

10-26-1999

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TRADEMARKS ONLY

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To the Honorable

101185472

Patents and Trademarks:

Please record the attached original document or copy thereof.

MPD 10-26-99

1. Name of Party(ies) conveying an interest
 Physiologics
 6395 Gunpark Drive, Suite R
 Boulder, CO 80301

Entity: 10-04-1999
 Individual(s) Association General Partnership Limited Partnership
 Corporation-State Colorado
 Other _____

Additional name(s) of conveying party(ies) attached:
 yes no



2. Name and Address of Party(ies) receiving an interest:
 Amrion, Inc. d/b/a Physiologics
 6565 Odell Place
 Boulder
 CO, 80301

Entity: Individual(s) Association
 General Partnership Limited Partnership
 Corporation-State Colorado
 Other _____

Citizenship _____

3. Description of the interest conveyed:
 Assignment Change of Name Other _____
 Security Agreement Merger _____

Date of execution of attached document: See 1 in Addendum

If not domiciled in the United States, a domestic representative designation is attached:
 yes no

(The attached document must not be an assignment)
 Additional name(s) and addresses attached: yes no

4. Application number(s) or registration number(s) Additional sheet attached? yes no

A. Trademark Application No.(s) _____ B. Trademark Registration No.(s) 1,785,180

5. Name and address of party to whom correspondence concerning document should be mailed:
 Name: Dan Cleveland, Jr.
 Address: Duff, Graziano & Forest, P.C.
1790 30th Street, Suite 140
 City: Boulder
 State/zip: CO, 80301/1018

6. Number of applications and registrations involved: 1

7. The \$40 filing fee is enclosed.

8. Please charge the \$ _____ filing fee to Deposit Account No. _____ (duplicate copy of this page attached)

9. Please charge any deficiencies in fees or credit any overpayment to Deposit Account No. 04-1697

DO NOT USE THIS SPACE

10. 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.

Dan Cleveland, Jr. Name of Person Signing [Signature] Signature September 29, 1999 Date
 Total number of pages comprising coversheet: 2

Addendum

c pro tunc as of August 10, 1993

Trademark Assignment Addendum
Registration No.: 1,785,180
Attorney Ref. No.: 5052/087T

TRADEMARK
REEL: 001979 FRAME: 0598

Trademark Assignment

WHEREAS, Physiologics, a Colorado Corporation, with its principal place of business at 6395 Gunpark Drive, Suite R, Boulder, CO 80301 ("Assignor"), has adopted, owns and is using the Mark ZINC PLEX ("the Mark") corresponding to US Trademark Certificate of Registration 1,785,180, in connection with the following goods and/or services: non-prescription dietary supplements; and

WHEREAS, Assignor owns a federal registration for the Mark on the Principal Register of the United States Patent and Trademark Office in connection with the goods and/or services identified therein, Registration No. 1,785,180, registered on August 3, 1993; and

Assignor, is merging to become an operating entity of Amrion, Inc. Thus, Amrion, Inc., d/b/a Physiologics, a Colorado Corporation, having a principal place of business at 6565 Odell Place, Boulder, CO 80301 ("Assignee"), desires to acquire the Mark and the above-referenced Registration;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby sells, assigns and transfers to Assignee all right, title and interest in and to the Mark, together with the goodwill of the business symbolized by the Mark, and the registration thereof.

Physiologics

By: David Robinson
Name: David Robinson
Title: President

Dated effective *nunc pro tunc* as of: August 10, 1993

SUBSCRIBED and SWORN to before
me this 20 of September,
1993.

Jeff Williams
Notary Public

My Commission Expires: 6/25/01

Attorney Ref. No.: 5052/087T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mark: **ZINC PLEX** Registration No: **1,785,180**
Registration Date: **August 3, 1993** Attorney Ref. No.: **5052/087T**

Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence, along with all papers referred to as being enclosed or attached, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: BOX: Post Registration Division, Office of Trademark Services, Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513, on Sept 29, 1999:
Ann Vasholz, Paralegal: Ann Vasholz Date: Sept 29, 1999

BOX: Post Registration Division
Office of Trademark Services
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

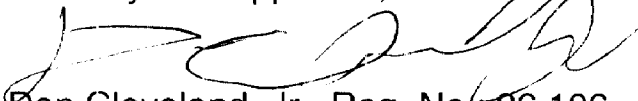
**RESPONSE TO LETTER
RE: ACCEPTANCE OF SECTION 8 & 15 WITHHELD
DUE TO UNCLEAR CHAIN OF TITLE**

Registrant filed a Section 8 & 15 for the above-referenced registered mark that has been received into the US Trademark Office. Acceptance of the Section 8 & 15 document is being withheld pending clarification of chain of title in a letter dated June 18, 1999.

Registrant's attorney recorded an executed assignment to the US Trademark Office on September 29, 1999. Registrant's attorney believes that the enclosed copy of the executed assignment from Physiologics to Amrion, Inc, d/b/a Physiologics, completes the chain of title. Registrant's attorney requests that the Section 8 & 15, which was previously filed, be accepted and that a Notification of Acceptance of Section 8 & 15 be issued.

It is believed no fees are due for this response. However, if fees are seen to be due, the Commissioner of Trademarks is authorized to charge the appropriate amount to Deposit Account No.: 04-1697.

Respectfully submitted,
DUFT, GRAZIANO & FOREST, P.C.
Attorneys for Applicant;


Dan Cleveland, Jr., Reg. No.: 36,106
1790 30th Street, Suite 140
Boulder, CO 80301
303-449-9497, ext. 12.