



HUMAN KINETICS

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November 17, 2009

To Our Valued Customer:

The purpose of this letter is to serve notice of the following per our contract with The Cooper Institute dated January 1, 2009. Provision 2: Grant of Rights to the Publisher:

The Developer (The Cooper Institute) hereby grants to the Publisher (Human Kinetics, Inc) the exclusive worldwide right to: Manufacture, package, and distribute the Fitnessgram/Activitygram products identified in Appendix A. The Publisher is recognized as the sole source distributor of all Fitnessgram/Activitygram products.

Note that the Developer does retain some rights to work with third party vendors and for International sales, but those rights do not preclude the above clause in the contract. If you have further questions pertaining to Human Kinetics' sole source rights to the Fitnessgram family of products, please feel free to contact me.

Fitnessgram/Activitygram and the Healthy Fitness Zone name and standards are trademarked and owned by The Cooper Institute and published and distributed by Human Kinetics. The Fitnessgram software and the Healthy Fitness Zone standards and cut-points are considered intellectual property.

Sincerely,

John Klein
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THANK YOU FOR YOUR BUSINESS!