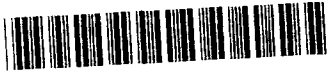


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U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

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

1. Name of conveying party(ies): MICHAEL D. DELLAR and BRADLEY M. OGDEN
[] Individual(s) [] Association
[] General Partnership [] Limited Partnership
[] Corporation-State
[] Other
Additional name(s) of conveying party(ies) attached? [] Yes [x] No

2. Name and address of receiving party(ies)
Name: Lark Creek Cafe, Inc.
Internal Address: Spear Street Tower, #347
Street Address: One Market Street
City: San Francisco State: CA Zip: 94105
[] Individual(s) citizenship
[] Association
[] General Partnership
[] Limited Partnership
[x] Corporation-State California
[] Other
If assignee is not domiciled in the United States, a domestic representative designation is attached: [] Yes [x] No
(Designations must be a separate document from assignment)
Additional name(s) & address(es) attached? [] Yes [] No

3. Nature of conveyance:
[x] Assignment [] Merger
[] Security Agreement [] Change of Name
[] Other
Execution Date: 09/29/2004

4. Application number(s) or registration number(s):
A. Trademark Application No.(s)
B. Trademark Registration No.(s) 2,878,156
Additional number(s) attached [] Yes [x] No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name: Richard A. Lyons, Esq.
Internal Address: Wendel, Rosen, Black & Dean, LLP
Street Address: 1111 Broadway, 24th Floor
City: Oakland State: CA Zip: 94607-4036

6. Total number of applications and registrations involved: 1
7. Total fee (37 CFR 3.41) \$ 40.00
[x] Enclosed
[] Authorized to be charged to deposit account

8. Deposit account number:

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9. Signature.
Richard A. Lyons, Esq. Signature Date 10/12/2004
Name of Person Signing Signature Date

Total number of pages including cover sheet, attachments, and document: 2

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

10/19/2004 ECOOPER 00000133 2878156

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TRADEMARK REEL: 003064 FRAME: 0331

TRADEMARK ASSIGNMENT

WHEREAS, **MICHAEL D. DELLAR** and **BRADLEY M. OGDEN** as Tenants-in-Common (collectively, "Assignors") are the owners of the following trademark, which is registered in the United States Patent and Trademark Office (the "Mark"): **YANKEE PIER**, registration no. 2,878,156, registered August 31, 2004.

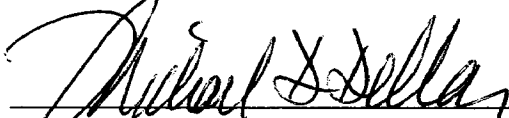
NOW, THEREFORE, for good and valuable consideration, Assignors hereby assign to **LARK CREEK CAFÉ, INC.**, a California corporation ("Assignee"), all of their right, title and interest in and to the Mark, together with the goodwill of the business symbolized by the Mark, and the above-identified registration thereof.

This Trademark Assignment is for the purpose of filing with the United States Patent and Trademark Office and is subject to the terms of the Bill of Sale, Assignment and Assumption Agreement dated as of September 1, 2004 by and among Assignors and Assignee.

IN WITNESS WHEREOF, the parties have executed this Trademark Assignment on the dates set forth below, to be effective as of September 1, 2004.

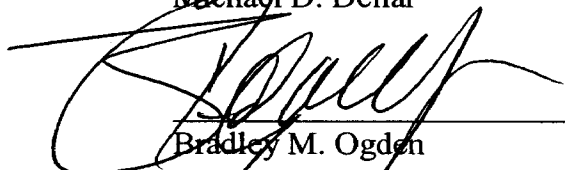
LICENSORS:

Dated: September 29, 2004



Michael D. Dellar

Dated: September 29, 2004



Bradley M. Ogden

Address: c/o One Market Restaurant
1 Market Street
San Francisco, CA 94105-1572

LICENSEE:

LARK CREEK CAFÉ, INC., a California corporation

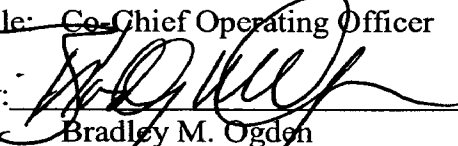
Dated: September 29, 2004

By: 

Michael D. Dellar

Title: Co-Chief Operating Officer

Dated: September 29, 2004

By: 

Bradley M. Ogden

Title: Co-Chief Operating Officer

Address: 1 Market Street
Spear Street Tower, #347
San Francisco, CA 94105