08/05/2011



U.S. DEPARTMENT OF COMME United States Patent and filrademark Of

Form PTO-1594 (Rev. 03-11) OMB Collection 0651-0027 (exp. 03 103630296 AUG - 5 2011 TRADEMARKO DNEY 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): FOURTH TORO FAMILY LIMITED PARTNERSHIP 2. Name and address of receiving party(ies) Additional names, addresses, or citizenship attached? 639 WEST 46TH STREET No. NEW YORK, NEW YORK 10036 Name: INTERNAL REVENUE SERVICE + Internal Association Individual(s) Address: General Partnership X Limited Partnership Street Address: 110 West 44th Street Corporation- State: City: New York Other State: New York Citizenship (see guidelines)_ Country: USA Zip: 10036 Additional names of conveying parties attached? Yes X No Citizenship _ Association General Partnership Citizenship 3. Nature of conveyance)/Execution Date(s): Limited Partnership Citizenship _ Execution Date(s)_ Corporation Citizenship

4. Application number(s) or registration number(s) and identification or description of the Trademark.

Merger

Change of Name

★ Assignment

★ Other SEIZURE

Security Agreement

B. Trademark Registration No.(s) A. Trademark Application No.(s) 2097578 "Like No Other Bagel In The World" 2450379 "H&H Bagels" Additional sheet(s) attached? C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown): 5. Name & address of party to whom correspondence 6. Total number of applications and concerning document should be mailed: registrations involved: Name: INTERNAL REVENUE SERVICE 7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ SEEK WAIVER Internal Address: (pur summer to 15 450 \$ 1113 (b)." Authorized to be charged to deposit account Street Address:110 West 44th Street Enclosed 8. Payment Information: City:New York State: New York Zip:10036 Phone Number: (212) 719-8045 Deposit Account Number Fax Number: 212 719-8000 Authorized User Name Email Address: Mark S. Skinner@irs.gov 9. Signature: 08-02-2011

X Other GOV AGENCY Citizenship

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes

(Designations must be a separate document from assignment)

X No

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

Signature

Mark Skinner

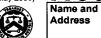
Name of Person Signing

Date

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

Department of the Treasury Internal Revenue Service Form **2433** (Rev. May 2009)

Notice of Seizure



Fourth Toro Family Limited Partnership as Alter Ego or Nominee or Transferee of Helmer Toro 639 West 46th Street New York, NY 10036



Under the authority in section 6331 of the Internal Revenue Code, and by virtue of a levy from the Area Director of Internal Revenue of the area shown below, I have seized the property below for nonpayment of past due internal revenue taxes.

Due from

Fourth Toro Family Limited Partnership As Alter Ego or Nominee of Helmer Toro, Taxpayer, 639 46th Street, New York, NY 10036

Amount Due from Form 668B

\$ 1,505,934.08

Internal Revenue Area and Territory

Area 1 Metro NY 1

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Description of property		1000
Trademark: "H & H BAGELS", Registration Prior Registration Number: 1736851	Number: 2450379, Registered on Ma	y 15, 2001
Trademark: "LIKE NO OTHER BAGEL IN T Registered on September 16, 1997, Prior Re	HE WORLD", Registration Number: :	2097578,
	. /	4.
		7.00
Signature of Revenue Officer making seizure	Address AD THE	10036 Date
ayer conf	110 W TY ST4 A	N/N/ //28/4
Signature of accompanying employee	Address 110 W HHM SCNY	10031 Date 7/28/11
Part 1—Taxpayer Cofy ()	Cat. No. 21680C www.irs.gov	Form 2433 (Rev. 05-2009)

REEL: 004606 FRAME: 0279

Department of the Treasury Internal Revenue Service Form 2433 (Rev. May 2009)

Name and Fourth Toro Family Limited B



Address as Alter Ego or Nominee or Transferee of Helmer Toro 639 West 46th Street

New York, NY 10036



Under the authority in section 6331 of the Internal Revenue Code, and by virtue of a levy from the Area Director of Internal Revenue of the area shown below, I have seized the property below for nonpayment of past due internal revenue taxes.

Fourth Toro Family Limited Partnership As Alter Ego or Nominee of Helmer Toro, Taxpayer, 639 46th Street, New York, NY 10036 Amount Due from Form 668B

Internal Revenue Area and Territory

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	Republication			
Description of property 1. Trademark: "H & H BAGELS", Registration N Prior Registration Number: 1736851	lumber: 2450379, Reg	istered on May 15, 20	001	
2. Trademark: "LIKE NO OTHER BAGEL IN TH Registered on September 16, 1997, Prior Reg	IE WORLD", Registrat gistration Number: 173	ion Number: 209757 6851	8,	
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gnature of Revenue Officer making seizure	Address #	JR 1003	6 Date / //	,
gnature of accompanying employee	Address	PININ	Date /	
Shee Ely	110 WYYST	-N/N/N/3t		0000
nt 2— Third Party Copy	Cat. No. 21680C www.ir	s.gov	Form 2433 (Rev. 05-2	2009

TRADEMARK REEL: 004606 FRAME: 0280



DEPARTMENT OF THE TREASURY INTERNAL REVENUE SERVICE Washington, DC 20224

SMALL BUSINESS / SELF-EMPLOYED DIVISION

July 28, 2011



Mail Stop Assignment Recordation Services Director of the USPTO P.O. Box 1450 Alexandria, VA 22313-1450

To Whom It May Concern:

Please record the enclosed Part 2 of Form 2433 regarding:

Trademark Registration Number 2450379

Registered on: May 15, 2001, prior registration number 1736851

Owner: Fourth Toro Family Limited Partnership (as Alter Ego or Nominee of

Helmer Toro)

Trademark: H & H BAGELS

Trademark Registration Number 2097578

Registered on: September 16, 1997, prior registration number 1736851 Owner: Fourth Toro Family Limited Partnership (as Alter Ego or Nominee of

Helmer Toro)

Trademark: LIKE NO OTHER BAGEL IN THE WORLD

Pursuant to 15 U.S.C. § 1113(b), we request that you waive the recordation fee as we are a federal agency.

Thank you for your assistance in this matter.

Sincerely,

Bob Digregorio -

Property Appraisal & Liquidation Specialist,

(P.A.L.S.).

Internal Revenue Service - 110 West 44th Street -

New York, New York 10036

phone: (212) 719-8107 mobile: (917) 647-5429

TRADEMARK REEL: 004606 FRAME: 0281

RECORDED: 08/05/2011