

08-17-2001

FORM PTO-1584

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U.S. DEPARTMENT OF COMMERCE

(REV. 6-93)

101813877

Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks. Please return the attached original documents or copy thereof.

1. Name of conveying party(ies):

American Food Classics, Inc.

8-10-01

Additional name(s) of

conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies)

Cabo's Restaurant, L.P.  
P.O. Box 541188  
Houston, Texas 77254

8-10-01

Additional name(s) & address(es) attached?  Yes  No

3. Nature of conveyance:

- Assignment  Merger
- Security Agreement  Change of Name
- Other

Execution Date: September 8, 2000

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

Trademark Application No.(s)  
"CABO" --U.S. Reg. No. 2,051,965

"CABO THE ORIGINAL MIX MEX GRILL"—  
U.S. Reg. No. 2,051,900

"MIX MEX"— U.S. Reg. No. 2,018,232

B. Trademark Registration No.(s)

Additional numbers attached?  Yes  No

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

John K. Buche  
Cain, Buche & LaCroix, P.C.  
2400 Augusta, Suite 350  
Houston, Texas 77057

6. Total no. of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 90.00

- Enclosed
- Authorized to be charged to deposit account
- Any deficiency is authorized to be charged to deposit account

8 Deposit account number: n/a  
(attach duplicate copy if paying by deposit account)

08/16/2001 DBYRME 00000277 2051965

01 FC:481  
02 FC:482

40.00 DP  
50.00 DP

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.

John Karl Buche  
Name of Person Signing

Signature

August 7, 2001  
Date

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

**ASSIGNMENT OF TRADEMARK**

**WHEREAS**, American Food Classics, Inc., a Nevada corporation ("Assignor"), has adopted, used, is using and is the owner of the following trademark registrations (the "Registrations") in the United States Patent and Trademark Office and with the Texas Secretary of State:


<b><u>Trademark</u></b>	<b><u>Registration No.</u></b>	<b><u>Date of Registration</u></b>
CABO	U.S. Reg'n No. 2,051,965	04/15/97
CABO	Texas Reg'n No. 56980	07/31/97
CABO, THE ORIGINAL MIX MEX GRILL AND DESIGN	U.S. Reg'n No. 2,051,900	04/15/97
CABO, THE ORIGINAL MIX MEX GRILL AND DESIGN	Texas Reg'n No. 54534	06/02/95
MIX MEX	U.S. Reg'n No. 2,018,232	11/19/96
CABO COAST BAR & BROILER AND DESIGN	U.S. Reg'n No. 1,604,146	06/26/90

**WHEREAS**, Cabo Restaurants, LP, a Texas limited partnership ("Assignee"), is desirous of acquiring said Registrations, together with said trademarks and the goodwill of the business symbolized by said trademarks, pursuant to that certain Asset Purchase Agreement dated September 8, 2000, between Assignee, Assignor, Cabo Travis, Inc., Cabo Shepherd, Inc., BFX Hospitality Group, Inc., Robert H. McLean, and Cabo-Fort Worth #1, L.L.C. ("Asset Purchase Agreement");

**NOW, THEREFORE**, pursuant to the Asset Purchase Agreement, for Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby assigns to Assignee, all right, title and interest in and to said trademarks, and said trademark registrations, together with the goodwill of the business symbolized by said trademarks.

**SIGNED** this 8th day of September, 2000.

AMERICAN FOOD CLASSICS, INC.

By:   
Name: Robert Korman  
Title: Vice President

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**RECORDED: 08/10/2001**

**TRADEMARK  
REEL: 002350 FRAME: 0311**