

## 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
Finova Capital Corporation		06/27/2012	CORPORATION: DELAWARE
RECEIVING PARTY DATA			
Name:	Back Bay Restaurant Group, Inc.		
Street Address:	284 Newbury Street		
City:	Boston		
State/Country:	MASSACHUSETTS		
Postal Code:	02115		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 5			
Property Type	Number	Word Mark	
Serial Number:	75356267	ABE & LOUIE'S	
Serial Number:	73570799	ATLANTIC FISH CO.	
Serial Number:	73490163	CHARLEY'S EATING & DRINKING SALOON	
Serial Number:	73524706	JOE'S AMERICAN BAR & GRILL	
Serial Number:	74133770	PAPA-RAZZI	
CORRESPONDENCE DATA			
Fax Number:	6173459020		
	<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>		
Phone:	6173459000		
Email:	tmdocket@haslaw.com		
Correspondent Name:	Deborah L. Benson		
Address Line 1:	28 State Street		
Address Line 2:	c/o Hinckley Allen & Snyder		
Address Line 4:	Boston, MASSACHUSETTS 02109-1775		

NAME OF SUBMITTER:	Deborah L. Benson
Signature:	/Deborah L Benson/
Date:	07/23/2012
<b>Total Attachments: 9</b> source=Declration regarding Finova#page1.tif source=Declration regarding Finova#page2.tif source=Declration regarding Finova#page3.tif source=Declration regarding Finova#page4.tif source=Declration regarding Finova#page5.tif source=Declration regarding Finova#page6.tif source=Declration regarding Finova#page7.tif source=Declration regarding Finova#page8.tif source=Declration regarding Finova#page9.tif	

## DECLARATION

I, **Ann Marie Lagrotteria**, being duly sworn, depose and say:

1. I am, and have been, since December 30, 2010, the Vice President and Assistant Secretary of CFS RESTAURANT GROUP, Inc. FKA Back Bay Restaurant Group, Inc., a Delaware corporation ("BBRG").

2. Pursuant to a Trade Name and Mark Assignment dated June 17, 2010 and recorded in the USPTO on June 21, 2010 by and between Pheasant Mall Restaurant Group, Inc., a New Hampshire corporation ("Pheasant Mall") and BBRG (the "Assignment"), Pheasant Mall assigned BBRG its entire right, title and interest in and to certain trade names and marks, including the Trademarks set forth on the attached Exhibit A (the "Trademarks").

3. Pursuant to a Servicemark Security Agreement dated April 5, 1999, ("Finova Security Agreement"), by and between Pheasant Mall and Finova Capital Corporation, a Delaware corporation, in its capacity as agent for the financial institutions from time to time party to the Loan Agreement described below ("Finova"), and in connection with a Loan Agreement by and among BBRG, Finova and the financial institutions from time to time party to the Loan Agreement dated April 5, 1999 ("Loan Agreement"), Pheasant Mall granted Finova a security interest in certain collateral, including the United States trademark registrations and applications set forth on the attached Exhibit A (the "Trademarks").

4. On or about April 21, 1999, the Finova Security Agreement was recorded against the Trademarks in the United States Patent and Trademark Office (the "USPTO").

5. On or about May 15, 2002, Pheasant Mall paid the loan in full thereby satisfying the requirements of the Loan Agreement and triggering the automatic and unconditional release by Finova of the security interest in all collateral (including, without

limitation, the Trademarks).

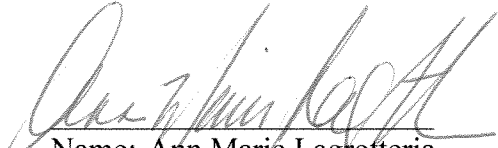
9. Finova can no longer be reached to execute a release to the Finova Security Agreement because Finova was formally dissolved as described in the its Form 10-Q as of November 17, 2009, the date its Certificate of Dissolution was recorded with the Delaware Secretary of State, a copy of which is attached as Exhibit B.

10. I believe in good faith and following investigation that BBRG has no further obligations to Finova or any of its assignees pursuant to the Finova Security Agreement, Loan Agreement or otherwise.

11. The facts set forth above are true and correct to the best of my knowledge, information and belief.


12. I hereby respectfully request the USPTO record this Declaration as a release of the security interest previously filed in favor of Secured Party recorded against those active trademarks set forth on attached Exhibit A.

I hereby declare under the pains and penalties of perjury that the foregoing is true and correct. Executed on this 21<sup>st</sup> day of June, 2012 under the laws of the Commonwealth of Massachusetts.

By:   
Name: Ann Marie Lagrotteria  
Title: Vice President & Assistant Secretary

STATE OF Massachusetts  
County of Suffolk

On this 27<sup>th</sup> day of June, 2012, before me, the undersigned notary public, personally appeared Ann Marie Lagrotteria, the Vice President and Assistant Secretary of CFS Restaurant Group, Inc. (formerly known as Back Bay Restaurant Group, Inc.), proved to me through satisfactory evidence of identification, which was personal knowledge of the undersigned, to be the person whose name is signed on the preceding document, and acknowledged to me that she signed it voluntarily for its stated purpose.

  
Notary Public  
Print Name of Notary: Charlene McCauley  
My commission expires: August 22, 2014

**Exhibit A**

**Trademarks**

	<b>Trademark</b>	<b>Applicati on No.</b>	<b>Registratio n No.</b>	<b>Registration Date</b>	<b>Filing Date</b>	<b>Status</b>
1.	Abe & Louie's	75356267	2,243,763	05/04/1999	09/12/1997	Registered
2.	Atlantic Fish CO. & des	73570799	1,403,540	07/29/1986	11/29/1985	Registered
3.	Charley's Eating and Drinking Saloon	73490163	1,332,622	04/23/1985	07/16/1984	Registered
4.	Joe's American Bar & Grill	73524706	1,361,176	09/17/1985	03/01/1985	Registered
5.	Hillary's	77521751	-	-	07/14/2008	Abandoned
6.	J.C. Hillary's	77521759	-	-	07/14/2008	Abandoned
7.	Rayz	77319950	-	-	11/2/2007	Abandoned
8.	Papa Razzi Cucina	74419294	1,867,843	12/13/1994	08/02/1993	Cancelled
9.	Papa-Razzi	74133770	1,678,007	03/03/1992	01/28/1991	Registered
10.	Abe and Louie's	75356266	-	-	09/12/1997	Abandoned
11.	Abe & Louie's	75356267	2,243,763	05/04/1999	09/12/1997	Registered

**Exhibit B**

**Certificate of Dissolution**

EX-99.1 6 dex991.htm CERTIFICATE OF DISSOLUTION

Exhibit 99.1

**CERTIFICATE OF DISSOLUTION**  
**OF**  
**THE FINOVA GROUP INC.**

**(Pursuant to Sections 275 and 303 of the Delaware General Corporation Law)**

The FINOVA Group Inc. (the "Corporation"), a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware (the "DGCL"), DOES HEREBY CERTIFY:

FIRST: The name of the Corporation is The FINOVA Group Inc.

SECOND: The date the dissolution was authorized was November 16, 2009.

THIRD: The dissolution of the Corporation was duly authorized (i) without the need for approval by the stockholders of the Corporation pursuant to Section 303 of the DGCL because it is adopted in accordance with that certain order issued by the United States Bankruptcy Court for the District of Delaware under Chapter 11 of Title 11 of the United States Code on December 4, 2006, and (ii) by the Board of Directors of the Corporation pursuant to a unanimous written consent in accordance with Sections 275(a) and 141(f) of the DGCL.

**TRADEMARK**



FOURTH: That the names and addresses of the directors and officers of the Corporation are as follows:

**DIRECTORS**

Thomas F. Boland	8320 North Hayden Road Suite C112 Scottsdale, AZ 85258
Ian M. Cumming	8320 North Hayden Road Suite C112 Scottsdale, AZ 85258
G. Robert Durham	8320 North Hayden Road Suite C112 Scottsdale, AZ 85258
Thomas E. Mara	8320 North Hayden Road Suite C112 Scottsdale, AZ 85258
R. Gregory Morgan	8320 North Hayden Road Suite C112 Scottsdale, AZ 85258
Kenneth R. Smith	8320 North Hayden Road Suite C112 Scottsdale, AZ 85258
Joseph S. Steinberg	8320 North Hayden Road Suite C112 Scottsdale, AZ 85258

**OFFICERS**

Thomas E. Mara	Chief Executive Officer	8320 North Hayden Road Suite C112 Scottsdale, AZ 85258
Joseph S. Steinberg	President	8320 North Hayden Road Suite C112 Scottsdale, AZ 85258
Richard A. Ross	Senior Vice President, Chief Financial Officer and Treasurer	8320 North Hayden Road Suite C112 Scottsdale, AZ 85258

**TRADEMARK**

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Elizabeth A. McAllister

Vice President, Controller –  
Tax and Secretary

8320 North Hayden  
Road Suite C112  
Scottsdale, AZ 85258

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**TRADEMARK**

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IN WITNESS WHEREOF, the Corporation has caused this Certificate to be signed this 17<sup>th</sup> day of November, 2009.

THE FINOVA GROUP INC.

By: /s/ Richard A. Ross

Name: Richard A. Ross

Title: Senior Vice President, Chief  
Financial Officer and Treasurer

SIGNATURE PAGE TO THE FINOVA GROUP INC. CERTIFICATE OF DISSOLUTION

**TRADEMARK**

**RECORDED: 07/23/2012**

**REEL: 004827 FRAME 0571**