

09-19-2002

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

102227524

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

1. Name of conveying party(ies): 9-17-02 Weider Nutrition International, Inc.

- Individual(s) Association General Partnership Limited Partnership [X] Corporation-State Delaware Other

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

3. Nature of conveyance: [X] Assignment Merger Security Agreement Change of Name Other

Execution Date: July 26, 2002

2. Name and address of receiving party(ies) Name: American Body Building Internal Products, L.L.C. Address:

Street Address: 600 N. Commerce Street City: Aurora State: IL Zip: 60504

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

[XX] Other Illinois limited liability co. If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No

4. Application number(s) or registration number(s): A. Trademark Application No(s) See attached list

B. Trademark Registration No(s) See attached list

Additional number(s) attached Yes No

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

Name: Paul M. Fullerton Internal Address: CLINGEN, CALLOW, WOLFE & McLEAN Suite 1750 Street Address: 2100 Manchester Road City: Wheaton State: IL Zip: 60187

6. Total number of applications and registrations involved: 73

7. Total fee (37 CFR 3.41): \$ 1,840.00 [XX] Enclosed Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature. DBYRME 00000004 2497082 Paul M. Fullerton 40.00 OP Name of Person Signing

Signature: Paul M. Fullerton

Date: 9/9/02

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

OFFICE OF PATENT RECORDS FINANCE SECTION 2002 SEP 17 PM 2:02

09/19/2002 DBYRME 00000004 2497082 01 FC:481 02 FC:482

EXHIBIT A

MARK NAME	APP./ REG. NO.	APP. DATE	REG. DATE
A FORCE IN THE GYM	2,497,082		October 9, 2001
A FORCE IN THE GYM	75/841,935	November 5, 1999	
A FORCE IN THE GYM	76/349,916	December 11, 2001	
ABB	76/247,595	April 27, 2001	
ABB and Design	76/338,242	November 13, 2001	
ABB and Design	76/349,912	December 11, 2001	
ABB and [half bird] Design	76/349,917	December 11, 2001	
ADRENALINE STACK	76/374,784	February 21, 2002	
AFTER SHOCK	2,111,216		November 4, 1997
AFTERSHOCK PS	2,166,370		June 16, 1998
AMERICAN BODY BUILDING PRODUCTS and Design	1,983,254		July 2, 1996
AMERICAN BODY BUILDING	76/337,423	November 13, 2001	
AMERICAN BODY BUILDING PRODUCTS and Design	1,975,624		May 28, 1996
AMERICAN BODY BUILDING PRODUCTS and Design	2,336,993		April 4, 2000
AMERICAN BOTTLING & BEVERAGE	2,505,732		November 13, 2001
AMERICAN HARD LINE	76/191,942	January 8, 2001	
AMERICAN HARD LINE	75/982,201	January 8, 2001	
AMINO FORCE	2,545,981		March 12, 2002
AQUA FORCE	2,502,337		October 30, 2001
ATR ADVANCED THERMO RELEASE	76/191,941	January 8, 2001	
BEYOND TECHNOLOGY OF PILLS AND POWDERS THERE'S A BETTER WAY	76/363,681	January 28, 2002	
BLUE THUNDER	2,294,881		November 30, 1999
BULK FORCE	75/933,789	March 3, 2000	
CARBO FORCE	2,003,857		October 1, 1996
CARBO FORCE	76/363,519	January 28, 2002	
CARBOHYDRATE STACKING PRINCIPLE	75/344,219	August 20, 1997	
DIET FORCE	2,109,349		October 28, 1997
DIET FORCE	76/199,802	January 25, 2001	
DIET TURBO TEA			
EXT XXL			
EXTREME RIPPED FORCE			
EXTREME RIPPED FORCE	2,443,032		April 10, 2001
EXTREME SUPERIOR WHEY	75/673,509	April 2, 1999	
EXTREME XXL	76/248,314	April 30, 2001	
FORCE	2,048,052		March 25, 1997
FORCE+	76/287,680	July 19, 2001	

G FORCE	2,219,596		January 19, 1999
HIGH VOLTAGE	2,162,401		June 2, 1998
HYPER SPEED	76/314,912	September 20, 2001	
INFERNO	2,092,492		September 2, 1997
INNERBOLICS	76/292,506		July 31, 2001
KICK SOME MASS	2,438,708		March 27, 2001
LEGITIMATE HARDCORE PRODUCTS	2,400,156		October 31, 2000
LEGITIMATE HARDCORE PRODUCTS	2,506,625		November 13, 2001
MASS RECOVERY	2,551,749		March 26, 2002
NITRO SPEED	76/168,722	November 20, 2000	
POWERGRIP	76/363,523	January 28, 2002	
PRO CARBO FORCE	2,247,235		May 25, 1999
PURE PRO	2,362,610		June 27, 2000
PURE PRO	76/168,721	November 20, 2000	
PYRU FORCE	2,294,189		November 23, 1999
RIPPED FORCE	2,194,020		October 6, 1998
RIPPED FORCE	76/247,597	April 27, 2001	
SPEED STACK	75/881,041	December 22, 1999	
SPEED STACK GUM			
STACKED CARBS	76/400,751	April 24, 2002	
STEEL BAR	1,862,672		November 15, 1994
STEEL PRO	2,255,979		June 22, 1999
SUPER SHAKE	2,448,583		May 8, 2001
SUPER TEA	2,258,191		June 29, 1999
THE CARBOHYDRATE STACK	2,236,518		April 6, 1999
THE PERFORMANCE AUTHORITY	76/194,323	January 16, 2001	
XXL	2,008,846		October 15, 1996
XXL SUPER WEIGHT GAIN 1100 and Design	2,010,449		October 22, 1996
XB-50	76/247,596	April 27, 2001	
YOU TRAIN. WE'LL DO THE REST	75/881,357		December 22, 1999
ZERO TEA	1,862,689		November 15, 1994
EXTREME BODY			
ZERO SUGAR			
BIG TIME	1,697,907		June 30, 1992
EXTREME SIZE	2,404,026		November 14, 2000
LEAN PROTEIN	75/937,047		March 6, 2000
RAZOR RIPPED	2,528,990		January 15, 2002
RIPPED MASS	2,417,348		January 2, 2001
RIPPED TO THE MAX	2,360,658		June 20, 2000
RIPPED TO THE MAX	2,573,367		May 28, 2002
SCIENCE FOODS	1,973,740		May 14, 1996
TURBO TEA	1,726,024		October 20, 1992
WHITE LIGHTNING	2,008,057		October 15, 1996

NOTICE OF ASSIGNMENT OF TRADEMARKS

This Notice is recorded pursuant to that certain Asset Purchase Agreement dated July 26, 2002, between Weider Nutrition Group, Inc., a Utah corporation (the Seller under the Asset Purchase Agreement), and American Body Building Products, L.L.C, an Illinois limited liability company (the Buyer under the Asset Purchase Agreement).

WHEREAS, Weider Nutrition International, Inc., a Delaware corporation with an address at 2002 South 5070 West, Salt Lake City, Utah 84104, is the parent company of Weider Nutrition Group, Inc. ("WNI"), and has assigned all of its right, title and interest in the trademarks, trademark applications and registrations set forth in Exhibit "A" (collectively, the "Trademarks") to American Body Building Products, L.L.C. an Illinois limited liability company with an address at 600 North Commerce Street, Aurora, Illinois 60504 ("ABB").

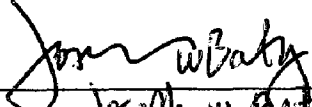
WHEREAS, WNI has applied to register certain of the Trademarks identified on Exhibit "A" on the Principal Register of the United States Patent and Trademark Office based on Assignor's *bona fide* intent to use such Trademarks in commerce in connection with the goods and/or services identified in the respective trademark applications.

WHEREAS, ABB has acquired the business of WNI in connection with which WNI had a *bona fide* use of the Trademarks to which the intent-to-use applications listed in Exhibit "A" pertain as required by 15 U.S.C. § 1060.


NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, WNI has, effective as of July 26, 2002, sold, assigned and transferred to ABB, all of WNI's right, title and interest in and to the Trademarks and any registrations or pending applications therefor, together with that portion of WNI's good will associated with and symbolized by the Trademarks, and together with certain relevant business assets of WNI as set forth in said Asset Purchase Agreement, which includes that portion of WNI's business to which the intent-to-use marks pertain. Either party may record this instrument.

AGREED TO AN ACCEPTED BY:

WEIDER NUTRITION INTERNATIONAL, INC.

By: 
Name: Joseph W. Baty
Title: CEO

AMERICAN BODY BUILDING PRODUCTS, L.L.C.

By: 
Name: Anthony P. Costello
Title: Chief Executive Officer of its Manager

**ATTACHMENT TO RECORDATION FORM COVER SHEET
CONTINUATION OF ITEMS 4A AND 4B**

MARK NAME	APP./ REG. NO.	APP. DATE	REG. DATE
A FORCE IN THE GYM	2,497,082		9-Oct-01
A FORCE IN THE GYM	75/841,935	5-Nov-99	
A FORCE IN THE GYM	76/349,916	11-Dec-01	
ABB	76/247,595	27-Apr-01	
ABB and Design	76/338,242	13-Nov-01	
ABB and Design	76/349,912	11-Dec-01	
ABB and [half bird] Design	76/349,917	11-Dec-01	
ADRENALIN STACK	76/374,784	21-Feb-02	
AFTER SHOCK	2,111,216		4-Nov-97
AFTERSHOCK PS	2,166,370		16-Jun-98
AMERICAN BODY BUILDING PRODUCTS and Design	1,983,254		2-Jul-96
AMERICAN BODY BUILDING	76/337,423	13-Nov-01	
AMERICAN BODY BUILDING PRODUCTS and Design	1,975,624		28-May-96
AMERICAN BODY BUILDING PRODUCTS and Design	2,336,993		4-Apr-00
AMERICAN BOTTLING & BEVERAGE	2,505,732		13-Nov-01
AMERICAN HARD LINE	76/191,942	8-Jan-01	
AMERICAN HARD LINE	75/982,201	8-Jan-01	
AMINO FORCE	2,545,981		12-Mar-02
AQUA FORCE	2,502,337		30-Oct-01
ATR ADVANCED THERMO RELEASE	76/191,941	8-Jan-01	
BEYOND TECHNOLOGY OF PILLS AND POWDERS THERE'S A BETTER	76/363,681	28-Jan-02	
BLUE THUNDER	2,294,881		30-Nov-99
BULK FORCE	75/933,789	3-Mar-00	
CARBO FORCE	2,003,857		1-Oct-96
CARBO FORCE	76/363,519	28-Jan-02	
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DIET FORCE	2,109,349		28-Oct-97
DIET FORCE	76/199,802	25-Jan-01	
EXTREME RIPPED FORCE	2,443,032		10-Apr-01
EXTREME SUPERIOR WHEY	75/673,509	2-Apr-99	
EXTREME XXL	76/248,314	30-Apr-01	
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LEGITIMATE HARDCORE PRODUCTS	2,506,625		13-Nov-01
MASS RECOVERY	2,551,749		26-Mar-02
NITRO SPEED	76/168,722	20-Nov-00	
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PURE PRO	2,362,610		27-Jun-00
PURE PRO	76/168,721	20-Nov-00	
PYRU FORCE	2,294,189		23-Nov-99
RIPPED FORCE	2,194,020		6-Oct-98
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BIG TIME	1,697,907		30-Jun-92
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