

03-25-2002

Form PTO-1594
(Rev. 03/01)
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102029107

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

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

1. Name of conveying party(ies):

HAPPY JOE'S PIZZA AND ICE CREAM PARLOR, INC.

3.6.02

- Individual(s)
- General Partnership
- Corporation-State **IOWA**
- 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

Execution Date: _____

2. Name and address of receiving party(ies)

Name: **HAPPY JOE'S FRANCHISING, INC.**

Internal Address: _____
Address: _____

Street Address: **2705 HAPPY JOE DRIVE**

City: **BETTENDORF** State: **IOWA** Zip: **52722**

- Individual(s) citizenship _____
- Association _____
- General Partnership _____
- Limited Partnership _____
- Corporation-State **IOWA**
- 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)

76/295,134

B. Trademark Registration No.(s)

2,536,239

Additional number(s) attached Yes No

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

Name: **JOHN E. CEPICAN**

Internal Address: **HENDERSON & STURM LLP**

TDIAZ1 00000006 76295134

40.00 CH
25.00 CH

Street Address: **101 WEST SECOND STREET**

SUITE 204

City: **DAVENPORT** State: **IOWA** Zip: **52801**

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:

08-1650

(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.

JOHN E. CEPICAN

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: 002467 FRAME: 0576

03/25/2002
01 FC:481
02 FC:482

ASSIGNMENT

WHEREAS, Happy Joe's Pizza and Ice Cream Parlor, Inc., a corporation of Iowa, having a place of business at 2705 Happy Joe Drive, Bettendorf, Iowa 52722, is the sole owner of the trademarks and trademark registrations and pending applications for registration therefor listed on Attachment "A" and all business goodwill associated therewith; and

WHEREAS, Happy Joe's Franchising, Inc., a corporation of Iowa, having a place of business at 2705 Happy Joe Drive, Bettendorf, Iowa 52722, desires to acquire all rights, title and interest in and to said trademarks and business goodwill;

NOW THEREFORE, THIS ASSIGNMENT WITNESSETH: that for and in consideration of One dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, Happy Joe's Pizza and Ice Cream Parlor, Inc. does hereby sell, assign and set over unto Happy Joe's Franchising, Inc., the entire right, title and interest in and to the trademarks and trademark registrations and pending applications for registration therefor listed on Attachment "A", and the business goodwill associated therewith, together with any choses in action relating to said trademarks, claims for damages, profits and costs, both in equity and law, for any infringement or infringements of said trademarks accruing on or before the date of this instrument, the same to be held

and enjoyed by Happy Joe's Franchising, Inc. for its own use and benefit and for the use and benefit of its successors, assigns and legal representatives.

IN TESTIMONY WHEREOF, Happy Joe's Pizza and Ice Cream Parlor, Inc., hereunto sets its hand this 5 day of MARCH, 2002.

HAPPY JOE'S PIZZA AND ICE CREAM PARLOR, INC.

By *Larry J. Whitty*
Larry J. Whitty
President

STATE OF IOWA)
)
COUNTY OF SCOTT) ss.

On this 5 day of March, 2002, before me personally appeared Larry J. Whitty, to me personally known, who being by me duly sworn did say that he is president of Happy Joe's Pizza and Ice Cream Parlor, Inc.; that the seal affixed to said instrument is the seal of said corporation; and that said instrument was signed and sealed on behalf of said corporation by authority of its board of directors; and he acknowledged the execution of said instrument to be the voluntary act and deed of said corporation by it voluntarily executed.

Sarah Carroll
Notary Public

My Commission expires on June 2004.



ATTACHMENT "A"

MARK	U.S. REG. NO.	REG. DATE
FIESTIX	2,536,239	02-05-2002

MARK	U.S. APPLICATION	FILED
LASGHETTI	76/295,134	08-03-2001