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FORM PTO-1594 (Modified)
1-31-92

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

09-18-2000

SHEET

Attorney Docket No.: 7292-AFF



To the Honorable Commissioner of Patents

101458643

original documents or copy thereof.

1. Name of conveying party(ies):

NewAge Industries, Inc.

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

NewAge Testing Instruments, Inc.
147 James Way
Southampton, PA 18966

3. Nature of conveyance:

- Assignment Merger
- Security Agreement Change of Name
- Other:

Execution Date: August 11, 2000

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

If assignee is not domiciled in the U.S.A., a domestic representative designation is attached: Yes; No

(Designations must be a separate document from Assignment)

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

A. Trademark Application No.(s):

B. Trademark Registration No.(s):

- 1,267,759
- 1,811,991
- 1,811,992
- 1,811,993
- 1,856,599
- 2,139,916

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

Roberta Jacobs-Meadway
AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.
One Commerce Square
2005 Market Street, 22nd Floor
Philadelphia, PA 19103-7086
Telephone: 215-965-1200
Facsimile: 215-965-1210
E-Mail: rjacobs-meadway@akingump.com

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

7. Total fee (37 CFR 3.41) Cal. 1 x \$40.00 = \$ **40.00**
5 x \$25.00 = \$ **125.00**

Check enclosed for \$165.00

8. Deposit account number: **50-1017**

09/15/2000 BNGUYEN 00000108 1267759

DO NOT USE THIS SPACE

01 FC:481 40.00 00
02 FC:442 125.00 00

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.

Roberta Jacobs-Meadway
Name of Person

Roberta Jacobs-Meadway
Signing Signature

8/20/00
Date

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

OMB No. 0651-0011 (exp. 4/94)

TRADEMARK
REEL: 002137 FRAME: 0437

ASSIGNMENT OF TRADEMARKS

WHEREAS, NewAge Industries, Inc., a New York corporation having an address of 145 James Way, Southampton, PA 18966, has used and is using in its business the following trademarks set forth in Schedule A attached hereto;

WHEREAS, NewAge Testing Instruments, Inc., a Pennsylvania corporation having an address of 147 James Way, Southampton, PA 18966, is desirous of acquiring all right, title and interest in and to said marks together with the goodwill of the business symbolized by the marks and the registrations thereof as set forth in Schedule A;

WHEREAS, it is desired that the assignment of said registrations be made of record in the United States Patent and Trademark Office, and other appropriate Patent and Trademark Offices.

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, and intending to be legally bound hereby, said NewAge Industries, Inc. hereby assigns to said NewAge Testing Instruments, Inc. all right, title and interest in and to said marks, together with the goodwill of the business symbolized by said marks, and the registrations thereof as set forth in Schedule A, and all rights to damages and profits, due or accrued, arising out of past infringements of said trademarks, and the right to sue for and recover the same.

NEWAGE INDUSTRIES, INC:

Dated: 8/11/00

By: 
Kenneth Baker, CEO

SCHEDULE A

<u>MARK</u>	<u>REG. NO.</u>
VERSITRON	1,267,759
ROCKMATE	1,811,991
EXACTA	1,811,992
INDENTRON	1,811,993
B.O.S.S.	1,856,599
DATAVIEW	2,139,916