

05-01-2006



3/20/06

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

103228686

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.

<p>1. Name of conveying party(ies): SNSTM, Inc.</p> <p><input type="checkbox"/> Individual(s) <input type="checkbox"/> Association <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input checked="" type="checkbox"/> Corporation- State: <u>Delaware</u> <input type="checkbox"/> Other _____</p> <p>Citizenship (see guidelines) _____</p> <p>Additional names of conveying parties attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>2. Name and address of receiving party(ies) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Additional names, addresses, or citizenship attached?</p> <p>Name: <u>STEAK N SHAKE, LLC</u> Internal Address: <u>500 Century Building</u> Street Address: <u>36 South Pennsylvania Street</u> City: <u>Indianapolis</u> State: <u>IN</u> Country: <u>U.S.A.</u> Zip: <u>46204</u></p> <p><input type="checkbox"/> Association Citizenship _____ <input type="checkbox"/> General Partnership Citizenship _____ <input type="checkbox"/> Limited Partnership Citizenship _____ <input type="checkbox"/> Corporation Citizenship _____ <input checked="" type="checkbox"/> Other <u>LLC</u> Citizenship <u>U.S.A.</u></p> <p>If assignee is not domiciled in the United States, a domestic representative designation is attached: <input type="checkbox"/> Yes <input type="checkbox"/> No (Designations must be a separate document from assignment)</p>
<p>3. Nature of conveyance /Execution Date(s) : Execution Date(s) <u>December 22, 2005</u></p> <p><input type="checkbox"/> Assignment <input checked="" type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____</p>	

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

A. Trademark Application No.(s)
See attached Exhibit A

B. Trademark Registration No.(s)
See attached Exhibit B

Additional sheet(s) attached? Yes No

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

<p>5. Name & address of party to whom correspondence concerning document should be mailed:</p> <p>Name: <u>Gregory B. Coy, Esq.</u> Internal Address: <u>Krieg DeVault LLP</u> Street Address: <u>One Indiana Square, Suite 2800</u> City: <u>Indianapolis</u> State: <u>Indiana</u> Zip: <u>46204</u> Phone Number: <u>317-636-4341</u> Fax Number: <u>317-636-1507</u> Email Address: <u>gcoy@kdlegal.com</u></p>	<p>6. Total number of applications and registrations involved: 33</p> <p>7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ <u>840.00</u></p> <p><input checked="" type="checkbox"/> Authorized to be charged by credit card <input type="checkbox"/> Authorized to be charged to deposit account <input type="checkbox"/> Enclosed</p> <p>8. Payment Information:</p> <p>a. Credit Card Last 4 Numbers <u>1013</u> Expiration Date <u>04/09</u></p> <p>b. Deposit Account Number _____ Authorized User Name _____</p>
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9. Signature: Gregory B. Coy March 20, 2006
Signature Date

Name of Person Signing: Gregory B. Coy

Total number of pages including cover sheet, attachments, and document: 4

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 \$840.00 78405096

EXHIBIT B**TRADEMARK REGISTRATIONS**

Mark	Reg. No.
BANAWBERRY	2,989,677
BANOCOLATE	2,992,304
FAMOUS FOR STEAKBURGERS	2,370,185
FAMOUS FOR STEAKBURGERS	1,272,197
FAXASAK	1,911,807
IN SIGHT IT MUST BE RIGHT	2,272,454
IN SIGHT IT MUST BE RIGHT	948,362
Miscellaneous Design	2,222,496
Miscellaneous Design	2,270,887
Miscellaneous Design	581,433
ORIGINAL STEAKBURGERS	2,436,279
SIPPABLE SUNDAES	3,042,732
STEAK N SHAKE	2,270,886
STEAK N SHAKE	837,229
STEAK N SHAKE	843,430
STEAK 'N SHAKE FAMOUS FOR STEAKBURGERS (and Design)	2,302,158
STEAK 'N SHAKE FAMOUS FOR STEAKBURGERS (and Design)	2,233,542
STEAK N SHAKE IN SIGHT IT MUST BE RIGHT	680,071
STEAK N SHAKE IN SIGHT IT MUST BE RIGHT	1,045,867
STEAK N SHAKE IN SIGHT IT MUST BE RIGHT	649,868
STEAK N SHAKE IT'S A MEAL	2,259,584
STRAWNILLA	2,989,676
TAKHOMACARD	2,951,481
TAKHOMACUP	2,592,012
TAKHOMASAK	2,259,583
TAKHOMASAK (Stylized)	967,208
THE ORIGINAL STEAKBURGER	2,586,843

**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

03/20/06 MON 17:09 FAX 317 638 6226

Kristen DeVanitt

03/20/2006
700251940

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Form PTO-1094 (Rev. 07/05)

OMB Collection 0651-0027 (exp. 6/30/2006)

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

RECORDATION FORM COVER SHEET
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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): BNSTM, Inc. <input type="checkbox"/> Individual(s) <input type="checkbox"/> Association <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input checked="" type="checkbox"/> Corporation- State: <u>Delaware</u> <input type="checkbox"/> Other _____ Citizenship (see guidelines) _____ Additional names of conveying parties attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		2. Name and address of receiving party(ies) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Additional names, addresses, or citizenship attached? Name: <u>STEAK N SHAKE, LLC</u> Internal _____ Address: <u>500 Century Building</u> Street Address: <u>50 South Pennsylvania Street</u> City: <u>Indianapolis</u> State: <u>IN</u> Country: <u>U.S.A.</u> Zip: <u>46204</u> <input type="checkbox"/> Association Citizenship _____ <input type="checkbox"/> General Partnership Citizenship _____ <input type="checkbox"/> Limited Partnership Citizenship _____ <input type="checkbox"/> Corporation Citizenship _____ <input checked="" type="checkbox"/> Other LLC Citizenship <u>U.S.A.</u> If assignee is not domiciled in the United States, a domestic representative designation is attached: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (Designations must be a separate document from assignment)	
3. Nature of conveyance / Execution Date(s): Execution Date(s) <u>December 22, 2005</u> <input type="checkbox"/> Assignment <input checked="" type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____		4. Application number(s) or registration number(s) and identification or description of the Trademark. A. Trademark Application No.(s) See attached Exhibit A B. Trademark Registration No.(s) See attached Exhibit B Additional sheet(s) attached? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> 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: <u>Gregory B. Coy, Esq.</u> Internal Address: <u>Kristen DeVault LLP</u> Street Address: <u>One Indiana Square, Suite 2800</u> City: <u>Indianapolis</u> State: <u>Indiana</u> Zip: <u>46204</u> Phone Number: <u>317-938-4341</u> Fax Number: <u>317-638-1507</u> Email Address: <u>gcoy@kdlegal.com</u>		6. Total number of applications and registrations involved: <u>33</u> 7. Total fee (37 CFR 2.8(b)(6) & 3.41) <u>\$840.00</u> <input checked="" type="checkbox"/> Authorized to be charged by credit card <input type="checkbox"/> Authorized to be charged to deposit account <input type="checkbox"/> Enclosed	
8. Signature: <u>Gregory B. Coy</u> Signature Name of Person Signing		8. Payment Information: a. Credit Card Last 4 Numbers <u>1013</u> Expiration Date <u>06/08</u> b. Deposit Account Number _____ Authorized User Name _____ Date <u>March 20, 2006</u> Total number of pages including cover sheet, attachments, and document: <u>4</u>	

OP \$840.00 76405096

Documents to be recorded (including cover sheet) should be filed to (571) 373-6140, or mailed to Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1480, Alexandria, VA 22313-1480

03/20/05 MON 17:10 FAX 317 635 228

Krieg DeVault

003

EXHIBIT A**Trademark Registration Applications**

Mark	Serial No.	Filing Date
HIGH-N-LOW	78/405,086	April 20, 2004
ORANGILLA	78/449,737	July 13, 2004
SIDE-BY-SIDE	78/389,426	April 9, 2004
UP MIXED	78/554,282	January 28, 2005
UP-N-DOWN	78/405,164	April 20, 2004
VANOCHA	78/445,288	July 2, 2004

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EXHIBIT B

TRADEMARK REGISTRATIONS

Mark	Reg. No.
BANAWBERRY	2,989,677
BANOCOLATE	2,992,304
FAMOUS FOR STEAKBURGERS	2,370,185
FAMOUS FOR STEAKBURGERS	1,272,197
FAXASAK	1,911,807
IN SIGHT IT MUST BE RIGHT	2,272,454
IN SIGHT IT MUST BE RIGHT	948,362
Miscellaneous Design	2,222,496
Miscellaneous Design	2,270,887
Miscellaneous Design	681,433
ORIGINAL STEAKBURGERS	2,435,279
SIPPABLE SUNDAES	3,042,732
STEAK N SHAKE	2,270,866
STEAK N SHAKE	837,229
STEAK N SHAKE	843,430
STEAK N SHAKE FAMOUS FOR STEAKBURGERS (and Design)	2,302,158
STEAK N SHAKE FAMOUS FOR STEAKBURGERS (and Design)	2,233,542
STEAK N SHAKE IN SIGHT IT MUST BE RIGHT	680,071
STEAK N SHAKE IN SIGHT IT MUST BE RIGHT	1,045,867
STEAK N SHAKE IN SIGHT IT MUST BE RIGHT	649,868
STEAK N SHAKE IT'S A MEAL	2,269,584
STRAWNILLA	2,969,676
TAKHOMACARD	2,951,481
TAKHOMACUP	2,592,012
TAKHOMASAK	2,259,583
TAKHOMASAK (Stylized)	967,208
THE ORIGINAL STEAKBURGER	2,586,843

687568_1.DOC

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

Kries Devault

003

EXHIBIT A

Trademark Registration Applications

Mark	Serial No.	Filing Date
HIGH-N-LOW	78/405,088	April 20, 2004
ORANGILLA	78/449,737	July 13, 2004
SIDE-BY-SIDE	78/399,428	April 9, 2004
UP MIXED	78/654,282	January 26, 2005
UP-N-DOWN	78/405,164	April 20, 2004
VANOCHA	78/445,288	July 2, 2004

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Krios DeVault

004

EXHIBIT B
TRADEMARK REGISTRATIONS

Mark	Reg. No.
BANAWBERRY	2,989,677
BANOCCLATE	2,992,304
FAMOUS FOR STEAKBURGERS	2,370,185
FAMOUS FOR STEAKBURGERS	1,272,197
FAXASAK	1,911,807
IN SIGHT IT MUST BE RIGHT	2,272,464
IN SIGHT IT MUST BE RIGHT	948,362
Miscellaneous Design	2,222,496
Miscellaneous Design	2,270,887
Miscellaneous Design	581,433
ORIGINAL STEAKBURGERS	2,435,279
SIPPABLE SUNDAES	3,042,732
STEAK N SHAKE	2,270,886
STEAK N SHAKE	837,229
STEAK N SHAKE	843,430
STEAK 'N SHAKE FAMOUS FOR STEAKBURGERS (and Design)	2,302,158
STEAK 'N SHAKE FAMOUS FOR STEAKBURGERS (and Design)	2,233,542
STEAK N SHAKE IN SIGHT IT MUST BE RIGHT	880,071
STEAK N SHAKE IN SIGHT IT MUST BE RIGHT	1,045,867
STEAK N SHAKE IN SIGHT IT MUST BE RIGHT	849,868
STEAK N SHAKE IT'S A MEAL	2,259,584
STRAWNILLA	2,989,676
TAKHOMACARD	2,951,481
TAKHOMACUP	2,592,012
TAKHOMASAK	2,259,583
TAKHOMASAK (Stylized)	967,208
THE ORIGINAL STEAKBURGER	2,586,843

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Krieg DeVault

005

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Office of the Secretary of State**

**CERTIFICATE OF MERGER
of
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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):

SNSIM, INC.
a(n) Delaware Non-Qualified Foreign Corporation
merged with and into the surviving entity:
STEAK N SHAKE, LLC

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TODD ROKITA,
SECRETARY OF STATE

2005121900235 / 200512226189

**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

April 27, 2006

Submitter

United States Patent and Trademark Office
Notice of Corrupt Image

Your request to record a document in the United States Patent and Trademark Office was received via electronic fax on April 26, 2006, at 03:44 PM with unreadable text.

Due to the transmission error, we are unable to view your submission. Please resubmit your document.

If you have any questions, you may contact our customer service center at 571-272-3350.

Office of Public Records
Assignment Division

03/20/06 MON 17:10 FAX 317 838 0128

Krieg DeVault

000a

EXHIBIT A

Trademark Registration Applications

Mark	Serial No.	Filing Date
HIGH-N-LOW	78/405,096	April 20, 2004
ORANGILLA	78/449,737	July 13, 2004
SIDE-BY-SIDE	78/399,426	April 9, 2004
UP MIXED	78/654,282	January 28, 2005
UP-N-DOWN	78/405,164	April 20, 2004
VANOCHA	78/445,288	July 2, 2004

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Kries DeVault

004

EXHIBIT B**TRADEMARK REGISTRATIONS**

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BANAWBERRY	2,989,677
BANOCOLATE	2,992,304
FAMOUS FOR STEAKBURGERS	2,370,185
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STEAK N SHAKE	2,270,888
STEAK N SHAKE	837,229
STEAK N SHAKE	843,430
STEAK 'N SHAKE FAMOUS FOR STEAKBURGERS (and Design)	2,302,158
STEAK 'N SHAKE FAMOUS FOR STEAKBURGERS (and Design)	2,233,542
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STEAK N SHAKE IN SIGHT IT MUST BE RIGHT	1,045,867
STEAK N SHAKE IN SIGHT IT MUST BE RIGHT	849,868
STEAK N SHAKE IT'S A MEAL	2,258,584
STRAWNILLA	2,988,676
TAKHOMACARD	2,951,481
TAKHOMACUP	2,592,012
TAKHOMASAK	2,268,683
TAKHOMASAK (Stylized)	987,208
THE ORIGINAL STEAKBURGER	2,586,843

687562_1.DOC

State of Indiana
Office of the Secretary of State

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EXHIBIT A**Trademark Registration Applications**

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ORANGILLA	78/449,737	July 13, 2004
SIDE-BY-SIDE	78/399,426	April 9, 2004
UP MIXED	78/554,282	January 26, 2005
UP-N-DOWN	78/405,164	April 20, 2004
VANOCHA	78/445,286	July 2, 2004

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