FORM PTO-1618A Expires 06/30/89 OMB 0851-0027	U.S. Department of Commerce Patent and Trademark Office TRADEMARK			
RECORDATIO	ON FORM COVER SHEET			
	MARKS ONLY			
TO: The Commissioner of Patents and Trademarks: Submission Type	Please record the attached original document(s) or copy(ies).  Conveyance Type			
X New	X Assignment License			
Resubmission (Non-Recordation) Document ID #	Security Agreement Nunc Pro Tunc Assignment  Effective Date			
Correction of PTO Error	Merger Month Day Year			
Reel # Frame # Corrective Document	Change of Name			
Reel # Frame #	Other			
Conveying Party	Mark if additional names of conveying parties Execution Date			
Name The Sherwin-	Williams Company Month Day Year 08/01/2000			
Formerly				
Individual General Partnership	Limited Partnership X Corporation Association			
Other				
Citizenship/State of Incorporation/Organizat	ion Ohio			
Receiving Party	Mark if additional names of receiving parties attached			
Name	SWIMC, Inc.			
DBA/AKA/TA				
Composed of	30.00			
Address (line 1) 300 Delaware Avenue				
Address (line 2)				
Address (line 3) Wilmington	Delaware 19801			
Individual General Partnership	State/Country Zip Code Limited Partnership If document to be recorded is an			
assignment and the receiving party is not domiciled in the United States, an appointment of a domestic				
representative should be attached.  Other (Designation must be a separate				
Citizenship/State of Incorporation/Organization    Citizenship/State of Incorporation/Organization   Delaware				
FOR OFFICE USE ONLY				

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0881-0027), Washington, D.C. 20503.

See OMB Information Collection Budget Package 0851-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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Mail documents to be recorded with required cover sheet(s) information to: Commissioner of Patents and Trademarks, Box Assignments, Washingt中央的

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FORM PTO-1 Expires 06/30/99 OMB 0861-0027	1618B Page 2 U.S. Department of Commerce Patent and Trademark Office TRADEMARK			
Domestic R	epresentative Name a	nd Address Enter for the firs	t Receiving Party only.	
Name				
Address (line 1)				
Address (line 2)				
Address (line 3)				
Address (line 4)				
Correspond	lent Name and Addres	S Area Code and Telephone Number	(216) 566-2432	
Name		Robert E. McDonald, Esq.		
Address (line 1)		c/o The Sherwin-Williams Com	pany	
Address (line 2)	Address (line 2) 101 Prospect Avenue, NW			
Address (line 3)	3) 1100 Midland Bldg Legal Dept.			
Address (line 4)		Cleveland, OH 44115-1079	5	
Pages Enter the total number of pages of the attached conveyance document # 3				
Trademark A	Application Number(s)	or Registration Number(s)	Mark if additional numbers attached	
		or the Registration Number (DO NOT ENTE		
<b>Trac</b> 78/012481	iemark Application Numbe	r(s) Re 75/931005	gistration Number(s)	
75/929750	78/008559	78/010407		
Number of	Properties Enter the to	tal number of properties involved.	# 6	
Fee Amount Fee Amount for Properties Listed (37 CFR 3.41): \$ 165				
Method of Payment: Enclosed Deposit Account X				
(Enter for payment by deposit account or if additional fees can be charged to the account.)  Deposit Account Number: # 19-5137				
Authorization to charge additional fees: Yes X No				
Statement a	nd 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. Charges to deposit account are authorized, as indicated herein.				
1	Donald J. Puglisi	Quel thuilia	7/14/00	
Name	of Person Signing	Signature	Date Signed	

TRADEMARK

**REEL: 002092 FRAME: 0074** 

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BOX ASSIGNMENT Commissioner for Trademarks 2900 Crystal Drive Arlington, VA 22202-3513

# REQUEST FOR RECORDATION OF ASSIGNMENT AND APPOINTMENT OF ATTORNEYS OF RECORD

Dear Sir:

Enclosed please find a copy of an assignment document designated "ASSIGNMENT AGREEMENT", dated August 1, 2000, in which the following pending U.S. trademark applications were assigned from The Sherwin-Williams Company to SWIMC, Inc.:

MARK	SER. NO.	
COLORTHANE	78/012481	
DUTCH BOY	75/929229	
DUTCH BOY (script)	75/931005	
DUTCH BOY (script/seated)	75/929750	
FLEX GRIP	78/008559	
TARGUARD	78/010407	

SWIMC, Inc., having an address at 300 Delaware Avenue, Suite 522, Wilmington, Delaware 19801, respectfully requests that the attached assignment be made of record for each of the above-identified U.S. trademark applications.

The undersigned, acting on behalf of SWIMC, Inc., hereby appoints ROBERT E. McDONALD, Reg. No. 29,193, VIVIEN Y. TSANG, Reg. No. 40,209 and PAUL R. KATTERLE, Reg. No. 36,563, whose address is The Sherwin-Williams Company, 101 Prospect Avenue NW, Cleveland, Ohio 44115-1075, and whose telephone number is (216) 566-2432, its attorney and associate attorneys, with full power of substitution and revocation to transact all business in the Patent and Trademark Office in connection therewith.

Respectfully submitted,

SWIMC, INC.

Donald J. Puglist

President

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### 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 August, 2000, and affixed its corporate seal hereunto.

(Carrent A transmi

-Robert E. McDonald

Associate General Counsel

THE SHERWIN-WILLIAMS COMPANY

Louis E. Stellato

Vice President, General Counsel

and Secretary

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STATE OF OHIO	)
	) SS.
COUNTY OF CUYAHOGA	)

On the // day of \_\_\_\_\_\_, 2000, 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.

DEBORAH G. PANK Notary Public, State of Ohio, Cuy. Lty

My Commission Expires Sept. 7, 2004

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## Schedule A **U.S. PENDING TRADEMARKS**

<u>Trademark</u>	<u>Ser. No.</u>	<u>Filing Date</u>
COLORTHANE	78/012481	13-JUN-00
DUTCH BOY	75/929229	28-FEB-00
DUTCH BOY (script)	75/931005	28-FEB-00
DUTCH BOY (script/seated)	75/929750	28-FEB-00
FLEX GRIP	78/008559	17-MAY-00
TARGUARD	78/010407	30-MAY-00

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TRADEMARK REEL: 002092 FRAME: 0078\*\*

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

The Sherwin-Williams C	Company	- )
	Conveying Party,	)
		)
and		)
		)
SWIMC, Inc.		_)
	Receiving Party.	•

Commissioner for Trademarks 2900 Crystal Drive Arlington, VA 22202-3513

Attn: Trademark Assignment Branch

## CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following papers are being facsimile transmitted to the Assistant Commissioner for Trademarks, Trademark Assignment Branch (fax no. (703) 306-5995) on August 9, 2000 :

- 1. Recordation Form Cover Sheet (Form PTO-1618A), in duplicate;
- 2. Request for Recordation of Assignment and Appointment of Attorneys of Record; and
- 3. Assignment Agreement dated August 1, 2000.

Debbie Pankiw		
(Typed or printed name of person mailing paper or fee)		
Delelie Vane		
(Signature of person mailing paper of fee)		

HOU 00 2000 00:40 17 0 W ELUME DEI 1	210 313 4460 10 311033303 1 64703		
FORM PTO-1618A Expires 05/30/99 OMB 0651-0027	U.S. Department of Commerce Patent and Trademark Office TRADEMARK		
RECORDATION	ON FORM COVER SHEET		
TRADE	MARKS ONLY		
TO: The Commissioner of Patents and Trademarks:	Please record the attached original document(s) or copy(ies).		
Submission Type	Conveyance Type		
X New	X Assignment License		
Resubmission (Non-Recordation) Document ID #	Security Agreement Nunc Pro Tunc Assignment  Effective Date		
Correction of PTO Error	Merger Month Day Year		
Reel # Frame #	Change of Name		
Corrective Document Reel # Frame #	Other		
Conveying Party			
Conveying Party	Mark if additional names of conveying parties  Execution Date		
Name The Sherwin-	Williams Company Month Day Year 08/01/2000		
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Formerly			
Individual General Partnership	Limited Partnership X Corporation Association		
Other			
Citizenship/State of Incorporation/Organizati	ion Ohio		
Receiving Party	Mark if additional names of receiving parties attached		
Name	SWIMC, Inc.		
DBA/AKA/TA			
Composed of			
Address (line 1) 300 Delaware Avenue			
Address (line 2)			
Address (line 3) Wilmington	Delaware 19801		
Individual General Partnership	State/Country Zip Code		
Association Association assignment and the receiving party is not domiciled in the United States, an			
appointment of a domestic			
Other	(Designation must be a separate document from Assignment.)		
Citizenship/State of Incorporation/Organization	on Delaware		
FOR	OFFICE USE ONLY		
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Mail documents to be recorded with required cover sheet(s) information MARK

Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 2023

REEL: 002092 FRAME: 0080

Expires 08/30/99 OMB 0851-0027	51-0027 TRADEMARK			
Domestic F	Representative Name	and Address E	nter for the first Rece	eiving Party only.
Name				
Address (line 1)		·		
Address (line 2)				
Address (line 3)				
Address (line 4)	· ·			
Correspond	lent Name and Addr	BSS Area Code and Telep	hone Number	(216) 566-2432
Name		Robert E. I	McDonald, Esq.	
Address (line 1)		c/o The Sherwir	n-Williams Company	
Address (line 2)		101 Prospe	ct Avenue, NW	
Address (line 3)	idress (line 3) 1100 Midland Bldg Legal Dept.			
Address (line 4)			OH 44115-1075	
Pages	Enter the total number of including any attachmen	of pages of the attached	i conveyance docum	nent # 3
Trademark /	Application Number(		lumber(s)	Mark if additional numbers attached
				numbers for the same property).
Trad	emark Application Numb	per(s)		on Number(s)
78/012481	75/929229	75/931005		
75/929750	78/008559	78/010407		
Number of F	Properties Enter the	total number of proper	ties involved. #	6
Fee Amount for Proportion Listed (27 CED 2 44)				
Method of Payment: Enclosed Deposit Account X  Deposit Account				
(Enter for payment by deposit account or if additional fees can be charged to the account.)  Deposit Account Number: # 19-5137				
		Authorization to charg	e additional fees:	Yes X No
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. Charges to deposit account are authorized, as indicated herein.				
	onald J. Puglisi	Chald 1	lugli-	_ 7/14/ca
<u>N</u> ame c	of Person Signing	Signa	ture	Date Signed

TRADEMARK

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