# TRADEMARK ASSIGNMENT

Electronic Version v1.1 Stylesheet Version v1.1

| SUBMISSION TYPE:      | NEW ASSIGNMENT           |
|-----------------------|--------------------------|
| NATURE OF CONVEYANCE: | NUNC PRO TUNC ASSIGNMENT |
| EFFECTIVE DATE:       | 08/17/2004               |

## **CONVEYING PARTY DATA**

| Name          | Formerly | Execution Date | Entity Type           |
|---------------|----------|----------------|-----------------------|
| VenVest, Inc. |          | 01/03/2006     | CORPORATION: DELAWARE |

### **RECEIVING PARTY DATA**

| Name:             | Benjamin Franklin Franchising, LLC  |  |
|-------------------|-------------------------------------|--|
| Street Address:   | 7777 Bonhomme Ave.                  |  |
| Internal Address: | Suite 1800                          |  |
| City:             | St. Louis                           |  |
| State/Country:    | MISSOURI                            |  |
| Postal Code:      | 63105                               |  |
| Entity Type:      | LIMITED LIABILITY COMPANY: MISSOURI |  |

PROPERTY NUMBERS Total: 1

| Property Type  | Number   | Word Mark   |
|----------------|----------|---|
| Serial Number: | 76607386 | WHEN WE SAY WE'RE GOING TO BE THERE, WE'LL BE THERE |

### CORRESPONDENCE DATA

Fax Number: (314)469-4850

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

Phone: (314) 469-2610

Email: tmattorneyheller@aol.com

Correspondent Name: Annette P. Heller

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Address Line 2: Suite 512 S

Address Line 4: Town & Country, MISSOURI 63017

ATTORNEY DOCKET NUMBER: B217 021TM

NAME OF SUBMITTER: Annette P. Heller

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| Signature:   | /aph72met/ |
|--|------------|
| Date:  | 01/17/2006 |
| Total Attachments: 1 source=B217021TMmet.ass#page1.tif |            |

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### TRADEMARK ASSIGNMENT

Whereas, VenVest, Inc. (Assignor), a Delaware corporation, located and doing business at 7777 Bonhomme Ave., Suite 1800, St. Louis, Missouri 63105, is the owner of the trademark WHEN WE SAY WE'RE GOING TO BE THERE, WE'LL BE THERE, and the trademark application number 76/607386 filed on August 17, 2004 in the United States Patent and Trademark Office, and

Whereas, Benjamin Franklin Franchising, LLC (Assignee), a Missouri limited liability company, located and doing business at 7777 Bonhomme Ave., Suite 1800, St. Louis, Missouri 63105, is desirous of acquiring said trademark and trademark application.

Now, Therefore, for good and valuable consideration, receipt of which is hereby acknowledged, said Assignor does hereby assign *nunc pro tunc* unto said Assignee, all rights, title and interest in and to the said trademark together with the good will of the business symbolized by the said trademark, and in and to any and all causes of action (either in law or in equity), and the right to enforce any rights and file any causes of action, including the right to recover damages for any past, present or future infringement or misappropriation of said trademark and the application thereof effective as of August 17, 2004.

| VenVest, Inc.                     |               |
|-----------------------------------|---------------|
| By:                               | Dated: 1-3-06 |
| Patricia A. Myers, Vice President |               |

RECORDED: 01/17/2006

TRADEMARK REEL: 003228 FRAME: 0653