

Form PTO-1594 (Rev. 07/05)
OMB Collection 0651-0027 (exp. 6/30/2008)

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

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies):

SNSTM, Inc.

- Individual(s)
- General Partnership
- Corporation- State Delaware
- Other _____
- Association
- Limited Partnership

Citizenship (see guidelines) _____

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 _____
- Merger
- Change of Name

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: STEAK N SHAKE, LLC

Internal

Address: Suite 500

Street Address: 36 South Pennsylvania Street

City: Indianapolis

State: IN

Country: US Zip: 46204

- Association Citizenship _____
- General Partnership Citizenship _____
- Limited Partnership Citizenship _____
- Corporation Citizenship _____
- Other LLC 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)

78/449,743

B. Trademark Registration No.(s)

Additional sheet(s) attached? Yes No

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

VANOCOLATE

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

Name: Gregory B. Coy, Esq., Krieg DeVault LP

Internal Address: Suite 2800

Street Address: One Indiana Square

City: Indianapolis

State: IN Zip: 46204-2079

Phone Number: (317) 636-4341

Fax Number: (317) 636-1507

Email Address: _____

6. Total number of applications and registrations involved:

1

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 40.00

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

8. Payment Information:

a. Credit Card Last 4 Numbers 1013
Expiration Date 04/09

b. Deposit Account Number _____
Authorized User Name _____

9. Signature:

Gregory B. Coy
Signature

February 28, 2006
Date

Gregory B. Coy
Name of Person Signing

Total number of pages including cover sheet, attachments, and document: 3

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

OP \$40.00 78449743

**State of Indiana
Office of the Secretary of State**

CERTIFICATE OF MERGER

of

STEAK N SHAKE, LLC

I, TODD ROKITA, Secretary of State of Indiana, hereby certify that Articles of Merger of the above Domestic Limited Liability Company (LLC) have been presented to me at my office, accompanied by the fees prescribed by law and that the documentation presented conforms to law as prescribed by the provisions of the Indiana Business Flexibility Act.

The following non-surviving entity(s):

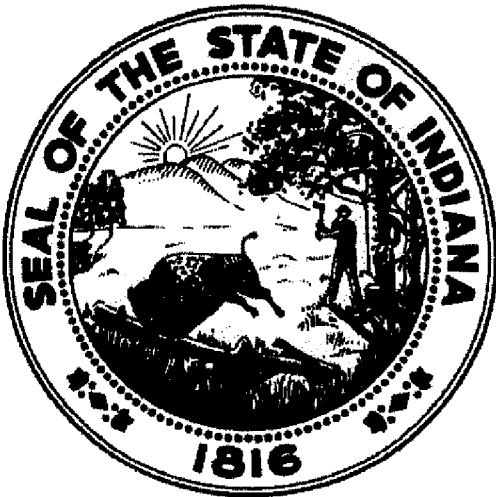
SNSTM, INC.

a(n) Delaware Non-Qualified Foreign Corporation

merged with and into the surviving entity:

STEAK N SHAKE, LLC

NOW, THEREFORE, with this document I certify that said transaction will become effective Thursday, December 22, 2005.



In Witness Whereof, I have caused to be affixed my signature and the seal of the State of Indiana, at the City of Indianapolis, December 21, 2005.

TODD ROKITA,
SECRETARY OF STATE

2005121500235 / 2005122226189