

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
------------------	----------------

NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL
-----------------------	--

CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
The Bohan Group, Inc.		05/13/2004	CORPORATION: CALIFORNIA

RECEIVING PARTY DATA	
Name:	Brain LLC
Street Address:	703 Market Street
Internal Address:	Suite 800
City:	San Francisco
State/Country:	CALIFORNIA
Postal Code:	94103
Entity Type:	Limited Liability Company: CALIFORNIA

PROPERTY NUMBERS Total: 1		
Property Type	Number	Word Mark
Serial Number:	78246982	BRAIN WAVES

CORRESPONDENCE DATA	
Fax Number:	(213)243-2539
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	213-489-3939
Email:	matuck@jonesday.com
Correspondent Name:	Mary Tuck
Address Line 1:	555 West Fifth Street
Address Line 2:	Suite 4600
Address Line 4:	Los Angeles, CALIFORNIA 90013

ATTORNEY DOCKET NUMBER:	494419-100011
-------------------------	---------------

NAME OF SUBMITTER:	Mary A. Tuck
--------------------	--------------

Total Attachments: 3
 source=BRAINWAVES Assignment_1#page1.tif
 source=BRAINWAVES Assignment_2#page1.tif

CH \$40.00 78246982

ASSIGNMENT OF TRADEMARK/SERVICE MARK

ASSIGNMENT made this 13th day of May 2004 by and between The Bohan Group, Inc., a California corporation organized and existing under and by virtue of the laws of the State of California, having its principal place of business at 703 Market Street, Suite 800, San Francisco, California, 94103 ("Assignor") on the one hand and BRAIN, LLC, a California limited liability company organized and existing under and by virtue of the laws of the State of California, having its principal place of business at 703 Market Street, Suite 800, San Francisco, California, 94103 ("Assignee") on the other hand.

WHEREAS Assignor is the owner of the trademark/service mark "BRAIN WAVES" for which use-based application to register the mark has been filed and assigned Serial No. 78/246,982;


WHEREAS Assignee is desirous of acquiring the exclusive right, title and interest in and to the BRAIN WAVES mark and the pending application therefor.

NOW THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, it is agreed as follows:

Assignor hereby grants, transfers, assigns and conveys to Assignee, its successors and assigns, the entire right, title and interest of Assignor in and to the BRAIN WAVES mark and the pending application therefor, together with the goodwill of the business symbolized by the

BRAIN WAVES mark and application, and all claims, if any, which may have arisen thereunder prior to the date of this Assignment, including the right to recover and have damages and profits for any past infringement.

ASSIGNOR

By: 
William Powell
The Bohan Group, Inc

ASSIGNEE

By: 
Carl Meiswinkel
BRAIN, LLC

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of Orange } ss.

On May 13, 2004 before me, Lizette A. Carrington
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")
personally appeared William Powell and Carl Meiswinkel
Name(s) of Signer(s)

personally known to me
 proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) ~~is~~ are subscribed to the within instrument and acknowledged to me that ~~he~~ she/they executed the same in ~~his~~ her/their authorized capacity(ies), and that by ~~his~~ her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Lizette A. Carrington
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Assignment of Trademark / Service Mark

Document Date: May 13th, 2004 Number of Pages: 2

Signer(s) Other Than Named Above: None

Capacity(ies) Claimed by Signer

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____

Signer Is Representing: _____

