

08-12-1998



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8-6-98

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- New
- Resubmission (Non-Recordation)
Document ID # _____
- Correction of PTO Error
Reel # _____ Frame # _____
- Corrective Document
Reel # _____ Frame # _____

Conveyance Type

- Assignment License
- Security Agreement Nunc Pro Tunc Assignment
- Merger
- Change of Name
- Other _____

Effective Date
Month Day Year
08 03 98

Conveying Party

Mark if additional names of conveying parties attached

Name Home Health Products, Inc.

Execution Date
Month Day Year
08 03 98

Formerly _____

- Individual General Partnership Limited Partnership Corporation Association
- Other _____

Citizenship/State of Incorporation/Organization Virginia

Receiving Party

Mark if additional names of receiving parties attached

Name NBTY, Inc.

DBA/AKA/TA _____

Composed of _____

Address (line 1) 90 Orville Drive

Address (line 2) _____

Address (line 3) Bohemia

City

NY

State/Country

Zip Code

- Individual General Partnership Limited Partnership

Corporation Association

Other _____

Citizenship/State of Incorporation/Organization Delaware

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

08/10/1998 SSMITH 00000106 1300093

FOR OFFICE USE ONLY

01 FC:481
02 FC:482

40.00 OP
450.00 OP

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

REEL: 1766 FRAME: 0825

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

#

Trademark Application Number(s) or Registration Number(s)

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

Number of Properties

Enter the total number of properties involved.

#

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

Yes

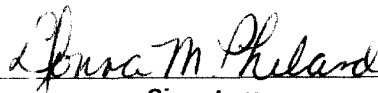
No

Statement and Signature

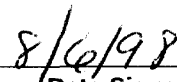
To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Donna M. Pheland, Legal Assistant

Name of Person Signing



Signature



Date Signed

RECORDATION FORM COVER SHEET
CONTINUATION
TRADEMARKS ONLY

Conveying Party

Enter Additional Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name

Formerly

Individual General Partnership Limited Partnership Corporation Association

Other

Citizenship State of Incorporation/Organization

Receiving Party

Enter Additional Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

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Trademark Application Number(s)

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<input type="text"/>	<input type="text"/>	<input type="text"/>

Registration Number(s)

1580982	1457987	<input type="text"/>
2014862	1457943	<input type="text"/>
1997545	1851848	<input type="text"/>
1492443	<input type="text"/>	<input type="text"/>
1298348	<input type="text"/>	<input type="text"/>
1569126	<input type="text"/>	<input type="text"/>
1330417	<input type="text"/>	<input type="text"/>

ASSIGNMENT OF REGISTERED TRADEMARKS

ASSIGNMENT

WHEREAS, HOME HEALTH PRODUCTS, INC., a Virginia corporation ("Assignor"), having its principal offices at 949 Seahawk Circle, Virginia Beach, Virginia, has adopted, used, is using and is the owner of trademarks registered in the United States Patent and Trademark Office (the "Office") as more fully set forth on **Exhibit A**.

WHEREAS, NBTY, INC., a Delaware corporation ("Assignee"), having its principal offices at 90 Orville Drive, Bohemia, New York, is desirous of acquiring said registered trademarks.

NOW, THEREFORE, in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, Assignor hereby assigns to Assignee all right, title and interest in the United States in and to said trademarks together with the goodwill of the business symbolized by said trademarks and registrations thereof, together with all claims for damages by reason of past infringement of said registered trademarks and registrations, with the right to sue for and collect the same.

Signed at New York, New York this 3 day of August, 1998.

HOME HEALTH PRODUCTS, INC.

By: Michael Caputo

ATTEST:

Justina Deaci
Assistant Secretary

STATE OF NEW YORK)
 NASSAU)ss.:
COUNTY OF ~~NEW YORK~~)

On this 3 day of August, 1998, personally appeared Michael Caputo, to me known and known to me to be a President of HOME HEALTH PRODUCTS, INC., the assignor above named, and acknowledged that he executed the foregoing Assignment on behalf of said assignor and pursuant to authority duly received.

Kate M. Rambell
Notary Public

EXHIBIT "A"
 TO
 ASSIGNMENT OF TRADEMARKS
 FROM
 HOME HEALTH PRODUCTS, INC.
 TO
NBTY, INC.

United States Registrations

<u>Trademark</u>	<u>Registration Number</u>	<u>Date Issued</u>
ALMOND GLOW	1,300,093	10/16/84
CALCIGEST	1,457,986	09/22/87
CHAMOVERA	1,556,439	09/19/89
EVERCLEAN	1,438,974	05/24/88
GARLICHROME	1,975,298	05/21/96
HAIREVER	1,571,526	12/19/89
HAIREVER	2,004,125	10/01/96
HAIREVER	1,979,649	06/11/96
HERBACOL	1,305,707	11/20/84
HERBAL MAGIC	1,530,982	02/06/90
HERBAL MAGIC	2,014,862	11/12/96
MALE PERFORMANCE	1,997,545	05/08/98
MUMMY FOOD	1,492,443	06/14/88
MYO RUB	1,298,348	10/02/84
NATURAL HEALTH BEGINS AT HOME	1,559,126	12/05/89
NATURE'S OIL	1,330,417	04/16/85
NORMALAID	1,457,987	09/22/87
SCARGO	1,457,943	09/22/87
WASH 'N GO	1,851,848	08/30/94