

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
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SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	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>
Dr. Dennis T. Sepp		10/27/2009	INDIVIDUAL: UNITED STATES
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	DiabetiCare Labs, Inc.		
<b>Street Address:</b>	3330 Coffey Lane		
<b>City:</b>	Santa Rosa		
<b>State/Country:</b>	CALIFORNIA		
<b>Postal Code:</b>	95403		
<b>Entity Type:</b>	CORPORATION: CALIFORNIA		
<b>PROPERTY NUMBERS Total: 3</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Serial Number:</b>	78770188	DIABETICARE	
<b>Serial Number:</b>	77749827	DIABETICARE	
<b>Serial Number:</b>	77800130	DIABETICARE	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	(707)526-4707		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
<b>Phone:</b>	707.526.4200		
<b>Email:</b>	jmbehmke@cmprlaw.com		
<b>Correspondent Name:</b>	Jay M. Behmke		
<b>Address Line 1:</b>	100 B Street Suite 400		
<b>Address Line 4:</b>	Santa Rosa, CALIFORNIA 95401-6376		
<b>ATTORNEY DOCKET NUMBER:</b>	7587.4 DIABETICARE ITUS		
<b>NAME OF SUBMITTER:</b>	Jay M. Behmke		
<b>Signature:</b>	/JMB-163603/		

OP \$90.00 78770188

Date:

10/28/2009

Total Attachments: 2

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## TRADEMARK APPLICATION ASSIGNMENT

WHEREAS, DENNIS T. SEPP, an individual and citizen of the United States of America, having an address at 3330 Coffey Lane, Santa Rosa, California 95403 ("Assignor"), has intended to use the trademarks more fully identified in Schedule A attached hereto (hereinafter collectively and individually referred to as the "Trade Marks"); in interstate commerce and has filed applications with the United States Patent and Trademark Office based on his bona fide intent to use such marks in commerce, but has not yet filed an allegation of use of the mark under Section 1(c) or 1(d) of the Trademark Act (15 USC § 1051(c) or (d));


WHEREAS, Assignor desires to assign and DIABETICARE LABS, INC., a California corporation, having an address at 3330 Coffey Lane, Santa Rosa, California 95403 ("Assignee"), desires to receive all of the right, title and interest in and to the Trademarks and the entire business or portion thereof to which the Trademarks pertain as required by Section 10 of the Trademark Act (15 USC § 1060).

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, transfers, assigns and sets over unto Assignee, its successors and assigns, the Trademarks and applications listed in Schedule A, as part of the entire business or portion thereof to which the Trademarks pertain as required by Section 10 of the Trademark Act (15 USC § 1060).

Assignor agrees to execute and deliver at the request of Assignee all papers, instruments, and assignments, and to perform any other reasonable acts Assignee may request in order to vest all of the right, title, and interest in and to the Trademarks in Assignee and/or to provide evidence to support any of the foregoing in the event such evidence is deemed necessary by Assignee, to the extent such evidence is in the possession or control of Assignor.

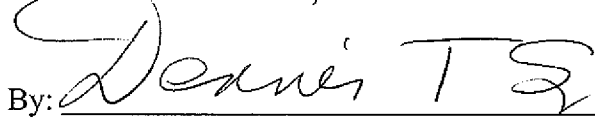
IN WITNESS WHEREOF, the parties have executed this Trademark Assignment as of October 27, 2009.

ASSIGNOR:

  
\_\_\_\_\_  
Dennis T. Sepp

ASSIGNEE:

DIABETICARE LABS, INC.

By:   
\_\_\_\_\_  
Dennis T. Sepp  
President

**SCHEDULE A**

Serial Number	Trademark
78770188	DIABETICARE
77749827	DIABETICARE
77800130	DIABETICARE