

08-08-2005

Form PTO-1594 (Rev. 07/05)  
OMB Collection 0651-0027 (exp. 6/30/2008)



DEPARTMENT OF COMMERCE  
Patent and Trademark Office

8-4-05

**RECORDATION**  
**TRADEMARKS ONLY**

103058672

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

**1. Name of conveying party(ies):**

Richard A. Deer

- Individual(s)       Association
- General Partnership       Limited Partnership
- Corporation- State: \_\_\_\_\_
- Other \_\_\_\_\_

Citizenship (see guidelines) \_\_\_\_\_

Additional names of conveying parties attached?  Yes  No

**2. Name and address of receiving party(ies)**

Additional names, addresses, or citizenship attached?  Yes  No

Name: Body Dynamics, Inc.

Internal Address: \_\_\_\_\_

Street Address: 9700 N. Michigan Road

City: Carmel

State: Indiana

Country: U.S. Zip: 46032

- Association      Citizenship \_\_\_\_\_
- General Partnership      Citizenship \_\_\_\_\_
- Limited Partnership      Citizenship \_\_\_\_\_
- Corporation      Citizenship Indiana
- Other \_\_\_\_\_      Citizenship \_\_\_\_\_

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)

**3. Nature of conveyance /Execution Date(s) :**

Execution Date(s) 7/27/05

- Assignment       Merger
- Security Agreement       Change of Name
- Other \_\_\_\_\_

**4. Application number(s) or registration number(s) and identification or description of the Trademark.**

A. Trademark Application No.(s)  
78/383,119

B. Trademark Registration No.(s)

Additional sheet(s) attached?  Yes  No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):  
TESTOSTREX, filed March 12, 2004

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

Name: Gregory B. Coy, Krieg DeVault, LLP

Internal Address: Suite 2800

Street Address: One Indiana Square

City: Indianapolis

State: Indiana Zip: 46204

Phone Number: 317-636-4341

Fax Number: 317-238-6371

Email Address: gcoy@kdlegal.com

**6. Total number of applications and registrations involved:** 1

**7. Total fee (37 CFR 2.6(b)(6) & 3.41)** \$ 40.00

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed

**8. Payment Information:**

a. Credit Card      Last 4 Numbers 1013  
Expiration Date 04/09

b. Deposit Account Number \_\_\_\_\_  
Authorized User Name \_\_\_\_\_

**9. Signature:**

August 2, 2005

Date

Gregory B. Coy

Name of Person Signing

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

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

08/05/2005 ECOOPER 00000036 78383119

01 FC:8521

40.00 DP

**TRADEMARK**  
**REEL: 003199 FRAME: 0751**

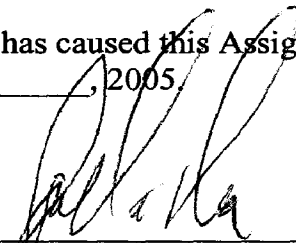
**TRADEMARK ASSIGNMENT**

WHEREAS, Richard A. Deer, an individual, having a place of business at 9700 North Michigan Road, Carmel, Indiana 46032 (hereinafter "Assignor"), is the owner of United States Trademark Registration Application No. 78/383,119, filed March 12, 2004 for the mark TESTOSTREX (hereafter "Mark"),

WHEREAS, Body Dynamics, Inc., a corporation of the State of Indiana, having a place of business at 9700 North Michigan Road, Carmel, Indiana 46032 (hereinafter "Assignee"), desires to acquire said Mark and said application, and any registration issuing thereon.

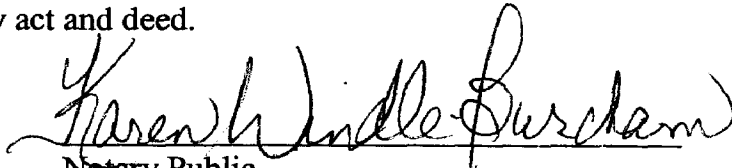
NOW THEREFORE, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged, Assignor does hereby assign and transfer unto Assignee the entire right, title and interest in and to the Mark, together with the goodwill of the business symbolized by the Mark and the entire right, title and interest in and to said application, and any registration issuing thereon.

IN WITNESS WHEREOF, Assignor has caused this Assignment to be executed and effective as of this 27<sup>th</sup> day of JULY, 2005.

  
\_\_\_\_\_  
Richard A. Deer

STATE OF INDIANA        )  
                                  )ss:  
COUNTY OF HAMILTON    )

Before me, a Notary Public, in and for said County and State, personally appeared Richard A. Deer, who, being first duly sworn upon his oath, acknowledged the execution of the foregoing "Assignment" as his voluntary act and deed.

  
\_\_\_\_\_  
Notary Public

KAREN P. WINDLE-BURCHAM  
Notary Public - Marion County, IN  
Commission Expires: 1-19-2008

My Commission Expires: 1-19-2008

Printed: \_\_\_\_\_

Resident of MARION County