

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

<b>SUBMISSION TYPE:</b>		CORRECTIVE ASSIGNMENT	
<b>NATURE OF CONVEYANCE:</b>		Corrective Assignment to correct the Conveying Party name from "Topspin-IDS Nutrition, LLC" to Topspin-IDS Acquisition, LLC" previously recorded on Reel 004577 Frame 0485. Assignor(s) hereby confirms the name change documentation filed July 7, 2011. The name change documentation shows the correct Conveying Party name.	
<b>CONVEYING PARTY DATA</b>			
<b>Name</b>	<b>Formerly</b>	<b>Execution Date</b>	<b>Entity Type</b>
Topspin-IDS Acquisition, LLC		09/08/2010	LIMITED LIABILITY COMPANY: DELAWARE
<b>RECEIVING PARTY DATA</b>			
<b>Name:</b>	New Whey Nutrition, LLC		
<b>Street Address:</b>	5707 Dot Com Court		
<b>Internal Address:</b>	Suite 1079		
<b>City:</b>	Oviedo		
<b>State/Country:</b>	FLORIDA		
<b>Postal Code:</b>	32765		
<b>Entity Type:</b>	LIMITED LIABILITY COMPANY: DELAWARE		
<b>PROPERTY NUMBERS Total: 1</b>			
<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>	
<b>Serial Number:</b>	85213157	NEW WHEY NUTRITION	
<b>CORRESPONDENCE DATA</b>			
<b>Fax Number:</b>	(407)926-7720		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
<b>Phone:</b>	407-926-7706		
<b>Email:</b>	ldavis@iplawfl.com		
<b>Correspondent Name:</b>	Robert L. Wolter		
<b>Address Line 1:</b>	390 N. Orange Avenue		
<b>Address Line 2:</b>	Suite 2500		
<b>Address Line 4:</b>	Orlando, FLORIDA 32801		
<b>ATTORNEY DOCKET NUMBER:</b>	11009-052		

OP \$40.00 85213157

**900196521**

**TRADEMARK**  
**REEL: 004577 FRAME: 0815**

NAME OF SUBMITTER:	Robert L. Wolter
Signature:	/Robert L. Wolter/
Date:	07/08/2011
<b>Total Attachments: 7</b> source=ptocorrect#page1.tif source=ptocorrect#page2.tif source=ptocorrect#page3.tif source=ptocorrect#page4.tif source=ptocorrect#page5.tif source=ptocorrect#page6.tif source=ptocorrect#page7.tif	



**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

JULY 08, 2011

PTAS

ROBERT L. WOLTER  
390 N. ORANGE AVENUE  
SUITE 2500  
ORLANDO, FL 32801

  
\*900196490\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 07/07/2011

REEL/FRAME: 004577/0485  
NUMBER OF PAGES: 5

BRIEF: CHANGE OF NAME  
DOCKET NUMBER: 11009-052

ASSIGNOR:  
TOPSPIN-IDS NUTRITION, LLC

DOC DATE: 09/08/2010  
CITIZENSHIP: DELAWARE  
ENTITY: LIMITED LIABILITY  
COMPANY

ASSIGNEE:  
NEW WHEY NUTRITION, LLC  
5707 DOT COM COURT  
SUITE 1079  
OVIEDO, FLORIDA 32765

CITIZENSHIP: DELAWARE  
ENTITY: LIMITED LIABILITY  
COMPANY

004577/0485 PAGE 2

SERIAL NUMBER: 85213157  
REGISTRATION NUMBER:

FILING DATE: 01/07/2011  
ISSUE DATE:

MARK: NEW WHEY NUTRITION  
DRAWING TYPE: WORDS, LETTERS, OR NUMBERS AND DESIGN

THERESA FREDERICK, EXAMINER  
ASSIGNMENT SERVICES BRANCH  
PUBLIC RECORDS DIVISION

TRADEMARK ASSIGNMENT

07/07/2011  
 900196490

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:		NEW ASSIGNMENT	
NATURE OF CONVEYANCE:		CHANGE OF NAME	
CONVEYING PARTY DATA			
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RECEIVING PARTY DATA			
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State/Country:	FLORIDA		
Postal Code:	32765		
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PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Serial Number:	85213157	NEW WHEY NUTRITION	
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Address Line 4:	Orlando, FLORIDA 32801		
ATTORNEY DOCKET NUMBER:	11009-052		
NAME OF SUBMITTER:	Robert L. Wolter		
Signature:	/Robert L. Wolter/		

OP \$40.00 85213157

TRADEMARK

REEL: 004577 FRAME: 0819

Date:

07/07/2011

Total Attachments: 3

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**APPLICATION BY FOREIGN LIMITED LIABILITY COMPANY TO FILE AMENDMENT TO APPLICATION FOR AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA**

**SECTION I (1-3 must be completed)**

- 1. Name of limited liability company as it appears on the records of the Florida Department of State: TOPSPIN-IDS ACQUISITION, LLC
- 2. Jurisdiction of its organization: Delaware
- 3. Date authorized to do business in Florida: 09/23/2008

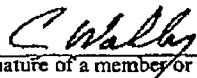
FILED  
SECRETARY OF STATE  
DIVISION OF CORPORATIONS  
10 DEC 17 AM 8:35

**SECTION II (4-7 complete only the applicable changes)**

- 4. If the amendment changes the name of the limited liability company, when was the change effected under the laws of its jurisdiction of organization? 09/17/2010
- 5. New name of the limited liability company: New Whey Nutrition, LLC  
(must end with "Limited Liability Company," "L.L.C.," or "LLC.")

(If name unavailable, enter alternate name adopted for the purpose of transacting business in Florida and attach a copy of the written consent of the managers or managing members adopting the alternate name. The alternate name must end with "Limited Liability Company," "L.L.C." or "LLC.")

- 6. If the amendment changes the period of duration, indicate new period of duration:  
\_\_\_\_\_
- 7. If the amendment changes the jurisdiction of organization, indicate new jurisdiction:  
\_\_\_\_\_
- 8. If the amendment corrects any false statement, indicate the statement being corrected and the correction:  
\_\_\_\_\_
- 9. Attached is an original certificate, no more than 90 days old, evidencing the aformentioned amendment(s), duly authenticated by the official having custody of records in the jurisdiction under the law of which this entity is organized.

  
Signature of a member or the authorized representative of a member

Charles Walkley  
Typed or printed name of signer

**Filing Fee: \$25.00**


**AMENDED AND RESTATED CERTIFICATE OF FORMATION  
OF  
NEW WHEY NUTRITION, LLC  
(ORIGINALLY FILED AS TOPSPIN-IDS ACQUISITION, LLC)**

THIS Amended and Restated Certificate of Formation of New Whey Nutrition, LLC (the "LLC"), dated as of September 8, 2010, has been duly executed and is being filed by the undersigned, as an authorized person, in accordance with the provisions of 6 Del. C. § 18-208, to amend and restate the original Certificate of Formation of the LLC, which was filed on September 12, 2008 with the Secretary of State of the State of Delaware (the "Certificate").

The Certificate is hereby amended and restated in its entirety to read as follows:

1. Name. The name of the limited liability company is New Whey Nutrition, LLC.
2. Registered Office. The address of the registered office of the LLC in the State of Delaware is c/o 2711 Centerville Road, Suite 400, Wilmington, New Castle County, Delaware 19808.
3. Registered Agent. The name and address of the registered agent for service of process on the LLC in the State of Delaware is Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, New Castle County, Delaware 19808.

IN WITNESS WHEREOF, the undersigned has executed this Amended and Restated Certificate of Formation as of the date first-above written.

  
\_\_\_\_\_  
Name: Charles Walkley  
Title: Authorized Person



# Delaware

PAGE 1

*The First State*

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THAT THE SAID "TOPSPIN-IDS ACQUISITION, LLC", FILED A RESTATED CERTIFICATE, CHANGING ITS NAME TO "NEW WHEY NUTRITION, LLC", THE SEVENTEENTH DAY OF SEPTEMBER, A.D. 2010, AT 3:41 O'CLOCK P.M.

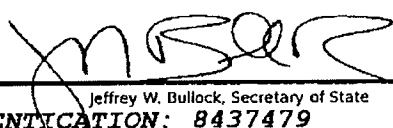
AND I DO HEREBY FURTHER CERTIFY THAT THE AFORESAID LIMITED LIABILITY COMPANY IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE NOT HAVING BEEN CANCELLED OR DISSOLVED SO FAR AS THE RECORDS OF THIS OFFICE SHOW AND IS DULY AUTHORIZED TO TRANSACT BUSINESS.

4593363 8320

101204605

You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)



  
Jeffrey W. Bullock, Secretary of State  
AUTHENTICATION: 8437479

DATE: 12-17-10

RECORDED: 07/08/2011

TRADEMARK  
REEL: 004577 FRAME: 0823