

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

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| SUBMISSION TYPE: | NEW ASSIGNMENT | | |
| NATURE OF CONVEYANCE: | ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL | | |
| CONVEYING PARTY DATA | | | |
| Name | Formerly | Execution Date | Entity Type |
| Brian K Marks | | 01/10/2006 | INDIVIDUAL: UNITED STATES |
| RECEIVING PARTY DATA | | | |
| Name: | Dr. Miracle's LLC | | |
| Street Address: | 183 Madison Avenue | | |
| Internal Address: | Suite 405 | | |
| City: | New York | | |
| State/Country: | NEW YORK | | |
| Postal Code: | 10016 | | |
| Entity Type: | LIMITED LIABILITY COMPANY: NEW YORK | | |
| PROPERTY NUMBERS Total: 5 | | | |
| Property Type | Number | Word Mark | |
| Registration Number: | 3018370 | DR. MIRACLE'S | |
| Serial Number: | 76482284 | DR. MIRACLE'S | |
| Serial Number: | 78976510 | THERMALCEUTICAL | |
| Serial Number: | 78331348 | THERMALCEUTICAL | |
| Serial Number: | 76482271 | TEMPLE HEAVEN | |
| CORRESPONDENCE DATA | | | |
| Fax Number: | (516)228-4975 | | |
| | <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i> | | |
| Phone: | 516-228-8484 | | |
| Email: | wgreenseich@dilworthbarrese.com | | |
| Correspondent Name: | Wendy A. Greenseich | | |
| Address Line 1: | 333 Earle Ovington Boulevard | | |
| Address Line 2: | Dilworth & Barrese, LLP | | |
| Address Line 4: | Uniondale, NEW YORK 11553 | | |

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| ATTORNEY DOCKET NUMBER: | 1233-3 US-1 |
| NAME OF SUBMITTER: | Wendy A. Greenseich |
| Signature: | /wag/ |
| Date: | 01/10/2006 |
| Total Attachments: 2 source=executed Assignment#page1.tif source=executed Assignment#page2.tif | |

ASSIGNMENT OF TRADEMARK(S)

WHEREAS Brian K. Marks ("Assignor") with an address of 147-47 Second Ave., Whitestone, New York 11357, has adopted, used and is using the mark(s) referenced in Schedule A attached hereto, which are registered and/or pending applications in the U.S. Patent and Trademark Office;


WHEREAS Dr. Miracle's LLC ("Assignee"), a New York corporation, with an address of 183 Madison Avenue, Suite 405, New York, New York 10016, is desirous of acquiring said mark(s) and the applications pending thereof;

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor does hereby assign to Assignee all right, title and interest in and to said mark(s), together with the good will of the business symbolized by the mark(s), and the above-identified pending applications.

Dated:

11/10/06

By:


Brian K. Marks

SCHEDULE A

| <u>Mark</u> | <u>Reg. No.</u> | <u>Serial No.</u> |
|-----------------|-----------------|-------------------|
| DR. MIRACLE'S | 3,018,370 | 76/977,765 |
| DR. MIRACLE'S | | 76/482,284 |
| THERMALCEUTICAL | | 78/976,510 |
| THERMALCEUTICAL | | 78/331,348 |
| TEMPLE HEAVEN | | 76/482,271 |