

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	MERGER
EFFECTIVE DATE:	12/31/2004

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Cura Hospitality, Inc.		12/08/2004	CORPORATION: PENNSYLVANIA

**RECEIVING PARTY DATA**

Name:	Eat'n Park Hospitality Group, Inc.
Street Address:	285 East Waterfront Drive
Internal Address:	P.O. Box 3000
City:	Homestead
State/Country:	PENNSYLVANIA
Postal Code:	15120
Entity Type:	CORPORATION:

**PROPERTY NUMBERS Total: 7**

Property Type	Number	Word Mark
Registration Number:	2349924	CURA
Serial Number:	76570886	CURA CULINARY COLLEGE
Serial Number:	78408188	CURA HOSPITALITY
Serial Number:	78201812	FREESTYLE DINING
Registration Number:	2128934	HEART OF HOSPITALITY
Registration Number:	2357387	HOSPITALITY WITH HEART
Serial Number:	76571090	CCC

**CORRESPONDENCE DATA**

Fax Number: (412)471-4094  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Phone: 412-471-8815  
 Email: webblaw@webblaw.com

OP \$190.00 2349924

Correspondent Name: Kent E. Baldauf, Jr.  
Address Line 1: 436 Seventh Avenue  
Address Line 2: 700 Koppers Building  
Address Line 4: Pittsburgh, PENNSYLVANIA 15219-1845

NAME OF SUBMITTER:	Kent E. Baldauf, Jr.
Signature:	/KEBjr/
Date:	05/09/2005

Total Attachments: 4  
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PENNSYLVANIA DEPARTMENT OF STATE  
CORPORATION BUREAU

Articles/Certificate of Merger

(15 Pa.C.S.)

Entry Number  
1084752

- Domestic Business Corporation (§ 1926)
- Domestic Nonprofit Corporation (§ 5926)
- Limited Partnership (§ 8547)

Name

Address

CT CORP-COUNTER

City

State

Zip Code

Document will be returned to the name and address you enter to the left.



Fee: \$150 plus \$40 additional for each Party in additional to two

Filed in the Department of State on DEC 20 2004

*Peter C. Cantas*

Secretary of the Commonwealth

*ood*

In compliance with the requirements of the applicable provisions (relating to articles of merger or consolidation), the undersigned, desiring to effect a merger, hereby state that:

1. The name of the corporation/limited partnership surviving the merger is:  
Eat'n Park Hospitality Group, Inc.

2. Check and complete one of the following:

The surviving corporation/limited partnership is a domestic business/nonprofit corporation/limited partnership and the (a) address of its current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is (the Department is hereby authorized to correct the following information to conform to the records of the Department):

(a) Number and Street	City	State	Zip	County
285 East Waterfront Drive	Homestead	PA	15120	Allegheny

(b) Name of Commercial Registered Office Provider  
c/o \_\_\_\_\_ County \_\_\_\_\_

The surviving corporation/limited partnership is a qualified foreign business/nonprofit corporation /limited partnership incorporated/formed under the laws of \_\_\_\_\_ and the (a) address of its current registered office in this Commonwealth or (b) name of its commercial registered office provider and the county of venue is (the Department is hereby authorized to correct the following information to conform to the records of the Department):

(a) Number and Street	City	State	Zip	County

(b) Name of Commercial Registered Office Provider  
e/o \_\_\_\_\_ County \_\_\_\_\_

The surviving corporation/limited partnership is a nonqualified foreign business/nonprofit corporation/limited partnership incorporated/formed under the laws of \_\_\_\_\_ and the address of its principal office under the laws of such domiciliary jurisdiction is:

Number and Street	City	State	Zip

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3. The name and the address of the registered office in this Commonwealth or name of its commercial registered office provider and the county or venue of each other domestic business/nonprofit corporation/limited partnership and qualified foreign business/nonprofit corporation/limited partnership which is a party to the plan of merger are as follows:

Name	Registered Office Address	Commercial Registered Office Provider	County
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CURA Hospitality, Inc.,	4847 Hilton Road,	Schnecksville, PA 18078	Lehigh County
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4. Check, and if appropriate complete, one of the following:

The plan of merger shall be effective upon filing these Articles/Certificate of Merger in the Department of State.

The plan of merger shall be effective on: 12/31/04 at 11:59 p.m.  
Date Hour

5. The manner in which the plan of merger was adopted by each domestic corporation/limited partnership is as follows:

Name	Manner of Adoption
Eat 'N Park Hospitality Group, Inc.	Adopted by action of the Bd. of Dir. of the

CURA Hospitality, Inc.	parent corp. pursuant to 15Pa.C.S. §1924(b)(3)
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6. ~~Strike out this paragraph if no foreign corporation/limited partnership is a party to the merger.~~

~~The plan was authorized, adopted or approved, as the case may be, by the foreign business/nonprofit corporation/limited partnership (or each of the foreign business/nonprofit corporations/limited partnerships) party to the plan in accordance with the laws of the jurisdiction in which it is incorporated/organized.~~

7. Check, and if appropriate complete, one of the following:

The plan of merger is set forth in full in Exhibit A attached hereto and made a part hereof.

Pursuant to 15 Pa.C.S. § 1901/§ 8547(b) (relating to omission of certain provisions from filed plans) the provisions, if any, of the plan of merger that amend or constitute the operative provisions of the Articles of Incorporation/Certificate of Limited Partnership of the surviving corporation/limited partnership as in effect subsequent to the effective date of the plan are set forth in full in Exhibit A attached hereto and made a part hereof. The full text of the plan of merger is on file at the principal place of business of the surviving corporation/limited partnership, the address of which is:

Number and street	City	State	Zip	County
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IN TESTIMONY WHEREOF, the undersigned corporation/limited partnership has caused these Articles/Certificate of Merger to be signed by a duly authorized officer thereof this

8<sup>TH</sup> day of DECEMBER

2004

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**EATON PARK HOSPITALITY GROUP, INC.**

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Name of Corporation/Limited Partnership

Aria Webber

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Signature

Exec. V.P. + CFO

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Title

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Name of Corporation/Limited Partnership

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Signature

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Title

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**EXHIBIT A****MERGER OF CURA HOSPITALITY, INC.  
WITH AND INTO EAT'N PARK HOSPITALITY GROUP, INC.****PLAN OF MERGER**

1. Eat'n Park Hospitality Group, Inc., which is a business corporation of the Commonwealth of Pennsylvania and is or will be the owner of all of the outstanding shares of Cura Hospitality, Inc., which is also a business corporation of the Commonwealth of Pennsylvania, hereby merges Cura Hospitality, Inc. into Eat'n Park Hospitality Group, Inc. pursuant to the provisions of the Business Corporation Law of 1988 of the Commonwealth of Pennsylvania.

2. The separate existence of Cura Hospitality, Inc. shall cease upon the effective date of the merger pursuant to the provisions of the Business Corporation Law of 1988 of the Commonwealth of Pennsylvania; and Eat'n Park Hospitality Group, Inc. shall continue its existence as the surviving corporation pursuant to the provisions of the Business Corporation Law of 1988 of the Commonwealth of Pennsylvania.

3. The issued shares of Cura Hospitality, Inc. shall not be converted in any manner, but each said share which is issued as of the effective date of the merger shall be surrendered and extinguished. The issued and outstanding shares of capital stock of Eat'n Park Hospitality Group, Inc. shall not be changed as a result of the merger.

4. The Board of Directors and the proper officers of Eat'n Park Hospitality Group, Inc. are hereby authorized, empowered and directed to do any and all acts and things and to make, execute, deliver, file and/or record any and all instruments, papers and documents which shall be or become necessary, proper or convenient to carry out or put into effect any of the provisions of this Plan of Merger or of the merger herein provided for.

5. The effective date of the merger shall be December 31, 2004 at 11:59 p.m.