

11-19-2004

Form PTO-1594

(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2002)

Tab settings ⇌ ⇌ ⇌ ▼ ▼ ▼ ▼ ▼



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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):

Congress Financial Corporation

- ☐ 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 Release of Security Interest

Execution Date: 10/19/04

2. Name and address of receiving party(ies)

Name: IVC Industries, Inc.

Internal

Address: _____

Street Address: 500 Halls Mill Road

City: Freehold State: NJ Zip: 07728

- ☐ 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

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

A. Trademark Application No.(s) N/A

B. Trademark Registration No.(s) SEE ATTACHED

Additional number(s) attached ☒ Yes ☐ No

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

Name: Marianne F. Taras

Internal Address: Paul, Hastings, Janofsky &

Walker LLP

Street Address: 1055 Washington Boulevard

City: Stamford State: CT Zip: 06901

6. Total number of applications and registrations involved: _____

25

7. Total fee (37 CFR 3.41).....\$ 640.00

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Deposit account number: _____

DO NOT USE THIS SPACE

9. Signature.

Marianne F. Taras

Name of Person Signing

Signature

11/16/04

Date

Total number of pages including cover sheet, attachments, and document: 4

11/19/2004 GTON11 00000072 632570

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

01 FC:8521
 02 FC:8522

40.00 OP
 600.00 OP

TRADEMARK
 REEL: 003080 FRAME: 0317

SCHEDULE A

TRADEMARKS	REGISTRATION/ APPLICATION NUMBER
BIO-CEE	632,570 8/14/56
CALORIE BURNERS	2,455,668 5/29/01
GINTEL	2,345,792 4/25/00
GOLD CREST	1,929,598 10/24/95
HERBAL 5	2,293,356 11/16/99
IRON PLUS	813,694 8/23/66
LIQUAFIL	2,430,600 2/27/01
MULTIPLE FORTY+	1,421,685 12/23/86
MULTIPLETE	2,345,791 4/25/00
NATURE'S WONDER	1,069,719 7/19/77
NITE NITE	1,752,185 2/16/93
PREVITALIN	635,084 10/2/56
PRO HAIR2	2,110,990 11/4/97
PROST FX	2,296,664 11/30/99
THE RELIEF YOU REMEMBER	2,266,420 8/3/99
VCA	1,484,961 4/19/88
VITABOTS	1,448,108 7/21/87

VITAL SOURCE	2,455,958 5/29/01
ZESTABS	2,207,398 12/1/98
design mark	1,474,713 2/2/88
4-T PLUS	584,486 1/12/54
FIELDS OF NATURE	973,822 11/27/73
GELUCAPS	2,205,035 11/24/98
PINE BROS.	2,125,894 12/30/97
INSUR-ALL	0,841,948 1/9/68

NOTICE OF RELEASE OF
SECURITY INTEREST IN TRADEMARKS

Reference is made to that certain Trademark Collateral Assignment and Security Agreement dated as of October 16, 2000 and recorded at the United States Patent and Trademark Office at Reel 2163 and Frame 0655 on October 24, 2000 and re-recorded at Reel 2336 and Frame 0741 on July 30, 2001 by and between IVC Industries, Inc. ("IVC") and Congress Financial Corporation ("Congress") (the "Security Agreement").

Pursuant to the Security Agreement IVC granted to Congress a security interest in IVC's right, title, and interest into the trademarks and trademark registrations and applications listed on Schedule A hereto (the "Trademarks").

Congress (the "Releasor") hereby re-assigns and releases to IVC and terminates all right, title and interest that Releasor has in and to the Trademarks and all proceeds of the foregoing; and all general intangibles associated with the foregoing, including without limitation, all goodwill associated in any way with such Trademarks; the right to sue for past, present and future infringements, and all rights corresponding thereto associated with such trademarks.

This release shall be governed by and construed in accordance with the laws of the State of New York without regard to conflicts of law principles.

Congress Financial Corporation, as Lender and
Releasor

By: 

Name:

Thomas A. Manfin

Title:

Vice President

Dated:

October 19, 2004

STM/283439.1

RECORDED: 11/18/2004

TRADEMARK
REEL: 003080 FRAME: 0320