

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
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NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL
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CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
MuscleTech Research and Development, Inc.		12/23/2003	CORPORATION: CANADA

RECEIVING PARTY DATA

Name:	Diet Formulations Ltd.
Street Address:	7050 Telford Way
Internal Address:	Suite 100
City:	Mississauga, Ontario
State/Country:	CANADA
Postal Code:	L5S 1V7
Entity Type:	CORPORATION: CANADA

PROPERTY NUMBERS Total: 3

Property Type	Number	Word Mark
Serial Number:	78171732	DIET-TECH
Serial Number:	78357454	METABO-TECH
Serial Number:	78357450	GLUCO-TECH

CORRESPONDENCE DATA

Fax Number: (212)425-5288
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
 Phone: 2124257200
 Email: tmdocketny@kenyon.com
 Correspondent Name: Asiyah McCarthy
 Address Line 1: One Broadway
 Address Line 4: New York, NEW YORK 10004

DOMESTIC REPRESENTATIVE

Name: Howard J. Shire, Esq.

CH \$90.00 78171732

Address Line 1: One Broadway
Address Line 4: New York, NEW YORK 10004

NAME OF SUBMITTER: Howard J. Shire, Esq.

Signature: /Howard J. Shire/

Date: 09/07/2005

Total Attachments: 3
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ASSIGNMENT

This Assignment is by and between:

MUSCLETECH RESEARCH AND DEVELOPMENT, INC. ("MUSCLETECH")

a corporation duly organized under the laws of the province of Ontario, Canada, having a place of business at 7050 Telford Way, Suite 100, Mississauga, Ontario Canada L5S 1 V7, (hereinafter referred to as "Assignor")

- and -

DIET FORMULATIONS LTD.,

a corporation duly organized and existing under the laws of the province of Ontario, Canada, and having a place of business at 7050 Telford Way, Suite 100, Mississauga, Ontario Canada L5S 1 V7 (hereinafter referred to as "Assignee");

WHEREAS as of December 23, 2003, the parties entered into an Assignment agreement, whereby Assignee became the owner of all right, title and interest in and to the trademarks as set forth in Schedule A and the associated United States applications listed thereon (the "Marks"); and

WHEREAS the parties are desirous of memorializing the transfer of all legal right, title and interest in and to the Marks together with the goodwill appurtenant thereto, the business associated therewith and any and all past and present rights which have accrued to Assignor incident or appertaining to the

Marks.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor, by these presents, does sell, assign and transfer *nunc pro tunc* as of December 23, 2003 unto the Assignee the entire right, title and interest in and to the Marks together with the goodwill appurtenant thereto along with the portions of the business to which the Marks pertain, the same to be held and enjoyed by the Assignee as fully and entirely as the same would have held by Assignor had such assignment not been made, which assignment and transfer includes any and all past and present rights which have accrued or may accrue to Assignor, of any and all kind or nature incident or appertaining to the Marks, including the right to sue for and recover any accrued damages for infringement occurring prior to assignment of the Marks.

Signed at Mississauga, ON, this 12 day of August, 2004.

MUSCLETECH RESEARCH AND DEVELOPMENT, INC.

Name: 
Mary Parniak
Title: Chief Financial Officer

SCHEDULE A

TRADEMARK

APP. NO.

DIET-TECH

78/171,732

METABO-TECH

78/357,454

GLUCO-TECH

78/357,450