

10-11-2000

Attorney Docket No. 19305-001500

FORM PTO-1594  
1-31-92

RECORD  
TR.



DEPARTMENT OF COMMERCE  
Patents and Trademark Office

101484202

eof.

To the Honorable Commissioner of Patents and Trademarks. Please read

1. Name of conveying party(ies):

Golden Technologies Company, Inc.

- Individual(s)                       Association
- General Partnership               Limited Partnership
- Corporation-State: Colorado
- Other

Additional name(s) of conveying parties attached?  Yes  No

3. Nature of conveyance:

- Assignment                       Merger
- Security Agreement               Change of Name
- Other:

Execution Date: effective December 2, 1999

2. Name and address of receiving party(ies)

Name: GTC Nutrition Company

Internal Address:

Street Address: 4455 Table Mountain Drive

City: Golden State: CO ZIP: 80403

- Individual(s) citizenship
- Association
- General Partnership
- Limited Partnership
- Corporation-State: Colorado
- Other

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No

(Designation must be a separate document from Assignment)

Additional names and addresses attached?  Yes  No

8-29-00

4. Application Number(s) or Registration Number(s)

A. Trademark Application No(s): 75/531,918 SCFOS

B. Trademark Registration No(s):

Additional numbers attached?  Yes  No

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

Name: Darin J. Gibby  
TOWNSEND AND TOWNSEND AND CREW LLP  
Two Embarcadero Center, 8<sup>th</sup> Floor  
San Francisco, California 94111-3834  
(303) 571-4000

6. Total number of applications and registrations involved 1

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

- Enclosed                       Charge Fees to Deposit Account
- Charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to deposit account.

8. Deposit account number: 20-1430

(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 is true and correct and any attached copy is a true copy of the original document.

Darin J. Gibby  
Name of Person Signing

Signature

8/21/00  
Date

Total number of pages including cover sheet, attachments and document: 4

10. Change Correspondence Address to that of Part 5?  Yes  No

OMB No. 0651-0011 (exp. 4/94)

Do not detach this portion

Mail documents to be recorded with required cover to:

10/11/2000 DNGUYEN 00000044 201430 75531918

Asst. Commissioner for Trademarks  
Box: Assignments  
Washington, D.C. 20231

01 FC:481 40.00 CH

TRADEMARK  
REEL: 002152 FRAME: 0889

## NUNC PRO TUNC TRADEMARK ASSIGNMENT

This ASSIGNMENT, effective December 2, 1999, was made by Golden Technologies Company, Inc., a Colorado corporation, having a business address and situs at 16000 Table Mountain Parkway, Golden, Colorado 80403 (hereinafter "ASSIGNOR") to GTC Nutrition Company (now known as GTC Nut Company), a Colorado corporation, having a business address and situs at 4455 Table Mountain Dr., Golden, CO 80403(hereinafter "ASSIGNEE");

WHEREAS, ASSIGNOR intended to use the marks shown on Appendix A affixed hereto (hereinafter "ASSIGNED TRADEMARKS") in interstate commerce and had filed applications with the United States Patent and Trademark Office based on its bona fide intent to use such marks in commerce, but had not yet filed allegations of use of the marks under Section 1(c) or 1(d) of the Trademark Act, and;

WHEREAS, ASSIGNEE acquired the entire business or portion thereof to which the ASSIGNED TRADEMARKS pertain as required by 15 USC §1060;

WHEREAS, on April 19, 2000, after the effective date of this assignment, ASSIGNEE changed its corporate name to GTC Nut Company;

NOW THEREFORE, in consideration Ten Dollars (\$10.00) paid by ASSIGNEE to ASSIGNOR and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, ASSIGNOR did, on the effective dated listed above, grant, assign, transfer, convey and deliver to ASSIGNEE all ASSIGNOR'S right, title and interest in, to and under the the ASSIGNED TRADEMARKS throughout the world, as part of the entire business or portion thereof to which the marks pertain as required by 15 USC §1060, along with any and all goodwill which existed in the United States or any other country or countries.

IN WITNESS WHEREOF, ASSIGNOR and ASSIGNEE have caused this Trademark Assignment to be executed by their duly authorized representatives.

ASSIGNOR: GOLDEN TECHNOLOGIES COMPANY, INC.

By: [Signature]  
Name: \_\_\_\_\_  
Title: Secretary

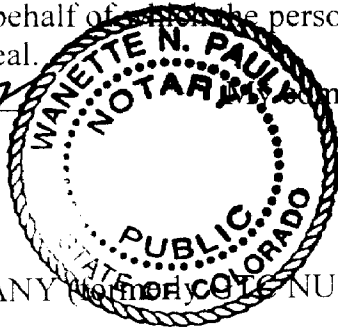
Date: August 11, 2000

STATE OF COLORADO )  
COUNTY OF Jefferson)

On this 11th day of August, 2000, before me Wanette N Pauly, personally appeared Jill B W Sisson, known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Wanette N Pauly  
NOTARY PUBLIC My commission expires: 6-3-2004



ASSIGNEE: GTC NUT COMPANY (formerly GTC NUTRITION COMPANY)

By: [Signature]  
Name: \_\_\_\_\_  
Title: Secretary

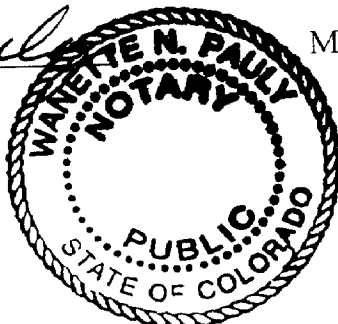
Date: August 11, 2000

STATE OF COLORADO )  
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WITNESS my hand and official seal.

Wanette N Pauly  
NOTARY PUBLIC My commission expires: 6-3-2004



APPENDIX A

<u>Mark</u>	<u>Serial No.</u>	<u>Filing Date</u>
SCFOS	75/531,918	08/06/98
NUTRAFLORA FOSTERS BETTER HEALTH	75/532,120	08/06/98

E7013963