

05-20-2008

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

Documents or the new address(es) below.

OPR/FINANCE

S.G.S

1. Name of conveying party(ies):

Mazzio's Corporation

5-2-08

- Individual(s)
- General Partnership
- Corporation- State: Oklahoma
- Other _____

Citizenship (see guidelines) _____

Additional names of conveying parties attached? Yes No

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

Execution Date(s) November 30, 2007

- 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: FMP Restaurant Group, LLC

Internal

Address: Attn: Jason Kemp

Street Address: 140 Heimer, Ste 300

City: San Antonio

State: TX

Country: USA Zip: 78232

Association Citizenship _____

General Partnership Citizenship _____

Limited Partnership Citizenship _____

Corporation Citizenship _____

Other LLC Citizenship Texas

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) 1,513,774;
1,573,684; 1,894,728; 2,565,139;
2,565,140

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):
Zio's Express, Zio's Fresh Express, Zio's, Zio's Italian Kitchen Pronto! Carryout, Zio's Italian Kitchen Pronto! Catering

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

Name: DLA PIPER US LLP

Internal Address: Attn: Louis Agnese

Street Address: 1221 S. Mopac Expressway, Ste 400

City: Austin

State: TX Zip: 78746

Phone Number: 512-457-7222

Fax Number: 512-457-7000

Email Address: louis.agnese@dlapiper.com

6. Total number of applications and registrations involved:

5

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 140.00

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

8. Payment Information:

- a. Credit Card Last 4 Numbers 00000111 1513774
Expiration Date 05/02/2008 - 11/01/08
 - b. Deposit Account Number 01 FC:8521 40.00 00
02 FC:8522 100.00 00
- Authorized User Name _____

9. Signature:

Louis J. Agnese
Signature

4/29/08
Date

Total number of pages including cover sheet, attachments, and document: 2

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

ASSIGNMENT OF TRADEMARKS

WHEREAS, MAZZIO'S CORPORATON, an Oklahoma corporation, having an address at 4441 South 72nd East Avenue, Tulsa, Oklahoma 74145 (hereinafter "ASSIGNOR") is the record owner of and has exclusive ownership rights in the following United States Trademark Registrations (hereinafter referred to as the "Marks"):

REGISTRATION NO.	TRADEMARK
1,513,774	ZIO'S EXPRESS
1,573,684	ZIO'S FRESH EXPRESS
1,894,728	ZIO'S
2,565,139	ZIO'S ITALIAN KITCHEN PRONTO! CARRYOUT
2,565,140	ZIO'S ITALIAN KITCHEN PRONTO! CATERING

WHEREAS, FMP RESTAURANT GROUP, LLC, a Texas limited liability company, having a place of business at 140 Heimer Road, Suite 300, San Antonio, Texas 78232 is desirous of acquiring the entire right, title and interest in and to the Marks.

NOW, THEREFORE, in consideration of \$1.00 and other good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR does hereby assign, transfer, sell and convey to ASSIGNEE, all right, title, and interest in and to the Marks, all registrations of the Marks, all the goodwill associated with the Marks, and the right to sue for any past, present, or future infringement of the Marks.

MAZZIO'S CORPORATION

Date: November 30, 2007

By *Sonya J. Wilson*
 Name: Sonya J. Wilson
 Title: Senior Vice President

STATE OF OKLAHOMA)
) ss.
 COUNTY OF TULSA)

Subscribed and sworn to before me this 30th day of November, 2007, by Sonya J. Wilson, to me known to be the Senior Vice President of Mazzio's Corporation.

Jackie McAdams
 Notary Public

My Commission Expires: 2/6/09
 My Commission No.: 01002193

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