

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
MALIBU PIE COMPANY		12/24/2008	LIMITED LIABILITY COMPANY: SOUTH CAROLINA
RECEIVING PARTY DATA			
Name:	ULTIMATE CALIFORNIA PIZZA, LLC		
Street Address:	602 27th Avenue North		
City:	Myrtle Beach		
State/Country:	SOUTH CAROLINA		
Postal Code:	29577		
Entity Type:	LIMITED LIABILITY COMPANY: SOUTH CAROLINA		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	2099090	THE ULTIMATE CALIFORNIA PIZZA	
CORRESPONDENCE DATA			
Fax Number:	(843)577-7708		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	843-577-7700		
Email:	bckillough@charleston.net		
Correspondent Name:	B. Craig Killough		
Address Line 1:	885 Island Park Drive		
Address Line 4:	Charleston, SOUTH DAKOTA 29492		
ATTORNEY DOCKET NUMBER:	1580.013		
NAME OF SUBMITTER:	B. CRAIG KILLOUGH		
Signature:	/B. CRAIG KILLOUGH/		

OP \$40.00 2099090

Date:

01/14/2009

Total Attachments: 3

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RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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

1. Name of conveying party(ies):

MALIBU PIE COMPANY

- Individual(s) Association
- General Partnership Limited Partnership
- Corporation-State: _____
- Other LLC

Citizenship (see guidelines) South Carolina

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: ULTIMATE CALIFORNIA PIZZA

Internal Address: _____

Street Address: 602 27TH AVENUE NORTH

City: MYRTLE BEACH

State: SC

Country: USA Zip: 29577

- Association Citizenship _____
- General Partnership Citizenship _____
- Limited Partnership Citizenship _____
- Corporation Citizenship _____
- Other LLC Citizenship South Carolina

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) 12/24/2008

- Assignment Merger
- Security Agreement Change of Name
- Other _____

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)

2,099,090

Additional number(s) attached? Yes No

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

THE ULTIMATE CALIFORNIA PIZZA

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

Name: B. Craig Killough, BARNWELL WHALEY

PATTERSON & HELMS, LLC

Internal Address: _____

Street Address: P.O. DRAWER H

City: CHARLESTON

State SC Zip: 29402

Phone Number: (843) 577-7700

Fax Number: (843) 577-7708

Email Address: bckillough@charleston.net

6. Total number of applications and registrations involved:

1

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 _____
Authorized User Name _____

9. Signature: B. Killough

Signature

January 8, 2008

Date

B. Craig Killough

Name of Person Signing

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

STATE OF SOUTH CAROLINA)
)
COUNTY OF HORRY)

ASSIGNMENT

This Assignment of the entire right, title and interest, made this 24 day of December, 2008, by **MALIBU PIE COMPANY**, having its principal place of business in the County of Horry, State of South Carolina, herein referred to as "Assignor", to **ULTIMATE CALIFORNIA PIZZA, LLC**, having its principal place of business in the County of Horry, State of South Carolina, herein referred to as "Assignee".

RECITALS

A. Assignor has adopted, used and is using, or is using through a related company, and owns the mark, "THE ULTIMATE CALIFORNIA PIZZA" (the "Mark"), for which registration has been obtained in the United States Patent and Trademark Office, namely, U.S. Registration No. 2,099,090, registered September 23, 1997 (the "Registration")

B. Assignee is desirous of acquiring the entire, right, title and interest in the Mark, together with the goodwill with which the Mark is used, and which is symbolized by said Mark, including the Registration referred to above.

ASSIGNMENT

NOW THEREFORE, in consideration of One (\$1.00) Dollar and other good and valuable consideration, the receipt of which is hereby acknowledged by said Assignor, said Assignor has presented, sold, transferred, conveyed and assigned unto said Assignee the entire right, title and interest in the Mark identified herein, together with the goodwill of the business in connection with which said Mark is used and which is symbolized by said Mark.

[SIGNATURE PAGES TO FOLLOW]

ASSIGNOR:
MALIBU PIE COMPANY, a South Carolina
Limited Liability Company

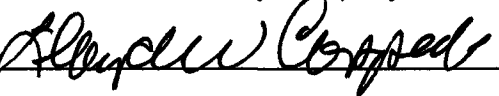
Date: 12/24/08

By: 

Its: PRESIDENT

ASSIGNEE:
ULTIMATE CALIFORNIA PIZZA, LLC, a South
Carolina Limited Liability Company

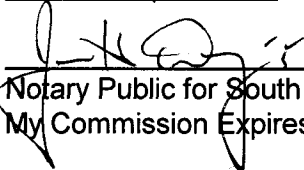
Date: 12/24/08

By: 

Its: Manager

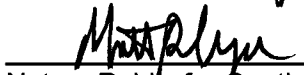
STATE OF SOUTH CAROLINA
COUNTY OF HORRY

On this 24 day of Dec. 2008, before me appeared John S. Divine, IV the
person who signed this instrument, who acknowledges that he/she signed it as a free act on
behalf of Malibu Pie Company, a South Carolina Limited Liability Company, in his/her capacity as
President.


Notary Public for South Carolina
My Commission Expires: 4-25-15

STATE OF SOUTH CAROLINA
COUNTY OF HORRY

On this 24 day of Dec. 2008, before me appeared Lloyd W. Coppedge the
person who signed this instrument, who acknowledges that he/she signed it as a free act on
behalf of Ultimate California Pizza, LLC, a South Carolina Limited Liability Company, in his/her
capacity as Manager.


Notary Public for South Carolina
My Commission Expires: 07/11/2018