

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	NUNC PRO TUNC ASSIGNMENT
EFFECTIVE DATE:	01/01/2009

CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Earhugger, Inc.	FORMERLY M-Squared, Inc.	01/01/2009	CORPORATION: UTAH

RECEIVING PARTY DATA

Name:	Empire Brands, Inc.
Street Address:	875 West 325 North
City:	Lindon
State/Country:	UTAH
Postal Code:	84042
Entity Type:	CORPORATION: UTAH

PROPERTY NUMBERS Total: 5

Property Type	Number	Word Mark
Registration Number:	2029986	EARHUGGER
Serial Number:	77141965	ICANDY
Registration Number:	3498753	POWERUP
Registration Number:	3636450	PURE SOUND
Registration Number:	3636449	WICKED AUDIO

CORRESPONDENCE DATA

Fax Number: (801)321-4893
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
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 Correspondent Name: David B. Tingey
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OP \$140.00 2029986

ATTORNEY DOCKET NUMBER:	7688.8
NAME OF SUBMITTER:	David B. Tingey
Signature:	/David B. Tingey/
Date:	11/19/2010
Total Attachments: 2 source=Empire_Assignment#page1.tif source=Empire_Assignment#page2.tif	

A S S I G N M E N T
(Nunc Pro Tunc)

WHEREAS, sometime prior to about 1 January 2009, Earhugger, Inc., L.L.C. (hereinafter referred to as "Assignor"), a corporation of the state of Utah having a principal business office at 875 West 325 North, Lindon, Utah 84042, had adopted and used, and was using, and was the owner of all right, title, and interest in and to the following trademarks:

"CASELINE", which was registered in the United States Patent and Trademark Office as Registration No. 2,968,177 on July 12, 2005;

"EARHUGGER", which was registered in the United States Patent and Trademark Office as Registration No. 2,029,986 on January 14, 1997;

"iCANDY", which was filed in the United States Patent and Trademark Office as Serial No. 77/141,965 on March 27, 2007;

"POWERUP", which was registered in the United States Patent and Trademark Office as Registration No. 3,498,753 on September 9, 2008;

"PURE SOUND", which was registered in the United States Patent and Trademark Office as Registration No. 3,636,450 on June 9, 2009; and

"WICKED AUDIO", which was registered in the United States Patent and Trademark Office as Registration No. 3,636,449 on June 9, 2009 (hereinafter referred to collectively as the "marks");

WHEREAS, Empire Brands, Inc. (hereinafter referred to as "Assignee"), a corporation of the state of Utah having a principal business office at 875 West 325 North, Lindon, Utah 84042, has previously been assigned the entire right, title, and interest in and to the marks and the aforesaid registrations thereof and is now desirous of confirming such assignment and of further securing its ownership of the marks;

NOW, THEREFORE, Assignor hereby confirms that on or about 1 January 2009, in consideration of one dollar (\$1.00) and other good and valuable consideration paid to the Assignor by the Assignee, the receipt and sufficiency of which are hereby acknowledged, THE

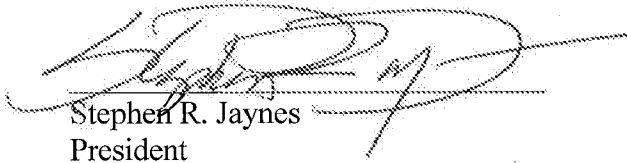
ASSIGNOR ASSIGNED TO THE ASSIGNEE the entire right, title, and interest, and all accrued rights, in and to the marks and the above-identified registrations thereof, together with the goodwill of the business symbolized by and associated with the marks.

The Assignor hereby authorizes and requests the United States Commissioner for Trademarks, and such officials in foreign countries as are duly authorized by their laws to register trademarks, to issue any and all certificates of registrations of the mark to the Assignee as the owner of the entire interest, for the sole use and benefit of the said Assignee, its successors, assigns and legal representatives.

This Assignment and Agreement shall be binding upon the Assignor's heirs, successors, assigns and legal representatives.


IN WITNESS WHEREOF, the Assignor has caused the hand of its duly authorized representative to be subscribed hereto.

EARHUGGER, INC.


Stephen R. Jaynes
President

STATE OF UTAH)
)
) : ss.
COUNTY OF Utah)

On the 25 day of January, 2010, before me personally appeared Stephen R. Jaynes, known to me to be the person described and who signed the foregoing Assignment in my presence and acknowledged under oath before me that he has read the same and knows the contents thereof and that he executed the same as his free act and deed and for the purposes set forth therein.


NOTARY PUBLIC
Residing at Pleasant Grove

My Commission Expires:
8/12/2012

