

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	NUNC PRO TUNC ASSIGNMENT
EFFECTIVE DATE:	06/01/1999

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Whataburger, Inc.		03/05/2007	CORPORATION: TEXAS

**RECEIVING PARTY DATA**

Name:	W.T.C. Holdings, Inc.
Street Address:	300 Delaware Avenue, 9th Floor DE 5403
City:	Wilmington
State/Country:	DELAWARE
Postal Code:	19801
Entity Type:	CORPORATION: DELAWARE

**PROPERTY NUMBERS Total: 5**

Property Type	Number	Word Mark
Registration Number:	2418394	A
Registration Number:	2520673	REAL FOOD. REAL FRESH. FOR REAL FOLKS.
Registration Number:	2418380	WHATAGUY
Registration Number:	2432191	WHATAKIDS
Registration Number:	2534527	WHATAPLACE! WHATATASTE!

**CORRESPONDENCE DATA**

Fax Number: (202)719-7049  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Email: ckelly@wileyrein.com  
 Correspondent Name: Wiley Rein LLP/Christopher Kelly  
 Address Line 1: 1776 K Street  
 Address Line 2: Trademark Administration  
 Address Line 4: Washington, DISTRICT OF COLUMBIA 20006

CH \$140.00 2418394

ATTORNEY DOCKET NUMBER:	807060001
NAME OF SUBMITTER:	Christopher Kelly
Signature:	/Christopher Kelly/
Date:	10/16/2007
Total Attachments: 3 source=DOC105#page1.tif source=DOC105#page2.tif source=DOC105#page3.tif	

## NUNC PRO TUNC ASSIGNMENT

WHEREAS, Whataburger, Inc. ("ASSIGNOR"), a Texas corporation having its principal place of business at 4600 Parkdale Drive, Corpus Christi, Texas 78411-2981, was the owner of the marks shown in Exhibit A attached hereto (the "Marks") in connection with the goods and services listed in Exhibit A; and

WHEREAS, heretofore, on June 1, 1999, ASSIGNOR assigned and conveyed to W.T.C. Holdings, Inc. ("ASSIGNEE"), a Delaware corporation having its principal place of business at 300 Delaware Avenue, 9<sup>th</sup> Floor-DE 5403, Wilmington, Delaware 19801, all right, title and interest in and to the Marks, all registrations and applications for registration thereof, and the goodwill of the business symbolized by the Marks;

WHEREAS, the parties desire to confirm and ratify said assignment;

NOW, THEREFORE, for Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, ASSIGNOR does hereby sell, assign, transfer and convey to ASSIGNEE, nunc pro tunc as of June 1, 1999, all right, title, and interest in and to the Marks, all registrations and applications for registration thereof including those specifically referenced in Exhibit A, together with the goodwill of the business symbolized by the Marks, and the right to recover for past infringement of the Marks.

ASSIGNOR agrees to execute any further lawful documents needed to give full force and effect to this instrument.

**WHATABURGER INC.**

By: 

Title: President

Date: March 5, 2007

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**EXHIBIT A  
U.S. FEDERAL REGISTRATIONS**

<b>MARK</b>	<b>REG. NO.</b>	<b>REG. DATE</b>	<b>STATUS</b>	<b>GOODS/SERVICES</b>
<b>ADDABOY CHARACTER DESIGN</b>	2,418,394	1/02/01	Registered	Restaurant services
<b>REAL FOOD! REAL FRESH! FOR REAL FOLKS!</b>	2,520,673	12/18/01	Registered	Restaurant services
<b>WHATAGUY</b>	2,418,380	01/02/01	Registered	Restaurant services
<b>WHATAKIDS</b>	2,432,191	02/27/01	Registered	Restaurant services
<b>WHATAPLACE! WHATATASTE!</b>	2,534,527	01/29/02	Registered	Restaurant services

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