

05-08-2000



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APR 26 2000

RECORDATION FORM COVER SHEET
TRADEMARKS ONLY

4.26.00

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
Effective Date
Month Day Year
- Change of Name
- Other

Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name Cybergenics America Corp.

3-07-00

Formerly

- Individual General Partnership Limited Partnership Corporation Association

Other

Citizenship/State of Incorporation/Organization Delaware

Receiving Party

Mark if additional names of receiving parties attached

Name Vitaquest International, Inc.

DBA/AKA/TA

Composed of

Address (line 1) 8 Henderson Drive

Address (line 2)

Address (line 3) West Caldwell

City

New Jersey

State/Country

07006

Zip Code

- Individual General Partnership Limited Partnership 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.)

- Corporation Association

Other

Citizenship/State of Incorporation/Organization Delaware

FOR OFFICE USE ONLY

05/05/2000 DCOATES 00000333 500643 75669003

01 FC:481 40.00 CH
02 FC:482 575.00 CH

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: 002067 FRAME: 0253

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

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)		
<input type="text" value="75/669,003"/>	<input type="text" value="75/669,002"/>	<input type="text" value="75/572,170"/>	<input type="text" value="2,277,565"/>	<input type="text" value="1,828,023"/>	<input type="text" value="1,831,038"/>
<input type="text" value="75/288,415"/>	<input type="text" value="75/288,417"/>	<input type="text"/>	<input type="text" value="1,789,093"/>	<input type="text" value="1,939,612"/>	<input type="text" value="2,203,084"/>
<input type="text" value="74/672,299"/>	<input type="text" value="75/669,006"/>	<input type="text"/>	<input type="text" value="1,409,162"/>	<input type="text" value="1,864,194"/>	<input type="text" value="1,789,094"/>

Number of Properties

Enter the total number of properties involved.

#

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

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.

Charles J. Raubichuck

Cliff Paulich

4-24-2007

Name of Person Signing

Signature

Date Signed

**RECORDATION FORM COVER SHEET
CONTINUATION
TRADEMARKS ONLY**

Conveying Party

Enter Additional Conveying Party

Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name

Formerly

Individual General Partnership Limited Partnership Corporation Association

Other

Citizenship State of Incorporation/Organization

Receiving Party

Enter Additional Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKATA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City

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 the Assignment.)

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)

<input type="text"/>	<input type="text"/>	<input type="text"/>
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<input type="text"/>	<input type="text"/>	<input type="text"/>
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1,833,619	2,337,614	<input type="text"/>
2,011,050	<input type="text"/>	<input type="text"/>
1,826,953	<input type="text"/>	<input type="text"/>
1,814,192	<input type="text"/>	<input type="text"/>
1,931,320	<input type="text"/>	<input type="text"/>
1,786,455	<input type="text"/>	<input type="text"/>
2,209,583	<input type="text"/>	<input type="text"/>

Exhibit A

CYBERGENICS AMERICA CORP.
UNITED STATES TRADEMARK APPLICATIONS

Trademark	Serial No.	Filed	Cl.	Regis. No.	Regis. Date	Sec. 8	Sec. 15	Renewal
CRAVE BLOCKER	75/669,003	Mar. 26, 1999	5					
CYBERLIFE	75/288,418	May 8, 1997	5					
CYBERSPORT	74/672,299	May 11, 1995	30					
CYBERSYSTEM 7	75/669,002	Mar. 26, 1999	5					
CYBERTONIC	75/288,417	May 8, 1997	32					
CYBERXTREME	75/218,469	Dec. 26, 1996	5					
METABO-MAX	75/669,006	Mar. 26, 1999	5					
QUICK TRIM	75/547,218	Sept. 2, 1998	5					
SUPER WEIGHT LOSS	75/572,170	Oct. 2, 1998	5					

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Cybusapp

UNITED STATES REGISTRATIONS
CYBERGENICS AMERICA CORP.

Trademark	Serial No.	Filed	Cl.	Regis. No.	Regis. Date	Sec. 8	Sec. 15	Renewal
CREATINE PUMP	75/465,655	Apr. 10, 1998	5	2,277,568	Sept. 14, 1999	Sept. 14, 2005	Sept. 14, 2004	
CYBERBLAST	74/338,560	Dec. 9, 1992	5	1,789,093	Aug. 24, 1993	Aug. 24, 1999	Aug. 24, 1998	Aug. 24, 2003
CYBERGENICS	583,534	Feb. 18, 1986	5	1,409,162	Sept. 16, 1986			Sept. 16, 2006
CYBERGENICS FOR HARD GAINERS	74/411,828	July 13, 1993	5	1,828,023	Mar. 29, 1994	Mar. 29, 2000	Mar. 29, 1999	Mar. 29, 2004
CYBERGENICS QUICKMEAL	74/587,896	Oct. 20, 1994	5	1,939,612	Dec. 5, 1995	Dec. 5, 2001	Dec. 5, 2000	Dec. 5, 2005
CYBERGENICS QUICK TRIM	74/411,826	July 13, 1993	5	1,869,194	Dec. 27, 1994	Dec. 27, 2000	Dec. 27, 1999	Dec. 27, 2004
CYBERGENICS SUPER FAT-LOSS	74/411,827	July 13, 1993	5	1,831,038	Apr. 19, 1994	Apr. 19, 2000	Apr. 19, 1999	April 19, 2004
CYBERPLEX	74/725,927	Sept. 7, 1995	5	2,203,084	Nov. 10, 1998	Nov. 10, 2004	Nov. 10, 2003	
CYBERTRIM	74/338,563	Dec. 9, 1992	5	1,789,094	Aug. 24, 1993	Aug. 24, 1999	Aug. 24, 1998	Aug. 24, 2003
INFINITI	74/338,552	Dec. 9, 1992	5	1,833,619	May 3, 1994	May 3, 2000	May 3, 1999	May 3, 2004
FOOD MUSCLE	74/405,044	Jan. 24, 1993	5	1,826,079	Mar. 15, 1994	Mar. 15, 2000	Mar. 15, 1999	Mar. 15, 2004
QUICKBUILD	74/634,995	Feb. 16, 1995	5	2,011,050	Oct. 22, 1996	Oct. 22, 2002	Oct. 22, 2001	Oct. 22, 2006
QUICK TRIM	74/322,333	Oct. 13, 1992	5	1,820,953	Feb. 14, 1994	Feb. 14, 2000	Feb. 14, 1999	
QUICK TRIM	74/322,342	Oct. 13, 1992	42	1,814,192	Dec. 28, 1993	Dec. 28, 1999	Dec. 28, 1998	Dec. 28, 2003
PRECISION POWER	74/583,939	Oct. 11, 1994	5	1,931,320	Oct. 31, 1995	Oct. 31, 2001	Oct. 31, 2000	Oct. 31, 2005
VORTEX	74/338,462	Dec. 9, 1992	5	1,786,455	Aug. 10, 1993	Aug. 10, 1999	Aug. 10, 1998	Aug. 10, 2003

75/218,464 Dec. 26, 1996 5 2,209,583 Dec. 8, 1998 Dec. 8, 2004 Dec. 8, 2008
 75/547,218 Sept. 2, 1998 5 2,337,614 Apr. 7, 2000 Apr. 4, 2006 Apr. 4, 2010

CYBERXTREME
 QUICK TRIM

APN

12/17/99

cyberusa.doc

ASSIGNMENT OF REGISTRATION OF TRADEMARKS

Whereas, Cybergeneics America Corp., a Delaware corporation, of 417 5th Avenue, 8th floor, New York, NY 10016 ("Cybergeneics"), has adopted, used and is using the trademarks listed and shown on Attachment "A" attached hereto which are registered in the United States Patent and Trademark Office under the registration numbers set forth on Attachment "A"; and

Whereas, Vitaquest International, Inc., a Delaware corporation, with a registered office located at 8 Henderson Drive, West Caldwell, NJ 07006 ("Vitaquest"), is desirous of acquiring said marks, together with the goodwill of the business symbolized by said trademarks and the Registrations thereof.

NOW, THEREFORE, in consideration of the sum of one dollar (\$1.00) paid to Cybergeneics by Vitaquest, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, said Cybergeneics does hereby assign unto the said Vitaquest, its successors and assigns, effective as of the date below, its entire right, title and interest for, to and within the United States and all foreign countries, in and to the said trademarks set for on Attachment "A", together with the goodwill of the business symbolized by said trademarks, the Registrations thereof (or, in the case of pending intent to use applications, and the applications therefor as part of the entire business or portion thereof to which the marks pertain as required by 15 U.S.C. sec. 1060), along with the right to take proceedings to recover damages and claim all other relief in respect to any acts of infringement of said trademarks, whether such acts shall have been committed before or after the date of this assignment.

And for said consideration, it is hereby covenanted and agreed that at the request and expense of Vitaquest, its successors and assigns, Cybergeneics, its successors and assigns will execute any further papers and such other acts and things as may be necessary and proper, to vest the full title to the trademarks set forth on Attachment "A", and the goodwill of the business symbolized by the trademarks, and the Registrations of the trademarks in Vitaquest, its successors and assigns.

This Assignment is made without representing or warranty except as expressly set forth in the Asset Purchase Agreement between the parties hereto,

Date: January 10, 2000

Attest:

By: [Signature]

Cybergeneics America Corp.
By: [Signature]
President

(SEAL)

STATE OF NEW YORK
COUNTY OF NEW YORK

:ss

On this 7th day of March, 2000, personally appeared Michael Cayre to me known and known to me to be the President of Cybergeneics America, the above-identified assignor, and acknowledged that he executed the foregoing Assignment on behalf of said assignor and pursuant to authority duly received.

Sworn to and subscribed before me, the date aforesaid.

[Signature]
NOTARY PUBLIC
SARAH C. MILEY
Notary Public, State of New York
No. 01M15028041
Qualified in Nassau County
Commission Expires April 11, 2002

TRADEMARK