

10800000526

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

☐ PICK-UP

☐ WAIT

☐ MAIL

(Business Entity Name)

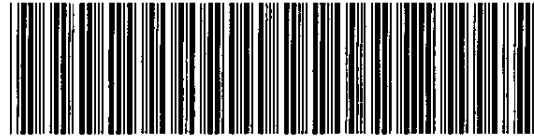
(Document Number)

Certified Copies _____ Certificates of Status _____

Special Instructions to Filing Officer:

789/747/304/6260
(35)

P/S request in
writing if you wish
refund of over payment



700122550097

W08-19360 108-526

04/10/08--01026--001 **262.50

corp not guaranteed
Same as pending
2nd reg
FILED
08 APR 30 AM 9:53
08 APR 24 AM 11:55
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

N. CAUSSEAU

APR 24 2008

EXAMINER

COVER LETTER

TO: Registration Section
Division of Corporations

SUBJECT: Total Wine Spirits Beer & More

(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:

Jeffrey W. Bartlett

(Name of Person)

Retail Services & Systems, Inc.

(Firm/Company)

11325 Seven Locks Rd., Suite 214

(Address)

Potomac, MD 20854

(City/State and Zip Code)

For further information concerning this matter, please call:

Jeffrey W. Bartlett

(Name of Person)

at (301) 795-1000, ext. 423

(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

April 16, 2008

JEFFREY W. BARLETT
RETAIL SERVICES & SYSTEMS, INC.
11325 SEVEN LOCKS ROAD, SUITE 214
POTOMAC, MD 20854

SUBJECT: TOTAL WINE SPIRITS BEER & MORE AND DESIGN OF THE
WORDS WITH GRAPES
Ref. Number: W08000019360

We have received your document for TOTAL WINE SPIRITS BEER & MORE
AND DESIGN OF THE WORDS WITH GRAPES and your check(s) totaling
\$262.50. However, the enclosed document has not been filed and is being
returned for the following correction(s):

Class(es) (35) would appear applicable to your specific mark. Please delete the
class(es) you have on line 2 (d) and insert the pertinent class(es) (35).

Please return a written request for a refund of your overpayment of filing fees.

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: 008A00022691



FLORIDA DEPARTMENT OF STATE
Division of Corporations

April 24, 2008

JEFFREY W. BARLETT
RETAIL SERVICES & SYSTEMS, INC.
11325 SEVEN LOCKS ROAD, SUITE 214
POTOMAC, MD 20854

SUBJECT: TOTAL WINE SPIRITS BEER & MORE AND DESIGN OF THE
WORDS WITH GRAPES
Ref. Number: W08000019360

We have received your document for TOTAL WINE SPIRITS BEER & MORE
AND DESIGN OF THE WORDS WITH GRAPES and your check(s) totaling
\$262.50. However, the document has not been filed and is being retained in this
office for the following:

Please accept our apology for failing to mention this in our previous letter.

Every business entity transacting business in Florida must have an active
registration/filing on file with this office. Enclosed please find a copy of section
607.1501, 617.1501, or 608.501, Florida Statutes, which lists those activities that
do not constitute transacting business in Florida. If, after reviewing this section,
you determine the applicant of the mark is not transacting business within the
state of Florida, please complete the enclosed affidavit form and return it to this
office. If, however, you determine the applicant of the mark is transacting
business in Florida, you must complete the enclosed application/form and return
to this office with the appropriate filing fee(s) before your mark application can be
processed.

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: 108A00024913



**Total Wine & More
Corporate Office
11325 Seven Locks Road, Suite 214
Potomac, MD 20854
(301) 795-1080
(301) 795-1081 – fax**

Fax

To:	Nanette Causseaux	From:	Mark Ganter
CC :		Pages:	2 including cover page
Fax:	850 245-6030	Date:	5/1/08
Re:	Total Wine and More Logo Registrations		

Nanette,

Attached please find a signed copy of the Retail Services and Systems affidavit for registering the Total Wine and More logo with the state of FL. We are submitting an application to the city of Pembroke Pines on Monday, May 5 to include the logo colors in our wall signage and need to have this registration on file to be considered for approval. If you have any questions please don't hesitate to contact me at 301 795-1080 x309.

Sincerely,

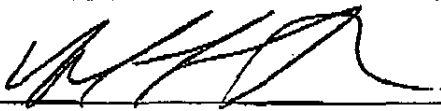
Mark Ganter

**STATEMENT CONCERNING AUTHORITY TO TRANSACT BUSINESS IN
FLORIDA BY A FOREIGN BUSINESS ENTITY**

Retail Services + Syskas, Inc., which is currently
incorporated, organized, or formed under the laws of Pennsylvania, has
not received a certificate of authority from the Florida Department of State to transact
business in Florida pursuant to s. 607.1501, 617.1501, 608.501, or 620.1902, Florida
Statutes.

I, Robert Trone, the undersigned, do hereby
certify that I am aware that this entity has not received a valid certificate of authority to
transact business in Florida as required by s. 607.1501, 617.1501, 608.501, or 620.1902,
Florida Statutes.

Said entity does not presently transact business in Florida within the meaning of
s. 607.1501, 617.1501, 608.501, or 620.1903, Florida Statutes, and is, therefore, not
required to apply for a certificate of authority to transact business in Florida.



Signature of Officer/Director/Manager/Managing Member/General Partner

Robert Trone, Secretary

Typed or Printed Name and Capacity of Person Signing Above

5/1/08

Date

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
08 APR 30 AM 9:52
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

PART I

1. OWNER/APPLICANT: Enter the name and address of the individual or the business entity 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: Retail Services & Systems, Inc.

(b) Owner's/Applicant's business address: 11325 Seven Locks Rd., Suite 214

Potomac, MD 20854

City/State/Zip

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

City/State/Zip

(c) Owner's/Applicant's telephone number: (301) 795-1000, ext. 423

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: 2637684-9

(2) Domicile State or Country: Pennsylvania

(3) Federal Employer Identification Number: 251531856

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.)

Retail store sales of wine, wine-related products, spirits, beer, convenience/snack foods,

and paper products

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.)

na

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:

The mark is used to identify our company in newspaper advertisements; advertising circulars;
direct mail postcards, circulars, & newsletters; billboards; interior and exterior store signage

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:

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:

Classes ~~32, 33, and 34~~

35 *Bulbites*
4/22/08

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: October 2005

(b) Date first used in Florida: August 2005

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.)

Total Wine Spirits Beer & More;

Consists of words with grapes.

Colors contained in mark: Pantone Matching System (PMS) Colors 032C, 2582C, 361C, 239C

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

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) "Wine Spirits Beer
" 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, JEFFREY W. Bartlett, 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.

Jeffrey W. Bartlett

Typed or printed name of applicant

Bartlett, V.P. Adv. & Mktg.

Applicant's signature
(List name and title)

STATE OF Maryland

COUNTY OF Montgomery

On this 9th day of April, 2008, Jeffrey W. Bartlett personally appeared before me,

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

(Seal)

Cheryl A. Cole

Notary Public Signature

Cheryl A. Cole

Notary's Printed Name

CHERYL A. COLE

NOTARY PUBLIC

My Commission Expires: _____
COMMISSION EXPIRES 07/11/2011

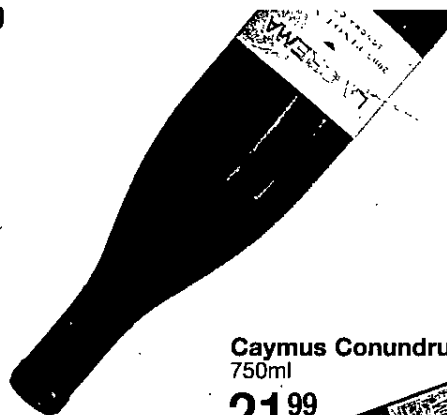
FILING FEE: \$87.50 per class

toya Cabernet
a, 750ml
99



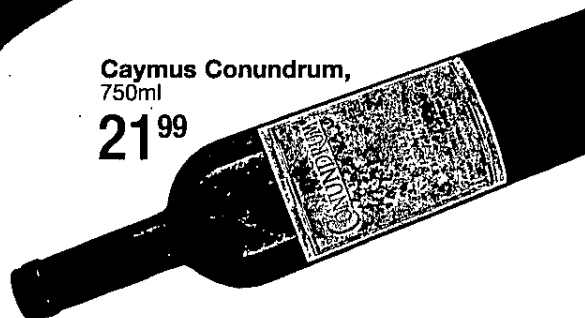
Sterling Vintner's
Chardonnay,
750ml
12⁹⁹

Total Wine™
SPIRITS • BEER & MORE

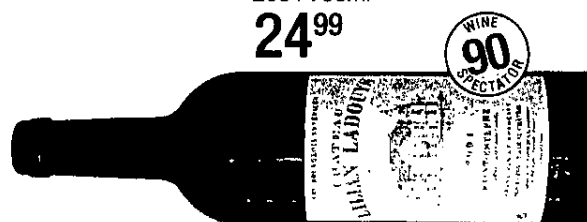


La Crema
Pinot Noir
Sonoma Coast,
750ml
17⁶⁹

Caymus Conundrum,
750ml
21⁹⁹



Chateau Lilian
Ladouys St. Estephe,
2004 750ml
24⁹⁹



FILL A CASE
Mix it Up
Thru March 2nd*

MIXED-CASE Discount Event

Total Wine™
SPIRITS • BEER & MORE

SAVE 10% Mix and Match 12 or More 750ml
Bottles of Wine and SAVE!

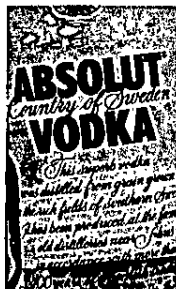
Please present coupon to cashier at the beginning of your transaction. Valid in Florida stores only.
No Limit with coupon. *Excludes items with prices ending in "7". Offer good thru 3/2/08.

Prices on Over 2,000 SPIRITS

Smirnoff 80
1.75L 17⁹⁹

Bacardi Light, Gold
1.75L 18⁹⁹

Dewar's
1.75L 29⁹⁹



Absolut
1.75L 31⁹⁹

Jack Daniels
1.75L 32⁹⁹

Crown Royal
1.75L 39⁹⁹

JML-08-P-0210