

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	TERMINATION AND RELEASE

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
BANK OF AMERICA, N.A.		09/21/2005	Association:

RECEIVING PARTY DATA

Name:	THE RESTAURANT COMPANY
Street Address:	6075 POPLAR AVENUE
Internal Address:	SUITE 800
City:	MEMPHIS
State/Country:	TENNESSEE
Postal Code:	38119
Entity Type:	CORPORATION: DELAWARE

PROPERTY NUMBERS Total: 30

Property Type	Number	Word Mark
Registration Number:	718354	SMITTY'S PANCAKE HOUSE
Registration Number:	809680	PERKINS
Registration Number:	820475	
Registration Number:	1203149	PERKINS
Registration Number:	1231484	PERKINS
Registration Number:	1237817	PERKINS RESTAURANTS
Registration Number:	1243032	BOTTOMLESS POT OF COFFEE
Registration Number:	1253127	INCREDIBLE CROISSANT SUNDAES
Registration Number:	1265168	MELON SUNBURST
Registration Number:	1403558	PERKINS FAMILY RESTAURANT
Registration Number:	1403560	PERKINS FAMILY RESTAURANT BAKERY
Registration Number:	1464960	PERKINS FAMILY RESTAURANT BAKERY
Registration Number:	1465719	BOTTOMLESS CUP OF COFFEE

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Registration Number:	1475417	PERKINS FAMILY RESTAURANT
Registration Number:	1503633	HIGH ENERGY TWIN TONES
Registration Number:	1663533	MAGNIFICENT SEVEN
Registration Number:	1679722	PERKINS PROMISE
Registration Number:	1751454	MAMMOTH MUFFIN
Registration Number:	1843806	FOXTAIL FOODS
Registration Number:	1856091	PERKINS. BREAKFAST, DINNER AND EVERYTHING IN BETWEEN
Registration Number:	1897634	TREMENDOUS TWELVE
Registration Number:	1939671	PERKINS TAKE HOME BAKERY
Registration Number:	1943838	OLE' ALL DAY
Registration Number:	1968261	PERKINS PICKIN'S
Registration Number:	1985494	PERKINS EXPRESS & BAKERY
Registration Number:	1996746	PERKINS BAKERY
Registration Number:	2003228	LUNCH IN A FLASH
Registration Number:	2056503	GRILLED SUB SUPREME
Registration Number:	2286891	KID PERKS
Registration Number:	2121878	PERKINS CAFE & BAKERY

CORRESPONDENCE DATA

Fax Number: (202)728-0744
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
Phone: 202-721-6405
Email: ingrid.arbuckle@thomson.com
Correspondent Name: Corporate Services Corporation
Address Line 1: 80 State Street
Address Line 2: SUITE 800
Address Line 4: Albany, NEW YORK 12207

ATTORNEY DOCKET NUMBER:	632926-10
NAME OF SUBMITTER:	INGRID ARBUCKLE
Signature:	/INGRID ARBUCKLE/
Date:	10/07/2005

Total Attachments: 6
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**TERMINATION AND RELEASE
OF
TRADEMARK COLLATERAL SECURITY AND PLEDGE AGREEMENT**

**THE RESTAURANT COMPANY
successor by merger to
PERKINS FAMILY RESTAURANTS, L.P.**

TERMINATION AND RELEASE OF TRADEMARK COLLATERAL SECURITY AND PLEDGE AGREEMENT, dated as of September 21, 2005, by **BANK OF AMERICA, N.A.** (successor by merger to Fleet National Bank, f/k/a BankBoston, N.A.), a national banking association with an office at 100 Federal Street, Boston, Massachusetts 02110, as agent (hereinafter in such capacity, the "Agent") for itself and the other lending institutions (hereinafter collectively, the "Banks") in connection with the Revolving Credit Agreement, dated as of December 22, 1997 (as heretofore amended, and in effect, the "Credit Agreement"), by and among Perkins Family Restaurants, L.P., a Delaware limited partnership ("Perkins"), The Restaurant Company, a Delaware corporation ("TRC" and, pursuant to Joinder and Amendment No. 2, dated as of December 20, 1999, the "Borrower"), the Guarantors party thereto, the Agent and the Banks. All capitalized terms used herein without definition shall have the respective meanings assigned to such terms in the Credit Agreement.

WHEREAS, in connection with the Credit Agreement, Perkins and the Agent entered into a Trademark Collateral Security and Pledge Agreement, dated as of December 22, 1997 (the "Trademark Agreement"), which Trademark Agreement was recorded December 30, 1997 with the United States Patent and Trademark Office at Reel 1667, Frame 0332, for the purpose of securing payment and performance of the Obligations;

WHEREAS, pursuant to the Trademark Agreement, Perkins granted to the Agent a continuing security interest in, and first priority lien on, and conditionally (upon or after the occurrence and during the continuation of an Event of Default and upon satisfaction of certain other conditions) granted, assigned and conveyed (the "Conditional Assignment") to the Agent, by way of collateral security, its entire right, title and interest in and to, the Pledged Trademarks (as defined in the Trademark Agreement; such Pledged Trademarks listed as Exhibit A hereto); and

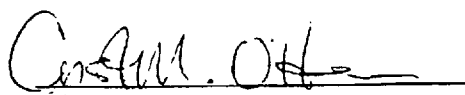
WHEREAS, pursuant to the Agreement and Plan of Merger, dated as of December 22, 1999, between Perkins and TRC, Perkins merged with and into TRC, with TRC as the surviving entity, which merger was recorded on December 14, 2000 with the United States Patent and Trademark Office at Reel 2038, Frame 0054; and

WHEREAS, on or as of September 30, 2000 TRC transferred the Pledged Trademarks to The Restaurant Company of Minnesota, a Delaware corporation ("TRCM"), which transfer was recorded on October 20, 2000 at the United States Patent and Trademark Office at Reel 2176, Frame 0311; and

WHEREAS, the Agent has agreed to terminate and release the Trademark Agreement as herein provided;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Agent hereby terminates and releases the Trademark Agreement, including the security interest in and first priority lien on and the Conditional Assignment of, the Pledged Trademarks effective as of the date set forth above.

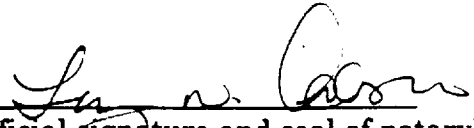
BANK OF AMERICA, N.A.
successor by merger to Fleet
National Bank, f/k/a BankBoston,
N.A.,
as Agent

By: 
Name: Costin M. Oltaru
Title: Director

CERTIFICATE OF ACKNOWLEDGMENT

COMMONWEALTH OR STATE OF Massachusetts
COUNTY OF Suffolk) ss.

On this 20 day of September, 2005, before me, the undersigned notary public, personally appeared Cristin M. O'Hara proved to me through satisfactory evidence of identification, which were MA driver's license, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that (he)(she) signed it voluntarily for its stated purpose (as Director for Bank of America national banking assoc.


(official signature and seal of notary)

My commission expires:

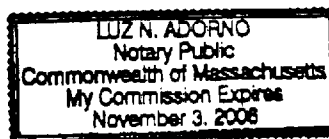


EXHIBIT A

Trademarks and Trademark Registrations

<u>Trademark or Service Mark</u>	<u>Registrations -- United States Patent and Trademark Office</u>	
	<u>Registration No.</u>	<u>Registration Date</u>
Smitty's Pancake House	718,354	7/11/61
Perkins	809,680	6/7/66
None (design only)	820,475	12/13/66
Perkins in oval	1,203,149	7/27/82
Perkins in script	1,231,484	3/15/83
Perkins Restaurants & design	1,237,817	5/10/83
Bottomless Pot of Coffee	1,243,032	6/21/83
Incredible Croissant Sundaes	1,253,127	10/4/83
Melon Sunburst	1,265,168	1/24/84
Perkins Family Restaurant and design	1,403,558	7/29/86
Perkins Family Restaurant & Bakery in Oval	1,403,560	7/29/86
Perkins Family Restaurant - Bakery in double oval	1,464,960	11/10/87
Bottomless Cup of Coffee	1,465,719	11/17/87
Perkins Family Restaurant in double oval	1,475,417	2/2/88
High Energy Twin Tones	1,503,633	9/13/88
Magnificent Seven	1,663,533	11/5/91
Perkins Promise	1,679,722	3/17/92

<u>Trademark or Service Mark</u>	<u>Registrations -- United States Patent and Trademark Office . Registration No. Registration Date</u>
Mammoth Muffin	1,751,454 2/9/93
Foxtail Foods and Design	1,843,806 7/5/94
Perkins. Breakfast, Dinner and Everything In Between	1,856,091 9/27/94
Tremendous Twelve	1,897,634 6/6/95
Perkins Take Home Bakery in Oval Design	1,939,671 12/5/95
Ole' All Day (stylized letters)	1,943,838 12/26/95
Perkins Pickin's	1,968,261 4/16/96
Perkins Express & Bakery and Design	1,985,494 7/9/96
Perkins Bakery and Design	1,996,746 8/27/96
Lunch In a Flash and Design	2,003,228 9/24/96
Grilled Sub Supreme	2,056,503 4/22/97
Kid Perks	2,286,891 10/19/99
Perkins Cafe and Bakery	2,121,878 12/16/97