

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM541601

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	MERGER AND CHANGE OF NAME
<b>EFFECTIVE DATE:</b>	07/01/1999

## CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
THE WESTERN SIZZLIN CORPORATION		07/01/1999	Corporation: TENNESSEE

## NEWLY MERGED ENTITY DATA

Name	Execution Date	Entity Type
AUSTINS ACQUISITION CORP.	07/01/1999	Corporation: DELAWARE

## MERGED ENTITY'S NEW NAME (RECEIVING PARTY)

<b>Name:</b>	THE WESTERN SIZZLIN CORPORATION
<b>Street Address:</b>	416 South Jefferson Street
<b>City:</b>	Roanoke
<b>State/Country:</b>	VIRGINIA
<b>Postal Code:</b>	24011
<b>Entity Type:</b>	Corporation: DELAWARE

## PROPERTY NUMBERS Total: 2

Property Type	Number	Word Mark
<b>Registration Number:</b>	1126269	WESTERN SIZZLIN STEAK HOUSE
<b>Registration Number:</b>	1584119	WESTERN SIZZLIN STEAK & MORE RESTAURANT

## CORRESPONDENCE DATA

Fax Number: 3177133699

*Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.*

Phone: 317.713.9442

Email: LRothrock@taftlaw.com

Correspondent Name: Lindsey N. Rothrock

Address Line 1: One Indiana Square

Address Line 2: Suite 3500

Address Line 4: Indianapolis, INDIANA 46204

ATTORNEY DOCKET NUMBER: WSIZ-00012

CH \$65.00 1126269

<b>NAME OF SUBMITTER:</b>	Lindsey N. Rothrock
<b>SIGNATURE:</b>	/Lindsey N. Rothrock/
<b>DATE SIGNED:</b>	09/19/2019
<b>Total Attachments: 3</b> source=1999 Merger and Name Change (WSIZ)#page1.tif source=1999 Merger and Name Change (WSIZ)#page2.tif source=1999 Merger and Name Change (WSIZ)#page3.tif	

# Delaware

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*The First State*

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

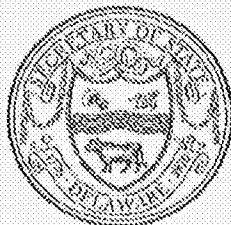
"THE WESTERN SIZZLIN CORPORATION", A TENNESSEE CORPORATION, WITH AND INTO "AUSTINS ACQUISITION CORP." UNDER THE NAME OF "THE WESTERN SIZZLIN CORPORATION", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE THIRTIETH DAY OF JUNE, A.D. 1999, AT 12:15 O'CLOCK P.M.

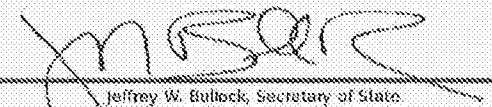
AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF MERGER IS THE FIRST DAY OF JULY, A.D. 1999.

3036854 8100M

130318714

You may verify this certificate online  
at [corp.delaware.gov/authvcr.shtml](http://corp.delaware.gov/authvcr.shtml)



  
Jeffrey W. Bullock, Secretary of State  
AUTHENTICATION: 0286700

DATE: 03-15-13

TRADEMARK  
REEL: 006749 FRAME: 0616

### CERTIFICATE OF MERGER

Austins Steaks & Saloon, Inc., a Delaware corporation ("Austins"), Austins Acquisition Corp., a Delaware corporation ("Acquisition Corp.") and The WesterN SizzliN Corporation, a Tennessee corporation ("WesterN SizzliN") do hereby enter into the following Certificate of Merger for filing pursuant to Section 252 of the Delaware General Corporation Law.

1. The names of the constituent or merging corporations are Austins Acquisition Corp., a Delaware corporation and The WesterN SizzliN Corporation, a Tennessee corporation.
2. An Agreement and Plan of Merger dated April 30, 1999 has been approved, adopted, certified, executed and acknowledged by Austins, Acquisition Corp. and WesterN SizzliN.
3. The name of the surviving corporation is Acquisition Corp., a wholly owned subsidiary of Austins. Austins is not a constituent corporation.
4. The Certificate of Incorporation of Acquisition Corp. shall be the Certificate of Incorporation of the surviving corporation; provided, however, Article I shall be amended to change the name of the corporation to The WesterN SizzliN Corporation.
5. The executed Agreement and Plan of Merger is on file at the office of the surviving corporation at 416 South Jefferson Street, Roanoke, Virginia 24011.
6. A copy of the Agreement and Plan of Merger has been furnished to the stockholders of Austins, Acquisition Corp. and WesterN SizzliN and will be furnished, in the future, upon requested and without cost, to any stockholder of Austins, Acquisition Corp. or WesterN SizzliN.
7. The authorized capital stock of WesterN SizzliN is as follows:
  - a. Convertible Preferred Stock, Series A, \$10.00 par value per share, authorized 25,000 shares, no shares issued or outstanding.
  - b. Convertible Preferred Stock, Series B, \$1.00 par value per share, authorized 875,000 shares; 874,375 shares issued and outstanding.
  - c. Common Stock, \$1.00 par value per share, authorized 10,000,000 shares; 4,374,000 shares issued and outstanding.
8. The merger of Acquisition Corp. and WesterN SizzliN shall be effective as of 12:01 a.m. on July 1, 1999.

AUSTINS ACQUISITION CORP.,

By: Paul C. Schorr, III  
Paul C. Schorr, III, President

AUSTINS STEAKS & SALOON, INC.,

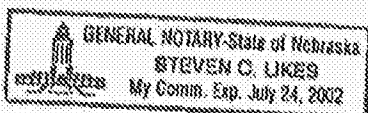
By: Paul C. Schorr III  
Paul C. Schorr, III, President

THE WESTERN SIZZLIN CORPORATION,

By: Victor F. Foti  
Victor F. Foti, President

STATE OF NEBRASKA     )  
                                  ) ss.  
COUNTY OF LANCASTER )

The foregoing instrument was acknowledged before me this 25<sup>th</sup> day of June, 1999, by PAUL C. SCHORR, III, President of Austins Acquisition Corp. and Austins Steaks & Saloon, Inc.



Steven C. Likes  
Notary Public

STATE OF VIRGINIA     )  
City                             ) ss.  
COUNTY OF Roanoke     )

The foregoing instrument was acknowledged before me this 28 day of June, 1999, by VICTOR F. FOTI, President of The Western Sizzlin Corporation.

Melody J. Shockey  
Notary Public

*my commission expires:  
2-28-00*