

07-03-2001



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To the Honorable Commissioner of Patents

original documents or copy thereof.

6-19-01

1. Name of conveying party(ies):

**FTCat, LLC**

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation-State
- Other **Limited Liability**

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

2. Name and address of receiving party(ies)

Name: **Yeeha! LLC**

Internal

Address:

Street Address: **4862 Cordell Avenue**

City: **Bethesda** State: **Maryland** Zip: **20814**

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State
- Other **Limited Liability**

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) & address(es) attached?  Yes  No

3. Nature of conveyance:

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

Execution Date: **May 1, 2001**

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

**1,923,056**

Additional number(s) attached  Yes  No

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

Name: **William P. Daly, Jr.**

Internal Address:

Street Address: **Rees, Broome & Diaz, P.C.**

**8133 Leesburg Pike, Ninth Floor**

City: **Vienna** State: **VA** Zip: **22182**

6. Total number of applications and registrations involved:

**1**

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

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

(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.

**William P. Daly, Jr.**

Name of Person Signing

*William P. Daly, Jr.*

Signature

**6/15/01**

Date

Total number of pages including cover sheet, attachments, and document: **3**

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

ASSIGNMENT OF TRADEMARK AGREEMENT

WHEREAS, FTCat, LLC, a Maryland limited liability company, having its principal place of business at 4862 Cordell Avenue, Bethesda, Maryland 20814, and operating under the trade name "California Tortilla Company", is the Assignee of the registered trademark described below with the United States Patent and Trademark Office (the "Trademark"):

<u>Mark</u>	<u>Registration No.</u>	<u>Date of Registration</u>
California Tortilla Company	1,923,056	September 26, 1995

WHEREAS, FTCat, LLC, purchased the registered trademark described above from Creative Food Concepts, Inc., the latter assigning the Trademark to FTCat, LLC as evidenced by the United States Patent and Trademark Office Notice of Recordation of Assignment Document dated May 31, 2000; said Notice showing the assignment was recorded March 27, 2000 at Reel 002046, Frame 0195.

WHEREAS, Yeeha! LLC, a Maryland limited liability company having its principal place of business at 4862 Cordell Avenue, Bethesda, Maryland 20814, desires to acquire, *inter alia*, the Trademark pursuant to that certain FTCat/Yehaa! Purchase and Assignment Agreement, of even date, and which incorporates this agreement, by reference, by and between, Yeeha! LLC and FTCat, LLC;

NOW, THEREFORE, for good and valuable consideration pursuant to the Purchase and Assignment Agreement, receipt of which is hereby acknowledged, FTCat, LLC does hereby sell, assign and transfer unto Yeeha! LLC all of FTCat, LLC's entire right, title and interest in and to the Trademark and the foregoing registration, together with the goodwill of the business in which FTCat, LLC used the Trademark, as well as the book of recipes, itemized lists of the restaurant supplies, fixtures, furniture, signs, lighting and other significant equipment, together with the lists of suppliers and pricing of said items, and all rights to all other written material previously provided by FTCat, LLC to Yeeha! LLC, including, but not limited to, the Operating Manual, advertising formats and form employment agreements. FTCat, LLC further sells, assigns and transfers unto the Purchaser, Yeeha! LLC, the entire right, title and interest in and to any and all claims and demands it may have either at law or in equity arising out of past, present or future infringement of the Trademark and further agrees to make all reasonable efforts to transfer the goodwill associated with the Trademark.

FTCat, LLC hereby authorizes and requests the United States Patent and Trademark Office and other corresponding officials of other jurisdictions, as appropriate, to record this instrument and to record the Purchaser, Yeeha! LLC, as the owner of the Trademark.

IN WITNESS WHEREOF, FTCat, LLC has caused this Assignment of Trademark Agreement to be executed by its duly authorized agent as of May 1, 2000.

FTCAT, LLC

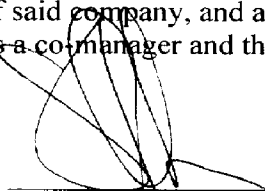
By:   
 Name: Pamela Felix  
 Title: Co-Manager

By:   
 Name: Alan Cohen  
 Title: Co-Manager

ACKNOWLEDGMENT

STATE OF Maryland  
COUNTY OF Montgomery


In Bethesda, said County and State, on the 1<sup>st</sup> day of May, 2001, before me personally appeared Pamela Felix, Co-Manager of FTCat, LLC, to me known and known by me to be the party executing the foregoing instrument on behalf of said company, and acknowledged said instrument so executed to be her free act and deed in his capacity as a co-manager and the free act and deed of FTCat, LLC

  
\_\_\_\_\_  
Notary Public  
My Commission Expires: 7.1.2004  
Sheryl C. Starnes

ACKNOWLEDGMENT

STATE OF Maryland  
COUNTY OF Montgomery

In Bethesda, said County and State, on the 1<sup>st</sup> day of May, 2001, before me personally appeared Alan Cohen, Co-Manager of FTCat, LLC, to me known and known by me to be the party executing the foregoing instrument on behalf of said company, and acknowledged said instrument so executed to be his free act and deed in his capacity as a co-manager and the free act and deed of FTCat, LLC

  
\_\_\_\_\_  
Notary Public  
My Commission Expires: 7.1.2004  
Sheryl C. Starnes

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