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DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

Tab settings

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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):

Select Nutrition Distributors, Inc.

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

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

3. Nature of conveyance:

- Assignment, Merger, Security Agreement, Change of Name, Other

Execution Date: 9/30/03

2. Name and address of receiving party(ies)

Name: Metagenics, Inc.

Internal Address:

Street Address: 100 Avenida La Pata

City: San Clemente State: CA Zip: 92673

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

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

A. Trademark Application No.(s) 75/848,784

B. Trademark Registration No.(s)

Additional number(s) attached Yes No

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

Name: Susan Y. Campbell

Internal Address:

Street Address: 100 Avenida La Pata

City: San Clemente State: CA Zip: 92673

6. Total number of applications and registrations involved:

1

7. Total fee (37 CFR 3.41) \$ 40.00

- Enclosed, Authorized to be charged to deposit account

8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature.

Susan Y. Campbell Name of Person Signing

Susan Y. Campbell Signature

11-19-03 Date

Total number of pages including cover sheet, attachments, and document: 2

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

**TRADEMARK APPLICATION ASSIGNMENT**

WHEREAS, SELECT NUTRITION DISTRIBUTORS, INC., a Delaware Corporation, formerly known as NAT-RUL HEALTH, INC. having a principal place of business at 5 Fir Court, Suite 1A, Oakland, NJ 07436 is the owner of the trademark application in the United States Patent and Trademark Office as listed below:

WHEREAS, METAGENICS, INC., a California Corporation having a principal place of business at 100 Avenida La Pata, San Clemente, CA 92673; is desirous of acquiring said trademark application and the mark set forth herein;

NOW THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, SELECT NUTRITION DISTRIBUTORS, INC., a Delaware corporation, does hereby assign unto METAGENICS, INC., a California Corporation, all its right, title and interest in and to the mark set forth in the following U.S. trademark application along with the application itself, together with the good will of the business symbolized by the mark:

MARK	GOODS	U.S. APPLICATION NO.
EZ FLEX	dietary supplements	75/848,784

SELECT NUTRITION DISTRIBUTORS, INC.

BY: Cyril Siewert  
NAME: CYRIL SIEWERT  
TITLE: CEO  
DATE: 9-30-03

STATE OF New York )  
COUNTY OF Nassau ) :SS

Before me personally appeared said Cyril Siewert and acknowledged the foregoing instrument to the his/her free act and deed this 30<sup>th</sup> day of September

\_\_\_\_\_  
Notary Public  
Residing at:

My Commission Expires:  
May 27, 2007

ANNE MARIE MUSACCHIA  
Notary Public, State of New York  
No. 01MU6092862  
Qualified in Nassau County  
Commission Expires May 27, 2007

Anne Marie Musacchia