

11-16-1998

RI



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11/6/98

100877955

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

BETTERBODY COMPANY, L.L.C.

- Individuals  Association
- General Partnership
- Limited Partnership
- Corporation-State

X Other Limited Liability Co.  
Additional name(s) of conveying party(ies) attached?  yes X no

3. Nature of conveyance:

- X Assignment  Merger
- Security Agreement
- Change of Name
- Other \_\_\_\_\_

Execution Date: 10/29/98

2. Name and address of receiving party(ies):

Name: JOBRI, L.L.C.  
Internal Address: \_\_\_\_\_  
Street Address: 615 West 33rd  
City: Ada  
State: Oklahoma ZIP: 74820

- Individual citizenship \_\_\_\_\_
- Association \_\_\_\_\_
- General Partnership \_\_\_\_\_
- Limited Partnership \_\_\_\_\_
- Corporation-State \_\_\_\_\_
- X Other an Oklahoma Limited Liability Company

If assignee is not domiciled in the U.S., a domestic representative designation is attached:  
 yes  no

(Designation must be a separate document from Assignment)  
Additional name(s) & address(es) attached?  yes  no

4. Application number(s) or registration number(s): \_\_\_\_\_

A. Trademark Application No(s).

B. Trademark Registration No(s).  
1,833,850

Additional numbers attached?  yes X no

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

Name: Sue Corbett  
Internal Address: \_\_\_\_\_  
Dunlap, Coddling & Rogers, P.C.  
Street Address: \_\_\_\_\_  
9400 N. Broadway, Suite 420  
City: Oklahoma City  
State: OK ZIP: 73114

6. Total no. of applications and registrations involved [1]

7. Total fee (37 CFR 3.41) \$ 40.00

- Enclosed
- X Authorized to be charged to deposit account.

8. Deposit account number: 04-1700  
(Attach duplicate of this page if paying by deposit account)

11/12/1998 SBURMS 00000104 041700 1833850

01 FC:481 40.00 CH

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Sue Corbett  
Name of person signing

Signature

11-6-98  
Date

Total number of pages comprising cover sheet, attachments, and document: [6]

TRADEMARK

REEL: 1812 FRAME: 0351

## ASSIGNMENT OF REGISTERED TRADEMARK

WHEREAS, BetterBody Company, L.L.C., a California limited liability company ("Assignor"), has adopted, used, is using and is the owner of the trademarks now registered in the United States Patent and Trademark Office listed on Exhibit "A" attached hereto and incorporated herein by this reference; and

WHEREAS, JoBri L.L.C., an Oklahoma limited liability company ("Assignee"), has succeeded to the business, assets and appurtenant goodwill of Assignor.

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, Assignor hereby assigns to Assignee all of its right, title and interest in and to the trademarks and the registrations thereof, and all goodwill associated therewith.

DATED: 1-9, 1998

"ASSIGNOR":

BETTERBODY COMPANY, L.L.C.

By: Stewart Feder  
\_\_\_\_\_, Manager

"ASSIGNEE":

JOBRI L.L.C., an Oklahoma limited liability company

By: Billie Ann Smith  
\_\_\_\_\_, Manager

STATE OF California )  
COUNTY OF Los Angeles ) SS

ON January 9, 1998 BEFORE ME, Blanca E. Abalos  
UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE, PERSONALLY APPEARED  
STEVEN HOWARD FEDER, Jonathan Paul Helme &  
Brian Kent Gourley.

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 ACKNOWLEDGES TO ME THAT  
HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES),  
AND THAT BY HIS/HER/THEIR 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.

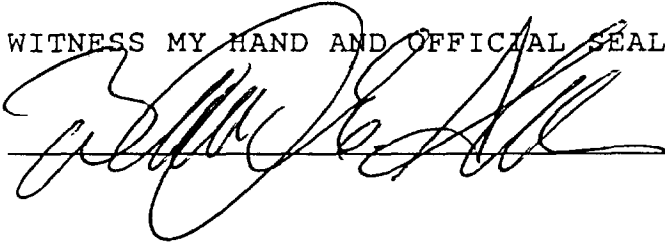




EXHIBIT "A"

<u>Trademark</u>	<u>Registration or Application Date</u>	<u>Trademark Number</u>
WHEELNEST SEATING SYSTEMS (ABANDONED)	9/12/92	1,717,843
LITENEST	5/3/94	1,833,850
FREEBACK (ABANDONED)	8/23/94	74/565,273 (Application Number)

ADDENDUM TO ASSIGNMENT

Confirming assignment made on or about January 9, 1998, between BETTERBODY COMPANY, L.L.C., a California limited liability company ("ASSIGNOR"), who had, through the above-referenced date, adopted and had used the following trademark and/or service mark ("MARK"), which MARK is registered in the United States Patent and Trademark Office as follows:

<u>Trademark</u>	<u>Registration No.</u>	<u>Issue Date</u>
LITENEST	1,833,850	May 3, 1994

and JOBRI, L.L.C., an Oklahoma limited liability company ("ASSIGNEE");

WHEREAS ASSIGNOR, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration received on or about the above-referenced date, the receipt of which is hereby acknowledged, re-confirms the assignment to ASSIGNEE of all of its right, title and interest in and to the MARK, and said registration thereof, together with the goodwill of the business symbolized by said MARK, and said registration, and include (but not by way of limitation) the right to sue and collect and keep damages for past infringements thereof.

This Addendum and amendment to the Assignment of Registered (and pending) Trademarks is effective as of January 9, 1998.

Signed this 29<sup>th</sup> day of October, 1998.

BETTERBODY COMPANY, L.L.C.

By: Steven H. Feder  
Steven H. Feder, Manager

JOBRI, L.L.C.

By: Jonathan P. Hulme  
Jonathan P. Hulme, Manager

ACKNOWLEDGEMENT

STATE OF CALIFORNIA )  
 ) ss.  
COUNTY OF LOS ANGELES )

The foregoing instrument was acknowledged before me, a Notary Public, on the 29<sup>th</sup> day of October, 1998, by Steven H. Feder, Manager of BETTERBODY COMPANY, L.L.C.

OCT 18 2002  
My Commission Expires

Maria S. Hinojosa  
Notary Public

