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(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

PICK-UP  WAIT  MAIL

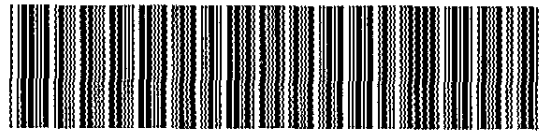
(Business Entity Name)

(Document Number)

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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:

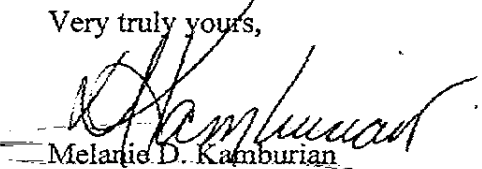
Re: FIRST SOUTHERN BANK  
Service Mark Registration

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  
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](http://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

(561) 392-1772  
Toll Free (877) 417-2265 x1607  
Cell (561) 756-5736  
Fax (561) 392-1423

Email [TCampbell@FirstSouthernBank.com](mailto:TCampbell@FirstSouthernBank.com)