

ESTTA Tracking number: **ESTTA126416**

Filing date: **02/22/2007**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Petition for Cancellation

Notice is hereby given that the following party requests to cancel indicated registration.

Petitioner Information

| | | | |
|---------|---|-------------|---------|
| Name | BLACKF POINT MARINE, LLC | | |
| Entity | Limited Liability Company | Citizenship | Florida |
| Address | 1579 SW 18th Street Williston, FL 32696 UNITED STATES | | |

| | | | |
|----------------------|--|--|--|
| Attorney information | DOUGLAS WM. MASSINGER, ESQ. MASSINGER LAW OFFICES 887 NE 100 STREET OCALA, FL 34479 UNITED STATES massinger@earthlink.net, massinger@idealawfirm.com Phone:(352) 351-0351 | | |
|----------------------|--|--|--|

Registration Subject to Cancellation

| | | | |
|--|---|-------------------|------------|
| Registration No | 1287835 | Registration date | 07/31/1984 |
| Registrant | BLACKFIN YACHT CORPORATION Blackfin Yacht Corporation 1000 Ponce de Leon Blvd, Suite 105 Miami, FL 33134 UNITED STATES | | |
| Goods/Services Subject to Cancellation | Class 012. First Use: 1973/12/14 , First Use In Commerce: 1974/01/23 Goods/Services: Water Vehicles, Specifically Boats and Yachts | | |
| Grounds for Cancellation | The registered mark has been abandoned. | | |
| | The registration was obtained fraudulently. | | |

| | | | |
|---------------------|---|--|--|
| Related Proceedings | Petitioner filed this same date (2/22/07) a Petition to the Commission Under Rule 2.146(a)(3) to Invoke the Supervisory Authority to cancel Registration No. 1287835. | | |
|---------------------|---|--|--|

| | | | |
|-------------|---|--|--|
| Attachments | Petition to Cancel as Filed 2-22-07.pdf (29 pages)(863704 bytes) | | |
|-------------|---|--|--|

| | | | |
|-----------|-------------------------------|--|--|
| Signature | /DOUGLAS WM. MASSINGER, ESQ./ | | |
| Name | DOUGLAS WM. MASSINGER, ESQ. | | |
| Date | 02/22/2007 | | |

In The Matter of Registration No. 1,287,835
For the mark BLACK FIN YACHT
Date of Issue: July 31, 1984

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE
TRADEMARK TRIAL AND APPEAL BOARD

In The Matter of Registration No. 1,287,835
For the mark BLACK FIN YACHT
Date of Issue: July 31, 1984

| | | |
|----------------------------|---|-------------------|
| Black Point Marine, LLC |) | |
| Petitioner, |) | |
| v. |) | Cancellation No.: |
| Blackfin Yacht Corporation |) | |
| Registrant. |) | |

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

PETITION FOR CANCELLATION

Black Point Marine, LLC, a Florida Limited Liability Company, whose address is 1579 SW 18th Street, Williston, Florida 32696 (hereinafter "Petitioner") believes that it is and will be damaged by the U.S. Trademark Registration No. 1,287,835 for the mark BLACK FIN YACHT (STYLIZED) directed to "Water Vehicles, Specifically Boats and Yachts," which issued on the Principal Register on July 31, 1984 and whose last listed owner is Black Fin Yacht Corporation, a Florida corporation, 1000 Ponce de Leon Blvd, Suite 105 Miami FLORIDA 33134, and hereby petitions to cancel the registration of this mark.

As grounds therefore, it is alleged that:

1. On March 3, 2006, Petitioner filed an application to register the mark BLACKFIN (Stylized) (the “Application”) with the U.S. Patent and Trademark Office. This application attested to the Petitioner’s use of the mark BLACKFIN in interstate commerce on or in connection with “Boats and Yachts” in International Class 12. The Application was assigned serial number 78/828151.

2. In an Office Action dated August 22, 2006, the U.S. Patent and Trademark Office refused registration of the Application of the mark BLACKFIN on the grounds that, in the Examining Attorney’s view, confusion is likely between this mark and the Registrant’s mark BLACK FIN YACHT (STYLIZED) as directed to “Water Vehicles, Specifically Boats and Yachts”, U.S. Trademark Registration No. 1,287,835 (“The ‘835 Registration”) Thus, Petitioner has been damaged by the Registrant’s trademark registration in that the registration has impeded registration of Petitioner’s mark BLACK FIN YACHT.

**FIRST CAUSE OF ACTION -
EXPIRATION OF REGISTRATION**

3. Based on the U.S. Trademark Office records, U.S. Registration No. 1,287,835, issued on July 31, 1984, has expired since it was not renewed during the renewal period of July 31, 2003 to July 31, 2004, nor the grace period ending on January 31, 2005.

4. Based on the U.S. Trademark Office records, U.S. Registration No. 1,287,835 has expired for failure to comply with the provisions of Section 8.

5. Based on the U.S. Trademark Office records, U.S. Registration No. 1,287,835 has

expired for failure to comply with the provisions of Section 9.

SECOND CAUSE OF ACTION -
REGISTRATION VOID AB INITIO

6. The application for the '835 Registration was filed on June 20, 1983 by Black Fin Yacht Corporation, which according to the application was a Florida corporation having a mailing address of P.O. Box 22982, Fort Lauderdale, Florida, 33335 and a physical plant location at 3391 S.E. 14th Avenue, Fort Lauderdale, Florida, 33316 and whose then President was Carl M. Herndon.

7. According to the State of Florida corporate records, Black Fin Yacht Corporation, is a Florida Corporation (Doc. # 434932) (Officers Herndon (RA, PSD), Bradley (V), Heitbrink (T), Herndon(D)), f/k/a KARANDA MARINE, INC., having a principal address as 3391 SE 14th Avenue, PO Box 22982, Ft. Lauderdale, FL 33335 (hereinafter "BLACKFIN#1", See EXHIBIT A).

8. BLACKFIN#1 was voluntarily dissolved on April 18, 1984 prior to issuance of the '835 Registration.

9. The '835 Registration was granted three months after BLACKFIN#1 was voluntarily dissolved.

10. The '835 Registration was granted to an entity which did not exist and, therefore, is void ab initio.

THIRD CAUSE OF ACTION -
ABANDONMENT BASED ON NON-USE

11. Upon information and belief, the mark was abandoned by BLACKFIN#1, and/or its

successors and assigns, if any, based on non-use with the intent not to resume use.

12. Upon information and belief, the mark was abandoned by BLACKFIN#1, and/or its successors and assigns, if any, based on non-use with the intent not to resume use for at least a three-year period between its registration to the filing date of this petition.

FORTH CAUSE OF ACTION -
ABANDONMENT BASED ON INVALID ASSIGNMENT

13. Three documents were recorded at the Assignment Branch of the Patent and Trademark Office over three (3) years after the registration issued (See EXHIBIT B).

14. The first document recorded on April 11, 1988 Reel/Frame: 0599/0655 is an assignment executed on June 24, 1987

From: BLACKFIN#1 - Black Fin Yacht Corporation, a Florida Corporation,
(FL Doc. # 434932)

To: Black Fin Yacht Corporation (name changed 9/9/1987 to Zimmer Acquisition Corp.),
a Delaware Corp., (FL Doc. #P02140/ DE Doc. # 2031193) (hereinafter
BLACKFIN#2, See EXHIBIT C)

15. The assignment recorded on Reel/Frame: 0599/0655 is invalid, since the trademark was abandoned by BLACKFIN#1 prior to execution of the assignment.

16. The assignment recorded on Reel/Frame: 0599/0655 is invalid, since the assignor was dissolved and a non-entity at the time of the assignment.

17. The assignment recorded on Reel/Frame: 0599/0655 is invalid, since the assignment was an assignment in gross.

18. In view of the invalid assignment, all rights revert to the original owner BLACKFIN#1, a dissolved entity.

19. In view of the invalid assignment, the mark has been abandoned.

20. In view of the invalid assignment, the registration is void or voidable.

21. In view of the invalid assignment, the registration was maintained under Section 8&15 on August 15, 1989 by knowingly false or fraudulent statements made regarding ownership of the registration, which statements were made with the intent to induce authorized agents of the U.S. Patent and Trademark Office to approve the Declaration of Use and Incontestability Under Sections 8 & 15 of the Trademark Act, and, reasonably relying upon the truth of said false statements, the U.S. Patent and Trademark Office did, in fact, approve the Declaration of Use and Incontestability Under Sections 8 & 15.

FIFTH CAUSE OF ACTION -
(IN THE ALTERNATIVE)
ABANDONMENT BASED ON NON-USE BY ASSIGNEE

22. The second document recorded on April 11, 1988 Reel/Frame: 0599/0659 is an assignment executed on June 24, 1987

From: BLACKFIN#2 - Black Fin Yacht Corporation (name changed 9/9/1987 to Zimmer Acquisition Corp.), a Delaware Corp., (FL Doc. #P02140/ DE Doc. # 2031193)

To: B F Acquisition Corporation (FL Doc. # J73432)

23. The third document recorded on April 11, 1988 Reel/Frame: 0599/0661 is a change of name executed on March 30, 1988

In The Matter of Registration No. 1,287,835
For the mark BLACK FIN YACHT
Date of Issue: July 31, 1984

From: B F Acquisition Corporation (FL Doc. # J73432)

To: Black Fin Yacht Corporation, a Florida Corporation, (FL Doc. # J73432) (hereinafter "BLACKFIN#3", See EXHIBIT D)

24. The State of Florida corporate records indicate BLACKFIN#3 was in control of bankruptcy trustee Alan Goldberg on or about January 20, 1998.

25. The State of Florida corporate records indicate that BLACKFIN#3 was ADMINISTRATIVELY DISSOLVED on September 24, 1999.

26. Upon information and belief, any rights in the mark were abandoned by BLACKFIN#3, and/or its successors and assigns, if any, based on non-use with the intent not to resume use.

27. Upon information and belief, the mark was abandoned by BLACKFIN#3, and/or its successors and assigns, if any, based on non-use with the intent not to resume use for at least a three-year period between its registration to the filing date of this petition.

SIXTH CAUSE OF ACTION -
FRAUD WITH RESPECT TO OWNERSHIP

28. The U.S. Patent and Trademark Office indicates that the last listed owner of the mark is BLACK FIN YACHT CORPORATION by change of name recorded on April 11, 1988 (BLACKFIN#3).

29. An entity purporting to be the owner of U.S. Registration No. 1,287,835 filed a change of address to 1000 Ponce de Leon Blvd, Suite 105, Miami Florida 33134 on August 30,

2005, and according to State of Florida corporate records, this entity is BLACKFIN YACHT CORPORATION, a Florida Corporation, (Doc. #P05000058101) (Officer and Registered Agent: Martin Alvarez) (hereinafter BLACKFIN#4, See EXHIBIT E).

30. BLACKFIN#4, purporting to be the owner of U.S. Registration No. 1,287,835, also filed a Change of Correspondence Address in a prior cancellation proceeding No. 92043658 of U.S. Registration No. 1,287,835 on May 17, 2005.

31. BLACKFIN#4, purporting to be the owner of U.S. Registration No. 1,287,835, also filed a TEAS Revocation of Power of Attorney and Change of Correspondence Address for U.S. Registration No. 1,287,835 on July 19, 2006.

32. BLACKFIN#4 was not formed until April 19, 2005, almost six (6) years after BLACKFIN#3 was administratively dissolved.

33. To the best of Petitioner's knowledge, BLACKFIN#4 is not the same entity as BLACKFIN#1, BLACKFIN#2, or BLACKFIN#3.

34. To the best of Petitioner's knowledge, BLACKFIN#4 is not the true owner of the registration.

35. To the best of Petitioner's knowledge, BLACKFIN#4 does not have a clear chain of title to the registration.

36. To the best of Petitioner's knowledge, BLACKFIN#4 does not have standing to defend this opposition.

In The Matter of Registration No. 1,287,835
For the mark BLACK FIN YACHT
Date of Issue: July 31, 1984

37. BLACKFIN#4 fraudulently represented that it was the owner of U.S. Registration No. 1,287,835 in the change of address filed with the Trademark Office on August 30, 2005.

38. BLACKFIN#4 fraudulently represented that it was the owner of U.S. Registration No. 1,287,835 in the change of address filed with the Trademark Trial and Appeal Board on May 17, 2005.

39. BLACKFIN#4 fraudulently represented that it was the owner of U.S. Registration No. 1,287,835 in TEAS Revocation of Power of Attorney and Change of Correspondence Address for U.S. Registration No. 1,287,835 filed on July 19, 2006.

WHEREFORE, Petitioner prays that Registration No. 1,287,835 be canceled and that this Petition for Cancellation be sustained in favor of Petitioner.

Respectfully submitted,

Douglas Wm.
Massinger

Digitally signed by Douglas Wm. Massinger
DN: cn=Douglas Wm. Massinger, o=US,
ou=MASSINGER LAW OFFICES,
email=dmassinger@earthlink.net
Reason: I am the author of this document
Date: 2007.02.22 16:35:17 -0500

Date: February 22, 2007

Douglas Wm. Massinger. Esq.
USPTO Reg. No. 35,942
Attorney for Petitioner

MASSINGER LAW OFFICES
887 N.E. 100 Street
Ocala, FL 34479
(352) 351-0351

Exhibit A

Florida Department of State, Division of Corporations

Corporations Online

www.sunbiz.org

Public Inquiry

A

Florida Profit

BLACK FIN YACHT CORPORATION

PRINCIPAL ADDRESS

3391 SE 14TH AVENUE
 P. O. BOX 22982
 FT. LAUDERDALE FL 33335

MAILING ADDRESS

3391 SE 14TH AVENUE
 P. O. BOX 22982
 FT. LAUDERDALE FL 33335

| | | |
|---|---------------------------------------|-------------------------------------|
| Document Number 434932 | FEI Number 591485640 | Date Filed 10/02/1973 |
| State FL | Status INACTIVE | Effective Date NONE |
| Last Event VOLUNTARY DISSOLUTION | Event Date Filed 04/18/1984 | Event Effective Date NONE |

Registered Agent

| |
|---|
| Name & Address |
| HERNDON, CARL M 3391 SE 14TH AVENUE FT. LAUDERDALE FL 33315 Name Changed: 04/18/1984 |

Officer/Director Detail

| | |
|---|--------------|
| Name & Address | Title |
| HERNDON, CARL M 2820 NE 47TH ST LIGHTHOUSE POINT FL | PSD |

| | |
|---|---|
| BRADLEY, CHARLES, JR. 609 OCEAN DR., APT. 10H KEY BISCAVNE FL | V |
| HEITBRINK, JOHN 2100 N.E. 54 COURT FT. LAUDERDALE FL | T |
| HERNDON, TONIA 2820 N.E. 47 STREET LIGHTHOUSE POINT FL | D |

Annual Reports

| Report Year | Filed Date |
|-------------|------------|
| 1981 | 06/12/1981 |
| 1982 | 07/01/1982 |
| 1983 | 06/22/1983 |

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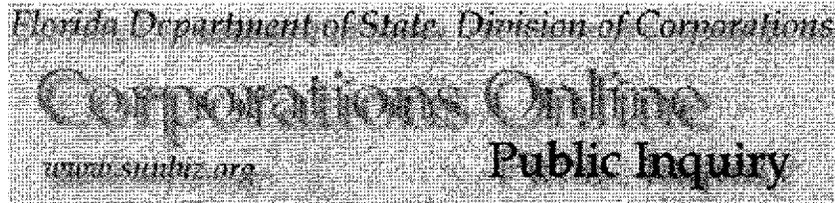
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BLACK FIN YACHT CORPORATION

| | | | |
|----------------------------------|---------------------------------|-------------------------------|---------------------------|
| Document Number 434932 | Date Filed 10/02/1973 | Effective Date None | Status Inactive |
|----------------------------------|---------------------------------|-------------------------------|---------------------------|

| EVENT TYPE | FILED DATE | EFFECTIVE DATE | DESCRIPTION |
|-----------------------|------------|----------------|-------------------------------------|
| VOLUNTARY DISSOLUTION | 04/18/1984 | | |
| NAME CHANGE AMENDMENT | 02/23/1977 | | OLD NAME WAS : KARANDA MARINE, INC. |

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Exhibit B



United States Patent and Trademark Office

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Assignments on the Web > Trademark Query

Trademark Assignment Abstract of Title

Total Assignments: 3

Serial #: 73431147

Filing Dt: 06/20/1983

Reg #: 1287835

Reg. Dt: 07/31/1984

Registrant: Black Fin Yacht Corporation

Mark: BLACK FIN YACHT

Assignment: 1

Reel/Frame: 0599/0655

Received:

Recorded: 04/11/1988

Pages: 4

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Assignor: BLACK FIN YACHT CORPORATION

Exec Dt: 06/24/1987

Entity Type: CORPORATION

Citizenship: FLORIDA

Entity Type: CORPORATION

Citizenship: DELAWARE

Assignee: BLACK FIN YACHT CORPORATION

Correspondent: LAW DEPARTMENT-INTELLECTUAL PROPERTY

1310 BEULAH ROAD

CHURCHILL

PITTSBURGH, PA 15235

Assignment: 2

Reel/Frame: 0599/0659

Received:

Recorded: 04/11/1988

Pages: 2

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Assignor: BLACK FIN YACHT CORPORATION

Exec Dt: 06/24/1987

Entity Type: CORPORATION

Citizenship: DELAWARE

Entity Type: CORPORATION

Citizenship: FLORIDA

Assignee: B F ACQUISITION CORPORATION

3391 SOUTHEAST 14TH AVENUE

FORT LAUDERDALE, FLORIDA 33335

Correspondent: LAW DEPARTMENT-INTELLECTUAL PROPERTY

1310 BEULAH ROAD

CHURCHILL

PITTSBURGH, PA 15235

Assignment: 3

Reel/Frame: 0599/0661

Received:

Recorded: 04/11/1988

Pages: 1

Conveyance: CHANGE OF NAME

Assignor: B F ACQUISITION CORPORATION

Exec Dt: 03/30/1988

Entity Type: UNKNOWN

Citizenship: NONE

Entity Type: UNKNOWN

Citizenship: NONE

Assignee: BLACK FIN YACHT CORPORATION

Correspondent: LAW DEPARTMENT-INTELLECTUAL PROPERTY

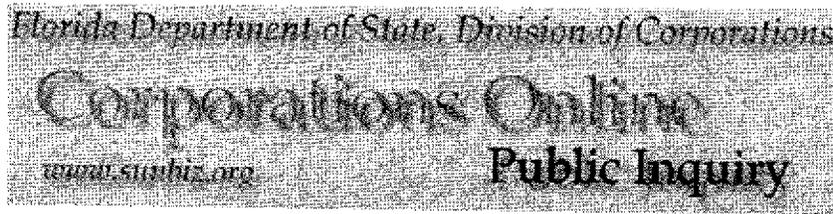
1310 BEULAH ROAD

CHURCHILL

PITTSBURGH, PA 15235

Exhibit C

2



C

Foreign Profit

ZIMMER ACQUISITION CORPORATION

PRINCIPAL ADDRESS

777 S.W. 12TH AVE.
 P.O. BOX 668
 POMPANO BEACH FL 33069
 Changed 11/03/1988

MAILING ADDRESS

777 S.W. 12TH AVE.
 P.O. BOX 668
 POMPANO BEACH FL 33069
 Changed 11/03/1988

| | | |
|---|---------------------------------------|-------------------------------------|
| Document Number P02140 | FEI Number 592386514 | Date Filed 05/22/1984 |
| State DE | Status INACTIVE | Effective Date NONE |
| Last Event ADMIN DISSOLUTION FOR ANNUAL REPORT | Event Date Filed 11/09/1990 | Event Effective Date NONE |

Registered Agent

| |
|---|
| Name & Address |
| MCAHAN, TERRY P. 777 S.W. 12TH AVENUE. POMPANO BCH FL 33069 |
| Address Changed: 03/01/1989 |

Officer/Director Detail

| | |
|---|--------------|
| Name & Address | Title |
| FULLE, MYRON K. 777 S.W. 12TH AVE. POMPANO BEACH FL | ST |

| | |
|---|----|
| MCPAHAN, TERRY P. 777 S.W. 12TH AVE. POMPANO BEACH FL | PD |
|---|----|

Annual Reports

| Report Year | Filed Date |
|-------------|------------|
| 1987 | 07/03/1987 |
| 1988 | 11/03/1988 |
| 1989 | 03/01/1989 |

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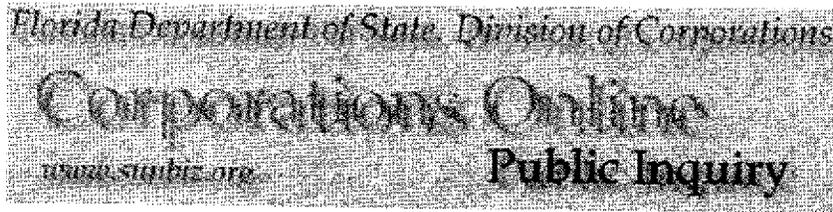
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ZIMMER ACQUISITION CORPORATION

| | | | |
|----------------------------------|---------------------------------|-------------------------------|---------------------------|
| Document Number P02140 | Date Filed 05/22/1984 | Effective Date None | Status Inactive |
|----------------------------------|---------------------------------|-------------------------------|---------------------------|

| EVENT TYPE | FILED DATE | EFFECTIVE DATE | DESCRIPTION |
|--|------------|----------------|--|
| ADMIN DISSOLUTION FOR ANNUAL REPORT | 11/09/1990 | | |
| NAME CHANGE AMENDMENT | 09/09/1987 | | OLD NAME WAS : BLACK FIN YACHT CORP ORATION |

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Entity Details

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| | | | |
|---------------------|---------------------------------------|-----------------------------|-------------------|
| <u>File Number:</u> | 2031193 | <u>Incorporation Date /</u> | 03/23/1984 |
| | | <u>Formation Date:</u> | (mm/dd/yyyy) |
| <u>Entity Name:</u> | ZIMMER ACQUISITION CORPORATION | | |
| <u>Entity Kind:</u> | CORPORATION | <u>Entity Type:</u> | GENERAL |
| <u>Residency:</u> | DOMESTIC | <u>State:</u> | DE |

REGISTERED AGENT INFORMATION

Name: **No registered agent on record.**

Additional Information is available for a fee. You can retrieve Status for a fee of \$10.00 or more detailed information including current franchise tax assessment, current filing history and more for a fee of \$20.00.

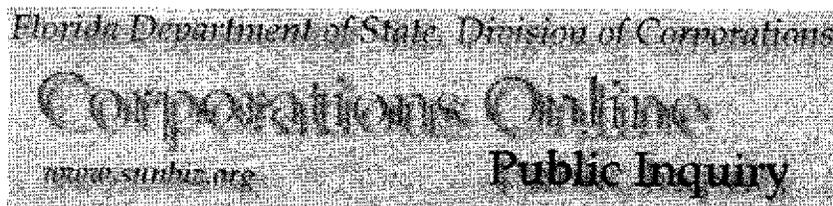
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Exhibit D



D

Florida Profit

BLACK FIN YACHT CORPORATION

PRINCIPAL ADDRESS

3250 MARY STREET
 SUITE 301
 COCONUT GROVE FL 33133 US
 Changed 01/30/1998

MAILING ADDRESS

P.O. BOX 22982
 FORT LAUDERDALE FL 33335 US
 Changed 04/19/1995

| | | |
|---|---------------------------------------|-------------------------------------|
| Document Number J73432 | FEI Number 592822372 | Date Filed 05/15/1987 |
| State FL | Status INACTIVE | Effective Date NONE |
| Last Event ADMIN DISSOLUTION FOR ANNUAL REPORT | Event Date Filed 09/24/1999 | Event Effective Date NONE |

Registered Agent

| |
|---|
| Name & Address |
| GOLDBERG, ALAN L 3250 MARY STREET SUITE 301 COCONUT GROVE FL 33133 |
| Name Changed: 01/30/1998 |
| Address Changed: 01/30/1998 |

Officer/Director Detail

| Name & Address | Title |
|---|-------|
| GOLDBERG, ALAN L 3250 MARY STREET, SUITE 301 | BT |

COCONUT GROVE FL 33133

Annual Reports

| Report Year | Filed Date |
|-------------|------------|
| 1996 | 04/16/1996 |
| 1997 | 04/25/1997 |
| 1998 | 01/30/1998 |

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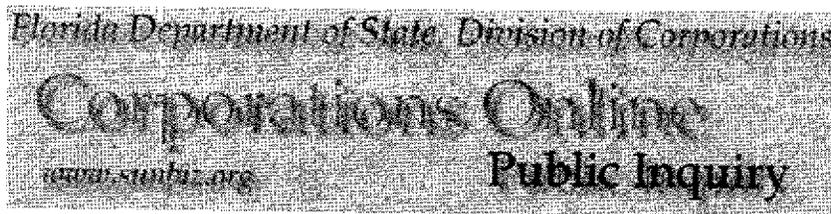
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BLACK FIN YACHT CORPORATION

| | | | |
|------------------------|-------------------|-----------------------|---------------|
| Document Number | Date Filed | Effective Date | Status |
| J73432 | 05/15/1987 | None | Inactive |

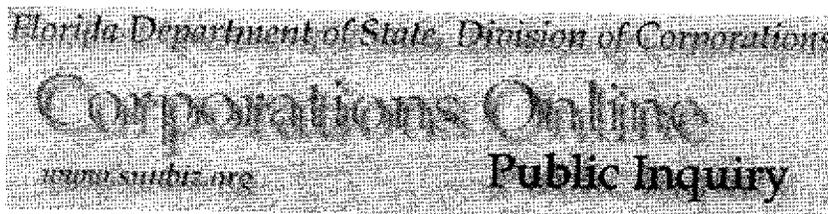
| EVENT TYPE | FILED DATE | EFFECTIVE DATE | DESCRIPTION |
|--|------------|----------------|--|
| ADMIN DISSOLUTION FOR ANNUAL REPORT | 09/24/1999 | | |
| AMENDMENT | 08/09/1994 | | |
| AMENDMENT | 04/01/1992 | | |
| AMENDMENT | 03/26/1991 | | |
| AMENDMENT | 10/17/1988 | | |
| NAME CHANGE AMENDMENT | 09/09/1987 | | OLD NAME WAS : B F ACQUISITION CORP ORATION |
| AMENDMENT | 06/19/1987 | | |

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Corporations Inquiry

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Exhibit E



E

Florida Profit

BLACK FIN YACHT CORPORTION

PRINCIPAL ADDRESS

2520 CORAL WAY - # 208
MIAMI FL 33145

MAILING ADDRESS

2520 CORAL WAY - # 208
MIAMI FL 33145

Document Number
P05000058101

FEI Number
APPLIED

Date Filed
04/19/2005

State
FL

Status
ACTIVE

Effective Date
NONE

Registered Agent

| Name & Address |
|---|
| ALVAREZ, MARTIN 2520 CORAL WAY - # 208 MIAMI FL 33145 |

Officer/Director Detail

| Name & Address | Title |
|---|-------|
| ALVAREZ, MARTIN 2520 CORAL WAY - # 208 MIAMI FL 33145 | PD |

Annual Reports

| Report Year | Filed Date |
|-------------|------------|
| 2006 | 04/25/2006 |

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No Name History Information

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[04/25/2006 -- ANN REP/UNIFORM BUS REP](#)

[04/19/2005 -- Domestic Profit](#)

THIS IS NOT OFFICIAL RECORD; SEE DOCUMENTS IF QUESTION OR CONFLICT

[Corporations Inquiry](#)

[Corporations Help](#)

POS000058101

(Requestor's Name)

(Address)

(Address)

(City/State/Zip/Phone #)

PICK-UP WAIT MAIL

(Business Entity Name)

(Document Number)

Certified Copies _____ Certificates of Status _____

Special Instructions to Filing Officer:

Office Use Only



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04/19/05--01002--025 **157.50

RECEIVED
05 APR 19 09:16
FILED

FILED
05 APR 19 PM 1:45
SECRETARY OF STATE
TALLAHASSEE FLORIDA

T. Hampton APR 20 2005

EXPRESS CORPORATE FILING SERVICE INC.

Requestor's Name

1000 PONCE DE LEON BLVD. SUITE:101

Address

CORAL GABLES, FL 33134 (305) 444-4994

City/State/Zip

Phone #

OFFICE USE ONLY

CORPORATION NAME(S) & DOCUMENT NUMBER(S) (if known):

1. Black Fin Yacht Corporation
(Corporation Name) (Document #)
2. _____
(Corporation Name) (Document #)
3. _____
(Corporation Name) (Document #)
4. _____
(Corporation Name) (Document #)

Walk in

Pick up time _____

Certified Copy

Mail out

Will wait

Photocopy

Certificate of Status

| NEW FILINGS | |
|-------------------------------------|-------------------|
| <input checked="" type="checkbox"/> | Profit |
| <input type="checkbox"/> | NonProfit |
| <input type="checkbox"/> | Limited Liability |
| <input type="checkbox"/> | Domestication |
| <input type="checkbox"/> | Other |

| AMENDMENTS | |
|--------------------------|--|
| <input type="checkbox"/> | Amendment |
| <input type="checkbox"/> | Resignation of R.A., Officer/ Director |
| <input type="checkbox"/> | Change of Registered Agent |
| <input type="checkbox"/> | Dissolution/Withdrawal |
| <input type="checkbox"/> | Merger |

| OTHER FILINGS | |
|--------------------------|------------------|
| <input type="checkbox"/> | Annual Report |
| <input type="checkbox"/> | Fictitious Name |
| <input type="checkbox"/> | Name Reservation |

| REGISTRATION/ QUALIFICATION | |
|--------------------------------|---------------------|
| <input type="checkbox"/> | Foreign |
| <input type="checkbox"/> | Limited Partnership |
| <input type="checkbox"/> | Reinstatement |
| <input type="checkbox"/> | Trademark |
| <input type="checkbox"/> | Other |

Examiner's Initials

ARTICLES OF INCORPORATION

In compliance with Chapter 607 and/or Chapter 621, F.S. (Profit)

FILED

05 APR 19 PM 1:45

SECRETARY OF STATE
TALLAHASSEE FLORIDA

ARTICLE I NAME

The name of the corporation shall be:

BLACK FIN YACHT CORPORATION

ARTICLE II PRINCIPAL OFFICE

The principal place of business/ mailing address is:

2520 CORAL WAY
#208
MIAMI, FL 33145

ARTICLE III PURPOSE

The purpose for which the corporation is organized is:

ANY AND ALL LAWFUL BUSINESS

ARTICLE IV SHARES

The number of shares of stock is:

SHARES: 100

ARTICLE V INITIAL OFFICERS AND/OR DIRECTORS

List name(s), address(es) and specific title(s):

MARTIN ALVAREZ (P/D)
2520 CORAL WAY
#208
MIAMI, FL 33145

ARTICLE VI REGISTERED AGENT

The name and Florida street address (P.O. Box NOT acceptable) of the registered agent is:

MARTIN ALVAREZ
2520 CORAL WAY
#208
MIAMI, FL 33145

ARTICLE VII INCORPORATOR

The name and address of the Incorporator is:

MARTIN ALVAREZ
2520 CORAL WAY
#208
MIAMI, FL 33145

Having been named as registered agent to accept service of process for the above stated corporation at the place designated in this certificate, I am familiar with and accept the appointment as registered agent and agree to act in this capacity

Martin Alvarez

Signature/Registered Agent

4/18/05

Date

Martin Alvarez

Signature/Incorporator

4/18/05

Date