

118000000098

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(Address)

(Address)

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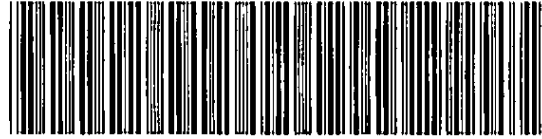
(Business Entity Name)

(Document Number)

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2018 JAN 29 P 4:35
TOLSON, CHRISTOPHER A

D. SCOTT
JAN 30 2018

Malloy & Malloy, P.L.

Patent, Trademark & Copyright Law

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Registered Patent Attorneys
Trial and Appellate Counsel
Internet: www.malloylaw.com

Miami Office
2800 S.W. Third Avenue
Miami, Florida 33129
Telephone: (305) 858-8000

Boca Raton Office
6751 N. Federal Hwy, Ste. 300
Boca Raton, Florida 33487
Telephone: (561) 243-1000

January 23, 2018

Registration Section
Division of Corporations
P.O. Box 6327
Tallahassee, Florida 32314

Attn: Dionne M. Pijoux

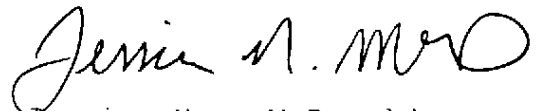
Re: Florida Trademark Application -
"KELLY FISHING FLEET"
Our Ref.: 8513.2890.17

Dear Dionne:

In response to your letter dated December 12, 2017 (copy enclosed), we entered a disclaimer statement of the terms "FISHING" and "FLEET." We submit that the enclosed trademark application is in form for registration.

Should you have any questions or require anything further, please do not hesitate to contact our office.

Kindest regards,



Jessica Neer McDonald
For the Firm

JNM/mrs
Enclosures

M:\12-TM\TM 2017\APPLICATIONS\2890-17 KELLY FISHING FLEET\DRAPTS\2018-01-23 LTR TO STATE PROCEED WITH FILING TM APP.DOC

RECEIVED
JAN 29 2018



FLORIDA DEPARTMENT OF STATE
Division of Corporations

December 12, 2017

JESSICA NEER MCDONALD, ESQ
2800 SW 3RD AVE
MIAMI, FL 33129

SUBJECT: KELLEY FISHING FLEET
Ref. Number: W17000098169

2018 JAN 29 PM 4:55
CORPORATION DIVISION
TALLAHASSEE, FLORIDA

FILED

We have received your document for KELLEY FISHING FLEET and your check(s) totaling \$87.50. However, the enclosed document has not been filed and is being returned for the following correction(s):

Your mark contains word(s)/design(s) that must have a disclaimer. All geographical terms, such as cities, states, countries, and designs of same, must be disclaimed. Some commonly used words and corporate suffixes must also be disclaimed. You must disclaim the following term(s) by completing the disclaimer statement found in #2 of Part III of the application: "FISHING" AND "FLEET."

Please return your document, along with a copy of this letter, within 60 days or your filing will be considered abandoned.

If you have any questions concerning the filing of your document, please call (850) 245-6051.

Dionne M Pijeaux
Regulatory Specialist

Letter Number: 217A00025100

RECEIVED
JAN 29 2018

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: Kelley Fleet, Inc.

(b) Owner's/Applicant's business address: 10155 Collins Avenue, Apt. 710

Bal Harbor, Florida 33154

City/State/Zip

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

City/State/Zip

(c) Owner's/Applicant's telephone number: (____) _____

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: F49213

(2) Domicile State or Country: Florida

(3) Federal Employer Identification Number: 59-2151518

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.)

Conducting fishing charters

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.)

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:

Advertisements or promotional materials including but not limited to, flyers, brochures, signs, catalogs, website, 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:

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:

39 ✓

FILED
2011 JUN 14 10:35
TALLAHASSEE, FLORIDA

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: 12/31/1957

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.)

KELLEY FISHING FLEET

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

SEARCHED
SERIALIZED
INDEXED
FILED
DEC 24 1957
FBI - TAMPA

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) "FISHING" and "FLEET"

_____ "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, Daniel Chacron, 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.

Kelley Fleet, Inc.
Typed or printed name of applicant

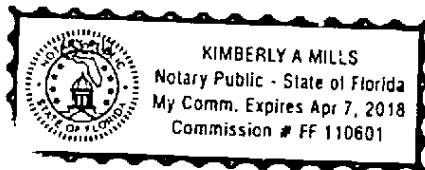
Daniel Chacron
Applicant's signature
(List name and title)

STATE OF Florida

COUNTY OF Miami-Dade

Sworn to and subscribed before me on this 28 day of November, 17, Daniel Chacron
(Name of Individual Signing)

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

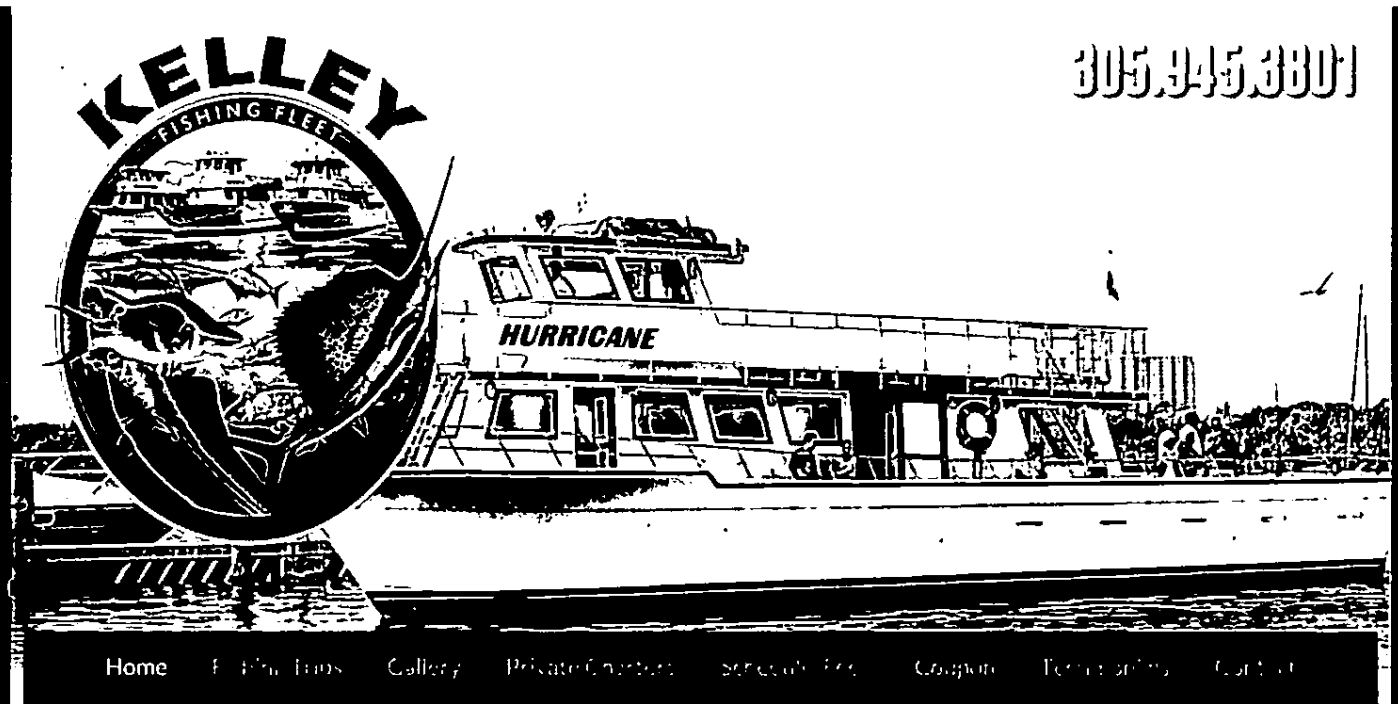


Kimberly A. Mills
Notary Public Signature
Kimberly A. Mills
Notary's Printed Name

My Commission Expires: April 7, 2018

FILING FEE: \$87.50 per class

FILED
2018 NOV 27 PM 7:00
MIAMI-DADE COUNTY CLERK'S OFFICE



305.945.3801

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3 TRIPS DAILY – 7 DAYS a WEEK

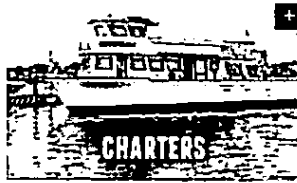


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Kelley Fleet Coupon for a discount on your next trip.

When Capt. George Kelley started the Kelley Fleet in 1957, his goal was to offer the public a safe, low-cost way to enjoy deep-sea fishing. This meant replacing old uninspected boats with modern US Coast Guard inspected vessels and concentrating on superior customer service. Pretty simple...and it worked... Today, we're still operating from the same location. Haulover Marina is just minutes from great Atlantic fishing and we're easy to reach from Ft. Lauderdale, Hollywood, South Beach and anywhere else in South Florida. From solo anglers to chartered affairs, our fleet of spacious custom-built vessels and award-winning service will meet your needs. Give us a call today. Capt. Kelley and his family are still here to extend you a warm "Welcome Aboard!"

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Private Charters for 6 or less can be arranged for you as well as Large event Charters

"We caught lots of fish;-) What a day! Great fun for the family;-)"

- Karol R.

Book your [Miami Beach Fishing Trip](#) online!

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Haulover Park Marina

10800 Collins Ave, Miami Beach, FL 33154

Phone: 305.945.3801

Email: Kelleyfleet@att.net

Kelley Fishing Fleet

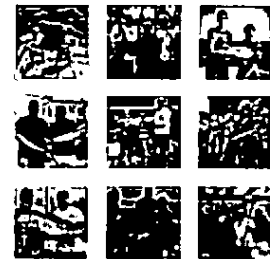


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Fishing Trips

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Enjoy a relaxing atmosphere anchored offshore. See the coastal lights while fishing for Snappers, Yellow tail, Mutton snapper, ETC. Our crew will keep you up to date on fishing regulations.

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These months offer great weather which is perfect for a night at sea. We offer drift or anchor fishing depending on what species of fish is abundant at the time. Spend the night with us. Trip departs SUNDAY MORNING AT 1AM AND RETURNS AT 7AM SUNDAY Please arrive by 12:30AM

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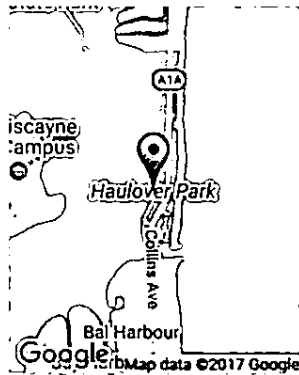
Haulover Park Marina

10800 Collins Ave, Miami Beach, FL
33154

Phone: 305.945.3801

Email: Kelleyfleet@att.net

Kelley Fishing Fleet

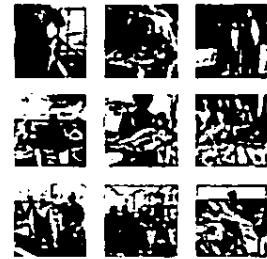


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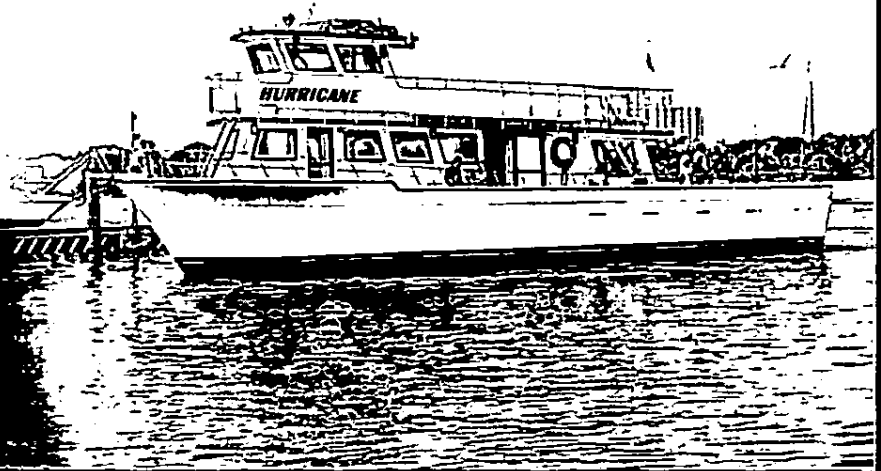
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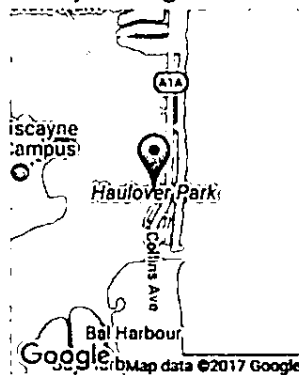
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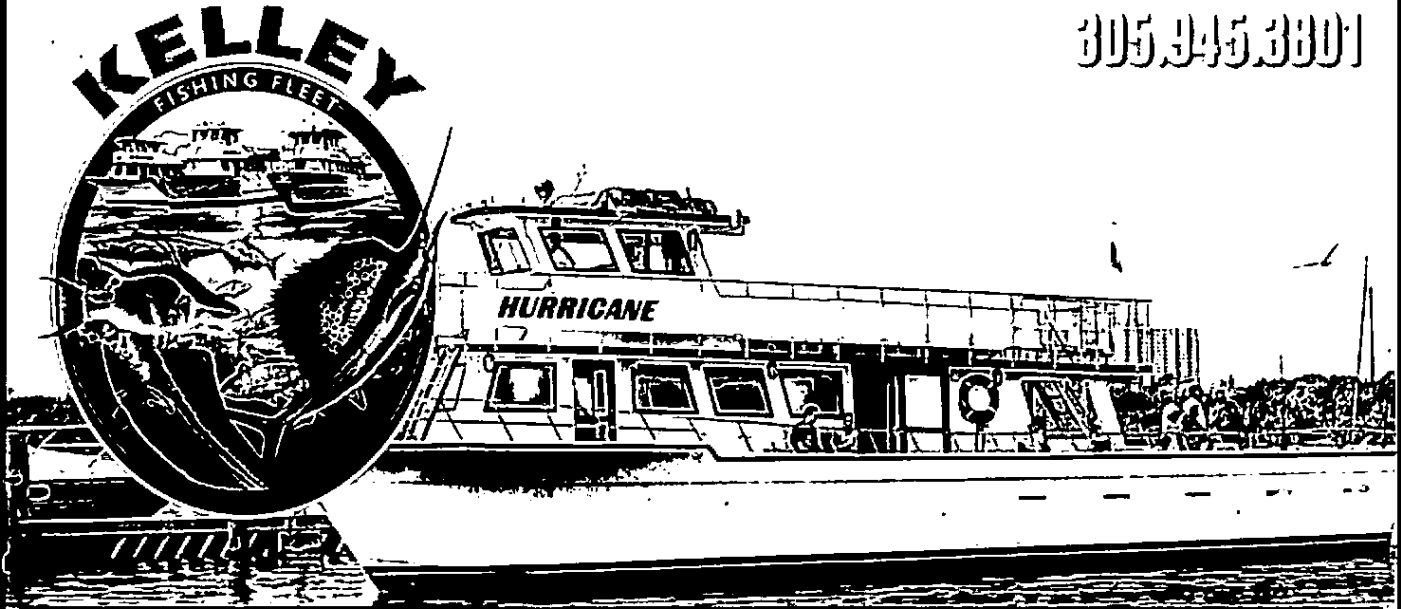
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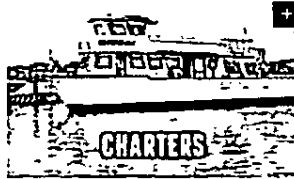


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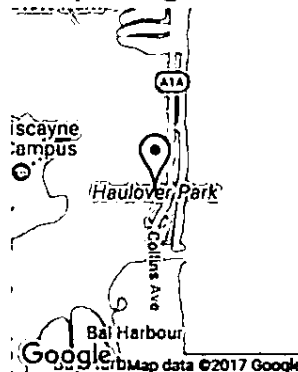
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Phone: 305.945.3801

Email: Kelleyfleet@att.net

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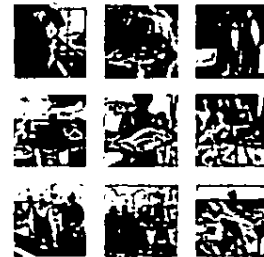


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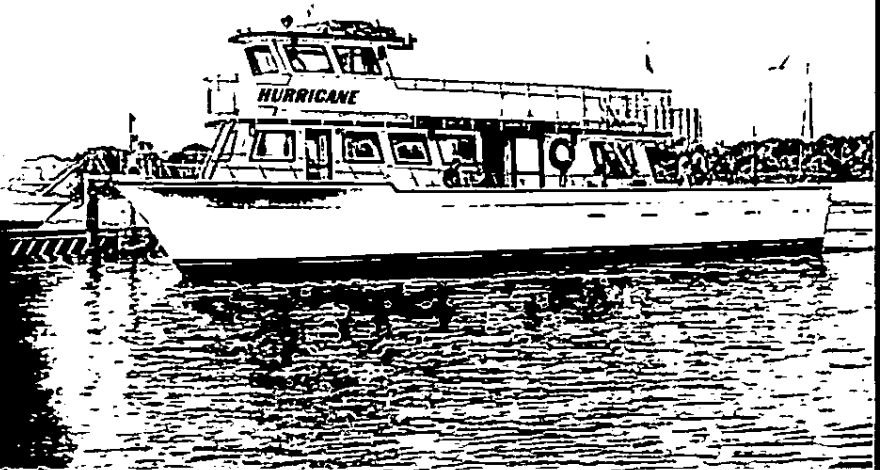
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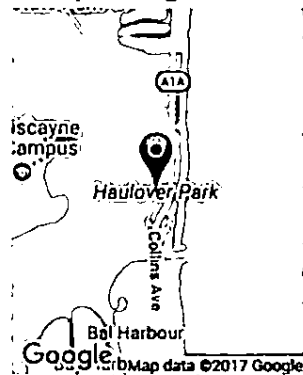
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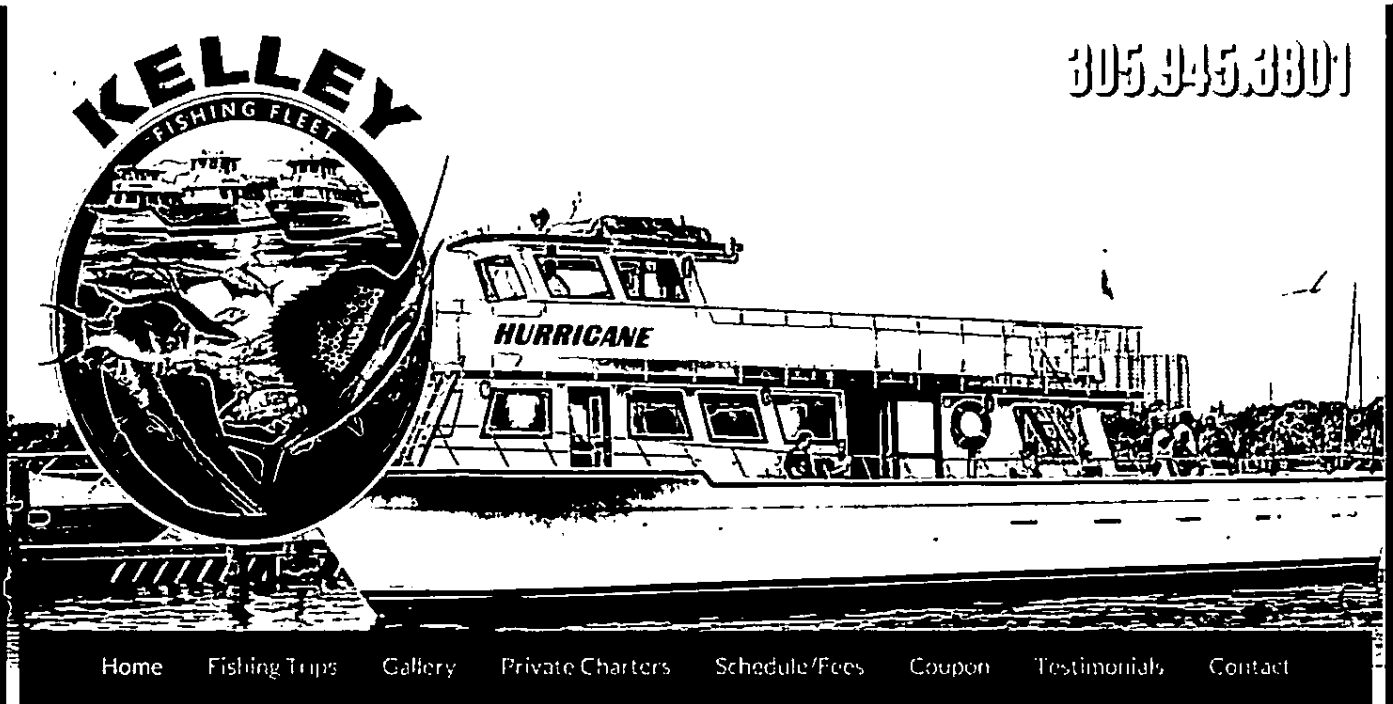
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- FREE PARKING

3 TRIPS DAILY – 7 DAYS a WEEK

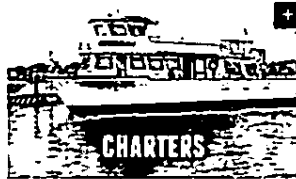


Deep Sea Fishing with the Kelley Fleet

Call us today to make your reservation at 305.945.3801



Fishing everyday 7 days a week.



Call us for special charter rates at 305.945.3801.



Visit our Kelley Fleet Photo Gallery.



Kelley Fleet Coupon for a discount on your next trip.

When Capt. George Kelley started the Kelley Fleet in 1957, his goal was to offer the public a safe, low-cost way to enjoy deep-sea fishing. This meant replacing old uninspected boats with modern US Coast Guard inspected vessels and concentrating on superior customer service. Pretty simple...and it worked... Today, we're still operating from the same location. Haulover Marina is just minutes from great Atlantic fishing and we're easy to reach from Ft. Lauderdale, Hollywood, South Beach and anywhere else in South Florida. From solo anglers to chartered affairs, our fleet of spacious custom-built vessels and award-winning service will meet your needs. Give us a call today. Capt. Kelley and his family are still here to extend you a warm "Welcome Aboard!"

Low Individual and Group Rates * Half-Day - Full-Day - Night Fishing * All Trips Include Bait, Tackle, and License

Private Charters for 6 or less can be arranged for you as well as Large event Charters

"We caught lots of fish:-) What a day! Great fun for the family:-)"

— Karol R.

Book your Miami Beach Fishing Trip online!

KELLEY FLEET

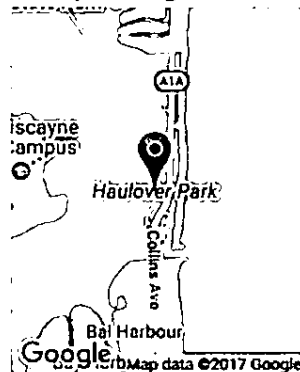
Haulover Park Marina

10800 Collins Ave, Miami Beach, FL 33154

Phone: 305.945.3801

Email: Kelleyfleet@att.net

Kelley Fishing Fleet



HOW TO BOOK

[# Book Online](#)

- Drift Fishing Trips
- Anchor fishing trips
- All Day Fishing
- Late Night Fishing
- Private Charters

Photo Gallery



FISHING ON THE MUCHO K



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Fishing Trips

Advance Purchase Highly Recommended!

[Get Info & Book Online](#)

**MORNING OR AFTERNOON
DRIFT TRIPS**
9:00AM – 1:00PM OR 1:45PM – 5:45PM

Spend a morning or afternoon fishing for King Fish, Bonita, Amber jacks, Dolphin, etc. There are many different species of fish. You never know what you may catch. Let our knowledge and courteous crew be your guide.

NIGHT ANCHOR FISHING TRIPS
8:00PM – 12:00AM

Enjoy a relaxing atmosphere anchored offshore. See the coastal lights while fishing for Snappers, Yellow tail, Mutton snapper, ETC. Our crew will keep you up to date on fishing regulations.

SATURDAY LATE NIGHT FISHING – MAY THROUGH SEPTEMBER
1:00AM – 7:00AM

These months offer great weather which is perfect for a night at sea. We offer drift or anchor fishing depending on what species of fish is abundant at the time. Spend the night with us. Trip departs SUNDAY MORNING AT 1AM AND RETURNS AT 7AM SUNDAY Please arrive by 12:30AM.

**ALL DAY FISHING WEDNESDAYS AND SUNDAYS
9:00AM – 5:00PM**

Spend an exciting day fishing the atlantic ocean under south florida's beautiful weather. Deep jigging , trolling ,bottom fishing are among the styles of fishing that may be offer to you. Fishing near the surface offers Kingfish ,Dolphin ,Tuna , Sailfish , Cobia as well as other pelagic species while fishing near the bottom offers Snappers Groupers Tilefish and other bottom dwellers. Concession is sold at our ticket window and your are permitted to bring your own ice coolers.

**NEW!! SATURDAY 3/4 DAY FISHING 9AM TILL 3PM
BEGINNING AUGUST 26**

An addition to our 1/2 day trips for those wanting more fishing time. Perfect when the fish are biting so you get more catching time. Extra time allows for more fishing options as well as farther travel to get fish not accessible on a half day trip.

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10600 Collins Ave, Miami Beach, FL
33154
Phone: 305.945.3801
Email: Kelleyfleet@att.net

Kelley Fishing Fleet



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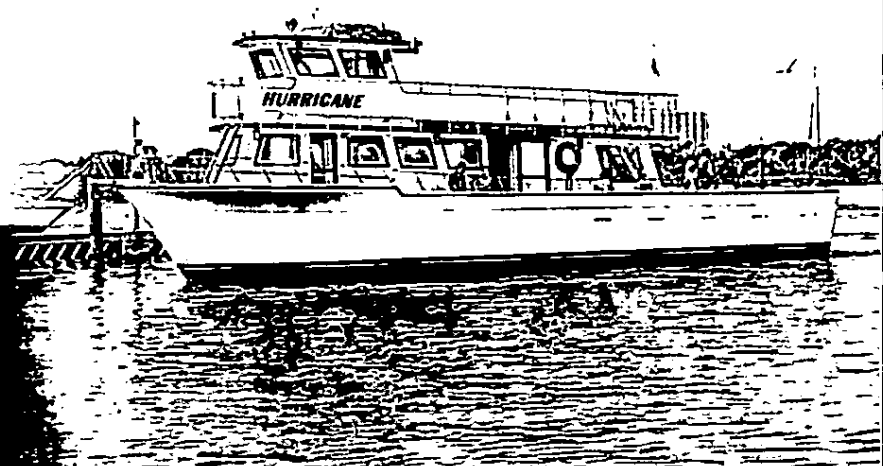
Photo Gallery



**FISHING ON THE
MUCHO K**



305.945.3801



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Private Charters

PRIVATE CHARTERS AVAILABLE

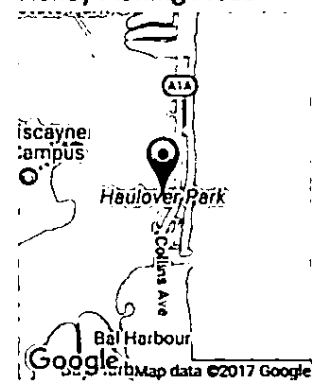
- Company
- Bachelor Parties
- Birthday Parties
- Special Trips (Dolphin trips, Bottom Fish, Jigging Trips, etc.)
- Funeral (ask about pricing)

We can do it all. Call office for rates and special requests: 305.945.3801

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