

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

|                                     |  |                       |                             |
|-------------------------------------|--|-----------------------|-----------------------------|
| <b>SUBMISSION TYPE:</b>             | NEW ASSIGNMENT   |                       |                             |
| <b>NATURE OF CONVEYANCE:</b>        | ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL   |                       |                             |
| <b>CONVEYING PARTY DATA</b>         |  |                       |                             |
| <b>Name</b>                         | <b>Formerly</b>  | <b>Execution Date</b> | <b>Entity Type</b>          |
| Acme Retail, Inc.                   |  | 02/25/2004            | CORPORATION: NORTH CAROLINA |
| <b>RECEIVING PARTY DATA</b>         |  |                       |                             |
| <b>Name:</b>                        | Roberts Family Ventures, LLC   |                       |                             |
| <b>Street Address:</b>              | 4661 Island Forks Road   |                       |                             |
| <b>City:</b>                        | Lake Wylie   |                       |                             |
| <b>State/Country:</b>               | SOUTH CAROLINA   |                       |                             |
| <b>Postal Code:</b>                 | 29710  |                       |                             |
| <b>Entity Type:</b>                 | LIMITED PARTNERSHIP: SOUTH CAROLINA  |                       |                             |
| <b>PROPERTY NUMBERS Total: 1</b>    |  |                       |                             |
| <b>Property Type</b>                | <b>Number</b>  | <b>Word Mark</b>      |                             |
| Registration Number:                | 980552   | HANDY PANTRY          |                             |
| <b>CORRESPONDENCE DATA</b>          |  |                       |                             |
| <b>Fax Number:</b>                  | (704)444-1111  |                       |                             |
|                                     | <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i> |                       |                             |
| <b>Phone:</b>                       | 704 444 1000   |                       |                             |
| <b>Email:</b>                       | mpoveromo@alston.com   |                       |                             |
| <b>Correspondent Name:</b>          | John L. Sullivan, Jr.  |                       |                             |
| <b>Address Line 1:</b>              | 101 South Tryon Street, Suite 4000   |                       |                             |
| <b>Address Line 2:</b>              | Bank of America Plaza  |                       |                             |
| <b>Address Line 4:</b>              | Charlotte, NORTH CAROLINA 28280-4000   |                       |                             |
| <b>NAME OF SUBMITTER:</b>           | John L. Sullivan, Jr.  |                       |                             |
| <b>Total Attachments: 2</b>         |  |                       |                             |
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OP \$40.00 980552

**SERVICE MARK SALES CONTRACT**

**STATE OF NORTH CAROLINA**

**COUNTY OF GASTON**

WHEREAS, ACME RETAIL, INC., a North Carolina Corporation, having a principal place of business at 543 Cox Road, Gastonia, North Carolina, is the owner of the service mark HANDY PANTRY for retail grocery store services and the corresponding United States Service Mark Registration No. 980,552 therefor.

WHEREAS, ROBERTS FAMILY VENTURES, LLC, a South Carolina Limited Partnership having a principal place of business at 4661 Island Forks Road, Lake Wylie, South Carolina 29710, is desirous of acquiring ACME RETAIL, INC.'s rights in the above-identified Service Mark and its registration therefor.

NOW, THEREFORE, FOR GOOD AND VALUABLE CONSIDERATION, the receipt and sufficiency of which is hereby acknowledged, ACME RETAIL, INC. does hereby sell, transfer and assign unto ROBERTS FAMILY VENTURES, LLC any right, title and interest in and to the above-identified Service Mark, including United States Service Mark Registration No. 980,552, together with any goodwill appurtenant to and symbolized by said Service Mark, and any rights of action, if any, against third parties for past infringement thereof which ACME RETAIL, INC. now owns or is now entitled to bring.

ACME RETAIL, INC. makes no warranties or representations (express ~~or~~ implied) in connection with this sell, transfer or assignment, except ACME RETAIL, INC. hereby warrants and covenants that it has the full power and authority to convey the rights, title and interests herein sold, transferred or assigned to ROBERTS FAMILY VENTURES, LLC.

IN WITNESS WHEREOF, ACME RETAIL, INC. (Seller) and ROBERTS FAMILY VENTURES, LLC (Buyer) intending to be legally bound, has caused this

Contract to be executed by its duly authorized officers as of the 25<sup>th</sup> day of February, 2004.

**SELLER:**  
**ACME RETAIL, INC.**

By: [Signature]  
Its: CEO/COO  
Title

Attest: [Signature]  
Assistant Secretary

**BUYER:**  
**ROBERTS FAMILY VENTURES, LLC**

By: [Signature]  
Its: [Signature]  
Title

Crystal Ballard  
Witness

Jamie Stewart  
Witness