

11-03-1999

Docket No.: 1400.05

RECORDED



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M RD 11/1/99

101190661

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies)

Oakmont Investment Co., Inc.
395 Totten Pond Road
Waltham, MA 02154

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

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

2. Name and address of receiving party(ies)

Name: Oakmont Laboratories, L.L.C.

Internal Address:

Street Address: 53 Shore Road

City: Winchester State: MA ZIP: 01890

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

If assignee is not domiciled in the United States, a domestic representative designation is attached: [] Yes [X] No
(Designations must be a separate document from assignment)
Additional name(s) & address(es) attached? [] Yes [X] No

3. Nature of conveyance:

- Assignment Merger
Security Agreement Change of Name
Other

Execution Date: October 22, 1999

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

1,291,421 1,428,092 2,209,366
1,851,271 2,085,896
1,985,763 2,175,725

Additional numbers attached? [] Yes [X] No

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

Name: John L. DuPré

Internal Address:

Hamilton, Brook, Smith & Reynolds, P.C.

Street Address: Two Militia Drive

City: Lexington State: MA ZIP: 02421-4799

6. Total number of applications and registrations involved: [7]

7. Total Fee (37 C.F.R. 3.41)..... \$ 190.00

- Enclosed
Authorized to charge any deficiencies or credit any overpayment to deposit account
Authorized to be charged to deposit account

8. Deposit account number:

08-0380

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

11/01/1999 DNGUYEN 00000016 1291421

DO NOT USE THIS SPACE

01 FC:481 40.00 OP
02 FC:482 150.00 OP

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. DuPré

Name of Person Signing

Signature

10/29/99
Date

Total number of pages including cover sheet, attachments, and document: [3]

TRADEMARK
REEL: 001983 FRAME: 0808

Schedule A

U.S. Trademark Registration No. 1,291,421

Trademark: BEE POLLEN FROM ENGLAND and Design

Registration Date: August 21, 1984

U.S. Trademark Registration No. 1,851,271

Trademark: ROCKET FUEL

Registration Date: August 30, 1994

U.S. Trademark Registration No.: 1,985,763

Trademark: FLAX LIQUID GOLD

Registration Date: July 9, 1996

U.S. Trademark Registration No.: 1,428,092

Trademark: BIO-EFA

Registration Date: February 10, 1987

U.S. Trademark Registration No.: 2,085,896

Trademark: HEALTH FROM THE SUN

Registration Date: August 5, 1997

U.S. Trademark Registration No.: 2,175,725

Trademark: SUN POWER

Registration Date: July 21, 1998

U.S. Trademark Registration No.: 2,209,366

Trademark: HEALTH FROM THE SEA

Registration Date: November 8, 1998

CONFIRMATORY ASSIGNMENT OF TRADEMARKS

WHEREAS, Oakmont Investment Co., Inc., a Massachusetts Corporation, having a place of business at 395 Totten Pond Road, Waltham, MA 02154 (hereinafter called SELLER) was the owner of the entire right title and interest in and to the trademarks, as specified in "Schedule A" attached hereto and made a part hereof; and

WHEREAS, Oakmont Laboratories, L.L.C., a Delaware Limited Liability Company, having a place of business at 53 Shore Road, Winchester, MA 01890 (hereinafter called BUYER) desired to acquire the entire right, title and interest in and to said trademarks.

NOW, THEREFORE, in consideration of the foregoing, as well as for other good and valuable consideration, receipt of which is hereby acknowledged, SELLER, hereby confirms that effective January 1, 1999, it sold, assigned, transferred and set over to BUYER, its successors, legal representatives and assigns, the entire right, title and interest of SELLER in and to said trademarks, together with the good will of the business symbolized by said trademarks, and all claims, if any, which may have arisen thereunder prior to the date of the transfer, and SELLER agreed to execute such additional instruments as may be necessary or desirable to confirm said acquisition of said trademarks by BUYER.

IN WITNESS WHEREOF, SELLER has caused this instrument to be executed this 22nd day of October, 1999.

Oakmont Investment Co., Inc.

By Frederick C. Kulow
Frederick Kulow

Title: President

ATTEST:
Amy L. Menard
Witness

ACKNOWLEDGMENT

State of New Hampshire
County of Merrimack ss:

On this 22 day of October, 1999, being duly sworn, personally appeared before me the above-named Frederick Kulow, known by me to be President of Oakmont Investment Co., Inc. and the one who executed the foregoing instrument and subscribed the same in my presence, and acknowledged the same to be his free act and deed on behalf of and as authorized by Oakmont Investment Co., Inc.

David W. Weaver
Notary Public

My Commission Expires: _____
DAVID W. WEAVER
Notary Public - New Hampshire
My Commission Expires November 19, 2002

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