ECKERT SEAMANS CHERIN & MELLOTT

T950000 solember 11 1995 84

201 Brickell Accounce 1806 Floor Maion 14 - VII (1 Jelephone 307/33/3/9100 Lacsonde 308/3/3/9400 VIA FEDERAL EXPRESS MOIL

Florida Department of State Division of Corporations Trademark Section P.O. Box 6327 Tallahassee, FL 32314

SOCIO 1 SESS 1 S -09/20/95--01001--005 *****87.50 *****87.50

Re:

Application for the Registration of a Trademark or Service Mark-"Dadeland Pavillion"

Dear Sir/Madam:

Enclosed is the captioned Application for filing by your office. Also enclosed is this firm's check in the amount of \$87.50 payable to the Florida Department of State representing the filing fee.

Please send acknowledgment of the filing to:

Sally Novosel, Docket Administrator Eckert Seamans Cherin & Mellott 600 Grant Street, 42nd Floor Pittsburgh, PA 15219-2788

in the self-addressed, stamped envelope which I have provided for your convenience.

If you have any questions, you can reach me directly at (305) 347-3856 if you have any questions.

Same	20	ROGOCCOBYTO
200112	~~	リノインのののじゅ エロ

Sincerely,

Maria D. Lamas, Legal Assistant

Name Manishassity tiggattlent Examiner Allentown DCC mdl Enclosures DOG Philàdelphia Sally Novosel (w/ encls.) Mark I. Aronson, Esq. (w/o encls.) Hoston 197 430 FOR PCC F\DOCS\MDIASCOR\27421.1 MOZONIA SMRD Fort Lauderdolfe

79500000 1284

MARIA D. LAMAS, LEGAL ASSISTANT 305/347-3856

Washington D C

Lillida

unit → Ligenient

414P100002PW

DUC

DÜC

ECKERT SEA JANS CHERIN & MELLOTT

PATTORNEY BAT LAW

October 19, 1995

(Observed street Abud Phone Pathologic PA 15/10 Religion, 412 (am 1000) Lesingle 112 (am 1000) Ms. Diane Cushing Corporate Specialist Division of Corporations Florida Department of State P.O. Box 6327 Tallahassee, FL 32314

Re:

Dadeland Pavillion

Ref. Number: W 95000019414

Dear Ms. Cushing:

Attached is a copy of a letter from your office dated September 27, 1995. (Letter Number 895A00044217.) You have retained the original application and specimens.

With regard to the specimens, the specimens which were submitted with the application are actual brochures (not photocopies or renderings) which evidence the nature of the services in connection with which the mark is used. The services in connection with which the mark is used are "commercial real estate leasing."

Use of the mark in advertising even before opening of the center would constitute use of the mark in commercial real estate leasing. Page 1 of the specimen, which is a four-page brochure, describes in letter format "commercial real estate leasing services." The mark "Dadeland Pavillion" is on page 3 of the brochure alongside the name and telephone number of a contact person for parties interested in leasing space in the development.

Applicant respectfully submits that the specimens or inally submitted with the application are sufficient to support a registration of the mark. It is therefore respectfully submitted that the application is now in condition for allowance.

Very truly yours,

John Applement

JWA/lag

F 1837

Fort Landerdale

Patsbaogh

Hamsburg

Allentosen

Philadelphia

Poston

cc: 1

Mark I. Aronson, Esquire

Admir. . . .

 Ω_{tot}

JOLENE W. APPLEMAN 412/ 566-1263



FLORIDA DEPARTMENT OF STATE Sandra B. Morthum Secretary of State

September 27, 1995

MARIA D. LAMAS ECKERT SEAMANS CHERIN & MELLOTT 701 BRICKELL AVENUE 18TH FLOOR MIAMI, FL 33131

SUBJECT: DADELAND PAVILLION Ref. Number: W95000019414

We have received your document for DADELAND PAVILLION and your check(s) totaling \$87.50. However, the document has not been filed and is being retained in this office for the following:

The specimens provided this office are not acceptable; we need three permanent specimens. We do not accept photocopies or camera ready copies. We do not accept specimens which have been altered or defaced in any manner. In order to register your service mark, we need specimens from which we can determine the services being rendered. We will accept brochures, newspaper, or magazine advertisements, or business cards. If business cards are used, we must be able to determine from the business card the services offered. The mere mark, address, city, etc., on the business card, brochure, or advertisement is not acceptable -- we must be able to look at the specimens provided and be able to determine the services being rendered. We need specimens for each class of registration.

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 (904) 487-6913.

Diane Cushing Corporate Specialist

Letter Number: 895A00044217

Florida Department of State, Jim Smith, Secretary of State

APPLICATION FOR THE REGISTRATION OF A TRADEMARK OR SERVICE MARK

PURSUANT TO CHAPTER 495, FLORIDA STATUTES

	Division of Corporations Post Office Box 6327	Name and address to whom acknowledgement should be sent:	
	Tallahassee, FL 32314	Saily Novosel, Docket Administrator	
		Eckert Seamana Cherin & Mellott	
		600 Grant Street, 42nd Floor	
		Pletsburgh, PA 13219-2788	
		Applicant's phone number	
		PART I	
		80020	
1. (a) /	Applicant's name: <u>HOMART</u>	DEVELOPMENT_CO.	
(b) A	address	S: _55 WEST MONROE. SUITE 2700 GUICAGO, IL 60603-5060	
() indivi		tion of the State of DELAWARE EIG	<u> </u>
() gener	ai partnership () limited j	partnership of the State of	===
2. (a) If t.	he mark to be registered is	a service mark, the services in connection with whi	윘걊
mark is us	cd:	with with solvices in connection with with	[1] [1]
COMMERC	IAL REAL ESTATE LEASING		쿞 🖰
		<u></u>	
		<u>©</u>	00
		<u>-</u>	
(b) If this used:	ne mark to be registered is a	trademark, the goods in connection with which the	mark
(c) The re	node or manner in which the		mark
(c) The market printed	node or manner in which the	e mark is used:	mark
(c) The market printed (d) The constant of the	node or manner in which the IN PROMOTIONAL FLYERS lass(es) in which goods or se	e mark is used: ervices fall: PART II	
(c) The market printed (d) The constant of the	node or manner in which the IN PROMOTIONAL FLYERS lass(es) in which goods or se	e mark is used:	
(c) The m PRINTED (d) The c 36 (Ti	node or manner in which the IN PROMOTIONAL FLYERS lass(es) in which goods or se	e mark is used: ervices fall: PART II decessor, or a related company(must include month and y	

PART III

1. The mark to be registered is: (If logo/design is included, please give brief written description which must be 25 words or less.)
DADELAND PAVILLION
2. DISCLAIMER (if applicable)
NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE TERMS
"DADELAND" OR "PAVILLION "APART FROM
THE MARK AS SHOWN.
I,, being swom, 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 no other person except a related company has the right to use such mark in Florida either in the identical form or in such near resemblance as to be likely to deceive or confuse or to be mistaken therefor. 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.
HOMART DEVELOPMENT CO.
Applicant's signature or authorized person's signature (List name and title) Down LD. Low Vice Pressure Subscribed and sworn to before me this 11th day of September 1995.
Subscribed and sworn to before me this 11th day of September, 19 95.
(Notary Seal) Mesa Q. Takauski Signature of Notary Public
My Commission Expires: 1796 "OFFICIAL SEAL" THERESA R. ZUKOWSKI NOTARY PUBLIC, STATE OF ILLINOIS MY COMMISSION EXPIRES 1/7/98

FEE: \$87.50 per class

Hew Hope Commons ______ Durham, North Carolina 1-40 and US 15-501 We Man Uyana, Silvenara Livenan Things Barnes & Hober Michaely Arts & Craft O'Mice Vas Cold Nary Clothing 464 000 Sylvan Net Linder Construction Fairfas Zowne Center _______Fairfas, Virginie West Dr. Road at Rovis 50 and just nest of 165 Babeas, 13 fass, United Athets Theares Tower Records, Zany Brany, Bed. Bath and Beyond 255 000 answerhest Broadwar, Marketplace Densel, Colorado 1-28 and Broadwar Kmart, Sama Club, Albertson & Pep Boys, OfficeMar 405 000 square feet

Contact: Bol Allouni _______(312) 851-5423 6 9 1d may ben decrease (benya 9 8245 broos Pan Researcy and Asmesh 9 Opened August 1994 Contact: Katert Spencer (312) 851:6435 F Ove of the topsel recet power contact in Change 6 Lescond across them recently tops 8 Phase Layered Navamour 1911 · Full Fapered April 1944 Contect:_Karen Spencer___(312) \$51-5433 MULTINE TO THE STATE OF T

ter intraved parametrists stated between parametrists and the property

Independence Commons_Independence, Missauri 1-79 and UB Route 291 Route, AMC Theatres Cooners, Marshals, Child Red, Bath and Beyond and two additional anchore 375 000 square feet under construction Contact: Dan Blattery

• Potential and one or under our

• 10% of present product contact

• 10% of present product __Memiam.Kansas Conject: Dan Statlery (312) 851-5414

* Brongest 9 bit and it speec Cay mores

* Fall 1906 opening promot

Contact: Dienn Anderson 4303) 287:8720

Advised to new Price Code and Harm Depart

Excepted Semingraphics

Eleman Report adving power

Opened Revember 1993

_0125 351-5424

Donald L. Chasen Erecutive Vice President

Н Homart

DEVELOPMENT, UPDATE

April 10, 1991

Door Holaller:

The Community Centers division of Homest has developed, of fixe under construction. more than 7.7 million equare feet of shopping center space nationwide. The attached hat of new patential projects could double that number in the near future.

1994 was an active year of development for Homan with a total of 3.4 million equate fast of new retail opisco opening in Denver, Colo.; Naples, Fla; Schaumburg, III.; Fairfas, Va.; and Framingham, Mass. Pfanned 1993 openings include independence Commons in Independence, Mo ; New Hope Commons in Durham/Chapel Hill, N.C.; and Perimeter Points in addition to Town Center Predo in Atlanta, Ga. By summer 1995, Homari is slated to begin construction on level Grove Marketplace in Inver Grove Heights, Minn., and Tri-Valley Crossings in Dublin, Calif.) and construction will begin on Brace Mill Commone in Waterbury, Conn., by fall 1889.

Future retail development opportunities include hicksville, N.Y.; Yorklown, H.Y.; Mismi, Fin.) Orlando, Fin.; Lexington, Ky.; Chevy Chase, M41 Memphis, Tenn.; Birmingham, Ala; Richmond, Va.; Merriam, Kan.; Overland Park, Kan.; Faircies Heights, III (St. Louis market); and Burbank, Catal

We look forward to discussing these projects and other sites in which you have an interest at the IGSC Epring 1995 Convention in Las Vegus.

Very truly yours,

Doubl & Cheen

INVER GROVE MARKETPLACE - Inver Grove Heights, Minnesota

Homed there to begin construction on this two-phased 666 600 square foot constructly center with seven archors in Bummer 1895. Priver Grove Manierblace will be the new regional shopping force at the galewer to S) Paul from the snoth suburbs. Located at I-494 and the according be-opened Laterante Freeway.

Contact Gard Photoman (212) \$51-5428 or Harun Brencer (312) \$51-\$455



TRI-VALLEY CROSSINGS - Dublin, California

The first phase of the 800 000 square feet community center is acteduled to open in Spring 1999 with one anchor lenents. The first phase includes 300,000 square feet of anchors, 40,000 square feet of small shops and stron outparcers. The center, which is located at 4-58Q and Hacsanda Bouleverd, has accepted demonstratives. and great knowley klantify

Construction begins in Summer 1995 Contact Glenn Anderson (303) 267-9720

Homart Community Centers ...



Comms stiry Center His)
Broadway and Heraria
Proposed 138 000-square-foot center
with three anchors

Community Center talls, Hew.York Burnse Highway and Connektuol Avenue Proposed 700,000 square-fuot center

Community Center Yate House 5 and 1-61 Proposed 400,000 square-fool center swit seven enchorsWatertown, Hew York

Yorkinwn Points York House 202 and Teconic Parkway Proposed 400 000-square-foot center Yorkiown Hew York Proposed 400 000-mith are anchors

....MiamLflorida

Country Club Commons Mian Red Road and FNV 173rd Avenue Proposed 298 000-square-foot center ... Miami Lakes, Florida

Garillon Place Napire, Elorida Arport Puling and Pine Ridge Roads TJ Mars, Ross Bores, Bernica Merchandise Creud Cp., OfficeMar. Whin: Drive Per 1 300,000 square Net

Estimetet Pointe,
Permeter Center West and Mount Verton Highear
Home Place, Petshiff, Stein Mart, United Artists Theatres and four additional arichor tenants 367 800 signare feet under construction

Contact: Church Divideorth (1)11 \$11.8428

- Humbit med Brass Mid Consor F pol 1996 popular stannad

Contacts, Don Hoffenkama (2)21 111-1421

Contact. Chuck Bindworth (112) \$81-8426 * Advanced to Sourt and private from Broadway Mod * Summer 1996 opening planned

Goniacii. Chuck Bludworth. (212) 351/F126 5 Just of sympomend of Bautom Brig Poting: 6 East prince to blurton Topings 4 Epring 1997 opining planned

Contact: Chuck Bludworth (712) 851:6426

Contact: Chuck Bludworth (312), \$51:5426

* Fall 1996 approving planned

Contact: Chuck Fancher 1312) 351-5412 * Advand to now Wei Meri * its immer 1996 opening planned

Contact: Sal Atlauni (232) 553-5422 * Excepted visibility and access from too inque thannuarians

Contact: Chuck Fancher (212) \$51-\$417

- * Lateled Services the Payment Co and the Gourge 400 Expressives * East indication draphosis * Harvarder 1943 squaring planned

Homart

Corporate Office 55 W. Moorow, Soite 2700 Chicago, Minnes 60003 5060 (312) 551 5100

DEVELOPMENT UPDATE

April 10, 1995

Doar Rotailor:

The Community Centers division of Homart has developed, or has under construction, more than 7.7 million square feet of shopping center space nationwide. The attached list of new potential projects could double that number in the near future.

1994 was an active year of development for Homart with a total of 3.4 million square feet of new retail space opening in Denver, Colo.; Naples, Fla.; Schaumburg, III.; Fairfax, Va.; and Framingham, Mass. Planned 1995 openings include independence Commons in Independence, Mo.; New Hope Commons in Durham/Chapel Hill, N.C.; and Perimeter Pointe in addition to Town Center Prado in Atlanta, Ga. By summer 1995, Homart is slated to begin construction on inver Grove Marketplace in Inver Grove Heights, Minn., and Tri-Valley Crossings in Dublin, Calif.; and construction will begin on Brass Mill Commons in Waterbury, Conn., by fall 1995.

Future retail development opportunities include Hicksville, N.Y.; Yorktown, N.Y.; Mlami, Fla.; Orlando, Fla.; Lexington, Ky.; Chevy Chase, Md.; Memphis, Tenn.; Birmingham, Ala.; Richmond, Va.; Merriam, Kan.; Overland Park, Kan.; Fairview Heights, III. (St. Louis market); and Burbank, Calif.

We look forward to discussing these projects and other sites in which you have an interest at the ICSC Spring 1995 Convention in Las Vegas.

Very truly yours,

Donald L. Chasen

Executive Vice President

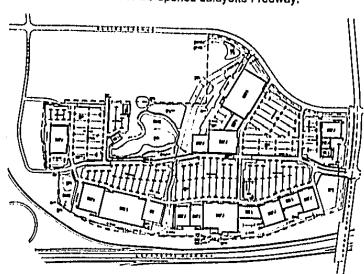
Small L Chasen



INVER GROVE MARKETPLACE - Inver Grove Heights, Minnesota

Homart plans to begin construction on this two-phased 666,600-square-foot community center with seven anchors in Summer 1995. Inver Grove Marketplace will be the new regional shopping focus at the gateway to St. Paul from the south suburbs. Located at I-494 and the soon-to-be-opened Lafayette Freeway.

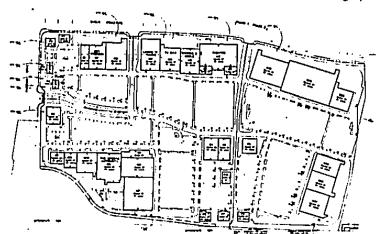
Contact Garo Kholamlan (312) 551-5428 or Karen Spencer (312) 551-5435.



TRI-VALLEY CROSSINGS - Dublin, California

The first phase of this 800,000-square-foot community center is scheduled to open in Spring 1996 with nine anchor tenants. The first phase includes 300,000 square feet of anchors, 40,000 square feet of small shops and seven outparcels. The center, which is located at I-580 and Hacienda Boulevard, has excellent demographics and great freeway identity.

Construction begins in Summer 1995. Contact Glenn Anderson (303) 297-9720.



Brass Mill Commons Waterbury, Connecticut Contact: Chuck Bludworth (312) 551-5426 Adjacent to proposed 1 million-square-foot I-84 and Baldwin Street Homert mail, Brass Mill Center Barnes & Noble, Bob's, Circuit City, OfficeMax, • Fall 1996 opening planned and three additional anchors 210,000 square feet <u>Framingham, Massachusotts</u> Contact: Dan Sullivan (312) 551<u>-5439</u> Shoppors World Route 9 and Route 30 Connected to Natick Mail by Flutio Pass Toys "R" Us, Kids "R" Us, Sears Homelife, . Combined redevelopment of Natick Mail and Jordan Marsh Furniture, General Cinema, and Shoppers World totals approx. 2 million sq. ft. an additional seven to ten anchors Phase I opened November 1994 • Phase II to open Fall 1995 828,000 square feet Phillipsburg, New Jersey Contact: Don Hoffenkamp (312) 551-5431 Community Center_ Route 22 and Interstate 87 • Fall 1996 opening planned Proposed 450,000-square-foot center with four anchors <u>Hicksvillo, Now York</u> Contact: Chuck Bludworth (312) 651-5426 Community Contor Adjacent to Sears and across from Broadway Mail Broadway and Nevada Proposed 135,000-square-foot center • Summer 1996 opening planned with three anchors Contact: Chuck Bludworth (312) 551-5426 **Community Conter** Islip, New York Sunrise Highway and Connetquot Avenue Just off southern end of Southern State Parkway Proposed 700,000-square-foot center Easy access to Montauk Highway • Spring 1997 opening planned with ten anchors Community Center Watertown, New York Contact: Chuck Bludworth (312) 551-5426 Route 3 and I-81 Close to Salmon Run Mail Proposed 400,000-square-foot center • Fall 1996 opening planned with seven anchors Yorktown Pointe_ Yorktown, New York Contact: Chuck Bludworth (312) 551-5426 Route 202 and Taconic Parkway Regional location in northern Westchester County Proposed 400,000-square-foot center • Fall 1996 opening planned with six anchors_ Miami, Florida Contact: Chuck Fancher (312) 551-5417 Dadeland Pavilion North Kendall Drive and South Dadeland Boulevard Directly across from Dadeland Mall main entrance Proposed 455,000-square-foot vertical retail center · Retail, restaurants and theaters • Fall 1995 construction start planned with a 105-room Marriott hotel Contact: Chuck Fancher (312) 551-5417 Country Club Commons Miami Lakes, Florida Red Road and NW 173rd Avenue Adjacent to new Wal-Mart Proposed 298,000-square-foot center Summer 1996 opening planned with eight anchors (312) 551-5422 Napies, Florida Contact: Sol Allouni Carillon Place Airport-Pulling and Pine Ridge Roads · Excellent visibility and access from TJ Maxx, Ross Stores, Service Merchandise, two major thoroughfares Circuit City, OfficeMax, Winn-Dixie, Pier 1 • 100% leased

Atjanta, Georgia

300,000 square feet

Perimeter Pointe

Perimeter Center West and Mount Vernon Highway

and four additional anchor tenants

367,800 square feet under construction

Home Place, Petstuff, Stein Mart, United Artists Theatres,

Opened March 1994

Two outparcels available

Contact: Chuck Fancher (312) 551-5417

. Located between the Perimeter Center Mall

and the Georgia 400 Expressway

November 1995 opening planned

Town Center Prado Marietta, Georgia
NW corner Ernest Barrett Parkway and Bells Ferry Rd.
Barnes & Noble, Home Place, Petstuff, Publix,
Sport Shoe, Zany Brainy, Sportslife
344,000 square feet under construction

New Hope Commons Durham, North Carolina
140 and US 15/501

New Hope Commons Durham, North Carolin I-40 and US 15/501 Wal-Mart, Upton's, Marshalls, Linens'n Things, Barnes & Noble, Michaels Arts & Crafts, OfficeMax, Old Navy Clothing 464,000 square feet under construction

Eairfax Towns Center Eairfax, Virginia
West Ox Road at Route 50 and just west of I-66
Safeway, TJ Maxx, United Artists Theatres,
Tower Records, Zany Brainy; Bed, Bath and Beyond
255,000 square feet

Broadway Marketplace Denver, Colorado I-25 and Broadway Kmart, Sam's Club, Albertson's, Pep Boys, OfficeMax 405,000 square feet

Woodfield Village Green Schaumburg, Illinois
Golf Road and Meacham Road
Bullders Square, Circuit City, Today's Man,
Nordstrom Rack, Service Merchandise, OfficeMax,
Border Books, Sports Authority, Marshalls,
Strouds, Lands' End
620,000 square feet

Independence Commons Independence, Missouri I-70 and US Route 291 Kohi's, AMC Theatres, Coomers, Marshalis, Chili's; Bed, Bath and Beyond and two additional anchors 375,000 square feet under construction

Merriam Town Center Merriam, Kansas I-35 and Johnson Drive Proposed 550,000-square-foot center with nine anchors

Community Center Overland Park, Kansas 1-435 between Roe and Nall Avenue Proposed 320,000-square-foot center with five anchors

Carmel Mountain Plaza San Diego, California
Carmel Mountain Road and I-15
Mervyn's, Kmart, Ross Stores, Marshalls, Sportmart,
Pacific Theatres, Circuit City, Barnes & Noble,
Michaels Arts & Crafts
535,000 square feet

Contact: Sol Allouni (312) 551-5422

immediately east of f-575

- Located near Town Center at Cobb Mail
- · Four outparcels
- November 1995 opening planned

Contact: Sol Ajlouni (312) 551-5422

- Located southwest of South Square Mail
- 19,060 sq. ft. anchor space available
- September 1995 opening planned

Contact: Sol Allouni (312) 551-5422

- Located near Fair Oaks Mail
- 100% leased
- Opened November 1994

Contact: Sol Ailouni (312) 551-5422

- 1 1/2 miles from downtown Denver
- Easy access from Broadway and Alameda
- Opened August 1994

Contact: Karen Spencer (312) 551-5435

- One of the largest retail power centers in Chicago
- Located across from Woodfield Mali
- Phase I opened November 1993
- Phase II opened June 1994

Contact: Karen Spencer (312) 551-5435

- Located across from Independence Center Mail
- First of three developments in Kansas City area
- Fall 1995 opening planned for Kohl's and AMC
- Spring 1996 opening for remaining tenants

Contact: Dan Slattery (312) 551-5434

- Redevelopment of area in under-retailed market
- 90% of property under contract
- Fall 1996 opening planned

Contact: Dan Slattery (312) 551-5434

- Strongest trade area in Kansas City market
- Fall 1996 opening planned

Contact: Glenn Anderson (303) 297-9720

- Adjacent to new Price Club and Home Depot
- Excellent demographics
- Strong regional pulling power
- Opened November 1993