

05-17-2001

Form PTO-1594
(Rev. 03/01)
OMB No. 0651-0027 (exp. 5/31/2002)
Tab settings ⇌ ⇌ ⇌ ▼



U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

101719995

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

1. Name of conveying party(ies):

InterHealth Nutraceuticals
Incorporated

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

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

3. Nature of conveyance:

5-3-01

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

Execution Date: June 19, 2000

2. Name and address of receiving party(ies)

Name: Dry Creek Nutrition, Inc.

Internal Address: _____
Address: _____

Street Address: 600 Yosemite Boulevard

City: Modesto State: CA Zip: 95354

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



05-03-2001

U.S. Patent & TMO/TM Mail Rcpt Dt. #73

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

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

A. Trademark Application No.(s)
75/174808

B. Trademark Registration No.(s)

Additional number(s) attached Yes No

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

Name: Paul W. Reidl

Internal Address: Legal Department

Street Address: 600 Yosemite Boulevard
P. O. Box 3027

City: Modesto State: CA Zip: 95353

6. Total number of applications and registrations involved: _____

1

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

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

40E

(Attach 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.

Paul W. Reidl
Name of Person Signing

Paul W. Reidl
Signature

May 2, 2001
Date

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

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patent & Trademarks, Box Assignments
Washington, D.C. 20231

05/16/2001 6TON11 00000154 75174808

01 FC:481 40.00 OP

TRADEMARK
REEL: 002297 FRAME: 0577

GENERAL ASSIGNMENT

WHEREAS, INTERHEALTH NUTRACEUTICALS INCORPORATED (also doing business as Interhealth Nutritionals, Inc., Interhealth Nutritionals Incorporated, and Interhealth Nutraceuticals, Inc.), a corporation organized and existing under the laws of the State of California, located at 5451 Industrial Way, Benicia, California 94510 (previously located at 1320 Galaxy Way, Concord, California 94520) ("Assignor"), is the owner of the trademark ACTIVIN in the following countries listed in the attached schedule (referred to as said "Trademark"); and

WHEREAS, DRY CREEK NUTRITION, INC., a corporation organized and existing under the laws of the State of California, located at 600 Yosemite Boulevard, Modesto, California 95354 ("Assignee"), is desirous of acquiring Assignor's interest in said Trademark.

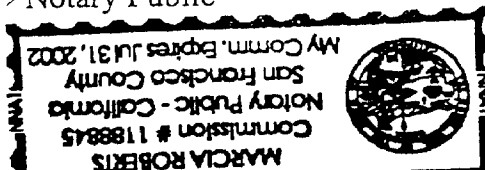
NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor hereby assigns to Assignee all of its right, title and interest in and to said Trademark, together with its interest in the goodwill of the business symbolized by said trademark, and the above-named registrations and pending applications therefor, and with all claims arising out of or relating to the use or ownership of said Trademark.

INTERHEALTH NUTRACEUTICALS
INCORPORATED ("ASSIGNOR")

By: [Signature]
Name: _____
Title: CEO
Date of Signature: 6/19/00

SUBSCRIBED AND SWORN TO
this 19th day of June, 2000.

[Signature]
Notary Public



DRY CREEK NUTRITION, INC. ("ASSIGNEE")

By: *A. Young*
Name: Anthony P. Young
Title: VP + CFO
Date of Signature: 6/19/00

SUBSCRIBED AND SWORN TO
this 19th day of June, 2000.

Marcia Roberts
Notary Public



InterHealth Nutraceuticals Inc
TRADEMARK STATUS

COUNTRY	MARK	Application No.	App. Date	Registration No.	Reg. Date	Status
Australia	ACTIVIN	715561	08/20/1996	715561	08/20/1996	Registered
Benelux	ACTIVIN	876592	09/13/1996	608157	11/04/1997	Registered
Bolivia	ACTIVIN	1573	04/10/1997	73389C	07/15/1999	Registered
Brazil	ACTIVIN	819794279	01/23/1997			Published
Brazil	ACTIVIN	819803928	01/29/1997			Published
Brazil	ACTIVIN	819803910	01/29/1997			Published
Canada	ACTIVIN	821127	08/20/1996	501209	09/24/1998	Registered
CTM	ACTIVIN	338269	08/20/1996			Published
Ecuador	ACTIVIN	77385/97	04/15/1997	4411-98	09/17/1998	Registered
Ecuador	ACTIVIN	77384/97	04/15/1997			pending
Hong Kong	ACTIVIN	10361/1996	08/20/1996			pending
Hong Kong	ACTIVIN	10362/1996	08/20/1996			pending
Hong Kong	ACTIVIN	10363/1996	08/20/1996			pending
Indonesia	ACTIVIN	D96-23648	10/25/1996	399657	10/25/1996	Registered
Indonesia	ACTIVIN	D96-23649	10/25/1996	399656	10/25/1996	Registered
Indonesia	ACTIVIN	D96-23650	10/25/1996	399655	10/25/1996	Registered
Israel	ACTIVIN	107057	08/19/1996	107057	12/04/1997	Registered
Israel	ACTIVIN	107058	08/19/1996	107058	12/04/1997	Registered
Israel	ACTIVIN	107059	08/19/1996	107059	12/04/1997	Registered
Japan	ACTIVIN	8-105561	08/18/1996	4148407	03/22/1998	Registered
Japan	ACTIVIN	8-105562	08/18/1996	4148408	03/22/1998	Registered
Japan	ACTIVIN	8-105563	09/18/1996	4180878	08/28/1998	Registered
Japan	ACTIVIN	9-145557	08/06/1997	4279669	06/04/1999	Registered
Malaysia	ACTIVIN	96/11100	09/16/1996			Published
Malaysia	ACTIVIN	96/11102	09/16/1996			pending
Malaysia	ACTIVIN	96/11101	09/16/1996			pending
Mexico	ACTIVIN	271350	08/16/1996	563572	11/24/1997	Registered
Mexico	ACTIVIN	271351	08/16/1996	549151	05/27/1997	Registered
Mexico	ACTIVIN	241352	08/16/1996	549152	05/27/1997	Registered
New Zealand	ACTIVIN	265929	08/15/1996	265929	08/15/1996	Registered
New Zealand	ACTIVIN	265930	08/15/1996	265930	08/15/1996	Registered
New Zealand	ACTIVIN	265931	08/15/1996	265931	08/15/1996	Registered
Paraguay	ACTIVIN	6382	04/08/1997	201527	03/25/1998	Registered
Paraguay	ACTIVIN	6381	04/08/1997			pending

TRADEMARK

REEL: 002297 FRAME: 0580

InterHealth Nutraceuticals Inc
TRADEMARK STATUS

Peru	ACTIVIN	35936	04/08/1997	38479	08/25/1997	Registered
Singapore	ACTIVIN	9056/96	08/26/1996	T96/09056F	08/26/1996	Registered
Singapore	ACTIVIN	9057/96	08/26/1996	T96/09057D	08/26/1996	Registered
Singapore	ACTIVIN	9058/96	08/26/1996	T96/09058B	08/26/1996	Registered
South Africa	ACTIVIN	96/10911	08/12/1996	96/10911	08/12/1996	Registered
South Africa	ACTIVIN	96/11222	08/15/1996	96/11222	08/15/1996	Registered
South Africa	ACTIVIN	96/11223	08/15/1996	96/11223	08/15/1996	Registered
Switzerland	ACTIVIN	05854/1996	08/28/1996	443700	08/07/1997	Registered
Taiwan	ACTIVIN	85041973	08/22/1996	822936	10/16/1998	Registered
Thailand	ACTIVIN	317882	09/19/1996	64169	09/19/1996	Registered
Thailand	ACTIVIN	317883	09/19/1996	64709	09/19/1996	Registered
Thailand	ACTIVIN	317884	09/19/1996	64708	09/19/1996	Registered
Turkey	ACTIVIN	96/19787	12/30/1996			pending
U.S.	ACTIVIN (and design)	75175348	10/01/1996			pending
U.S.	Design only (grape)	75174808	10/01/1996			Published