

MRD 9/25/98

10-09-1998

FORM PTO-1594 (Rev 6-93)

RECO



HEET

U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office

OMB No 0651-0011 (exp. 4/94)

Tab settings

100846847

D

To the Honorable Commissioner of Patents and Trademarks

and the attached original documents or copy thereof.

1. Name of conveying party(ies):

Universal Gym Equipment, Inc

Name and address of receiving party(ies)

Name: Congress Financial Corporation (Florida)

09-25-1998

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #64

Internal Address: c/o Strook, Strook & Lavan

Street Address: 200 S. Biscayne Boulevard

City: Miami State: Florida ZIP: 33131

- Individual(s)
- General Partnership
- Corporation-State -DE
- Other
- Association
- Limited Partnership

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

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State
- 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

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other Certificate of Sale
- Merger
- Change of Name

Execution Date: August 6, 1998

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

A. Trademark Application No.(s)

75/114,937 75/114,932  
75/099,588 75/009,734  
75/108,008 75/298,169

B. Trademark Registration No.(s)

1,339,294 1,961,982  
1,361,163 1,396,943  
1,001,105 1,568,575

Additional numbers attached?  Yes  No

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

Name: Schulte Roth & Zabel, LLP

Internal Address: Attn: Mark Broude, Esquire

Street Address: 900 Third Avenue

City: New York State: NY ZIP: 10022

6. Total number of applications and registrations involved: 22

7. Total fee (37 CFR 3.41).....\$ 565.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

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

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.

Joyce I. Francis  
Name of Person Signing

[Signature]  
Signature

9-21-98  
Date

Total number of pages including cover sheet, attachments, and document: 5

Mail documents to be recorded with required cover sheet information to: Commissioner of Patents & Trademarks, Box Assignment, Washington, D.C. 20231

REEL: 1796 FRAME: 0711

US PATENT & TRADEMARK OFFICE RECEIVED 1998 SEP 25 A 10:00 AM

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TRADEMARK REGISTRATIONS	
MARK	REGISTRATION NUMBER
Aerobicyclic	1,339,294
Aerobic Super Circuit	1,361,163
Centurion	1,001,105
Crossline	1,961,982
Computercrow	1,396,943
Fitnet	1,568,575
Heavy Metal	2,001,692
Merac	1,570,760
Power Circuit	1,918,909
Power-Pak	1,331,025
Spartan	1,541,700
Super Circuit	1,362,645
Tredex	1,124,683
Universal	1,350,575
Universal Gym	1,623,665

TRADEMARK APPLICATION	
MARK	APPLICATION SERIAL NUMBER
Fitsuite	75/114,937 (status: abandoned)
Homflex	75/099,588 (status: abandoned)
Maximus	75/108,008 (status: abandoned)
Pumpkom	75/114,932
Proflex	75/009,734 (status: abandoned)
Unitrack	75/298,169
Universal Gym (covering the expansion of the existing trademark for exercise equipment and clothing to also cover shoes)	75/099,208 (status: abandoned)



P. \$100.00

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN AND FOR DADE COUNTY, FLORIDA  
GENERAL JURISDICTION DIVISION

CIVIL ACTION NO. 98- 9223 SEC. 4

CONGRESS FINANCIAL CORPORATION (FLORIDA),  
Plaintiff(s)/Petitioner(s)  
vs.  
UNIVERSAL GYM EQUIPMENT, INC., et al.,  
Defendant(s)/Respondent(s)

CERTIFICATE OF SALE  
Chapter

JOSEFINA MOGON


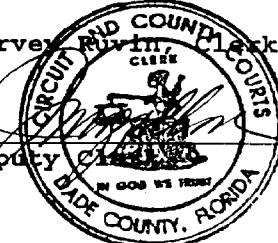
FILED FOR RECORD  
98AUG-5 PM12:22  
CIVIL 4413  
DADE COUNTY, FLA.  
CIRCUIT COURTS

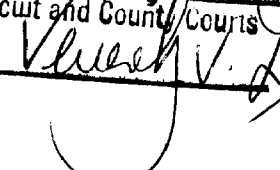
THE UNDERSIGNED CLERK of the Court certifies that Notice of Public Sale of the property described in the Order or Final Judgment was published in MIAMI REVIEW, a newspaper circulated in Dade County, Florida, in the manner shown by the Proof of Publication attached, and on August 6, 1998, the property was offered for public sale to the highest and best bidder for cash. The highest and best bid received for the property was submitted by:

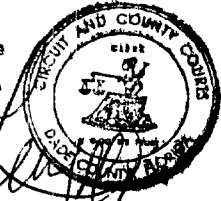
CONGRESS FINANCIAL CORPORATION (FLORIDA),

and to whom the property was sold. The proceeds of the sale are retained for distribution in accordance with the Order or Final Judgment.

WITNESS my hand and the seal of this Court on August 6, 1998

Harvey Ruvlin, Clerk  
By:   
Deputy Clerk  


STATE OF FLORIDA, COUNTY OF DADE  
I HEREBY CERTIFY that the foregoing is a true and correct copy of the original on file in this office. AUG 2 3 1998  
HARVEY RUVIN, CLERK, of Circuit and County Courts  
Deputy Clerk 



**NOTICE OF JUDICIAL SALE BY THE CLERK**  
 IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN  
 AND FOR DADE COUNTY, FLORIDA  
 GENERAL JURISDICTION DIVISION  
 CIVIL ACTION NO. 98- 9223 SEC. 4  
 CONGRESS FINANCIAL CORPORATION (FLORIDA),  
 Plaintiff(s)/Petitioner(s)

vs.  
 UNIVERSAL GYM EQUIPMENT, INC., et al.,  
 Defendant(s)/Respondent(s)

NOTICE IS HEREBY GIVEN that pursuant to an Order or Final Judgment entered in the above styled cause now pending in said court, that I will sell to the highest and best bidder for cash at 140 West Flagler St., Room 908, in Miami, Dade County, Florida at 11:00 o'clock, A.M. on August 6, 1998, the following described property:

CASE NO.: 98-09223 CA 04

**Foreclosure Property Description**

All of the personal property listed on:

(i) the form PTO-1594 filed on July 24, 1996 with the United States Patent and Trademark Office under Trademark Reel 1484, Frame 0239; and

(ii) the form PTO-1595 filed on July 24, 1996 with the United States Patent and Trademark Office under Patent Reel 8040, Frame 0901;

including, without limitation, the trademark applications, trademark registrations, and patents listed below:

TRADEMARK REGISTRATIONS	
MARK	REGISTRATION NUMBER
Aerobicycle	1,339,294
Aerobic Super Circuit	1,361,163
Centurion	1,001,105
Crosline	1,961,982
Computerow	1,396,943
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Proflex	75/009,734 (status: abandoned)
Unitrack	75/298,169
Universal Gym (covering the expansion of the existing trademark for exercise equipment and clothing to also cover shoes)	75/099,208 (status: abandoned)

**MIAMI DAILY BUSINESS REVIEW**

Published Daily except Saturday, Sunday and  
 Legal Holidays  
 Miami, Dade County, Florida.

STATE OF FLORIDA  
 COUNTY OF DADE:

Before the undersigned authority personally appeared Octelma V. Ferbeyre, who on oath says that she is the Supervisor, Legal Notices of the Miami Daily Business Review aka Miami Review, a daily (except Saturday, Sunday and Legal Holidays) newspaper, published at Miami in Dade County, Florida; that the attached copy of advertisement, being a Legal Advertisement of Notice in the matter of

98 9223 SEC. 4

NOTICE OF JUDICIAL SALE  
 CONGRESS FINANCIAL CORP. (FLORIDA)

vs.  
 UNIVERSAL GYM EQUIPMENT,  
 INC., ET AL.

Circuit

in the ..... Court,

was published in said newspaper in the issues of  
 Jul 23, 1998 Jul 30, 1998

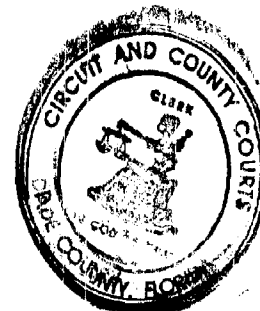
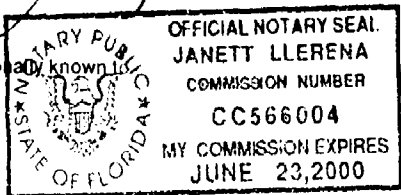
Affiant further says that the said Miami Daily Business Review is a newspaper published at Miami in said Dade County, Florida, and that the said newspaper has heretofore been continuously published in said Dade County, Florida, each day (except Saturday, Sunday and Legal Holidays) and has been entered as second class mail matter at the post office in Miami in said Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

*Octelma V. Ferbeyre*

Sworn to and subscribed before me this  
 30 July 1998  
 day of ..... A.D. 19.....

(SEAL)

Octelma V. Ferbeyre personally known to



**TRADEMARK  
 REEL: 1796 FRAME: 0714**

PATENTS	
PATENT NAME	PATENT NUMBER
Barbell Storage and Exercise Rack	4,306,715
Computer Controlled Exercise Machine	4,869,497 (expired for non-payment of maintenance fees)
Dedicated Microprocessor Controlled Exercise Resistance Machine	4,865,315 (expired for non-payment of maintenance fees)
Emergency Shut-off Switch and Frame Assemblies for Exercise Apparatus	4,364,556
Emergency Shut-off Switch for Exercise Apparatus	4,426,075
Exercise Treadmill	D265,412 (expired)
Exercise Treadmill	5,649,882
Exercise Treadmill and the Like	D266,443 (expired)
Method and Apparatus for Sizing Rings	4,785,647
Leg and Hip Exercising Apparatus	4,621,807
Torque Sensor	4,785,674
Striking Tool, Head and Handle and Methods of Manufacturing them	4,773,286
Variable Resistance Exercising Devise	RE31,170
Variable Resistance Exercising Devise	3,905,599 (expired)
Weight Lifting Machine	4,358,107

DATED July 22, 1998

Harvey Ruvin, Clerk

(Circuit Court Seal)

By: Yvonne Mayo, Deputy Clerk

Attorney:  
 Strook, Strook & Lavan  
 200 S. Biscayne Boulevard,  
 Miami, Florida 33131

Published  
 7/23-30

98-F-072352M

