

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT		
<b>NATURE OF CONVEYANCE:</b>	CHANGE OF NAME		
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Active Athlete, Inc.		02/01/2008	CORPORATION:
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	Sportgenic, Inc.		
<b>Street Address:</b>	One Sansome Street		
<b>Internal Address:</b>	15th Floor		
<b>City:</b>	San Francisco		
<b>State/Country:</b>	CALIFORNIA		
<b>Postal Code:</b>	94104		
<b>Entity Type:</b>	CORPORATION:		
<b>PROPERTY NUMBERS Total: 1</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Serial Number:</b>	78903971	LOCKIT	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	(415)520-6829		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
<b>Phone:</b>	4159832302		
<b>Email:</b>	robyn@sportgenic.com		
<b>Correspondent Name:</b>	Sportgenic, Attention Robyn Tas		
<b>Address Line 1:</b>	One Sansome		
<b>Address Line 2:</b>	15th Floor		
<b>Address Line 4:</b>	San Francisco, CALIFORNIA 94104		
<b>NAME OF SUBMITTER:</b>	Robyn Tas		
<b>Signature:</b>	/Robyn Tas/		
<b>Date:</b>	06/27/2008		

OP \$40.00 78903971

**Total Attachments: 5**

source=Amended and Restated Cert of Amendment AAM to SG#page1.tif

source=Amended and Restated Cert of Amendment AAM to SG#page2.tif

source=Amended and Restated Cert of Amendment AAM to SG#page3.tif

source=Amended and Restated Cert of Amendment AAM to SG#page4.tif

source=Amended and Restated Cert of Amendment AAM to SG#page5.tif

# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "ACTIVE ATHLETE, INC.", CHANGING ITS NAME FROM "ACTIVE ATHLETE, INC." TO "SPORTGENIC, INC.", FILED IN THIS OFFICE ON THE FIRST DAY OF FEBRUARY, A.D. 2008, AT 3:54 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

4102080 8100

080111304



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 6356234

DATE: 02-01-08

You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

TRADEMARK  
REEL: 003805 FRAME: 0178

**CERTIFICATE OF AMENDMENT OF  
AMENDED AND RESTATED CERTIFICATE OF INCORPORATION OF  
ACTIVE ATHLETE, INC.**

Active Athlete, Inc., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware, DOES HEREBY CERTIFY:

FIRST: Article I of the Amended and Restated Certificate of Incorporation of the corporation is hereby amended and restated to read in its entirety as follows:

**"ARTICLE I**

The name of the corporation is Sportgenic, Inc. (the "Corporation")."

SECOND: The foregoing Amendment of the Amended and Restated Certificate of Incorporation has been duly approved by the Board of Directors.

THIRD: The foregoing Amendment of the Amended and Restated Certificate of Incorporation has been duly approved by the written consent of the requisite stockholders in accordance with Sections 228 and 242 of the Delaware General Corporation Law.

IN WITNESS WHEREOF, Active Athlete, Inc. has caused this Certificate of Amendment to be signed by Robert Tas, a duly authorized officer of the Corporation, on January 31, 2008.

ACTIVE ATHLETE, INC.

By: /s/ Robert Tas  
Robert Tas  
President and Chief Executive Officer

**CERTIFICATE OF AMENDMENT OF  
AMENDED AND RESTATED CERTIFICATE OF INCORPORATION OF  
ACTIVE ATHLETE, INC.**

Active Athlete, Inc., a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware, DOES HEREBY CERTIFY:

FIRST: Article I of the Amended and Restated Certificate of Incorporation of the corporation is hereby amended and restated to read in its entirety as follows:

**“ARTICLE I**


The name of the corporation is Sportgenic, Inc. (the “Corporation”).”

SECOND: The foregoing Amendment of the Amended and Restated Certificate of Incorporation has been duly approved by the Board of Directors.

THIRD: The foregoing Amendment of the Amended and Restated Certificate of Incorporation has been duly approved by the written consent of the requisite stockholders in accordance with Sections 228 and 242 of the Delaware General Corporation Law.

IN WITNESS WHEREOF, Active Athlete, Inc. has caused this Certificate of Amendment to be signed by Robert Tas, a duly authorized officer of the Corporation, on January 31, 2008.

ACTIVE ATHLETE, INC.

By:   
Robert Tas  
President and Chief Executive Officer