

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	Release of Security Agreement

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Fleet National Bank	Fleet National Bank of Massachusetts, Fleet National Bank and Shawmut Bank, N.A.	10/09/2003	National Banking Association:

**RECEIVING PARTY DATA**

<b>Name:</b>	Cafeteria Operators, L.P.
<b>Street Address:</b>	3001 E. President Bush Highway, Suite 200
<b>City:</b>	Richardson
<b>State/Country:</b>	TEXAS
<b>Postal Code:</b>	75082
<b>Entity Type:</b>	LIMITED PARTNERSHIP: DELAWARE

**PROPERTY NUMBERS Total: 9**

Property Type	Number	Word Mark
Registration Number:	1423406	FOOD(S) UNLIMITED FU
Registration Number:	1129705	FURR'S CAFETERIAS
Registration Number:	1093001	FURR'S CAFETERIAS
Registration Number:	1987794	DYNAMIC FOODS
Registration Number:	1297173	F
Registration Number:	1878073	FURR'S FAMILY DINING
Registration Number:	1870079	FURR'S
Registration Number:	1629549	FURRS PIE KITCHEN
Registration Number:	1608630	CARRYOUT KITCHEN

**CORRESPONDENCE DATA**

Fax Number: (214)939-6100  
*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*  
 Phone: 214-939-5804  
 Email: nealk@hughesluce.com

CH \$240.00 1423406

Correspondent Name: Michele P. Schwartz  
Address Line 1: 1717 Main Street  
Address Line 2: Suite 2800  
Address Line 4: Dallas, TEXAS 75201

ATTORNEY DOCKET NUMBER:

9056.73

NAME OF SUBMITTER:

Kristy Neal

Total Attachments: 4

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**RELEASE OF SECURITY AGREEMENT**

WHEREAS, **Fleet National Bank of Massachusetts** is the record holder of a security interest in certain of the trademarks identified in Exhibit A attached hereto, (all of the trademarks identified in Exhibit A being referred to herein as the "Trademarks"), which security interest was recorded in the United States Patent and Trademark Office on January 17, 1996 at Reel 1426 Frame 0373 and at Reel 1426 Frame 0363;

WHEREAS, **Fleet National Bank**, as Administrative Agent, is the record holder of a security interest in certain of the Trademarks, which security interest was recorded in the United States Patent and Trademark Office on April 30, 2001 at Reel 2290 Frame 0257;

WHEREAS, **Shawmut Bank, National Association** is the record holder of a security interest in certain of the Trademarks, which security interest was recorded in the United States Patent and Trademark Office on April 8, 1992 at Reel 0857 Frame 0266;

WHEREAS, **Fleet National Bank of Massachusetts, Fleet National Bank and Shawmut Bank, N.A.** are collectively referred to herein as "the Secured Parties";

WHEREAS, **Fleet National Bank**, a national banking association having an office at 100 Federal Street, Boston, Massachusetts, 02110, is the successor in interest of the Secured Parties by way of merger and change of name as evidenced in the Secretary's Certificate attached hereto as Exhibit B; and

WHEREAS, **Cafeteria Operators, L.P.**, a Delaware limited partnership ("Debtor"), having an address of 3001 E. President Bush Highway, Suite 200, Richardson, Texas 75082, is the record owner of the Trademarks.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Fleet National Bank, as Administrative Agent and successor in interest of the Secured Parties, does hereby release unto Debtor, its successors, assigns and legal representatives, its security interest in and to the Trademarks, all proceeds thereof (such as, by way of example, income and license royalties and proceeds of infringement suits), the right to sue for past, present and future infringements, all rights corresponding thereto throughout the world and all divisions, reissues, substitutions, renewals and extensions thereof.

Fleet National Bank further agrees to execute any and all powers of attorney, applications, assignments, declarations, affidavits and any other papers in connection therewith necessary to perfect such right, title and interest in Debtor and its respective successors, assigns and legal representatives.

FLEET NATIONAL BANK, as Administrative Agent

Date: 10/09/03

By: Brian P. Valenti  
Name: Brian P. Valenti  
Title: Authorized officer

[ NOTARY PAGE FOLLOWS ]

COMMONWEALTH OF MASSACHUSETTS §

§

COUNTY OF SUFFOLK §

Before me, a Notary Public, on this day personally appeared Brian Valenti, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of Fleet National Bank, a national banking association, as Administrative Agent, and that s/he has executed the same on behalf of said banking association in its capacity as Administrative Agent.

Given under my hand and seal of office this 9<sup>th</sup> day of October, 2003.

Marisa H. Rosario  
Notary Public in and for the Commonwealth of  
Massachusetts

(PERSONALIZED SEAL)

[EXHIBIT A and EXHIBIT B FOLLOW]

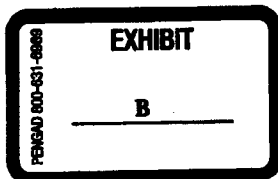
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TRADEMARK  
REEL: 002730 FRAME: 0243

EXHIBIT A

Trademarks

<u>Mark</u>	<u>U.S. Registration Number</u>
FOODS UNLIMITED FU & Design	1,423,406
FURR'S CAFETERIAS stylized	1,129,705
FURR'S CAFETERIAS & Design	1,093,001
DYNAMIC FOODS	1,987,794
F & Design	1,297,173
FURR'S FAMILY DINING	1,878,073
FURR'S	1,870,079
FURR'S PIE KITCHEN	1,629,549
CARRYOUT KITCHEN stylized	1,608,630



**FLEET NATIONAL BANK**



**Secretary's Certificate**

04-28-2001

U.S. Patent & TMOR/TM Mail Regt. Ct. #73

THIS IS TO CERTIFY that:

1. **Shawmut Bank of Boston, National Association** changed its name to **Shawmut Bank, National Association**, on November 1, 1986, which name change was duly approved by the United States Comptroller of the Currency.
2. **Shawmut Bank, National Association** changed its name to **Fleet National Bank of Massachusetts** effective on December 1, 1995, which name change was duly approved by the sole shareholder of said bank on November 27, 1995 and was duly filed with the United States Comptroller of the Currency.
3. **Fleet National Bank of Massachusetts** and **Fleet National Bank of Connecticut**, through a merger legally effected in accordance with the provisions of the National Bank Act, as amended, and duly approved by the shareholders and Boards of Directors of said banks and by the United States Comptroller of the Currency, merged effective April 1, 1996 under the charter and title of **Fleet National Bank of Connecticut**.
4. **Fleet National Bank of Connecticut** changed its name to **Fleet National Bank** effective April 1, 1996, which name change was duly filed with and approved by the United States Comptroller of the Currency.
5. **Fleet National Bank** and **BankBoston, N.A.**, through a merger legally effected in accordance with the provisions of the National Bank Act, as amended, and duly approved by the shareholders and Board of Directors of said banks and by the United States Comptroller of the Currency, merged effective March 1, 2000 under the charter and title of **BankBoston, N.A.**
6. **BankBoston, N.A.** changed its name to **Fleet National Bank** effective March 1, 2000, which name change was duly filed with and approved by the United States Comptroller of the Currency.

**FLEET NATIONAL BANK**



By: Patrick Gannon  
Patrick Gannon  
Assistant Secretary

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