

PLEASE read instructions on reverse side before completing this application

STATE OF WYOMING

SECRETARY OF STATE
Capitol Building
Cheyenne, Wyoming 82002

STATE OF WYOMING
FILED
11:25 AM
APR 19 1979
02813
THYRA THOMSON
SECRETARY OF STATE

APPLICATION FOR REGISTRATION OF TRADEMARK OR SERVICE MARK

1. BE IT KNOWN THAT THE APPLICANT WENDY'S INTERNATIONAL, INC.
has heretofore adopted and used a certain trademark and hereby makes application for registration of such trademark.
2. Address of applicant is: Street 4288 West Dublin Granville Road
City Dublin County Franklin State Ohio
3. Is applicant (a) an individual (b) a partnership (c) a corporation (CIRCLE ANSWER)
If (b) names and addresses of partners: N/A

If (c) where and when incorporated: Ohio; December 5, 1969
4. Provide a WRITTEN description of trademark or service mark. (Description must include all words, names, symbols, devices, designs, colors or combinations thereof which make up the mark). A symbol and mark consisting of a specific and unique caricature of the head of a female person, along with the words "OLD FASHIONED HAMBURGERS" and the word "WENDY'S".
5. Provide (a) the class number and title of the goods or services (see reverse); (b) a brief description of the goods or services within the class; and (c) the mode or manner in which the mark is used to identify the goods or services (e.g. GOODS - labels on cans, bags, wrappers, etc.; tags, labels, nameplates affixed directly to product; on display stands or in window signs, etc.; SERVICES - labels on laundry bags, etc.; advertising; window signs).
(a) Miscellaneous (100)
(b) Restaurant and Carry Out Restaurant Services
(c) Labels on napkins, food containers, wrappers; advertising & signs
6. Date of first use by applicant or predecessor:
(a) Anywhere: November 15, 1969
(b) In this State: February 13, 1979
7. NOTE: THREE SPECIMENS OR FACSIMILES MUST ACCOMPANY THIS APPLICATION



STATE OF OHIO
COUNTY OF FRANKLIN SS

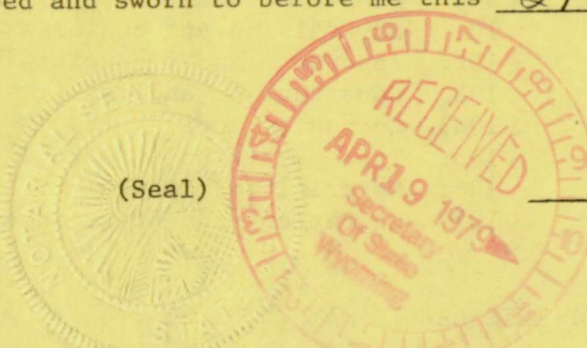
John W. Funk, being first duly sworn, deposes and says that
he is Secretary of the applicant and makes this affidavit on
(title)

behalf of the applicant. He has read the above application, and the facts set out therein are true; he believes the applicant to be the owner of the mark sought to be registered; to his best knowledge and belief no other person, firm, corporation or association has the right to use said mark in this State, either in the identical form or in such near resemblance thereto as might be calculated to deceive.

DATE: MARCH 29, 1979

John W. Funk
Signature

Subscribed and sworn to before me this 29 day of March, 1979



Kristine M. Ling
Notary Public

KRISTINE M. LING
Notary Public, State of Ohio
My Commission Expires March 12, 1983

#087599
10-

My Commission expires: MAR 12, 1983

INSTRUCTIONS

Forms must be submitted in duplicate. One copy will be returned to you showing the file data.

Send three facsimiles or specimens of the trademark or service mark.

The filing fee is ten dollars (\$10.00). Checks must be made payable to the Secretary of State.

The sworn application must be executed either by the individual applicant, a member of a firm applying (if, for example, a partnership) or an officer of a corporate applicant.

Registration is effective for a term of ten years and is renewable for like term upon application filed within six months prior to expiration of such terms. Renewal forms are available from the office of the Secretary of State and are mailed out to registrants whose trademark is up for renewal.

Assignment forms and copies of the Wyoming Trademarks Act are available from the office of the Secretary of State without charge.

The following general classes of goods and services are established for convenience of administration of this Act, but not to limit or extend the applicant's or registrant's rights, and a single application for registration of a mark may include any or all goods upon which, or services with which, the mark is actually being used comprised in a single class, *but in no event shall a single application include goods or services upon which the mark is being used which fall within different classes of goods or services.*

CLASS NUMBER AND TITLE

CLASS

(1) Goods

- | | |
|--|--|
| 1. Raw or partly prepared materials | 30. Crockery, earthenware, and porcelain |
| 2. Receptacles | 31. Filters and refrigerators |
| 3. Baggage, animal equipments, portfolios, and pocketbooks | 32. Furniture and upholstery |
| 4. Abrasives and polishing materials | 33. Glassware |
| 5. Adhesives | 34. Heating, lighting, and ventilating apparatus |
| 6. Chemicals and chemical compositions | 35. Belting, hose, machinery packing, and non-metallic tires |
| 7. Cordage | 36. Musical instruments and supplies |
| 8. Smokers' articles, not including tobacco products | 37. Paper and stationery |
| 9. Explosives, firearms, equipments, and projectiles | 38. Prints and publications |
| 10. Fertilizers | 39. Clothing |
| 11. Inks and inking materials | 40. Fancy goods, furnishings & notions |
| 12. Construction materials | 41. Canes, parasols, and umbrellas |
| 13. Hardware and plumbing and steam-fitting supplies | 42. Knitted, netted and textile fabrics and substitutes therefor |
| 14. Metals and metal castings and forgings | 43. Thread and yarn |
| 15. Oils and greases | 44. Dental, medical, and surgical appliances |
| 16. Paints and painters' materials | 45. Soft drinks and carbonated waters |
| 17. Tobacco products | 46. Foods and ingredients of foods |
| 18. Medicines and pharmaceutical preparations | 47. Wines |
| 19. Vehicles | 48. Malt beverages and liquors |
| 20. Linoleum and oiled cloth | 49. Distilled alcoholic liquors |
| 21. Electrical apparatus, machines, and supplies | 50. Merchandise not otherwise classified |
| 22. Games, toys, and sporting goods | 51. Cosmetics and toilet preparations |
| 23. Cutlery, machinery, and tools and parts thereof | 52. Detergents and soaps |
| 24. Laundry appliances and machines | |
| 25. Locks and safes | CLASS |
| 26. Measuring and scientific appliances | (2) <u>Services</u> |
| 27. Horological instruments | 100. Miscellaneous |
| 28. Jewelry and precious-metal ware | 101. Advertising and business |
| 29. Brooms, brushes, and dusters | 102. Insurance and financial |
| | 103. Construction and repair |
| | 104. Communications |
| | 105. Transportation and storage |
| | 106. Material treatment |
| | 107. Education and entertainment |

THE EFFECTIVE DATE OF THIS LAW IS MAY 22, 1965

80-002813

STATE OF WYOMING

SECRETARY OF STATE
Capitol Building
Cheyenne, Wyoming 82002

FILED
OCT 24 1988 250741
WYOMING
SECRETARY OF STATE

APPLICATION FOR RENEWAL OF TRADEMARK OR SERVICE MARK REGISTRATION

1. BE IT KNOWN THAT THE APPLICANT WENDY'S INTERNATIONAL, INC.
has heretofore adopted and used a certain trademark and hereby makes application for the renewal of such trademark registration.
2. ADDRESS OF THE APPLICANT IS: Street 4288 W. Dublin-Granville Road
City Dublin County Franklin State Ohio ZIP 43017
3. Is applicant (a) individual (b) partnership (c) corporation (d) Other (CIRCLE ANSWER)
If (b), gives names and addresses of partners: N/A

If (c), show when and where incorporated (State) Ohio (Date) 12/5/69
4. Date of original registration in the office of the Wyoming Secretary of State: 4/19/79
5. Provide a written description of trademark or service mark. Your description must include all words, names, symbols, devices and designs which appear on the mark. A symbol and mark consisting of a specific and unique caricature of the head of a female person, along with the words "Old Fashioned Hamburgers" and the word "Wendy's".
6. Provide the class number and title of the goods or services (see reverse). USE ONLY ONE CLASS CODE PER RENEWAL. 100. Miscellaneous
7. Provide a brief description of the goods or services within the class Restaurant and carry-out restaurant services.
8. List the mode or manner in which the mark is used to identify the goods or services (e.g., GOODS - labels on cans, bags, wrappers, etc.; tags, nameplates affixed directly to product; SERVICES - labels on laundry bags, advertising, window signs, etc.) Labels on napkins, food containers, wrappers, advertising and signs.
9. NOTE: THREE (3) SPECIMENS OR FACSIMILES MUST ACCOMPANY THIS APPLICATION.
10. APPLICANT CERTIFIES THAT THE MARK IS STILL IN USE IN WYOMING.

State of Ohio)
County of Franklin) ss

Lawrence E. Schauf, being first duly sworn, deposes and says that
he is Secretary. He has read the above application, and the
(Title)

facts set out therein are true; he believes the applicant to be the owner of the mark sought to be renewed; to his best knowledge and belief no other person, firm, corporation or association has the right to use said mark in this State, either in the identical form or in such near resemblance thereto as might be calculated to deceive or to be mistaken therefore:

Date 10-18-88 Signature Lawrence E. Schauf
Subscribed and sworn to before me this 18th day of Oct., 19 88

SEAL



Ronda K. Megger
(Notary Public)

My commission expires: 4-20-93

WENDY'S OLD FASHIONED
4288 W. DUBLIN
GRANVILLE RD.
DUBLIN
OH 43017

80-002813



RENEWAL FORM

INSTRUCTIONS

Forms must be submitted in duplicate. One copy will be returned to you with our file data evidenced thereon.

Send three (3) facsimiles or specimens of the trademark or service mark.

The filing fee is ten dollars (\$10.00). Checks must be made payable to the Secretary of State.

The sworn application must be executed either by the individual applicant, a member of a firm applying (if, for example, a partnership) or an officer of a corporate applicant.

Registration is effective for a term of ten years and is renewable for like term upon application filed within six months prior to expiration of such terms. Renewal forms are available from the office of the Secretary of State and are mailed out to registrants whose trademark is up for renewal.

Assignment forms and copies of the Wyoming Trademarks Act are available from the office of the Secretary of State without charge.

The following general classes of goods and services are established for convenience of administration of this Act, but not to limit or extend the applicant's or registrant's rights, and a single application for registration of a mark may include any or all goods upon which, or services with which, the mark is actually being used comprised in a single class, but in no event shall a single application include goods or services upon which the mark is being used which fall within different classes of goods or services.

CLASS NUMBER AND TITLE

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- | | |
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| 4. Abrasives and polishing materials | 33. Glassware |
| 5. Adhesives | 34. Heating, lighting, and ventilating apparatus |
| 6. Chemicals and chemical compositions | 35. Belting, hose, machinery packing, and non-metallic tires |
| 7. Cordage | 36. Musical instruments and supplies |
| 8. Smokers' articles, not including tobacco products | 37. Paper and stationery |
| 9. Explosives, firearms, equipments, and products | 38. Prints and publications |
| 10. Fertilizers | 39. Clothing |
| 11. Inks and inking materials | 40. Fancy goods, furnishings, & notions |
| 12. Construction materials | 41. Canes, parasols, and umbrellas |
| 13. Hardware and plumbing and steam-fitting supplies | 42. Knitted, netted and textile fabrics and substitutes therefor |
| 14. Metals and metal castings and forgings | 43. Thread and yarn |
| 15. Oils and greases | 44. Dental, medical, and surgical appliances |
| 16. Paints and painters' materials | 45. Soft Drinks and carbonated waters |
| 17. Tobacco products | 46. Foods and ingredients of foods |
| 18. Medicines and pharmaceutical preparations | 47. Wines |
| 19. Vehicles | 48. Malt beverages and liquors |
| 20. Linoleum and oiled cloth | 49. Distilled alcoholic liquors |
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| | 104. Communications |
| | 105. Transportation and storage |
| | 106. Material treatment |
| | 107. Education and entertainment |

THE EFFECTIVE DATE OF THIS LAW IS MAY 22, 1965

TRADE MARK DESIGN INFORMATION

REGISTRATION NUMBER: 80 - 002813

REGISTRANT: Wendy's International, Inc.

DATE REGISTERED: Oct. 24, 1988

4288 W. Dublin

CLASS CODE: # 100; DESC.: Miscellaneous

Dublin, OH 43017

DESIGN CATEGORY:

MAJOR: FIGURES - CHILDREN

X-REF: FIGURES - FEMALE

DESIGN DESCRIPTION: A symbol and mark consisting of a specific and unique caricature
of the head of a female person, along with the words "Old Fashioned Hamburgers"
and the word "Wendy's".

Place Facsimile below:

