

4/15/02

04-29-2002

Form PTO-1594 (Rev. 03/01) OMB No. 0651-0027 (exp. 5/31/2002) Tab settings



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U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

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

1. Name of conveying party(ies):

Raj K. Chopra

- Individual(s) [X] Association [ ] General Partnership [ ] Limited Partnership [ ] Corporation-State [ ] Other [ ]

Additional name(s) of conveying party(ies) attached? Yes [ ] No [X]

3. Nature of conveyance:

- Assignment [X] Merger [ ] Security Agreement [ ] Change of Name [ ] Other [ ]

Execution Date: 4/9/02

2. Name and address of receiving party(ies)

Name: Tishcon Corp.

Internal Address:

Street Address: 30 New York Avenue

City: Westbury State: NY Zip: 11590

- Individual(s) citizenship [ ] Association [ ] General Partnership [ ] Limited Partnership [ ] Corporation-State New York State [X] Other [ ]

If assignee is not domiciled in the United States, a domestic representative designation is attached: Yes [ ] No [ ] (Designations 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) 1,380,004

Additional number(s) attached Yes [ ] No [X]

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

Name: Peter D. Aufrichtig

Internal Address:

Street Address: Aufrichtig Stein & Aufrichtig, P.C. 300 East 42nd Street, 5th Floor

City: New York State: NY Zip: 10017

6. Total number 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:

DO NOT USE THIS SPACE

9. Signature.

Peter D. Aufrichtig Name of Person Signing

Signature

Date

Apr 15 2002

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

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Mail documents to be recorded with required cover sheet information to: Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

TRADEMARK REEL: 002493 FRAME: 0844

## ASSIGNMENT

WHEREAS, Raj K. Chopra (hereinafter referred to as ASSIGNOR) is the owner of the trademark STAY-WELL for dietary supplements including vitamins, minerals, amino acids, and iron in International Class 5, registered on January 28, 1986, Registration Number 1,380,004; and

WHEREAS, Tishcon Corp., a New York corporation, having a principal place of business at 30 New York Avenue, Westbury, New York 11590, (hereinafter referred to as ASSIGNEE), is desirous of obtaining the entire right, title and interest in, to and under the said trademark:

NOW, THEREFORE, in consideration of the sum of ten (\$10.00) dollars to ASSIGNOR in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, the said ASSIGNOR has sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title and interest for the United States and its territorial possessions and in all foreign countries, including all rights to claim priority and rights to past infringements, in and to said STAY-WELL trademark and the good will associated therewith, which was issued as noted above and in and to, which may be granted thereon and all reissues and extensions thereof, and all applications for said trademark which may hereafter be filed in any country or countries foreign to the United States, and all rights to said trademark which may be granted in any country or countries foreign to the United States and all continuations, divisions, substitutes, extensions, renewals and reissues thereof, and ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks of the United States, and any Official of any

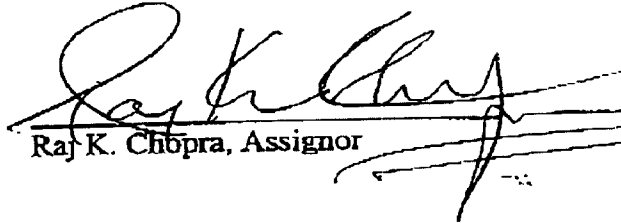
country or countries foreign to the United States whose duty is to issue trademarks on applications as aforesaid, to issue all such trademarks to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

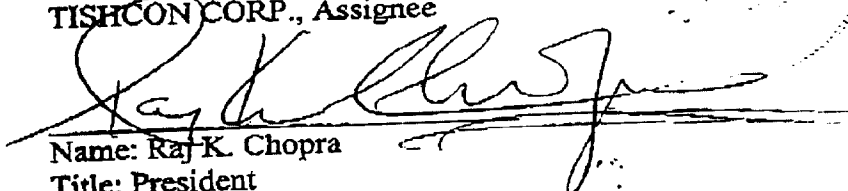
AND ASSIGNOR HEREBY covenants that ASSIGNOR has full right to convey the entire interest herein assigned, and that ASSIGNOR has not executed, and will not execute, any assignment, sale, encumbrance or agreement in conflict with this assignment.

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said trademark and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said trademark and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof in all countries.

IN TESTIMONY WHEREOF, I have set my hand and seal to this assignment.

Dated: ~~March~~ April 9, 2002

  
Raj K. Chopra, Assignor

TISHCON CORP., Assignee  
By:   
Name: Raj K. Chopra  
Title: President

STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF NASSAU )

On the 9<sup>th</sup> day of April, in the year 2002, before me, the undersigned, personally appeared Raj K. Chopra, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, he executed the instrument.

Diann F. Stocker  
Notary Public

DIANN F. STOCKER  
NOTARY PUBLIC, STATE OF NEW YORK  
NO. 015T6014651  
QUALIFIED IN SUFFOLK COUNTY  
COMMISSION EXPIRES OCT. 19, 2002

STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF NASSAU )

On the 9<sup>th</sup> day of APRIL 2002, before me personally came Raj K. Chopra, to me known, who, being by me duly sworn did depose and say that he resides at 30 New York Avenue, Westbury, New York 11590; that he is the President of Tishcon Corp., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by authorization of the board of directors of said corporation and that he signed his name thereto by like authorization.

Diann F. Stocker  
Notary Public

DIANN F. STOCKER  
NOTARY PUBLIC, STATE OF NEW YORK  
NO. 015T6014651  
QUALIFIED IN SUFFOLK COUNTY  
COMMISSION EXPIRES OCT. 19, 2002