

JOHN ELIAS
Attorney At Law

PALM SPRINGS CENTER
1840 West 49th Street
Suite 100
Hialeah, Florida 33012
(305) 558-4933

NATIONS BANK BUILDING
9600 West Sample Road
Suite 205
Coral Springs, Florida 33065
(954) 796-7812

Of Counsel: JOSEPH M. COREY, JR.

19800000436

May 13, 1997

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

Re: *Quest (5)*

*Now Prime Nutrition System
get new # W97-25190*

FILED
98 APR 23 AM 10:29
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

800002182908--2
-05/19/97--01092--003
*****87.50 *****87.50

Dear Sirs:

Enclosed, please find the following:

- A. Original and one (1) photocopy of the trademark for registration
- B. Copies of three (3) specimens.
- C. Operating Account check in the amount of \$87.50 made payable to the Florida Department of State.

Please register the enclosed trademark and provide confirmation to the undersigned.

198-436

Thank you for your attention herein.

W97-11853

Very truly yours,

JOHN ELIAS

(C14)

Name	Availability	<i>M</i>
Document Examiner		NJC
Updater		NJC
Updater Verifier		NJC
Acknowledgement		NJC
W. P. Verifier		NJC

*Quest
324,452
Quest and Design 1,170,893
JE/kr
enc
1789/1740/1749/1671
Health/Nutrition*



FLORIDA DEPARTMENT OF STATE
Sandra B. Mortham
Secretary of State

May 21, 1997

JOHN ELIAS, ESQUIRE
1840 W. 49TH ST. #100
HIALEAH, FL 33012

SUBJECT: QUEST
Ref. Number: W97000011853

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

We must deny registration pursuant to section 495.021(1)(f) and 495.181, Florida Statutes. There is a federal registration on file with the U.S. Patent and Trademark Office for QUEST, QUEST AND DESIGN, Registration Number 324,452, 1,170,873, for the same or similar name and class(es).

Please note the Florida Department of State will reconsider registration if you are able to provide this office with any official documentation reflecting the federally registered mark and the proposed Florida mark are being used in connection with two separate products or services. The telephone number for the U.S. Patent and Trademark Office is (703) 308-9000.

Enclosed is an application for refund.

If you have any questions concerning the filing of your document, please call (904) 487-6918.

Nanette Causseaux
Corporate Specialist Supervisor

Letter Number: 897A00027378

JOHN ELIAS
Attorney At Law

PALM SPRINGS CENTER
1840 West 49th Street
Suite 100
Hialeah, Florida 33612
(305) 558-4933

Of Counsel: JOSEPH M. COREY, JR.

NATIONS BANK BUILDING
9600 West Sample Road
Suite 205
Coral Springs, Florida 33065
(954) 796-7812

July 25, 1997

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

Re: Body Alive, Inc.

Dear Sirs:


Enclosed, please find the following:

- A. Original and (1) one photocopy of the trademark for registration.
- B. Copies of three (3) specimens.

Please be advised that on May 13, 1997, I forwarded to you a operating account check in the amount of \$87.50 made payable to the Florida Department of State for the registration in the name of Quest. The reference number is W-9700001853. I am enclosing a copy of your letter dated May 21, 1997, for your review. Please apply the balance previously forwarded to your office in order to register the current name of Prime Health.

Thank you for your attention herein.

Very truly yours,


JOHN ELIAS

JE/kr
enc.



FLORIDA DEPARTMENT OF STATE
Sandra B. Mortham
Secretary of State

August 20, 1997

JOHN ELIAS, ESQUIRE
1840 W. 49TH ST. #100
HIALEAH, FL 33012

SUBJECT: PRIME HEALTH
Ref. Number: W97000011853

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

It is apparent from the records of this office that the proposed mark is comprised of and resembles trade names used in this state which are likely, when applied to the goods or services of the applicant, to cause confusion or mistake in the minds of the purchasing public. To permit one person to exclusively appropriate a mark or words that are merely comprised of language ordinarily used with a particular class of goods or services would wrongly hinder others who deal in the same goods or services. Therefore, registration must be denied pursuant to section 495.021(1)(f), Florida Statutes.

Enclosed is an application for refund.

If you have any questions concerning the filing of your document, please call (850) 487-6918.

Nanette Causseaux
Corporate Specialist Supervisor

Letter Number: 597A00042060

JOHN ELIAS
Attorney At Law

PALM SPRINGS CENTER
1840 West 49th Street
Suite 100
Hialeah, Florida 33012
(305) 558-4933

Of Counsel: JOSEPH M. COREY, JR.

NATIONS BANK BUILDING
9600 West Sample Road
Suite 205
Coral Springs, Florida 33065
(954) 796-7812

September 23, 1997

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

Re: *Prime Health Nutrition*

Dear Sirs:

Enclosed, please find the following:

- A. Original and one (1) photocopy of the trademark for registration
- B. Copies of three (3) specimens.
- C. Previously we forwarded an Operating Account check in the amount of \$87.50 made payable to the Florida Department of State on May 13, 1997. I am enclosing a copy of your August 20, 1997, correspondence confirming receipt of same.

Please register the enclosed trademark and provide confirmation to the undersigned.

Thank you for your attention herein.

Very truly yours,


JOHN ELIAS

JE/kr
enc



FLORIDA DEPARTMENT OF STATE
Sandra B. Mortham
Secretary of State

October 2, 1997

JOHN ELIAS, ESQUIRE
1840 W. 49TH ST. #100
HIALEAH, FL 33012

SUBJECT: PRIME HEALTH NUTRITION
Ref. Number: W97000011853

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

In Part III, you must write the exact wording of the mark. If the mark includes a logo or design, a brief written description must be provided.

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: HEALTH, NUTRITION

We need three permanent specimens. TYPED, HANDWRITTEN or PHOTOCOPIED MATERIALS ARE NOT ACCEPTABLE. We do not accept specimens which have been ALTERED or DEFACED. ANY SIZE SPECIMENS ARE ACCEPTABLE. If your mark falls under the classification of a trademark (classes 1-34), we need the labels, tags, decals, containers, boxes, wrappers or 3 LEGIBLE photographs of the goods or products with the specimen affixed. IF YOUR MARK FALLS UNDER THE CLASSIFICATION OF A SERVICE MARK (CLASSES 35-42), WE NEED SPECIMENS FROM WHICH WE CAN DETERMINE THE SERVICE(S) BEING RENDERED. We will accept magazine and-or newspaper advertisements, brochures or business cards. If business cards are submitted, we must be able to determine the services being rendered. If your mark falls under the classification of both a trade and service mark, we need specimens for both. WE WILL NOT ACCEPT LETTERHEAD STATIONERY, ENVELOPES OR INVOICES AS SPECIMENS.

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) 487-6918.

JOHN ELIAS
Attorney At Law

PALM SPRINGS CENTER
1840 West 49th Street
Suite 100
Hialeah, Florida 33012
(305) 558-4933

Of Counsel: JOSEPH M. COREY, JR.

NATIONS BANK BUILDING
9600 West Sample Road
Suite 205
Coral Springs, Florida 33065
(954) 796-7812

October 24, 1997

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

Attn: Nanette Causseaux

Re: Subject: Prime Health Nutrition
Ref. Number: W97000011853

*Prime Nutrition System
np*

Dear Ms. Causseaux:

Pursuant to your request of October 2, 1997, enclosed, please find the following:

- A). Fully Completed Application for Registration of a trademark.
- B). Four (4) permanent specimens.

Please process this document immediately.

Thank you for your attention herein.

Very truly yours,


JOHN ELIAS

JE/kr



FLORIDA DEPARTMENT OF STATE
Sandra B. Mortham
Secretary of State

November 6, 1997

JOHN ELIAS, ESQUIRE
PALM SPRINGS CENTER
1840 WEST 49TH ST., S-100
HIALEAH, FL 33012

SUBJECT: PRIME NUTRITION SYSTEM
Ref. Number: W97000025190

We have received your document for PRIME NUTRITION SYSTEM 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 (850) 487-6918.

Nanette Causseaux
Corporate Specialist Supervisor

Letter Number: 197A00053651

JOHN ELIAS
Attorney At Law

PALM SPRINGS CENTER
1840 West 49th Street
Suite 100
Hialeah, Florida 33012
(305) 558-4933

Of Counsel: JOSEPH M. COREY, JR.

NATIONS BANK BUILDING
9600 West Sample Road
Suite 205
Coral Springs, Florida 33065
(954) 796-7812

March 23, 1998

Ms. Nanette Causseaux
Corporate Specialist Supervisor
Florida Department of State
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314-6327


Re: Prime Nutrition System
Your Reference No. W97000025190

Dear Ms. Causseaux:

Pursuant to your letter of November 6, 1997, regarding the above referenced matter and confirming my paralegal's telephone conversation with you this date, enclosed please find three (3) permanent specimens, albeit on the same page. Please note that there is only one (1) class of registration.

Should you require anything further, please do not hesitate to contact us. Thank you.

Very truly yours,


John Elias

W98-6847

/lmec
Enclosure(s)
body.alive\trademark\stat

855
747(35)
~~789/304~~ 762/304/671

We do not accept camera ready
copies. We also need to change
your class from 42 to 35.



FLORIDA DEPARTMENT OF STATE
Sandra B. Mortham
Secretary of State

March 27, 1998

JOHN ELIAS, ESQUIRE
PALM SPRINGS CENTER
1840 W. 49TH ST., SUITE 100
HIALEAH, FL 33012

SUBJECT: PRIME NUTRITION SYSTEM
Ref. Number: W98000006847

We have received your document for PRIME NUTRITION SYSTEM 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.

accept business cards, brochures or newspaper advertisements.

Class(es) (35) would appear applicable to your specific mark. Please delete the class(es) you have on line 2 (d) and insert the pertinent class(es) (35).

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) 487-6918.

Nanette Causseaux
Corporate Specialist Supervisor

Letter Number: 298A00016509

JOHN ELIAS

Attorney At Law

PALM SPRINGS CENTER
1840 West 49th Street
Suite 100
Hialeah, Florida 33012
(305) 558-4933

Of Counsel: JOSEPH M. COREY, JR.

NATIONS BANK BUILDING
9600 West Sample Road
Suite 205
Coral Springs, Florida 33065
(954) 796-7812

April 18, 1998

Ms. Nanette Causseaux
Corporate Specialist Supervisor
Florida Department of State
Division of Corporations
P.O. Box 6327
Tallahassee, FL 32314-6327

Re: Prime Nutrition System
Your Reference No. W97000025190

Dear Ms. Causseaux:

Pursuant to our recent telephone conversation, enclosed please find two (2) permanent specimens concerning the above referenced matter. Hopefully, the enclosed will permit our client's application to be finalized.

Thank you in advance for your attention herein.

Very truly yours,


John Elias

/lme
Enclosure(s)

cc: Body Alive (without enclosures)

body.alive\trademark\state.2

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

Name & address to whom acknowledgment should be sent:

John Elias, Esquire
1840 W. 49th Street, #100
Hialeah, FL 33012
(305) 559-4933
Daytime Telephone number

PART I

1. (a) Applicant's name: Body Alive Health & Fitness Products, Inc.

(b) Applicant's business address: 801 W. 49th Street, #105
Hialeah, Florida 33012
City/State/Zip

(c) Applicant's telephone number: (305) 821-9553

- Individual, Corporation, Joint Venture, Other, General Partnership, Limited Partnership, Union

If other than an individual,

(1) Florida registration number: 65-058841 (2) Domicile State: Florida

(3) Federal Employer Identification Number: P 95000015392

2. (a) If the mark to be registered is a service mark, the services in connection with which the mark is used:
(i.e., furniture moving services, diaper services, house painting services, etc.)

(b) If the mark to be registered is a trademark, the goods in connection with which the mark is used:
(i.e., ladies sportswear, cat food, barbecue grills, shoe laces, etc.)

for the sale of health food products

(c) The mode or manner in which the mark is used:(i.e., labels, decals, newspaper advertisements, brochures, etc.)

to be used on labels depicting the health products being sold

(Continued)

d) The class(es) in which goods or services fall:

miscellaneous

PART II

1. Date first used by the applicant, predecessor, or a related company (must include month, day and year):

(a) Date first used anywhere: May 1, 1997 (b) Date first used in Florida: May 1, 1997

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.)

Prime Nutrition Systems

2. DISCLAIMER (if applicable)

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE THE TERM "Prime Nutrition Systems" APART FROM THE MARK AS SHOWN.

I, Jorge Gutierrez, 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 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

Jorge Gutierrez

Typed or printed name of applicant

Applicant's signature or authorized person's signature
(List name and title)

STATE OF Florida

COUNTY OF Dade

On this 25 day of July, 1997, Jorge Gutierrez personally appeared before me,

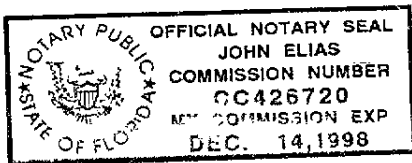
who is personally known to me whose identity I proved on the basis of _____

98 APR 23 AM 10:29
FILED
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

Notary Public Signature

John Elias
Notary's Printed Name

(Seal)



My Commission Expires: _____

FEE: \$87.50 per class

REACH YOUR PEAK

DESCRIPTION

ALL NATURAL SEXUAL POTENCY ENHANCER. THIS PRODUCT HAS BEEN USED TO INCREASE SEXUAL ENERGY, ENDURANCE & STAMINA. MAY HELP MAINTAIN PROPER PROSTATE FUNCTION.

RECOMMENDED USE

TAKE TWO CAPSULES DAILY AS A DIETARY SUPPLEMENT WITH JUICE OR WATER.



Prime Nutrition

60 CAPSULES



ENDUR

Performance Enhancer

All-Natural Formula

Nutrition Facts:

All Natural Male Formula	60caps
2 Capsules contain-	Potency:
YOHIMBE	25mg
TIBBULLUS	400mg
SIBERIAN GINSENG	50mg
ZINC METHIONINE	30mg
GINKGO BILOBA	20mg
VITAMIN E	100mg
TYROSINE	50mg
SAW PALMETTO	60mg
NIACIN	10mg
HAWTHORN	35mg