

70000000 962

FILED

00 AUG 25 AM 10: 29

SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Address

City/State/Zip

Phone #

Office Use Only

CORPORATION NAME(S) & DOCUMENT NUMBER(S), (if known):

1. Ocean Deck (42) 700003325737--2
(Corporation Name) (Document #) ~~07/18/00-01011-002~~
***\$50.00 ***\$50.00

2. 789/747/708/304/749/740/671
(Corporation Name) (Document #)
(42) Ocean Deck

3. _____
(Corporation Name) (Document #)

4. The sale of the T-Shirts & novelty items
is merely another form of
No Specimens advertising your services.
(Corporation Name) (Document #)

- Walk in
- Pick up time
- Mail out
- Will wait
- Photocopy
- Certificate of Status

NEW FILINGS

- Profit
- Not for Profit
- Limited Liability
- Domestication
- Other

(6)

AMENDMENTS

- Amendment
- Resignation of R.A., Officer/Director
- Change of Registered Agent
- Dissolution/Withdrawal
- Merger

W-18522
T-962

OTHER FILINGS

- Annual Report
- Fictitious Name

REGISTRATION/QUALIFICATION

- Foreign
- Limited Partnership
- Reinstatement
- Trademark
- Other

Name	
Availability	<u>np</u>
Document Examiner	<u>NJC</u>
Updater	<u>NJC</u>
Updater Verifier	<u>NJC</u>
Acknowledgement	<u>NJC</u>
W. P. Verifier	<u>NJC</u>

Examiner's Initials



FLORIDA DEPARTMENT OF STATE
Katherine Harris
Secretary of State

July 25, 2000

RICHARD KEOUGH
OCEAN DECK, INC.
127 S. OCEAN AVENUE
DAYTONA BEACH, FL 32118

SUBJECT: OCEAN DECK
Ref. Number: W00000018522

We have received your document for OCEAN DECK and your check(s) totaling \$350.00. However, the enclosed document has not been filed and is being returned for the following correction(s):

Class(es) (42) would appear applicable to your specific mark. Please delete the class(es) you have on line 2 (d) and insert the pertinent class(es) (42).

Enclosed is an application for refund. Please sign and return and allow at least 60 to 90 days for the refund to be processed.

The sale of the t-shirts and other novelty items are merely another form of advertising your services.

We need three permanent specimens, which may be the same or different. TYPED, HANDWRITTEN or PHOTOCOPIED MATERIALS ARE NOT ACCEPTABLE. We do not accept specimens which have been ALTERED or DEFACED. ANY SIZE SPECIMENS ARE ACCEPTABLE. If your mark falls under the classification of a trademark (classes 1-34), we need the labels, tags, decals, containers, boxes, wrappers or 3 LEGIBLE photographs of the goods or products with the specimen affixed. IF YOUR MARK FALLS UNDER THE CLASSIFICATION OF A SERVICE MARK (CLASSES 35-42), WE NEED SPECIMENS FROM WHICH WE CAN DETERMINE THE SERVICE(S) BEING RENDERED. We will accept magazine and-or newspaper advertisements, brochures or business cards. If business cards are submitted, we must be able to determine the services being rendered. If your mark falls under the classification of both a trade and service mark, we need specimens for both. WE WILL NOT ACCEPT LETTERHEAD STATIONERY, ENVELOPES OR INVOICES AS SPECIMENS.

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: OCEAN, DECK

RICHARD PROSPECT, P.A.

Attorney at Law

3925 S. Nova Road
Suite 2
Port Orange, FL 32127
TEL: (904) 761-6077
FAX: (904) 761-6480

August 22, 2000

Florida Department of State
Division of Corporations
409 E. Gaines Street
Tallahassee, Florida 32399

Attention: Ms. Nanette Causseux
Corporate Specialist

RE: Ocean Deck

Dear Ms. Causseux:

This will confirm our telephone conversation of August 21, 2000. Enclosed please find an original application which has deleted all classes but 42, and containing disclaimer for the words "Ocean" and "Deck". The following specimens have also been included:

1. Dining Menu;
2. Yellow page advertisement;
3. Promotional coupon;
4. Business card;
5. Newspaper advertisement.

Also, as you directed, this is to formally request a refund of the \$262.50, representing the fees for classes which you have advised are unnecessary (25, 33 and 35). I believe this complies with your letter of July 25, 2000, and that the application will now be processed. If there is any problem with the application and supporting documents or if you have any questions or comments, please call me immediately.

Very truly yours,


Richard Prospect, P.A.

RP/dfd

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:

Ocean Deck, Inc.
c/o Richard Keough
127 S. Ocean Avenue
Daytona Beach, FL 32118

(904) 253-5224
Daytime Telephone number

PART I

1. (a) Applicant's name: Ocean Deck, Inc.

(b) Applicant's business address: 127 S. Ocean Avenue
Daytona Beach, FL 32118
City/State/Zip

(c) Applicant's telephone number: (904) 253-5224

Individual Corporation Joint Venture Other: _____
 General Partnership Limited Partnership Union

If other than an individual,

(1) Florida registration number: 688268 (2) Domicile State: Florida

(3) Federal Employer Identification Number: 59-2032330 0001

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.)

Restaurant services, beach club/bar services, retail clothing sales.

(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.)

T-shirts, tank tops, sweatshirts, mugs, shot glasses, stickers, can coolies, key chains,
cigarette lighters, shorts, pants, hats, hot sauce, salad dressing, coffee, collared shirts,
beach pails.

(c) The mode or manner in which the mark is used:(i.e., labels, decals, newspaper advertisements, brochures, etc.)

Billboards, radio, t.v., brochures, labels, decals, compact discs & audio cassettes, newspaper
ads, banner planes, hand bills, beverage coasters, menus.

(Continued)



Daytona's favorite beach front hang out for food & fun.
Ice cold cocktails • Hot, hot, hot live music.
Relax "ISLAND STYLE" at the OCEAN DECK.

LUNCH & DINNER

11:00 a.m. to 2:00 a.m.

Steamed Oysters & Clams • Mahi-Mahi & Yellowfin Tuna
Spicy Rasta Chicken Sandwich • Jamaican Jerk Wings
"Ship Wreck" Steamed Seafood Platter
1/2 lb. Bell Buoy Burger • Ocean Deck Yacht Club
Rasta Shrimp Kabobs

FULL COCKTAIL SERVICE • ISLAND MUSIC NIGHTLY - 9:30 P.M.

Visa & Mastercard accepted

THE OCEAN DECK

Restaurant & Beach Club

127 South Ocean Avenue • Daytona Beach, Florida 32118

1 ½ blocks South of Main Street Pier • Directly on the Beach

904.253.5224

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

42 (restaurant/night club)

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: 1-1-1965 (b) Date first used in Florida: 1-1-1965

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.)

OCEAN DECK

2. DISCLAIMER (if applicable)

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE TERM "Ocean" "Deck"

" APART FROM THE MARK AS SHOWN.

I, Richard Keough, President, 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.

OCEAN DECK, INC.

Typed or printed name of applicant

BY:

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

Richard Keough, President

STATE OF FLORIDA

COUNTY OF VOLUSIA

On this 10th day of July, 2000, personally

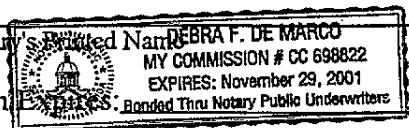
who is personally known to me
whose identity I proved on the basis of

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SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Notary Public Signature

Seal

My Commission



FEE: \$87.50 per class