

04-23-2003

FORM PTO-1594

OFFICE OF PUBLIC RECORDS



U.S. Department of Commerce

(Rev. 6-93)

TRA

Patent and Trademark Office

OMB No. 0651-0011 (exp. 4/94) 2003 APR -4 AM 11:17

102427609

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

1. Name of conveying party:

Lorene A. Brenner and Julia Brenner Bintliff 4-4-03

X Individual(s) Association
General Partnership Limited Partnership
Corporation-State (Texas)
Other
Additional name(s) of conveying party(ies) attached? Yes X No

3. Nature of conveyance:

X Assignment Merger
Security Agreement Change of Name
Other

Execution Date: September 27, 2002

Effective Date: October 1, 2002

2. Name and address of receiving party:

Name: Willie G's Post Oak, Inc.

Internal Address:

Street Address: 1510 West Loop South

City: Houston State: TX Zip: 77027

individual(s) citizenship
Association
General Partnership
Limited Partnership
X Corporation-State Texas
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 X No

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

A. Trademark Application No.(s):

B. Trademark Registration No.(s): 1,677,971

Additional numbers attached? Yes X No

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

Name: William D. Raman

Internal Address: Thompson & Knight L.L.P.

Street Address: 1200 San Jacinto Center, 98 San Jacinto Blvd.

City: Austin State: Texas Zip: 78701-4081

6. Total number of applications and registrations involved: 1

7. Total fee (37 C.F.R. 3.41) \$ 40.00
\$40 for 1st...\$25 each additional

X Enclosed
Authorized to be charged to deposit account if check insufficient or inadvertently omitted

8. Deposit account number: 20-0821/010643.146010
(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.

Jane A. O'Connell

Name of Person Signing

Signature

4/2/03

Date

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

Mail documents to be recorded with required cover sheet information to:

BOX ASSIGNMENT

Commissioner of Patents and Trademarks
Washington, D.C. 20231

04/22/2003 ECDOOPER 00000176 1677971

01 FC:8521

40.00 OP

CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Box Assignment, Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the date below:

4/2/03

Date

Signature
Jane A. O'Connell

010643 146010 AUSTIN 193912.1

TRADEMARK
REEL: 002716 FRAME: 0430

TRADE/SERVICE MARK ASSIGNMENT

WHEREAS Lorene A. Brenner and Julia Brenner Bintliff (ASSIGNOR) jointly own and have used themselves or through a related entity in connection with restaurant services the mark BRENNER'S which is the subject of Registration Number 1677971 in the United States Patent and Trademark Office (Mark) and related word and design marks; and

WHEREAS, by Purchase and Sale Contract executed of even date herewith, Assignor sold all of its assets used in connection with the above identified Mark to Willie G's Post Oak, Inc., a Texas corporation (ASSIGNEE) and, pursuant to the Purchase and Sale Contract, agreed to formally assign all of their right, title and interest in the Mark and all related marks to ASSIGNEE;

THEREFORE, BE IT KNOWN that for and in consideration of the sum of One Dollar (\$1.00) to it in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged ASSIGNOR hereby assigns to ASSIGNEE, its successors or assigns, ASSIGNOR'S entire right, title and interest in and to the Mark and all related marks and any registrations therefor, including any renewals that may be granted thereon, together with the goodwill of the business connected therewith and any right to recover damages for past infringement thereof.

Executed this 27th day of September, 2002, to be effective as of October 1st, 2002.

Lorene A. Brenner
Lorene A. Brenner, mark owner

and

Julia Brenner Bintliff
Julia Brenner Bintliff, mark owner

STATE OF TEXAS

§

COUNTY OF HARRIS

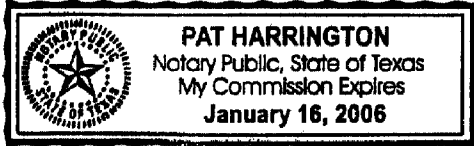
§

BEFORE ME, the undersigned authority, on this day personally appeared Lorene A. Brenner and Julia Brenner Bintliff, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me under oath that they executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND and seal of office, this 27th day of Sept, 2002.

Pat Harrington

Notary Public in and for the State of Texas



THOMPSON & KNIGHT

LLP

ATTORNEYS AND COUNSELORS

1200 SAN JACINTO CENTER
98 SAN JACINTO BOULEVARD
AUSTIN, TEXAS 78701-4081
(512) 469-6100
FAX (512) 469-6180
www.tklaw.com

AUSTIN
DALLAS
FORT WORTH
HOUSTON
MONTERREY, MEXICO

DIRECT DIAL:

(512) 469-6126

Email: Jane.O'Connell@tklaw.com

April 2, 2003

CERTIFICATE OF MAILING
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Box Assignment, Commissioner of Patents and Trademarks, Washington, D.C. 20231, on the date below:

4/2/03

Date

Signature

BOX ASSIGNMENT

Commissioner of Patents and Trademarks
Washington, D.C. 20231

RE: *Change of Name in Ownership of U.S. Registration No. 1,677,971 for the Mark*
BRENNER'S
(Our File No.: 010643.146010)

Madam:

Attached are two (2) Recordation Form Cover Sheets with supporting documents, which we submit for recording. A chronological description of the sequence of events is outlined below:

- 10/01/02 Trademark Assignment from Lorene A. Brenner and Julia Brenner Bintliff to Willie G's Post Oak, Inc.; and
- 10/02/02 Trademark Assignment from Willie G's Post Oak, Inc. to Landry's Trademark, Inc.

Also enclosed is our check in the amount of \$80.00 for the recordation fees.

We respectfully request that your records be updated to reflect the change in name of ownership of U.S. Registration No. 1,677,468 from Lorene A. Brenner and Julia Brenner Bintliff to Landry's Trademark, Inc.

Commissioner for Trademarks

April 2, 2003

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Please forward any reply to this communication directly to our Austin office for docketing purposes. The mailing address and the physical address for courier packages is 1200 San Jacinto Center, 98 San Jacinto Boulevard, Austin, Texas, 78701, and the fax number is (512) 469-6180.

Respectfully submitted,



Jane A. O'Connell

JAO:gj

Encl: Recordation Form Cover Sheets (with supporting documents) (2); Check for \$80; Postcard