mark, the applicant/owner must list the specific service(s) the mark is being used in connection with. For example: furniture moving services, diaper services, house painting services, wholesale and retail sales of tractor equipment, etc. If the owner/applicant is using the mark to identify services available in the market place, enter the specific service(s) being rendered here:

(Note: List only those services currently being rendered by the owner/applicant. Do not include future services.)

2. (b) TRADEMARK: If the owner/applicant is using the name, logo, design and/or slogan being registered in connection with an actual product manufactured by the owner/applicant or on the owner/applicant's behalf, the mark is a trademark. If the mark is a trademark, the applicant/owner must list the specific product(s) the name, logo, design and/or slogan is being used to identify. For example: ladies sportswear, cat food, barbecue grills, shoe laces, etc. If the owner/applicant is using the name, logo, design and/or slogan to identify goods available in the market place, enter the specific product(s) the name, logo, design and/or slogan is being used to identify:

(Note: List only those product(s) currently available. Do not include future products.)

adhesive tape used in sports for taping uniforms, pads and gear (i.e. hockey tape)

2. (c) HOW IS THE NAME, LOGO, DESIGN AND/OR SLOGAN CURRENTLY USED:

SERVICE MARKS: If the name, logo, design and/or slogan are/is being used in connection with a type of service, you must specify the form(s)/mean(s) of advertisement the applicant/owner is using to advertise the services to the general public. For example: newspaper advertisements, business cards, brochures, flyers, pamphlets, menus, etc. If the mark is being used in connection with a type of service, state how the name, logo, design and/or slogan are/is being used in advertising here:

TRADEMARKS: If the name, logo, design and/or slogan are/is being used to identify a product manufactured by or for the applicant/owner, you must specify how the mark is applied or affixed to the actual product or its packaging. For example: a tag, label, imprinted or engraved on the actual product, etc. If the mark is being used in connection with a specific product, state how the name, logo, design and/or slogan is applied or affixed to the actual product(s) or the packaging:

The mark is printed on shipping labels affixed to boxes of the product during shipping and printed on labels affixed onto shrink-wrapped packages of products for retail sale. The mark is on the website for advertising and order information, and on brochures, business cards, company checks and stationary.

2. (d) FEE(S) AND CLASS(ES): There are a total of 45 classes or categories in which all products or services must be categorized. The fee to register a mark is \$87.50 per class. Make check payable to Florida Department of State.

List the class(es) which apply to the product(s) and/or service(s) listed in 2(a) and/or 2(b) above:

28- sporting articles not included in other classes

PART II

1. You must state the date the name, logo, design and/or slogan was first used in the state of Florida, and, if it was used in another state or country, the date you first used the name, logo, design and/or slogan in the other state or country. Enter the month, day, and year the name, logo, design and/or slogan was first used by the applicant/owner, the predecessor, or a related company in Florida. If the name, logo, design and/or slogan has been used in another state or country, then you must also enter the month, day, and year the name, logo, design and/or slogan was/were used in another state or country, when applicable.

Note: The Florida Statutes require a mark to be in use prior to registration.

(a) Date first used in other state or country, if applicable: June 12, 2001

(b) Date first used in Florida: June 12, 2001

PART III

ENTER NAME, LOGO, DESIGN AND/OR SLOGAN BEING REGISTERED:

1. Enter the name, a brief description of the logo or design, and/or the slogan you are registering. The description of the logo and/or design must be 25 words or less. List the exact name, slogan, and/or description of the logo/design here: (NOTE: The name, logo, design and/or slogan listed in this section must match the exact name, logo, design and/or slogan listed on your specimens or examples.)

Hockey player swinging a stick and the graphic depiction of motion in black, surrounded by the word

"PHAT" in green and "TAPE" in blue.

Provide the English translation of any and all terms listed #1 above, when applicable: _____

2. DISCLAIMER STATEMENT (if applicable):

Your mark may include a word or design that is commonly used by others. Commonly used terms or designs must be disclaimed. When you disclaim a specific term or design, you are acknowledging this term is commonly used by others and that you do not claim the exclusive right to use the disclaimed term or design. All geographical terms and representations of cities, states or countries must be disclaimed (i.e., Miami, Orlando, Florida, the design of the state of Florida, the design of the United States of America, etc.). Corporate suffixes and terms readily associated with the specific product(s) and/or(s) service being provided must also be disclaimed.

Enter all terms listed in #1 above which require a disclaimer in the space provided below:

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

3. ATTACH OR INCLUDE THREE SPECIMENS OR EXAMPLES OF THE TRADEMARK OR SERVICE MARK BEING REGISTERED

Chapter 495, F.S., requires you to submit three specimens (samples or examples) of the mark in use. You must submit three specimens FOR EACH CLASS listed in Part I #2(d). The name, logo, design and/or slogan on the specimens must be identical to the name, logo, design and/or slogan being registered. You may provide three identical specimens or three different specimens. For each service mark class (classes 35-45), you may provide three newspaper advertisements, business cards, brochures, flyers, or any combination thereof. For each trademark class (classes 1-34), you may provide three tags, labels, boxes, etc. or any combination thereof. Photographs of bulky specimens are acceptable if the mark being registered and the good(s) or product(s) are clearly legible.

SIGNATURE OF APPLICANT/OWNER AND NOTARIZATION:

I, John S. Duss IV, 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 to the best of my knowledge no other person except a related company has registered this mark in this state or has the right to use such mark in Florida either in the identical form thereof or in such near resemblance as to be likely, when applied to the goods or services of such other person to cause confusion, to cause mistake or to deceive. 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.

John S. Duss, IV, Esq.

Typed or printed name of applicant

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

STATE OF Florida

COUNTY OF Duval

FILED
09 JAN 08 AM 9:55
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

On this 30th day of December, 2008, John S. Duss, IV personally appeared before me,

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

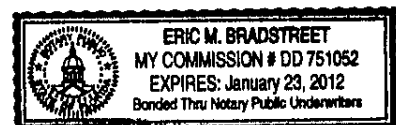
(Seal)

[Signature]
Notary Public Signature

Notary's Printed Name

My Commission Expires: _____

FILING FEE: \$87.50 per class



OFFICIAL SPECIMEN

TM/SM REG. # TO9000000045

PHATTAPE

3787 Palm Valley Rd. Suite 102-327
Ponte Vedra Beach, FL 32082

DESIGN:



QUANTITY: 6

WWW.PHATTAPE.COM