

07-17-2003

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings



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U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

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

1. Name of conveying party(ies): 7-14-03 Suntrust Bank Association

2. Name and address of receiving party(ies) Name: Vicorp Restaurants, Inc. Address: 400 West 48th Avenue City: Denver State: Colorado Zip: 80216

3. Nature of conveyance: Release of Security Interest June 13, 2003

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

B. Trademark Registration No.(s) See attached

5. Name and address of party to whom correspondence concerning document should be mailed: Alston & Bird LLP Jay E. Sloman 1201 West Peachtree Street Atlanta GA 30309

6. Total number of applications and registrations involved: 41 7. Total fee (37 CFR 3.41): \$ 1040.00 Enclosed 8. Deposit account number:

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. Jay E. Sloman Signature July 8, 2003 Date

01 FC:8521 02 FC:8522

Name of Person Signing

Total number of pages including cover sheet, attachments, and document: 8

40.00 documents to be recorded with required cover sheet information to: 1000.00 OP Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

TRADEMARK REEL: 002778 FRAME: 0610

TRADEMARK REGISTRATIONS

<u>REGISTRATION NO.</u>
696150
768280
1070440
1118490
1118489
1196497
1197458
1307977
1394236
1394423
1394428
1403328
1517633
1682297
1783034
1862094
1883771
1889030
1890316
1899370
1930867
1942036
1959090
1979914
1979154
2002503

2014488
2042561
2100736
2213980
2228259
2233721
2237698
2239993
2317331

**TRADEMARK PENDING APPLICATIONS**

<b><u>APPLICATION NO.</u></b>
75/299950
76/004738
76/025950
76/085069
76/085068
76/085070

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**RELEASE OF TRADEMARK SECURITY INTEREST**

THIS RELEASE is made on this 13 day of June, 2003, by SUNTRUST BANK, a banking association having an office at 303 Peachtree Street, 25<sup>th</sup> Floor, Atlanta, Georgia 30308 as administrative agent ("Administrative Agent") for itself and other lending institutions.

WHEREAS, VICORP RESTAURANTS, INC., a Colorado corporation having its principal place of business at 400 West 48<sup>th</sup> Avenue, Denver, Colorado 80216 ("Company"), in a Trademark Collateral Security and Pledge Agreement dated May 14, 2001 (the "Trademark Security Agreement"), granted to Administrative Agent a continuing security interest in and first priority lien on the Pledged Trademarks (as defined in the Trademark Security Agreement) including without limitation the trademark registrations and applications set forth on Schedule A to the Trademark Security Agreement which are also set forth on Schedule A attached hereto and made a part hereof; and

WHEREAS, the Administrative Agent has agreed to release its rights as a secured party under said Trademark Security Agreement in and to the Pledged Trademarks, including without limitation the trademark registrations and applications set forth on Schedule A attached hereto and made a part hereof;

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, receipt of which is hereby acknowledged, the Administrative Agent hereby releases its continuing security interest in and first priority lien on the Pledged Trademarks, including without limitation the trademark registrations and applications set forth on Schedule A attached hereto and made a part hereof, releases all other rights it may have under the Trademark Security Agreement, and cancels such Trademark Security Agreement.

IN WITNESS WHEREOF, the Administrative Agent has caused this Release to be duly executed as of the date first written above.

SUNTRUST BANK,  
as Administrative Agent

By: Samuel M. Jantke J  
Title: Vice President

**TRADEMARK REGISTRATIONS**

<b><u>MARK</u></b>	<b><u>REGISTRATION NO.</u></b>	<b><u>REGISTRATION DATE</u></b>
<b>UNITED STATES</b>		
Little Jack Horner	696150	04/12/1960
Village Inn (Stylized)	768280	04/14/1964
Village Inn	1070440	07/26/1977
Village Inn and Design	1118490	05/15/1979
Village Inn Pancake House	1118489	05/15/1979
Village Inn Pizza 'N Pasta and Design	1196497	05/25/1982
Village Inn (Stylized)	1197458	06/08/1982
Bucky	1307977	12/04/1984
Bakers Square	1394236	05/20/1986
Bakers Square	1394423	05/20/1986
Bakers Square and Design	1394428	05/20/1986
Bakers Square and Design	1403328	07/29/1986
Breakfast Like You Like It. Any Time You Want.	1517633	12/20/1988
The Breakfast Experts	1682297	04/07/1992
Angel's and Design	1783034	07/20/1993
Nobody Goes Further for Fresh	1862094	11/08/1994
All-World Double Cheeseburger	1883771	03/11/1995
An American Diner and Proud Of It	1889030	04/11/1995
Good Food and Good Feelings	1890316	04/18/1995
Angel's Diner	1899370	06/13/1995
Angel's	1930867	10/31/1995
Candy Cane Pie	1942036	12/19/1995
It's Gotta Have That Spin, Or It's Not Village Inn	1959090	02/27/1996
Good Food... Good Feelings	1979914	06/11/1996
Angel's Diner - Best American Diner and Design	1979154	06/11/1996
Bakers Square Restaurant & Pies and Design	2002503	09/24/1996

Baker's Cut	2014488	11/05/1996
Scrambled Sensations	2042561	03/11/1997
Sweet Returns	2100736	09/30/1997
Bakers Square Best Pie In America and Design	2213980	12/29/1998
Bakers Dome	2228259	03/02/1999
Skillet Wraps	2233721	03/23/1999
Great Food. Unbelievable Pie.	2237698	04/06/1999
Best Pie In America	2239993	04/13/1999
J. Horner's	2317331	02/08/2000
<b>NEBRASKA (USA)</b>		
Bakers Square		10/19/1984
<b>CANADA</b>		
Bakers Square	442737	05/12/1995
<b>KOREA</b>		
Village Inn	40068	01/08/1998
<b>MEXICO</b>		
Angel's Diner	481833	12/07/1994

# TRADEMARK PENDING APPLICATIONS

<u>MARK</u>	<u>APPLICATION NO.</u>	<u>APPLICATION DATE</u>
<b>UNITED STATES</b>		
J. Horner's Legendary Pies & Desserts and Design	75/299950	05/29/1997
J. Horner's Legendary Pies Desserts and Design	76/004738	03/15/2000
The Skillet Experts	76/025950	04/14/2000
Bakers Square Pies and Design	76/085069	07/07/2000
Bakers Square Pies and Design	76/085068	07/07/2000
Bakers Square Pies and Design	76/085070	07/07/2000
<b>EUROPEAN UNION (COMMUNITY TRADEMARK - CTM)</b>		
Bakers Square logo	218099	04/01/1996



Commissioner of Patents & Trademarks

Alston & Bird LLP  
Atlanta Business Account

CHECK NO: 488888  
CHECK AMT: \$1,040.00

REF. #	INV. #	DATE	INV. AMT	INVOICE DESCRIPTION	AMOUNT PAID
	001833/259882	07-02-2003	1,040.00	Recordation of Release of Security Interest	1,040.00

THIS DOCUMENT HAS VISIBLE AND INVISIBLE FLUORESCENT FIBERS - VIEW UNDER BLACK LIGHT - TRUE WATERMARK IN PAPER - HOLD TO LIGHT TO VIEW

CHECK DATE  
07/02/03

Atlanta Business Account  
Bank of America, N.A.  
Atlanta, DeKalb County, GA

ONE THOUSAND FORTY AND 00/100

PAY TO THE ORDER OF

Commissioner of Patents & Trademarks  
Box Assignments

**ALSTON & BIRD LLP**

One Atlanta Center  
1201 West Peachtree Street  
Atlanta, Georgia 30309-3424  
FILE # 58-0197815

CHECK NO. 488888

06-123-9

511

CHECK AMOUNT

\$1,040.00

TWO SIGNATURES REQUIRED ON CHECK  
OVER \$1,000.00



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