

01-19-2006



103098680

To the Director of the U. S. Patent & Trademark Office

Documents or the new address(es) below.

**1. Name of conveying party(ies):**  
BANK OF AMERICA, N.A., Successor by Merger  
to Fleet National Bank

- Individual(s)
- General Partnership
- Corporation- State:
- Association
- Limited Partnership

Other National Association

Citizenship (see guidelines) Washington, DC

Additional names of conveying parties attached?  Yes  No

**3. Nature of conveyance / Execution Date(s) :**

Execution Date(s): December 22, 2005

- Assignment
- Security Agreement
- Other: Release of Security Agreement
- Merger
- Change of Name

**2. Name and address of receiving party(ies)**

Additional names, addresses, or citizenship attached?  Yes  No

Name: GARDEN FRESH RESTAURANT CORP.

Internal Address:

Street Address: 15822 Bernardino Center Drive, Suite A

City: San Diego

State: CA

Country: USA

Zip: 92127

- Association
- General Partnership
- Limited Partnership

- Corporation
- Other

Citizenship: Delaware  
Citizenship: Citizenship  
Citizenship: Citizenship  
If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No  
(Designations must be a separate document from assignment)

**4. Application number(s) or registration number(s) and identification or description of the Trademark.**

A. Trademark Application No.(s)  
See Attached Schedule A

B. Trademark Registration No.(s)  
See Attached Schedule A

Additional sheet(s) attached?  Yes  No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

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

Name: Elizabeth J. Burns

Internal Address: LATHAM & WATKINS LLP

Street Address: 233 S. Wacker Drive, Suite 5800

City: Chicago

State: IL Zip: 60606

Phone Number: (312) 876-7629

Fax Number: (312) 993-9767

Email Address: elizabeth.burns@lw.com

**6. Total number of applications and registrations involved:**

16

**7. Total fee (37 CFR 2.6(b)(6) & 3.41)**

\$ 415.00

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed

**8. Payment Information:**

a. Credit Card Last 4 Numbers:  
Expiration Date:

b. Deposit Account Number:

Authorized User Name:

**9. Signature:**

*Elizabeth J. Burns*  
Signature

January 17, 2006

Date

Elizabeth J. Burns  
Name of Person Signing

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

7

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

SCHEDULE A

<u>Trademark</u>	<u>Owner</u>	<u>Status in Trademark Office</u>	<u>Federal Registration Number</u>	<u>Registration Date</u>
Behind the Food	Garden Fresh Restaurant Corp.	Registered	2,786,640	11/25/03
Garden Fresh Restaurant Corp.	Garden Fresh Restaurant Corp.	Registered	2,072,184	6/17/97
Lots to Feel Good About	Garden Fresh Restaurant Corp.	Registered	2,500,463	10/23/01
Slurpstix	Garden Fresh Restaurant Corp.	Registered	2,609,487	8/20/02
Souplantation	Garden Fresh Restaurant Corp.	Registered	1,383,741	2/18/86
Souplantation	Garden Fresh Restaurant Corp.	Registered	2,449,944	5/8/01
Souplantation and Design	Garden Fresh Restaurant Corp.	Registered	1,907,760	7/25/95
Sweet Tomatoes	Garden Fresh Restaurant Corp.	Registered	1,663,057	10/29/01
Sweet Tomatoes	Garden Fresh Restaurant Corp.	Registered	2,592,113	7/9/02
Sweet Tomatoes and Design	Garden Fresh Restaurant Corp.	Registered	1,913,980	8/22/95
The Salad People	Garden Fresh Restaurant Corp.	Registered	2,731,522	7/1/03

<u>Trademark</u>	<u>Owner</u>	<u>Status in Trademark Office</u>	<u>Serial Number</u>	<u>Filing Date</u>
Club Veg	Garden Fresh Restaurant Corp.	Registered	2,874,348	01/16/03
Garden Fresh	Garden Fresh Restaurant Corp.	Registered	2,862,656	02/19/03
Kitchen Cabinet	Garden Fresh Restaurant Corp.	Registered	2,838,584	1/16/03
Slurp...The Soup Experience	Garden Fresh Restaurant Corp.	Pending	76/136,558	9/26/00
Slurp...The Soup Experience and Design	Garden Fresh Restaurant Corp.	Pending	76/182,792	12/18/00

NOTICE OF RELEASE OF  
SECURITY INTEREST IN TRADEMARKS

WHEREAS, pursuant to a certain Patent and Trademark Security Agreement dated as of March 10, 2004 recorded in the United States Patent and Trademark Office on March 12, 2004, at Reel 2929, Frame 0569, Garden Fresh Restaurant Corp., a Delaware corporation ("Assignor") assigned to and granted to Fleet National Bank, as Administrative Agent ("Assignee") a security interest in all right, title and interest of Assignor in and to certain trademarks and applications;

WHEREAS, Assignee desires to release, relinquish and discharge its security interest in the trademarks and applications listed on Schedule A hereto;

WHEREAS, Assignee wishes to provide a document suitable for recording in the United States Patent and Trademark office for purposes of recording the release, relinquishment and discharge of its security interest in the trademarks and applications listed on Schedule A hereto;

NOW, THEREFORE, in consideration of and in exchange for good and valuable consideration, Assignee hereby relinquishes, releases and discharges its security interest in the trademarks and applications listed on Schedule A hereto.

IN WITNESS WHEREOF, the parties have caused this Notice of Release of Security Interest in Trademarks to be duly executed as of 12/22/05, 2005.

BANK OF AMERICA, N.A.,  
Successor by merger to Fleet  
National Bank

By: Cristin M. O'Hara  
Name: Cristin M. O'Hara  
Title: Principal

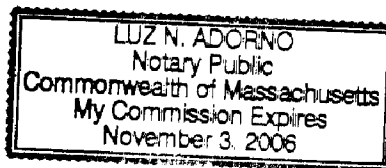
COMMONWEALTH OF MASSACHUSETTS

Suffolk, ss.

On this 22 day of December, 2005, before me, the undersigned notary public, personally appeared Cristin M. O'Hara, Director of Bank of America, N.A., proved to me through satisfactory evidence of identification, which were driver's license, to be the person whose name is signed on the preeding or attached document and acknowledged to me that he/she signed it voluntarily for its stated purpose.

Luz N. Adorno, Notary Public

My commission expires:



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