

10-08-2002



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

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102244389

PARTMENT OF COMMERCE  
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):

TMIL Corporation

10-3-02

- Individual(s)
- General Partnership
- Corporation-State
- 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: Tuesday Morning Partners, Ltd.

Internal Address:

Street Address: 14621 Inwood Road

City: Addison State: TX Zip: 75001

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership Texas
- 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

OFFICE OF PATENT AND TRADEMARKS  
FINANCE SECTION  
09/03/02 2:35 PM

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s) 1,211,932

1,211,931

Additional number(s) attached  Yes  No

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

Name: Fulbright & Jaworski L.L.P.

Internal Address: David H. Tannenbaum

Street Address: 2200 Ross Avenue  
Suite 2800

City: Dallas State: TX Zip: 75201

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:

DO NOT USE THIS SPACE

9. Signature.

Linda M. Merritt  
Name of Person Signing

*Linda M. Merritt*  
Signature  
9/27/02  
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

10/07/2002 DBYRNE 00000044 1211932

01 FC:481  
02 FC:482

TRADEMARK  
REEL: 002594 FRAME: 0056

In the Office of the  
Secretary of State of Texas  
DEC 30 1998

**ARTICLES OF MERGER OF  
DOMESTIC LIMITED PARTNERSHIP AND FOREIGN CORPORATION**

Pursuant to Article 6132a-1, Section 2.11(d)(2) of the Texas Revised Limited Partnership Act, the undersigned entities hereby adopt the following Articles of Merger for the purpose of merging them into one of such entities:

1. The names of the undersigned entities, the type of entity and the states under the laws of which they are respectively organized or incorporated are as follows:

<u>Name of Entity</u>	<u>Type of Entity</u>	<u>State of Organization</u>
TMIL Corporation	Business corporation	Delaware
Tuesday Morning Partners, Ltd.	Limited partnership	Texas

2. The laws of the States of Delaware and Texas permit such merger.

3. The Agreement and Plan of Merger (the "Plan") was duly authorized by all action required by each of the undersigned entities under which each of the entities was formed or organized and by each of their constituent documents. Pursuant to the Plan, TMIL Corporation will be merged (the "Merger") with and into Tuesday Morning Partners, Ltd. The plan of merger has been approved by all parties involved in the merger.

4. The name of the surviving entity is Tuesday Morning Partners, Ltd., a Texas limited partnership, and it shall be governed by the laws of the State of Texas. The Certificate of Limited Partnership of Tuesday Morning Partners, Ltd. will not be amended or changed as a result of the Merger.

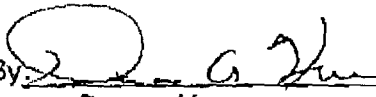
5. A copy of the executed Plan is on file at the principal place of business of the surviving entity at 14621 Inwood Road, Addison, Texas 75001. A copy of the Plan will be furnished, upon written request and without costs, to any creditor or obligee of the parties to the Merger at the time of the Merger if the obligation is then outstanding.

6. Partners has complied with the provisions of its partnership agreement regarding the furnishing its partners with copies or summaries of the Plan.

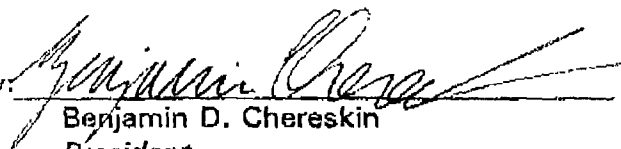
(Signature Page to Follow)

IN WITNESS WHEREOF, each of the undersigned entities has caused this instrument to be executed by and on its behalf and in its corporate name as of December 14, 1998.

TUESDAY MORNING PARTNERS, LTD.  
By: Days of the Week, Inc., its general partner

By:   
Duane Huesers  
President

TMIL CORPORATION

By:   
Benjamin D. Chereskin  
President

138103.1/sah

Corporations Section  
P.O. Box 13697  
Austin, Texas 78711-3697



Alberto R. Gonzales  
Secretary of State

## Office of the Secretary of State

ENTITY:

TUESDAY MORNING PARTNERS, LTD.

FILE NUMBER:

114424-10

DOCUMENT FILED:

CERTIFICATE OF MERGER

FILED: DECEMBER 30, 1998

EFFECTIVE: DECEMBER 30, 1998

This letter will acknowledge the receipt and filing of the above referenced document. The relevant statutory provision does not provide for a certificate of filing for this type of document and, therefore, this letter may be used as evidence of filing.

Corporations Section  
Statutory Filings Division  
512-463-5581

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