

11-18-2009

RECO
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To the Director of the U. S. Patent and Trademark Office, or the new address(es) below.

1. Name of conveying party(ies):

Wachovia Bank, National Association

- ☐ Individual(s) ☐ Association
☐ General Partnership ☐ Limited Partnership
☐ Corporation- State: _____
☒ Other national banking association

Citizenship (see guidelines) _____

Additional names of conveying parties attached? ☐ Yes ☒ No

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

Execution Date(s) September 25, 2009

- ☐ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☒ Other Release of Security Interest

2. Name and address of receiving party(ies)

Additional names, addresses, or citizenship attached? ☐ Yes ☒ No

Name: Vitamin Shoppe Industries Inc.

Internal _____

Address: _____

Street Address: 2101 91st Street

City: North Bergen

State: New Jersey

Country: USA Zip: 07047

☐ Association Citizenship _____

☐ General Partnership Citizenship _____

☐ Limited Partnership Citizenship _____

☒ Corporation Citizenship New York

☐ 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)

3001345; 78507280; 78736871; 78723214; see attached

Additional sheet(s) attached? ☒ Yes ☐ No

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

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

Name: Julie H. Cooper

Internal Address: c/o Vinson & Elkins L.L.P.

Street Address: 2001 Ross Avenue, Suite 3700

City: Dallas

State: Texas Zip: 75201

Phone Number: 214-220-7919

Fax Number: 214-999-7919

Email Address: jucooper@velaw.com

6. Total number of applications and registrations involved:

22

7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$ 565.00

- ☐ Authorized to be charged to deposit account
☒ Enclosed

8. Payment Information:

11/17/2009 DBYRNE 00000021 3001345

Deposit Account Number _____

Authorized User Name _____

48.00 OP
525.00 OP

9. Signature:

Julie H. Cooper
Signature

11/16/09
Date

Julie H. Cooper

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

TRADEMARK
REEL: 004098 FRAME: 0209

SCHEDULE A

LIST OF TRADEMARKS AND TRADEMARK APPLICATIONS

Mark	Application/ Registration No.	Filing Date / Registration Date
Ultimate Memoryaid	3001345	09/27/2005
America's Health Superstore	78507280	10/28/2004
Nitrojack	78736871	10/20/2005
Airboost	78723214	09/29/2005
Opti-Glo	78709840	09/09/2005
Island Passion	78541651	01/04/2005
Health Awards	78446059	07/06/2004
Kyla	78620257	04/29/2005
Carb Circle	78426844	05/28/2004
Hydrotherm	78587201	03/15/2005
Natural Avalon	78585155	03/11/2005
Wild Harvest	78545353	01/11/2005
Campground Lake	78540976	01/03/2005
Bodytech	2872484	08/10/2004
Daily VM Caps	1857466	10/11/1994
The Vitamin Shoppe	2481640	08/28/2001
The Vitamin Shoppe	2481906	08/28/2001
The Vitamin Shoppe	1506651	09/27/1988
The Vitamin Shoppe	1510646	11/01/1988
The Vitamin Shoppe Since 1977	2737734	07/15/2003
The Vitamin Shoppe Since 1977	2737735	07/15/2003
We Take Vitamins Seriously	2967041	07/12/2005

**RELEASE OF SECURITY INTEREST
IN TRADEMARKS AND TRADEMARK APPLICATIONS**

KNOW ALL MEN BY THESE PRESENTS, that Wachovia Bank, National Association, as agent for Lenders (in such capacity, "Agent") DOES HEREBY CERTIFY that the security interest it holds in the trademarks and trademark applications of Vitamin Shoppe Industries Inc. ("Debtor") pursuant to the Trademark Security Agreement, dated November 15, 2005, between Debtor and Agent which was recorded in the United States Patent and Trademark Office on November 18, 2005 at Reel 003197, Frame 0089 (as heretofore amended, modified or supplemented, the "Trademark Security Agreement"), which trademarks and trademark applications are more fully identified on Schedule A annexed hereto and made a part hereof, and any and all other Trademark Collateral (as such term is defined in the Trademark Security Agreement), together with the goodwill of the business symbolized thereby, is released, discharged and terminated and all interest in such property previously assigned to Agent under the Trademark Security Agreement is hereby reassigned to Debtor, without representation or warranty of any kind, nature or description.

IN WITNESS WHEREOF, Agent has caused this Release of Security Interest in Trademarks and Trademark Applications to be executed by its duly authorized corporate officer this 25 day of September 2009.

WACHOVIA BANK, NATIONAL
ASSOCIATION, as Agent

By: _____

Name: _____

Title: _____

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