

WEINTRAUB, DUROSS & BRADY

A PROFESSIONAL CORPORATION

PATENT AND TRADEMARK MATTERS

30200 TELEGRAPH ROAD, SUITE 444

BINGHAM FARMS, MICHIGAN 48025-4505

TELEPHONE (810) 258-5590

TELEFAX (810) 258-6791

ARNOLD S. WEINTRAUB  
LISA M. DUROSS  
JAMES B. BRADY  
JAMES H. CRUM  
PAUL S. CZARNOTA  
KENNETH L. STEIN

FLINT TELEPHONE  
(810) 235-8300

600001599926  
-10/04/95--01002--004  
\*\*\*\*\*87.50 \*\*\*\*\*87.50

T96000000027

September 27, 1995

Division of Corporations  
Post Office Box 6327  
Tallahassee, Florida 32314

RE: New Florida Trademark Application  
For: CAFE IGUANA  
Our Reference: CIG-100-TM-Florida

Dear Sir or Madam:

Enclosed herewith is a Florida Trademark Application  
for CAFE IGUANA, along with three samples of the mark.

Also enclosed is our check no. 10604 in the amount of  
\$87.50 to cover the filing fee.

Sincerely,

WEINTRAUB, DUROSS & BRADY

*Lisa M. DuRoss*

Lisa M. DuRoss

LMD:ges  
Enclosures

~~789/151/708~~

~~1095~~  
~~8012~~

796-27

|                   |           |
|-------------------|-----------|
| Name Availability | <i>JA</i> |
| Document Examiner | GSH       |
| Updater           | GSH       |
| Updater Verifier  | GSH       |
| Acknowledgement   | GSH       |
| W. P. Verifier    | GSH       |

FILED  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
96 JAN -4 AM 11:40



FLORIDA DEPARTMENT OF STATE  
Sandra B. Mortham  
Secretary of State

October 10, 1995

LISA M. DUROSS, ESQ.  
WEINTRAUB, DUROSS & BRADY  
30200 TELEGRAPH RD., SUITE 444  
BINGHAM FARMS, MI 48025-4505

SUBJECT: CAFE IGUANA  
Ref. Number: W95000020127

We have received your document for CAFE IGUANA and your check(s) totaling \$87.50. However, the enclosed document has not been filed and is being returned for the following correction(s):

We must deny registration pursuant to sections 495.021(1)(f) and 495.181, Florida Statutes. There is a federal registration on file with the U.S. Patent and Trademark Office for "CAFE IGUANA & Design", Registration Number #1,536,996, for the same or similar name and class(es).

Enclosed is an application for refund.

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 (904) 487-6917.

Gretchen Harvey  
Corporate Specialist Supervisor

Letter Number: 495A00045765

FILED  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
96 OCT -11 AM 11:40

ARNOLD M. WEINTRAUB  
LISA M. DUROSS  
JAMES B. BRADY  
JAMES M. CRUM  
PAUL S. CZARNOTA  
KENNETH L. STEIN

WEINTRAUB, DUROSS & BRADY

A PROFESSIONAL CORPORATION  
PATENT AND TRADEMARK MATTERS  
30200 TELEGRAPH ROAD, SUITE 444  
BINGHAM FARMS, MICHIGAN 48025-4505

TELEPHONE (810) 258-5590  
TELEFAX (810) 258-6791

FLINT TELEPHONE  
(810) 235-8300

October 23, 1995

Division of Corporations  
Post Office Box 6327  
Tallahassee, Florida 32314  
ATTN: Gretchen Harvey

RE: Proposed Florida Service Mark Application  
Ref. No.: W95000020127  
Letter No.: 495A00045765  
For: CAFE IGUANA  
Our Reference: CIG-100-TM-Florida

Dear Sir or Madam:

Enclosed for resubmission are the following:

- IGUANA";
1. Florida Service Mark Application for "CAFE
  2. Copies of samples;
  3. Response to Office Action dated October 10, 1995;
  4. Service Mark Computerized Search Report;
  5. Copy of Letter No. 495A00045765;
  6. Copy of our Check No. 10604; and,
  7. Postcard.

The undersigned respectfully requests reconsideration of the above-referenced service mark application for the reasons set forth in the enclosed Response to Office Action.

Sincerely,

WEINTRAUB, DUROSS & BRADY

*Lisa M. DuRoss*

Lisa M. DuRoss

LMD:ges  
Enclosures

FILED  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
96 JAN - 10 11:40



FLORIDA DEPARTMENT OF STATE  
Sandra B. Mortham  
Secretary of State

October 26, 1995

LISA M. DUROSS, ESQ.  
WEINTRAUB, DUROSS & BRADY  
30200 TELEGRAPH RD., SUITE 444  
BINGHAM FARMS, MI 48025-4505

SUBJECT: CAFE IGUANA  
Ref. Number: W95000020127

We have received your document for CAFE IGUANA and your check(s) totaling \$87.50. However, the document has not been filed and is being retained in this office for the following:

Per our telephone conversation today, I must have proof that the federal registration has been cancelled before your mark registration can be processed.

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 (904) 487-6917.

Gretchen Harvey  
Corporate Specialist Supervisor

Letter Number: 895A00048129

WEINTRAUB, DUROSS & BRADY

A PROFESSIONAL CORPORATION

PATENT AND TRADEMARK MATTERS

30200 TELEGRAPH ROAD, SUITE 444

BINGHAM FARMS, MICHIGAN 48025-4505

TELEPHONE (810) 258-5590

TELEFAX (810) 259-8791

FLINT TELEPHONE  
(810) 235-8300

ARNOLD S. WEINTRAUB  
LISA M. DUROSS  
JAMES B. BRADY  
JAMES H. CRUM  
PAUL S. CZARNOGA  
KENNETH L. STEIN

December 20, 1995

Gretchen Harvey  
Corporate Specialist Supervisor  
Division of Corporations  
Florida Department of State  
P.O. Box 6327  
Tallahassee, Florida 32314

RE: Proposed Florida Service Mark Application  
Ref. No.: W95000020127  
For: CAFE IGUANA  
Our Reference: CIG-100-TM-Florida

Dear Ms. Harvey:

This is in response to your Letter No. 895A00048129 (copy enclosed). Enclosed please find a Thomson & Thomson Trademarkscan printout verifying that the cited Registration No. 1,536,996 for "CAFE IGUANA & DESIGN" has been cancelled by the U.S. Trademark Office as of October 30, 1995.

Consequently, Applicant Cafe Iguana, Inc. respectfully requests that its Trademark Application for "CAFE IGUANA" be granted. Should you require further information, please do not hesitate to contact me.

Sincerely,

WEINTRAUB, DUROSS & BRADY

*Lisa M. DuRoss*  
Lisa M. DuRoss

LMD:ges  
Enclosures

p 226

19dec95 11:35:11 User [REDACTED] Session D482.1

\$0.30 0.010 Hrs Filed

\$0.30 Estimated cost Filed

\$0.12 TYPNET

\$0.42 Estimated cost this search

\$0.42 Estimated total session cost 0.010 Hrs.

File 226: TRADEMARKSCAN(R)-US Fed. 06951212/AP951027

(C) 1995 Thomson &amp; Thomson

File 226 \*\*\* PRELIMINARY RECORDS THROUGH 11/02/95 \*\*\*

Set Items Description

ss. no=1536996

SI

1 SN=1536996

L 517571

17571

BLOG(R) File 226: TRADEMARKSCAN(R)-US Fed

(C) 1995 Thomson &amp; Thomson. All rts. reserv

07749140 \* TRADEMARK IMAGE AVAILABLE \*  
CFF IGUANA and Design

INTL CLASS: 42 (Miscellaneous Service Marks)

U.S. CLASS: 100 (Miscellaneous Service Marks)

STATUS: Cancelled - Section 8

GOODS/SERVICES: BAR AND RESTAURANT SERVICES

SERIAL NO.: 73-749,140

REG. NO.: 1,536,996

REGISTERED: April 25, 1989

FIRST USE: January 11, 1988 (Intl Class 42)

FIRST COMMERCE: April 1988 (Intl Class 42)

FILED: August 29, 1988

PUBLISHED: January 31, 1989

CANCELLED IN US: December 12, 1995

CANCELLATION RECORDED: October 30, 1995

CANCELLATION SEC. 8

ORIGINAL APPLICANT: CAFE IGUANA CORPORATION (NEW YORK)

CORPORATION, 235 PARK AVENUE SOUTH, NEW YORK, NY 10003

10003, USA, United States of America

OWNER AT PUBL. A: CAFE IGUANA CORPORATION (NEW YORK)

CORPORATION, 235 PARK AVENUE SOUTH, NEW YORK, NY 10003

10003, USA, United States of America

ORIGINAL REGISTRANT: CAFE IGUANA CORPORATION (NEW YORK)

CORPORATION, 235 PARK AVENUE SOUTH, NEW YORK, NY 10003

10003, USA, United States of America

DISCLAIMER: CFF

CLAIMING TO BE ATTEMPTING IN THE MARKS TO BE USED AND DOES NOT INDICATE COLOR

CLAIMING CORRESPONDENT: ANDREW L. GOR, PERRY &amp; DORR, P.C., 405

LEXINGTON AVENUE, NEW YORK, NY 10174

Florida Department of State, Sandra B. Mortham, Secretary of State

**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 acknowledgement should be sent:

Lisa M. DuRoss  
WEINTRAUB, DUROSS & BRADY, P.C.  
30200 Telegraph Road, Suite 444  
Bingham Farms, Michigan 48025

(810 ) 258-5590  
Daytime Telephone number

**PART I**

1. (a) Applicant's name: CAFE IGUANA, INC. ✓

(b) Applicant's business address: c/o Chameleon Concepts, Inc.,  
3801 Hollywood, Boulevard, Hollywood, Florida 33021  
City/State/Zip

(c) Applicant's telephone number: ( 305 ) 964-9993

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

If other than an individual,

(1) Florida registration number: ~~194000059384~~ P9200002413 (2) Domicile State: Florida

(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.)

Nightclub and restaurant services.

SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
JUN 4 AM 11:40

(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.)  
on advertising and promotional media.

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

41

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: at least as early as 12/31/92 (b) Date first used in Florida: at least as early as 12/31/92

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.)

CAFE IGUANA

2. DISCLAIMER (if applicable)

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE TERM " CAFE

" APART FROM THE MARK AS SHOWN

I, Steven J. Caputi, 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.

Typed or printed name of applicant

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

STATE OF Michigan

COUNTY OF Oakland

On this 4th day of May, 19 95, Steven J. Caputi personally appeared before me,

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

Notary Public Signature

Notary's Printed Name

Seal

My Commission Expires 6-8-97

FEE: \$87.50 per class

TINA TOMAYKO  
NOTARY PUBLIC-MACOMB COUNTY, MICH.  
MY COMMISSION EXPIRES 06-08-97  
(Active in Oakland County)

PLAYGIRL

Join WSHS  
MUSIC  
LEWIS OR  
BROCKMAN  
for a live  
broadcast

Go to 5100 W. 1st  
be selected to  
receive a mod-  
elling contract  
with PLAYGIRL

GRAND PRIZE  
\$5000

EVERY TUESDAY  
FROM APRIL 4TH - JUNE 6TH  
TILL JUNE 13TH

**CAFE**  
**iguana**  
EVERYBODY'S BAR  
EVERYDAY

1000 S. 1st St. - 500 S. Hill - 500 S. Hill