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April 15, 1995

Florida Dept. of State  
Division of Corporations  
P.O. Box 6327  
Tallahassee, FL 32301

800001458168  
-04/17/95--01000--021  
\*\*\*\*122.50 \*\*\*\*122.50

Subj: Incorporation of EMPIRE DINER, INC.

Dear Sir:

Enclosed please find the following:

1. The original and one copy of the Articles of Incorporation for the subject corporation. Please certify one copy and return it to the undersigned.
2. My check in the amount of \$122.50 to cover the filing fee.
3. Designation of Resident Agent.

Kindly acknowledge filing of these Articles of Incorporation, in compliance with Florida law and return the certified copy of the Articles of Incorporation to the undersigned at Express Legal Services, Inc., 1103 W. Hibiscus Blvd #302, W. Melbourne, FL 32904, (407) 729-6399.

Thank you for your assistance in this matter.

Sincerely,

*Madalyn A. Grigonis*  
Madalyn A. Grigonis

*Angela DiPentema*  
Angela DiPentema

ARTICLES OF INCORPORATION  
OF  
EMPIRE DINER, INC.

FILED  
95 APR 17 PM 3:2  
SECRETARY OF STATE  
TALLAHASSEE FLORIDA

ARTICLE I. NAME

The name of this corporation is EMPIRE DINER, INC.

ARTICLE II. DURATION

This corporation shall have perpetual existence.

ARTICLE III. PURPOSE

This corporation is organized for the purpose of transacting any or all lawful business.

ARTICLE IV. CAPITOL STOCK

This corporation is authorized to issue 1000 shares of \$1.00 par value common stock, which shall be designated "common shares".

ARTICLE V. PREEMPTIVE RIGHTS

Every shareholder, upon the sale for cash of any new stock of this corporation of the same kind, class or series as that which he already holds, shall have the right to purchase his pro rata share (as nearly as may be done without issuance of fractional shares) at the price at which it is offered to others.

ARTICLE VI. INITIAL REGISTERED OFFICE AND AGENT

The street address of the initial registered office of this corporation is 6050 Babcock St SE, Unit 4, Palm Bay, FL 32907 and the name of the initial registered agent of this corporation at that address is MADALYN A. GRIGONIS.

ARTICLE VII. INITIAL BOARD OF DIRECTORS

This corporation shall have two directors initially. The number of directors may be either increased or diminished from time to time by the bylaws but shall never be less than one. The names and addresses of the initial directors of this corporation are:

MADALYN A. GRIGONIS  
950 Cross Lake Dr.  
Melbourne, FL 32901

ANGELA DiPENTEMA  
898 Ontario St NW  
Palm Bay, FL 32907

ARTICLE VIII. PRINCIPAL OFFICE AND MAILING ADDRESS

The principal office of the corporation is located at 6050 Babcock St SE, Unit 4, Palm Bay, FL 32907 and the mailing address of the corporation is 6050 Babcock St SE, Unit 4, Palm Bay, FL 32907.

ARTICLE IX. INCORPORATORS

The names and addresses of the persons signing these articles are:

MADALYN A. GRIGONIS  
950 Cross Lake Dr.  
Melbourne, FL 32901

ANGELA DiPENTEMA  
898 Ontario St NW  
Palm Bay, FL 32907

ARTICLE X. AMENDMENTS

This corporation reserves the right to amend or repeal any provision contained in these Articles of Incorporation, or any amendment hereto, by a majority vote of the Board of Directors, and any right conferred upon the shareholders is subject to this reservation.

IN WITNESS WHEREOF the undersigned subscribers have executed these articles of incorporation on this 15<sup>th</sup> day of April, 1995.

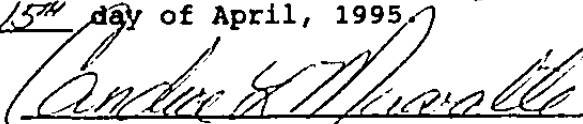
  
MADALYN A. GRIGONIS

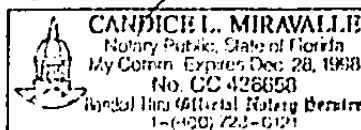
  
ANGELA DIPENTEMA

STATE OF FLORIDA  
COUNTY OF BREVARD

I HEREBY CERTIFY that on this day, before me, a Notary Public duly authorized in the State and County named above to take acknowledgements, personally appeared Madalyn A. Grigonis and Angela DiPentema, to me known to be the persons described as subscribers in and who executed the foregoing Articles of Incorporation, and who acknowledged before me that they subscribed to those Articles of Incorporation.

WITNESS my hand and official seal in the County and State named above this 15<sup>th</sup> day of April, 1995.





DESIGNATION  
AS  
REGISTERED AGENT

In compliance with Section 48.091, and Section 607.034  
Florida Statutes, the following is submitted:

That EMPIRE DINER, INC., desiring to organize under the laws of the State of Florida, with its principal office at 6050 Babcock St SE, Unit 4, Palm Bay, Brevard County, Florida 32907, has named MADALYN A. GRIGONIS, located at 6050 Babcock St SE, Unit 4, Palm Bay, Florida 32907, as its agent to accept service of process within this state.

ACKNOWLEDGMENT:

Having been named to accept service of process for the above named Corporation, at the place designated in this certificate, the undersigned agrees to act in this capacity, and agrees to comply with the provisions of Florida law relative to keeping the designated office open.

*Madalyn A. Grigonis*  
MADALYN A. GRIGONIS  
Registered Agent