

FORM PTO-1618A  
Expires 06/30/99  
OMB 0651-0027

U.S. Department of Commerce  
Patent and Trademark Office  
**TRADEMARK**

11-30-1999

U.S. Patent & TMOFc/TM Mail Rcpt Dt. #40

12-09-1999

**RECORDATION FORM COV  
TRADEMARKS ONLY**



101217651

s).

TO: The Commissioner of Patents and Trademarks: Please record the

MRI 11.30.99

**Submission Type**

**Conveyance Type**

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

- Assignment  License
- Security Agreement  Nunc Pro Tunc Assignment
- Merger  Effective Date  
Month Day Year \_\_\_\_\_
- Change of Name
- Other \_\_\_\_\_

**Conveying Party**

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name S & A Restaurant Corp.

11011999

Formerly \_\_\_\_\_

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization Delaware Corporation

**Receiving Party**

Mark if additional names of receiving parties attached

Name Kelsey's International, Inc.

DBA/AKA/TA \_\_\_\_\_

Composed of \_\_\_\_\_

Address (line 1) 450 South Service Road West

Address (line 2) Oakville

Address (line 3) Ontario

CANADA

L6K 2H4

City

State/Country

Zip Code

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other \_\_\_\_\_
- Citizenship/State of Incorporation/Organization Province of Ontario

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

12/09/1999 TTON11 00000012 1887160

FOR OFFICE USE ONLY

01 FC:481  
02 FC:482

40.00 OP  
50.00 OP

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

**TRADEMARK**  
**REEL: 001996 FRAME: 0965**

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

#

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

**Trademark Application Number(s)**

**Registration Number(s)**

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="1,883,160"/>	<input type="text" value="1,884,371"/>	<input type="text" value="1,995,007"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

**Number of Properties**

Enter the total number of properties involved.

#

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

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.

Sondra D. Schol

Name of Person Signing

Signature

November 30, 1999 rsc

Date Signed

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Registration of )  
 )  
 Kelsey's International, Inc. )  
 )  
 Reg. Nos. 1,883,160 )  
 1,884,371 )  
 1,995,007 )  
 )  
 Trademarks: MONTANA STEAK COMPANY )  
 MONTANA STEAK COMPANY )  
 and Design )


**DESIGNATION OF REPRESENTATIVE**  
**UNDER 37 C.F.R. § 2.24**

Hon. Commissioner of Patents  
and Trademarks  
Box Assignments  
Washington, DC 20231

Sir:

The Registrant, Kelsey's International, Inc., hereby designates and appoints Sondra D. Schol. Alan S. Nemes, Ralph W. Kalish, Jr., Samuel Digirolamo, Rebecca J. Brandau, Caroline G. Chicoine, Sherry Gunn Hanlon, Jill L. Selsor, and Eric N. Kohli, members of the bar of the state of Missouri, of the firm of Blackwell Sanders Peper Martin, Suite 2400, 720 Olive Street St. Louis, Missouri 63101, as domestic representative for the referenced trademark registrations. All Designations of Representative heretofore granted in connection herewith are hereby revoked.

Date: Nov 19/99.

  
 \_\_\_\_\_  
 Signature  
 NILS KRANZ  
 \_\_\_\_\_  
 Name  
 Agent.  
 \_\_\_\_\_  
 Title

## ASSIGNMENT

WHEREAS, S & A Restaurant Corp., a corporation organized and existing under the laws of the State of Delaware (hereinafter "Assignor"), with its principal office and place of business at ~~12404 Park Drive, Dallas, Texas 75251~~, 6500 International Parkway, Plano, TX 75093, has adopted and used in its business, and is the owner of the entire right, title and interest in and to the following marks: MONTANA STEAK COMPANY and MONTANA STEAK COMPANY & Design, for which registrations have been granted by the U.S. Patent and Trademark Office under Registration Numbers 1,883,160, 1,884,371 and 1,995,007 (hereinafter "Marks"); and

WHEREAS, Assignor represents and warrants that it is the owner of the right, title and interest in the Marks, irrespective of whether they are used as a trademark, service mark and/or trade name; and

WHEREAS, Assignor represents and warrants that (a) it has no interest in or title to any other trade name, corporate name, fictitious name, trademark, service mark, trade dress or copyright containing the words MONTANA STEAK COMPANY or any other terms confusingly similar therewith, except for the Marks identified above; (b) it either (i) has not licensed any other entity or entities to use the Marks in conjunction with any goods and/or services, or (ii) has terminated such licenses prior to the date hereof; and, (c) it has no encumbrances or liens against said Marks and/or registration therefor. Assignor further represents and warrants to the best of its knowledge and belief that no other person or entity is using the Marks in connection with any business, product or service; and

WHEREAS, Kelsey's International, Inc., a corporation organized and existing under the laws of the Province of Ontario, Canada (hereinafter "Assignee"), with its principal office and place of business at 450 South Service Road West, Oakville, Ontario L6K 2H4, Canada, is desirous of acquiring all right, title and interest in and to said Marks, the registrations therefor and the good will of the business associated therewith; and

**TRADEMARK**

**REEL: 001996 FRAME: 0968**



Signed at OAKVINE, ARIZONA, this 4<sup>th</sup> day of November,  
1999

Kelsey's International, Inc.  
(Assignee)

HILS KEAVIS.

Name: HILS KEAVIS.

Title: PRESIDENT

Larry Steven Santolini.

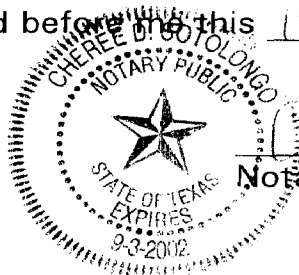
Larry Steven Santolini, a Commissioner, etc.,  
Regional Municipality of Halton, for  
Kelsey's Restaurant Inc., and its subsidiaries  
Expires February 24, 2000

STATE OF Texas )

COUNTY OF Collins )

On the 1<sup>st</sup> day of November 1999, before me, a Notary Public for the  
State of Texas, personally appeared Hils Keavis, to me known or  
proven to be the Vice President of S & A Restaurant Corp. and acknowledged  
that he/she signed and delivered the within instrument as his/her act and deed on  
behalf of said corporation for the uses and purposes therein stated.

Sworn to and subscribed before me this 1<sup>st</sup> day of November, 1999.



Cherie D. Santolini  
Notary Public