

1/22/04

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Comparable to Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002)



EET

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

Tab settings

102654925

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

1. Name of conveying party(ies):

Capone's Hideaway Lodge, Inc.

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

Additional name(s) of conveying party(ies) attached? yes no

2. Name and address of receiving party(ies)

Name: Alphonse Capone Enterprises, Inc.

Internal

Address:

Street Address: 35W337 Riverside Drive

City: St. Charles

State: IL

Zip: 60174

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State, Other

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No

Additional name(s) & address(es) attached? Yes No

3. Nature of conveyance:

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

Execution Date: January 9, 2004

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

A. Trademark Application No.(s) 76/395,830; 76/468,036

B. Trademark Registration No.(s)

Additional number(s) attached Yes No

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

Name: Wood, Phillips, Katz, Clark & Mortimer

Internal Address:

Street Address: Citicorp Center, Suite 3800

500 West Madison Street

City: Chicago State: IL Zip: 60661-2511

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41) \$ 65.00

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number:

23-0785

DO NOT USE THIS SPACE

9. Signature

F. William McLaughlin

Name of Person Signing

Signature

January 19, 2004

Date

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

1148.00033

1148.00035

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

Mail Stop Assignment Recordation Services Director of the US Patent and Trademark Office

P.O. Box 1450 Alexandria, VA 22313-1450

01/26/2004 DWELLER 00000102 230785 76395830

01 FC:8521 40.00 DA 02 FC:8522 25.00 DA

TRADEMARK REEL: 002902 FRAME: 0199

A S S I G N M E N T

WHEREAS CAPONE'S HIDEAWAY LODGE, INC. of 35W337 Riverside Drive, St. Charles, Illinois, 60174 has intended to use the mark BATHTUB in interstate commerce and has filed an application with the United States Patent and Trademark Office on April 15, 2002 based on its bona fide intent to use such mark in commerce, which application has been given Serial No. 76/395,830, but has not yet filed an allegation of use of the mark under Section 1(c) or 1(d) of the Trademark Act, and

WHEREAS ALPHONSE CAPONE ENTERPRISES, INC., of 35W337 Riverside Drive, St. Charles, Illinois, 60174 is acquiring the entire business or portion thereof to which the mark pertains as required by 15 USC §1060,

NOW THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, CAPONE'S HIDEAWAY LODGE, INC. does hereby assign to ALPHONSE CAPONE ENTERPRISES, INC. the mark in the above identified application as part of the entire business or portion thereof to which the mark pertains as required by 15 USC §1060.

Dated: 1/9/04

Claudia J. Brooks Pres.
Claudia J. Brooks, President

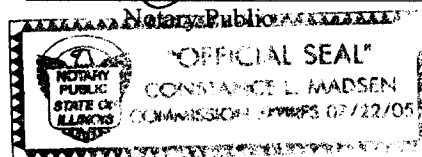
STATE OF Illinois

COUNTY OF KANE

SUBSCRIBED and SWORN to before me, this 9th day of JANUARY, 2004.

(SEAL)

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER
500 West Madison Street, Suite 3800
Chicago, Illinois 60661-2511



TRADEMARK
REEL: 002902 FRAME: 0200

ASSIGNMENT

WHEREAS CAPONE'S HIDEAWAY LODGE, INC. of 35W337 Riverside Drive, St. Charles, Illinois, 60174 has intended to use the mark ROARING 20's DIXIELAND in interstate commerce and has filed an application with the United States Patent and Trademark Office on November 19, 2002 based on its bona fide intent to use such mark in commerce, which application has been given Serial No. 76/468,036, but has not yet filed an allegation of use of the mark under Section 1(c) or 1(d) of the Trademark Act, and

WHEREAS ALPHONSE CAPONE ENTERPRISES, INC., of 35W337 Riverside Drive, St. Charles, Illinois, 60174 is acquiring the entire business or portion thereof to which the mark pertains as required by 15 USC §1060,

NOW THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, CAPONE'S HIDEAWAY LODGE, INC. does hereby assign to ALPHONSE CAPONE ENTERPRISES, INC. the mark in the above identified application as part of the entire business or portion thereof to which the mark pertains as required by 15 USC §1060.

Dated: 1/09/04

Claudia J. Brooks Pres.
Claudia J. Brooks, President

STATE OF Illinois

COUNTY OF KANE

SUBSCRIBED and SWORN to before me, this 9th day of JANUARY, 2004.

(SEAL)

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