

TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	Correction of error made in trademark application		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
NIGHTGUARD		12/04/2006	trademark entered as owner by mistake:
RECEIVING PARTY DATA			
Name:	Medtech Products Inc.		
Street Address:	90 North Broadway		
City:	Irvington		
State/Country:	NEW YORK		
Postal Code:	10533		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Serial Number:	77056556	NIGHTGUARD	
CORRESPONDENCE DATA			
Fax Number:	(423)752-9548		
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>			
Phone:	4232094103		
Email:	mjohnson@bakerdonelson.com, echomyn@bakerdonelson.com		
Correspondent Name:	Micheline Kelly Johnson		
Address Line 1:	633 Chestnut St., 1800 Republic Centre		
Address Line 2:	Baker, Donelson, Bearman, Caldwell		
Address Line 4:	Chattanooga, TENNESSEE 37450-1800		
ATTORNEY DOCKET NUMBER:	2016563-000044		
NAME OF SUBMITTER:	Micheline Kelly Johnson		
Signature:	/micheline kelly johnson/		

OP \$40.00 77056556

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TRADEMARK
REEL: 003516 FRAME: 0053

Date:

04/05/2007

Total Attachments: 2

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PTO Form 1478 (Rev 9/2006)

OMB No. 0651-0009 (Exp 09/30/2008)

Trademark/Service Mark Application, Principal Register**To the Commissioner for Trademarks:****MARK:** NIGHTGUARD (Standard Characters, see mark)

The literal element of the mark consists of NIGHTGUARD. The mark consists of standard characters, *without claim to any particular font, style, size, or color.*

The applicant, NIGHTGUARD, a corporation of Delaware, having an address of 90 North Broadway, Irvington, New York, United States, 10533, requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended.

International Class 010: Dental appliance to prevent nighttime bruxism (tooth grinding) in adults
Intent to Use: The applicant has a bona fide intention to use or use through the applicant's related company or licensee the mark in commerce on or in connection with the identified goods and/or services. (15 U.S.C. Section 1051(b)).

The applicant hereby appoints Micheline Kelly Johnson of Baker, Donelson, 1800 Republic Centre, 633 Chestnut Street, Chattanooga, Tennessee, United States, 37450-1800 to submit this application on behalf of the applicant. The attorney docket/reference number is 2016563-00013.

Correspondence information: Micheline Kelly Johnson
1800 Republic Centre
633 Chestnut Street
Chattanooga, Tennessee 37450-1800

A fee payment in the amount of \$325 will be submitted with the application, representing payment for 1 class(es).

Declaration

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /Micheline Kelly Johnson/ Date Signed: 12/04/2006
Signatory's Name: Micheline Kelly Johnson
Signatory's Position: Attorney for Applicant

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