

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	NUNC PRO TUNC ASSIGNMENT
EFFECTIVE DATE:	03/10/2008

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
America's Best Inn, Inc.		01/30/2009	CORPORATION: DELAWARE

**RECEIVING PARTY DATA**

Name:	U.S. Franchise Systems, Inc.
Street Address:	1 Sylvan Way
City:	Parsippany
State/Country:	NEW JERSEY
Postal Code:	07054
Entity Type:	CORPORATION: DELAWARE

**PROPERTY NUMBERS Total: 1**

Property Type	Number	Word Mark
Registration Number:	2057353	SWEET SUITE RATES!

**CORRESPONDENCE DATA**

Fax Number: (615)744-5558  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Phone: 615-726-5558  
 Email: jsuwanski@bakerdonelson.com  
 Correspondent Name: Jillian M. Suwanski  
 Address Line 1: 211 Commerce Street  
 Address Line 2: Suite 1000  
 Address Line 4: Nashville, TENNESSEE 37201

NAME OF SUBMITTER:	Jillian M. Suwanski
Signature:	/Jillian M. Suwanski/
Date:	02/03/2009

OP \$40.00 2057353

Total Attachments: 2

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## ASSIGNMENT OF TRADEMARK RIGHTS

WHEREAS, America's Best Inn, Inc. ("**Assignor**"), a Delaware corporation with its principal place of business at 50 Glenlake Parkway, Suite 350, Atlanta, Georgia 30328, and U. S. Franchise Systems, Inc. ("**Assignee**"), a Delaware corporation with its principal place of business at 1 Sylvan Way, Parsippany, New Jersey 07054, were parties to an asset purchase transaction under that certain Franchise System Purchase Agreement dated as of October 7, 2005;

WHEREAS, as part of that transaction, Assignee inadvertently assigned to Assignor the trademark SWEET SUITE RATES! and United States trademark registration No. 2057353 thereof (said mark and registration collectively referred to hereinafter as the "Mark") by mistakenly identifying the Mark in a list of trademarks to be assigned in that certain Trademark Assignment dated October 7, 2005;

WHEREAS, on March 10, 2008, such assignment was recorded in the United States Patent and Trademark Office at Reel 3734/Frame 0987; and

WHEREAS, Assignor is desirous of correcting this error and assigning the Mark back to Assignee *nunc pro tunc* as of the date of the erroneous assignment, and Assignee is desirous of acquiring the Mark.

NOW, THEREFORE, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged, Assignor does hereby assign unto Assignee all rights, title and interest as Assignor may possess in and to the Mark and the registration thereof together with the goodwill of the business in connection with which the Mark is used and which is symbolized by said Mark and all claims for damages by reason of past infringement with the right to sue for and collect the same for its own use and benefit and for the use and on behalf of its successors, assigns and other legal representatives.

**AMERICA'S BEST INN, INC.**

By:  \_\_\_\_\_

Name: Douglas Collins

Title: President/CEO

Date: January 30, 2009

**State of Georgia**

**County of Fulton**

On January 30, 2009, before me, Lori E. Whatley, personally appeared **Douglas Collins**, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature Lori E. Whatley (Seal)

