

10-24-2001



FRONT SHEET JULY

U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office

Tab settings

101884189

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

1. Name of conveying party(ies):

Big Wave, Inc. (formerly known as Islands Restaurants, Inc.)

10/17/01

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-State Delaware, Other

Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies)

Name: Islands Restaurants, L.P.

Internal Address: Suite 210

Street Address: 740 Lomas Santa Fe Drive

City: Solana Beach State: CA ZIP: 92075

- Individual(s) citizenship, Association, General Partnership, Limited Partnership Delaware, Corporation-State, Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No

(Designations must be a separate document from assignment)

Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

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

Execution Date: June 12, 1998

4. Application number(s) or patent number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2,028,576

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Edwin Komen

Internal Address: Cleary & Komen, LLP

Street Address: 600 Pennsylvania Avenue, S.E.

Suite 200

City: Washington State: DC ZIP: 20003

6. Total number of applications and registrations involved:

1

7. Total fee (37 CFR 3.41): \$ 40.00

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. 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.

Douglas E. Kollus Name of Person Signing

Signature

August 22, 2001 Date

Total number of pages including cover sheet, attachments, and document: 3

Mail documents to be recorded with required cover sheet information to: Commissioner of Patents & Trademarks, Box Assignments

TRADEMARK REEL: 002388 FRAME: 0302

ASSIGNMENT OF U.S. TRADEMARK

Islands Restaurants, Inc., a Delaware corporation, now known as Big Wave, Inc. ("Assignor"), with its principal office located at 115 S. Acacia Avenue, Solana Beach, California 92075, is the owner of the following trademark, which is presently registered in the United States Patent and Trademark Office (the "Trademark"):

<u>MARK</u>	<u>REG. NO.</u>	<u>REG. DATE</u>	<u>CLASS</u>
MANGORITA	2,028,576	January 7, 1997	33
			(Prior U.S. Cls: 47 and 49)

Islands Restaurants, L.P., a Delaware limited partnership ("Assignee"), with its principal office located at 740 Lomas Santa Fe Dr., Suite 210, Solana Beach, California 92075, desires to acquire all right, title, and interest in the Trademark, the goodwill symbolized by the Trademark, and the registration of the Trademark.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby sell, assign, transfer, and set over to Assignee, its successors, and assigns, all right, title, and interest in and to said Trademark, along with the registration thereof, together with goodwill of the business symbolized by the Trademark, the right to recover for past infringement of the Trademark and the reputation thereof.

Assignor warrants that it is the legal owner of all right, title, and interest in the Trademark, that the Trademark has not been otherwise previously licensed, pledged, assigned, or encumbered, and that this assignment does not infringe on the rights of any person.

Assignor agrees to cooperate with Assignee and to execute and deliver all papers, instruments, and assignments as may be necessary to vest all right, title, and interest in and to the Trademark, including, without limitation, recordation of the assignment in the United States Patent and Trademark Office.

dated: 6-12-98

Assignor
BIG WAVE, INC.
(formerly known as Islands Restaurants, Inc.)

By Richard D. Tipton
Richard D. Tipton, Vice President

dated: 6/12/98

Assignee
ISLANDS RESTAURANTS, L.P.
by its General Partner, Seneca Partners, Inc.
a Delaware corporation

By Michel M. Bream
Michel M. Bream, Assistant Secretary

STATE OF CALIFORNIA)
) ss.
COUNTY OF SAN DIEGO)

On June 12, 1998, before me, the undersigned a Notary Public in and for said State, personally appeared RICHARD D. TIPTON, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument, the person, or the entity upon behalf of which the person acted, executed the instrument.



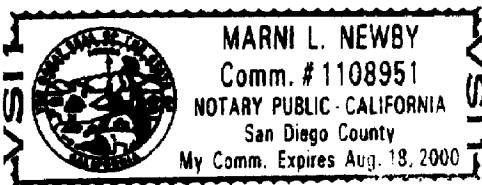
WITNESS my hand and official seal

Marni L. Newby

Notary Public in and for said State

STATE OF CALIFORNIA)
) ss.
COUNTY OF SAN DIEGO)

On June 12, 1998, before me, the undersigned a Notary Public in and for said State, personally appeared MICHEL M. BREAM, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument, the person, or the entity upon behalf of which the person acted, executed the instrument.



WITNESS my hand and official seal

Marni L. Newby

Notary Public in and for said State