

Form PTO-1594

(Rev. 10/02)

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

Tab settings ⇌ ⇌ ⇌ ▼ ▼ ▼ ▼ ▼ ▼ ▼

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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

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

1. Name of conveying party(ies):

PRO SPORTS NUTRITION DEPOT, INC
NUTRIPEAK.COM, INC

- Individual(s)
- Association
- General Partnership
- Limited Partnership
- Corporation-State
- Other _____

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

2. Name and address of receiving party(ies)

Name: GILES VENTURE PARTNERS, LLC

Internal

Address: _____

Street Address: 4847 CHARLTON LANE

City: CHARLOTTE State: NC Zip: 28210

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

3. Nature of conveyance:

- Assignment
- Merger
- Security Agreement
- Change of Name
- Other ASSIGNMENT FOR BENEFIT CREDITORS

Execution Date: 06/20/2002

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

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2217734
2453784

Additional number(s) attached Yes No

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

Name: RANDALL M. GILES

Internal Address: _____

GILES VENTURE PARTNERS, LLC

Street Address: 4847 CHARLTON LANE

City: CHARLOTTE State: NC Zip: 28210

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: _____

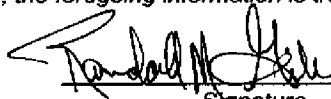
(Attach duplicate copy of this page if paying by deposit account)

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.

RANDALL M. GILES
Name of Person Signing


Signature

09/25/2003
Date

Total number of pages including cover sheet, attachments, and document: 7

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

OP \$65.00 2217734

SIEGEL, GOTTLIEB, MANGEL & LEVINE LLP

LITIGATION AND INSOLVENCY CONSULTANTS

15233 VENTURA BOULEVARD • 9TH FLOOR
SHERMAN OAKS, CALIFORNIA 91403-2201
(818) 325-8441 • FAX: (818) 501-7040

May 21, 2002

Gary O. Giles
442 Allentown Ferry Drive
New London, NC 28127

AT: RANDY SOREF
2 PAGES

From: RANDALL GILES

Re: Nutripeak.com, Inc. Assignment for the Benefit of Creditors
and Pro Sports Nutrition Depot, Inc. Assignment for the Benefit of Creditors

On April 29, 2002, Nutripeak.com, Inc. and Pro Sports Nutrition Depot, Inc. each made an Assignment for the Benefit of Creditors to the undersigned, David K. Gottlieb, as their Assignee ("the Assignee"). Following the making of the Assignments, the Assignee sold all of Nutripeak.com, Inc.'s warehouse furniture and equipment at auction. On May 19, 2002, the Assignee sold the retail store furniture and equipment as well as assigning its interest in the retail store lease at 6252 Romaine Street, Los Angeles, CA 90038. The remaining inventory and intellectual property will be sold at auction and notification will be given to creditors. Accordingly, Nutripeak.com, Inc. and Pro Sports Nutrition Depot, Inc. have ceased operations as of the close of business on April 29, 2002.

In order to share in a distribution of proceeds of the Assignor's assets, you must file a proof of claim by October 15, 2002, at the following address:

David K. Gottlieb, Assignee for the Benefit of Creditors of Nutripeak.com, Inc. and
Pro Sports Nutrition Depot, Inc.
c/o Siegel, Gottlieb, Mangel & Levine, LLP
15233 Ventura Boulevard, Ninth Floor
Sherman Oaks, CA 91403

Please complete the attached proof of claim. If you have any questions, please call me at (818) 325-8441.

Very truly yours,



DAVID K. GOTTLIEB
Assignee

Enclosure

cc: Kathy Bazoian Phelps, Esq.

DKG/epg/00101004

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

The sale of the Assets is "as-is", "where-is", without any representations or warranties whatsoever.


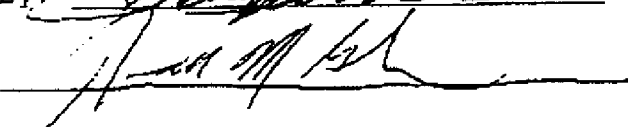
This document may be executed in counterparts.

Dated: June 21, 2002

David K. Gottlieb, solely in his capacity as the Assignee for Benefit of Creditors of Nutripeak.com, Inc. and Pro Sports Nutrition Depot, Inc.

AGREED AND APPROVED:

Giles Venture Partners, LLC

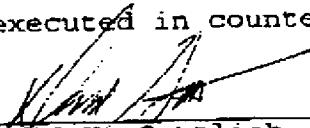
By: 


1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

The sale of the Assets is "as-is", "where-is", without any representations or warranties whatsoever.

This document may be executed in counterparts.

Dated: June 20, 2002



David K. Gottlieb, solely in his capacity as the Assignee for Benefit of Creditors of Nutripeak.com, Inc. and Pro Sports Nutrition Depot, Inc.

AGREED AND APPROVED:

Giles Venture Partners, LLC

By: _____

Randall M. Giles
4847 Charlton Lane
Charlotte, NC 28210
Phone: 704-553-1585
Fax: 704-553-2029

Fax

To: Trademark Office -- Assignments Branch **From:** Randall M. Giles

Fax: 703-306-5995 **Date:** September 25, 2003

Phone: **Pages:** 7

Re: Assignment of Two Trademarks **CC:**

Urgent **For Review** **Please Comment** **Please Reply** **Please Recycle**

•Comments:

Attached please find a request to transfer two trademarks, 2217734 and 2453784. My firm, Giles Venture Partners, LLC purchased both trademarks at a liquidation auction in California that was held for the benefit of creditors, a form of bankruptcy.

In addition to the standard assignment recordation form, PTO 1594, and a credit card authorization form, PTO 2038, I have attached the announcement of the auction and the resulting Bill of Sale noting that my firm purchased this intellectual property or trademarks. The auction was conducted by Siegel, Gottlieb, Mangel & LeVine, LLP in Los Angeles, CA.

Please give me a call at 704-553-1585 if you have any questions.

I would appreciate a prompt assignment to my firm as noted.

Thank you,

Randall M. Giles