

Form PTO-1594

(Rev. 10/02)

OMB No. 0651-0027 (exp. 6/30/2005)

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

RECORDATION FORM COVER SHEET TRADEMARKS ONLY

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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)
- 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: 05/01/2004

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) 78248316, 78361594,
78090689, 78284814, 78174835, 78259128

B. Trademark Registration No.(s) 1789055, 2398399,
2451363, 1847200, 2478330, 2448116,

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:

15

7. Total fee (37 CFR 3.41).....\$ 390

- 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

7/19/04
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 \$390.00 195137 78248316

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**RECORDATION FORM COVER SHEET
TRADEMARKS ONLY**

U.S. Department of Commerce
U.S. Patent and Trademark Office

4B. Registration Number(s) cont'd:

2494706, 1865508, 2806245

ASSIGNMENT AGREEMENT

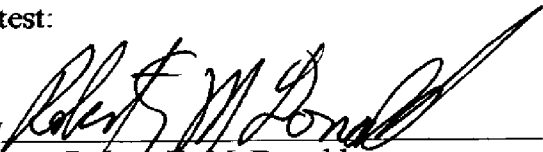
KNOW ALL MEN BY THESE PRESENTS, that The Sherwin-Williams Company, an Ohio corporation with its principal place of business at 101 Prospect Avenue NW, Cleveland, Ohio 44115-1075, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, does hereby assign, transfer 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 May, 2004, and affixed its corporate seal hereunto.

[SEAL]

Attest:

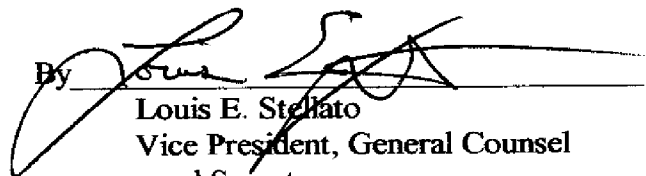
By



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 7th day of May, 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

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

<u>Trademark</u>	<u>Ser. No.</u>	<u>Filing Date</u>
BIO-FLAKE	78/248316	12-MAY-2003
BUILDERS SOLUTION	78/361594	03-FEB-2004
KEM-TONE	78/090689	29-OCT-2001
SOLAR SEAL	78/284814	08-AUG-2003
SUN SEAL	78/174835	16-OCT-2002
ULTRA-SHADE	78/259128	06-JUN-2003

U.S. TRADEMARK REGISTRATIONS

<u>Trademark</u>	<u>Reg. No.</u>	<u>Reg. Date</u>
CONCO (STYLIZED)	1789055	24-AUG-1993
CONCO PAINTS	2398399	24-OCT-2000
CONCO PAINTS (+DESIGN)	2451363	15-MAY-2001
CONCO-PRO	1847200	26-JUL-1994
CONCO PRO (+DESIGN)	2478330	14-AUG-2001
CONCO PRO (+DESIGN)	2448116	01-MAY-2001
PRO TECHNOLOGY ... ENGINEERED FOR THE JOB	2494706	02-OCT-2001
SPRAY MAN DESIGN	1865508	06-DEC-1994
STEP 1	2806245	20-JAN-2004

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 22202-3514

**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 May 1, 2004, in which the following U.S. trademark registrations and pending U.S. trademark applications were assigned from The Sherwin-Williams Company to SWIMC, Inc.:

<u>MARK</u>	<u>REG. NO. (SER. NO.)</u>
BIO-FLAKE	(78/248316)
BUILDERS SOLUTION	(78/361594)
CONCO (STYLIZED)	1789055
CONCO PAINTS	2398399
CONCO PAINTS (+DESIGN)	2451363
CONCO-PRO	1847200
CONCO PRO (+DESIGN)	2478330
CONCO PRO (+DESIGN)	2448116
KEM-TONE	(78/090689)


MARK	REG. NO. (SER. NO.)
PRO TECHNOLOGY ... ENGINEERED	
FOR THE JOB	2494706
SOLAR SEAL	(78/284814)
SPRAY MAN DESIGN	1865508
STEP 1	2806245
SUN SEAL	(78/174835)
ULTRA-SHADE	(78/259128)

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 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 and ERYN A. FUHRER, Reg. No. 44,491, 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