

FORM PTO-1594 (Rev. 6-93) OMB No. 0651-0011 (exp. 4/94)

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

U.S. DEPARTMENT OF COMMERCE Patent and Trademark Office

Tab settings

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

1. Name of conveying party(ies):

Pharmalabel, Inc.

- Individual(s), Association, General Partnership, Limited Partnership, Corporation-State of NC, 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: January 3, 2005

2. Name and address of receiving party(ies)

Name: The John Henry Company

Internal Address:

Street Address: 5800 West Grand River Avenue

City: Lansing State: MI ZIP: 48901

- Individual(s) citizenship, Association, General Partnership, Limited Partnership, Corporation-State of Michigan, 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 patent number(s):

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

2,187,448 for PHARMALABEL

Additional numbers attached? Yes No

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

Name: Mr. H. W. Reick

Internal Address: Price, Heneveld, Cooper,

DeWitt & Litton

Street Address: 695 Kenmoor SE

P.O. Box 2567

City: Grand Rapids State: MI ZIP: 49501

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:

16-2463

(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.

H. W. Reick

Name of Person Signing

[Signature]

Signature

January 10, 2005

Date

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

2

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Mail documents to be recorded with required cover sheet information to: Commissioner of Patents & Trademarks, Box Assignments

TRADEMARK REEL: 003010 FRAME: 0497

CH \$40.00 162463 2187448

### NUNC PRO TUNC ASSIGNMENT


WHEREAS, Pharmalabel, Inc., a corporation of North Carolina, (hereinafter Assignor), is the owner of record for Trademark Registration No. 2,187,448 for the mark **PHARMALABEL**; and

WHEREAS, The John Henry Company, a Michigan corporation, having a place of business at 5800 West Grand River Avenue, P.O. Box 17099, Lansing, MI 48901-7099, (hereinafter Assignee), on or about January 22, 1999, through its wholly owned subsidiary company, J H Acquisition Inc. acquired any and all rights that Assignor had or has in and to said mark, together with the goodwill of the business in connection with which said mark is used and which is symbolized by said mark, along with the right to recover for damages and profits for past infringements thereof;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, said Assignor does hereby nunc pro tunc assign unto said Assignee all right, title and interest in and to said mark and the trademark application therefor for the United States, together with the goodwill of the business in connection with which said mark is used and which is symbolized thereby, and all other rights which Assignor has enjoyed thereunder throughout all countries of the world, including any and all rights of recovery based on past infringement of said mark, and registration, the same to be held and enjoyed by the Assignee, its successors and assigns to the full end of the term for which the aforesaid mark becomes registered and any renewals of the terms thereof.

IN WITNESS WHEREOF, Assignor has caused this Assignment to be executed by its duly authorized officer this 3rd day of ~~December, 2004~~ <sup>January, 2005</sup>.

Date: 01/03/05

By:   
Name: Des Laffan  
Title: General Manager  
Pharmalabel, Inc.