

4-11-01

TRADEMARKS ONLY



To the Honorable Commissioner of Patents and Trademarks: Please record the attached original 101688989

1. Name of conveying party(ies):

Picasso's Consolidated Inc.

- Individual(s)
- General Partnership
- Corporation-State - New York
- Other
- Association
- Limited Partnership

Additional name(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: April 10, 2001

2. Name and address of receiving party(ies):

Name: 3440 Transit Road Inc.

Street Address: 3440 Transit Road

City: Depew State: NY ZIP: 14043

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State New York
- Other

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No

(Designations must be a separate document from assignment) Additional name(s) and address(es) attached?  Yes  No

4. Application number(s) or patent number(s):

A. Trademark Application No.(s)

B. Trademark No.(s)  
1,888,962

Additional Numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Martin G. Linihan

Hodgson Russ LLP

Internal Address: Intellectual Property Law Section

Street Address: One M&T Plaza, Suite 2000

City: Buffalo State: NY ZIP: 14203-2391

6. Total number of applications and registrations involved: / 1 7

7. Total fee (37 CFR 3.41)..... \$40.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:  
08-2442

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Martin G. Linihan, Reg. No. 24,926

Name of Person Signing

Signature

April 11, 2001

Date

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

4

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents and Trademarks, Box Assignments  
Washington, D.C. 20231

**CONFIRMING SERVICE MARK ASSIGNMENT**

**WHEREAS**, Picasso's Consolidated Inc., a New York corporation, having its principal office at 3430 Transit Road, Depew, New York 14043, adopted, used, and owned the service mark now registered in the United States Patent and Trademark Office as set forth in Schedule A attached hereto and hereby made a part hereof; and

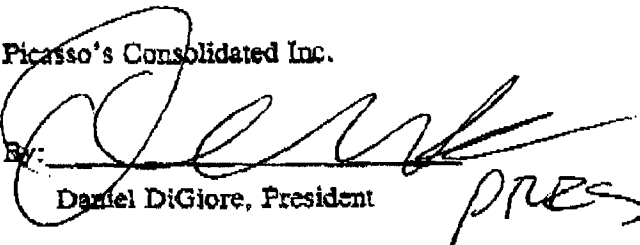
**WHEREAS**, 3440 Transit Road Inc., a New York corporation, having its principal office at 3440 Transit Road, Depew, New York 14043, has acquired said service mark and said registration thereof and the goodwill of the business symbolized by said service mark and said registration thereof and is desirous of having the same confirmed.

**NOW, THEREFORE**, for good and valuable consideration, the receipt of which is hereby acknowledged, Picasso's Consolidated Inc. has assigned and hereby assigns and confirms unto 3440 Transit Road Inc. all right, title and interest in and to said service mark and said registration thereof together with the goodwill of the business symbolized by said service mark and the registration thereof.

This Assignment is effective as of March 19, 2001.

Signed this 10 day of April, 2001.

Picasso's Consolidated Inc.

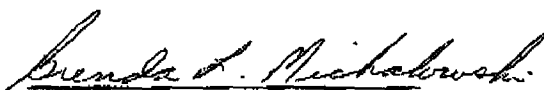
By:   
Daniel DiGiore, President

STATE OF NEW YORK)

: SS.

COUNTY OF ERIE )

On this 10<sup>th</sup> day of April, 2001, personally appeared, Daniel DiGiore, to me known and known to me to be the President of Picasso's Consolidated Inc., who confirmed to me that he executed the foregoing Assignment on behalf of Picasso's Consolidated Inc. with full authority to do so.



Notary Public

BRENDA L. MICHALOWSKI  
NOTARY PUBLIC, STATE OF N.Y.  
NO. 01M16304998  
QUALIFIED IN ERIE COUNTY  
COMMISSION EXPIRES 3/30/2002

SCHEDULE A

Registered Service Mark

Mark

Registration No.

Issue Date

PICASSO'S PIZZA EXPRESS

1,888,962

April 11, 1995