

02-21-2003

Form PTO-1594 (Rev. 03/01) **RE 2-21-03**
OMB No. 0651-0027 (exp. 5/31/2002)



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

Tab Settings

Resubmit

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

1. Name of conveying party(ies):
Fleet National Bank (formerly BankBoston N.A.), a
National Banking Association

- 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 Release of Security Interest
- Merger
- Change of Name

Execution Date: September 18, 2002

2. Name and address of receiving party(ies)
Diedrich Coffee, Inc. (see attached
Schedule of Additional Receiving
Parties)

Internal Address: _____

Street Address: 2144 Michelson Drive

City: Irvine State: CA Zip: 92612

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State Delaware
- 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):
See Exhibit A attached to the Release of Security Interest

A. Trademark Application No.(s)

B. Trademark Registration No.(s)
See Exhibit A attached to the Release of Security Interest

Additional number(s) attached Yes No

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

Name Robert J. Bujarski, Esq.

Internal Address: _____

Street Address: Gibson, Dunn & Crutcher LLP

4 Park Plaza, 17th Floor

City: Irvine State: CA Zip: 92614

6. Total number of applications and registrations involved 54

7. Total fee (37 CFR 3.41) \$1,365.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

501408

DO NOT USE THIS SPACE

9. Signature.

Robert J. Bujarski
Name of Person Signing

Robert J. Bujarski
Signature

February 21, 2003
Date

Total number of pages including cover sheet, attachments, and documents: 6

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

SCHEDULE OF ADDITIONAL RECEIVING PARTIES
(Attachment to Recordation Cover Sheet for Release of Security Interest)

1. Coffee People Worldwide, Inc., a Delaware corporation, 2144 Michelson Drive, Irvine, California 92612
2. Coffee People, Inc., an Oregon corporation, 2144 Michelson Drive, Irvine, California 92612
3. Edglo Enterprises, Inc., an Illinois corporation, 2144 Michelson Drive, Irvine, California 92612
4. Gloria Jean's Gourmet Coffees Corp., an Illinois corporation, 2144 Michelson Drive, Irvine, California 92612
5. Gloria Jean's Gourmet Coffees Franchising Corp., an Illinois corporation, 2144 Michelson Drive, Irvine, California 92612
6. Gloria Jean's, Inc., a Delaware corporation, 2144 Michelson Drive, Irvine, California 92612

09-25-02 15:19 From-Riemer & Braunstein LLP

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T-775 P.005/007 F-060

EXHIBIT A
TO RELEASE OF SECURITY INTEREST
(TRADEMARKS)
DIEDRICH COFFEE

FEDERAL

Trademark Name	Class(es)	Status	Application Number	Filing Date	Reg. Number	Reg. Date	Renewal Date
DIEDRICH COFFEE	16, 20	REGISTERED	74/421,043	8/4/93	1,925,384	10/10/95	10/10/05
FLOR DE APANAS and Design	30	REGISTERED	74/421,042	8/4/93	1,840,738	6/21/94	6/21/04
WIENER MELANGE BLEND	30	REGISTERED	74/526,882	5/13/94	1,894,232	5/16/95	5/16/05
HARVEST PEAK	30	REGISTERED	74/680,051	5/25/95	2,192,477	9/29/98	9/29/08
JAVA TO THE PEOPLE	42	REGISTERED	75/679,080	4/12/99	2,486,635	9/11/01	9/11/11
SCOOP-A-CCINO	30	REGISTERED	75/339,858	8/12/97	2,230,175	3/9/99	3/9/09
WHERE FRIENDS GATHER	30, 42	REGISTERED	75/358,951	9/18/97	2,248,287	5/25/99	5/25/09
DIEDRICH COFFEE EXPRESS	30 & 42	PENDING	75/358,949	9/18/97			
CUPID'S CUP	30	REGISTERED	75/679,673	4/12/99	2,364,255	7/4/00	7/4/10
DIEDRICH COFFEE and Design	30, 42	REGISTERED	75/679,620	4/12/99	2,372,451	8/1/00	8/1/10
MORNING EDITION BLEND	30	REGISTERED	75/679,096	4/12/99	2,364,250	7/4/00	7/4/10
NEPENTHE BLEND	30	REGISTERED	75/679,097	4/12/99	2,364,251	7/4/00	7/4/10
BANTU	30	REGISTERED	75/679,078	4/12/99	2,429,261	2/20/01	2/20/11
PAPUA NEW GUINEA	30	REGISTERED	75/679,093	4/12/99	2,535,004	1/29/02	1/29/12
EL DORADO	30	ABANDONED	75/651,603	3/2/99			

09-25-02 15:18 From: Riemer & Braunstein LLP

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T-775 P.007/007 F-060

EXHIBIT A
TO RELEASE OF SECURITY INTEREST
(TRADEMARKS) (CONT.)
COFFEE PEOPLE

FEDERAL

Trademark Name	Registration Number	Registration Date
COFFEE PEOPLE	1,793,115	09/14/93
COFFEE PEOPLE	1,883,745	03/14/95
COFFEE PEOPLE AERO MOKA and Design	2,105,089	10/14/97
COFFEE PEOPLE AERO MOKA and Design	2,046,259	03/18/97
COFFEEGRAM	2,052,685	04/15/97
MOTOR MOKA	1,796,594	10/05/93
MOTORIST'S ESPRESSO BAR	1,820,886	02/08/94
BEST COFFEE IN PORTLAND	1,820,880	02/08/94
BLACK TIGER	1,640,694	04/09/91
BLACK TIGER and Design	1,809,442	12/07/93
CHANGE THE WORLD ONE CUP AT A TIME	2,121,622	12/16/97
CUP DESIGN	1,813,936	12/28/93
CUP DESIGN	1,808,232	11/30/93
FACES DESIGN	1,938,160	11/28/95
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GOOD COFFEE-NO BACK TALK	1,796,472	10/05/93
JAVA NOIR	1,843,093	07/05/94
VELVET NIGHT	2,260,319	07/13/99
COFFEE PLANTATION and Design	1,782,839	07/20/93

STATE

Trademark Name	Registration Number	Registration Date
SLAMMER (Oregon)	T27085	05/06/93
MOTOR MOKA (Oregon)	S27086	05/06/93
SLAMMAHAMMA (Oregon)	T27088	05/07/93
COFFEE PEOPLE "GOOD COFFEE NO BACK TALK" (Oregon)	TS30794	07/29/96
COFFEE PEOPLE (Oregon)	TS30795	07/29/96
VELVET NIGHT (Oregon)	T31700	07/11/97

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08-25-02 15:18 From-Riemer & Braunstein LLP

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T-775 P.006/007 F-060

**EXHIBIT A
TO RELEASE OF SECURITY INTEREST
(TRADEMARKS) (CONT.)
GLORIA JEAN'S**

FEDERAL

Trademark Name	Registration/Serial Number	Registration Date
GLORIA JEAN'S	1,703,976	07/28/92
GLORIA JEAN'S	1,362,248	09/24/85
GLORIA JEAN'S and Design	1,576,977	01/09/90
GLORIA JEAN'S and Design	1,577,971	01/16/90
GLORIA JEAN'S COFFEE BEAN	1,366,020	10/15/85
GLORIA JEAN'S COFFEE BEAN and Design	1,577,970	01/16/90
GLORIA JEAN'S COFFEE BEAN and Design	1,578,273	01/16/90
GLORIA JEAN'S COFFEES and Design	2,208,443	12/08/98
GLORIA JEAN'S GOURMET COFFEES	1,912,998	08/22/95
GLORIA JEAN'S COFFEES and Design	2,480,331	08/21/01
GLORIA JEAN'S GOURMET COFFEES and Design	1,962,645	03/19/96
GREAT BEANS, GREAT COFFEE	1,825,337	03/08/94
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AMERICA'S LARGEST PURVEYOR OF FINE COFFEES	1,838,153	05/31/94
IF YOU DON'T KNOW GLORIA JEAN'S, YOU DON'T KNOW BEANS	1,675,466	02/11/92
CARAMELATTE	75/386,172	Abandoned
DESIGN ONLY	1,896,366	Cancelled
CAROLYN JEAN'S	1,931,885	Cancelled
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EIGHT DAYS A WEEK	1,616,940	Cancelled

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GLORIA JEAN'S COFFEE BEAN (Illinois)	55522	10/05/84
GLORIA JEAN'S COFFEE BEAN (Wisconsin)	N/A	04/03/85
GLORIA JEAN'S COFFEE BEAN (Wisconsin)	N/A	04/03/85

10-24-2002

OFFICE OF FINANCE RECEIVED



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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)

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1. Name of conveying party(ies): Fleet National Bank (formerly BankBoston N.A.)

MRD 9-25-02

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

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

- Nature of conveyance: Assignment Merger Security Agreement Change of Name Other Release of Security Interest

Execution Date: September 25, 2002

2. Name and address of receiving party(ies) Diedrich Coffee, Inc. (see attached Schedule of Additional Receiving Parties)

Name: Internal Address: Street Address: 2144 Michelson Drive City: Irvine State: CA Zip: 92612

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

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B. Trademark Registration No(s) See Exhibit A attached to the Release of Security Interest

Additional number(s) attached Yes No

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Name Robert J. Bujarski, Esq.

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6. Total number of applications and registrations involved 54

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8. Deposit account number: 501408

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9. Signature.

10/23/2002 J7ALL042 00000012 501408 74421043

01 FC:0521 40.00 CH 02 FC:0522 135.00 CH Bujarski Name of Person Signing

Signature Robert J. Bujarski

September 25, 2002 Date

Total number of pages including cover sheet, attachments, and documents: 6

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09-26-02 15:19 From-Riemer & Braunstein LLP

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T-775 P.005/007 F-060

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09-25-02 15:10 From-Riemer & Braunstein LLP

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GLORIA JEAN'S COFFEE BEAN and Design	1,577,970	01/16/90
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MOCHA TRUFFLE	2,489,493	09/11/01
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DESIGN ONLY	1,896,366	Cancelled
CAROLYN JEAN'S	1,931,885	Cancelled
DESIGN ONLY	1,659,049	Cancelled
EIGHT DAYS A WEEK	1,616,940	Cancelled

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GLORIA JEAN'S COFFEE BEAN (Illinois)	55522	10/05/84
GLORIA JEAN'S COFFEE BEAN (Wisconsin)	N/A	04/03/85
GLORIA JEAN'S COFFEE BEAN (Wisconsin)	N/A	04/03/85

09-25-02 15:18 From: Riemer & Braunstein LLP

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T-775 P.002/007 F-060

RELEASE OF SECURITY INTEREST

THIS RELEASE OF SECURITY INTEREST (this "Release") is made and entered into as of September 18, 2002, by and among Diedrich Coffee, Inc., a Delaware Corporation, and its following subsidiaries: Coffee People Worldwide, Inc., Coffee People, Inc., Edglo Enterprises, Inc., Gloria Jean's Gourmet Coffees Corp., Gloria Jean's Gourmet Coffees Franchising Corp. and Gloria Jean's, Inc. (collectively, the "Borrowers"), and Fleet National Bank (formerly known as BankBoston N.A.), a National Banking Association (the "Secured Party"), with such foregoing entities also referred to hereafter individually as a "Party" or collectively as the "Parties."

RECITALS

WHEREAS, the Borrowers and the Secured Party are parties to a certain Trademark Security Agreement made and entered into as of July 7, 1999 (the "Security Agreement") which was duly recorded on July 22, 1999 at Reel/Frame 1926/0852 in the United States Patent and Trademark Office. The Security Agreement provides for the Borrower's grant of a security interest in the trademarks attached hereto as Exhibit A (the "Trademarks") to the Secured Party as security for certain Obligations (defined in the related certain Credit Agreement made and entered into as of July 7, 1999, the "Credit Agreement") under the Credit Agreement;

WHEREAS, the Secured Party wishes to release the Security Agreement and to terminate any and all liens and encumbrances with respect to the Trademarks.

RELEASE

NOW, THEREFORE, the Secured Party does hereby terminate and release unto the Borrowers any and all liens, security interests and encumbrances that it may have in, and all claims or causes of action that it may have by or of the Trademarks, whether in law or equity, related to or in connection with the Credit Agreement and Security Agreement.

[Signature Page Follows]

