

112000000836

(Requestor's Name)

(Address)

(Address)

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PICK-UP  WAIT  MAIL

*The Florida Bar Official Seal*  
(Business Entity Name)

(Document Number)

Certified Copies \_\_\_\_\_ Certificates of Status \_\_\_\_\_

Special Instructions to Filing Officer:  
*OK to file with disclaimer  
stmt. per Carlo Ruy.  
  
-leet  
8/24/12*

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*112-836*

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*Same owner  
as reg w/USPTO*

SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

12 AUG 24 AM 9:34

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**N. CAUSSEAU**  
AUG 27 2012  
**EXAMINER**

**COVER LETTER**

**TO:** Registration Section  
Division of Corporations

**SUBJECT:** The Florida Bar official seal  
(Mark to be registered)

The enclosed Trademark/Service Mark Application, specimens and fec(s) are submitted for filing.

Please return all correspondence concerning this matter to the following:

Paul Hill  
(Name of Person)

The Florida Bar  
(Firm/Company)

651 East Jefferson Street  
(Address)

Tallahassee, FL 32399-2300  
(City/State and Zip Code)

For further information concerning this matter, please call:

Paul Hill at ( 850 ) 561-5661  
(Name of Person) (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.)



# The Florida Bar



**Gwynne A. Young**  
President

**John F. Harkness, Jr.**  
Executive Director

**Eugene K. Pettis**  
President-Elect

August 9, 2012

Ms. Nanette Causseaux  
Registration Section  
Division of Corporations  
P.O. Box 6327  
Tallahassee, FL 32314

RE: The Florida Bar Official Seal Filing

Ms. Causseaux,

On October 19, 2010 I sent an application for The Florida Bar Official Seal, for both trade mark and service mark. I also sent 2 checks for the filing fees.

Recently we searched the state site and noticed the marks were listed as expired. I am including the original applications, and copies of the cleared checks. Can you tell me why they are listed as expired although the checks were cashed? I can be reached locally at 562-5662 or by email at [emay@flabar.org](mailto:emay@flabar.org). I would greatly appreciate if you could get back to me as soon as possible.

Thank you in advance for your assistance.

Sincerely,

Elizabeth May  
Administrative Assistant

**Tadlock, Brenda**

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**From:** Tadlock, Brenda  
**Sent:** Wednesday, August 22, 2012 4:36 PM  
**To:** Rey, Carlos A.  
**Cc:** Harper, Ricky T.  
**Subject:** Trademark and Service Mark Applications Previously Submitted by The Florida Bar  
**Attachments:** DOC082212.pdf

Carlos,

The Division of Corporations received two mark applications from The Florida Bar on October 26, 2010. One application was for a trademark under class 16 and the other was for a service mark under classes 35 and 41.

Because both of the marks included the state seal, the marks could not be registered without the approval of the Department of State pursuant to section 15.03(3), F.S. My email records reflect copies of the two applications and specimens were emailed to Ernie Reddick on April 20, 2011, for his review and/or approval. Several follow-up emails were subsequently sent to Ernie; however, the Division of Corporations never received an approval or denial notice regarding the proposed mark registrations.

Elizabeth May, an administrative assistant with The Florida Bar, is now following up on the status of these two applications. Please refer to her letter dated August 9, 2012, which is included in the attached documentation.

Please review the attached applications and advise us if the marks should or should not be granted registration in regards to section 15.03(3), F.S.?

FYI - It appears that both marks were previously registered with our office. However, the marks were never renewed and subsequently expired on July 1, 2009. Because expired mark registrations cannot be renewed, the applicant must resubmit the filings as new registrations. Please refer to the printouts for registration numbers T10982 and T10979, which will be sent to you momentarily under separate cover.

Please don't hesitate to contact me should you have any questions concerning this matter.

Thanks!

blt  
#4911

**Tadlock, Brenda**

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**From:** Elizabeth May <EMay@flabar.org>  
**Sent:** Friday, August 24, 2012 3:07 PM  
**To:** Rey, Carlos A.  
**Cc:** Tadlock, Brenda  
**Subject:** Replacement Page for The Florida Bar Official Seal  
**Attachments:** Page 3 Trademark.pdf; Page 3 Service Mark.pdf

Here are the page 3's for both the Service mark and Trademark applications that Paul Hill spoke with you about. Please call me if you have any questions.

~~~~~  
Elizabeth L. May  
Administrative Assistant  
The Florida Bar  
General Counsel/Legislation  
651 East Jefferson Street  
Tallahassee, FL 32399-2300  
(850) 561-5662 phone  
(850) 561-5826 fax

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

12 AUG 24 AM 9:34  
FILED  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

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: The Florida Bar

(b) Owner's/Applicant's business address: 651 East Jefferson Street

Tallahassee, FL 32399-2300  
City/State/Zip

If different, Owner's/Applicant's mailing address: \_\_\_\_\_

\_\_\_\_\_  
City/State/Zip

(c) Owner's/Applicant's telephone number: ( 850 ) 561-5600

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: Unincorporated Association

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: \_\_\_\_\_

(2) Domicile State or Country: \_\_\_\_\_

(3) Federal Employer Identification Number: 59-0614712

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.)

Service as the official arm of the Supreme Court of Florida, to administer discipline of persons  
admitted to the practice of law in this state, and all other related educational and regulatory functions  
as approved by the court.

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.)

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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:

By imprint on official printed materials of The Florida Bar (e.g. - brochures, business cards, stationery) similar to those of other professional associations or regulatory agencies.

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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:

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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:

Class 35 - Advertising

Class 41 - Education

**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: February 1993

(b) Date first used in Florida: same

**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.)

The Florida Bar official seal which features a likeness of the Great Seal of the State of Florida surrounded by an outer circle of text reading "The Florida Bar" at top.

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)" No claim is made to the exclusive right to use the terms or the pictorial representation of the Great Seal of the State of Florida. "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, \_\_\_\_\_, 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.

Paul F. Hill

Typed or printed name of applicant

*[Handwritten Signature]*

Applicant's signature (List name and title)

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12 AUG 24 AM 9:34  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

STATE OF Florida

COUNTY OF Leon

On this 19 day of October, 2010, Paul Hill personally appeared before me,

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

*[Handwritten Signature]*

Notary Public Signature

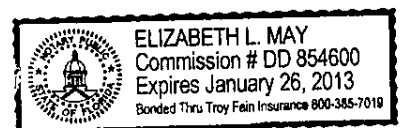
Elizabeth May

Notary's Printed Name

(Seal)

My Commission Expires: 1/26/13

FILING FEE: \$87.50 per class



# OFFICIAL SPECIMEN

TM/SM REG. #

2-The Florida Bar News/September 15, 2010



## The Florida Bar News

651 E. JEFFERSON ST.  
TALLAHASSEE, FLORIDA 32399-2300  
FAX: 850/681-3859  
E-mail: mkillian@flabar.org  
www.floridabar.org  
For court-related information see  
www.flcourts.org

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### Practice Manuals

When I was admitted in 1963, practice books were available directly from The Florida Bar, such as *Florida Civil Trial Practice* and *Florida Real Property Practice I* and at reasonable prices.

How is it that now we pay \$175-plus or about 50 cents a page to a private company, LexisNexis, for subjects we formerly were able to buy directly from The Florida Bar? I have written to the Bar for a copy of this contract. Who were the Bar principals involved in this deal, and why was this ever done? It was and is a major disservice to the members. Maybe it is a better subject for a grand jury investigation.

If The Florida Bar negotiated what it should have with this private company, we should not have to pay any Bar dues period.

Bruce W. Pitzer  
Sarasota

*Legal Publications Department Responds:* For over 10 years, The Florida Bar has partnered with LexisNexis to produce the Bar's practice manuals and other publications. The Legal Publications Department retains the copyright for its practice manuals. Legal Publications also sets the prices for the practice manuals, which are competitive with comparable publications produced by other state bars.

### Complexity of Instructions

I am a retired attorney and so have no professional or personal interest in about what I am writing. I am a college professor teaching American government, including the judicial system on the federal, state, and local levels. I am a political scientist with a Ph.D. in this important field. So I have a great interest in public policy problems.

The article "Jurors Fault Complexity of the Blagojevich Trial" by Monica Davey and Susan Saulny on the front page of *The New York Times* is disturbing:

"The judge handed them (the jurors) instructions that ran to more than a hundred pages. The verdict sheet was as elaborate as some income tax forms. And many of the 214 counts they were being asked to consider came in multiple parts and were highly technical and interconnected.

# OFFICIAL SPECIMEN

TM/SM REG. #

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## CONTINUING LEGAL EDUCATION

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## LAWYER REGULATION

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**LETTERS TO THE EDITOR** are invited. Letters should be no longer than 350 words. The *News* reserves the right to reject letters or edit for clarity, accuracy, and good taste. No personal attacks, please. Not more than three letters from any individual will be published within one year. Letters to the Editor are considered property of the *News* and also may be displayed electronically on The Florida Bar's website and made available commercially through affinity partners of the Bar.

**ADVERTISING POLICY:** The *News* will accept all advertising that otherwise is in keeping with the publications' standards of ethics, legality, and propriety, so long as such advertising is not derogatory or demeaning. Advertising is not accepted by which the advertiser violates or enables another to violate the Rules of Professional Conduct or the Florida Code of Judicial Conduct. The opinions and interpretations of staff counsel and appropriate committees of The Florida Bar charged with authority to interpret the codes will be controlling. Advertising copy is reviewed, but publication herein does not imply endorsement of any advertiser's goods, services, or opinions.

**ADDRESS CHANGES** may be sent to Membership Records, The Florida Bar, 651 E. Jefferson St., Tallahassee, Florida 32399-2300. Changes also may be completed online at [floridabar.org](http://floridabar.org).

"It was like, 'Here's a manual, go fly the space shuttle,'" Steve Windek, one of the jurors, said Wednesday.

"Jurors said it took them several days just to figure out how to begin to break down their assignment into manageable tasks — not to mention how to understand the legal terminology (what exactly is conspiracy to commit extortion?). . . ."

I never was a trial lawyer and am not an Illinois attorney and so cannot comment on the instructions in this case or the verdict sheet. What I can say is that judges and prosecutors all over our country should be concerned that the juries before them fully understand what they are being asked to decide. It would seem that instructions of more than 100 pages and a verdict sheet as elaborate as some income tax forms mean that particular care must always be taken to limit the length of instructions and verdict

## Seventh Circuit needs a judge

The Seventh Circuit Judicial Nominating Commission is now accepting applications to fill a circuit vacancy resulting from the pending retirement of Judge Patrick G. Kennedy.

Applicants must have been members of The Florida Bar for the preceding five years, must be registered voters, and must be residents of the territorial jurisdiction of the court at the time he or she assumes office.

Applications can be downloaded from The Florida Bar's website at [www.floridabar.org](http://www.floridabar.org) and are also available from William J. Voges, JNC Chair, 275 Clyde Morris Boulevard, Ormond Beach 32174.

An original and nine copies of the completed application and attachments must be delivered to Voges no later than 4 p.m. on Wednesday, September 22. The submission of a photograph is encouraged.

**FloridaBar.org/  
Classifieds**