

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Seven Seas Limited		03/15/2005	COMPANY: UNITED KINGDOM
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Merck Consumer Healthcare Limited		
<b>Street Address:</b>	Hedon Road, Marfleet		
<b>City:</b>	Hull		
<b>State/Country:</b>	UNITED KINGDOM		
<b>Postal Code:</b>	HU9 5NJ		
<b>Entity Type:</b>	COMPANY: UNITED KINGDOM		
<b>PROPERTY NUMBERS Total: 7</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
Registration Number:	2692632	HALIBORANGE	
Registration Number:	2433901	MINADDEX	
Registration Number:	1920663	SEVEN SEAS	
Registration Number:	0354473	SEVENSEAS	
Registration Number:	0561784	SEVENSEAS	
Registration Number:	3040641	SPORTFLEX	
Registration Number:	2878265	NEUTRATASTE	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	(216)241-1666		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
<b>Phone:</b>	216-861-5582		
<b>Email:</b>	skoenig@faysharpe.com		
<b>Correspondent Name:</b>	Sandra M. Koenig - Fay Sharpe LLP		
<b>Address Line 1:</b>	1100 Superior Avenue, Seventh Floor		
<b>Address Line 4:</b>	Cleveland, OHIO 44114-2579		

OP \$190.00 2692632

ATTORNEY DOCKET NUMBER:

WPTZ 0 00067

DOMESTIC REPRESENTATIVE

Name: Sandra M. Koenig  
Address Line 1: 1100 Superior Avenue, Seventh Floor  
Address Line 4: Cleveland, OHIO 44114-2579

NAME OF SUBMITTER:

Sandra M. Koenig

Signature:

/sandramkoenig/

Date:

06/10/2008

Total Attachments: 8

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DATED

15 March

2005

(1) SEVEN SEAS LIMITED

(2) SEVEN SEAS HEALTH CARE LIMITED

(3) HOFELS PURE FOODS LIMITED

- and -

(4) MERCK CONSUMER HEALTHCARE LIMITED

**TRADE MARK ASSIGNMENT**

I hereby certify this to be a  
true copy of the original

Signed: Nicholas G Fraser

**Nicholas G Fraser**  
Solicitor  
Seven Seas Limited

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DLA Piper Rudnick Gray Cary UK LLP  
Princes Exchange  
Princes Square  
Leeds  
LS1 4BY

Tel: +44 (0) 8700 111 111  
Fax: +44 (0)113 369 2999

Ref: CTT/CTT/83850/120000/5825748.1

**TRADEMARK**  
**REEL: 003792 FRAME: 0787**

THIS ASSIGNMENT is made on

15 March

2005

**BETWEEN**

- (1) **SEVEN SEAS LIMITED** (company number 351663) of Hedon Road, Marfleet, Hull HU9 5NJ ("**SSL**")
- (2) **SEVEN SEAS HEALTH CARE LIMITED** (company number 503967) of Hedon Road, Marfleet, Hull HU9 5NJ ("**SSHCL**")
- (3) **HOFELS PURE FOODS LIMITED** (company number 444884) of Hedon Road, Marfleet, Hull HU9 5NJ ("**HPFL**")

(together "**the Assignors**")

- (4) **MERCK CONSUMER HEALTHCARE LIMITED** (company number 1445808) of Hedon Road, Marfleet, Hull HU9 5NJ ("**the Assignee**")

**BACKGROUND**

- (A) SSL is the proprietor of the trade marks registered or the subject of applications for registration in the countries listed in the attached Schedule ("**Trade Marks**").
- (B) SSHCL and HPFL are the owners of common law passing off rights in relation to some of the Trade Marks acquired through use of those Trade Marks.
- (C) The Assignors have agreed to assign all their rights, in and to the Trade Marks to the Assignee on the terms set out below.

**AGREED TERMS**

**1. Assignment**

In consideration of the sum of £3 now paid by the Assignee to the Assignors (the receipt of which the Assignors hereby acknowledge), the Assignors hereby assign with full title guarantee to the Assignee absolutely the Trade Marks and all and any rights in and to the Trade Marks including the benefit of the applications for registration with the intention that when the applications are granted the registrations shall vest in the Assignee and any common law rights and all the goodwill attaching to the Trade Marks.

**2. Proceedings**

This Assignment shall include the right for the Assignee to bring proceedings against any third party in respect of the Trade Marks (including proceedings against any third party for infringement of the Trade Marks or for passing off or for otherwise infringing the rights of the Assignors in the Trade Marks). The Assignors agree and undertake to provide to the Assignee (at its request) all such assistance with any proceedings which may be brought by or against the Assignee against or by any third party in relation to the Trade Marks and the Assignee shall indemnify the Assignors in respect of all costs and expenses (including reasonable legal costs) actually incurred by them in providing the Assignee with such assistance.

**3. Further assurance**

The Assignors covenant that at the cost and request of the Assignee at any time and from time to time they shall execute such deeds or documents and do such acts or things as may be necessary or desirable to give effect to this Assignment.

**4. Governing law and jurisdiction**

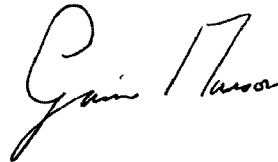
This Assignment shall be governed by and construed in accordance with the laws of England and the parties hereto submit to the non-exclusive jurisdiction of the English courts.

IN WITNESS whereof the parties have executed this Assignment the day and year first above written.

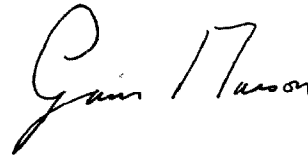
SIGNED by *GAVIN MANSON* )  
for and on behalf of )  
MERCK CONSUMER )  
HEALTHCARE LIMITED: )



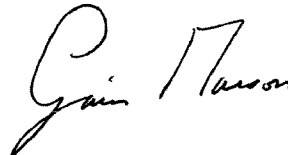
SIGNED by *GAVIN MANSON* )  
for and on behalf of )  
SEVEN SEAS LIMITED: )



SIGNED by *GAVIN MANSON* )  
for and on behalf of )  
SEVEN SEAS HEALTH CARE )  
LIMITED: )



SIGNED by *GAVIN MANSON* )  
for and on behalf of )  
HOFELS PURE FOODS )  
LIMITED: )



Mark	Country	Number	Date	Status	Class & Goods
HALIBORANGE	Turkey	99 019154	16 Nov 1999	Renewal Due 16 Nov 2009	Class 5: Pharmaceutical, medicinal and veterinary preparations and substances; infants' and invalids' foods; nutritional supplements included in Class 5 for humans and for animals; vitamins; minerals and mineral salts, all included in Class 5; preparations included in Class 5 consisting of vitamins and/or minerals; medicinal herbs; herbal preparations included in Class 5; oils and fats and derivatives of oils and fats; laxatives; medicated confectionery. Class 29: Fish (none being live), seafood and food products made or derived from fish and seafood; nutritional supplements and food preparations, all included in Class 29; edible oils and edible fats; foodstuffs included in Class 29 containing oils or fats. Class 32: Mineral and aerated waters and other non-alcoholic drinks; fruit drinks and fruit juices; syrups and other preparations for making beverages.
HALIBORANGE	USA	2692632	4 Mar 2003	Renewal Due 4 Mar 2013 Decln Use Due 4 Mar 2008	Class 5: Infants' and invalids' foods; nutritional supplements for humans; vitamins; minerals and mineral salts; preparations consisting of vitamins and/or minerals; medicinal herbs; herbal dietary preparations; cod liver oil in International Class 5.
HALIBORANGE <b>ACTIVE</b>	UK	2106192	23 Jul 1996	Renewal Due 23 Jul 2006	Class 5: Pharmaceutical preparations and substances; infants' and invalids' foods; dietetic foods and beverages; foodstuffs and preparations for making such beverages all being medicated; vitamin preparations; mineral preparations; medicated preparations all for use as supplements for food, medicated confectionery; dietary food preparations; dietary beverages and preparations for making such beverages; all included in Class 5. Class 29: A food preparations consisting principally of oil and orange juice.
HALIBORANGE BLACKCURRANT FLAVOUR	UK	1343806	9 May 1988	Renewal Due 9 May 2005	Class 5: Pharmaceutical preparations and substances; infants' and invalids' foods; dietetic substances adapted for medical use; vitamin preparations; medicated preparations for use in the manufacture of beverages; mineral preparations; medicated preparations for use as supplements for food; medicated confectionery; all included in Class 5.
HALIBORANGE BLACKCURRANT FLAVOUR	UK	1343807	9 May 1988	Renewal Due 9 May 2005	Class 29: Preparations of meat, fish, poultry and game; fruits and vegetables, all being preserved, dried, cooked, frozen or canned; yoghurts, milk and dairy products, preparations made from milk or dairy products; milk beverages; preparations for making milk beverages; low fat spreads; dairy spreads; jams; jellies; preserves; pickles; prepared meals; snack foods; soups; all included in Class 29.

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Mark	Country	Number	Date	Status	Class & Goods
MINADEX	Sri Lanka	65561	21 Dec 1992	Renewal Due 21 Dec 2012	Class 5: Pharmaceutical and veterinary preparations and substances; infants' and invalids' foods; vitamins; herbs and herbal preparations, all for medicinal purposes; tonics; laxatives; deodorants; supplements for food; minerals, mineral salts and preparations of vitamins and/or minerals.
MINADEX	Trinidad & Tobago	22558	22 Mar 1994	Application Abandoned 27 Jul 1995	Class 5: Pharmaceutical and veterinary preparations and substances; infants' and invalids' foods; vitamins; herbs and herbal preparations, all for medicinal purposes; laxatives; deodorants; supplements for food, minerals, mineral salts and preparations of vitamins and/or minerals, all included in Class 5.
MINADEX	Trinidad & Tobago	34305	18 Sep 2003	Application Pending	Class 5: Pharmaceutical, medicinal and veterinary preparations and substances; infants' and invalids' foods; nutritional supplements included in Class 5 for humans and for animals; vitamins; minerals and mineral salts, all included in Class 5; preparations included in Class 5 consisting of vitamins and/or minerals; medicinal herbs; herbal preparations included in Class 5; oils and fats and derivatives of oils and fats; laxatives. Class 29: Fish (none being live), seafood and food products made or derived from fish and seafood; nutritional supplements and food preparations, all included in Class 29; edible oils and edible fats; foodstuffs included in Class 29 containing oils or fats.
MINADEX	Turkey	209748	27 Apr 1999	Renewal Due 27 Apr 2009	Class 5: Pharmaceutical and veterinary preparations and substances; infants' and invalids' foods; vitamins; herbs and herbal preparations, all for medicinal purposes; laxatives; deodorants; supplements for food, minerals, mineral salts and preparations of vitamins and/or minerals, all included in Class 5. Class 29: Foodstuffs containing oils or fats; edible oils and edible fats.
MINADEX	USA	2433901	6 Mar 2001	Renewal Due 6 Mar 2011 Declaration Due 6 Mar 2006	Class 5: Vitamins, vitamin preparations, minerals, mineral salts, preparations of vitamins and minerals.
MINADEX BOOST	UK	1333586	30 Jan 1988	Renewal Due 30 Jan 2005	Class 5: Pharmaceutical and veterinary preparations and substances; infants' and invalids' foods; vitamins; herbs and herbal preparations, all for medicinal purposes; laxatives; deodorants; supplements for food, minerals, mineral salts and preparations of vitamins and/or minerals; all included in Class 5, but not including chocolate confectionery for use as infants' or invalids' foods or as a laxative or any goods of the same description as such chocolate confectionery.

**Class & Goods**

**Status**

**Date**

**Number**

**Country**

**Mark**

Class 5: Vitamins, mineral supplements and mineral salts; dietary supplements consisting of vitamins and minerals; medicinal herbs; herbal preparations; oils and fats and derivatives of oils and fats for therapeutic uses; but not including sweeteners.  
 Class 29: Edible oils and edible fats; but not including sweeteners.

Renewal Due  
 31 Aug 2014  
 Decln Use Due  
 31 Aug 2009

31 Aug 2004

2878265

USA

NEUTRATASTE



Mark	Country	Number	Date	Status	Class & Goods
SEVEN SEAS	Ukraine	24430	16 Feb 1999	Renewal Due 16 Feb 2009	Class 5: Pharmaceutical, medicinal and veterinary preparations and substances; infant's and invalid's foods; nutritional supplements for humans and for animals; vitamins; mineral food supplements, preparations consisting of vitamins and/or minerals; medicinal herbs; herbal preparations; laxatives; cosmetic and toilet preparations included in Class 5. Class 29: Fish (none being live), seafood and food products made or derived from fish and shellfish; food supplements derived from foodstuffs included in Class 29; edible oils and edible fats; foodstuffs containing oils or fats.
SEVEN SEAS ø	United Arab Emirates	awaiting details		Application Pending	Class 5: Pharmaceutical, medicinal and veterinary preparations and substances; infants' and invalids' foods; nutritional supplements included in Class 5 for humans and for animals; vitamins; minerals and mineral salts, all included in Class 5; preparations included in Class 5 consisting of vitamins and/or minerals; medicinal herbs; herbal preparations included in Class 5; oils and fats and derivatives of oils and fats; laxatives; all being or containing pure cod liver oil. Class 29: Fish (none being live), seafood and food products made or derived from fish and seafood; nutritional supplements all included in Class 29; edible oils and edible fats; foodstuffs containing oils or fats; all being or containing pure cod liver oil.
SEVEN SEAS	Uruguay	299776	2 Jul 1998	Renewal Due 2 Jul 2008	Classes 5 & 29: All goods.
SEVENSEAS	USA	354473	15 Feb 1938	Renewal Due 15 Feb 2008	Class 6: Fish oil for use in medicine, pharmacy and veterinary purposes.
SEVENSEAS	USA	561784	22 Jul 1952	Renewal Due 22 Jul 2012	Class 46: Cod liver oil sold alone for human consumption and to be used as an ingredient in human food and in feeds for poultry, swine and other livestock.
SEVEN SEAS	USA	74/175335	12 Jun 1991	Application Abandoned 15 Sep 1993	Class 5: Vitamins, vitamin preparations, minerals, mineral salts, preparations of vitamins and minerals, oils and derivatives of oils, all for use as food supplements. Class 29: Edible oils and edible fats, foodstuffs containing edible oils and edible fats, all being food supplements and nutritional preparations. Class 30: Royal jelly, propolis and pollen all for use as food supplements.

Mark	Country	Number	Date	Status	Class & Goods
SPORTFLEX SportFlex (series of 2)	UK	2293069	16 Feb 2002	Renewal Due 16 Feb 2012	Class 5: Pharmaceutical, medicinal and veterinary preparations and substances; infants' and invalids' foods; nutritional supplements included in Class 5 for humans and for animals; vitamins; minerals and mineral salts, all included in Class 5; preparations included in Class 5 consisting of vitamins and/or minerals; medicinal herbs; herbal preparations included in Class 5; oils and fats and derivatives of oils and fats; laxatives; all being or containing pure cod liver oil. Class 29: Fish (none being live), seafood and food products made or derived from fish and seafood; nutritional supplements all included in Class 29; edible oils and edible fats; foodstuffs containing oils or fats; all being or containing pure cod liver oil.
SPORTFLEX	USA	78/464848	10 Aug 2004	Application Pending	Class 5: Pharmaceutical, medicinal and veterinary preparations and substances; infants' and invalids' foods; nutritional supplements included in Class 5 for humans and for animals; vitamins; minerals and mineral salts, all included in Class 5; preparations included in Class 5 consisting of vitamins and/or minerals; medicinal herbs; herbal preparations included in Class 5; oils and fats and derivatives of oils and fats; laxatives; cod liver oil. Class 29: Fish (none being live), seafood and food products made or derived from fish and seafood; nutritional supplements all included in Class 29; edible oils and edible fats; foodstuffs containing oils or fats; cod liver oil.
STAIN RELIEF	UK	2264588	19 Mar 2001	Renewal Due 19 Mar 2011	Class 3: Cleaning preparations and substances; stain removers; deodorisers; all for use on rugs and carpeting.
SUPER SOLVITAX	UK	1123499	3 Nov 1979	Renewal Due 3 Nov 2010	Class 5: Veterinary preparations; medicated foodstuffs for animals; and medicated additives and medicated supplements, all for animal foodstuffs. Class 31: Foodstuffs for animals and preparations included in Class 31 for use as additives or supplements to such foodstuffs.
SUPER SOLVITAX	UK	1259316	31 Jan 1986	Renewal Due 31 Jan 2007	Class 3: Shampoos; preparations for the hair.
SUPER SOLVITAX	UK	1508366	31 Jul 1992	Renewal Due 31 Jul 2009	Class 5: Veterinary preparations, medicated foodstuffs for animals; medicated additives and medicated supplements, all for animal foodstuffs; insecticides for use on animals and for household use; all included in Class 5.

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