

TRADEMARK ASSIGNMENT

Electronic Version v1.1
Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
CapitalSource Finance LLC		12/11/2009	LIMITED LIABILITY COMPANY: DELAWARE
RECEIVING PARTY DATA			
Name:	Fairway Group Acquisition Company		
Street Address:	2284 12th Avenue		
City:	New York		
State/Country:	NEW YORK		
Postal Code:	10027		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 19			
Property Type	Number	Word Mark	
Registration Number:	2431510	LIKE NO OTHER MARKET	
Registration Number:	2375537	LIKE NO OTHER MARKET	
Registration Number:	3552603	FAIRWAY	
Registration Number:	3545835	FAIRWAY "LIKE NO OTHER MARKET"	
Registration Number:	3571345	LIKE NO OTHER MARKET	
Serial Number:	77172484	"LIKE NO OTHER MARKET" FAIRWAY NEW YORK	
Serial Number:	77172480	"LIKE NO OTHER MARKET" FAIRWAY NEW YORK	
Serial Number:	77172472	"LIKE NO OTHER MARKET" FAIRWAY NEW YORK	
Serial Number:	77172468	"LIKE NO OTHER MARKET" FAIRWAY NEW YORK	
Serial Number:	77135577	NEW YORK FAIRWAY	
Serial Number:	77135544	FAIRWAY OF NEW YORK	
Serial Number:	77135559	FAIRWAY NEW YORK	
Serial Number:	77338182	FAIRWAY CAFÉ & STEAKHOUSE	
Serial Number:	77338189	FAIRWAY CAFÉ	

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TRADEMARK
REEL: 004112 FRAME: 0861

Serial Number:	77338192	FAIRWAY "LIKE NO OTHER MARKET"
Serial Number:	77338193	FAIRWAY
Serial Number:	77339355	LIKE NO OTHER MARKET
Serial Number:	77339361	FAIRWAY "LIKE NO OTHER MARKET"
Serial Number:	77339365	FAIRWAY

CORRESPONDENCE DATA

Fax Number: (212)318-3400

Correspondence will be sent via US Mail when the fax attempt is unsuccessful.

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Email: thambidge@fulbright.com

Correspondent Name: Todd R. Hambidge

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Address Line 2: Fulbright & Jaworski LLP

Address Line 4: New York, NEW YORK 10103

ATTORNEY DOCKET NUMBER:	FAIRWAY 10911322
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NAME OF SUBMITTER:	Todd R. Hambidge
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Signature:	/Todd R. Hambidge/
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Date:	12/11/2009
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Total Attachments: 7

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NOTICE OF RELEASE
OF
SECURITY INTEREST IN TRADEMARKS

WHEREAS, by an Acknowledgment of Intellectual Property Collateral Lien dated as of January 18, 2007 ("Agreement I"), recorded in the United States Patent and Trademark Office on January 24, 2007, Fairway Broadway LLC, a Delaware limited liability company (the "2007 Assignor") assigned to and granted to CapitalSource Finance LLC, as Agent ("Assignee"), a security interest in all right, title and interest of 2007 Assignor in and to certain trademarks and applications (the "Agreement I Trademarks"), including, without limitation, the trademarks and applications listed on Schedule I attached hereto; and

WHEREAS, by an Acknowledgment of Intellectual Property Collateral Lien dated as of March 26, 2009 ("Agreement II"), recorded in the United States Patent and Trademark Office on April 1, 2009, Fairway Group Acquisition Company, a Delaware corporation (the "2009 Assignor") assigned to and granted to Assignee, a security interest in all right, title and interest of 2009 Assignor in and to certain trademarks and applications (collectively, with the Agreement I Trademarks, the "Trademarks"), including, without limitation, the trademarks and applications listed on Schedule II attached hereto; and

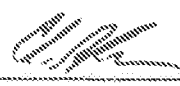
WHEREAS, Assignee wishes to provide a document suitable for recording in the United States Patent and Trademark Office for purposes of recording the release, relinquishment and discharge of its security interest in the Trademarks; and

NOW, THEREFORE, in consideration of and in exchange for good and valuable consideration, Assignee hereby relinquishes, releases and discharges its security interest in the Trademarks.

IN WITNESS WHEREOF, the Assignee has caused this Notice of Release of Security Interest in the Trademarks to be duly executed as of December __, 2009.

CAPITALSOURCE FINANCE LLC, as Agent

By: _____


Name: Christopher J. Blagg
Title: Authorized Signatory

SCHEDULE I

UNITED STATES
TRADEMARK
REGISTRATION
AND
SERIAL NUMBERS
TO
BE RELEASED

REGISTERED TRADEMARKS		
Trademark	Registration Number	Registration Date
LIKE NO OTHER MARKET	2431510	February 27, 2001
LIKE NO OTHER MARKET	2375537	August 8, 2000



SCHEDULE II

UNITED STATES
TRADEMARK
REGISTRATION
AND
SERIAL NUMBERS
TO
BE RELEASED

A. REGISTERED TRADEMARKS		
Trademark	Registration Number	Registration Date
LIKE NO OTHER MARKET	2431510	February 27, 2001
LIKE NO OTHER MARKET	2375537	August 8, 2000
FAIRWAY	3,552,603	2008-12-30
FAIRWAY <u>"Like No Other Market"</u> FAIRWAY LIKE NO OTHER MARKET & Design	3545835	2008-12-16
LIKE NO OTHER MARKET	3571345	November 27, 2007

B. TRADEMARK APPLICATIONS

Trademark	Application/Serial No.	Application Date
<u>"LIKE NO OTHER MARKET"</u> FAIRWAY NEW YORK	77172484	May 3, 2007
<u>"LIKE NO OTHER MARKET"</u> FAIRWAY NEW YORK	77172480	May 3, 2007

	77172472	May 3, 2007
	77172468	May 3, 2007
NEW YORK FAIRWAY	77135577	March 20, 2007
FAIRWAY OF NEW YORK	77135544	March 20, 2007
FAIRWAY NEW YORK	77135559	March 20, 2007
FAIRWAY CAFÉ & STEAKHOUSE	77338182	November 27, 2007
FAIRWAY CAFÉ	77338189	November 27, 2007
FAIRWAY "Like No Other Market" FAIRWAY LIKE NO OTHER MARKET & Design	77338192	November 27, 2007
FAIRWAY	77338193	November 27, 2007
LIKE NO OTHER MARKET	77339355	November 28, 2007

FAIRWAY <u>"Like No Other Market"</u> FAIRWAY LIKE NO OTHER MARKET & Design	77339361	November 28, 2007
FAIRWAY	77339365	November 28, 2007

C. TRADEMARK LICENSES

None