

## TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1  
Stylesheet Version v1.2

ETAS ID: TM444699

<b>SUBMISSION TYPE:</b>	NEW ASSIGNMENT
<b>NATURE OF CONVEYANCE:</b>	Release (Reel 5792 / Frame 0807)

**CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Bank of America, N.A. as Administrative Agent		09/26/2017	Bank: UNITED STATES

**RECEIVING PARTY DATA**

<b>Name:</b>	NBTY, Inc.
<b>Street Address:</b>	2100 Smithtown Avenue
<b>City:</b>	Ronkonkoma
<b>State/Country:</b>	NEW YORK
<b>Postal Code:</b>	11779
<b>Entity Type:</b>	Corporation: DELAWARE
<b>Name:</b>	American Health, Inc.
<b>Street Address:</b>	2100 Smithtown Avenue
<b>City:</b>	Ronkonkoma
<b>State/Country:</b>	NEW YORK
<b>Postal Code:</b>	11779
<b>Entity Type:</b>	Corporation: NEVADA
<b>Name:</b>	Balance Bar Company
<b>Street Address:</b>	2100 Smithtown Avenue
<b>City:</b>	Ronkonkoma
<b>State/Country:</b>	NEW YORK
<b>Postal Code:</b>	11779
<b>Entity Type:</b>	Corporation: DELAWARE
<b>Name:</b>	MET-Rx Substrate Technology, Inc.
<b>Street Address:</b>	2100 Smithtown Avenue
<b>City:</b>	Ronkonkoma
<b>State/Country:</b>	NEW YORK
<b>Postal Code:</b>	11779
<b>Entity Type:</b>	Corporation: CALIFORNIA
<b>Name:</b>	NatureSmart, LLC
<b>Street Address:</b>	2100 Smithtown Avenue
<b>City:</b>	Ronkonkoma

OP \$1565.00 2492269

<b>State/Country:</b>	NEW YORK
<b>Postal Code:</b>	11779
<b>Entity Type:</b>	Limited Liability Company: COLORADO
<b>Name:</b>	Puritan's Pride, Inc.
<b>Street Address:</b>	2100 Smithtown Avenue
<b>City:</b>	Ronkonkoma
<b>State/Country:</b>	NEW YORK
<b>Postal Code:</b>	11779
<b>Entity Type:</b>	Corporation: NEW YORK
<b>Name:</b>	Rexall Sundown, Inc.
<b>Street Address:</b>	2100 Smithtown Avenue
<b>City:</b>	Ronkonkoma
<b>State/Country:</b>	NEW YORK
<b>Postal Code:</b>	11779
<b>Entity Type:</b>	Corporation: FLORIDA
<b>Name:</b>	Solgar, Inc.
<b>Street Address:</b>	2100 Smithtown Avenue
<b>City:</b>	Ronkonkoma
<b>State/Country:</b>	NEW YORK
<b>Postal Code:</b>	11779
<b>Entity Type:</b>	Corporation: DELAWARE
<b>Name:</b>	The Ester C Company
<b>Street Address:</b>	2100 Smithtown Avenue
<b>City:</b>	Ronkonkoma
<b>State/Country:</b>	NEW YORK
<b>Postal Code:</b>	11779
<b>Entity Type:</b>	Corporation: ARIZONA
<b>Name:</b>	United States Nutrition, Inc.
<b>Street Address:</b>	2100 Smithtown Avenue
<b>City:</b>	Ronkonkoma
<b>State/Country:</b>	NEW YORK
<b>Postal Code:</b>	11779
<b>Entity Type:</b>	Corporation: DELAWARE
<b>Name:</b>	Worldwide Sport Nutritional Supplements, Inc.
<b>Street Address:</b>	2100 Smithtown Avenue
<b>City:</b>	Ronkonkoma
<b>State/Country:</b>	NEW YORK
<b>Postal Code:</b>	11779
<b>Entity Type:</b>	Corporation: NEW YORK

**TRADEMARK**

**REEL: 006162 FRAME: 0666**

**PROPERTY NUMBERS Total: 62**

<b>Property Type</b>	<b>Number</b>	<b>Word Mark</b>
<b>Registration Number:</b>	2492269	HOME HEALTH
<b>Registration Number:</b>	2492328	HOME HEALTH
<b>Registration Number:</b>	2745850	BALANCE
<b>Registration Number:</b>	3937988	BALANCE
<b>Registration Number:</b>	2659753	BALANCE BAR
<b>Registration Number:</b>	3036771	BALANCE BAR
<b>Registration Number:</b>	4062171	BALANCE BAR
<b>Registration Number:</b>	2999244	BALANCE BAR GOLD
<b>Registration Number:</b>	3436917	BALANCE BARE
<b>Registration Number:</b>	3760265	BALANCE PURE
<b>Registration Number:</b>	1911063	BODY FORTRESS
<b>Registration Number:</b>	2058523	MET-RX
<b>Registration Number:</b>	2169788	MET-RX
<b>Serial Number:</b>	86903508	MET-RX
<b>Registration Number:</b>	3657522	YOUR BODY YOUR FORTRESS
<b>Registration Number:</b>	1898523	PHYSIOLOGICS
<b>Registration Number:</b>	0963384	NATURE'S BOUNTY
<b>Registration Number:</b>	2607076	NBTY INC.
<b>Registration Number:</b>	2607063	NBTY INC
<b>Registration Number:</b>	1200112	PURITAN'S PRIDE
<b>Registration Number:</b>	2205607	OSTEO BI-FLEX
<b>Registration Number:</b>	2714127	OSTEO-BI-FLEX AMBASSADORS CLUB
<b>Registration Number:</b>	2527211	OSTEO BI-FLEX AMBASSADORS CLUB
<b>Registration Number:</b>	3267813	REXALL
<b>Registration Number:</b>	2459308	REXALL SUNDOWN
<b>Registration Number:</b>	4266580	SINCE 1903 REXALL
<b>Registration Number:</b>	1525207	SUNDOWN
<b>Registration Number:</b>	2473394	SUNDOWN
<b>Registration Number:</b>	2578401	SUNDOWN
<b>Registration Number:</b>	5079608	SUNDOWN
<b>Registration Number:</b>	5079609	SUNDOWN
<b>Registration Number:</b>	3625475	SUNDOWN NATURALS
<b>Registration Number:</b>	1105419	SOLGAR
<b>Registration Number:</b>	2684329	SOLGAR
<b>Registration Number:</b>	1141226	SOLGAR
<b>Registration Number:</b>	3944037	SOLGAR
<b>Registration Number:</b>	1112582	

Property Type	Number	Word Mark
Registration Number:	1354735	ESTER-C
Registration Number:	1598104	ESTER-C
Registration Number:	1742066	ESTER-C
Registration Number:	2977776	ESTER-C
Registration Number:	3054390	
Registration Number:	3327988	THE BETTER VITAMIN C
Registration Number:	3837971	AMERICAN HEALTH
Registration Number:	3239181	AMERICAN HEALTH
Registration Number:	2317074	CAPSULEWORKS
Registration Number:	2311030	CAPSULEWORKS
Registration Number:	2606242	EARTHLY ELEMENTS
Registration Number:	2055378	FLEX-A-MIN
Registration Number:	1232324	GOOD 'N NATURAL
Registration Number:	1813366	GOOD 'N NATURAL
Registration Number:	4081170	GOOD 'N NATURAL
Registration Number:	0093868	KNOX
Registration Number:	3878945	KNOX
Registration Number:	2157624	KNOX NUTRAJOINT
Registration Number:	2019298	NATURAL WEALTH
Registration Number:	3060537	NATURE'S ORIGIN
Registration Number:	3237760	OPTIMAL SOLUTIONS
Registration Number:	1831000	PERFECTLY PURE
Registration Number:	2871892	PURE PROTEIN
Registration Number:	4725680	PURE PROTEIN
Registration Number:	2424531	WORLDWIDE SPORT NUTRITION

**CORRESPONDENCE DATA**

**Fax Number:** 8009144240

*Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.*

**Phone:** 800-713-0755

**Email:** Michael.Violet@wolterskluwer.com

**Correspondent Name:** CT Corporation

**Address Line 1:** 4400 Easton Commons Way

**Address Line 2:** Suite 125

**Address Line 4:** Columbus, OHIO 43219

**NAME OF SUBMITTER:** Doris Ka

**SIGNATURE:** /Doris Ka/

**DATE SIGNED:** 09/27/2017

**Total Attachments: 9**

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### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

To the Director of the U. S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

**1. Name of conveying party(ies):**

Bank of America, N.A.

- Individual(s)
- Partnership
- Corporation- State: \_\_\_\_\_
- Other Bank
- Association
- Limited Partnership

Citizenship (see guidelines) USA

Additional names of conveying parties attached?  Yes  No

**3. Nature of conveyance/Execution Date(s) :**

Execution Date(s) September 26, 2017

- Assignment
- Security Agreement
- Other Release (Reel 5792 / Frame 0807)
- Merger
- Change of Name

**2. Name and address of receiving party(ies)**

Additional names, addresses, or citizenship attached?  Yes  No

Name: NBTY, Inc.

Street Address: 2100 Smithtown Avenue

City: Ronkonkoma

State: NY

Country: USA Zip: 11779

- Individual(s) Citizenship \_\_\_\_\_
- Association Citizenship \_\_\_\_\_
- Partnership Citizenship \_\_\_\_\_
- Limited Partnership Citizenship \_\_\_\_\_
- Corporation Citizenship Delaware - USA
- Other \_\_\_\_\_ Citizenship \_\_\_\_\_

If assignee is not domiciled in the United States, a domestic representative designation is attached:  Yes  No  
(Designations must be a separate document from assignment)

**4. Application number(s) or registration number(s) and identification or description of the Trademark.**

A. Trademark Application No.(s) Text

See attached Schedule A

B. Trademark Registration No.(s)

See attached Schedule A

Additional sheet(s) attached?  Yes  No

C. Identification or Description of Trademark(s) (and Filing Date if Application or Registration Number is unknown):

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

Name: Doris Ka, Legal Assistant

Internal Address: Cahill Gordon & Reindel LLP

Street Address: 80 Pine Street

City: New York

State: NY Zip: 10005

Phone Number: (212) 701-3569

Docket Number: 08061.1121 (Term)

Email Address: dka@cahill.com

**6. Total number of applications and registrations involved:**

62

**7. Total fee (37 CFR 2.6(b)(6) & 3.41) \$**

- Authorized to be charged to deposit account
- Enclosed

**8. Payment Information:**

Deposit Account Number \_\_\_\_\_

Authorized User Name \_\_\_\_\_

**9. Signature:**



Signature

September 25, 2017

Date

Doris Ka

Name of Person Signing

Total number of pages including cover sheet, attachments, and document:

9

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:  
Mail Stop Assignment Recordation Branch, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450

**ITEM 1 (cont'd)**  
**to Trademarks Recordation Form Cover Sheet**

**Conveying Party**

	Entity	Address	Type of Entity	Jurisdiction
1.	Bank of America, N.A. as Administrative Agent	One Bryant Park New York, NY 10036	Bank	USA

**ITEM 2**

**Receiving Parties**

	Entity	Address	Type of Entity	Jurisdiction
1.	American Health, Inc.	2100 Smithtown Avenue Ronkonkoma, NY 11779	Corporation	Nevada
2.	Balance Bar Company	2100 Smithtown Avenue Ronkonkoma, NY 11779	Corporation	Delaware
3.	MET-Rx Substrate Technology, Inc.	2100 Smithtown Avenue Ronkonkoma, NY 11779	Corporation	California
4.	NatureSmart, LLC	2100 Smithtown Avenue Ronkonkoma, NY 11779	LLC	Colorado
5.	Puritan's Pride, Inc.	2100 Smithtown Avenue Ronkonkoma, NY 11779	Corporation	New York
6.	Rexall Sundown, Inc.	2100 Smithtown Avenue Ronkonkoma, NY 11779	Corporation	Florida
7.	Solgar, Inc.	2100 Smithtown Avenue Ronkonkoma, NY 11779	Corporation	Delaware
8.	The Ester C Company	2100 Smithtown Avenue Ronkonkoma, NY 11779	Corporation	Arizona
9.	United States Nutrition, Inc.	2100 Smithtown Avenue Ronkonkoma, NY 11779	Corporation	Delaware
10.	Worldwide Sport Nutritional Supplements, Inc.	2100 Smithtown Avenue Ronkonkoma, NY 11779	Corporation	New York

## RELEASE OF SECURITY INTEREST IN TRADEMARKS

This RELEASE OF SECURITY INTEREST IN TRADEMARKS (this "Release"), dated as of September 26, 2017 (the "Effective Date"), is made by BANK OF AMERICA, N.A., in its capacity as the administrative agent (the "Agent"), in favor of the grantors identified on the signature page hereto (the "Grantors").

WHEREAS, pursuant to that certain Security Agreement, dated as of May 5, 2016, by and among the Agent, the Grantors and certain other parties thereto (as amended, amended and restated, or otherwise modified from time to time, the "Security Agreement"), the Grantors granted to the Agent, in its capacity as Administrative Agent, a security interest in and to certain collateral, including those listed on Schedule A attached hereto (the "Trademark Collateral");

WHEREAS, pursuant to the Intellectual Property Security Agreement, the Grantors executed and delivered a Intellectual Property Security Agreement, dated as of May 5, 2016 (the "Intellectual Property Security Agreement"), for recordal with the United States Patent and Trademark Office;

WHEREAS, the Intellectual Property Security Agreement was recorded with the United States Patent and Trademark Office on May 12, 2016 at Reel/Frame 5792/0807;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Agent hereby agrees as follows:

1. Defined Terms. All capitalized terms used, but not otherwise defined herein, shall have the respective meanings ascribed in or otherwise referenced in the Security Agreement or the Intellectual Property Security Agreement, as applicable.

2. Release. The Agent, without representation or warranty of any kind, hereby releases, discharges, terminates and cancels all of its security interest in and to the Trademark Collateral, arising under the Security Agreement and the Intellectual Property Security Agreement. If and to the extent that the Agent has acquired any right, title or interest in and to the Trademark Collateral under the Intellectual Property Security Agreement, the Agent, without representation or warranty of any kind, hereby re-transfers, re-conveys and re-assigns such right, title or interest to the Grantors.

3. Termination. The Agent, without representation or warranty of any kind, terminates and cancels the Intellectual Property Security Agreement.

4. Further Assurances. The Agent agrees to take all further actions, and provide to the Grantors and its successors, assigns or other legal representatives, all such cooperation and assistance (including, without limitation, the execution and delivery of any and all documents or other instruments), reasonably requested by the Grantors, at the Grantors' sole cost and expense, to more fully and effectively effectuate the purposes of this Release.

5. Recordation. The Agent authorizes and requests that the Commissioner for Trademarks and any other applicable domestic government officer record this Release.

6. Execution in Counterparts. This Release may be executed in any number of counterparts, each of which when so executed shall be deemed to be an original and all of which taken together shall constitute one and the same agreement.



7. Governing Law. This Release and all matters arising out of or relating in any way whatsoever to this Release (whether in contract, tort or otherwise) shall be governed by, construed and interpreted in accordance with, the law of the State of New York.

[Signature Page Follows]

IN WITNESS WHEREOF, the Agent has caused this Release to be executed by its duly authorized representative as of the Effective Date:

**BANK OF AMERICA, N.A., acting in its  
capacity as administrative agent for the  
Lenders**

By:  \_\_\_\_\_

Name: **David H. Strickert**  
Title: **Managing Director**

**GRANTORS:**

**AMERICAN HEALTH, INC.  
Balance Bar Company  
MET-RX Substrate Technology, Inc.  
NATURESMART, LLC  
NBTY, INC.  
PURITAN'S PRIDE, INC.  
REXALL SUNDOWN, INC.  
Solgar, Inc.  
The Ester C Company  
United States Nutrition, Inc.  
Worldwide Sport Nutritional Supplements,  
Inc.**

**SCHEDULE A**

	<b>Owner</b>	<b>Trademark</b>	<b>Serial No.</b>	<b>Filing Date</b>	<b>Reg. No.</b>	<b>Reg. Date</b>
1.	American Health, Inc.	HOME HEALTH & Design	76054081	05/25/2000	2492269	09/25/2001
2.	American Health, Inc.	HOME HEALTH & Design	76080022	06/29/2000	2492328	09/25/2001
3.	Balance Bar Company	BALANCE	76194400	01/16/2001	2745850	08/05/2003
4.	Balance Bar Company	BALANCE	85099089	08/03/2010	3937988	03/29/2011
5.	Balance Bar Company	BALANCE BAR	75321186	07/08/1997	2659753	12/10/2002
6.	Balance Bar Company	BALANCE BAR	78416165	05/10/2004	3036771	12/27/2005
7.	Balance Bar Company	BALANCE BAR	85099106	08/03/2010	4062171	11/29/2011
8.	Balance Bar Company	BALANCE BAR GOLD	78409022	04/27/2004	2999244	09/20/2005
9.	Balance Bar Company	BALANCE BARE	77053653	11/30/2006	3436917	05/27/2008
10.	Balance Bar Company	BALANCE PURE	77734900	05/12/2009	3760265	03/16/2010
11.	MET-Rx Substrate Technology, Inc.	BODY FORTRESS	74569290	09/02/1994	1911063	08/15/1995
12.	MET-Rx Substrate Technology, Inc.	MET RX	74431171	09/02/1993	2058523	05/06/1997
13.	MET-Rx Substrate Technology, Inc.	MET RX	74512409	04/14/1994	2169788	06/30/1998
14.	MET-Rx Substrate Technology, Inc.	MET-RX & Design (2016 logo)	86903508	02/10/2016		
15.	MET-Rx Substrate Technology, Inc.	YOUR BODY YOUR FORTRESS	77648154	01/13/2009	3657522	07/21/2009
16.	NatureSmart, LLC	PHYSIOLOGICS	74506482	03/29/1994	1898523	06/13/1995
17.	NBTY, Inc.	NATURE'S BOUNTY	72398245	07/26/1971	0963384	07/10/1973
18.	NBTY, Inc.	NBTY INC.	76209393	02/14/2001	2607076	08/13/2002

	<b>Owner</b>	<b>Trademark</b>	<b>Serial No.</b>	<b>Filing Date</b>	<b>Reg. No.</b>	<b>Reg. Date</b>
19.	NBTY, Inc.	NBTY INC. & Design	76207476	02/09/2001	2607063	08/13/2002
20.	Puritan's Pride, Inc.	PURITAN'S PRIDE	73278248	09/18/1980	1200112	07/06/1982
21.	Rexall Sundown, Inc.	OSTEO BI-FLEX	75369669	10/07/1997	2205607	11/24/1998
22.	Rexall Sundown, Inc.	OSTEO BI-FLEX AMBASSADORS CLUB	76144868	10/10/2000	2714127	05/06/2003
23.	Rexall Sundown, Inc.	OSTEO BI-FLEX AMBASSADORS CLUB & Design	76169373	11/22/2000	2527211	01/08/2002
24.	Rexall Sundown, Inc.	REXALL & Design	78798119	01/24/2006	3267813	07/24/2007
25.	Rexall Sundown, Inc.	REXALL SUNDOWN & Design	75855921	11/22/1999	2459308	06/12/2001
26.	Rexall Sundown, Inc.	SINCE REXALL 1903	85395677	08/11/2011	4266580	01/01/2013
27.	Rexall Sundown, Inc.	SUNDOWN	73734364	06/13/1988	1525207	02/21/1989
28.	Rexall Sundown, Inc.	SUNDOWN & Design	76044462	05/10/2000	2473394	07/31/2001
29.	Rexall Sundown, Inc.	SUNDOWN & Design	76295622	08/08/2001	2578401	06/11/2002
30.	Rexall Sundown, Inc.	SUNDOWN & Design (sunflower) - B&W	86847868	12/14/2015	5079608	11/08/2016
31.	Rexall Sundown, Inc.	SUNDOWN & Design (sunflower) - color	86847895	12/14/2015	5079609	11/08/2016
32.	Rexall Sundown, Inc.	Sundown Naturals & Design	77419620	03/12/2008	3625475	05/26/2009
33.	Solgar, Inc.	SOLGAR	73115001	02/07/1977	1105419	11/07/1978
34.	Solgar, Inc.	SOLGAR	76125669	09/11/2000	2684329	02/04/2003
35.	Solgar, Inc.	SOLGAR & Design	73157528	02/03/1978	1141226	11/11/1980
36.	Solgar, Inc.	Solgar & Design (Eco Logo)	85105413	08/11/2010	3944037	04/12/2011
37.	Solgar, Inc.	Solgar Gold Label Design	73115000	02/07/1977	1112582	02/06/1979
38.	The Ester C Company	ESTER-C	73461674	01/20/1984	1354735	08/13/1985

	<b>Owner</b>	<b>Trademark</b>	<b>Serial No.</b>	<b>Filing Date</b>	<b>Reg. No.</b>	<b>Reg. Date</b>
39.	The Ester C Company	ESTER-C	73776086	01/23/1989	1598104	05/29/1990
40.	The Ester C Company	ESTER-C	74098757	09/20/1990	1742066	12/22/1992
41.	The Ester C Company	Ester-C & Design	76554401	10/27/2003	2977776	06/26/2005
42.	The Ester C Company	Ester-C & Design (arch)	78551913	01/21/2005	3054390	01/31/2006
43.	The Ester C Company	THE BETTER VITAMIN C	78974398	09/14/2006	3327988	10/30/2007
44.	United States Nutrition, Inc.	AMERICAN HEALTH & Design	77963380	03/19/2010	3837971	08/24/2010
45.	United States Nutrition, Inc.	AMERICAN HEALTH & Design	78785918	01/05/2006	3239181	05/08/2007
46.	United States Nutrition, Inc.	CAPSULEWORKS	75374779	10/17/1997	2317074	02/08/2000
47.	United States Nutrition, Inc.	CAPSULEWORKS & Design	75545922	08/29/1998	2311030	01/25/2000
48.	United States Nutrition, Inc.	EARTHLY ELEMENTS	74617347	01/03/1995	2606242	08/13/2002
49.	United States Nutrition, Inc.	FLEX-A-MIN	75119229	06/14/1996	2055378	04/22/1997
50.	United States Nutrition, Inc.	GOOD 'N NATURAL	73341395	12/14/1981	1232324	03/22/1983
51.	United States Nutrition, Inc.	GOOD 'N NATURAL	74378781	04/12/1993	1813366	12/28/1993
52.	United States Nutrition, Inc.	GOOD 'N NATURAL	85170217	11/05/2010	4081170	07/19/2001
53.	United States Nutrition, Inc.	KNOX	71069232	03/21/1973	0093868	10/21/1973
54.	United States Nutrition, Inc.	KNOX	77917010	01/21/2010	3878945	11/23/2010
55.	United States Nutrition, Inc.	KNOX NUTRAJOINT	75174546	09/27/1996	2157624	05/12/1998
56.	United States Nutrition, Inc.	NATURAL WEALTH	75040264	01/04/1996	2019298	11/26/1996
57.	United States Nutrition, Inc.	NATURE'S ORIGIN	75407763	12/18/1997	3060537	02/21/2006
58.	United States Nutrition, Inc.	OPTIMAL SOLUTIONS	76552734	10/20/2003	3237760	05/01/2007
59.	United States Nutrition, Inc.	PERFECTLY PURE	74406362	05/08/1993	1831000	04/19/1994

	<b>Owner</b>	<b>Trademark</b>	<b>Serial No.</b>	<b>Filing Date</b>	<b>Reg. No.</b>	<b>Reg. Date</b>
60.	Worldwide Sport Nutritional Supplements, Inc.	PURE PROTEIN	75385048	11/05/1997	2871892	08/10/2004
61.	Worldwide Sport Nutritional Supplements, Inc.	PURE PROTEIN	86443150	11/03/2014	4725680	04/21/2015
62.	Worldwide Sport Nutritional Supplements, Inc.	WORLDWIDE SPORT NUTRITION	75653333	03/04/1999	2424531	01/30/2001