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N. CAUSSEAUX

JUN **2 5** 2010

EXAMINER

BARNETT, BOLT, KIRKWOOD, LONG & MCBRIDE

ATTORNEYS AT LAW SUITE 700 **601 BAYSHORE BOULEVARD** TAMPA, FLORIDA 33606-2763

> TELEPHONE: (813) 253-2020

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(813) 251-6711

LESLIE J. BARNETT CRAIG E, BEHRENFELD ROBERT S. BOLT CHARLES A CARLSON MICHAEL V. HARGETT DAVID M. HEMEYER LESLIE WAGER HUDOCK PETER T. KIRKWOOD DAVID L. KOCHE VALERIE STOKER LITSCHGI THOMAS G. LONG BILL MCBRIDE MICHAEL D. MILLER JENNIFER E. MURPHY RICHARD W. RADKE SCOTT O. STIGALL AMY E STOLL MIND CERTIFIED MAIL #7160 3820 3530 0820 3735

June 21, 2010

Division of Corporations P.O. Box 6327 Tallahassee, FL 32314

Re:

Application to Register Service Mark by Safeguard Financial, LLC, Owner

Ladies and Gentlemen:

Enclosed are the following to register the service mark "Safeguard Financial":

- Application for the Registration of a Service Mark (Original and one copy); 1)
- Three specimens for Class 35; 2)
- Three specimens for Class 36; and 3)
- Our check #81694 in the amount of \$175.00. 4)

Please contact us if you have any questions or need additional information.

Thank you for your assistance in this matter.

Sincerely,

BARNETT, BOLT, KIRKWOOD, LONG & McBRIDE

Terry Seemann, CP

Florida Registered Paralegal

Terry Seemann

Enclosures

cc: Ben A. Barnett

Leslie J. Barnett, Esq.

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

PART I

1. OWNER/APPLICANT: Enter the name and address of the individual or the business entity to be 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: Safeguard Financial, LLC				
(b) Owner's/Applicant's business address: 405 S. Dale Mabry, Ste. 205				
Tampa, FL 33609 City/State/Zip				
If different, Owner's/Applicant's mailing address:				
City/State/Zip 55				
(c) Owner's/Applicant's telephone number: (813) 404-4676				
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 <u>not</u> 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: L09000051847				
(2) Domicile State or Country: FL				
(3) Federal Employer Identification Number: 27-0282318				
2. (a) <u>SERVICE MARK:</u> 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. <u>If the owner/applicant is using the mark to identify services available in the market place, enter the specific service(s) being rendered here:</u>				
Note: List only those services currently being rendered by the owner/applicant. Do not include future services.)				
advertising, consulting, and software sales				

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.)
n/a
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:
business cards
web site
contract cover letter
TRADEMARKS: If the name, logo, design and/or slogan are/is being used to identify a product manufactured by o fore 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:
n/a
2. (d) <u>FEE(S) AND CLASS(ES)</u> : 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 35 and 36

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: 1/15/2010
(b) Date first used in Florida: 1/15/2010
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.)
safeGUARD FINANCIAL consisting of "safe" in white letters on a green oval and "GUARD" in
dark gray letters, an underline and "FINANCIAL" in green letters
Provide the English translation of any and all terms listed #1 above, when applicable:
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)" "financial"
" 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:

except a related company has registered this mari thereof or in such near resemblance as to be likel cause mistake or to deceive. I make this affidav	, being sworn, depose and say that of the owner and applicant herein, and to the best in this state or has the right to use such mark in Fly, when applied to the goods or services of such owners and verification on my/the applicant's behalf. It is fand that the facts stated herein are true and corre	of my knowledge no other person Florida either in the identical form ther person to cause confusion, to I further acknowledge that I have
BEN A. B	SARNETT, Manager Typed or printed name of applicant	-
× 🏂	Applicant's signature (List name and title)	10 JUN
STATE OF FLORIDA		2
COUNTY OF HILLSBOROUGH		
On this 18 th day of June appeared before me,	, 2010 , Ben A. Barnett	p & sonally
who is personally known to me	whose identity I proved on the basis of	
		
(Seal) TERESA L. Si MY COMMISSION EXPIRES: June 14003-NOTARY FI. Notary Dis	N#DD648254 } 10,2011 } Teresa L. See	
	My Commission Evnires	

FILING FEE: \$87.50 per class

OFFICIAL SPECIMEN TM/SM REG.



BEN A BARNETT VAHAGING DIFFCTOR

888.525 9898 EXTERSION 703

F=I=N=A=N=C=I=A=L

BBARNETT@SAFEGUARDFINANCIAL.ORG

WWW SAFEGUARDFINANCIAL.ORG

405 SOUTH DALE MABRY

SUITE 205

TAMPA, FLORIDA

33609