

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

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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)       Association  
 General Partnership       Limited Partnership  
 Corporation-State  
 Other \_\_\_\_\_

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

3. Nature of conveyance:

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

Execution Date: 11/01/2003

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

A. Trademark Application No.(s) 78219503, 78221348, 78105381, 78189999, 78290139

Additional number(s) attached  Yes  No

2. Name and address of receiving party(ies)

Name: SWIMC, Inc.  
Internal Address: \_\_\_\_\_  
Address: \_\_\_\_\_  
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

B. Trademark Registration No.(s) 2764499, 2745162, 2762129, 2757564

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

Name: Robert E. McDonald, Esq.  
Internal Address: c/o The Sherwin-Williams Co.  
1100 Midland Bldg. - Legal Dept.  
Street Address: 101 Prospect Avenue NW  
City: Cleveland State: OH Zip: 441151075

6. Total number of applications and registrations involved: 9

7. Total fee (37 CFR 3.41).....\$ 240

Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number:  
19-5137

DO NOT USE THIS SPACE

9. Signature.

Donald J. Puglisi, President  
Name of Person Signing

  
Signature

10/31/03  
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

CH \$240.00 196137 78219603

**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, 2003, and affixed its corporate seal hereunto.

[SEAL]  
Attest:

THE SHERWIN-WILLIAMS COMPANY

By



Robert E. McDonald  
Associate General Counsel

By



Louis E. Stellato  
Vice President, General Counsel  
and Secretary

STATE OF OHIO                    )  
   ) SS.  
 COUNTY OF CUYAHOGA         )

On the 10<sup>th</sup> day of November, 2003, 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. Panziw*  
 \_\_\_\_\_  
 NOTARY PUBLIC  
 DEBORAH G. PANZIW  
 Notary Public, State of Ohio, Cuy. Cty.  
 My Commission Expires Sept. 7, 2004



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 the above-identified U.S. trademark registrations and pending U.S. trademark applications.

The undersigned, acting on behalf of SWIMC, Inc., hereby appoints ROBERT E. McDONALD, Reg. No. 29,193 and VIVIEN Y. TSANG, Reg. No. 40,209 and ARTHI K. TIREY, Reg. No. 50,960, 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 J. Puglisi

President

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

<b><u>Trademark</u></b>	<b><u>Ser. No.</u></b>	<b><u>Filing Date</u></b>
OUTDOORS IS IN	78/219503	27-FEB-2003
PROPERTY CHOICE	78/221348	04-MAR-2003
SF-1	78/105381	29-JAN-2001
ULTRA ONE HPU	78/189999	02-DEC-2002
WATER SEAL	78/290139	21-AUG-2003

**U.S. TRADEMARK REGISTRATIONS**

<b><u>Trademark</u></b>	<b><u>Reg. No.</u></b>	<b><u>Reg. Date</u></b>
DIAMOND-CLAD	2764499	16-SEP-2003
FAST GLO	2745162	29-JUL-2003
RENT-A-COLOR	2762129	09-SEP-2003
SHERTEX	2757564	26-AUG-2003



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Internal  
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 Limited Partnership \_\_\_\_\_  
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