

FORM PTO-1595

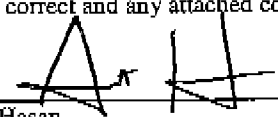
Docket No. 30/SAH/H362

RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY

Mail Stop Assignment Recordation Services  
Director of the United States Patent and Trademark Office  
P.O. Box 1450  
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Post Office Box 7068  
Pasadena, CA 91109-7068

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

<p><b>1.</b> Name of conveying party(ies): <b>HWE, INC.</b></p> <p><input type="checkbox"/> Individual(s)      <input type="checkbox"/> Association  <input type="checkbox"/> General Partnership      <input type="checkbox"/> Limited Partnership  <input checked="" type="checkbox"/> Corporation  <input type="checkbox"/> Other:  <input checked="" type="checkbox"/> Exists Under Laws of California</p> <p>Additional name(s) of conveying party(ies) attached: NO</p>	<p><b>2.</b> Name and address of receiving party(ies): Name: <b>INTERACTIVE HEALTH LLC</b></p> <p>Street Address: 3030 Walnut Avenue, Long Beach, California 90807</p> <p><input type="checkbox"/> Individual(s) citizenship  <input type="checkbox"/> Association  <input type="checkbox"/> General Partnership  <input type="checkbox"/> Limited Partnership  <input type="checkbox"/> Corporation  <input checked="" type="checkbox"/> Other: Limited Liability Company  <input checked="" type="checkbox"/> Exists Under Laws of Delaware</p> <p>If assignee is not domiciled in the United States, a domestic representative designation is attached: NO</p> <p>(Designation must be a separate document from Assignment). Additional name(s) &amp; address(es) attached? NO</p>
<p><b>3.</b> Name of conveyance:</p> <p><input type="checkbox"/> Assignment      <input checked="" type="checkbox"/> Merger  <input type="checkbox"/> Security Agreement      <input type="checkbox"/> Change of Name  <input type="checkbox"/> Other:</p> <p>Execution Date: August 04, 1999</p>	
<p><b>4. A.</b> Trademark Application No.(s)</p>	<p><b>4. B.</b> Trademark Registration No.(s) 1395716 and 1429118</p> <p>Additional numbers attached? NO</p>
<p><b>5.</b> Please return the recorded document and address all correspondence to:</p> <p><b>CHRISTIE, PARKER &amp; HALE, LLP</b> P.O. Box 7068 Pasadena, CA 91109-7068 Attention: Art Hasan</p>	<p><b>6.</b> Total number of applications or registrations involved <input type="text" value="2"/></p> <p><b>7.</b> <input checked="" type="checkbox"/> Total fee to be charged to our Deposit Account: \$ 65.00</p> <p><b>8.</b> <input checked="" type="checkbox"/> Any deficiency or overpayment of fees should be charged or credited to Deposit Account No. 03-1728, except for payment of issue fees required under 37 CFR § 1.18. Please show our docket number with any credit or charge to our Deposit Account.</p>
<p><b>10.</b> <input type="checkbox"/> Explanatory letter is enclosed.</p>	
<p><b>9.</b> 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.</p> <p>Date: December 31, 2003</p> <p>By  Name: Art Hasan 626/795-9900</p> <p>Total number of pages including cover sheet, attachments, and document: <input type="text" value="5"/></p>	

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*State of Delaware*  
*Office of the Secretary of State* PAGE 1

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"HWE, INC.", A CALIFORNIA CORPORATION,

WITH AND INTO "INTERACTIVE HEALTH LLC" UNDER THE NAME OF "INTERACTIVE HEALTH LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE FOURTH DAY OF AUGUST, A.D 1999, AT 1 O'CLOCK P.M.



*Edward J. Freel*

Edward J. Freel, Secretary of State

3068061 8100M  
991322533

AUTHENTICATION: 9903445  
DATE: 08-04-99

**CERTIFICATE OF MERGER**  
**OF**  
**HWE, INC.**  
**AND**  
**INTERACTIVE HEALTH LLC**

It is hereby certified that:

1. The constituent business entities participating in the merger herein certified are:

(i) HWE, Inc., which is incorporated under the laws of the State of California; and

(ii) Interactive Health LLC, which is organized under the laws of the State of Delaware.

2. An Agreement of Merger has been approved, adopted, certified, executed, and acknowledged by each of the aforesaid constituent entities in accordance with the provisions of subsection (b) of Section 18-209 of the Delaware Limited Liability Company Act, to wit, by HWE, Inc. in accordance with the laws of the State of its incorporation and by Interactive Health LLC in the same manner as is provided in the Delaware Limited Liability Company Act.

3. The name of the surviving limited liability company in the merger herein certified is Interactive Health LLC, which will continue its existence as said surviving limited liability company under the name Interactive Health LLC upon the effective date of said merger pursuant to the provisions of the Delaware Limited Liability Company Act.

4. The Certificate of Organization of Interactive Health LLC, as now in force and effect, shall continue to be the Certificate of Organization of said surviving limited liability company until amended and changed pursuant to the provisions of the Delaware Limited Liability Company Act.

5. The executed Agreement of Merger between the aforesaid constituent business entities is on file at the principal place of business of the aforesaid surviving limited liability company, the address of which is as follows:

3030 Walnut Avenue  
Long Beach, CA 90807

18-311946

STATE OF DELAWARE  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
FILED 01:00 PM 08/04/1999  
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Aug-04-99 12:52P

P.03

6. A copy of the aforesaid Agreement of Merger will be furnished by the aforesaid surviving limited liability company, on request, and without costs, to any stockholder of extinguishing foreign corporation or any member of the limited liability company.

Executed on this 4<sup>th</sup> day of August 1999.

INTERACTIVE HEALTH, I.I.C., a  
Delaware limited liability company

By:   
Name: Matt J. Wolfman  
As: Chief Executive Officer

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# facsimile TRANSMITTAL

Date: December 31, 2003

No. of Pages: 5 (including this cover sheet)

Fax No.: 703-306-5995

**PLEASE DELIVER THE FOLLOWING PAGES IMMEDIATELY TO:**

Name: Commissioner of Trademarks

Law Office: Trademark Assignments Branch

Examiner:


Phone:

From: Art Hasan  
Reg No. 41,057

Re: Reg. Nos. 1395716 and 1429118; Filed June 3, 1986 and February 17, 1987  
For the Marks: GET-A-WAY CHAIR and ACU-VIBE

File: 30/SAH/H362

I HEREBY CERTIFY THAT THIS PAPER IS BEING FACSIMILE TRANSMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE ON **December 31, 2003.**

  
Christina L. Vann

\*Correspondence: Recordation Form Cover Sheet and Certificate of Merger

**Christie, Parker & Hale, LLP**  
350 West Colorado Boulevard  
Post Office Box 7068  
Pasadena, CA 91109-7068  
626-795-9900  
Fax: 626-577-8800

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Return Fax to Christina L. Vann

**confidential**

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**RECORDED: 12/31/2003**

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