

12-22-2006

Form PTO-1594 (Rev. 07/05)  
OMB Collection 0651-0027 (exp. 6/30/2)



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

103352968  
**TRADEMARKS ONLY**

DEC 20 11:39

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

12.20.06

**1. Name of conveying party(ies):**

JAKE'S OVER THE TOP, INC.

- Individual(s)
- General Partnership
- Corporation- State: UTAH
- Other \_\_\_\_\_
- Association
- Limited Partnership

Citizenship (see guidelines) \_\_\_\_\_

Additional names of conveying parties attached?  Yes  No

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

Additional names, addresses, or citizenship attached?  Yes  No

Name: THE TACO MAKER, INC.

Internal

Address: \_\_\_\_\_

Street Address: P.O. Box 150650

City: Ogden

State: Utah

Country: USA Zip: 84415

- Association Citizenship \_\_\_\_\_
- General Partnership Citizenship \_\_\_\_\_
- Limited Partnership Citizenship \_\_\_\_\_
- Corporation Citizenship \_\_\_\_\_
- Other \_\_\_\_\_ 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)

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

Execution Date(s) October 13, 2006

- Assignment
- Security Agreement
- Other \_\_\_\_\_
- Merger
- Change of Name

**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)

1,945,185 for "Jake's Over The Top & Design"; and 3,075,406 for "Jake's Over the Top"

Additional sheet(s) attached?  Yes  No

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

Fast Food Restaurant Services

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

Name: Daniel D. Chapman, Esq.

Internal Address: Suite 2400

Street Address: 112 E. Pecan Street

City: San Antonio

State: Texas Zip: 78205

Phone Number: (210) 978-7700

Fax Number: (210) 242-4620

Email Address: \_\_\_\_\_

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

2

**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 \_\_\_\_\_  
Expiration Date \_\_\_\_\_

b. Deposit Account Number 07-2400

Authorized User Name Daniel D. Chapman

**9. Signature:**

Signature

November 30, 2006

Date

Daniel D. Chapman  
Name of Person Signing

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

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

1945185  
00000007  
072400  
40.00 DA  
25.00 DA  
12/22/2006 M1A001  
01 FO: 521  
02 FO: 522



1249 Country Hill Dr.  
Ogden, UT 84403  
(801) 399-0676

### ASSIGNMENT OF TRADEMARKS

WHEREAS, Jake's Over the Top, Inc., a Utah corporation, is the owner of the following trademark registrations now registered in the United States Patent and Trademark Office:

REGISTRATION NO.	ISSUE DATE	TRADEMARK
1,945,185	01/02/1996	JAKE'S OVER THE TOP & Design
3,075,406	04/04/2006	JAKE'S OVER THE TOP

WHEREAS, The Taco Maker, Inc., a Utah corporation, ASSIGNEE, desirous of obtaining the entire right, title and interest in, to and under the same trademarks:

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR does hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title and interest in, including all common law rights, to and under the said trademark(s), and all renewals or reissues thereof; and all applications for trademarks which may hereafter be filed for said mark in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Trademark Laws of the United States or any international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; together with the goodwill of the business symbolized by the trademark and said applications to register said trademark; and any and all causes of action related thereto that may have heretofore accrued in ASSIGNOR'S favor.

AND ASSIGNOR HEREBY authorizes and requests the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue trademarks, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND ASSIGNOR HEREBY covenants that it has full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

AND ASSIGNOR HEREBY further covenants and agrees that it will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to it

respecting said mark, and testify in any legal proceeding, sign all lawful papers, execute all divisions, continuing and reissue applications, make all rightful oaths and generally do

everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper trademark protection for said mark in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 13 day of October, 2006.

JAKE'S OVER THE TOP, INC.

By: Ned H. King  
Name: Ned H. King  
Title: President

In the County of WEBER, State of Utah, on this 13 day of OCT, 2006, a notary public, personally appeared NED KING, proved on the basis of satisfactory evidence to be the person(s) whose name(s) (is/are) subscribed to this instrument, and acknowledged (he/she/they) executed the same.

Brett Greenwell  
Notary Signature and seal

