

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: 02/01/2004

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) 78318827, 78157275,
78164302, 75860737, 78252489, 78133072,

B. Trademark Registration No.(s) 2301641, 2534620,
2037848, 2745193, 2780664, 2768293,

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: c/o The Sherwin-Williams Co.

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:

14

7. Total fee (37 CFR 3.41): \$ 365

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

195137

DO NOT USE THIS SPACE

9. Signature.

Donald J. Puglisi, President
Name of Person Signing


Signature

1/29/04
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 \$365.00 195137 78318827

**RECORDATION FORM COVER SHEET
TRADEMARKS ONLY
ADDITIONAL NUMBERS**

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

A. Trademark Application No.(s): 78058182

B. Trademark Registration No.(s): 2793109

<u>MARK</u>	<u>REG. NO. (SER. NO.)</u>
STOP GAP!	(78/252489)
"THE LOOK"	2793109
TWIST & POUR	(78/133072)
X-TERRA	(78/058182)

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.

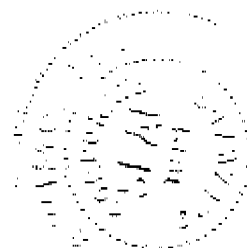
Respectfully submitted,

SWIMC, INC.

By



Donald J. Puglisi
President



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, 2004, and affixed its corporate seal hereunto.

[SEAL]

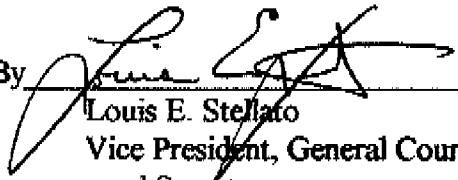
Attest:

By


Robert E. McDonald
Associate General Counsel

THE SHERWIN-WILLIAMS COMPANY

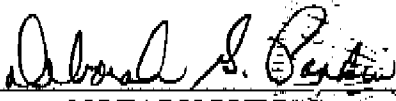
By


Louis E. Stellato
Vice President, General Counsel
and Secretary

STATE OF OHIO)
) SS.
COUNTY OF CUYAHOGA)

On the 19th day of February, 2004, 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. 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>
ASK HOW. ASK NOW. ASK SHERWIN-WILLIAMS	78/318827	27-OCT-2003
CONTROL-TECH	78/157275	23-AUG-2002
INFUSION	78/164302	16-SEP-2002
PALETTE MATCH	75/860737	30-NOV-1999
STOP GAP!	78/252489	21-MAY-2003
TWIST & POUR	78/133072	04-JUN-2002
X-TERRA	78/058182	12-APR-2001

U.S. TRADEMARK REGISTRATIONS

<u>Trademark</u>	<u>Reg. No.</u>	<u>Reg. Date</u>
ACCURATE DISPERSIONS (+DESIGN)	2301641	21-DEC-1999
CHARISMA COLORANTS	2534620	29-JAN-2002
HYPER-TONER	2037848	11-FEB-1997
MAXITONER	2745193	29-JUN-2003
PERFECTA SEAL	2780664	04-NOV-2003
PURATONER	2768293	23-SEP-2003
"THE LOOK"	2793109	09-DEC-2003

**RECORDATION FORM COVER SHEET
TRADEMARKS ONLY
ADDITIONAL NUMBERS**

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

A. Trademark Application No.(s): 78058182

B. Trademark Registration No.(s): 2793109