

07-18-2001



101781795

COVER SHEET
TRADEMARKS ONLY

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

Execution Date
Month Day Year
05/21/1985

Name

Formerly

- Individual General Partnership Limited Partnership Corporation Association
- Other

Citizenship/State of Incorporation/Organization

Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)
City State/Country 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

FOR OFFICE USE ONLY

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: 002330 FRAME: 0205

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"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="1158993"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

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.

Richard G. Martin

July 2, 2001

Name of Person Signing

Signature

Date Signed

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box ASSIGNMENTS, U.S. Patent and Trademark Office, Washington DC 20231 on July 2, 2001

Irene Hill
(Name)
Irene Hill
(Signature)
July 2, 2001
(Date of signature)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Registration of:)
Dotolo Research Corp.)
)
Registration No. 1,158,993) Class: International 10
) U.S. 44
Registration Date: June 30 1981)
)
For the Trademark: TOXYGEN) Attorney Docket: 1-9524

Box ASSIGNMENTS
U.S. Patent and Trademark Office
Washington, D.C. 20231

DECLARATION IN SUPPORT OF CHANGE OF RECORD OWNERSHIP

Honorable Sir:

Dotolo Research Corp., a corporation of the State of Florida, having its principal place of business at 2875 MCI Drive, Pinellas Park, Florida 33782, is the successor in interest to Colonics

Diversified, Inc., an Arizona Corporation located at 7443 East Butherus Drive, Scottsdale, Arizona, the original registrant of U.S. Trademark Registration No. 1,158,993, granted to on June 30, 1981, for the trademark TOXYGEN.

Dotolo Research Corp. now owns the mark and registration therefor, and hereby requests that the records of the U.S. Patent and Trademark Office be changed to reflect the change in ownership of the mark and registration.

The mark shown in said registration is still in use in interstate commerce on all the goods recited in the certificate of registration as evidenced by the accompanying specimen.

The renewal applicant, Dotolo Research Corp., is the successor in interest to Dotolo Citrus Research Corp, which acquired the mark TOXYGEN and U.S. Trademark Registration No. 1,158,993 from the original registrant, Colonics Diversified, Inc. by purchasing 100% of the stock of Diversified Colonics, Inc. on May 21, 1985. Dotolo Citrus Research Corp. became Dotolo Research Corp. through change of name in the intervening years.

The records of Dotolo Research Corp relating to the purchase of Colonics Diversified, Inc. in 1985 are incomplete. Enclosed are copies of a Letter of Intent and the Certificate of Seller, Colonics Diversified, Inc., evidencing completion of the stock purchase transaction in 1985. Also enclosed are copies of the Combined Section 8 and 15 Affidavit and the Acknowledgment of the receipt of requests under Section 8 and 15 in 1987. The required filing fee was paid and the requests were accepted as of April 24, 1987.

The Combined Affidavit was signed by Barry F. Dotolo, Executive Administrator of Colonics Diversified, Inc. The enclosed copy of the check for \$400 in payment of the professional

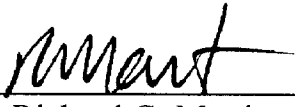
and government filing fee for the Combined Affidavit under Section 8 and 15 was drawn on the account of Colonic Diversified, Inc. and was signed by Barry F. Dotolo. The acknowledgment was mailed by the U.S. Patent and Trademark Office to Barry F. Dotolo, Executive Administrator of Colonic Diversified, Inc. Barry F. Dotolo was also President of Dotolo Research Corp. in 1987. The specimen submitted with the Combined Affidavit shows use of the mark TOXYGEN by Dotolo Research Corp.

The renewal applicant, Dotolo Research Corp., respectfully requests that the enclosures be accepted as satisfactory evidence of chain of title under TMEP Sec. 1603.05(a).

"Documentary evidence of a chain of title from the original owner to the assignee," as referred to in 37 C.F.R. §3.73, would normally consist of the same type of documents which would be recorded in the Assignment Division, *i.e.*, assignment documents, certificates of merger, certificates of change of name. In the alternative, an affidavit signed by the registrant or similar document containing sufficient facts to support the transfer of title may be accepted as proof. TMEP Sec. 1603.05(a).

I, Richard G. Martin, declare that I am the attorney for the renewal applicant, Dotolo Research Corp, the owner of the above registration, and am authorized to make this declaration on behalf of said corporation; that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful, false statements and the like are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this document and any renewed registration resulting therefrom.

DOTOLO RESEARCH CORP.

By: 
Richard G. Martin
Attorney for Registrant

Date: July 2, 2001

MacMillan, Sobanski & Todd, LLC
One Maritime Plaza, Fourth Floor
720 Water Street
Toledo, Ohio 43604-1853
419 874-1100
419 874-1130 Fax
perrysburg@mstfirm.com

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
COLONICS DIVERSIFIED, INC.

Serial No. 249,656

Filed: February 11, 1980

Registration No. 1,158,993

Registered: June 30, 1981

Mark: TOXYGEN

Class 10

COMBINED SECTIONS 8 and 15 AFFIDAVIT

To the Commissioner of Patents and Trademarks

Sir:

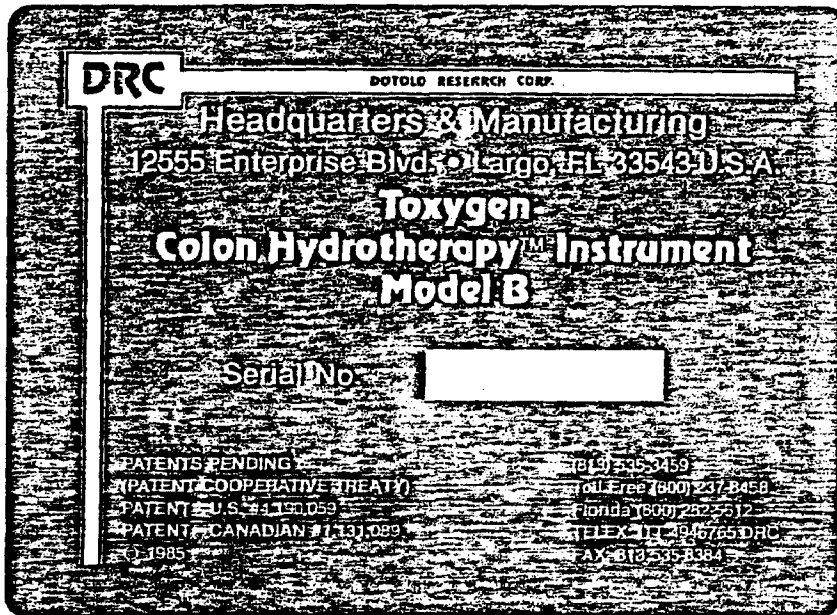
The undersigned declares that Colonics Diversified, Inc. owns the above identified registration, as shown by records in the Patent and Trademark Office; that the mark shown therein has been in continuous use in interstate commerce for five consecutive years subsequent to the date of registration, to the present on each of the following goods recited in the registration: for therapeutic apparatus for colon irrigation, in Class 10; and the mark is still in use in interstate commerce; that there has been no final decision adverse to Registrant's claim of ownership or to Registrant's right to register the same or to keep the same on the Register, and that there is no proceeding involving said rights pending and not disposed of either in the Patent and Trademark Office or in the courts.

All statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and, further, these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 19 of the United States Code and that such willful false statements may jeopardize the validity of this document or the registration to which it is directed.

COLONICS DIVERSIFIED, INC.

August 19, 1986

Barry F. Dotolo
Barry F. Dotolo
Executive Administrator



**REGISTRATION CARD FOR
 TOXYGEN COLON HYDROTHERAPY™ INSTRUMENT**

Please return to manufacturer within ten days!

DATE PURCHASED	B MODEL	SERIAL NUMBER
PURCHASED BY _____		
STREET ADDRESS _____		
CITY _____	STATE _____	ZIP _____

PURCHASED FROM DISTRIBUTOR
 Ⓒ a Division of Dotolo Research Corp.
 12555 Enterprise Blvd.
 Largo, Florida 33543 U.S.A.

cdi © 1985-11-6-85

COLONICS DIVERSIFIED, INC.

PHONE 535-3459

12555 ENTERPRISES BLVD, NO 101
LARGO, FL 33543

926

63-612
631

August 19 19 86

PAY TO THE ORDER OF James Creighton Wray

\$ 400.00

Four Hundred and 00/100

DOLLARS



02
13825 Belcher Rd.
Largo, Florida 33541

FOR Toxygen Trademark Reg. Fee

⑆000926⑆ ⑆063106129⑆

Barry F. Salter

1263082013⑈

TRADEMARK

REEL: 002330 FRAME: 0214

APRIL 10, 1985

TO WHOM IT MAY CONCERN

THAT THE HOLTS, OWNERS OF 100% STOCK OF TWO COMPANIES, COLONICS DIVERSIFIED, INC. AND ARIZONA STATE WHOLISTIC INSTITUTE, FOR THE SAKE OF THIS AGREEMENT WILL BE CONSIDERED THE SELLERS AND DOTOLO CITRUS RESEARCH CORPORATION, 12555 ENTERPRISE BLVD., LARGO, FLORIDA WILL BE THE BUYER.

IT IS HEREBY AGREED BY SELLERS, FOR THE CONSIDERATION OF \$180,000.00 UNDER THE TERMS OF \$45,000.00 DOWN, WITH PAYMENTS OF FIRST AND SECOND YEAR, \$1,000.00 A MONTH, THIRD YEAR, \$2,000.00 A MONTH, WITH \$3,000.00 A MONTH THEREAFTER, WILL TRANSFER ALL THE STOCK OF THE ABOVE MENTIONED COMPANIES TO DOTOLO CITRUS RESEARCH AND THAT ALL ASSETS AND LIABILITIES WILL BECOME THE PROPERTY OF DOTOLO CITRUS RESEARCH CORPORATION AS PER THE FINANCIAL STATEMENT DATED MARCH 31, 1985, ATTACHED.

IT IS FURTHER AGREED THAT THE HOLTS, OWNERS OF THE PATENT # 4,190,059, CANADIAN PATENT # B 393, TRADEMARK # 1,158,993, AND ANY OTHER PATENTS PENDING, INCLUDING THE DISPOSABLE SPECULUMS AND THE M.T.U. UNIT, WILL BECOME THE PROPERTY OF

CERTIFICATE OF SELLER

WE, GEORGE HOLT, DORIS HOLT, GREGORY HOLT, and JOAN HOLT, of COLONICS DIVERSIFIED, INC., a corporation duly organized and existing under the laws of the state of Arizona, do hereby certify:

1. That they have read that certain Agreement of Purchase and Sale of Stock, prepared for the purchase by DOTOLO CITRUS RESEARCH CORPORATION, a Florida corporation, from GEORGE H. HOLT, DORIS A. HOLT, GREGORY HOLT and JOAN HOLT, Shareholders of COLONICS DIVERSIFIED, INC., an Arizona corporation, having its principal office in Scottsdale, Arizona.

2. That they have specifically read Article VI, "Conditions Precedent to Buyer's Performance", at page 6 thereof, paragraph 6.01, entitled "Condition."


3. That affiants respectfully declare that they are not in default in any of their representations, warranties or covenants as set forth in this paragraph and agreement.

4. That the accuracy of their representations is true, complete and to the best of their knowledge and ability as of the date of the closing of this Purchase Agreement.

5. That affiant, for and on behalf of themselves and the corporation, have performed, satisfied and complied with all

afforementioned Agreement to the best of their ability and knowledge.

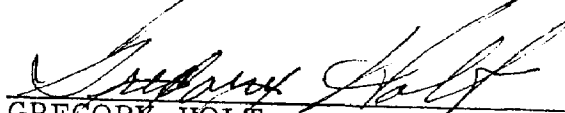
Further affiants sayeth not.



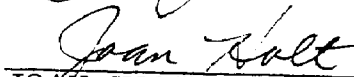
GEORGE HOLT



DORIS HOLT



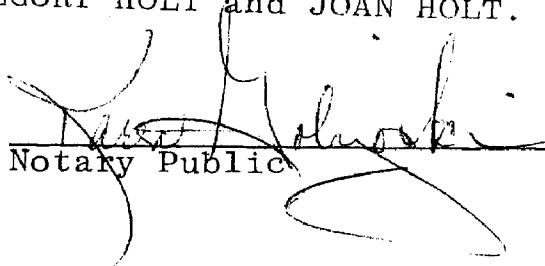
GREGORY HOLT



JOAN HOLT

STATE OF ~~ARIZONA~~ ^{MONTANA})
COUNTY OF ~~MARICOPA~~ ^{RAVALLI}) ss.

The foregoing instrument was acknowledged before me this 21st day of ~~June~~ ^{May}, 1985, by GREGORY HOLT and JOAN HOLT.



Notary Public

My Commission Expires:
NOTARY PUBLIC for the State of Montana
Residing at Hamilton, Montana
~~My Commission Expires Nov. 1, 1987~~

STATE OF ARIZONA)
COUNTY OF MARICOPA) ss.

The foregoing instrument was acknowledged before me this