11-16-1998 RI Form PTO-1594

1-31-92

U.S. Department of Commerce Patent and Trademark Office

To the Honorable Commissioner of Patent an 100877	original documents or copy thereof		
Name of conveying party(ies):     Ecosphere Associates, Ltd., an Arizona partnership	2. Name and address of receiving party(ies):		
Individual	Ecosphere Associates, Inc., an Arizona corporation 3837 N. Oracle Road Tucson, Arizona 85704  □ Individual(s) citizenship		
4. Application number(s) or registration number(s): A. Trademark Application No. (s) 75/534,506	B. Trademark Registration No.(s)		
Additional numbers attached? □ Yes □ No			
5. Name and address of party to whom correspondence concerning document should be mailed:	6. Total number of applications and registrations involved: 1		
C. Robert von Hellens CAHILL, SUTTON & THOMAS, P.L.C. 2141 E. Highland Avenue, Suite 155 Phoenix, Arizona 85016	7. Total Fee (37 CFR 3.41) \$40.00  X Enclosed  - Authorized to be charged to deposit 03-0088 account		
	8. Deposit account number: 03-0088 (Attach duplicate copy of this page if paying by deposit account)		
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.  C. Robert von Hellens Name of Person Signing  Signature  Date  Total number of pages comprising cover sheet 3			
	72.10000		

TRADEMARK
REEL: 1812 FRAME: 0754

This Assignment is made and	execute	ed this 2 nd day of
November, 1998 by an	nd betwe	en:
ECOSPHERE ASSOCIATES, LTD. an Arizona partnership having a principal place of business at 3837 North Oracle Road Tucson, Arizona 85704	•	Hereinafter referred to as "ASSIGNOR"
ECOSPHERE ASSOCIATES, INC. an Arizona corporation having a principal place of business at 3837 North Oracle Road Tucson, Arizona 85704		Hereinafter referred to as "ASSIGNEE"

## WITNESSETH:

WHEREAS, ASSIGNOR has adopted the trademark "OMNARIUM" for use with aquariums and has filed an application for registration of the trademark in the United States Patent and Trademark Office on August 11, 1998, Serial No. 75/534,506 (hereinafter collectively referred to as "TRADEMARK RIGHTS"); and

WHEREAS, ASSIGNEE is desirous of acquiring said TRADEMARK RIGHTS;

NOW, THEREFORE, for the sum of TEN AND NO/100 (\$10.00)

DOLLARS and other good and valuable consideration, receipt of which is hereby acknowledged, ASSIGNOR does hereby assign unto ASSIGNEE all rights, title and interest in and to said TRADEMARK RIGHTS, together with the goodwill of the business symbolized by

the trademark and the above-identified application for registration thereof.

STATE OF ARIZONA

County of Marieopa ) ss.

On this the  $\underline{\mathcal{S}}$  day of  $\underline{November}$ , 1995 before me the undersigned, personally appeared DANIEL C. HARMONY, a partner of ECOSPHERE ASSOCIATES, LTD. known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the foregoing instrument for the purposes therein contained.

IN WITNESS WHEREOF, I have set my hand and official seal.

Gean. Cardens
Notary Public

My Commission Expires:

**RECORDED: 11/09/1998** 

"OFFICIAL SEAL" LEAN. CARDENEZ Notary Public State of Artzons. Pima County My Comm. Expires 08-14-1999