



## **SERVICE MARK ASSIGNMENT**

This ASSIGNMENT is made this 23<sup>rd</sup> day of July, 2002, by and between MediTract LLC, a Delaware limited liability company, and TractManager, LLC, a Delaware limited liability company.

WHEREAS, MediTract LLC ("Assignor"), a limited liability company organized and existing under the laws of the State of Delaware, with a place of business at 408 Broad Street, Chattanooga, Tennessee 37402, has adopted, owns, and is using the marks ("Marks") identified in Exhibit A, and is the owner of the corresponding pending applications, also shown in Exhibit A; and

WHEREAS, TractManager, LLC ("Assignee"), a limited liability company organized and existing under the laws of the State of Delaware, with a place of business at Park 80 West, Plaza II, Fourth Floor, Saddlebrook, New Jersey 07663, desires to acquire from Assignor said Marks, the pending applications therefor, and that part of the goodwill of the business connected with the use of and symbolized by said Marks.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor hereby sells, assigns, and transfers to Assignee, its successors and assigns, Assignor's entire right, title, and interest in and to the Marks, together with the goodwill of the business symbolized by the Marks, and the above-referenced pending applications. Assignor warrants that the aforementioned assets and property are free of all encumbrances, that good title to and right to sell the aforementioned assets and property are vested in the Assignor, and that the Assignor will defend the title to the same against the lawful claims of all persons.

Assignor agrees that upon request it will, without charge to Assignee, execute or arrange for execution such further assignment document or documents as may be required, if any, from Assignor and its predecessors or predecessors in title to permit Assignee to obtain recording of the assignment to Assignee of the aforementioned assets and property.

IN WITNESS WHEREOF, Assignor has caused this assignment to be executed this  
23rd day of July, 2002.



Thomas A. Rizk  
Chairman

STATE OF NEW JERSEY

COUNTY OF BERGEN

In \_\_\_\_\_, in said County and State on this 23<sup>RD</sup> day of July, 2002,  
before me personally appeared Thomas A. Rizk, Chairman of MediTract LLC, to me known and  
known by me to be the person executing the foregoing instrument, and he acknowledged said  
instrument by him executed to be his free act and deed, and the free act and deed of MediTract  
LLC.



Notary Public

My Commission Expires: 4/7/03

**DEBORAH R. CHURCH**  
Notary Public, State of New Jersey  
No 2042983  
Qualified in Bergen County  
Commission Expires April 7, 2003

**EXHIBIT A**

<u>Application Serial No.</u>	<u>Mark</u>
76/065699	MEDITRACT
76/065779	MEDITRACT & design
76/066050	TRACTMANAGER
76/066051	diamond design
76/066074	TRACTMANAGER & design

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