

07-18-2000

6-6-00

D



101406741

# RECORDATION FORM COVER SHEET TRADEMARKS ONLY

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

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

1. Name of conveying party(ies):

**Irwin Naturals/4Health, Inc.**

- ☐ Individual(s)      ☐ Association  
☐ General Partnership      ☐ Limited Partnership  
☒ Corporation-State- **Utah**  
☐ Other

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☐ Assignment      ☒ Change of Name  
☐ Security Agreement      ☐ Merger  
☐ Other

Execution Date: **August 17, 1999**

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

A. Trademark Application No.(s)

**75-779,392**

Additional numbers attached?

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

Name: **Thomas W. Cook**

Internal Address:

Street Address: **P.O. Box 1989**

**3030 Bridgeway, Suite 425**

City: **Sausalito**

State: **California** Zip: **94965**

2. Name and Address of receiving party(ies):

Name: **Omni Nutraceuticals, Inc.**

Internal Address:

Street Address: **5310 Beethoven Avenue**

City: **Los Angeles**

State: **California** Zip: **90066**

- ☐ Individual(s) citizenship  
☐ Association  
☐ General Partnership  
☐ Limited Partnership  
☒ Corporation-State **Utah**  
☐ 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

B. Trademark Registration No.(s)



Additional r

**06-06-2000**

U.S. Patent & TMO's/TM Mail Rcpt Dt. #54

6. Total number of registrations

**1**

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

- ☒ Enclosed  
☐ Authorized to be charged to deposit account

8. Deposit account number:

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

DO NOT USE THIS SPACE

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.

**Thomas W. Cook**

Name of Person Signing

Signature

Date

Total number of pages comprising cover sheet:

**1**

Do not detach this portion

07/18/2000 NTHAI1

00000008 75779392

01 FC:481

Mail documents recorded with required cover sheet information to:

Commissioner of Patents and Trademarks  
Box Assignments  
Washington, D.C. 20231

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project (0651-0011), Washington, D.C. 20503.

TRADEMARK  
REEL: 002103 FRAME: 0740

C017929

**EXPEDITE**

State of Utah  
Department of Commerce  
Division of Corporations and Commercial Code

I hereby certify that the foregoing has been filed  
approved on the 19 day of July 1999  
as office of this Division and hereby issue  
this Certificate thereof.

Examiner

Date

8/20/99



LORENA R. RIFTO  
DIVISION DIRECTOR

**ARTICLES OF AMENDMENT****OF****ARTICLES OF INCORPORATION  
OF****IRWIN NATURALS/4HEALTH, INC.****RECEIVED****AUG 19 1999**

UTAH DIV. OF CORP. AND COMM. CODE

08-19-99 PC2:30 IN

**IRWIN NATURALS/4HEALTH, INC.**, a corporation duly organized and existing under the Business Corporation Act of the State of Utah (the "Corporation"), does hereby certify that:

- FIRST:** The name of the Corporation is Irwin Naturals/4Health, Inc.
- SECOND:** Article I of the Corporation's Articles of Incorporation is amended to read in its entirety as follows:

**"Article I  
Name**

06-06-2000

U.S. Patent &amp; TMO/c/TM Mail Rcpt Dt. #54

The name of the Corporation shall be: **Omni Nutraceuticals, Inc.**

- THIRD:** The aforementioned amendment was adopted by the written consent dated as of July 11, 1999 of the holders of a majority of the shares of the capital stock of the Corporation outstanding on July 7, 1999, the official record date for determining stockholders eligible to execute such consent.

- FOURTH:** As of July 7, 1999, there were outstanding 28,164,555 shares of common stock, par value \$0.01 per share (the "Common Stock"), of the Corporation, entitled to one (1) vote per share. The Common Stock is the only issued and outstanding class of capital stock of the Corporation.

- FIFTH:** Recordholders of 20,977,401 shares of Common Stock, representing approximately 74.4% of the Common Stock outstanding on July 7, 1999, sufficient for approval of the aforementioned amendment by the holders of the Common Stock, pursuant to Section 1003(5) of the Utah Business Corporations

**TRADEMARK****REEL: 002103 FRAME: 0741**

Act, have executed the written consent dated as of July 11, 1999 adopting the aforementioned amendment.

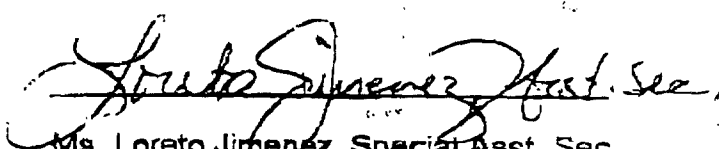
IN WITNESS WHEREOF, the Corporation has caused these Articles of Amendment to be executed by Louis Mancini, its authorized officer, on this 17 day of August, 1999.

  
\_\_\_\_\_  
Louis Mancini  
President

August 19, 1999

## Letter of Release

CT Corporation System releases ***Omni Neutraceuticals, Inc.***  
as a name reservation for the purpose of filing a name change  
amendment.



Ms. Loreto Jimenez, Special Asst. Sec.  
For CT Corporation System

Mark: **DEDICATED TO YOUR LONGEVITY**  
Serial. No.: 75-779,392

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that the attached RECORDATION FORM COVER SHEET is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Assistant Commissioner for Trademarks  
Box Assignments  
2900 Crystal Drive  
Arlington, Virginia 22202-3513

on June 2, 2000.



Beth Fowler