

# TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	RELEASE BY SECURED PARTY		
<b>CONVEYING PARTY DATA</b>			
Name	Formerly	Execution Date	Entity Type
Antares Capital Corporation		04/20/2007	CORPORATION: DELAWARE
<b>RECEIVING PARTY DATA</b>			
Name:	The Hygenic Corporation		
Street Address:	1245 Home Avenue		
City:	Akron		
State/Country:	OHIO		
Postal Code:	44310		
Entity Type:	CORPORATION: DELAWARE		
<b>PROPERTY NUMBERS Total: 34</b>			
Property Type	Number	Word Mark	
Serial Number:	76526299	FIRST STEP TO ACTIVE HEALTH	
Serial Number:	76045939		
Serial Number:	75109559	H HYGENIC	
Serial Number:	73548499	H HYGENIC	
Serial Number:	76045938		
Serial Number:	76046437		
Serial Number:	76045977		
Serial Number:	74714927	HYTONE	
Serial Number:	74591577		
Serial Number:	73404347	H HYGENIC	
Serial Number:	76526336	FIRST STEP TO ACTIVE HEALTH	
Serial Number:	76427046	HYPERFORM	
Serial Number:	76045976		
Serial Number:	75942466	FLEXBAR	

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**TRADEMARK**  
**REEL: 003641 FRAME: 0319**

Serial Number:	74660426	H HYGENIC
Serial Number:	74493865	THERA-BAND
Serial Number:	75419864	H HYGENIC
Serial Number:	74591344	
Serial Number:	73760624	THERA-BAND
Serial Number:	73548554	DYNA-BAND
Serial Number:	73100524	THERA-BAND
Serial Number:	76045653	THERA-BAND
Serial Number:	74591343	
Serial Number:	73760623	
Serial Number:	76045862	
Serial Number:	75556542	THERA-BAND
Serial Number:	76043561	THERA-BAND
Serial Number:	75712381	AQUAFINS
Serial Number:	75463681	HYSYNAL
Serial Number:	73348731	H HYGENIC
Serial Number:	73013181	PARABATH
Serial Number:	76152300	SDS
Serial Number:	76046740	
Serial Number:	76045940	

#### CORRESPONDENCE DATA

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ATTORNEY DOCKET NUMBER:	207170-00246
NAME OF SUBMITTER:	Oscar Ruiz
Signature:	/Oscar Ruiz/
Date:	10/17/2007

Total Attachments: 3  
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**TRADEMARK**  
**REEL: 003641 FRAME: 0320**



## **TRADEMARK RELEASE AND REASSIGNMENT**

THIS TRADEMARK RELEASE AND REASSIGNMENT is made as of April 20, 2007, by **ANTARES CAPITAL CORPORATION**, as Agent ("**Agent**").

### **WITNESSETH:**

WHEREAS, Agent and The Hygenic Corporation, a Delaware corporation ("**Grantor**"), were parties to that certain Trademark Security Agreement, dated as of January 30, 2004 (the "**Assignment**"), pursuant to which Grantor granted a security interest to Agent in certain trademarks (the "**Trademarks**") and Trademark Rights (as defined below) as security for certain obligations owing by Grantor to Agent, including the Trademarks set forth on Schedule 1 hereto; and

WHEREAS, the Assignment was recorded by the Trademark Division of the United States Patent and Trademark Office on February 9, 2004, at Reel 2910, Frame 0726; and

WHEREAS, Grantor has requested that Agent release its security interest in the Trademarks and Trademark Rights and reassign the same to Grantor.

NOW THEREFORE, for good and valuable consideration, receipt and sufficiency of which are hereby acknowledged:

1. Agent hereby releases its security interest in all of Grantor's right, title and interest in and to the following (collectively the "**Trademark Rights**"):

(i) each Trademark and application for Trademark listed on Schedule I annexed hereto, together with any reissues, continuations or extensions thereof; and


(ii) all products and proceeds of the foregoing, including without limitation, any claim by Grantor against third parties for past, present or future infringement of any Trademark.

2. Agent hereby reassigns, grants and conveys to Grantor, without any representation, recourse or undertaking by Agent, all of Agent's right, title and interest in and to the Trademarks and the Trademark Rights.

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[Signature Page Follows]*

IN WITNESS WHEREOF, Agent has caused this Trademark Release and Reassignment to be executed as of the day and year first above written.

**ANTARES CAPITAL CORPORATION,**  
as Agent

By:   
Name: Mary F. Gaede  
Title: Duly Authorized Signatory

**SCHEDULE 1****TRADEMARKS**

Mark	Serial Number	Filing Date	Registration Number	Registration Date
FIRST STEP TO ACTIVE HEALTH	76-526299	6/27/2003	2972007	7/19/2005
Design Only	76-045939	5/11/2000	N/A	N/A
H HYGENIC	75-109559	5/22/1996	2120982	12/16/1997
H HYGENIC	73-548499	7/17/1985	1380599	1/28/1986
Design Only	76-045938	5/11/2000	N/A	N/A
Design Only	76-046437	5/11/2000	N/A	N/A
Design Only	76-045977	5/11/2000	N/A	N/A
HYTONE	74-714927	8/14/1995	2144993	3/17/1998
Design Only	74-591577	10/27/1994	2037966	2/11/1997
H HYGENIC	73-404347	12/1/1982	1269061	3/6/1984
FIRST STEP TO ACTIVE HEALTH	76-526336	6/27/2003	2928215	2/22/2005
HYPERFORM	76-427046	7/2/2002	2818889	3/2/2004
Design Only	76-045976	5/11/2000	N/A	N/A
FLEXBAR	75-942466	3/13/2000	2550917	3/19/2002
H HYGENIC	74-660426	4/13/1995	1966739	4/9/1996
THERA-BAND	74-493865	2/24/1994	1895004	5/23/1995
H HYGENIC	75-419864	1/20/1998	2262494	7/20/1999
Design Only	74-591344	10/27/1994	2037965	2/11/1997
THERA-BAND	73-760624	10/31/1988	1542392	6/6/1989
DYNA-BAND	73-548554	7/17/1985	1379345	1/21/1986
THERA-BAND	73-100524	9/20/1976	1063239	4/12/1977
THERA-BAND	76-045653	5/11/2000	3024914	12/13/2005
Design Only	74-591343	10/27/1994	2037964	2/11/1997
Design Only	73-760623	10/31/1988	1541408	5/30/1989
Design Only	76-045862	5/11/2000	N/A	N/A
THERA-BAND	75-556542	9/18/1998	2295811	11/30/1999
THERA-BAND	76-043561	5/8/2000	2467659	7/10/2001
AQUAFINS	75-712381	5/24/1999	2364354	7/4/2000
HYSYNAL	75-463681	4/7/1998	2308554	1/18/2000
H HYGENIC	73-348731	2/4/1982	1241177	6/7/1983
PARABATH	73-013181	2/11/1974	1011451	5/27/1975
SDS	76-152300	10/23/2000	2599090	7/23/2002
Design Only	76-046740	5/11/2000	N/A	N/A
Design Only	76-045940	5/11/2000	N/A	N/A