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HEET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark OfficeTab settings ☐ ☐ ☐ ☒

To the Honorable Commissioner of Pat.

101199354

ched original documents or copy thereof.

## 1. Name of conveying party(ies):

ETHIX Design, Inc.

- ☐ 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 receiving party(ies)

Name: Ground Zero Design, LLC

Internal Address: \_\_\_\_\_

Street Address: 2845 Janitell RoadCity: Colorado Springs State: CO ZIP: 80906

- ☐ Individual(s) citizenship \_\_\_\_\_  
☐ Association \_\_\_\_\_  
☐ General Partnership \_\_\_\_\_  
☒ Limited Partnership \_\_\_\_\_  
☐ Corporation-State \_\_\_\_\_  
☒ Other Limited Liability Corporation-Colorado

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 ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: November 4, 1999

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

## A. Trademark Application No.(s)

75/638,194                      75/753,110  
 75/638,192                      75/753,112  
 75/638,193  
 75/653,053

## 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: Stewart L. Gitler

Internal Address: \_\_\_\_\_

HOFFMAN, WASSON & GITLER, P.C.Street Address: 2361 Jefferson Davis HighwaySuite 522City: Arlington State: VA ZIP: 222026. Total number of applications and registrations involved: 67. Total fee (37 CFR 3.41).....\$ \$165.00☒ Enclosed☐ Authorized to be charged to deposit account

## 8. Deposit account number:

08-2455 (Deficiencies Only)

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

11/10/1999 DNGUYEN 00000184 75638194

DO NOT USE THIS SPACE

01 FC:481  
02 FC:48240.00 OP  
125.00 OP

## 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.*Stewart L. Gitler

Name of Person Signing

Stewart L. Gitler

Signature

11/8/99

3

Date

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

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents &amp; Trademarks, Box Assignments

Washington, D.C. 20231

TRADEMARK

REEL: 001987 FRAME: 0432

## ASSIGNMENT OF TRADEMARKS

Whereas, ETHIX Design, Inc. (ETHIX), a Colorado corporation, doing business at 2845 Janitell Road, Colorado Springs, Colorado 80906, has intended to use the marks listed on Appendix a in commerce and has filed applications therefor, but has not yet filed allegations of use under §1(c) or §1(d) of The Trademark Act, and

Whereas, ETHIX is assigning the trademarks identified in the applications as part of the entire business or portion thereof to which the marks pertain as required by 15 U.S.C. §1060; and

Whereas, Ground Zero Design, LLC, a Colorado Limited Liability Corporation, doing business at 2845 Janitell Road, Colorado Springs, Colorado 80906, the successor of the ongoing and existing business of ETHIX to which the marks pertain, is desirous of acquiring the trademarks and the pending intent-to-use applications in the United States and in all foreign countries (Appendix A) therefor;

Now, therefore, for good and valuable consideration, the receipt of which is hereby acknowledged, ETHIX does hereby assign to Ground Zero Design, LLC all right, title and interest in and to all the trademarks in the United States and in all foreign countries and the goodwill of the business symbolized thereby.

**ETHIX Design, Inc.**

11-4-99  
Date

By: Roy Simonson

**Roy Simonson**  
President

**TRADEMARK**

**REEL: 001987 FRAME: 0433**

**APPENDIX A**

<u>Mark</u>	<u>Country</u>	<u>Serial No.</u>	<u>Filing Date</u>
ETHIX	U.S.	75/638,194	2/10/99
FREE MOTION	U.S.	75/638,192	2/10/99
FUNCTIONAL CARRYOVER	U.S.	75/638,193	2/10/99
ALTERNATIVE STRENGTH TRAINING SYSTEMS FOR REAL LIFE	U.S.	75/653,053	3/3/99
GROUND ZERO	U.S.	75/753,110	7/16/99
GROUND ZERO & design	U.S.	75/753,112	7/16/99
FREE MOTION	Japan	11-71455	8/10/99
FUNCTIONAL CARRYOVER	Japan	11-71456	8/10/99
FREE MOTION	Canada	1,024,823	8/5/99
FUNCTIONAL CARRYOVER	Canada	1,024,822	8/5/99
FREE MOTION	Europe	1,271,014	8/9/99
FUNCTIONAL CARRYOVER	Europe	1,271,816	8/9/99