

01-03-2001

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



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

*MKB*  
*12/11/00*

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

#### Submission Type

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

#### Conveyance Type

- 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

Formerly

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

#### Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKATA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

Individual  General Partnership  Limited Partnership

Corporation  Association

Other

Citizenship/State of Incorporation/Organization

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)

FOR OFFICE USE ONLY

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 Practices. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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

12/29/2000 GT0N11 00000057 75341996

01 FC:481  
02 FC:482

40.00 DP  
150.00 DP

TRADEMARK  
REEL: 002205 FRAME: 0573

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name Lanning G. Bryer

Address (line 1) Ladas and Parry

Address (line 2) 26 West 61st Street

Address (line 3) New York, New York 10023

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number (212) 708-1870

Name Lanning G. Bryer

Address (line 1) Ladas and Parry

Address (line 2) 26 West 61st Street

Address (line 3) New York, New York 10023

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)**

<u>75/341996</u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></u>

**Registration Number(s)**

<u>1728389</u>	<u>1868777</u>	<u>1924241</u>
<u>2176451</u>	<u>2212233</u>	<u>2252600</u>
<u></u>	<u></u>	<u></u>

**Number of Properties**

Enter the total number of properties involved.

# 7

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$ 190.00

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:

# 12-0425

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.

Lanning G. Bryer  
Name of Person Signing

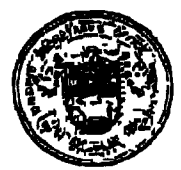
[Signature]  
Signature

12/8/00  
Date Signed

State of Delaware  
Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"TIA'S, LLC", A DELAWARE LIMITED LIABILITY COMPANY,  
WITH AND INTO "SPECIALTY RESTAURANT GROUP, LLC" UNDER THE NAME OF "SPECIALTY RESTAURANT GROUP, LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTIETH DAY OF NOVEMBER, A.D. 2000, AT 10:15 O'CLOCK A.M.



*Edward J. Freel*  
Edward J. Freel, Secretary of State

AUTHENTICATION: 0803088

DATE: 11-20-00

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001581672

STATE OF DELAWARE  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
FILED 10:15 AM 11/20/2000  
001561672 - 3229292

**CERTIFICATE OF MERGER**

**OF**

**TIA'S, LLC**  
**(a Delaware limited liability company)**

**WITH AND INTO**

**SPECIALTY RESTAURANT GROUP, LLC**  
**(a Delaware limited liability company)**

**SPECIALTY RESTAURANT GROUP, LLC., a Delaware limited liability company, for the purpose of merging with Tia's, LLC, a Delaware limited liability company, pursuant to Section 18-209 of the Delaware Limited Liability Company Act (the "Act"), hereby certifies that:**

1. The constituent limited liability companies participating in the merger herein certified are:
  - (i) Tia's, LLC, a Delaware limited liability company; and
  - (ii) Specialty Restaurant Group, LLC, a Delaware limited liability company.
2. An Agreement and Plan of Merger (the "Merger Agreement") has been approved, adopted, certified, executed and acknowledged by each of Tia's, LLC and Specialty Restaurant Group, LLC in accordance with the provisions of Section 18-209 of the Act.
3. The surviving company in the merger herein certified is Specialty Restaurant Group, LLC (the "Surviving Company").
4. The merger shall be effective upon filing.

- 5. The executed Merger Agreement between the aforesaid constituent corporations is on file at the principal place of business of the Surviving Company, the address of which is as follows:

150 West Church Avenue  
Maryville, TN 37801

- 6. A copy of the Merger Agreement will be furnished by the Surviving Company on request and without cost, to any member of either of the aforesaid constituent limited liability companies.

IN WITNESS WHEREOF, the undersigned has executed this Certificate of Merger as of this 20<sup>th</sup> day of November, 2000, by an authorized person of the Surviving Company.

SPECIALTY RESTAURANT GROUP, LLC

By: James H. CarMichael  
Name: James H. CarMichael  
Title: President

S C H E D U L E

TIA'S Stylized	No. 1728389 Dated: October 27, 1992
TIA'S	No. 1868777 Dated: October 20, 1994
THE FRESH STUFF	No. 1924241 Dated: October 3, 1995
THE REAL TASTE OF TEX-MEX	No. 2176451 Dated: July 28, 1998
TOR-TIA WRAPPERS	No. 2212233 Dated: December 22, 1998
LEAN-A COCINA	No. 2252600 Dated: June 15, 1999

MARGARI-TIA'S

Application No. 75/341996  
Filed: August 15, 1997

UNITED STATES OF AMERICA

POWER OF ATTORNEY

The undersigned hereby appoints, jointly and severally with full power of substitution:

STEPHEN A. GOLDSMITH

ALLAN S. PILSON

IAN JAY KAUFMAN

FREDERICK REICHWALD

ROBERT ALPERT

DANIEL F. ZENDEL

LANNING G. BRYER

JOSEPH J. VILLAPOL

GEORGIA N. GOUNARIS

members of the Bar of the State of New York, c/o Ladas & Parry, 26 West 61st Street, New York, New York 10023, United States of America, to record assignments, mergers, consolidations, changes of name and changes of address and to take all action with respect to the following Trademark Registration or Application for Trademark Registration:

TIA'S Stylized

No. 1728389

Dated: October 27, 1992

SPECIALTY RESTAURANT GROUP, LLC

[Corporate Seal]

By *James H. ...* [Title]

November 20, 2000  
[Date]