

FORM PTO-1595  
(Rev. 10/02)  
OMB No. 0651-0027 (exp. 6/30/2005)

# RECORDATION FORM COVER SHEET PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office  
Docket No. HERB5.CIP

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

1. Name of conveying party(ies):

Robert T. Gow  
Brian Pierce  
John Pierce

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

3. Nature of conveyance:

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

Execution Date: June 1, 2004 and June 4, 2004

2. Name and address of receiving party(ies)

Name: HerbalScience, LLC

Internal Address: Suite 200

Street Address: 1004 N. Collier Center Way

City: Naples State: FL Zip: 34110

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

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s) 10/818 439

B. Patent No.(s) \_\_\_\_\_

Additional numbers attached? ☐ Yes ☒ No

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

Name: Mary Anthony Merchant, Ph.D.

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

Bank of America Plaza

Suite 5200

Street Address: 600 Peachtree Street, N.E.

City: Atlanta State: GA Zip: 30308-2216

6. Total number of applications and patents involved: 1

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

☐ Enclosed

☒ Authorized to be charged to deposit account

8. Deposit account number:

20-1507

**DO NOT USE THIS SPACE**

9. Signature.

Mary Anthony Merchant, Reg. No. 39,771

Name of Person Signing

  
Signature

June 10, 2004

Date

Total number of pages including cover sheet, attachments, and documents: 6

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, P.O. Box 1450, Mail Stop Assignment Recordation Services  
Alexandria, VA 22313-1450

CH \$40.00 201507 10818439

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**ASSIGNMENT NUNC PRO TUNC**

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WHEREAS, we, **Robert T. Gow**, a citizen of U.S.A., residing at 1004 Collier Center Way, Suite 200, Naples, FL 34110; **Brian Pierce**, a citizen of U.S.A., residing at 123 Greenmeadow Drive, Thousand Oaks, CA 91320; **John Pierce**, a citizen of U.S.A., residing at 123 Greenmeadow Drive, Thousand Oaks, CA 91320 and **William Birdsall**, a citizen of the U.S.A., residing at 740 West Street, Naples, FL 34108, have invented certain inventions and improvements disclosed in an application for Letters Patent entitled "**METHODS AND COMPOSITIONS OF ARECA CATECHU**", filed in the U.S. Patent & Trademark Office on April 5, 2004, and assigned Serial No. 10/818,439;

WHEREAS, **HerbalScience, LLC**, a corporation of the State of Delaware having a principal place of business at 1004 N. Collier Center Way, Suite 200, Naples, FL 34110, is desirous of acquiring an interest in the same;

NOW, THEREFORE, for and in consideration of Five Dollars (\$5.00) and other good and valuable consideration, the receipt and sufficiency of which we hereby acknowledge, we, **Robert T. Gow, Brian Pierce, John Pierce and William Birdsall**, by these presents do sell, assign and transfer unto **HerbalScience, LLC**, the full, exclusive and entire right, title, and interest in and to said application, in and to any divisions, continuations, and reissues thereof, and in and to all inventions and improvements disclosed and described in said application, preparatory to obtaining Letters Patent of the United States therefor; and we hereby request the Commissioner of Patents and Trademarks to issue any and all Letters Patent of the United States resulting from said application, or from a division,

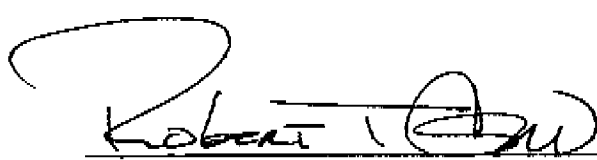
continuation, or reissue thereof, to **HerbalScience, LLC**, as the assignee, for its interest and for the sole use and benefit of **HerbalScience, LLC** and its assigns and legal representatives;

For the same consideration, we, by these presents do sell, assign, and transfer to **HerbalScience, LLC**, the full, exclusive, and entire right, title and interest in and to any foreign application or applications corresponding to said application, in whole or in part, in countries other than the United States, in and to any Letters Patent and similar protective rights granted on said foreign applications, and in and to the right to claim any applicable priority rights arising from or required for said foreign applications under the terms of any applicable conventions, treaties, statutes, or regulations; said foreign applications to be filed and issued in the name of **HerbalScience, LLC**, or its designee insofar as permitted by applicable law.

AND, for the same consideration, we agree to sign all lawful papers, execute all division, continuing, reissue and other applications, make all assignments and rightful oaths, and generally do everything possible to aid **HerbalScience, LLC**, its successors, assigns, and nominees, to obtain and enforce proper protection for all said inventions and improvements in all countries throughout the world.

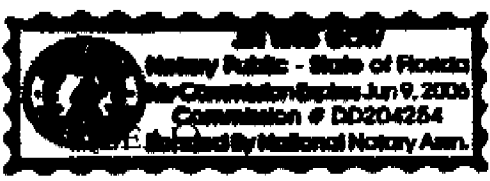
This Assignment is expressly made NUNC PRO TUNC to have the same legal force and effect as if executed on **April 5, 2004** (the filing date of the above-referenced patent application).


Dated: June 1, 2004

  
\_\_\_\_\_  
Robert T. Gow

STATE OF Florida

Before me, a Notary Public in and for the State of Florida, on this  
1<sup>st</sup> day of June, 2004, personally appeared **Robert T. Gow**, who being duly  
sworn, signed and acknowledged the foregoing Assignment as his free act and deed.



  
\_\_\_\_\_  
NOTARY PUBLIC

My Commission Expires: June 9, 2004

Dated: 4 June 2004 Brian Pierce  
Brian Pierce

STATE OF CALIFORNIA

Before me, a Notary Public in and for the State of CALIFORNIA, on this 4 day of JUNE, 2004, personally appeared Brian Pierce, who being duly sworn, signed and acknowledged the foregoing Assignment as his free act and deed.

Paula J. Ross  
NOTARY PUBLIC

(SEAL)

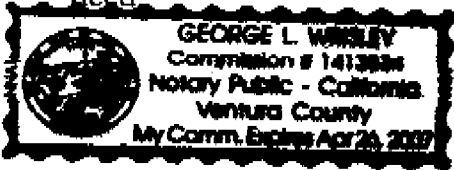
My Commission Expires: Oct. 29, 2006



Dated: 4 June 2004 John O Pierce  
John Pierce

STATE OF California

Before me, a Notary Public in and for the State of California, on this  
4<sup>th</sup> day of June, 2004, personally appeared John Pierce, who  
being duly sworn, signed and acknowledged the foregoing Assignment as his free act and  
deed



(SEAL)

George L. Wisley  
NOTARY PUBLIC

My Commission Expires: 4/26/07