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Form PTO-1594

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

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

1. Name of conveying party(ies):

Robert Fritz & Carla Fritz

3.12.02

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

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

3. Nature of conveyance:

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

Execution Date: _____

2. Name and address of receiving party(ies)

Name: Cytosport, Inc.

Internal

Address: _____

Street Address: 1910 Mark Court, Suite 130

City: Concord State: CA Zip: 94520

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

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

A. Trademark Application No.(s) 75/620,289

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: Thorpe North & Western LLP

Internal Address: Attn. Peter M. de Jonge

Street Address: 8180 South 700 East, Suite 200

DBYRNE 00000156 75620289

City: Sandy

40.00 UP
State: UT

Zip: 84070

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: _____

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FINANCE SECTION

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9. Signature.

Peter M. de Jonge

Name of Person Signing

Signature

February 27, 2002

Date

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

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

TRADEMARK
 REEL: 002470 FRAME: 0513

WHEN RECORDED RETURN TO:

Peter M. de Jonge
THORPE, NORTH & WESTERN, L.L.P.
P.O. BOX 1219
SANDY, UTAH 84091-1219

ATTORNEY DOCKET NO. T9217

ASSIGNMENT

WHEREAS, Robert Fritz and Carla Fritz (hereinafter referred to as "ASSIGNOR"), citizens of the United States of America, are the owners of all right, title, and interest in and to the trademark "MUSCLE MILK", (hereinafter referred to as the "Mark"), which is filed in the United States Patent and Trademark Office under Serial No. 75/620,289, having a filing date of January 13, 1999 (hereinafter referred to as the "application"); and

WHEREAS, Cytosport, Inc., (hereinafter referred to as "ASSIGNEE"), a corporation duly organized and existing under the laws of the State of California, having a principal business office at 1910 Mark Court, Suite 130, Concord, CA 94520, is desirous of acquiring all right, title and interest in and to the Mark held by Robert Fritz and Carla Fritz, and the above-identified application;

NOW, THEREFORE, in consideration of one dollar (\$1.00) and other good and valuable consideration paid to the ASSIGNOR by the ASSIGNEE, the receipt and sufficiency of which is hereby acknowledged, THE ASSIGNOR HEREBY ASSIGNS TO THE ASSIGNEE any and all right, title and interest which it may hold in and to the Mark, the above-identified registration, and any registration issuing therefrom, together with the goodwill of the business symbolized by and associated with the Mark.

The ASSIGNOR hereby authorizes and requests the United States Commissioner of Patents and Trademarks to issue any and all certificates of registration of the Mark to the ASSIGNEE as the owner of the entire interest of said Mark, for the sole use and benefit of the said ASSIGNEE.

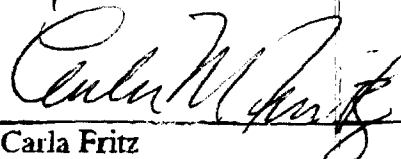
its successors, assigns and legal representatives.

This Assignment and Agreement shall be binding upon any and all successors of the
ASSIGNOR.

EFFECTIVE as of this 28th day of January, 2002.



Robert Fritz



Carla Fritz

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