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April 12, 2005

Via Federal Express

Department of State
Division of Corporations
409 E. Gaines Street
Tallahassee, FL 32399

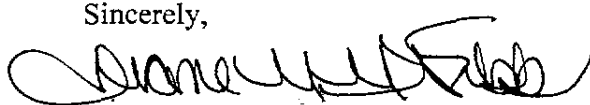
***Re: Pinchers Crab Shack – Fort Myers Beach, Inc.,
Articles of Incorporation for Filing***

Dear Sir or Madam:

Please find enclosed one (1) original and one (1) photocopy of the Articles of Incorporation for Pinchers Crab Shack-Fort Myers Beach, Inc. and a check in the amount of \$78.75, representing the filing fee and the cost for one (1) certified copy of the Articles of Incorporation.

Please mail the certified copy of the Articles to this office at the address listed above. If you should have any questions, please advise.

Sincerely,



Diane M. McNabb
Certified Paralegal

/dmm

Enclosure as stated.

ARTICLES OF INCORPORATION
PINCHERS CRAB SHACK – FORT MYERS BEACH, INC.

ARTICLE I - CORPORATE NAME

The name of the corporation is **PINCHERS CRAB SHACK – FORT MYERS BEACH, INC.**

ARTICLE II - DURATION OF CORPORATION

The period of existence of the corporation is perpetual.

ARTICLE III - PRINCIPAL OFFICE AND MAILING ADDRESS

The principal place of business of the corporation is **18148 Cutlass Drive, Fort Myers Beach, Florida 33931**. The mailing address of the corporation is **18148 Cutlass Drive, Fort Myers Beach, Florida 33931**.

ARTICLE IV - REGISTERED OFFICE AND REGISTERED AGENT

The initial registered office is at **28580 Bonita Crossings Boulevard, Bonita Springs, Florida, 34135**. The name of the initial registered agent at that address is **KATHLEEN M. PHELAN**.

ARTICLE V - AUTHORIZED SHARES

The corporation is authorized to issue ONE THOUSAND (1,000) shares of common stock having par value of ONE DOLLAR (\$1.00) per share.

ARTICLE VI - DIRECTORS

The initial board of directors shall consist of one (1) member.

ARTICLE VII - INCORPORATOR

The name and address of the incorporator is **KATHLEEN M. PHELAN, 28580 Bonita Crossings Boulevard, Bonita Springs, Florida, 34135**.

ARTICLE VIII - COMMENCEMENT OF EXISTENCE

The corporation's existence shall begin on the date these Articles are filed with the Florida Department of State, Division of Corporations.

05 APR 13 AM 8:59
SECRETARY OF STATE
TALLAHASSEE, FLORIDA

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Dated April 11, 2005

Kathleen M. Phelan
KATHLEEN M. PHELAN, Incorporator

STATEMENT OF REGISTERED AGENT

Having been named as registered agent to accept service of process for the above stated corporation at the place designated in this certificate, I am familiar with and accept the appointment as registered agent and agree to act in this capacity.

Dated April 11, 2005

Kathleen M. Phelan
KATHLEEN M. PHELAN, Registered Agent