

Form PTO-1595

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U.S. DEPARTMENT OF COMMERCE

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PATENTS ONLY

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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):

Vitality Foodservice, Inc.
400 North Tampa Street
Suite 200
Tampa, FL 33602

2. Name and address of receiving party(ies)

Name: Vitality Acquisition Corp.3700 Wells Fargo Center
90 So. 7th Street
Minneapolis, MN 55402Additional name of conveying party(ies) attached? ☐ Yes ☒ NoAdditional Name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance:

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

Execution Date: September 24, 2004

4. Patent No.(s)

D340,866	6,086,927
D355,854	6,634,783
D467,806	6,637,929
5,114,047	6,779,678

Additional numbers attached? Yes ☒ No

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

Name: Lynn C. CameronInternal Address: Faegre & Benson, LLP2200 Wells Fargo CenterStreet Address: 90 So. 7th StreetCity: Minneapolis State: MN Zip: 554026. Total number of applications and patents involved: 087. Total fee (37 CFR 3.41) \$ 320

- ☒ Authorized to charge any underpayment or credit any overpayment to deposit account

8. Deposit account number: 06-0029

(Attach duplicate copy of this page if paying by deposit account)

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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.

Lynn C. Cameron

Name of Person Signing

Lynn C. Cameron

Signature

November 2, 2004

Date

Atty Docket No.: 24067-304167Total number of pages including cover sheet, attachments, and documents: 4

Mail documents to be recorded with required cover sheet information to:

Mail Stop Assignment Recordation Services, Director of the U.S. Patent and Trademark Office, Alexandria, VA 22313-1450

700127835

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CH \$320.00 060029 D340866

PATENT ASSIGNMENT

THIS PATENT ASSIGNMENT (this "Assignment") dated as of September 24, 2004 is made by and between Vitality Foodservice, Inc., a Florida corporation, with its principal place of business at 400 North Tampa Street, Suite 200, Tampa, Florida 33602 United States ("Assignor"), and Vitality Acquisition Corp., a Delaware corporation, with its principal place of business at 3700 Wells Fargo Center, 90 South Seventh Street, Minneapolis, MN 55402 ("Assignee").

WHEREAS, Assignor is the owner of the U.S. Patents, U.S. Patent Applications and International Patent Applications identified on the attached Schedule A;

WHEREAS, Assignor and, have executed an Asset Purchase Agreement dated August 5, 2004 (as it may be amended from time to time, the "Asset Purchase Agreement") wherein, among other things, Assignee agreed to purchase from Assignor and Assignor has agreed to sell, transfer and deliver to Assignee, all of the Purchased Assets (as such term is defined in the Asset Purchase Agreement); and

WHEREAS, pursuant to the Asset Purchase Agreement, Assignor has agreed to assign to Assignee all of Assignor's right, title and interest in and to any and all patents and patent applications owned by Assignor, including without limitation those listed on the attached Schedule A (the "Assigned Patents and Applications").

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor does hereby sell, assign and transfer to Assignee all right, title and interest in and to the Assigned Patents and Applications and any and all original, divisional, continuation, reissued or extended Letters Patent, of the United States or of any and all foreign countries, on the inventions of said Assigned Patents and Applications and all remedies against past, present and future infringements and violations thereof, assignment, sale and transfer of which the Assignee hereby confirms acceptance.

IN WITNESS WHEREOF, Assignor has caused this Assignment to be duly executed as of the date first written above.

M2:20654101.03

VITALITY FOODSERVICE, INC.

By: Alvo M OddisName: Alvo M OddisTitle: PRES & CEO

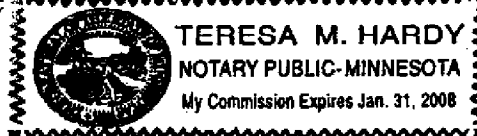
VITALITY ACQUISITION CORP.

By: Van Zandt HawnName: VAN ZANDT HAWNTitle: PRES and CEOSTATE OF MINNESOTA)COUNTY OF HENNEPIN) ss.

24th day of September, 2004, by Alvo M Oddis, the President & CEO of Vitality Foodservice, Inc., who is authorized to sign on behalf of the Corporation.

Teresa M Hardy

Notary Public

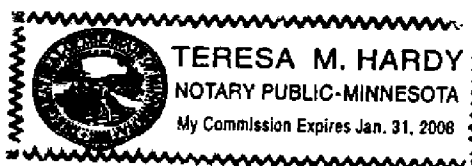
STATE OF MINNESOTA)COUNTY OF HENNEPIN) ss.

24th day of September, 2004, by Van Zandt Hawn, the President & CEO of Vitality Acquisition Corp., who is authorized to sign on behalf of the Corporation.

Teresa M Hardy

Notary Public

M2:20654101



SCHEDULE A**US Design Patents**

Patent No.	Application No.	Title	Filing Date	Issue Date
D340,866	29/567,349	Combined Bottle & Cap	8/14/1990	11/2/1993
D355,854	29/007,735	Container	5/3/1993	2/28/1995
D467,806	29/095,558	Container	10/26/1998	12/31/2002

US Utility Patents

Patent No.	Application No.	Title	Filing Date	Issue Date
5,114,047	07/567,186	Pump and Mixing Device for Liquids	8/14/1990	5/19/1992
6,086,927	09/129,788	Process for Preparing Calcium Enriched Food Products and the Products Therefrom	8/6/1998	7/11/2000
6,634,783	09/925,998	Apparatus for Agitating a Fluid Suspension	8/9/2001	10/21/2003
6,637,929	10/256,433	Method for Agitating a Fluid Suspension	9/27/2002	10/28/2003
6,779,678	10/341,988	Plastic Bottle with Expandable Internal Support	1/14/2003	8/24/2004

International Patent Applications

Country	Application No.	Title	Filing Date	Issue Date
EPO	02733991.1	Apparatus and Method for Agitating a Fluid Suspension	6/11/02	
Norway	20040554	Apparatus and Method for Agitating a Fluid Suspension	2/6/04	

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