

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

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|----------------------------------|--|-----------------|-----------------------|
| SUBMISSION TYPE: | NEW ASSIGNMENT | | |
| NATURE OF CONVEYANCE: | NUNC PRO TUNC ASSIGNMENT | | |
| EFFECTIVE DATE: | 06/30/2004 | | |
| CONVEYING PARTY DATA | | | |
| | Name | Formerly | Execution Date |
| | Body Wise International, Inc. | | 06/22/2005 |
| | | | Entity Type |
| | | | CORPORATION: NEVADA |
| RECEIVING PARTY DATA | | | |
| Name: | Body Wise International, LLC | | |
| Street Address: | 2802 Dow Avenue | | |
| City: | Tustin | | |
| State/Country: | CALIFORNIA | | |
| Postal Code: | 92780 | | |
| Entity Type: | LIMITED LIABILITY COMPANY: DELAWARE | | |
| PROPERTY NUMBERS Total: 1 | | | |
| | Property Type | Number | Word Mark |
| | Registration Number: | 1583276 | RIGHT CHOICE |
| CORRESPONDENCE DATA | | | |
| Fax Number: | (949)760-9502 | | |
| | <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i> | | |
| Phone: | (949)760-0404 | | |
| Email: | efiling@kmob.com | | |
| Correspondent Name: | Lori Lee Yamato | | |
| Address Line 1: | 2040 Main Street, Fourteenth Floor | | |
| Address Line 4: | Irvine, CALIFORNIA 92614 | | |
| ATTORNEY DOCKET NUMBER: | BWI.012T | | |
| NAME OF SUBMITTER: | Lori Lee Yamato | | |
| Signature: | /lori lee yamato/ | | |

OP \$40.00 1583276

Date:

02/11/2010

Total Attachments: 6

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CONFIRMATION OF TRADEMARK ASSIGNMENT

This Confirmation of Trademark Assignment (hereinafter referred to as "Assignment") is effective as of June 30, 2004, by and between Body Wise International, Inc., a Nevada corporation having a place of business at 2802 Dow Avenue, Tustin, California 92780 (hereinafter referred to as "ASSIGNOR"), and Body Wise International, LLC, a Delaware limited liability company having a place of business at 2802 Dow Avenue, Tustin, California 92780 (hereinafter referred to as "ASSIGNEE").

WHEREAS, prior to June 30, 2004 ASSIGNOR had adopted, used, was using, and was, to the best of its knowledge and belief, the owner of the trademarks listed in Schedule A, attached hereto and incorporated herein by this reference, and all other rights appurtenant thereto, including, but not limited to, all common law rights, trade name rights, causes of action, and the right to recover for past infringement (hereinafter collectively referred to as "Trademarks") worldwide;

WHEREAS, prior to June 30, 2004 ASSIGNOR had acquired goodwill associated with and symbolized by said Trademarks and had not abandoned the same;

WHEREAS, prior to June 30, 2004 ASSIGNOR was the owner of the worldwide trademark registrations and applications relating to the Trademarks listed in Schedule B, attached hereto and incorporated herein by this reference (hereinafter collectively referred to as "Registrations"); and

WHEREAS, on June 30, 2004 ASSIGNOR assigned to ASSIGNEE all rights, title, and interest that ASSIGNOR possessed in and to the Trademarks and Applications and Registrations worldwide and any other registered or unregistered trademarks owned or used by ASSIGNOR or any of its licensees worldwide;

NOW, THEREFORE, for good and adequate consideration, the receipt and sufficiency of which is hereby acknowledged, ASSIGNOR hereby confirms that it has assigned and sold to ASSIGNEE all rights, title, and interest that ASSIGNOR possessed in and to the following:

- (1) the Trademarks set forth in Schedule A;
- (2) the Applications and Registrations set forth in Schedule B; and
- (3) any other registered or unregistered trademarks owned or used anywhere in the world by ASSIGNOR or any of its licensees; and
- (4) ASSIGNOR'S business relating to the foregoing trademarks;

together with the goodwill throughout the world symbolized by said Trademarks, Registrations and Applications, and any other registered or unregistered trademarks owned or used anywhere in the world by ASSIGNOR or any of its licensees, together with any rights appurtenant thereto, including, but not limited to, all common law rights, trade name rights, causes of action, and the right to prosecute any claims of infringement or any other causes of action concerning the Trademarks, Registrations and Applications, including the right to prosecute any claims that might have arisen prior to the date of this Assignment, concurrent with the transfer of certain tangible assets as indicia of said goodwill.

[SIGNATURE PAGES FOLLOW]

Executed at Tustin, California, this 22 day of June, 2005.

BODY WISE INTERNATIONAL, INC.
a Nevada corporation

By: Thomas T Tierney

Name: THOMAS T TIERNEY

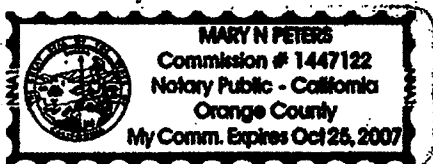
Title: PRESIDENT

STATE OF) California
) ^{ss.} Orange
COUNTY OF)

On June 22, 2005 before me, Mary N Peters, personally appeared Thomas T. Tierney personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Mary N Peters
Signature

Witnessed:

By: Carol J Summo

Name: CAROL J Summo

Title: ADMIN MANAGER

Address: 2832 Dow Ave
Tustin CA 92780

Witnessed:

By: Audrey Clabb

Name: Audrey Clabb

Title: CEO

Address: 2832 Dow Ave, Tustin

Executed at Tustin, California, this 22 day of June, 2005.

BODY WISE INTERNATIONAL, LLC
a Delaware limited liability company

By: William Farley
Name: William Farley
Title: CFO

STATE OF) California
COUNTY OF) ss. Orange

On June 22, 2005 before me, Mary N Peters, personally appeared William Farley personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Mary N Peters
Signature

Witnessed:
By: Martin Lopez
Name: Martin Lopez
Title: Director

Address: 2802 Dow Ave.; Tustin, CA 92780

Witnessed:
By: David S. Wilson
Name: David S. Wilson
Title: Asst. Director
Address: 2802 Dow Ave.; Tustin, CA 92780

SCHEDULES TO TRADEMARK ASSIGNMENT

SCHEDULE A

Marks:

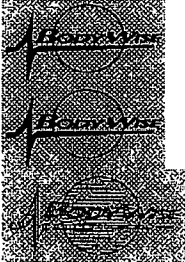
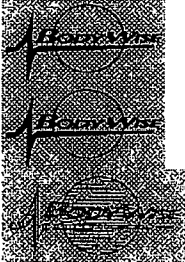
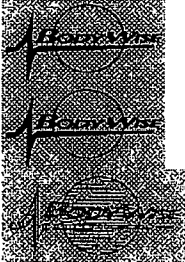

ABC EATING PLAN
A COMPANY FOR LIFE
AG-IMMUNE
ALLERWISE
ALLER WISE
BEAUTANICALS
BETA C
BODY TALK
BODY WISDOM
BODY WISE



BODYWISE
Cardio Wise
ELECTRO ALOE
ENHANCE RX
ESTRENOL
FEMALE ADVANTAGE
FIDO VITES
GLUCOMINE
MALE ADVANTAGE
MEMX2
NK-IMMUNE
NK IMMUNE
NUTRAVANTAGE
OMEGA COMPLETE
OXY-G2
PRO PURE
RELIEF
RESHAPE FORMULA
RESHAPE SYSTEM
RIGHT CHOICE
SUPER CELL
SUPER SHAPE
THERMO WISE
WOMEN'S SOLUTIONS
WORKOUT FORMULA

SCHEDULE B


U.S. Trademark Registrations:

| <u>MARK</u> | <u>REG. NO.</u> | <u>REG. DATE</u> | <u>INTL. CLASS</u> |
|---|-----------------|------------------|--------------------|
| A COMPANY FOR LIFE | 1,966,509 | 04/09/96 | 41 |
| AG-IMMUNE | 2,632,718 | 10/08/02 | 5 |
| ALLERWISE | 2,602,792 | 07/30/02 | 5 |
| BEAUTANICALS | 2,394,361 | 10/10/00 | 3 |
| BETA C | 1,809,891 | 12/07/93 | 5 |
| BODY TALK | 1,825,109 | 03/08/94 | 16 |
| BODY WISDOM | 2,279,275 | 09/21/99 | 3, 5, 35, 42 |
| BODY WISE | 1,999,998 | 09/10/96 | 41 |
| BODY WISE | 1,999,999 | 09/10/96 | 30 |
| BODY WISE | 2,000,001 | 09/10/96 | 25 |
| BODY WISE | 2,364,413 | 07/04/00 | 5 |
| BODY WISE | 2,370,842 | 07/25/00 | 9 |
| BODY WISE | 2,410,251 | 12/05/00 | 16 |
| BODY WISE | 2,602,219 | 07/30/02 | 3 |
|  | 2,130,225 | 01/20/98 | 5, 16 |
|  | 2,116,152 | 11/25/97 | 41 |
|  | 2,481,389 | 08/28/01 | 5 |
| BODYWISE | 2,508,995 | 11/20/01 | 41, 42 |
|  | 1,586,452 | 03/13/90 | 5 |
| ELECTRO ALOE | 1,786,437 | 08/10/93 | 5 |
| FEMALE ADVANTAGE | 2,377,312 | 08/15/00 | 5 |
| FIDO VITES | 2,357,505 | 06/13/00 | 5 |
| GLUCOMINE | 2,422,883 | 01/23/01 | 5 |
| MALE ADVANTAGE | 2,360,025 | 06/20/00 | 5 |
| MEMX2 | 2,621,757 | 09/17/02 | 5 |
| NK-IMMUNE | 2,867,287 | 07/27/04 | 5 |
| NUTRAVANTAGE | 2,350,803 | 05/16/00 | 5 |
| OMEGA COMPLETE | 2,617,309 | 09/10/02 | 5 |
| OXY-G2 | 2,463,860 | 06/26/01 | 5 |
| RELIEF | 2,616,791 | 09/10/02 | 5 |
| RESHAPE FORMULA | 1,749,801 | 02/02/93 | 5 |
| RESHAPE SYSTEM | 2,345,714 | 04/25/00 | 5 |
| RIGHT CHOICE | 1,583,276 | 2/20/90 | 5 |
| SUPER CELL | 2,343,737 | 04/18/00 | 5 |
| THERMO WISE | 2,725,708 | 06/10/03 | 5 |
| WORKOUT FORMULA | 2,537,609 | 02/12/02 | 5 |

U.S. Trademark Applications:

| <u>MARK</u> | <u>APPL. NO.</u> | <u>FILING DATE</u> | <u>INTL. CLASS</u> |
|-------------------|------------------|--------------------|--------------------|
| ABC EATING PLAN | 78/394,769 | 04/01/04 | 41 |
| ENHANCE RX | 78/078,214 | 08/08/01 | 5 |
| ESTRENOL | 78/246,975 | 05/07/03 | 5 |
| NATURE'S RHYTHM | 78/439,588 | 06/22/04 | 5 |
| PRO PURE | 78/253,438 | 05/22/03 | 3 |
| SUPER SHAPE | 78/387,882 | 03/19/04 | 5 |
| WOMEN'S SOLUTIONS | 78/250,430 | 05/15/03 | 3, 5 |

Foreign Trademark Registrations/Applications:

| <u>MARK</u> | <u>COUNTRY</u> | <u>REG./APP. NO.</u> | <u>REG./ FILING DATE</u> | <u>INTL. CLASS</u> |
|---|--------------------|----------------------|--------------------------|--------------------|
| BODY WISE | Austria | 162495 | 02/13/96 | 5, 25, 30 |
| BODY WISE | Australia | B508122 | 08/05/91 | 5 |
| BODY WISE | Benelux | 584417 | 10/01/96 | 5, 25, 30 |
| BODY WISE | Brazil | 822324105 | 12/28/99 | 5 |
|  | Brazil | 822324075 | 12/28/99 | 5 |
| RIGHT CHOICE | Brazil | 822324091 | 12/28/99 | 5 |
| ALLER WISE | Canada | TMA606852 | 04/01/04 | 5 |
| BODY WISE | Canada | 424449 | 03/04/94 | 5 |
| ENHANCE RX | Canada | 1128717 | 01/22/02 | 5 |
| ESTRENOL | Canada | 1199357 | 12/10/03 | 5 |
| NK-IMMUE | Canada | 1139142 | 04/29/02 | 5 |
| WOMEN'S SOLUTIONS | Canada | 1195314 | 10/29/03 | 3, 5 |
| BODY WISE | China | 3906721 | 02/10/04 | 3 |
| BODY WISE | China | 3906722 | 02/10/04 | 5 |
| ALLER WISE | European Community | 2534238 | 03/24/04 | 5 |
| NK IMMUNE | European Community | 2677011 | 09/03/03 | 5, 29 30 |
| BODY WISE | France | 95592256 | 10/13/95 | 5, 25, 30 |
| BODY WISE | Germany | 39541338 | 05/14/96 | 5, 25, 30 |
| BODY WISE | Indonesia | 527558 | 08/27/92 | 5 |
| BODY WISE | Italy | 718553 | 07/17/97 | 5, 25, 30 |
| BODY WISE | Japan | 2385767 | 02/28/92 | 5 |
| BODY WISE | Japan | 2410288 | 05/29/92 | 30 |
| BODY WISE | Japan | 2556715 | 07/30/93 | 29, 30, 31, 32 |
| WOMEN'S SOLUTIONS | Japan | 4796187 | 08/20/04 | 3, 5 |
| BODY WISE | Korea | 294312 | 07/22/94 | 5 |
| BODY WISE | Mexico | 684995 | 10/28/04 | 5 |
| BODY WISE | Mexico | 684996 | 10/28/04 | 30 |
| BODY WISE | New Zealand | B193540 | 11/09/92 | 30 |
| BODY WISE | Portugal | 264546 | 09/15/92 | 5 |
| BODY WISE | Russia | 132955 | 09/29/95 | 5 |
| BODY WISE | South Africa | 9502675 | 11/11/97 | 5 |
| BODY WISE | South Africa | 9502676 | 11/11/97 | 41 |
| AG-IMMUNE | Vietnam | 53900 | 04/27/04 | 5 |
| BODY WISE | Vietnam | 10178 | 11/23/93 | 30 |
| RIGHT CHOICE | Vietnam | 10179 | 11/23/93 | 30 |

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