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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 enclosed original documents or copy thereof.

<p>1. Name of conveying party(ies): <u>Pierre Dube</u></p> <p><input checked="" type="checkbox"/> Individual(s) <input type="checkbox"/> Association <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input type="checkbox"/> Corporation-State <input type="checkbox"/> Other _____</p> <p>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies) Name: <u>Freebirds, LP</u> Internal Address: _____ Address: _____</p> <p>Street Address: <u>3326 Longmire Drive</u> <u>College</u> City: <u>Station</u> State: <u>Texas</u> Zip: <u>77845</u></p> <p><input type="checkbox"/> Individual(s) citizenship _____ <input type="checkbox"/> Association _____ <input type="checkbox"/> General Partnership _____ <input checked="" type="checkbox"/> Limited Partnership <u>Delaware</u> <input type="checkbox"/> Corporation-State _____ <input type="checkbox"/> Other _____</p> <p>If assignee is not domiciled in the United States, a domestic representative designation is attached: <input type="checkbox"/> Yes <input type="checkbox"/> No (Designations must be a separate document from assignment) Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p>3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____</p> <p>Execution Date: <u>June 30, 2003</u></p>	

<p>4. Application number(s) or registration number(s): A. Trademark Application No.(s)</p>	<p>B. Trademark Registration No.(s) <u>2699965</u> (serial No. <u>76386213</u>)</p> <p>Additional number(s) attached <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>
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<p>5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>Stephen L. Johnson</u> Internal Address: _____ Street Address: <u>4265 San Felipe, #1200</u> City: <u>Houston</u> State: <u>Texas</u> Zip: <u>77027</u></p>	<p>6. Total number of applications and registrations involved: 1</p> <p>7. Total fee (37 CFR 3.41).....\$ <u>40.00</u> <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account</p> <p>8. Deposit account number: _____ (Attach duplicate copy of this page if paying by deposit account)</p>
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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.

Pierre Dube *Pierre Dube* 6/30/2003
Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, and document: 1

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

TRADEMARK
REEL: 002796 FRAME: 0414

CONTRIBUTION AND ASSIGNMENT OF TRADEMARK

WHEREAS, **PIERRE DUBÉ**, an individual residing at 308 Collegeview, Bryan, Texas 77801 ("**Dubé**"), and **FREEBIRDS, L.L.C.**, a Texas limited liability company, having a place of business at 3326 Longmire Drive College Station, Texas 77845 ("**Freebirds, LLC**"), have used and are using in their business the trademark shown on Schedule A attached hereto (the "Trademark"), and such Trademark is the subject of the corresponding applications and/or registrations in the U.S. Patent and Trademark Office and the State of Texas;

WHEREAS, **FREEBIRDS, LP**, a Delaware limited partnership, having a place of business at 3326 Longmire Drive College Station, Texas 77845 ("**Freebirds, LP**"), pursuant to the terms of that certain Contributory Bill of Sale and Assignment dated June 30, 2003, entered into by and among Freebirds, LP, Freebirds, LLC, Dubé, and certain other subsidiaries of Freebirds LLC, desires to acquire all right, title, and interest in the Trademark together with the goodwill of the business symbolized by the Trademark and the registrations and applications therefor;

WHEREAS, it is desired that the assignment of the Trademark 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, Dubé and Freebirds LLC each hereby contribute and assign to Freebirds LP all of their respective right, title, and interest in and to the Trademark and registrations therefor, together with the goodwill of the business symbolized by the Trademark.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the parties hereto have caused this Contribution and Assignment of Trademark to be executed and delivered on June 30, 2003.

FREEBIRDS, LLC, a Texas limited liability company

By: Pierre Dubé
Pierre Dubé, President

Pierre Dubé
PIERRE DUBÉ

FREEBIRDS, LP, a Delaware limited partnership

By: Freebirds GP, LLC, a Delaware limited liability company, its general partner

By: Alan Hixon
Alan Hixon, President