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(Business Entity Name)

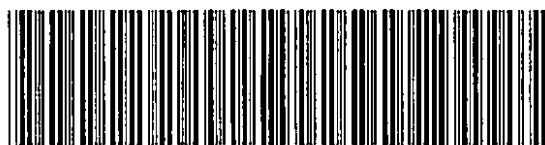
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JAN 21 10 55 AM  
CLERK OF COURT

K SALY  
JAN 25 2020

## COVER LETTER

**TO:** Registration Section  
Division of Corporations

**SUBJECT:** FLEX TAPE STRONG RUBBERIZED WATERPROOF TAPE and Design  
\_\_\_\_\_  
(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:

Robert S. Katz

\_\_\_\_\_  
(Name of Person)

Banner & Witcoff, Ltd.

\_\_\_\_\_  
(Firm/Company)

1100 13th Street, N.W., Suite 1200

\_\_\_\_\_  
(Address)

Washington, DC 20005

\_\_\_\_\_  
(City/State and Zip Code)

For further information concerning this matter, please call:

Heather Smith-Carra

\_\_\_\_\_  
(Name of Person)

202 824-3000  
at (\_\_\_\_\_) \_\_\_\_\_  
(Area Code & Daytime Telephone Number)

**Mailing Address:**

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

**Street Address:**

Registration Section  
Division of Corporations  
The Centre of Tallahassee  
2415 N. Monroe Street, Suite 810  
Tallahassee, FL 32303

(**NOTE:** The information contained in this cover letter will be included in the permanent record and will be available to the general public.)

# 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

FILED  
2020 JUN 21 PM 5:55  
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: Swift IP, LLC

(b) Owner's/Applicant's business address: 2690 Weston Road, Suite 200  
Weston, Florida 33331  
City/State/Zip

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

(c) Owner's/Applicant's telephone number: (954) 282-5400

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: L12000084618

(2) Domicile State or Country: Florida

(3) Federal Employer Identification Number: 46-5109692

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.)

Adhesive tapes for household purposes; adhesive tapes for stationery purposes; self-adhesive tapes, other than stationery and not for medical or household purposes; adhesive tape for industrial and commercial use; rubber based sealant tape; adhesive sealant, for general use; rubber based sealant for adhesive purposes; adhesive rubber based and waterproofing tape

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 mark FLEX TAPE STRONG RUBBERIZED WATERPROOF TAPE and Design appears on product packaging for tape and adhesives. An example of how the mark appears on the products is shown on Swift's website at <https://www.flexsealproducts.com/product/flex-tape/>.

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:

16 and 17

## 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: 01/12/2017

(b) Date first used in Florida: 01/12/2017

RECEIVED  
JAN 12 2017  
FILED

## 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 mark is FLEX TAPE STRONG RUBBERIZED WATERPROOF TAPE and Design. The mark consists of the words "FLEX

TAPE STRONG RUBBERIZED WATERPROOF TAPE" in stylized text over a drop design.

The colors yellow, blue, black, white and red are claimed as features of the mark.

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) "TAPE STRONG  
RUBBERIZED WATERPROOF TAPE " 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 1 #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, ERIC SWIFT, 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.

Eric Swift

Typed or printed name of applicant

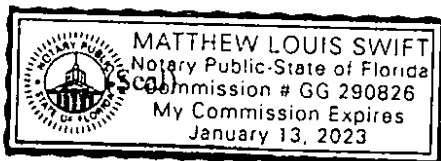
ERIC SWIFT  
Applicant's signature  
(List name and title)

STATE OF Florida

COUNTY OF Broward

On this 17 day of January, 2020, Eric Swift personally appeared before me.

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



Matthew Swift  
Notary Public Signature

Matthew Swift  
Notary's Printed Name

My Commission Expires: 1/13/2023

FILING FEE: \$87.50 per class



Instantly Stops Leaks!

TV

# FLEX TAPE

STRONG RUBBERIZED WATERPROOF TAPE

CLEAR

4 in WIDE

THICK RUBBERIZED BACKING!

EVEN WORKS UNDERWATER!

EXCELLENT FOR:

- Home Repairs & DIY Projects
- Marine & Water Sports - Outdoor & Camping Gear
- Automotive & Mechanical - Industrial & Farm Equipment

PATCH • BOND • SEAL • REPAIR

CLEAR 4 in X 5 ft (10.2 cm X 1.52 m)



## FLEX TAPE

The original super strong tape, that even works underwater.

Color: Clear

Size: Large 4" x 5'

Only: \$12.99/ea

[Clear selection](#)

ADD TO CART



### Description

### Recommended Uses

### Directions

### Video

### Product Description

FLEX TAPE® is the original super strong, waterproof tape that can patch, bond, seal and repair virtually anything! It is specially formulated with a thick, flexible, rubberized backing that conforms to any shape or object. Unlike other tapes available, Flex Tape's bond will increase with time and pressure. Perfect for a variety of surfaces with many uses around the car, boat, RV or home.

### Product Features

- Thick, flexible, rubberized adhesive
- Conforms to any shape or object
- Seals out water, air and moisture
- Great for patching large holes, cracks, gaps, and tears
- Can be applied hot or cold, wet or dry...even underwater
- Available in three (3) sizes to cover cracks, holes, and gaps of any size
- Can withstand temperatures from -70°F to 200°F and extreme weather conditions
- UV resistant
- Environmentally friendly
- VOC-free

"Just cut, peel, stick, and seal...YEEE DOGGY!" – Phil Swift

### CONTACT

(800) 411-5577

[Email Us](#)

### RESOURCES

- [Home Page](#)
- [Store Locator](#)
- [FAQs](#)
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### INTERNATIONAL INQUIRIES

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### SIGN UP TO SAVE 10% ON YOUR FIRST ORDER!



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