

DOW, LOHNES & ALBERTSON, PLLC  
ATTORNEYS AT LAW

MITCHELL H. STABBE  
DIRECT DIAL 202-776-2929  
mstabbe@dlalaw.com

WASHINGTON, D.C.

1200 NEW HAMPSHIRE AVENUE, N.W. SUITE 800 WASHINGTON, D.C. 20036-6802  
TELEPHONE 202-776-2000 FACSIMILE 202-776-2222

ONE RAVINIA DRIVE SUITE 1600  
ATLANTA, GEORGIA 30346-2108  
TELEPHONE 770-901-8800  
FACSIMILE 770-901-8874

**T020000000669**  
JUN 4 2002  
VIA FEDERAL EXPRESS

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

300005692943--0  
-06/05/02--01066--001  
\*\*\*\*\*87.50 \*\*\*\*\*87.50

Re: Service Mark Application  
Mark: 97X TODAY'S MUSIC ALTERNATIVE  
Class: 38

Dear Sir or Madam:

Enclosed is an application to register the 97X TODAY'S MUSIC ALTERNATIVE service mark in class 38. Three specimens and a check in the amount of \$87.50 to cover the filing fee are also enclosed.

If you have any questions regarding the above filing, please contact me.

Very truly yours,

*Mitchell H. Stabbe*

Mitchell H. Stabbe

MHS/chs  
Enclosures: Application (Original and copy)  
Specimens (3)  
Check (\$87.50)

cc (w/encl.): Jay O'Connor

DCLIB01:1363618-1|04074.0004

*T02-669*

02 JUN -5 AM 10: 22  
SERIALIZED  
DIVISION OF CORPORATIONS  
FLORIDA DEPARTMENT 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 acknowledgment should be sent:  
Mitchell H. Stabbe, Esq.

~~Dow, Lohnes & Albertson~~

1200 New Hampshire Ave., N.W., Suite 800

Washington, D.C. 20036

( 202 ) 776-2929

Daytime Telephone number

## PART I

1. (a) Applicant's name: Cox Radio, Inc.

(b) Applicant's business address: 1400 Lake Hearn Drive, N.E.

Atlanta, GA 30319

City/State/Zip

(c) Applicant's telephone number: ( 404 ) 843-5000

Individual

Corporation

Joint Venture

Other: \_\_\_\_\_

General Partnership

Limited Partnership

Union

If other than an individual,

(1) Florida registration number: P07800 ✓

(2) Domicile State: Georgia

(3) Federal Employer Identification Number: 58-1620022

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.)

radio broadcasting 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.)

The mark is used for advertising and promotional purposes in print, on air

and via electronic media.

(Continued)

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

38

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 1, 2002 (b) Date first used in Florida: March 1, 2002

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.)

97X TODAY'S MUSIC ALTERNATIVE

English Translation

2. DISCLAIMER (if applicable)

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE TERM "Music" APART FROM THE MARK AS SHOWN.

I, Andrew A. Merdek, 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

Cox Radio, Inc.

Typed or printed name of applicant

Am (Signature)

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

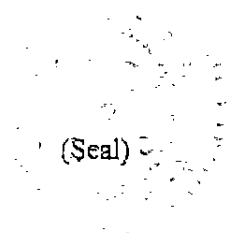
02 JUN -5 AM 10:22 STATE DIVISION OF REGISTRATION

STATE OF GEORGIA

COUNTY OF DEKALB

On this 3rd day of June, 2002, Andrew A. Merdek personally appeared before me,

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



Marcia C. Barth (Signature)

Notary Public Signature

Marcia C. Barth (Printed Name)

Notary's Printed Name

My Commission Expires: Notary Public, Gwinnett County, Georgia My Commission Expires March 31, 2004

FEE: \$87.50 per class

"97X Today's Music Alternative." Extremely new rock from Unwritten Law, that is "See'n Red" we're in forty minutes of nonstop X music with the Offspring, "It's Gone Away". On 97X."

