

03-18-2002



WENMM-1594 (05/01)

Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002)

RECO

U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

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

1. Name of conveying party(ies):

Criteria Corp.

2.28.02

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

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

3. Nature of conveyance:

- Assignment, Merger, Security Agreement, Change of Name, Other Resubmission - Doc. ID#101915814

Execution Date: November 26, 2001

2. Name and address of receiving party(ies)

Name: Charlie & Barney's, Inc.

Internal Address:

Street Address: 200 South Meridian Street

City: Indianapolis State: Indiana Zip: 46625

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation- Indiana, 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

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,235,916

1,101,049

Additional number(s) attached Yes No

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

Name: Woodard, Emhardt et al.

Internal Address: Harold R. Woodard

Street Address: 111 Monument Circle, Suite 3700

City: Indianapolis State: Indiana Zip: 46204

6. Total number of applications and registrations involved:

2

7. Total fee (37 CFR 3.41) \$ 65.00

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number:

23-0303

(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.

Harold R. Woodard

[Signature]

February 14, 2002

Name of Person Signing

Signature

Date

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

4

Mail documents to be recorded with required cover sheet information to: Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

TRADEMARK REEL: 002462 FRAME: 0326



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12-10-2001

U.S. Patent & TMO/c/TM Mail Rpt Dt. #34

Form PTO-1594
(Rev. 03/01)
OMB No. 0651-0027 (exp. 5/31/2002)

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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1. Name of conveying party(ies):

Criteria Corp.

12-10-01

- Individual(s)
- General Partnership
- Corporation- Indiana
- Other _____
- Association
- Limited Partnership

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

3. Nature of conveyance:

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

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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.

Harold R. Woodard

Harold R. Woodard

December 7, 2001

Name of Person Signing

Signature

Date

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

12/13/2001 LMUELLER 00000106 1235916

Mail documents to be recorded with required cover sheet information to:
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Washington, D.C. 20231

01 FC:481
02 FC:482

40.00 DP
25.00 DP

TRADEMARK
REEL: 002462 FRAME: 0327

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ASSIGNMENT

WHEREAS, Criteria Corp., an Indiana corporation located at 200 South Meridian Street, Indianapolis, Indiana 46625 was on or about October 24, 2001, the owner of record of Trademark Registration Nos. 1,235,916 and 1,101,049 for CHARLIE & BARNEY'S CHILI PARLOR and CHARLIE & BARNEY'S as shown by the Patent and Trademark Office records, and

WHEREAS, said trademarks, the Certificates of Registration thereof, together with the goodwill of the business symbolized by said marks were duly sold, assigned and transferred on or about October 24, 2001 to Charlie & Barney's, Inc., an Indiana corporation, located at 200 South Meridian Street, Indianapolis, Indiana 46625, and

WHEREAS, it is desired to confirm the aforesaid sale, assignment and transfer of said marks, Certificates of Registration and the goodwill of the business symbolized by the marks, and to make the same a matter of record in the United States Patent and Trademark Office:

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN

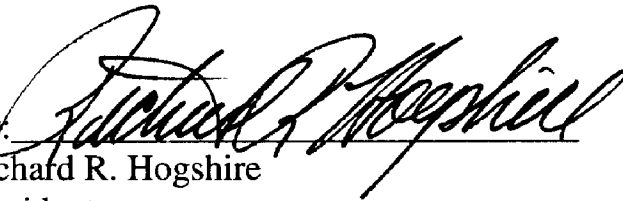
Be it known that for and in consideration of the sum of One and No/100 Dollars (\$1.00) and other good and valuable consideration said Criteria Corp., hereby acknowledges as of October 24, 2001, the aforesaid sale, assignment and transfer, and by these presents does sell, assign and transfer unto Charlie & Barney's, Inc. the entire right, title and interest in and to the trademarks CHARLIE & BARNEY'S CHILI PARLOR and CHARLIE & BARNEY'S their Certificates of Registration Nos. 1,235,916 and 1,101,049 together with the goodwill of the business symbolized by said marks, together with all rights of action, in law or in equity, for any past or future infringement thereof.

Said trademarks and their registrations are to be held and enjoyed by Charlie & Barney's, Inc. for its own use and benefit and for its successors and assigns to the full end of the present or extended term for which said Certificates of Registration have been granted, as fully and entirely as the same would have been held by Criteria Corp. if this assignment and sale had not been made.

This assignment shall be, and it is hereby made, effective as of October 24, 2001.

IN WITNESS WHEREOF Criteria Corp., has caused these presents to be signed and executed by Richard R. Hogshire, its President, as of October 24, 2001.

CRITERIA CORP.

By: 
 Richard R. Hogshire
 President

STATE OF INDIANA)
) SS:
 COUNTY OF MARION)

Subscribed and sworn to before me, a Notary Public in and for said county and state, on this 26th day of November, 2001.


 Notary Public

My Commission Expires:

2/9/07

My County of Residence is:

MARION