# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2

ETAS ID: TM320294

SUBMISSION TYPE:	NEW ASSIGNMENT	
NATURE OF CONVEYANCE:	ASSIGNMENT OF THE ENTIRE INTEREST AND THE GOODWILL	

#### **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
CAL-BAY SYSTEMS, INC.		09/05/2014	CORPORATION: CALIFORNIA

#### **RECEIVING PARTY DATA**

Name:	AVERNA TEST SYSTEMS INC.
Street Address:	1011 Mansell Road, Suite B
City:	Roswell
State/Country:	GEORGIA
Postal Code:	30076
Entity Type:	CORPORATION: GEORGIA

## **PROPERTY NUMBERS Total: 4**

Property Type	Number	Word Mark
Registration Number:	4346333	CAL-BAY SYSTEMS
Registration Number:	3560897	FLEXATE
Registration Number:	3834671	IVVIVI
Registration Number:	3727096	VIBDAQ

#### **CORRESPONDENCE DATA**

Fax Number: 3129130002

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.

Phone: 312 913 0001

Email: docketing@mbhb.com

**Correspondent Name:** McDonnell Boehnen Hulbert & Berghoff LLP

300 South Wacker Drive, Suite 3100 Address Line 1:

Address Line 4: Chicago, ILLINOIS 60606

ATTORNEY DOCKET NUMBER:	14-1747,48,49, & 14-1750
NAME OF SUBMITTER:	Jori R. Fuller
SIGNATURE:	/Jori R. Fuller/
DATE SIGNED:	10/16/2014

## **Total Attachments: 2**

source=14-1747-14-1750\_TM\_Assignment#page1.tif source=14-1747-14-1750 TM Assignment#page2.tif

> TRADEMARK **REEL: 005382 FRAME: 0449**

### TRADE-MARK ASSIGNMENT

WHEREAS CAL-BAY SYSTEMS, INC., the full post office address of whose principal office or place of business is 3070 Kerner Boulevard, Suite B, San Rafael, California, 94901 (the "Assignor"), is the owner of the entire right, title and interest in and to the trade-marks identified in Schedule A attached hereto (the "Marks"), as well as the goodwill associated with and symbolised by the Marks;

WHEREAS AVERNA TEST SYSTEMS INC., the full post office address of whose principal office or place of business is 1011 Mansell Road, Suite B, Roswell Georgia, 30076 (the "Assignee") is desirous of obtaining the entire right, title and interest in and to the Marks, as well as the goodwill associated with and symbolised by the Marks;

NOW, therefore, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, assigns and transfers to said Assignee, its successors, assigns and legal representatives, the entire right, title and interest in and to the Marks, including the goodwill associated with and symbolised by the Marks, together with the right to registration and registrations set out in Schedule A attached hereto and all rights of action accrued under and by virtue thereof, including the right to sue and recover for past infringement of the Marks and any rights of opposition accrued to the Assignor and any of its predecessors in title (the "Assignment");

AND the Assignor agrees to execute all such documents and do all such acts, at the costs of the Assignee, as may be necessary to give effect to this Assignment and the recordal thereof;

AND the Assignor declares that any prior use of the Marks by it or by any of its predecessors in title enures to the exclusive benefit of the Assignee.

**EXECUTED** in Montreal, this 5<sup>th</sup> day of September, 2014.

The Assignor: CAL-BAY SYSTEMS, INC.

Per:

Name: Nelson Dale Smith

Title:

The Assignee: AVERNA TEST SYSTEMS

INE

Per:

Name: Lori Seidman

Title: Secretary

## SCHEDULE A UNITED STATES OF AMERICA

# List of Assigned Trade-Marks

<u>Trade-mark</u>	<u>Appl'n No.</u>	Reg'n No.
CAL-BAY SYSTEMS AND DESIGN	85742970	4346333
CAL-BAY SYSTEMS		
FLEXATE	77491834	3560897
IVVIVI	77912364	3834671
VIBDAQ	77402834	3727096

DM\_MTL/298310.00002/3441049.2

**RECORDED: 10/16/2014** 

TRADEMARK
REEL: 005382 FRAME: 0451