

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
COMERICA BANK		10/17/2008	Texas banking association:

RECEIVING PARTY DATA

Name:	CYTOSPORT INC.
Street Address:	1910 Mark Court
Internal Address:	Suite 130
City:	Concord
State/Country:	CALIFORNIA
Postal Code:	94520
Entity Type:	CORPORATION: CALIFORNIA

PROPERTY NUMBERS Total: 50

Property Type	Number	Word Mark
Registration Number:	2809666	MUSCLE MILK
Registration Number:	2714802	MUSCLE MILK
Registration Number:	2103527	CYTOMAX
Registration Number:	2161916	CHAMPBEV
Registration Number:	3206638	VASOSTAT
Registration Number:	2918070	ARE YOU TRAINING
Registration Number:	3099014	META PHASE
Registration Number:	3096847	META PHASE
Registration Number:	3132139	MIGHTY MILK
Registration Number:	2973352	MUSCLE MILK
Serial Number:	78254425	MUSCLE MILK
Serial Number:	78210031	ARE YOU TRAINING
Serial Number:	78723540	ALPHA-L-POLYLACTATE

CH \$1265.00 2809666

Serial Number:	78643912	BIG NUTRITION FOR ACTIVE KIDS
Serial Number:	78574701	BIG NUTRITION FOR LITTLE KIDS
Serial Number:	78393158	BIG NUTRITION FOR LITTLE PEOPLE
Serial Number:	78574681	CHAMPBEV
Serial Number:	78574693	CLUB WHEY
Serial Number:	78723525	CYTOCARB
Serial Number:	78723482	CYTODRIVE
Serial Number:	78723549	CYTOFLEX
Serial Number:	78723477	CYTOGEL
Serial Number:	78723462	CYTO GAINER
Serial Number:	78723430	CYTOGEAR
Serial Number:	78723455	CYTOMAX CYCLE
Serial Number:	78555216	CYTOSPORT
Serial Number:	77070437	CYTOSPORT
Serial Number:	78849114	FUNCTION YOU CAN FEEL
Serial Number:	78723529	JOINT MATRIX
Serial Number:	78650097	M
Serial Number:	78929580	MIGHTY4KIDS
Serial Number:	78952142	MIGHTY BRANDS
Serial Number:	77080834	MIGHTY FOODZ
Serial Number:	77103656	MIGHTY MILK BAR
Serial Number:	77103659	MIGHTY MILK N' OATS
Serial Number:	77103668	MIGHTY MILK PUDDING
Serial Number:	78574716	MIGHTY MUSCLE
Serial Number:	78393160	MINI-MUSCLE
Serial Number:	78643905	MONSTER MILK
Serial Number:	77103674	MUSCLE MILK LIGHT
Serial Number:	77103685	MUSCLE MILK N' OATS
Serial Number:	77103691	MUSCLE MILK PUDDING
Serial Number:	78723537	POLYLACTATE
Serial Number:	77173439	SPORT MILK
Serial Number:	78723468	THE SPORTS DRINK THE PROS REALLY USE
Serial Number:	78943352	WHAT FUELS
Serial Number:	78932557	WHAT FUELS DEAN?
Serial Number:	78932558	WHAT FUELS FLOYD?

Serial Number:	78932560	WHAT FUELS YOU?
Serial Number:	78574707	X-CYTO

CORRESPONDENCE DATA

Fax Number: (858)550-6420
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
Phone: 858-550-6403
Email: erin.obrien@cooley.com
Correspondent Name: Erin O'Brien
Address Line 1: c/o Cooley Godward Kronish LLP
Address Line 2: 4401 Eastgate Mall
Address Line 4: San Diego, CALIFORNIA 92121

ATTORNEY DOCKET NUMBER:	036703-1143 CYTOSPORT
NAME OF SUBMITTER:	Erin O'Brien
Signature:	/Erin O'Brien/
Date:	10/21/2008

Total Attachments: 8
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REASSIGNMENT AND RELEASE OF SECURITY INTEREST

This Reassignment and Release of Security Interest is made as of the 17th day of October 2008 Comerica Bank ("LENDER") in favor of Cytosport Inc COMPANY") a California Corporation with its principal place of business at 1910 Mark Court, Suite 130, Concord, CA 94520

Recital

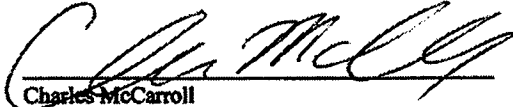
WHEREAS, COMPANY assigned certain interests in the Trademarks described on Exhibit A and B(the Trademarks) and to LENDER under a Intellectual Property Security Agreement dated Various dates , and recorded with the U.S. Patent and Trademark Office on March 3, 2004 at Reel 002923 Frame 0046 and also recorded on June 22, 2007 at Reel 003567 and Frame 0001, and

WHEREAS, COMPANY has satisfied all its obligations to LENDER in the Intellectual Property Security Agreements and LENDER wishes to reassign all interest that LENDER may have in the Trademarks

Agreement

Now Therefore, LENDER agrees that it releases its security interest in the Trademarks and reassigns to COMPANY, without warranty or recourse, all interest of LENDER in the Trademarks.

Comerica Bank



Charles McCarroll
Vice President - Western Market
75 E. Trimble Road
San Jose, CA 95131

EXHIBIT "A"

APPLICATION NUMBER: 78254425
REGISTRATION NUMBER:

FILING DATE: 05/27/2003
ISSUE DATE:

MARK: MUSCLE MILK
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 78210031
REGISTRATION NUMBER:

FILING DATE: 02/03/2003
ISSUE DATE:

MARK: ARE YOU TRAINING
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 76053632
REGISTRATION NUMBER: 2809666

FILING DATE: 05/22/2000
ISSUE DATE: 02/03/2004

MARK: MUSCLE MILK
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 75620289
REGISTRATION NUMBER: 2714802

FILING DATE: 01/13/1999
ISSUE DATE: 05/13/2003

MARK: MUSCLE MILK
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 75191868
REGISTRATION NUMBER: 2103527

FILING DATE: 11/04/1996
ISSUE DATE: 10/07/1997

MARK: CYTOMAX
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 75288550
REGISTRATION NUMBER: 2161916

FILING DATE: 05/08/1997
ISSUE DATE: 06/02/1998

MARK: CHAMPBEV
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

EXHIBIT "B"

APPLICATION NUMBER: 78723540
REGISTRATION NUMBER:

FILING DATE: 09/29/2005
ISSUE DATE:

MARK: ALPHA-L-POLYLACTATE

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

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APPLICATION NUMBER: 78643912
REGISTRATION NUMBER:

FILING DATE: 06/05/2005
ISSUE DATE:

MARK: BIG NUTRITION FOR ACTIVE KIDS
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS AND DESIGN

APPLICATION NUMBER: 78574701
REGISTRATION NUMBER:

FILING DATE: 02/24/2005
ISSUE DATE:

MARK: BIG NUTRITION FOR LITTLE KIDS
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78393158
REGISTRATION NUMBER:

FILING DATE: 03/30/2004
ISSUE DATE:

MARK: BIG NUTRITION FOR LITTLE PEOPLE
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78574681
REGISTRATION NUMBER:

FILING DATE: 02/24/2005
ISSUE DATE:

MARK: CHAMPBEV
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78574693
REGISTRATION NUMBER:

FILING DATE: 02/24/2005
ISSUE DATE:

MARK: CLUB WHEY
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78723525
REGISTRATION NUMBER:

FILING DATE: 09/29/2005
ISSUE DATE:

MARK: CYTOCARB
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78723482
REGISTRATION NUMBER:

FILING DATE: 09/29/2005
ISSUE DATE:

MARK: CYTODRIVE
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78723549
REGISTRATION NUMBER:

FILING DATE: 09/29/2005
ISSUE DATE:

MARK: CYTOFLEX
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78723477
REGISTRATION NUMBER:

FILING DATE: 09/29/2005
ISSUE DATE:

MARK: CYTOGEL

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

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APPLICATION NUMBER: 78723462
REGISTRATION NUMBER:

FILING DATE: 09/29/2005
ISSUE DATE:

MARK: CYTOGAINER

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78723430
REGISTRATION NUMBER:

FILING DATE: 09/29/2005
ISSUE DATE:

MARK: CYTOGEAR

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78723455
REGISTRATION NUMBER:

FILING DATE: 09/29/2005
ISSUE DATE:

MARK: CYTOMAX CYCLE

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78555216
REGISTRATION NUMBER:

FILING DATE: 01/27/2005
ISSUE DATE:

MARK: CYTOSPORT

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 77070437
REGISTRATION NUMBER:

FILING DATE: 12/22/2006
ISSUE DATE:

MARK: CYTOSPORT

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS AND DESIGN

APPLICATION NUMBER: 78849114
REGISTRATION NUMBER:

FILING DATE: 03/29/2006
ISSUE DATE:

MARK: FUNCTION YOU CAN FEEL

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78723529
REGISTRATION NUMBER:

FILING DATE: 09/29/2005
ISSUE DATE:

MARK: JOINT MATRIX

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78650097
REGISTRATION NUMBER:

FILING DATE: 06/14/2005
ISSUE DATE:

MARK: M
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS AND DESIGN

APPLICATION NUMBER: 78929580 FILING DATE: 07/14/2006
REGISTRATION NUMBER: ISSUE DATE:

MARK: MIGHTY4KIDS
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

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APPLICATION NUMBER: 78952142 FILING DATE: 08/15/2006
REGISTRATION NUMBER: ISSUE DATE:

MARK: MIGHTY BRANDS
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 77080834 FILING DATE: 01/11/2007
REGISTRATION NUMBER: ISSUE DATE:

MARK: MIGHTY FOODS
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 77103656 FILING DATE: 02/09/2007
REGISTRATION NUMBER: ISSUE DATE:

MARK: MIGHTY MILK BAR
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 77103659 FILING DATE: 02/09/2007
REGISTRATION NUMBER: ISSUE DATE:

MARK: MIGHTY MILK N' OATS
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 77103668 FILING DATE: 02/09/2007
REGISTRATION NUMBER: ISSUE DATE:

MARK: MIGHTY MILK PUDDING
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78574716 FILING DATE: 02/24/2005
REGISTRATION NUMBER: ISSUE DATE:

MARK: MIGHTY MUSCLE
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78393160 FILING DATE: 03/30/2004
REGISTRATION NUMBER: ISSUE DATE:

MARK: MINI-MUSCLE

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78643905
REGISTRATION NUMBER:

FILING DATE: 06/05/2005
ISSUE DATE:

MARK: MONSTER MILK

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 77103674
REGISTRATION NUMBER:

FILING DATE: 02/09/2007
ISSUE DATE:

MARK: MUSCLE MILK LIGHT

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

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APPLICATION NUMBER: 77103685
REGISTRATION NUMBER:

FILING DATE: 02/09/2007
ISSUE DATE:

MARK: MUSCLE MILK N' OATS

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 77103691
REGISTRATION NUMBER:

FILING DATE: 02/09/2007
ISSUE DATE:

MARK: MUSCLE MILK PUDDING

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78723537
REGISTRATION NUMBER:

FILING DATE: 09/29/2005
ISSUE DATE:

MARK: POLYLACTATE

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 77173439
REGISTRATION NUMBER:

FILING DATE: 05/04/2007
ISSUE DATE:

MARK: SPORT MILK

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78723468
REGISTRATION NUMBER:

FILING DATE: 09/29/2005
ISSUE DATE:

MARK: THE SPORTS DRINK THE PROS REALLY USE

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78393155
REGISTRATION NUMBER: 3206638

FILING DATE: 03/30/2004
ISSUE DATE: 02/06/2007

MARK: VASOSTAT

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78943352
REGISTRATION NUMBER:

FILING DATE: 08/02/2006
ISSUE DATE:

MARK: WHAT FUELS

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78932557
REGISTRATION NUMBER:

FILING DATE: 07/19/2006
ISSUE DATE:

MARK: WHAT FUELS DEAN?

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78932558
REGISTRATION NUMBER:

FILING DATE: 07/19/2006
ISSUE DATE:

MARK: WHAT FUELS FLOYD?

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

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APPLICATION NUMBER: 78932560
REGISTRATION NUMBER:

FILING DATE: 07/19/2006
ISSUE DATE:

MARK: WHAT FUELS YOU?

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78574707
REGISTRATION NUMBER:

FILING DATE: 02/24/2005
ISSUE DATE:

MARK: X-CYTO

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78210031
REGISTRATION NUMBER: 2918070

FILING DATE: 02/03/2003
ISSUE DATE: 01/11/2005

MARK: ARE YOU TRAINING

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 78393083
REGISTRATION NUMBER: 3099014

FILING DATE: 03/30/2004
ISSUE DATE: 05/30/2006

MARK: META PHASE

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS AND DESIGN

APPLICATION NUMBER: 78555163
REGISTRATION NUMBER: 3096847

FILING DATE: 01/27/2005
ISSUE DATE: 05/23/2006

MARK: META PHASE

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78574711
REGISTRATION NUMBER: 3132139

FILING DATE: 02/24/2005
ISSUE DATE: 08/22/2006

MARK: MIGHTY MILK
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN BLOCK FORM

APPLICATION NUMBER: 78254425
REGISTRATION NUMBER: 2973352

FILING DATE: 05/27/2003
ISSUE DATE: 07/19/2005

MARK: MUSCLE MILK
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION