

FORM PTO-1594 (Rev. 6-93) OMB No 0651-0011 (exp. 4-94)

RECORD TF

FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office

05-17-1999



101038713

Tab settings 5-3-99

To the Honorable Commissioner of Patents a

Original documents or copy thereof

1. Name of conveying party(ies):

Alchem Capital Corporation

- 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 NUNC PRO TUNC, Merger, Security Agreement, Change of Name, Other effective January 3, 1999

Execution Date: April 14, 1999

Name of receiving party(ies)

Name: Nautilus International, Inc.

Internal Address:

Street Address: 709 Powershouse Road City: Independence State: VA ZIP: 24348

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State Virginia, 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 patent number(s):

A. Trademark Application No.(s)

Appl. No. 74/604,095 - STRONG MEDICINE NAUTILUS & Design

B. Trademark Registration No.(s)

Additional numbers attached? Yes No

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

Name: John L. Sullivan, Jr., Esq. ALSTON & BIRD LLP Internal Address: P.O. Drawer 34009

Street Address: 1211 E. Morehead Street

City: Charlotte State: NC ZIP: 28234

6. Total number of applications and registrations involved:

1

7. Total fee (37 CFR 3.41).....\$ 40.00

Enclosed

Authorized to be charged to deposit account

If additional fees are needed please use

8. Deposit account number:

16-0605

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

05/17/1999 INHUYEN 00000044 74604095

DO NOT USE THIS SPACE

01 FC:481

00.00 DP

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.

John L. Sullivan, Jr.

Name of Person Signing

Signature

April 29, 1999

Date

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

7

**SCHEDULE "A"**

**MARK**

**APPLICATION NO.**

**FILED**

**STRONG MEDICINE  
NAUTILUS & Design**

**74/604,095**

**November 28, 1994**

**TRADEMARK/SERVICE MARK APPLICATION  
DEED OF ASSIGNMENT  
NUNC PRO TUNC**

WHEREAS, ALCHEM CAPITAL CORPORATION, a Delaware corporation, having a principal place of business at 233 N. Main Street, Greenville, South Carolina 29601 (hereinafter referred to as "ASSIGNOR"), was formerly the exclusive and record owner of the entire right, title and interest in and to the following Trademark and Service Mark and the corresponding United States Trademark and Service Mark Application listed in Schedule "A";

WHEREAS, NAUTILUS INTERNATIONAL, INC., a Virginia corporation, having a principal place of business at 709 Powerhouse Road, Independence, Virginia 24348 (hereinafter referred to as "ASSIGNEE"), has acquired and purchased from ASSIGNOR the Trademark and Service Mark listed in Schedule "A" and associated goodwill, from ASSIGNOR effective January 3, 1999 and is desirous of confirming that it has done so;

WHEREAS, ASSIGNOR and ASSIGNEE desire to confirm and perfect the sale and assignment of said Trademarks and Service Marks and corresponding U.S. Trademark and Service Mark Registrations therefor effective January 3, 1999:

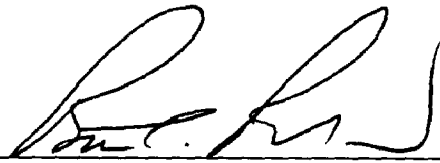
NOW THEREFORE, FOR GOOD AND VALUABLE CONSIDERATION, the receipt and sufficiency of which is hereby acknowledged, ASSIGNOR hereby acknowledges and confirms that effective January 3, 1999, ASSIGNOR sold, transferred, and assigned to said ASSIGNEE the entire right, title and interest in and to the trademarks and service marks and

the corresponding United States Trademark and Service Mark Registrations in Schedule "A", together with the goodwill of the business appurtenant to and symbolized by said Trademarks and Service Marks, and all rights of action against third parties for past infringement thereof, the same to be held and enjoyed by said ASSIGNEE as fully and entirely as the same would have been held by ASSIGNOR had this transfer, assignment and sale not been made.

ASSIGNOR hereby warrants and covenants that it has the full power and authority to convey the rights, title and interests sold, transferred, and assigned to ASSIGNEE, that it has not executed and will not execute any agreement in conflict herewith, and that it will execute any and all other instruments which may be necessary to perfect and evidence ASSIGNEE's ownership of the property and rights herein conveyed.

IN WITNESS WHEREOF, ASSIGNOR, intending to be legally bound, has caused this Nunc Pro Tunc Assignment to be executed by its duly authorized officer as of the 14<sup>th</sup> day of April, 1999.

ALCHEM CAPITAL CORPORATION



---

*Bettis C. Rainsford*  
Executive Vice-President, Treasurer  
and Chief Financial Officer

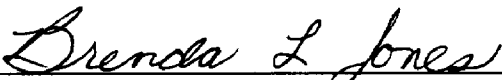
CLT01/4363056v1

STATE OF SOUTH CAROLINA    )  
COUNTY OF EDGEFIELD        )

This 14<sup>th</sup> day of April, 1999, personally came before me, Brenda L. Jones, a Notary Public for said County and State, Bettis C. Rainsford, who, being by me duly sworn, says that he is Executive Vice President, Treasurer and Chief Financial Officer of **ALCHEM CAPITAL CORPORATION**, a corporation, and that the seal affixed to the foregoing instrument in writing is the corporate seal of said company, and that said writing was signed and sealed by him in behalf of said corporation by its authority duly given. And the said Bettis C. Rainsford acknowledged the said writing to be the act and deed of said corporation.

Witness my hand and official seal, this the 14<sup>th</sup> day of April, 1999.

(Official Seal)

  
\_\_\_\_\_  
Notary Public

My commission expires: February 6, 2000

CLT01/4363141v1