

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
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SUBMISSION TYPE:	NEW ASSIGNMENT
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NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL
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CONVEYING PARTY DATA

Name	Formerly	Execution Date	Entity Type
Pacifichealth Laboratories, Inc.		02/22/2006	CORPORATION: DELAWARE

RECEIVING PARTY DATA

Name:	Mott's LLP
Composed Of:	COMPOSED OF Snapple Beverage Corp., as a limited liability partner; Nantucket Allserve, Inc., as a limited liability partner
Street Address:	900 King Street
City:	Rye Brook
State/Country:	NEW YORK
Postal Code:	10573
Entity Type:	LIMITED PARTNERSHIP: DELAWARE

PROPERTY NUMBERS Total: 10

Property Type	Number	Word Mark
Registration Number:	2141313	ENDUROX
Registration Number:	2457991	OPTIMUM RECOVERY RATIO
Registration Number:	2464239	R4
Registration Number:	2586338	ACCELERADE
Registration Number:	2628575	
Registration Number:	2842828	ARE YOU ACCELERADED?
Registration Number:	2730358	POWERING MUSCLES
Registration Number:	2873952	
Registration Number:	2873953	ACCELERADE
Registration Number:	2957848	ACCEL GEL

CORRESPONDENCE DATA

Fax Number: (914)612-6325

OP \$265.00 2141313

*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*

Phone: 9146124701  
Email: groupip@cs-americas.com  
Correspondent Name: Daniel Chung, Esq.  
Address Line 1: 900 King Street  
Address Line 4: Rye Brook, NEW YORK 10573

ATTORNEY DOCKET NUMBER:	PROJECT FLY
NAME OF SUBMITTER:	Daniel Chung
Signature:	/Daniel Chung/
Date:	03/01/2006

**Total Attachments: 7**

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**TRADEMARK ASSIGNMENT**

WHEREAS, PACIFICHEALTH LABORATORIES, INC., a Delaware corporation, having an address of Metro Park South, 100 Matawan Road, Suite 420, Matawan, New Jersey 07747 (hereafter "Assignor") is the owner of all right, title and interest in and to the domestic marks set forth on Exhibit A and the foreign marks set forth on Exhibit B attached hereto (hereafter the "Marks") and the related trademark registrations and pending applications; and

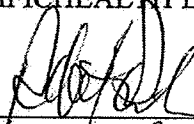
WHEREAS, MOTT'S LLP, a Delaware limited liability partnership, having an address of 900 King Street, Rye Brook, NY 10573 (hereafter "Assignee") desires to acquire all right, title and interest in and to the Marks and in and to the related registrations and pending applications therefor together with the goodwill of the business symbolized by the marks throughout the world, assignee being a successor to the business of Assignor, or portion thereof, to which the Marks pertain and which business is ongoing and existing.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Assignor does hereby grant, assign and set over to Assignee, its successors, assigns and legal representatives, the entire right, title and interest in and to the Marks and the related registrations and applications therefor, together with the goodwill of the business symbolized by the Marks throughout the world;

Assignor also assigns unto Assignee all claims for damages by reason of infringement prior to the assignment date of the Marks throughout the world, with the right to sue for and collect the same for its own use and benefit, and for the use and benefit of its successors, assigns and other legal representatives.

IN WITNESS WHEREOF, Assignor and its duly authorized representative has caused this Trademark Assignment to be executed on the date and in the capacity shown below.

PACIFICHEALTH LABORATORIES, INC.



Printed Name: ROBERT PORTMAN

Its: CEO

Date: FEBRUARY 22, 2006

MOTT'S LLP

Printed Name: \_\_\_\_\_

Its: \_\_\_\_\_

Date: \_\_\_\_\_

IN WITNESS WHEREOF, Assignor and its duly authorized representative has caused this Trademark Assignment to be executed on the date and in the capacity shown below.

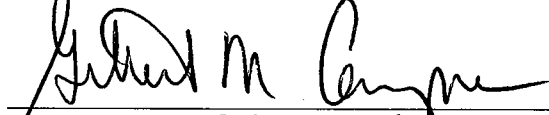
PACIFICHEALTH LABORATORIES, INC.

Printed Name: \_\_\_\_\_

Its: \_\_\_\_\_

Date: \_\_\_\_\_

MOTT'S LLP



Printed Name: Gilbert M. Cassagne

Its: PRESIDENT + CEO

Date: 2/22/2006

STATE OF NJ

§  
§  
§

COUNTY OF MIDDLESEX

Before me, the undersigned, a Notary Public on this day personally appeared ROBERT FORTMAN, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said PacificHealth Laboratories, Inc., a corporation, and that he/she had executed the same as the act of such corporation for the purpose and consideration therein expressed, and in the capacity therein stated.

Given under my hand and seal of office this 20<sup>th</sup> day of FEBRUARY, 2006.

Stephen P. Kuchen  
Notary Public in and for

**STEPHEN P. KUCHEN**  
Notary Public of New Jersey  
My Commission Expires April 10, 2006.

STATE OF \_\_\_\_\_

§  
§  
§

COUNTY OF \_\_\_\_\_

Before me, the undersigned, a Notary Public on this day personally appeared \_\_\_\_\_, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said Mott's LLP, a limited liability partnership, and that he/she had executed the same as the act of such limited liability partnership for the purpose and consideration therein expressed, and in the capacity therein stated.

Given under my hand and seal of office, this \_\_\_\_ day of \_\_\_\_\_, 2006.

\_\_\_\_\_  
Notary Public in and for

STATE OF \_\_\_\_\_ §  
COUNTY OF \_\_\_\_\_ §

Before me, the undersigned, a Notary Public on this day personally appeared \_\_\_\_\_, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said PacificHealth Laboratories, Inc., a corporation, and that he/she had executed the same as the act of such corporation for the purpose and consideration therein expressed, and in the capacity therein stated.

Given under my hand and seal of office this \_\_\_\_ day of \_\_\_\_\_, 2006.

\_\_\_\_\_  
Notary Public in and for  
\_\_\_\_\_

STATE OF Texas §  
COUNTY OF Collin §

Before me, the undersigned, a Notary Public on this day personally appeared Gilbert Cassagne, known to me to be the person and officer whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said Mott's LLP, a limited liability partnership, and that he/she had executed the same as the act of such limited liability partnership for the purpose and consideration therein expressed, and in the capacity therein stated.

Given under my hand and seal of office, this 22 day of February, 2006.

Lorene Griffin  
Notary Public in and for  
\_\_\_\_\_



**EXHIBIT A****U.S. Trademarks**

Country	Mark	Appln. No.	Filing Date	Reg. No.	Reg. Date
US	ENDUROX	75/027605	4 Dec 1995	2141313	3 Mar 1998
US	OPTIMUM RECOVERY RATIO	75/614117	31 Dec 1998	2457991	5 Jan 2001
US	R4 (Stylized)	75/560480	28 Sep 1998	2464239	26 Jun 2001
US	ACCELERADE	76/096182	25 Jul 2000	2586338	25 Jun 2002
US	Misc. Design	75/614119	31 Dec 1998	2628575	1 Oct 2002
US	ARE YOU ACCELERADED?	76/537988	25 Jun 2003	2842828	18 May 2004
US	POWERING MUSCLES	76/337391	13 Nov 2001	2730358	24 Jun 2003
US	Misc. Design	76/537986	25 Jun 2003	2873952	17 Aug 2004
US	ACCELERADE & Design	76/537987	25 Jun 2003	2873953	17 Aug 2004
US	ACCEL GEL (Stylized)	76/564326	24 Nov 2003	2957848	31 May 2005



**EXHIBIT B****Foreign Trademarks**

Country	Mark	Appln. No.	Filing Date	Reg. No.	Reg. Date
CA	ACCELERADE	1122170	14 Nov 2001	TMA627829	8 Dec 2004
CA	ENDUROX	0828587	12 Nov 1996	TMA497754	24 Jul 1998
CN	ACCELERADE	3071855	17 Jan 2002	3071855	7 Mar 2003
JP	ACCELERADE	2001-104987	22 Nov 2001	4641089	31 Jan 2003
JP	ENDUROX	H08-132807	15 Nov 1996	4167993	17 Jul 1998
CO	ACCELERADE	01-100249	2001		
VE	ACCELERADE	10.1-023			
SG	ACCELERADE	T01/18001e	21 Nov 2001	T01/18001e	29 Apr 2003
EM	ACCELERADE	2459956	13 Nov 2001	2459956	21 May 2003
EM	ENDUROX	0425231	19 Nov 1996	0425231	10 Nov 1998
AR	ACCELERADE			2359000	
AU	ACCELERADE	894943	14 Nov 2001	894943	20 Aug 2002
BR	ACCELERADE	823 933 032	2001	823 933 032	
TW	ACCELERADE	90048699	2001		
MX	ENDUROX	280045	18 Nov 1996	538408	29 Nov 1996
MX	ACCELERADE	520700	30 Nov 2001	739007	25 Mar 2002