

USPTO

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REISING ETHINGTON P.C. COMPANY 755 WEST BIG BEAVER ROAD, SUITE 1850

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

11/19/2009  
 900148100

SUBMISSION TYPE:		NEW ASSIGNMENT													
NATURE OF CONVEYANCE:		ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL													
CONVEYING PARTY DATA															
<table border="1"> <thead> <tr> <th>Name</th> <th>Formerly</th> <th>Execution Date</th> <th>Entity Type</th> </tr> </thead> <tbody> <tr> <td>John J. Simon</td> <td></td> <td>11/12/2009</td> <td>Court appointed receiver for the Court for the County of Macomb, Michigan:</td> </tr> </tbody> </table>				Name	Formerly	Execution Date	Entity Type	John J. Simon		11/12/2009	Court appointed receiver for the Court for the County of Macomb, Michigan:				
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<table border="1"> <tr> <td>Name:</td> <td>M&amp;K II Company</td> </tr> <tr> <td>Street Address:</td> <td>2450 Wyoming Avenue</td> </tr> <tr> <td>City:</td> <td>Dearborn</td> </tr> <tr> <td>State/Country:</td> <td>MICHIGAN</td> </tr> <tr> <td>Postal Code:</td> <td>48120</td> </tr> <tr> <td>Entity Type:</td> <td>CORPORATION. MICHIGAN</td> </tr> </table>				Name:	M&K II Company	Street Address:	2450 Wyoming Avenue	City:	Dearborn	State/Country:	MICHIGAN	Postal Code:	48120	Entity Type:	CORPORATION. MICHIGAN
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PROPERTY NUMBERS Total: 1															
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CORRESPONDENCE DATA															
Fax Number: (248)889-4071 <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful</i> Phone: 248-689-3500 Email: jones@reising.com Correspondent Name: Reising Ethington P.C. Address Line 1: 755 West Big Beaver Road, Suite 1850 Address Line 4: Troy, MICHIGAN 48084															
ATTORNEY DOCKET NUMBER:		7618 3008 001													
NAME OF SUBMITTER:		Eric T. Jones													
Signature:		/eric t. jones/													

CH \$40.00 3009689

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11/24/2009 9:00.28 AM PAGE 5/007 Fax Server

REISING ETHINGTON P.C. COMPANY: 755 WEST BIG BEAVER ROAD, SUITE 1850

Date:

11/19/2009

Total Attachments: 2

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**ASSIGNMENT OF TRADEMARK**

WHEREAS, American Food Co., Inc., a Michigan corporation, whose principal place of business is located at 51221 Industrial Dr., Macomb, Michigan 48042, adopted and used the mark THE BEEF JERKY OUTLET in connection with retail store services, and registered the mark in the United States Patent and Trademark Office under Registration No. 3009689; and

WHEREAS, GE Capital Small Business Finance Corporation, a Delaware Corporation, whose principal place of business is located at 635 Maryville Centre Dr., Ste. 120, St. Louis, Missouri 63141, acquired from American Food Co., Inc., under the provisions of a commercial security agreement dated October 19, 2004, a meat processing and retail sales business (the business) comprising personal property used to produce and sell products in connection with the mark, said personal property including "general intangibles" such as trademark and other intangible property rights; and

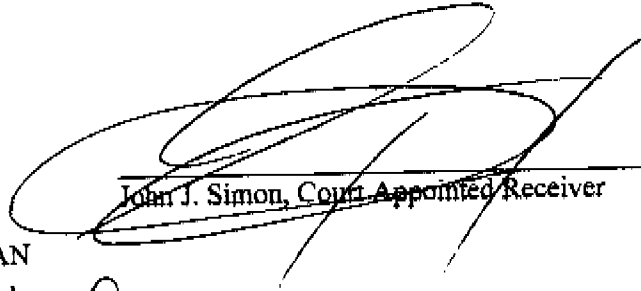
WHEREAS, Bank of the West, a California state bank authorized to conduct business in Michigan, has acquired the business from American Food Co., Inc., through purchase at a foreclosure sale; and

WHEREAS, M&K II Company, a Michigan corporation, whose principal place of business is located at 2450 Wyoming Ave., Dearborn, Michigan, has acquired the business from Bank of the West, through a UCC foreclosure sale; and

WHEREAS, John J. Simon, a court appointed receiver in Case No. 09-2278-PZ filed in the Circuit Court for the County of Macomb, Michigan, has been authorized by that Court to abandon and transfer to M&K II Company, inventory of the business and any ownership interest in the mark THE BEEF JERKY OUTLET and its associated US Trademark Registration No. 3009689;

NOW, therefore, by authorization of The Court for the County of Macomb, Michigan, John J. Simon does hereby assign unto M&K II Company, its successors and assigns, any and all rights, title, and interest in and to the mark THE BEEF JERKY OUTLET and its US registration, which M&K II Company may not have acquired through purchase of the business, together with any good will of the business symbolized by the mark, which M&K II Company may not have acquired through purchase of the business.

Executed this 12<sup>TH</sup> day of November, 2009

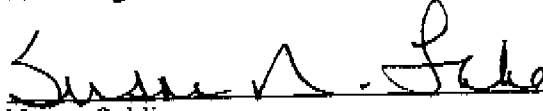
  
\_\_\_\_\_  
John J. Simon, Court Appointed Receiver

STATE OF MICHIGAN

ss:

COUNTY OF Oakland

On this 12<sup>th</sup> day of November, 2009 before me, a Notary Public in and for said County, personally appeared John J. Simon, known to me to be the person who executed the above instrument and acknowledged that he signed the same as his free act and deed.

  
\_\_\_\_\_  
Notary Public  
Wayne County, Michigan  
My comm. Expires: 3-14-2012

Susan N. Lake  
Notary Public  
Wayne County, Michigan  
My Comm. expires March 14, 2012  
Acting in the County of Oakland