

T15000000799

(Requestor's Name)

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W15-39103 ✓

(Business Entity Name)

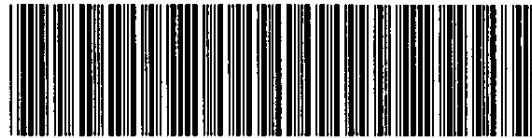
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15 JUL 21 AM 11:11
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

JUL 21 2015

N. CAUSSEAU

COVER LETTER

TO: Registration Section
Division of Corporations

SUBJECT: Hill York Air Conditioning Services & Energy Solutions
(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:

William C. Davell, Esquire
(Name of Person)

May, Meacham & Davell, P.A.
(Firm/Company)

One Financial Plaza, Suite 2602
(Address)

Ft. Lauderdale, FL 33394
(City/State and Zip Code)

For further information concerning this matter, please call:

William C. Davell at (954) 763-6006
(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

June 4, 2015

WILLIAM C. DAVELL, ESQUIRE
MAY, MEACHAM & DAVELL, P.A.
ONE FINANCIAL PLAZA, SUITE 2602
FT. LAUDERDALE, FL 33394

SUBJECT: HILL YORK & DESIGN OF THE WORDS ON WHITE ON RED IN
BLUE CONNECTING CIRCLES, THE "AIR CONDITIONING SERVICES &
ENERGY SOLUTIONS" IS BLUE & NEXT TO THE CIRCLES, SEPARATED BY
A BLUE VERTICAL LINE
Ref. Number: W15000039103

We have received your document for HILL YORK & DESIGN OF THE WORDS
ON WHITE ON RED IN BLUE CONNECTING CIRCLES, THE "AIR
CONDITIONING SERVICES & ENERGY SOLUTIONS" IS BLUE & NEXT TO
THE CIRCLES, SEPARATED BY A BLUE VERTICAL LINE and your check(s)
totaling \$87.50. However, the document has not been filed and is being retained
in this office for the following:

In lieu of returning your document, we have corrected the disclaimer statement
on your document. We have inserted the term(s) "AIR CONDITION SERVICES"
"ENERGY SOLUTIONS" in your disclaimer statement. A disclaimed term is still
considered part of your mark. You simply do not claim the exclusive right to the
use of the disclaimed term(s) apart from your mark.

If you agree with the corrections needed and would like this office to proceed with
your filing, please notify this office in writing or by fax at 850-245-6030 to the
attention of the undersigned.

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: 115A00011739

MAY, MEACHAM & DAVELL

A PROFESSIONAL ASSOCIATION
ATTORNEYS AND COUNSELORS
SUITE 2602
ONE FINANCIAL PLAZA
FORT LAUDERDALE, FLORIDA 33394-1697

PAUL M. MAY (1954-1999)
ROBERT C. MEACHAM
WILLIAM C. DAVELL
CHRISTOPHER D. BARBER
CAROLYN B. BROMBACHER
JERRY D. TAMAYO
JEFFREY A. HEGEWALD
JEFFREY S. WOOD

PHONE: (954) 763-6006
TELEFAX (954) 764-5367
WWW.MMDPA.COM

FAX MESSAGE TRANSMITTAL

TO : Florida Department of State, Division of Corporations
Attn: Nanette Causseaux, Regulatory Specialist II Supervisor.

FROM : William C. Davell, Esq.

FAX NO. : 850.245.6030

PHONE NO. : 850.245.6051

DATE : July 21, 2015

RE : Hill York & Design of the Words on White on Red In Blue
Connecting Circles, The "Air Conditioning Services & Energy
Solutions" is Blue & Next to the Circles, Separated by a Blue
Vertical Line
Ref. Number: W15000039103
Letter Number: 115A00011739

RECEIVED
15 JUL 21 PM 3:30
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

TOTAL NUMBER OF PAGES (including this page): 1

Please call (954) 763-6006 if you did not receive all pages transmitted.

COMMENTS:

We acknowledge receipt of your June 4, 2015 letter. Please note that we agree with your suggested changes in the letter regarding our client's mark and you may proceed with the filing.

Thank you.

This information contained in this transmission is attorney privileged and confidential. It is intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone collect and return the original message to us at the above address via the U.S. Postal Service. We will reimburse you for postage. Thank you.

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

FILED
15 JUL 21 AM 11:11
TALLAHASSEE, FLORIDA
SECRETARY OF STATE

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: Hill York Service Corporation
(b) Owner's/Applicant's business address: 2125 S. Andrews Avenue
Fort Lauderdale, FL 33316
City/State/Zip

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

(c) Owner's/Applicant's telephone number: (954) 525-2971

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: 216160 ✓
(2) Domicile State or Country: Florida
(3) Federal Employer Identification Number: 590841945

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.)

Heating, ventilating & air conditioning services, including design, installation, repair
and maintenance, as well as performing energy analyses of sites and design/build
energy-efficient projects.

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:

Print and media communications, both conventional and digital, including but not limited to advertisements, brochures, flyers, rack cards, pamphlets, vehicles, websites, e-mail, etc.

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:

N/A

2. (d) FEES 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:

37

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: _____

(b) Date first used in Florida: October, 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.)

"Hill York" is white on red in blue connecting circles. The "Air Conditioning Services
& Energy Solutions" is blue and next to the circles, separated by a blue vertical line.

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) "Air Conditioning Services"
"Energy Solutions" "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, Robert W. Lafferty

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.

Robert W. Lafferty

Typed or printed name of applicant

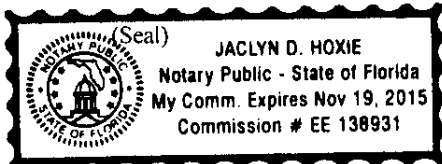
[Signature]
Applicant's signature
(List name and title)

STATE OF Florida

COUNTY OF Broward

Sworn to and subscribed before me on this 28th day of May, 2015 Robert W. Lafferty
(Name of Individual Signing)

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



[Signature]
Notary Public Signature

JACLYN D. HOXIE
Notary's Printed Name

My Commission Expires: 11/19/15

FILING FEE: \$87.50 per class

OFFICIAL SPECIMEN



Air Conditioning Services
& Energy Solutions

Mark Kerney, LEED® AP, C.P.M.P.
Executive Vice President
mkerney@hillyork.com

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Fort, Lauderdale, FL 33316
T: 954.525.2971 Ext. 2527

www.hillyork.com

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