

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Novartis AG		07/30/2007	CORPORATION: SWITZERLAND

RECEIVING PARTY DATA	
Name:	Societe des Produits Nestle, S.A.
Street Address:	Case Postale 353
City:	1800 Vevey
State/Country:	SWITZERLAND
Entity Type:	CORPORATION: SWITZERLAND

PROPERTY NUMBERS Total: 110

Property Type	Number	Word Mark
Registration Number:	2520785	ARGINAID
Registration Number:	2792864	ARGINAID EXTRA
Registration Number:	2757585	BENECALORIE
Registration Number:	2799221	BENEPROTEIN
Registration Number:	1882769	BOOST
Registration Number:	2720025	BOOST
Registration Number:	1333938	BOOST
Registration Number:	2596022	BOOST BREEZE
Serial Number:	78572427	BOOST CONTROL
Serial Number:	78572434	BOOST GC
Serial Number:	78572445	BOOST GLUCOSE CONTROL
Registration Number:	2264789	BOOST PLUS
Registration Number:	2583800	CALCIWISE
Registration Number:	1427166	CASEC
Registration Number:	1350518	COMPAT

OP \$2765.00 2520785

Registration Number:	3100265	COMPAT DUALFLO
Serial Number:	78618241	COMPAT GO
Serial Number:	78533764	COMPAT SELECTFLO
Serial Number:	78618229	COMPAT SOURCE
Serial Number:	78533774	COMPAT STAY-PUT
Registration Number:	2902204	COMPAT Y SET
Registration Number:	2926824	COMPAT YSET
Registration Number:	2783248	Y
Registration Number:	1225709	CRITICARE HN
Registration Number:	2152718	DAIRY THICK
Registration Number:	1820418	DELIVER 2.0
Registration Number:	2745226	DIABETISHIELD
Registration Number:	2711544	DIABETISHIELD
Registration Number:	1978705	DIABETISOURCE
Registration Number:	2700595	DIETSOURCE
Registration Number:	2711538	DIETSOURCE
Registration Number:	2711539	DIETSOURCE
Registration Number:	2702739	DIETSOURCE
Registration Number:	2702744	DIETSOURCE
Registration Number:	2702741	DIETSOURCE
Registration Number:	2702742	DIETSOURCE
Registration Number:	2702736	DIETSOURCE
Registration Number:	2702743	DIETSOURCE
Registration Number:	2702745	DIETSOURCE
Registration Number:	2702746	DIETSOURCE
Serial Number:	78798337	ENERGY TO EMBRACE LIFE!
Registration Number:	2576659	ESSENTIALS FOR BETTER LIVING
Registration Number:	1503183	EXTRA MALT
Registration Number:	2817550	EZ SPIKE
Registration Number:	2762842	EZ SPIKE
Registration Number:	2817551	EZ SPIKE
Registration Number:	3122878	FIBERSOURCE
Registration Number:	2583799	FLEXTEND
Registration Number:	2678266	FROSTY THICK
Registration Number:	2659723	FROSTYTHICK

Registration Number:	2663433	GLUTASOLVE
Registration Number:	3212323	HEALTH SHAKE
Registration Number:	1489764	HEALTHY RECIPES
Serial Number:	77060478	HUGS HEALTH AND UNDER-NUTRITION IN GERIATRICS
Registration Number:	1525213	IMPACT
Serial Number:	78530342	IMPACT ADVANCED RECOVERY
Registration Number:	2931555	IMPACT RECOVER
Registration Number:	2768106	IMPACT RECOVER
Registration Number:	2554139	INTENSICAL
Registration Number:	1019808	ISOCAL
Registration Number:	1386520	ISOSOURCE
Registration Number:	1737471	LIPISORB
Registration Number:	1734337	LIPISORB
Serial Number:	77088296	MCT OIL
Registration Number:	2568470	MEMORABLE
Registration Number:	1247524	MODUCAL
Registration Number:	3112055	NOTHING RIVALS RESOURCE
Registration Number:	2299986	NOVASOURCE
Registration Number:	0713626	NUTRAMENT
Registration Number:	2019925	NUTRAMENT THE ENERGY AND FITNESS DRINK
Registration Number:	2747643	NUTRISHIELD
Serial Number:	78694305	N
Registration Number:	1228109	NUTRISOURCE
Registration Number:	2765671	NUTRITION TO YOUR DOOR
Registration Number:	2730763	NUTRITION TO YOUR DOOR
Registration Number:	1105877	OPTIFAST
Registration Number:	1398039	OPTIFAST
Registration Number:	2924983	OPTIFAST 800
Serial Number:	78572450	OPTIFAST HP
Serial Number:	78729062	OPTISOURCE
Registration Number:	2091269	OPTITRIM
Registration Number:	2950114	
Registration Number:	2925689	PEPTINEX
Registration Number:	2732101	PEPTINEX DT
Registration Number:	1081236	PRECISION BASE

Registration Number:	2733360	PUREE SOLUTIONS
Registration Number:	2197207	RESOURCE
Registration Number:	1338754	RESOURCE
Registration Number:	2762840	RESOURCE ARGINAID EXTRA
Registration Number:	3212324	RESOURCE HEALTH SHAKE
Registration Number:	3192134	RESOURCE JUST FOR KIDS
Registration Number:	1350281	RESOURCE PLUS
Registration Number:	2891960	RESOURCE SUPPORT
Registration Number:	1831872	RESPALOR
Registration Number:	2580308	STAYCALM
Registration Number:	3145586	STRETCH-LOK
Registration Number:	2251974	SUBDUE
Registration Number:	2497119	SUBDUE PLUS
Registration Number:	2371757	SUPERCAL
Registration Number:	0932673	SUSTACAL
Registration Number:	2908292	SWEET N' FREE
Registration Number:	1705241	THICKENUP
Registration Number:	1569140	TOLEREX
Registration Number:	2980022	TOTAL NUTRITION SOLUTIONS @ HOME
Registration Number:	1302369	TRAUMACAL
Registration Number:	1650462	ULTRACAL
Registration Number:	1978331	ULTRACAL
Registration Number:	2583801	VEINTAIN
Registration Number:	2821360	VIVONEX
Registration Number:	1817330	VIVONEX

CORRESPONDENCE DATA

Fax Number: (818)637-3311
Correspondence will be sent via US Mail when the fax attempt is unsuccessful.
Phone: 818-549-6726
Email: ava.baffoni@us.nestle.com
Correspondent Name: Nestle USA, Inc.
Address Line 1: 800 N. Brand Blvd., 14th Floor
Address Line 4: Glendale, CALIFORNIA 91203

DOMESTIC REPRESENTATIVE

Name: Nestle USA, Inc.

TRADEMARK
REEL: 003595 FRAME: 0211

Address Line 1: 800 N. Brand Blvd., 14th Floor
Address Line 2: Trademark Department
Address Line 4: Glendale, CALIFORNIA 91203

NAME OF SUBMITTER:	Robert Sanders
Signature:	/Bob Sanders/
Date:	08/06/2007

Total Attachments: 5
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Trademark Assignment

WHEREAS, Novartis AG., a Switzerland Corporation having a place of business at Lichtstrasse 35, 4002 Basel, Switzerland, (hereinafter "Assignor"); and

WHEREAS, Société des Produits Nestlé S.A., a Switzerland Corporation having a place of business at Case Postale 353, 1800 Vevey, Switzerland ("Assignee"); and

WHEREAS, Assignor is the owner of all right, title and interest in and to the trademarks, trademark registrations and trademark applications listed in the attached Schedule A, as well as all of the goodwill of the business symbolized thereby and associated therewith (the "Trademarks"); and

WHEREAS, Assignor is willing to transfer such right, title and interest in and to the Trademarks to Assignee.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby assigns and transfers unto Assignee all right, title and interest in and to the Trademarks, together with the goodwill of the business appurtenant to and symbolized by the Trademarks and including, without limitation, all common law rights in and to the Trademarks and the right to sue and recover for, and the right to profits or damages due or accrued or arising out of or in connection with, any and all past, present or future infringements or dilution of or damage or injury to the Trademarks, to be held and enjoyed by Assignee, its successors and assigns to the same extent that such would have been held and enjoyed by Assignor had such assignment not been made.

Assignor covenants and agrees to execute and deliver such other documents as Assignee may reasonably request for the purposes of transferring, recording or otherwise effectuating or perfecting the transfer and assignment confirmed herein and as originally contemplated herein.

IN WITNESS WHEREOF, Assignor has executed this Trademark Assignment effective as of this 23rd day of July 2007.

Novartis AG

SMEvans

Name: Susan Evans

Title:

Authorized Signatory

G. Graeff

Name: Genevieve Graeff

Authorized Signatory

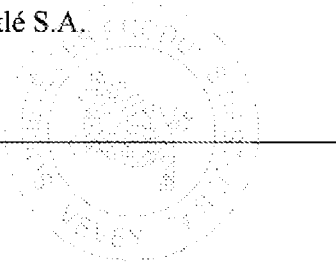
Société des Produits Nestlé S.A.

Philippe Claude

Name:

Title:

**Philippe Claude
Authorized Signatory**



Schedule

Trademark	Reg/App N°	Status
ARGINAID	2520785	REG
ARGINAID EXTRA (AND DEVICE)	2792864	REG
BENECALORIE	2757585	REG
BENEPROTEIN	2799221	REG
BOOST	1882769	REG
BOOST	2720025	REG
BOOST & Design	1333938	REG
BOOST BREEZE	2596022	REG
BOOST CONTROL	78572427	APP
BOOST GC	78572434	APP
BOOST GLUCOSE CONTROL	78572445	APP
BOOST PLUS	2264789	REG
CALCIWISE	2583800	REG
CASEC	1427166	REG
COMPAT	1350518	REG
COMPAT DUALFLO	3100265	REG
COMPAT GO	78618241	APP
COMPAT SELECTFLO	78533764	APP
COMPAT SOURCE	78618229	APP
COMPAT STAY-PUT	78533774	APP
COMPAT Y SET	2902204	REG
COMPAT Y SET (AND DEVICE)	2926824	REG
COMPAT Y SET Device	2783248	REG
CRITICARE HN	1225709	REG
DAIRY THICK	2152718	REG
DELIVER 2.0	1820418	REG
DIABETISHIELD	2745226	REG
DIABETISHIELD (AND DEVICE)	2711544	REG
DIABETISOURCE	1978705	REG
DIETSOURCE	2700595	REG
DIETSOURCE	2711538	REG
DIETSOURCE	2711539	REG
DIETSOURCE	2702739	REG
DIETSOURCE (STYLIZED)	2702744	REG
DIETSOURCE (STYLIZED)	2702741	REG
DIETSOURCE (STYLIZED)	2702742	REG
DIETSOURCE (STYLIZED)	2702736	REG
DIETSOURCE (STYLIZED)	2702743	REG
DIETSOURCE (STYLIZED)	2702745	REG
DIETSOURCE (STYLIZED)	2702746	REG
ENERGY TO EMBRACE LIFE	78798337	APP
ESSENTIALS FOR BETTER LIVING	2576659	REG
EXTRA MALT AND DESIGN	1503183	REG
EZ SPIKE	2817550	REG
EZ SPIKE	2762842	REG

EZ SPIKE (WORD/DEVICE)	2817551	REG
EZ SPIKE (WORD/DEVICE)	2817550	REG
FIBERSOURCE	3122878	REG
FLEXTEND	2583799	REG
FROSTY THICK	2678266	REG
FROSTYTHICK	2659723	REG
GLUTASOLVE	2663433	REG
HEALTH SHAKE	3212323	REG
HEALTHY RECIPES	1489764	REG
HUGS (AND DEVICE)	77060478	APP
IMPACT	1525213	REG
IMPACT ADVANCED RECOVERY	78530342	APP
IMPACT RECOVER	2931555	REG
IMPACT RECOVER	2768106	REG
INTENSICAL	2554139	REG
ISOCAL	1019808	REG
ISOSOURCE	1386520	REG
LIPISORB	1737471	REG
LIPISORB WORD & DESIGN	1734337	REG
MCT OIL	77088296	APP
MEMORABLE	2568470	REG
MODUCAL	1247524	REG
NOTHING RIVALS RESOURCE	3112055	REG
NOVASOURCE	2299986	REG
NUTRAMENT	713626	REG
NUTRAMENT THE ENERGY & FITNESS DRINK	2019925	REG
NUTRISHIELD	2747643	REG
NUTRISHIELD AND DEVICE	78694305	APP
NUTRISOURCE	1228109	REG
NUTRITION TO YOUR DOOR	2765671	REG
NUTRITION TO YOUR DOOR (AND DEVICE)	2730763	REG
OPTIFAST	1105877	REG
OPTIFAST	1398039	REG
OPTIFAST 800	2924983	REG
OPTIFAST HP	78572450	APP
OPTISOURCE	78729062	APP
OPTITRIM	2091269	REG
PEPPY THE PEPTISAURUS (DEVICE)	2950114	REG
PEPTINEX (AND DEVICE)	2925689	REG
PEPTINEX DT (AND DEVICE)	2732101	REG
PRECISION BASE	1081236	REG
PUREE SOLUTIONS	2733360	REG
RESOURCE	2197207	REG
RESOURCE	1338754	REG
RESOURCE ARGINAID EXTRA	2762840	REG
RESOURCE HEALTH SHAKE	3212324	REG
RESOURCE JUST FOR KIDS	3192134	REG

RESOURCE PLUS	1350281	REG
RESOURCE SUPPORT	2891960	REG
RESPALOR	1831872	REG
STAYCALM	2580308	REG
STRETCH-LOK	3145586	REG
SUBDUE	2251974	REG
SUBDUE PLUS	2497119	REG
SUPERCAL	2371757	REG
SUSTACAL	932673	REG
SWEET N' FREE	2908292	REG
THICKENUP	1705241	REG
TOLEREX	1569140	REG
TOTAL NUTRITION SOLUTIONS @ HOME	2980022	REG
TRAUMACAL	1302369	REG
ULTRACAL	1650462	REG
ULTRACAL	1978331	REG
VEINTAIN	2583801	REG
VIVONEX	2821360	REG
VIVONEX	1817330	REG