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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):

Cyvex Technologies, Inc.

- Individual(s)                       Association
- General Partnership               Limited Partnership
- Corporation - State of California
- Other \_\_\_\_\_

Add'l name(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

- Assignment                               Merger
- Security Agreement                   Change of Name
- Other \_\_\_\_\_

Execution Date: February 26, 2002

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

Name: Cyvex Nutrition, Inc.

Internal Address: \_\_\_\_\_

Street Address: P.O. Box 17358

City: State: Irvine, CA ZIP: 92713-7358

Individual(s) citizenship \_\_\_\_\_

Association \_\_\_\_\_

Limited Partnership \_\_\_\_\_

Corporation - State of 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

OFFICE OF PROTO RECORDS  
APR -7 AM 11:27  
FINANCE SECTION

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

A. Trademark Application No.(s)

76/218,184

B. Trademark Registration No.(s)

2,147,369

Additional numbers attached?  Yes  No

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

Name: Mr. Eric S. Hyman

Internal Address:

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Street Address: 12400 Wilshire Boulevard

Seventh Floor

City: Los Angeles State: CA ZIP: 90025

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41)..... \$ 365.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

02-2666

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Eric S. Hyman

Name of Person Signing

Signature

Date

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

04/22/2003 ECOOPER 00000188 76218184

01 FC:8521  
02 FC:8522

40.00 OP  
325.00 OP

Additional Trademark Application Nos.

76/290,741

76/218,838

76/218,668

76/329,909

Additional Trademark Registration Nos.

2,230,447

2,309,141

2,448,225

2,443,277

2,350,353

2,511,016

2,138,994

2,441,359

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CERTIFICATE OF AMENDMENT  
OF  
ARTICLES OF INCORPORATION

OF

CYVEX TECHNOLOGIES, INC.

**ENDORSED - FILED**  
In the office of the Secretary of State  
of the State of California

FEB 28 2002

BILL JONES, Secretary of State

I, Gilbert Gluck, certify that:

1. I am the President and Secretary of Cyvex Technologies, Inc., a California Corporation.
2. Article I of the Articles of Incorporation of this corporation is amended to read as follows:  
"The name of this corporation is: CYVEX NUTRITION, INC."
3. The foregoing amendment of Articles of Incorporation has been duly approved by the unanimous consent of the Board of Directors.
4. The foregoing amendment of Articles of Incorporation has been duly approved by the required vote of shareholders in accordance with Section 902, California Corporations Code. The total number of outstanding shares of the corporation is 2000. The number of shares voting in favor of the amendment equaled or exceeded the vote required. The percentage vote required was more than 50%.

I further declare under penalty of perjury under the laws of the State of California that the matters set forth in this certificate are true and correct of my own knowledge.

Date: February 26, 2002

  
GILBERT GLUCK  
President and SecretaryTRADEMARK  
REEL: 002716 FRAME: 0392

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**SECRETARY OF STATE**

I, *BILL JONES*, Secretary of State of the State of California, hereby certify:

That the attached transcript of  1  page(s) has been compared with the record on file in this office, of which it purports to be a copy, and that it is full, true and correct.

**IN WITNESS WHEREOF**, I execute this certificate and affix the Great Seal of the State of California this day of

MAR 05 2002



Secretary of State