

06-30-2008

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

OMB No. 0651-0027 (exp. 6/30/2008)



103511254

To the Director of the United States Patent and Trademark Office

Documents or copy thereof.

6.7.08

1. NAME OF CONVEYING PARTY(IES)

Dan'l Webster/Hearth 'N Kettle Management Corp.  
141 Falmouth Road  
Route 28  
Hyannis, Massachusetts 02601

- Individual-  Association
- General Partnership  Limited Partnership
- Corporation-State of Massachusetts
- Other

Additional name(s) of conveying party(ies) attached? No

2. NAME(S) AND ADDRESS(ES) OF RECEIVING PARTY(IES)

Catania Hospitality Group, Inc.  
141 Falmouth Road  
Route 28  
Hyannis, Massachusetts 02601

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporate-Massachusetts
- 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)  
Additional name(s) of receiving party(ies) attached? No

3. NATURE OF CONVEYANCE

- Assignment  Change of Name
- Security Agreement  Other
- Merger

Execution Date: January 9, 2003

OPR/FINANCE  
JAN 27 10 10

4. APPLICATION NUMBER(S) OR REGISTRATION NUMBER(S)

A. Trademark Application No(s): \_\_\_\_\_

B. Trademark Registration No(s): 1,533,724

Additional numbers attached? No

C. Identification or description of trademark(s) (and filing date if Application or Registration Information is unknown):

HEARTH 'N KETTLE

5. NAME AND ADDRESS OF PARTY TO WHOM CORRESPONDENCE CONCERNING DOCUMENT SHOULD BE DIRECTED:

Matthew E. Connors, Esq.  
Gauthier & Connors LLP  
225 Franklin Street, Suite 2300  
Boston, Massachusetts 02110  
(617) 426-9180 ext. 112  
MConnors@gc-law.com

6. TOTAL NUMBER OF APPLICATIONS AND REGISTRATIONS INVOLVED: 1

7. TOTAL FEE DUE: \$40.00 (Enclosed)

If any additional fee(s) are due, the Commissioner is hereby authorized to charge the Deposit Order Account noted in item 8.

8. DEPOSIT ACCOUNT NUMBER: 19-0079  
(Attach duplicate copy of this page if paying by deposit account)

9. STATEMENT AND SIGNATURE

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

MATTHEW E. CONNORS  
Name of Person Signing

*Matthew E. Connors*  
Signature

6/24/08  
Date

Total number of pages including cover sheet, attachments, and document: 5

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below 06-27-2008 via first class mail in an envelope addressed to Mail Stop Assignment Recordation Services, Director of the United States Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22304-1450.

Date: 6-24-08

*Deborah M. Costello*  
Deborah M. Costello

40.00 OP

# The Commonwealth of Massachusetts

William Francis Galvin  
Secretary of the Commonwealth  
One Ashburton Place, Boston, Massachusetts 02108-1512

## ARTICLES OF AMENDMENT (General Laws, Chapter 156B, Section 72)

  
Examiner

  
Name  
Approved

We, Vincent J. Catania, \*President / ~~XXXXXX~~

and Joseph S. Tangusso, \*Clerk / ~~XXXXXX~~

of Dan'l Webster/Hearth 'N Kettle Management Corp.  
(Exact name of corporation)

located at 141 Falmouth Road, Route 28, Hyannis, MA 02601  
(Street address of corporation in Massachusetts)

certify that these Articles of Amendment affecting articles numbered:

Article I

(Number those articles 1, 2, 3, 4, 5 and/or 6 being amended)

of the Articles of Organization were duly adopted at a meeting held on Dec. 30, 2002, by vote of:

83,400 shares of class P common of 91,700 shares outstanding,  
(type, class & series, if any)

266,668 shares of class N.V. common of 333,333 shares outstanding, and  
(type, class & series, if any)

\_\_\_\_\_ shares of \_\_\_\_\_ of \_\_\_\_\_ shares outstanding,  
(type, class & series, if any)

- C
- P
- M
- R.A.

<sup>1</sup> ~~being at least a majority of each type, class or series outstanding and entitled to vote thereon; or <sup>2</sup> being at least two-thirds of each type, class or series outstanding and entitled to vote thereon and of each type, class or series of stock whose rights are adversely affected thereby;~~

\*Delete the inapplicable words. \*\*Delete the inapplicable clause.

<sup>1</sup> For amendments adopted pursuant to Chapter 156B, Section 70.

<sup>2</sup> For amendments adopted pursuant to Chapter 156B, Section 71.

Note: If the space provided under any article or item on this form is insufficient, additions shall be set forth on one side only of separate 8 1/2 x 11 sheets of paper with a left margin of at least 1 inch. Additions to more than one article may be made on a single sheet so long as each article requiring each addition is clearly indicated.

  
P.C.

To *change* the number of shares and the par value (if any) of any type, class or series of stock which the corporation is authorized to issue, fill in the following:

The total *presently* authorized is:

WITHOUT PAR VALUE STOCKS		WITH PAR VALUE STOCKS		
TYPE	NUMBER OF SHARES	TYPE	NUMBER OF SHARES	PAR VALUE
Common:		Common:		
Preferred:		Preferred:		

*Change* the total authorized to:

WITHOUT PAR VALUE STOCKS		WITH PAR VALUE STOCKS		
TYPE	NUMBER OF SHARES	TYPE	NUMBER OF SHARES	PAR VALUE
Common:		Common:		
Preferred:		Preferred:		

VOTED: To change the name of the corporation to:

Catania Hospitality Group, Inc.

The foregoing amendment(s) will become effective when these Articles of Amendment are filed in accordance with General Laws, Chapter 156B, Section 6 unless these articles specify, in accordance with the vote adopting the amendment, a later effective date not more than *thirty days* after such filing, in which event the amendment will become effective on such later date.

Later effective date: \_\_\_\_\_.

SIGNED UNDER THE PENALTIES OF PERJURY, this 9th day of January, 20 03,

*V. J. Catania*  
Vincent J Catania

, \*President / ~~XXXXXX~~

*Joseph S. Tangusso*  
Joseph S Tangusso

, \*Clerk / ~~XXXXXX~~

\*Delete the inapplicable words.

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828009

THE COMMONWEALTH OF MASSACHUSETTS

ARTICLES OF AMENDMENT  
(General Laws, Chapter 156B, Section 72)

I hereby approve the within Articles of Amendment and, the filing fee in the amount of \$100<sup>00</sup> having been paid, said articles are deemed to have been filed with me this 11<sup>th</sup> day of February 20 03.

Effective date: \_\_\_\_\_

*William Francis Galvin*

WILLIAM FRANCIS GALVIN  
*Secretary of the Commonwealth*

TO BE FILLED IN BY CORPORATION  
Photocopy of document to be sent to:

Joseph S. Tangusso, Esquire  
Tangusso & Tangusso  
15 Court Square  
Boston, MA 02108

Telephone: (617) 523-3622

COMMERCIAL DIVISION  
03 FEB 11 11:12:31