

FORM PTO 1595

04-27-2001



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## CORDATION FORM COVER SHEET

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Patent and Trademark Office

## PATENTS ONLY

To the Honorable Assistant Commissioner for Patents: Please record the attached original documents or copy thereof

1. Name of conveying party(ies):

Paul T. GARDINER

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

3. Nature of conveyance:

☒ Assignment ☐ Merger☐ Security Agreement ☐ Change of Name☐ Other: \_\_\_\_\_

Execution date(s): April 2, 2001

2. Name and address of receiving party(ies)

Name: MuscleTech Research and Development, Inc.

Internal Address: \_\_\_\_\_

Street Address: 7050 Telford WayCity: 15S 1V7 Mississauga, OntarioState: Canada

ZIP: \_\_\_\_\_

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application numbers or patent numbers:

Execution date of application is:

A. Patent Applications: 09/666,432

B. Patent No.(s)

Additional Numbers attached? ☐ Yes ☒ No

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

Name: Sui K. LoInternal Address: KENYON & KENYONStreet Address: One BroadwayCity: New York State: New York ZIP: 100046. Total number of applications and patents involved: 17. Total fee (37 C.F.R. 3.41) ..... \$ 40.00☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number:

11-0600

## 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.*

Sui K. Lo (Reg. No. 46,877)

Name of Person Signing

Signature

Date

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

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

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ASSIGNMENT

WHEREAS, I, Paul T. GARDINER, residing at <sup>1484 Gregwood Rd. py</sup>~~46 Gladstone Square,~~  
<sup>Mrs Sissauger, Ontario, L5H 2T4,</sup>  
<sup>179</sup>~~Brampton, Ontario L6S 2H6,~~ Canada, and being a citizen of the Canada, have invented new  
 and useful improvements in FOOD SUPPLEMENTS AND METHODS COMPRISING  
 LIPOIC ACID AND CREATINE, for which I have made application for Letters Patent of the  
 United States, the specification of which was filed as U.S. Serial No. 09/666,432, on  
 September 21, 2000, and

WHEREAS, MUSCLETECH RESEARCH AND DEVELOPMENT, INC., a  
 company organized and existing under and by virtue of the laws of the Federal Republic of  
 Germany, having an office at 7050 Telford Way, 15S 1V7 Mississauga, Ontario, Canada, is  
 desirous of acquiring the entire right, title and interest in and to the application and invention  
 therein described and claimed and any Letters Patent that may be issued upon the application  
 or for the improvements therein contained;

NOW, THEREFORE, for and in consideration of employment by  
 MUSCLETECH RESEARCH AND DEVELOPMENT, INC., and other good and valuable  
 consideration, the receipt and sufficiency whereof is hereby acknowledged, I, Paul T.  
 GARDINER, have assigned and transferred and do hereby assign and transfer unto  
 MUSCLETECH RESEARCH AND DEVELOPMENT, INC., its successors and assigns, the  
 entire right, title and interest in and to the application and the invention therein contained,  
 including the right to apply for any Letters Patent in the United States of America on the  
 invention, and any Letters Patent that may issue thereon or therefor, in the United States, and  
 all reissues, extensions, renewals, divisions and continuations thereof, to the full end of the  
 term or terms for which the Letters Patent may be issued, the same to be held and enjoyed by  
 MUSCLETECH RESEARCH AND DEVELOPMENT, INC., its successors and assigns, the  
 same as it would have been held and enjoyed by me if this Assignment had not been made.

And I hereby authorize and request the Commissioner of Patents and  
 Trademarks to issue all such Letters Patent to MUSCLETECH RESEARCH AND  
 DEVELOPMENT, INC., its successors and assigns, in accordance with this instrument of  
 Assignment.

I hereby represent and warrant that there are no rights and interests outstanding inconsistent with the rights and interests granted herein and that I will not execute any instrument or grant or transfer any rights or interests inconsistent therewith, and I bind myself, my heirs, executors, administrators and legal representatives as the case may be, to execute and deliver to MUSCLETECH RESEARCH AND DEVELOPMENT, INC., its successors and assigns, any further documents or instruments and do any and all further acts that may be deemed necessary by MUSCLETECH RESEARCH AND DEVELOPMENT, INC., its successors and assigns, to vest in MUSCLETECH RESEARCH AND DEVELOPMENT, INC., its successors and assigns, the title herein conveyed, or intended so to be, and to enable such title to be recorded in the United States.

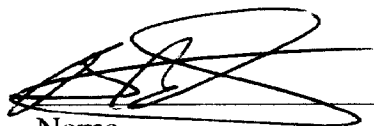
And I further covenant and agree, in consideration of the premises that I, Paul T. Gardiner, my executors and administrators, will at any time upon request communicate to MUSCLETECH RESEARCH AND DEVELOPMENT, INC., its successors and assigns, any facts relating to the invention and improvements and the history thereof, known to me or my executors and administrators, and that I will testify as to the same in any interference, or other litigation when requested so to do by MUSCLETECH RESEARCH AND DEVELOPMENT, INC., its successors and assigns.

IN TESTIMONY WHEREOF, I have hereunto set my hand

and seal this 2 day of April, 2001.

  
Paul T. GARDINER

WITNESSED BY:

  
Name

TERRY BEALEY

2 RIVER COURT, HAMPTON  
Address

WITNESSED BY:

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address