

02-03-2003

Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005)

1-30-03

RECORD TRADEMARK



102354129

DEPARTMENT OF COMMERCE Patent and Trademark Office

Tab settings

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

1. Name of conveying party(ies):  
 Everett Associates Inc. dba  
 Living Earth Crafts Corporation California

Individual(s)       Association  
 General Partnership       Limited Partnership  
 Corporation-State  
 Other \_\_\_\_\_

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

2. Name and address of receiving party(ies)  
 Name: Earthlite Massage Tables, Inc.  
 Internal Address: \_\_\_\_\_  
 Street Address: 3210 Executive Ridge Drive  
 City: Vista State: CA Zip: 92083

Individual(s) citizenship \_\_\_\_\_  
 Association \_\_\_\_\_  
 General Partnership \_\_\_\_\_  
 Limited Partnership \_\_\_\_\_  
 Corporation-State California  
 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

3. Nature of conveyance:  
 Assignment       Merger  
 Security Agreement       Change of Name  
 Other \_\_\_\_\_

Execution Date: 5-17-2002

4. Application number(s) or registration number(s):  
 A. Trademark Application No.(s) \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Additional number(s) attached  Yes  No

B. Trademark Registration No.(s) 1,317,922  
 \_\_\_\_\_  
 \_\_\_\_\_

5. Name and address of party to whom correspondence concerning document should be mailed:  
 Name: The Law Office of Steven G. Roeder  
 Internal Address: \_\_\_\_\_  
 \_\_\_\_\_  
 Street Address: Steven G. Roeder  
5560 Chelsea Ave.  
 City: La Jolla State: CA Zip: 92037

6. Total number of applications and registrations involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00  
 Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number:  
50-1141

DO NOT USE THIS SPACE

9. Signature.  
 \_\_\_\_\_  
 Name of Person Signing

Steven G. Roeder  
 Signature

\_\_\_\_\_  
 Date

January 24, 2003

Total number of pages including cover sheet, attachments, and document: 3

RECORDS SECTION JAN 24 4 40 PM '03

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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: 002663 FRAME: 0095

**ASSIGNMENT OF TRADEMARK**

Docket Number

20005.100

WHEREAS, Everett Associates Inc., dba Living Earth Crafts Corporation California (hereinafter collectively referred to as "Assignor"), having a principal place of business at 600 East Todd Road, Santa Rosa, California 95407, has adopted, used, is using, and is the owner of all right, title, and interest in and to the trademarks and/or service marks (hereinafter referred to as the "Marks"), which are registered in the United States Patent and Trademark Office, the Registration Nos. for which are set forth on the attached Schedule A, or have been applied for, the Application Serial Nos. of which are set forth on the attached Schedule A, or have been used by the Assignor and whereas, assignor is now the sole owner of said Marks, and, the assignor warrants that they have made no assignment of the Markds to any other party, and

WHEREAS, Earthlite Massage Tables, Inc., (hereinafter referred to as "Assignee"), a corporation in the State of California, having a principal place of business at 3210 Executive Ridge Drive, Vista, California 92083, is desirous of acquiring the entire right, title, and interest in and to the Marks and the current and/or future registrations thereof;

NOW, THEREFORE, in consideration of good and valuable consideration paid to the Assignor by the Assignee, the receipt and sufficiency of which is hereby acknowledged, THE ASSIGNOR HEREBY ASSIGNS TO THE ASSIGNEE the entire right, title and interest including the right to sue for past infringement in and to the Marks and the identified Registrations and/or Application Serial Nos. thereof set forth in Schedule A, together with the goodwill of the business symbolized by and associated with the Marks.

The Assignor hereby authorizes and requests the United States Commissioner of Patents and Trademarks, and such officials in foreign countries as are duly authorized by their laws to register trademarks, to issue any and all certificates of registration of the Marks to the Assignee as the owner of the entire interest, for the sole and exclusive use of the said Assignee, its successors, assigns and legal representatives.

This Assignment and Agreement shall be binding upon the heirs and legal representatives of Assignor.

Executed this 17<sup>th</sup> day of May, 2002,  
at Palmdale Park, CA 94928

Everett Associates, Inc.

By [Signature]  
Name DOY. PAYNE  
Position President