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W14-21386

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

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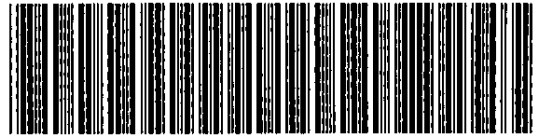
(Business Entity Name)

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FILED  
14 APR 28 AM 10:30  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

APR 28 2014

N. CAUSSEAU

**COVER LETTER**

**TO:** Registration Section  
Division of Corporations

**SUBJECT:** Carol City Chiefs and design of the Native American Chief  
(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:

Walter J. Harvey, Esq.  
(Name of Person)

The School Board of Miami-Dade County, Florida  
(Firm/Company)

1450 NE 2nd Avenue Suite 430  
(Address)

Miami Florida 33132  
(City/State and Zip Code)

For further information concerning this matter, please call:

Walter J. Harvey, Esq. at ( 305 ) 995-1304  
(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.)



FLORIDA DEPARTMENT OF STATE  
Division of Corporations

April 3, 2014

WALTER J. HARVEY, ESQUIRE  
TEH SCHOOL BOARD OF MIAMI-DADE CO. FLORI  
1450 NE 2ND AVENUE, SUITE 430  
MIAMI, FL 33132

SUBJECT: MIAMI CAROL SENIOR HIGH SCHOOL CHIEFS & DESIGN OF AN  
IMAGE OF A NATIVE AMERICAN CHIEF  
Ref. Number: W14000021386

We have received your document for MIAMI CAROL SENIOR HIGH SCHOOL CHIEFS & DESIGN OF AN IMAGE OF A NATIVE AMERICAN CHIEF and your check(s) totaling \$87.50. However, the enclosed document has not been filed and is being returned for the following correction(s):

If you are registering only under class 25 for t-shirts/clothing, you need to remove what is written in Part I 2(a). The t-shirts state "CAROL CITY CHIEFS & DESIGN OF THE NATIVE AMERICAN CHIEF" this is what should be written in Part III 1.

You must list a more specific product in #2(b) in Part I of the application.

In Part II(1) a & b we need a month, a day, and a year for the date the mark was first used anywhere and for the date it was first used in Florida.

The specimens you have submitted are not acceptable. The name and/or design on your specimens are/is not identical to the name and/or design you have listed in Part III of the application. Please submit three specimens that are identical to the name and/or design you listed in Part III.

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) 245-6051.

Nanette Causseaux  
Regulatory Specialist II Supervisor

Letter Number: 914A00007203



# Miami-Dade County Public Schools

*giving our students the world*

**Superintendent of Schools**  
Alberto M. Carvalho

**School Board Attorney**  
Walter J. Harvey

**Miami-Dade County School Board**  
Perla Tabares Hantman, Chair  
Dr. Lawrence S. Feldman, Vice Chair  
Dr. Dorothy Bendross-Mindingall  
Susie V. Castillo  
Carlos L. Curbelo  
Dr. Wilbert "Tee" Holloway  
Dr. Martin Karp  
Dr. Marta Pérez  
Raquel A. Regalado

Date: April 18, 2014

TO: Ms. Nanette Causseaux  
Document Specialist Supervisor  
Division of Corporations  
P.O. Box 6327  
Tallahassee, FL 32314

RE: School Board of Miami-Dade County, Florida; Registration of "Carol City Chiefs and design of the Native American Chief" design mark, reference number: W14000021386

Dear Ms. Causseaux:

In response to your April 3, 2014 correspondence regarding the "Carol City Chiefs and design of the Native American Chief" mark and our various phone and email interactions, please find enclosed our modified "Carol City Chiefs and design of the Native American Chief" application. Consequently, the application has numerous changes, including the removal of Part I 2(a) and additions to Part I 2(b) and Part I 2(c). Please note that an additional update has been made to page 3 of 4; Part II 1(b), Part III 1, and the removal of the disclaimer statement.

Should you have any questions or need additional information, please do not hesitate to contact our offices.

Thank you for your time and consideration,

Walter J. Harvey, Esq.

APPLICATION FOR THE REGISTRATION OF A TRADEMARK OR SERVICE MARK  
PURSUANT TO CHAPTER 495, FLORIDA STATUTES

FILED  
14 APR 28 AM 10:30  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

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: The School Board of Miami-Dade County, Florida

(b) Owner's/Applicant's business address: 1450 NE 2nd Avenue Suite 430

Miami, Florida 33132

City/State/Zip

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

City/State/Zip

(c) Owner's/Applicant's telephone number: (305) 995-1304

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: Political subdivision of Florida

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: 59-6000572

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.)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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.)

Apparel marked and promoted in connection with Miami Carol City Senior High School and its athletic team; namely, t-shirts, pants, footwear, hats and caps, athletic uniforms, school uniforms, hooded pullovers, jackets, jerseys, sports jerseys, sweat pants, sweaters.

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:

**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:

The trademark will be imprinted or affixed on pants, footwear, hats and caps, athletic uniforms, school uniforms, hooded pullovers, jackets, jerseys, sports jerseys, sweat pants, sweaters and other apparel for Miami Carol City Senior High School.

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 25.

**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: Not applicable.

(b) Date first used in Florida: 07/01/1965

**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.)

Carol City Chiefs and design of the Native American Chief

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)"

Carol City

"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, Walter J. Harvey, Esq., 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.

Walter J. Harvey, Esq.  
Typed or printed name of applicant

[Handwritten Signature] School Board Attorney  
Applicant's signature  
(List name and title)

STATE OF Florida

COUNTY OF Miami-Dade

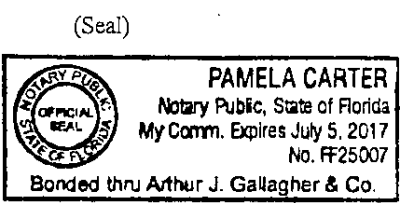
Sworn to and subscribed before me on this 11<sup>th</sup> day of April, 2014 Walter J. Harvey  
(Name of Individual Signing)

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

[Handwritten Signature]  
Notary Public Signature

\_\_\_\_\_  
Notary's Printed Name

My Commission Expires: \_\_\_\_\_



FILING FEE: \$87.50 per class

FILED  
14 APR 28 AM 10:30  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA



MACHINE WASH COLD  
DARK COLOR SEPARATE  
NO BLEACH  
COOL IRON IF NEEDED  
1132/93

50  
50

CAROL CITY



GOLF

