

RECORDATION FORM TRADEMAR

06-01-1998

DEPARTMENT OF COMMERCE
Patent and Trademark Office

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100724248

or copy thereof.

To the Honorable Commissioner of Patents and Trademarks: Please

1. Name of conveying party(ies):

HealthRite, Inc.

2. Name and address of receiving party(ies):

Name: IVC Industries, Inc.

Internal Address: _____

Street Address: 500 Balls Bluff Road

City: Freehold State: NJ ZIP: 07728

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☒ Corporation-State Delaware
☐ Other _____

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Execution Date: April 22, 1998

- ☐ Individual(s) citizenship
☐ Association
☐ General Partnership
☐ Limited Partnership
☒ Corporation-State Delaware
☐ Other _____

If assignee is not domiciled in the United States, a domestic representative designation is attached: ☐ Yes ☒ No

(Designations must be a separate document from Assignment)

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or registration number(s):

A. Trademark Application No.(s)

B. Trademark registration No.(s)

1,880,352

1,880,353

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Stephen L. Baker

Internal Address: _____

6. Total number of applications and registrations involved: _____

2

7. Total fee (37 CFR 3.41):..... \$ 65.00

☒ Enclosed

☐ Authorized to be charged to deposit account

8. Deposit account number: _____

(Attach duplicate copy of this page if paying by deposit account)

Street Address: 359 East Main Street

City: Somerville State: NJ ZIP: 08876

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Stephen L. Baker

Name of Person Signing

Signature

May 14, 1998

Date

REEL: 1733 FRAME: 0375

Total number of pages comprising cover sheet: _____

1

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05/29/1998 DCOATES 00000098 1880352

01 FC:481

40.00 OP

02 FC:482

25.00 OP

MEMORANDUM OF ASSIGNMENT OF TRADEMARKS, U.S. TRADEMARK
REGISTRATIONS AND THE GOODWILL ASSOCIATED THEREWITH

WHEREAS, HEALTHRITE, INC., a corporation organized and existing under the laws of the State of Delaware, located and doing business at 11445 Cronhill Drive, Owings Mill, Maryland 21117, has adopted, used and was until June 13, 1997 using the following marks registered in the U.S. Patent and Trademark Office as follows:

<u>MARK</u>	<u>REG. NO.</u>	<u>REG. DATE</u>
VITAMIN SPECIALTIES and design	1,880,352	February 8, 1995
VITAMIN SPECIALTIES	1,880,353	February 8, 1995

WHEREAS, IVC INDUSTRIES, INC., a corporation organized and existing under the laws of the state of Delaware, located and doing business at 500 Halls Mill Road, Freehold, New Jersey 07728, acquired said marks, the U.S. trademark registrations therefor and the goodwill associated therewith on June 13, 1997 and;

WHEREAS, IVC INDUSTRIES, INC. is desirous of obtaining a Memorandum of Assignment suitable for recording in the U.S. Patent and Trademark Office acknowledging that , IVC INDUSTRIES, INC. is the owner of the subject trademarks, the registrations therefor, and the goodwill of the business associated therewith;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, HEALTHRITE, INC. does acknowledge that on June 13, 1997 it assigned unto , IVC INDUSTRIES, INC. all right, title and interest in and to subject trademarks, the registrations therefor, and the goodwill of the business symbolized by said marks.

DATED: 4/22/98

HEALTHRITE, INC.

By: [Signature]
Name: BRADY T. MacDONALD
Title: CEO & Chairman

NOTARIAL ATTESTATION

State of)
) ss:
County of)

On this day of March, 1998, before me personally appeared Bradley G. McDonald, to me known and known to be the Chief Executive Officer of HEALTHRITE, INC., and he acknowledged that he signed the foregoing Memorandum of Assignment on behalf of the corporation pursuant to the authority duly received.

Notary Public

Dated