

06-28-2002



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RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

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

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

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

1. Name of conveying party(ies):

Cafe Express Holdings, LLC

06/27/02

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☐ Corporation-State
☒ Other limited liability company-TX

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

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

Execution Date: 02/28/2002

2. Name and address of receiving party(ies)

Name: Cafe Express, LLC

Internal

Address:

Street Address: 5858 Westheimer Road, Ste 110

City: Houston State: TX Zip: 77057

- ☐ Individual(s) citizenship
☐ Association
☐ General Partnership
☐ Limited Partnership
☐ Corporation-State
☒ Other limited liability company-TX

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) 1,280,225

Additional number(s) attached ☐ Yes ☒ No

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

Name: Elizabeth F. York

Internal Address: Shannon, Martin, Finkelstein & Sayre, P.C.

Street Address: 2400 Two Houston Center
909 Fannin Street

City: Houston State: TX Zip: 77010

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:

DO NOT USE THIS SPACE

9. Signature.

Elizabeth F. York

Name of Person Signing

Elizabeth F. York
Signature

June 20 2002
Date

3

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

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

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TRADEMARK
REEL: 002534 FRAME: 0258

ASSIGNMENT OF TRADEMARKS

WHEREAS, **CAFE EXPRESS HOLDINGS, LLC**, a Texas limited liability company, having a place of business at 5858 Westheimer Road, Suite 110, Houston, Texas ("**Cafe Express Holdings**"), has used and is using in its business the trademarks shown on Schedule A attached hereto, and such trademarks are the subject of the corresponding applications and/or registrations in the U.S. Patent and Trademark Office and the State of Texas;

WHEREAS, **CAFÉ EXPRESS, LLC**, a Delaware limited liability company, having a place of business at 5858 Westheimer Road, Suite 110, Houston, Texas ("**CELLC**"), pursuant to the terms of the Contribution Agreement dated February 11, 2002, entered into by and among Wendy's International, Inc., Express Foods Group LLC ("**EFG**"), Cafe Express Holdings, and certain other subsidiaries of EFG, desires to acquire all right, title, and interest in the trademarks together with the goodwill of the business symbolized by the trademarks and the registrations and applications therefor;

WHEREAS, it is desired that the assignment of the marks be made of record in the U.S. Patent and Trademark Office, and other appropriate Patent and Trademark Offices in the State of Texas;

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, and intending to be legally bound hereby, Cafe Express Holdings hereby assigns to CELLC all right, title, and interest in and to the trademarks and registrations therefor, together with the goodwill of the business symbolized by the trademarks.

IN WITNESS WHEREOF, the parties hereto have caused this Assignment of Trademarks to be executed and delivered on February 28, 2002.

CAFE EXPRESS HOLDINGS, LLC

By: 

Robert Del Grande, President

CAFÉ EXPRESS, LLC

By: 

Lonnie Schiller, Chief Executive Officer

SCHEDULE A

Trademark

Registration/Application No.

CAFÉ EXPRESS

1,280,225 (U.S. Patent and Trademark Office)

CAFÉ EXPRESS GREAT
FOOD FAST

5544117 (Texas Secretary of State)