

12-01-1999

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11-19-99

Record
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101212055

Attorney Docket No.:
065258.0000

TO: The Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID # _____
- Correction of PTO Error
Reel # _____ Frame # _____
- Corrective Document
Reel # _____ Frame # _____

Conveyance Type

- Assignment
- Security Agreement
- Merger
- Change of Name
- Other _____

- License
- Nunc Pro Tunc Agreement

Effective Date
Month Day Year

Conveying Party

Mark if additional names of conveying parties

Name: Southwest Restaurant Management, Inc.

Execution Date

(Month Day Year)
08011999

- Individual(s) General Partnership Limited Partnership Corporation Association

Other: _____

Citizenship/State of Incorporation/Organization: Colorado

Receiving Party

Mark if additional names of receiving parties attached

Name: Southwest Restaurant Partners, L.L.L.P.

Address: 7555 E. Hampden Ave.
Suite 601
Denver, Colorado 80231

- Individual(s) General Partnership Limited Partnership
- Corporation Association
- Other: Limited Liability Limited Partnership

Citizenship/State of Incorporation/Organization: Colorado

If assignee is not domiciled in the United States, is the required domestic representative designation attached as a separate document? Yes

Trademark Interests Being Assigned:

B. Trademark Registration No.(s):

A. Trademark Application No.(s):

- 75611907
- 75681468
- 75681467
- 75681466
- 75681465
- 75681462
- 75681461
- 75681460

Correspondent Name and Address:

Charles W. Hanor
Akin, Gump, Strauss, Hauer & Feld, L.L.P.
300 Convent St., Ste 1500
San Antonio, Texas 78205
Telephone: 210-281-7011
Facsimile: 210-224-2035

Number of Properties Involved: 8

Fee Amount (37 CFR 3.41):

1 x \$40.00 + 7 x \$25.00 = \$215.00

Method of Payment: Enclosed Deposit Account
Deposit Account Number: #10477

Authorization to charge additional fees: Yes No

Statement and Signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Charles W. Hanor
Name of Person Signing

Signature

11/18/1999
Date signed

Total number of pages including cover sheet, attachments and document:

11-19-99
40.00
175.00
00000049,756,1907

TRADEMARK ASSIGNMENT

PRELIMINARY STATEMENT

A Bill of Sale and Assumption Agreement was entered into as of August 1, 1999, by and among Southwest Restaurant Management, Inc., a Colorado corporation, and Southwest Restaurant Partners, L.L.L.P. Southwest Restaurant Management, Inc., hereby affirms that it transferred all of its trademarks, service marks, and tradenames and associated goodwill to Southwest Restaurant Partners, L.L.L.P., pursuant to that Bill of Sale.

AFFIRMATION

WHEREAS, Southwest Restaurant Management, Inc., a corporation organized and existing under the laws of the State of Colorado, and having its principal place of business at 7555 E. Hampden Avenue, Suite 601, Denver, Colorado 80231, hereinafter referred to as Assignor, had adopted and used "HACIENDA COLORADO" as a service mark for restaurant services; and

WHEREAS, said Assignor had applied for a service mark registration with the U.S. Patent and Trademark Office for the mark

- HACIENDA COLORADO, Serial No. 75-611,907, and

intent-to-use applications for the service marks:

- HACIENDA NEW MEXICO, Serial No. 75-681,468
- HACIENDA ARIZONA, Serial No. 75-681,467
- HACIENDA TEXAS, Serial No. 75-681,466
- HACIENDA CALIFORNIA, Serial No. 75-681,465
- HACIENDA IDAHO, Serial No. 75-681,462
- HACIENDA NEVADA, Serial No. 75-681,461, and
- HACIENDA UTAH, Serial No. 75-681,460; and

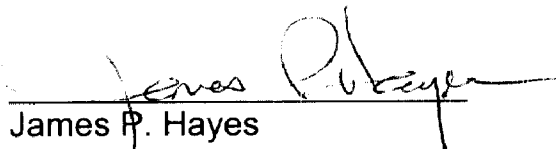
WHEREAS, Southwest Restaurant Partners, L.L.L.P., a limited liability limited partnership organized under the laws of the State of Colorado, hereinafter referred to as Assignee, whose address is 7555 E. Hampden Avenue, Suite 601, Denver, Colorado 80231, and whose general partner is the Assignor, has acquired and is desirous of affirming it has acquired the entire business of the Assignor to which said marks pertain, together with said service marks, and together with the goodwill of the business in connection with which said marks are used and symbolized by said marks, and any and all registrations and applications for registration of said marks;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that for good and valuable consideration, the receipt of which is hereby acknowledged, Assignor hereby acknowledges that it has sold, transferred, conveyed, and assigned

unto said Assignee the entire right, title, and interest in and to said marks; all registrations and applications of said marks, including those specifically herein before identified; the entire business of the Assignor to which the marks pertain; the right to recover for past infringement of said marks; and the goodwill of the business in connection with which said marks are used and which are symbolized by said marks.

Affirmed By,

SOUTHWEST RESTAURANT MANAGEMENT, INC.

By: 
Name: James P. Hayes
Title: President

STATE OF COLORADO
COUNTY OF DENVER

Before me, the undersigned authority, on this day personally appeared known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed, in the capacity therein stated and as the act and deed of said corporation.

Given under my hand and seal of office on this 17 day of November, 1999



