



RECOR TRA

02-24-1999



Docket No.:

3711

02-12-1999

100971903

Tab settings

U.S. Patent & TMOtc/TM Mail Rcpt Dt. #54

To the H

its and Trauernarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
**The Sherwin-Williams Company**  
**101 Prospect Avenue, NW**  
**Cleveland, Ohio 44115-1075**

Individual(s)                       Association  
 General Partnership               Limited Partnership  
 Corporation-State **Ohio**  
 Other \_\_\_\_\_

Additional names(s) of conveying party(ies)       Yes  No

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

Name: SWIMC, Inc.

Internal Address: Suite 522

Street Address: 300 Delaware Avenue

City: Wilmington State: DE ZIP: 19801

Individual(s) citizenship \_\_\_\_\_  
 Association \_\_\_\_\_  
 General Partnership \_\_\_\_\_  
 Limited Partnership \_\_\_\_\_  
 Corporation-State Delaware  
 Other \_\_\_\_\_

If assignee is not domiciled in the United States, a domestic designation is  Yes  N  
(Designations must be a separate document from  
Additional name(s) & address(es)  Yes  N

3. Nature of conveyance: **2-12-99**

Assignment                       Merger  
 Security Agreement               Change of Name  
 Other \_\_\_\_\_

Execution Date: February 1, 1999

4. Application number(s) or registration numbers(s):

A. Trademark Application No. (s)

75/578883	75/534080	75/195971
75/194997	75/575565	75/549793
75/534079	75/527318	75/563049

Additional numbers  Yes  No

B. Trademark Registration No. (s)

2,091,731	2,132,114
2,146,590	
2,176,690	

Additional numbers  Yes  No

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

Name: Robert E. McDonald

Internal Address: The Sherwin-Williams Company

02/22/1999 JSHABAZZ 00000171 195137 75578883

01 FC:481 40.00 CH  
02 FC:482 300.00 CH

6. Total number of applications and registrations involved:..... **13**

7. Total fee (37 CFR 3.41):.....\$ **\$340.00**

Enclosed  
 Authorized to be charged to deposit account

Street Address: 101 Prospect Avenue, NW

1100 Midland Bldg. - Legal Dept.

City: Cleveland State: OH ZIP: 44115

8. Deposit account number:

19-5137 **340E**

DO NOT USE THIS SPACE

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.*

Donald J. Puglisi                      *Donald J. Puglisi*                      1/27/99  
Name of Person Signing                      Signature                      Date

Total number of pages including cover sheet, attachments, and

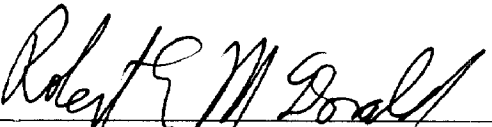
**ASSIGNMENT AGREEMENT**

KNOW ALL MEN BY THESE PRESENTS, that The Sherwin-Williams Company, an Ohio corporation with its principal place of business at 101 Prospect Avenue NW, Cleveland, Ohio 44115-1075, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, does hereby assign, transfer and convey unto SWIMC, Inc., a Delaware corporation with its only place of business at 300 Delaware Avenue, New Castle County, Wilmington, Delaware 19801, all of its ownership right, title and interest in and to the tradenames, trademarks and service marks and all goodwill associated therewith, together with all registrations thereof and pending applications therefor (collectively, the "Trademarks"), described in the attached Schedule A.

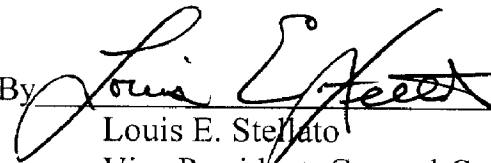
IN WITNESS WHEREOF, The Sherwin-Williams Company, through its authorized officers, has executed this instrument, effective as of this 1st day of February, 1999, and affixed its corporate seal hereunto.

[SEAL]

Attest:

By   
Robert E. McDonald  
Associate General Counsel

THE SHERWIN-WILLIAMS COMPANY

By   
Louis E. Stellato  
Vice President, General Counsel  
and Secretary

STATE OF OHIO )  
 ) SS.  
COUNTY OF CUYAHOGA )

On the 21<sup>st</sup> day of January, 1999, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LOUIS E. STELLATO, who acknowledged himself to be the VICE PRESIDENT, GENERAL COUNSEL AND SECRETARY of The Sherwin-Williams Company, an Ohio corporation, and that he, as such officer being authorized to do so, executed the foregoing ASSIGNMENT AGREEMENT for the purposes therein contained by signing the name of the corporation by himself as such officer.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.



NOTARY PUBLIC

DEBORAH G. PALKOV

Notary Public, State of Ohio, Cuy. Co.  
My Commission Expires Aug. 21, 1999

Schedule A

**U.S. PENDING TRADEMARKS**

<b><u>Trademark</u></b>	<b><u>Ser. No.</u></b>	<b><u>Filing Date</u></b>
BUILDER'S SELECT	75/578883	28-OCT-1998
IRONOX	75/194997	08-NOV-1996
LOWTEMP 35	75/534079	10-AUG-1998
LOWTEMP 35	75/534080	10-AUG-1998
MULTITONES	75/575565	21-OCT-1998
PAINTER'S PREMIUM	75/527318	29-JUL-1998
SHERTHANE	75/195971	08-NOV-1996
"STAINS DON'T STAND A CHANCE"	75/549793	09-SEP-1998
TARGUARD	75/563049	02-OCT-1998

**U.S. TRADEMARK REGISTRATIONS**

<b><u>Trademark</u></b>	<b><u>Reg. No.</u></b>	<b><u>Reg. Date</u></b>
AQUA MATTE	2,091,731	26-AUG-1997
DECORATIVE TOUCHES	2,146,590	24-MAR-1998
MASTER HIDE	2,176,690	28-JUL-1998
OPEX	2,132,114	27-JAN-1998