

07-21-2006

07-27-2006

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

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

REC  
TR



103281919

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

or the new address(es) below.

1. Name of conveying party(ies):

RYMARK HOLDINGS, 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) July 12, 2006

- 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: RYAN'S RESTAURANT GROUP, INC.

Internal

Address:

Street Address: 300 Delaware Avenue, Suite 1243

City: Wilmington

State: Delaware

Country: US Zip: 19801

- Association
- General Partnership
- Limited Partnership
- Corporation
- Other

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)

B. Trademark Registration No.(s)

1,149,189; 1,182,501; 1,458,801; 1,467,753; 1,707,396; 2,204,197; and 2,580,030

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: DORITY & MANNING, P.A.

Internal Address: James M. Bagarazzi

Street Address: P.O. Box 1449

City: Greenville

State: SC Zip: 29602-1449

Phone Number: 864-271-1592

Fax Number: 864-233-7342

Email Address: docketing@dority-manning.com

6. Total number of applications and registrations involved:

7

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 280.00

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

8. Payment Information:

a. Credit Card Last 4 Numbers 5658  
Expiration Date 02/08

b. Deposit Account Number 04-1403

Authorized User Name James M. Bagarazzi

9. Signature:

James M. Bagarazzi  
Signature  
JAMES M. BAGARAZZI  
Name of Person Signing

July 20, 2006  
Date

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

TRADEMARK  
REEL: 003370 FRAME: 0910

7-21-06

NUNC PRO TUNC TRADEMARK ASSIGNMENT

WHEREAS, Rymark Holdings, Inc. ("Assignor"), at 300 Delaware Avenue, Suite 1243, Wilmington, DE 19801, itself and/or through one or more related companies has adopted and used the marks listed on appendix A, as shown by the records of the United States Patent and Trademark Office;

WHEREAS, at least as early as December 27, 2005, Assignor assigned and transferred to Ryan's Restaurant Group, Inc. at 300 Delaware Avenue, Suite 1243, Wilmington, DE 19801 ("Assignee"), the following Trademark Rights: all right, title and interest in and to the Marks; the above-identified registrations therefor; any and all rights and privileges provided under the trademark and other laws of the United States, the individual states thereof and jurisdictions foreign thereto with respect to the Marks; the goodwill associated therewith together with the right to recover and have damages and profits for past infringement, if any; and any and all renewals thereof (collectively, the "Trademark Rights");

WHEREAS, the parties now wish to ratify and confirm the assignment and transfer of all right, title and interest in and to the Trademark Rights; and

WHEREAS, Janet J. Gleitz, a United States citizen, as an Officer of Assignor, has authority to execute this confirmation of Assignment on behalf of Assignor;

NOW, THEREFORE, in view of the payment of One Dollar and 00/100 (\$1.00), and other legally sufficient and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor DOES HEREBY sell, assign and transfer to Assignee, nunc pro tunc as of at least as early as December 27, 2005, all right, title and interest in and to the Trademark Rights, together with the goodwill of the business symbolized by the mark and with the right to recover and have damages and profits for past infringement, if any.

Assignor does hereby agree, without further consideration, to execute any additional documents and take such further action as may be requested to vest in Assignee good, valid and marketable title to the Trademark Rights.

This assignment and all terms hereof shall be binding upon and inure to the benefit of the parties and their respective heirs, personal and legal representative, successors and assigns.

IN WITNESS WHEREOF, Assignor has executed this Assignment on this \_\_\_\_ day of April, 2006.

Date: \_\_\_\_\_

By:   
Janet J. Gleitz  
Corporate Secretary

FOR THE STATE OF SOUTH CAROLINA)

COUNTY OF Greenville )

On this 12<sup>th</sup> day of July, 2006, personally appeared Janet J. Gleitz, to me known and known to me to be an officer of the assignor above-named, and acknowledge that she executed the foregoing Assignment on behalf of assignor and pursuant to authority duly received.

  
Notary Public of the State of South Carolina

My Commission Expires: 12/4/12

## APPENDIX A

<u>Reg. No.</u>	<u>Mark</u>	<u>File Reference</u>
1149189	RYAN'S FAMILY STEAKHOUSE	RFS-19-TM
1182501	R design	RFS-18-TM
1458801	MEGA BAR	RFS-20-TM
1467753	RYAN'S FAMILY STEAKHOUSE design	RFS-21-TM
1707396	RYAN'S	RFS-17-TM
2204197	SENSIBLE CHOICES	RFS-11-TM
2580030	FIRE MOUNTAIN	RHI-2-TM

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

"Express Mail" Mailing Label Number: EV 814079926 US

Date of Deposit: July 20, 2006

I hereby certify that the attached papers and/or fees are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the Date of Deposit indicated above and is addressed to MAIL STOP ASSIGNMENT RECORDATION SERVICES, Director of the USPTO, Post Office Box 1450, Alexandria, VA 22313-1450.

Denise R. Ginn  
(Typed or printed name of person mailing paper or fee)

Denise R. Ginn  
(Signature of person mailing paper or fee)