

FORM PTO-1594
1-31-92U.S. DEPARTMENT OF COMMERCE
Patent and Trademark OfficeRECORDATION FORM COVER SHEET
TRADEMARKS ONLY

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

1. Name of conveying party(ies):
BIO-REFERENCE LABORATORIES, INC.
481B Edward H. Ross Drive
Elmwood Park, New Jersey 07407

Individual(s) Association
 General Partnership Limited Partnership
 Corporation - State of New Jersey
 Other

Additional name(s) of conveying party(ies) attached?

 Yes No

3. Nature of conveyance:
 Assignment - Nunc Pro Tunc
 Merger
 Security Agreement Change of Name
 Other

Execution Date: May 6, 2003Effective Date: October 2002

2. Name and address of receiving party(ies):

Name: BACO DIET FOODS LTD.

Internal Address: _____

Street Address: 118 Jackson AvenueCity: Svosset State: New York ZIP: 11791

Individual(s) citizenship _____
 Association _____
 General Partnership _____
 Limited Partnership _____
 Corporation - New York _____
 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) and address(es) attached? Yes No

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)
2,463,663Additional numbers attached? Yes No

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

Name: Gary H. Fechter
Internal Address: McCarter & English, LLP
18th FloorStreet Address: 300 Park AvenueCity: New York State: NY ZIP: 100226. Total number of applications and registrations involved: 17. Total Fee (37 CFR 3.41): \$40.00 Enclosed
 Authorized to be charged to deposit account

8. Deposit account number:

502639

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and Signature.

*To the best of your knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*Gary H. Fechter
Name of Person SigningGary H. Fechter
SignatureMay 28, 2003
DateTotal number of pages comprising cover sheet: 3

NUNC PRO TUNC ASSIGNMENT OF TRADEMARK


WHEREAS, Bio-Reference Laboratories, Inc., a New Jersey corporation with a place of business at 481B Edward H. Ross Drive, Elmwood Park, New Jersey 07407, has adopted and used in its business the trademark RIGHT BODY FOODS which is registered in the United States Patent and Trademark Office under Registration No. 2,463,663 dated June 26, 2001 for specialty food products distributed through physicians and nutritionists, namely, lasagna, manicotta, calzones, pizza, blintzes, knishes, oriental egg rolls, cheesecakes, apple bakery goods and tarts; and

WHEREAS, Baco Diet Food Products Ltd. With an office at 118 Jackson Avenue, Syosset, New York 11291 is desirous of acquiring said mark and the registration thereof for use on specialty food products distributed through physicians and nutritionists, namely, lasagna, manicotta, calzones, pizza, blintzes, knishes, oriental egg rolls, cheesecakes, apple bakery goods and tarts.

NOW, THEREFORE, for ten dollars (\$10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, said Bio-Reference Laboratories, Inc. does hereby sell and assign unto the said Baco Diet Food Products Ltd. *nunc pro tunc* as of October 2002, all right, title and interest in and to the said mark and the registration thereof, No. 2,463,663, together with the goodwill of the business and symbolized by the mark and with the right to recover and have damages and profits for past infringement, if any.


IN WITNESS WHEREOF, the said Bio-Reference Laboratories, Inc. has caused this instrument to be executed by its duly authorized corporate office as of the 6 day of May, 2003.

BIO-REFERENCE LABORATORIES, INC.

By: 
HOWARD DUBINETTE
Executive Vice President

STATE OF N.J.)
) SS.
COUNTY OF Bergen)

On this 6th day of May 2003 before me personally came Howard Dubinette, Executive Vice President, to me known, who being by me duly sworn did depose and say that he is the Executive Vice President of Bio-Reference Laboratories, Inc., the corporation described in and which executed the foregoing assignment, that he is authorized to execute this assignment on behalf of said corporation, and that he signed his name thereto by like authority.


Notary Public

ADALGISA GAZZILLO
NOTARY PUBLIC OF NEW JERSEY
MY COMMISSION EXPIRES JUNE 30, 2004