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

Form PTO-1594

(Rev. 10/02)

OMB No. 0651-0027 (exp. 6/30/2005)

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

1. Name of conveying party(ies):

Congress Financial Corporation

☐ Individual(s)☐ General Partnership☒ Corporation-State☐ Other☐ Association☐ Limited PartnershipAdditional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☐ Assignment☐ Security Agreement☒ Other Partial Release☐ Merger☐ Change of Name

Execution Date: August 1, 2002

2. Name and address of receiving party(ies)

Name: IVC Industries, Inc.

Internal

Address:

Street Address: 500 Halls Mill Road

City: Freehold State: NJ Zip: 07729

☐ Individual(s) citizenship☐ Association☐ General Partnership☐ Limited Partnership☒ Corporation-State Delaware☐ OtherIf 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) 75/735886

B. Trademark Registration No.(s) 2,209,950

Additional number(s) attached ☐ Yes ☒ No

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

Name: Irene B. Fisher, Esq.

Internal Address: General Counsel

NBTY, Inc.

Street Address: 90 Orville Drive

City: Bohemia State: NY Zip: 11716

6. Total number of applications and registrations involved: 2

7. Total fee (37 CFR 3.41) \$ 65.00

☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number:

502153

DO NOT USE THIS SPACE

9. Signature.

Irene B. Fisher, Esq.

Name of Person Signing

Signature

March 7, 2003

Date

Total number of pages including cover sheet, attachments, and document: 4

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

03/14/2003 GTON11 00000000 502153 75735886

01 FC:0521  
02 FC:052240.00 CH  
25.00 CHTRADEMARK  
REEL: 002691 FRAME: 0603

PARTIAL RELEASE OF SECURITY  
INTEREST IN TRADEMARKS

KNOW ALL MEN BY THESE PRESENTS, that Congress Financial Corporation, a Delaware corporation (hereinafter referred to as "Secured Party"), having an office at 1133 Avenue of the Americas, New York, New York 10036, DOES HEREBY CERTIFY that the security interest it holds in those certain trademarks of IVC Industries, Inc., a Delaware corporation (hereinafter referred to as "Debtor") described in Schedule A hereto (the "Synergy Plus Trademarks") pursuant to a certain Trademark Collateral Assignment and Security Agreement, dated October 16, 2000, by and between Debtor and Secured Party, recorded in the United States Patent and Trademark Office on November 24, 2000, at Reel 002163, Frame 0655 (the "Trademark Security Agreement"), together with the goodwill of the business symbolized by the Synergy Plus Trademarks, is hereby released and all interests in the Synergy Plus Trademarks previously assigned to Secured Party under the Trademark Security Agreement are hereby reassigned to Debtor, without representation or warranty of any kind, nature or description;

PROVIDED, THAT, nothing herein shall constitute a release or reassignment of the security interests in any other trademarks or other property, other than the Synergy Plus Trademarks and the goodwill of the business symbolized thereby, assigned by way of security by Debtor pursuant to the Trademark Security Agreement.

IN WITNESS WHEREOF, Secured Party has caused this Partial Release of Security Interest in Trademarks to be executed by its duly authorized corporate officer this 1st day of August 2002.

CONGRESS FINANCIAL CORPORATION

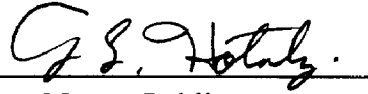
By: 

Title: 

Vice President

STATE OF NEW YORK     )  
  ) ss.:  
COUNTY OF NEW YORK    )

On the 1 day of August 2002 before me personally came Thomas A. Martin, to me known, who being by me duly sworn, did depose and say, that he is the V. I. of CONGRESS FINANCIAL CORPORATION and that said instrument was signed on behalf of such corporation by authority of its Board of Directors, and he acknowledged said instrument to be the free act of deed of said corporation.

  
\_\_\_\_\_  
Notary Public

AMY HOTALING  
NOTARY PUBLIC, State of New York  
#4882066 Qualified in New York County  
Commission Expires June 23, 2006

SCHEDULE A

LIST OF TRADEMARKS AND TRADEMARK APPLICATIONS

<u>Trademark</u>	<u>Registration Number</u>	<u>Registration Date</u>
SYNERGY PLUS	2209950	December 15, 1998
SYNERGY PLUS PLATINUM	75/735886	June 24, 1999