

## TRADEMARK ASSIGNMENT

Electronic Version v1.1  
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	MERGER		
EFFECTIVE DATE:	05/16/2012		
CONVEYING PARTY DATA			
	Name	Formerly	Execution Date
	Dr. Fresh Inc.		05/16/2012
			Entity Type
			CORPORATION: NEW YORK
RECEIVING PARTY DATA			
Name:	Fresh Merge, LLC		
Street Address:	399 Park Avenue, 5th Floor		
City:	New York		
State/Country:	NEW YORK		
Postal Code:	10022		
Entity Type:	LIMITED LIABILITY COMPANY: DELAWARE		
PROPERTY NUMBERS Total: 1			
	Property Type	Number	Word Mark
	Registration Number:	2724805	BINACA
CORRESPONDENCE DATA			
Fax Number:	7144277799		
<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>			
Phone:	714-427-7405		
Email:	sgeer@swlaw.com		
Correspondent Name:	Ketan S. Vakil, Snell & Wilmer L.L.P.		
Address Line 1:	600 Anton Blvd., Suite 1400		
Address Line 4:	Costa Mesa, CALIFORNIA 92626-7689		
ATTORNEY DOCKET NUMBER:	25781.1600		
NAME OF SUBMITTER:	Ketan S. Vakil		
Signature:	/Ketan S. Vakil/		

CH \$40.00 2724805

Date:

01/17/2013

Total Attachments: 3

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# Delaware

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*The First State*

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:


"DR. FRESH INC.", A NEW YORK CORPORATION,  
WITH AND INTO "FRESH MERGE, LLC" UNDER THE NAME OF "FRESH MERGE, LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE SIXTEENTH DAY OF MAY, A.D. 2012, AT 4:48 O'CLOCK P.M.

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120577957

You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)



  
Jeffrey W. Bullock, Secretary of State  
AUTHENTICATION: 9577595

DATE: 05-16-12

TRADEMARK  
REEL: 004945 FRAME: 0077

State of Delaware  
Secretary of State  
Division of Corporations  
Delivered 04:52 PM 05/16/2012  
FILED 04:48 PM 05/16/2012  
SRV 120577957 - 5150350 FILE

STATE OF DELAWARE  
CERTIFICATE OF MERGER OF  
DR. FRESH INC.  
INTO  
FRESH MERGE, LLC

Pursuant to Title 6, Section 18-209 of the Limited Liability Company Act, the undersigned limited liability company executed the following Certificate of Merger:

**FIRST:** The name of the surviving limited liability company is Fresh Merge, LLC, a Delaware limited liability company, and the name of the corporation being merged into this surviving limited liability company is Dr. Fresh Inc., a New York corporation.

**SECOND:** The Agreement of Merger has been approved, adopted, certified, executed and acknowledged by the surviving limited liability company and the merging corporation.

**THIRD:** The name of the surviving limited liability company is Fresh Merge, LLC.

**FOURTH:** The merger shall become effective upon the filing of this Certificate of Merger with the Secretary of State of the State of Delaware.

**FIFTH:** The Agreement of Merger is on file at 399 Park Avenue, 5th Floor, New York, New York 10022, the place of business of the surviving limited liability company.

**SIXTH:** A copy of the Agreement of Merger will be furnished by the surviving limited liability company on request, without cost, to any member of any constituent limited liability company or stockholder of any constituent corporation.

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TRADEMARK  
REEL: 004945 FRAME: 0078

IN WITNESS WHEREOF, said limited liability company has caused this certificate to be signed by an authorized person, the 16<sup>th</sup> day of May, 2012.

By: FRESHCORP ORAL CARE, INC.,  
its: Sole Member

  
Name: Joel G. Killian  
Title: Vice President & Secretary

Signature Page to the Certificate of Merger of Dr. Fresh Inc. into Fresh Merge, LLC