

11-7-03

11-07-2003



Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005)

REC 102596012

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

Tab settings

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

1. Name of conveying party(ies):

Margarita Ice, L.L.C., a Missouri Limited Liability Company

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

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

3. Nature of conveyance:

- Assignment Merger Security Agreement Change of Name Other

Execution Date: 10/30/2003

2. Name and address of receiving party(ies)

Name: First International Bank

Internal Address:

Street Address: 1912 Avenue K

City: Plano State: TX Zip: 75074

- Individual(s) citizenship Association General Partnership Limited Partnership 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 No

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

A. Trademark Application No.(s) 78177989,

78282250, 78282249, 78282244, 78282240,

B. Trademark Registration No.(s) 2173211

Additional number(s) attached Yes No

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

Name: Janet Boone, VP

Internal Address: First International Bank

Street Address: 1912 Avenue K

City: Plano State: TX Zip: 75074

6. Total number of applications and registrations involved:

12

7. Total fee (37 CFR 3.41) \$ 290.00

- Enclosed Authorized to be charged to deposit account

8. Deposit account number:

11/07/2003 00000224 78177989

DO NOT USE THIS SPACE

01 FC:852 40.00 GP 02 FC:852 275.00 GP

9. Signature.

First International Bank Janet Boone, VP Name of Person Signing

Janet Boone, VP Signature

10-30-2003 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

RECORDATION FORM COVER SHEET – ATTACHMENT

4A. Trademark Application Numbers: 78282238, 78177997, 78177998, 78247682,  
78294242, 78293708.

Cover Sheet Page 2 of 2

**TRADEMARK**  
**REEL: 002858 FRAME: 0502**

## ASSIGNMENT FOR SECURITY

WHEREAS, **MARGARITA ICE, L.L.C.**, a Missouri Limited Liability Company, (herein referred to as "Assignor"), owns the trademarks or trademark applications listed on Exhibit "A" annexed hereto as part hereof (the "Trademarks"); and

WHEREAS, Assignor is obligated to **FIRST INTERNATIONAL BANK** (referred to herein as the "Assignee"), and Assignor has entered into a Security Agreement dated the date hereof (the "Agreement") in favor of Assignee; and

WHEREAS, pursuant to the Agreement, Assignor has assigned to Assignee and granted to Assignee a security interest in and mortgage on, all right, title and interest of Assignor in and to the Trademarks, together with any reissue, continuation, continuation-in-part, divisions, renewals or extensions thereof, and all proceeds thereof, including, without limitation, all income, royalties, damages and payments now or hereafter due and/or payable under and with respect thereto, including, without limitation, damages and payments for past and future infringements thereof, the right to sue for past, present and future infringements thereof, and all rights corresponding thereto throughout the world (the "Collateral"), to secure the prompt payment, performance and observance of the Secured Obligations, as defined in Agreement.

NOW, THEREFORE, for good and valuation consideration, receipt of which is hereby acknowledged, Assignor does hereby further assign unto Assignee and grant to Assignee a security interest in and mortgage interest on the Collateral to secure the payment, performance and observance of the Secured Obligations.

Assignor does hereby further acknowledge and affirm that the rights and remedies of Assignee with respect to the assignment of, security interest in and mortgage on the Collateral made and granted hereby are more fully set forth in the Agreement, the terms and provisions of which are hereby incorporated by reference as if fully set forth herein.

Assignee's address is **FIRST INTERNATIONAL BANK**  
1912 Avenue K  
Plano, Texas 75074

IN WITNESS WHEREOF, Assignor has caused this Assignment to be duly executed by its officer thereunto duly authorized as of the 30<sup>th</sup> day of October, 2003.

MARGARITA ICE, L.L.C.

By: \_\_\_\_\_



Larry D. Walker, Managing Member

# EXHIBIT "A"

Margarita Ice, L.L.C.  
Trademarks

<u>Serial Number</u>	<u>Registration Number</u>	<u>Word Mark</u>
78177989		Margarita Ice
78282250		Margarita Plus Ice
78282249		Margarita + Ice
78282244		Margarita With Ice
78282240		Margarita & Ice
78282238		Margarita And Ice
74434471	2173211	Texas Gold Premium Light Beer
78177997		Rum And Cola Ice
78177998		Long Island Ice
78294242		Mexican Boilermaker
78293708		Mexican Boilermaker
78247682		Design only