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JAMES N. CASESA, P.A.

Attorney at Law.

MEMBER: FLORIDA BAR NEW YORK BAR 3845 FIFTH AVENUE NORTH ST. PETERSBURG, FLORIDA 33713-7537 TELEPHONE (727) 323-4719 FAX (727) 327-5554

DINO CAPPELLI TAMMY L. MONDAY LEGAL ASSISTANTS

File # 05-079IN REPLY REFER TO

May 14, 2009 November 5, 2008

Amendment Section Division of Corporations PO Box 6327 Tallahassee, FL 32314

RE: Toby's Original Little Italy Pizza, Inc. Document Number: P05000119826

Gentlemen:

The enclosed Officer/Director Resignation for a Corporation and fee are submitted for filing.

Please return all correspondence concerning this matter to my office.

If you should have any questions, please feel free to contact me.

Very truly yours

James W. Casesa

JNC/kh Encl.

RESIGNATION

TOBY'S ORIGINAL LITTLE ITALY PIZZA INC. DOCUMENT NUMBER P05000119826

I, the undersigned ${\hbox{\tt Rocco Spinelli}}$ of the above Corporation, hereby tender my resignation as Vice President effective immediately.

DATED as of November 5, 2008.

ROCCO SPINELLI,

(SEAL)

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