

08-22-2008

U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

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To the Director of the U. S. Patent and Trademark Office: Please record the attached documents at the new address(es) below.

8.21.08

1. Name of conveying party(ies):

BRANDON PITTS

- Individual(s) Association
- General Partnership Limited Partnership
- Corporation- State: _____
- Other _____

Citizenship (see guidelines) U.S.A.

Additional names of conveying parties attached? Yes No

3. Nature of conveyance / Execution Date(s) :

Execution Date(s) 8/18/08

- Assignment Merger
- Security Agreement Change of Name
- Other _____

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? Yes No

Name: Zenmaster Health, Inc.

Internal Address: _____

Address: _____

Street Address: P.O. Box 943

City: North Bend

State: WA

Country: U.S.A. Zip: 98045

Association Citizenship _____

General Partnership Citizenship _____

Limited Partnership Citizenship _____

Corporation Citizenship WA, U.S.A.

Other _____ Citizenship _____

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes No
(Designations must be a separate document from assignment)

4. Application number(s) or registration number(s) and identification or description of the Trademark.

A. Trademark Application No.(s)

B. Trademark Registration No.(s)

3442722, 3442721 3438126, 3295264, 3320585, 3330401

Additional sheet(s) attached? Yes No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):
SEE ATTACHED

5. Name & address of party to whom correspondence concerning document should be mailed:

Name: Brandon Pitts

Internal Address: _____

Street Address: P.O. Box 943

City: North Bend

State: WA Zip: 98045

Phone Number: 425.577.8859

Fax Number: 425.956.3239

Email Address: brandon.pitts@drinkzen.com

6. Total number of applications and registrations involved:

6

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 165.00

- Authorized to be charged by credit card
- Authorized to be charged to deposit account
- Enclosed

8. Payment Information:

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number _____

Authorized 156:898 44.00 125.00

82 FC:8522

8/18/08

Date

9. Signature: [Signature] Signature

Brandon Pitts

Name of Person Signing

Total number of pages including cover sheet, attachments, and document: 4

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

**ATTACHMENT TO
RECORDATION FORM COVER SHEET**

List of Assigned Trademarks

Section 4.C. Identification or Description of Trademark(s)

- 1. Registration Number:** 3442722
Word Mark: LIQUID MEDITATION
Goods and Services: IC 032. US 045 046 048. G & S: fruit-based drinks; non-alcoholic beverages with tea flavor; non-alcoholic carbonated beverages. FIRST USE: 20071231. FIRST USE IN COMMERCE: 20071231
Mark Drawing Code: (4) STANDARD CHARACTER MARK
- 2. Registration Number:** 3442721
Word Mark: ZENDURANCE
Goods and Services: IC 005. US 006 018 044 046 051 052. G & S: vitamins; herbal supplements. FIRST USE: 20070930. FIRST USE IN COMMERCE: 20070930
Mark Drawing Code: (4) STANDARD CHARACTER MARK
- 3. Registration Number:** 3438126
Word Mark: ZENDURANCE
Goods and Services: IC 032. US 045 046 048. G & S: fruit-based drinks; non-alcoholic beverages with tea flavor; non-alcoholic carbonated beverages. FIRST USE: 20070930. FIRST USE IN COMMERCE: 20070930
Mark Drawing Code: (4) STANDARD CHARACTER MARK
- 4. Registration Number:** 3295264
Word Mark: FOUNDATION OF HEALTH
Goods and Services: IC 005. US 006 018 044 046 051 052. G & S: multivitamins. FIRST USE: 20060700. FIRST USE IN COMMERCE: 20060700
Mark Drawing Code: (4) STANDARD CHARACTER MARK
- 5. Registration Number:** 3320585
Word Mark: ZEN2O
Goods and Services: IC 032. US 045 046 048. G & S: Electrolyte-enhanced oxygenated drinking water. FIRST USE: 20060601. FIRST USE IN COMMERCE: 20060601
Mark Drawing Code: (4) STANDARD CHARACTER MARK
- 6. Registration Number:** 3330401
Word Mark: ZENMASTER
Goods and Services: IC 005. US 006 018 044 046 051 052. G & S: DIETARY SUPPLEMENTS, NAMELY, HERBAL AND MEDICINAL TEAS. FIRST USE: 20050400. FIRST USE IN COMMERCE: 20050400

IC 030. US 046. G & S: BEVERAGE PRODUCTS, NAMELY, DRIED HERBS AND TEA LEAVES SOLD LOOSE OR IN TEA BAGS, TEA, HERBAL TEA, TEA AND HERBAL TEA-BASED BEVERAGES, INSTANT TEA. FIRST USE: 20060700. FIRST USE IN COMMERCE: 20060700

IC 032. US 045 046 048. G & S: FRUIT BASED BEVERAGE FLAVORED WITH TEA. FIRST USE: 20040900. FIRST USE IN COMMERCE: 20040900
Mark Drawing Code: (1) TYPED DRAWING

ASSIGNMENT OF TRADEMARKS

THIS ASSIGNMENT OF TRADEMARKS is made as of 8/18, 2008, between **Brandon Pitts**, an individual ("**Assignor**") and **Zenmaster Health, Inc.**, a Washington corporation ("**Assignee**") with reference to the following facts:

- A. Assignor is the registered owner of the trademarks described on Exhibit A, attached hereto (the "**Trademarks**");
- B. Assignor has established Assignee to use the Trademarks in connection with the manufacture of health food and beverage products, supplements and related products (the "**Products**") which are identified by the Trademarks; and
- C. Assignor wishes to assign the Trademarks to Assignee and Assignee wishes to accept such assignment.

THEREFORE, the parties agree as follows:

1. Assignment. Assignor hereby assigns and transfers to Assignee all of Assignor's right, title and interest in and to the Trademarks, the Registrations (hereinafter described), and all goodwill annexed to the Trademarks.

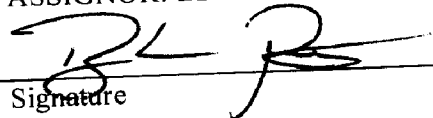
2. Representations and Warranties of Assignor. Assignor represents and warrants to Assignee as follows: (a) Exhibit A sets forth a true and accurate identification of each registered and unregistered trademark, service mark, trade name and slogan, and each registration and application for any of the foregoing (collectively, the "**Registrations**"); (b) Assignor is the owner of all right, title and interest in and to each item of the Trademarks and Registrations, free and clear of all liens and encumbrances; (c) there have not been any claims actions or judicial or other adversary proceedings involving the Assignor concerning any of the Trademarks or Registrations and to the best knowledge of Assignor, no such action or proceeding is threatened; (d) Assignor has the exclusive right and authority to use each of the Trademarks in connection with the manufacture, sale and advertising of the Products, and such use did not and will not conflict with, infringe upon, or violate any patent or other proprietary right of any other person; (e) there are no threatened, disputes or disagreements with respect to any such licenses; and (f) all Registrations were properly issued by the relevant authorities and there is no pending or (to the best of Assignor's knowledge) threatened claim, action, suit, investigation or proceeding of any kind challenging, alleging or asserting that any Registration was improperly or invalidly granted or is otherwise invalid.

3. Assignments. Assignor shall execute and deliver to Assignee assignments in the form reasonably prescribed by Assignee to effect assignments of the Registrations. Each of the parties shall execute such further documents and other papers and perform such further acts as may be reasonably required or desirable to carry out such assignments.

4. Miscellaneous. This Agreement is to be governed by and construed in accordance with the laws of the State of Washington applicable to contracts made and to be performed wholly within such State, and without regard to the conflicts of laws principles thereof.

INTENDING TO BE LEGALLY BOUND, the parties hereto have duly executed this Agreement as of the day and year first above written.

ASSIGNOR: **BRANDON PITTS**


Signature

ASSIGNEE: **ZENMASTER HEALTH, INC.**


Brandon Pitts
President

List of Assigned Trademarks

- 1. Registration Number:** 3442722
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Goods and Services: IC 032. US 045 046 048. G & S: fruit-based drinks; non-alcoholic beverages with tea flavor; non-alcoholic carbonated beverages. FIRST USE: 20071231. FIRST USE IN COMMERCE: 20071231
Mark Drawing Code: (4) STANDARD CHARACTER MARK
- 2. Registration Number:** 3442721
Word Mark: ZENDURANCE
Goods and Services: IC 005. US 006 018 044 046 051 052. G & S: vitamins; herbal supplements.
FIRST USE: 20070930. FIRST USE IN COMMERCE: 20070930
Mark Drawing Code: (4) STANDARD CHARACTER MARK
- 3. Registration Number:** 3438126
Word Mark: ZENDURANCE
Goods and Services: IC 032. US 045 046 048. G & S: fruit-based drinks; non-alcoholic beverages with tea flavor; non-alcoholic carbonated beverages. FIRST USE: 20070930. FIRST USE IN COMMERCE: 20070930
Mark Drawing Code: (4) STANDARD CHARACTER MARK
- 4. Registration Number:** 3295264
Word Mark: FOUNDATION OF HEALTH
Goods and Services: IC 005. US 006 018 044 046 051 052. G & S: multivitamins. FIRST USE: 20060700.
FIRST USE IN COMMERCE: 20060700
Mark Drawing Code: (4) STANDARD CHARACTER MARK
- 5. Registration Number:** 3320585
Word Mark: ZEN2O
Goods and Services: IC 032. US 045 046 048. G & S: Electrolyte-enhanced oxygenated drinking water.
FIRST USE: 20060601. FIRST USE IN COMMERCE: 20060601
Mark Drawing Code: (4) STANDARD CHARACTER MARK
- 6. Registration Number:** 3330401
Word Mark: ZENMASTER
Goods and Services: IC 005. US 006 018 044 046 051 052. G & S: DIETARY SUPPLEMENTS, NAMELY, HERBAL AND MEDICINAL TEAS.
FIRST USE: 20050400. FIRST USE IN COMMERCE: 20050400

IC 030. US 046. G & S: BEVERAGE PRODUCTS, NAMELY, DRIED HERBS AND TEA LEAVES SOLD LOOSE OR IN TEA BAGS, TEA, HERBAL TEA, TEA AND HERBAL TEA-BASED BEVERAGES, INSTANT TEA. FIRST USE: 20060700.
FIRST USE IN COMMERCE: 20060700

IC 032. US 045 046 048. G & S: FRUIT BASED BEVERAGE FLAVORED WITH TEA. FIRST USE: 20040900. FIRST USE IN COMMERCE: 20040900
Mark Drawing Code: (1) TYPED DRAWING

August 14, 2008

VIA FIRST CLASS MAIL

Assignment Recordation Services
The U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

RE: Trademark assignments

To Whom It May Concern:

Enclosed please find the following documents:

- Recordation Form Cover Sheet
- Attachment to Recordation Form Cover Sheet
- Assignment of Trademarks

If you have any questions, please do not hesitate to contact me.

Yours truly,



Brandon Pitts
President
Zenmaster Health, Inc.
P.O. Box 943
North Bend, WA 98045

Encl.