

Form PTO-1594
(Rev. 10/02)
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RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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

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

1. Name of conveying party(ies):

Nick & Tony's, Inc.

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

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

2. Name and address of receiving party(ies)

Name: RDG Chicago Trademark Co.

Internal
Address: _____

Street Address: 1840 Pickwick Avenue

City: Glenview State: IL Zip: 60025

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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other _____
- Merger
- Change of Name

Execution Date: 12/10/2003

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

A. Trademark Application No.(s) _____

B. Trademark Registration No.(s) 1,981,523

Additional number(s) attached Yes No

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

Name: Scott Smilie

Internal Address: Patzik, Frank & Samotny Ltd.

Street Address: 150 South Wacker Drive

Suite 900

City: Chicago State: IL Zip: 60606

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:

50-1325

DO NOT USE THIS SPACE

9. Signature.

Scott Smilie

Name of Person Signing


Signature

12/15/2003

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

CH \$40.00 601326 1981523

ASSIGNMENT

Attorney Docket No. 3698-001

PATZIK, FRANK & SAMOTNY LTD.
150 South Wacker Drive
Suite 900
Chicago, Illinois 60606
(312) 551-8300**TRADEMARK ASSIGNMENT AGREEMENT**

FOR GOOD AND VALUABLE CONSIDERATION, the sufficiency and receipt of which is hereby acknowledged, **Nick & Tony's, Inc.**, an Illinois corporation having a business address of 1840 Pickwick Avenue, Glenview, Illinois 60025 (hereinafter sometimes referred to as "ASSIGNOR") hereby transfers, assigns, and conveys to **RDG Chicago Trademark Co.**, an Illinois corporation having a business address of 1840 Pickwick Avenue, Glenview, Illinois 60025 (hereinafter sometimes referred to as "ASSIGNEE"), ASSIGNOR's entire worldwide right, title and interest in and to the trademark registrations, service mark registrations, trade names, service mark applications, and/or trademark applications respectively listed on Schedule A attached hereto and made a part hereof, as well as any goodwill associated with the business symbolized by the trade names, trademarks and/or service marks and any and all common law trademark rights associated therewith; and any and all renewals thereof; all income, royalties, damages and payments now and hereafter due and/or payable with respect thereto, including, without limitation, damages and payments for past or future infringements thereof; the right to sue for any and all past infringement which may have occurred at any time up to the date of this present TRADEMARK ASSIGNMENT AGREEMENT; and any and all United States and/or foreign trademark (or service mark) registrations which may issue on same in the future.

ASSIGNOR hereby covenants and warrants that it is transferring any rights it has with respect to the above-described worldwide right, title and interest by this instrument, free of any encumbrances and that to the best of its knowledge no other agreement has been or will be executed in conflict herewith.

ASSIGNOR agrees to perform all affirmative acts which may be necessary or desirable to perfect the above-described transfer of trademark, service mark and trade name rights or to maintain said registrations before both the United States Patent and Trademark Office and the Trademark Offices of any and all foreign countries, at ASSIGNEE's expense, as well as to cooperate with ASSIGNEE in obtaining and/or providing information required in any proceedings relating to said trademarks, service marks and trade names.

ASSIGNOR further authorizes the Commissioner of Patents and Trademarks of the United States, and the appropriate official in any other country, to issue any and all additional trademark and service mark registrations or amended registrations that have been or may be granted upon any application or petition for same, to ASSIGNEE, its successors and/or assigns.

ASSIGNOR hereby grants PATZIK, FRANK & SAMOTNY LTD. located at 150 South Wacker Drive, Suite 900, Chicago, Illinois 60606, the authority and power to insert on this instrument any further identification, which may be necessary or desirable for purposes of recordation in the United States Patent and Trademark Office or the Trademark Office of any foreign country.

Assignor:

Assignee:

[Signature]
Nick & Tony's, Inc.

[Signature]
RDG Chicago Trademark Co.

By: Roger Greenfield

By: Roger Greenfield

Title: President

Title: President

Date: 12/10/2003

Date: 12/10/2003

STATE OF ILLINOIS)
COUNTY OF Cook) ss.

STATE OF ILLINOIS)
COUNTY OF Cook) ss.

This instrument was acknowledged/subscribed and sworn to before me on this 10th day of December, 2003 by Roger Greenfield

This instrument was acknowledged/subscribed and sworn to before me on this 10th day of December, 2003 by Roger Greenfield

[Signature]
NOTARY PUBLIC
"OFFICIAL SEAL"
Becky Jo Eytcheson
Notary Public, State of Illinois
My Commission Exp. 03/30/2006

[Signature]
NOTARY PUBLIC
"OFFICIAL SEAL"
Becky Jo Eytcheson
Notary Public, State of Illinois
My Commission Exp. 03/30/2006

SEAL

SEAL

SCHEDULE A

REGISTRATIONS

MARK

U.S. REGISTRATION NO.

NICK & TONY'S ITALIAN CHOPHOUSE

1,981,523