

APPL'N No./No DEM. 1 248 553

APPROVED/APPROUVÉE

FILING DATE/DATE DE PRODUCTION:

25 fév/Feb 2005

APPLICANT/REQUÉRANT:

Canada Lands Company CLC Limited/Société Immobilière
du Canada CLC Limitée
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AGENT: (236691-155166)

FRASER MILNER CASGRAIN LLP
99 BANK STREET
SUITE 1420
OTTAWA
ONTARIO K1P 1H4
ATTENTION: Peter C. Cooke

REP FOR SERVICE/REP POUR SIGNIFICATION:

(236691-155166)

FRASER MILNER CASGRAIN LLP
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TRADE-MARK/MARQUE DE COMMERCE:



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MARK DESCRIPTIVE REFERENCE/RÉFERENCE DESCRIPTIVE DE LA MARQUE:

TOWER drawing Design

INDEX HEADINGS/RUBRIQUES:

BUILDING-TOWER

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CLASSIFICATION OF FIGURATIVE ELEMENTS/CLASSIFICATION DES ÉLÉMENTS FIGURATIFS:

7.1.6 Towers or masts, derricks (except 7.1.16) Note: (a) Including transmitting masts. (b) Not including Eiffel Tower (7.5.2).

The trade-mark is three-dimensional, as provided by the applicant.

WARES/MARCHANDISES:

Souvenir items namely photograph albums, stamp albums, coin albums, aprons, ash trays, athletic bags, athletic shoes, athletic visors, pre-recorded audio cassettes, tote bags, hand bags, sports bags, backpacks, balloons, golf balls, bandannas, bathrobes, beach bags, beach balls, beach umbrellas, beer glasses, beer mugs, belts, belt buckles, berets, bibs, binoculars, blankets, board games, bonnets, book markers, books, boots, bottle openers, bowls, bracelets, briefcases, brochures, brooches, hair brushes, bumper stickers, ornamental novelty buttons, calendars, camera bags, camera cases, photographic cameras, candle holders, candles, candy dishes, caps and hats, car ornaments, playing cards, card games, card holders, cardboard auto shades, pre-recorded audio cassettes featuring musical recordings, pre-recorded compact disks containing musical recordings, pre-recorded video cassettes and DVDs featuring movies, chains, charms, clip boards, clips and bobby pins, coasters, coats, coffee table books, coins, coin banks, colouring books, combs, commemorative plates, cook books, coveralls, covers, cowboy hats, crayons, crests, cruet sets, cufflinks, cups, cushions, decals, desk pen sets, desk sets, diaries, dish towels, doll accessories, dolls, drawings, dresses, drinking glasses, duffle bags, earrings, elastic pony tails clips, emblems, embroidered crests, envelopes, erasers, felt pens, flash lights, flasks, gift glass snowballs, glass mugs, golf shirts, greeting cards, growth charts, hand and body lotions, handkerchiefs, hats, headbands, inflatable toys, jackets, jars, jerseys, jewelry, jig saw puzzles, jogging suits, key chains, key fobs, key holders, knapsack, labels, lapel pins, letter openers, lighters, liquor glasses, lockets, luggage tags, lunch boxes, magazines, magnets, match books, matches, mats, medallions, medals, metal ingots, miniature buildings, mittens, mobiles, money banks, money clips, mugs, murals, name plates, napkins, neck ties, necklaces, note pads, notebooks, novelty hats, oven mitts, pajamas, pants, paper weights, parkas, patches, pencil cases, pencils, pendants, penlights, pens, pennants, photographic slides, photographs, pictures, pillows, pillow cases, pitchers, cloth and plastic placemats, plaques, plates, playing cards, polo shirts, post cards, posters, pot holders, pottery, prints, puppets, purses, radios, rain suits, jewelry namely rings, rulers, sandals, saucers, scarves, scenic cards, school bags, scrap books, sculptures, serviettes, hair shampoo, shirts, shooter glasses, shopping bags, shorts, shot glasses, skirts, slippers, sneakers, hand, face and body soaps, socks, souvenir books and albums, souvenir spoons, souvenir guide books, spice mills, sport bags, statuettes, steins, stickers, straw hats, stuffed animals, sun visors, sunglasses and cases, sweatbands, sweaters, sweatshirts, swimsuits, swizzler sticks, t-shirts, table cloths, key tags, tags, tams, telescopes, thermometers, three-dimensional models, tie bars, tie pins, tokens, tooth pick holders, toques, tote bags, towels, trading cards, travel bags, tray tables, trays, tumblers, turtlenecks, umbrellas, underwear, video and audio equipment namely, videotape recorders, audio cassette recorders, video cameras, mixers and speakers, waist packs, wall hangings, wallets, watches, watch cases, water glasses, water bottles, wristbands, writing paper.

SERVICES:

The operation of a communications and observation tower featuring restaurants, taverns, lounges, cafés, bars, nightclubs, coffee bars, boutiques, retail stores and multi-station take-out food outlet services; operation of entertainment, attractions and exhibits, namely motion simulator rides, photograph displays, video displays, interactive displays, and a cinema; provision of information to the public as it relates to a communications and observation tower; provision of tourist

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information; provision of sightseeing tours to individuals and groups, the leasing and management of space for commercial or individual purposes.

CLAIMS/REVENDEICATIONS:

Used in CANADA since at least as early as January 2003 on wares and on services.

ASSOCIATED MARKS/MARQUES LIÉES:

TMA251,211 TMA251,212 TMA251,213 TMA252,950 TMA474,952 TMA474,953
1,248,545

Action	Date	BF	Comments/Commentaires
filed/produite	2005/02/25		
created/créé	2005/02/28		
formalized/formalisée	2005/02/28		
search recorded/recherche enregistrée	2005/06/28		
examiner's first report/premier rapport de l'examineur	2005/06/28	2005/10/28	
approved/approuvée	2006/03/31		
translation requested/traduction demandée	2006/04/04	2006/04/26	20060419135707
translation received/traduction reçue	2006/04/19		
approval removed/approbation enlevée	2006/04/27		
amendment to application/modification à la demande	2006/10/06		Owner Address Change / Voir Preuve au dossier/See evidence on File No. 396087
approved/approuvée	2006/10/17		