

12-12-2003

OMB No. 0651-0011 (exp. 4/94)



102620755

To the Honorable Commissioner of Patents and Trademarks

it or copy thereof.

1. Name of conveying party:

John C. Carrabba, III

12-10-03

X Individual(s) Association
General Partnership Limited Partnership
Corporation-State
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 25, 2003

Effective Date: September 25, 2003

2. Name and address of receiving party:

Name: PESCE, LTD.

Internal Address:

Street Address: 3125 Kirby

City: Houston State: TX Zip: 77098

individual(s) citizenship
Association
General Partnership
X Limited Partnership Texas
Corporation-State
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): 2,468,581

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: 1900 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: 20-0821/010643.156010

(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.

Sherri L. Eastley

Name of Person Signing

Sherri L. Eastley

Signature

12/2/03

Date

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

2003 DEC 10 AM 7:34
OR/FINANCE

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

BOX ASSIGNMENT

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

12/11/2003 LNUELLER 00000116 2468581

01 FC:8521

40.00 OP

010643 156010 AUSTIN 204222.1

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:

12/2/03

Date

Sherri L. Eastley

Sherri L. Eastley

TRADEMARK

ASSIGNMENT

WHEREAS, JOHN C. CARRABBA, III ("Assignor"), a U.S. citizen, has adopted, used, is using and is the owner of the following Trademark Registration ("Mark") in the United States Patent and Trademark Office:

| <u>Registration No.</u> | <u>Registration Date</u> | <u>Mark</u> |
|-------------------------|--------------------------|-------------|
| 2,468,581 | July 10, 2001 | PESCE |

WHEREAS, PESCE, LTD. ("Assignee"), a Texas limited partnership having a Post Office Address of 3125 Kirby, Houston, Texas 77098, is desirous of acquiring the Mark, the application thereof and the associated goodwill;

NOW, THEREFORE, for goods and valuable consideration, the receipt of which is hereby acknowledged, Assignor does hereby assign to Assignee all rights, title, and interest in and to the Mark, together with the goodwill of the business symbolized by the Mark, and the registration of said Mark and the right to recover any damages for past infringement, if any.

Date: September 25, 2003

John C. Carrabba III
JOHN C. CARRABBA, III

STATE OF TEXAS §
 §
COUNTY OF HARRIS §

On this 25th day of September, 2003, before me personally appeared John C. Carrabba, III, known to me, who being duly sworn, did depose and say that he is the individual described in the foregoing Assignment, and that the foregoing Assignment was made for the purposes and considerations so stated.

Sharon P. Mork
Notary in and for the State of Texas

My commission expires: _____

[Seal]

