

Form PTO-1594  
(Rev. 10/02)  
OMB No. 0651-0027 (exp. 6/30/2005)

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

Tab settings ⇌ ⇌ ⇌ ▼ ▼ ▼ ▼ ▼ ▼

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

The Sherwin-Williams Company

- Individual(s)
- General Partnership
- Corporation-State
- Other
- Association
- Limited Partnership

Additional name(s) of conveying party(ies) attached?  Yes  No

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other
- Merger
- Change of Name

Execution Date: 11/01/2002

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 representative designation is attached:  Yes  No  
(Designations must be a separate document from assignment)  
Additional name(s) & address(es) attached?  Yes  No

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

A. Trademark Application No.(s) 78079071;  
78167667; 78079072; 78013531;

B. Trademark Registration No.(s) 2591628

Additional number(s) attached  Yes  No

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

Name: Robert E. McDonald, Esq.

Internal Address:  
1100 Midland Bldg. - Legal Dept.

Street Address: 101 Prospect Avenue, NW

City: Cleveland State: OH Zip: 44115-1075

6. Total number of applications and registrations involved:

13

7. Total fee (37 CFR 3.41).....\$ 340

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

19-5137

**DO NOT USE THIS SPACE**

9. Signature.

Donald J. Puglisi  
Name of Person Signing

*Donald J. Puglisi*  
Signature

10/25/02  
Date

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

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patent & Trademarks, Box Assignments  
Washington, D.C. 20231

**RECORDATION FORM COVER SHEET**  
**TRADEMARKS ONLY**  
Form PTO-1594

Cont'd

78165325; 78027229; 75860740; 78157219

78176415; 78176418; 78008489; 78016015

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

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

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 November 1, 2002, in which the following U.S. trademark registration and pending U.S. trademark applications were assigned from The Sherwin-Williams Company to SWIMC, Inc.:

<b>MARK</b>	<b>REG. NO. (SER. NO.)</b>
AMAZING COLORS, ENDLESS POSSIBILITIES.	(78/079071)
AMAZING GLAZE	(78/167667)
COLORCAST AMAZING COLORS, ENDLESS POSSIBILITIES (+DESIGN)	(78/079072)
DESIGNER'S SELECT	(78/013531)
MAKES AND KEEPS WOOD BEAUTIFUL OVATION	(78/165325)
PALETTE MATCH	(78/027229)
SANDZ RITE	(75/860740)
SHER-CAT	(78/157219)
SHER-LINK	2591628
SHERSPEC	(78/176415)
	(78/176418)


<u>MARK</u>	<u>REG. NO.</u> <u>(SER. NO.)</u>
TEC/SHADE	(78/008489)
TEC/STRIP	(78/016015)

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 registration and pending 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.

By   
Donald F. Puglisi  
President

**IN THE UNITED STATES TRADEMARK OFFICE**

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

Commissioner for Trademarks  
 2900 Crystal Drive  
 Arlington, VA 22202-3513  
 Attn: Trademark Assignment Branch

**CERTIFICATE 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 November 11, 2002 :

1. Recordation Form Cover Sheet (Form PTO-1594), in duplicate;
2. Request for Recordation of Assignment and Appointment of Attorneys of Record; and
3. ASSIGNMENT AGREEMENT

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

  
 (Signature of person mailing paper or fee)

**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.

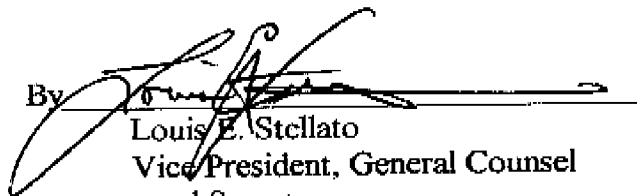
IN WITNESS WHEREOF, The Sherwin-Williams Company, through its authorized officers, has executed this instrument, effective as of this 1st day of November, 2002, and affixed its corporate seal hereunto.

[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 6th day of November, 2002, 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. Pankiw*

NOTARY PUBLIC

**DEBORAH G. PANKIW**  
 Notary Public, State of Ohio, Cuy. Cty.  
 My Commission Expires Sept. 7, 2004

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

<u>Trademark</u>	<u>Ser. No.</u>	<u>Filing Date</u>
AMAZING COLORS, ENDLESS POSSIBILITIES.	78/079071	14-AUG-2001
AMAZING GLAZE	78/167667	25-SEP-2002
COLORCAST AMAZING COLORS, ENDLESS POSSIBILITIES (+DESIGN)	78/079072	14-AUG-2001
DESIGNER'S SELECT	78/013531	20-JUN-2000
MAKES AND KEEPS WOOD BEAUTIFUL	78/165325	18-SEP-2002
OVATION	78/027229	22-SEP-2000
PALETTE MATCH	75/860740	30-NOV-1999
SANDZ RITE	78/157219	23-AUG-2002
SHER-LINK	78/176415	21-OCT-2002
SHERSPEC	78/176418	21-OCT-2002
TEC/SHADE	78/008489	17-MAY-2000
TEC/STRIP	78/016015	10-JUL-2000

**U.S. TRADEMARK REGISTRATIONS**

<u>Trademark</u>	<u>Reg. No.</u>	<u>Reg. Date</u>
SHER-CAT	2591628	09-JUL-2002



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