

05-04-1999



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4-27-99

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 22 1997

Conveying Party

☐ Mark if additional names of conveying parties attached

Name

Execution Date
Month Day Year
08 22 1997

Formerly

☐ Individual ☐ General Partnership ☐ Limited Partnership ☒ Corporation ☐ Association

☐ Other

☐ Citizenship/State of Incorporation/Organization

Receiving Party

☐ Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

State/Country

Zip Code

☐ Individual ☐ General Partnership ☐ Limited Partnership

☒ Corporation ☐ Association

☐ Other

☐ Citizenship/State of Incorporation/Organization

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.)

05/03/1999 JSNADAZZ 00000141 1421697

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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

TRADEMARK

REEL: 1890 FRAME: 0933

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 (202) 496-7177

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)

1421697		

Number of Properties

Enter the total number of properties involved.

#

1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

40.00

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.

Suzan Oneil

Name of Person Signing

Suzan Oneil

Signature

4/26/99

Date Signed

TRADEMARK ASSIGNMENT NUNC PRO TUNC

WHEREAS, NOVARTIS CONSUMER HEALTH, INC., a corporation of Delaware, located and doing business at 560 Morris Avenue, Summit, New Jersey, hereinafter referred to as Assignor, has adopted, used and is using in its business a trademark which is registered in the United States Patent and Trademark Office as Registration No. 1,421,697, for the mark ACUTRIM LATE DAY for "appetite suppressant"; and

WHEREAS, Heritage Consumer Products, LLC, a corporation of Delaware, located and doing business at 246 Federal Road, Suite C-24, Brookfield, Connecticut, hereinafter referred to as Assignee, is desirous of acquiring said mark and the goodwill and registration thereof;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, said Assignor does hereby assign unto said Assignee all right, title and interest in and to said mark, together with the goodwill of the business represented by the mark, and the registration thereof, *nunc pro tunc*, effective as of August 22, 1997.

NOVARTIS CONSUMER HEALTH, INC.

ATTEST:

By: Christine A. Bodner

Name: Christine A. Bodner

By: David H. Tolman

Name: David Tolman

Title: Assistant Secretary

Christine A. Bodner
My Commission expires
May 21, 2001
New Jersey
Notary Public

McKenna & Cuneo, LLP

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April 27, 1999

VIA HAND DELIVERY

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Commissioner of Patents and Trademarks
Box Assignments
Patent and Trademark Office
Washington, D.C. 20231

Re: Recordation of Trademark Assignment

Dear Sir:

On behalf of our client, Heritage Consumer Products, LLC, enclosed please find a Trademark Recordation Form Cover Sheet, accompanying supporting documentation, and the required filing fee of \$40.00 for the recordation and assignment of the ACUTRIM LATE DAY mark to Heritage Consumer Products, LLC. The company assigning these trademarks is Novartis Consumer Health, Inc. The mark was previously assigned by Novartis Corporation (by way of merger and change of name from Ciba-Geigy Corporation) to Novartis Consumer Health, Inc. on January 1, 1997. Execution of the assignment from Novartis Consumer Health, Inc. to Heritage Consumer Products, LLC took place on August 22, 1997.

Attached to the Trademark Recordation Form Cover Sheet are the following:

1. A copy of the Nunc Pro Tunc Assignment document for the trademark, ACUTRIM LATE DAY (Reg. No. 1,421,697) from Novartis Consumer Health, Inc. to Heritage Consumer Products, LLC;
2. Copies of the assignment recordation submissions for the transfers from Ciba-Geigy Corporation (original registrant) to Novartis Corporation and from Novartis Corporation to Novartis Consumer Health, Inc.; and
3. A copy of the certificate of merger and name change of Ciba-Geigy Corporation to Novartis Corporation.

RECORDED: 04/27/1999

TRADEMARK

REEL: 1890 FRAME: 0936