## Electronic Version v1.1 Stylesheet Version v1.1

 SUBMISSION TYPE:
 NEW ASSIGNMENT

 NATURE OF CONVEYANCE:
 MERGER

 EFFECTIVE DATE:
 12/31/2004

## **CONVEYING PARTY DATA**

Name	Formerly	Execution Date	Entity Type
Dur-O-Wal, Inc.		10/13/2004	CORPORATION: DELAWARE

## **RECEIVING PARTY DATA**

Name:	Dayton Superior Corporation	
Street Address:	7777 Washington Village Drive	
Internal Address:	Suite 130	
City:	Dayton	
State/Country:	ОНІО	
Postal Code:	45459	
Entity Type:	CORPORATION: PENNSYLVANIA	

## PROPERTY NUMBERS Total: 9

Property Type	Number	Word Mark
Registration Number:	2735088	BRACE-RITE
Registration Number:	1082553	DUR-O-EYE
Registration Number:	0574351	DUR-O-WAL
Registration Number:	1239157	DUR-O-WEB
Registration Number:	0696623	LADUR TYPE
Registration Number:	1082552	LADUR-EYE
Registration Number:	1871332	POLYTITE
Registration Number:	1450350	S SOUTHERN CONSTRUCTION PRODUCTS, INC.
Registration Number:	2388601	SURE-STRESS

## **CORRESPONDENCE DATA**

Fax Number: (404)572-5134

TRADEMARK REEL: 003458 FRAME: 0482

Correspondence will be sent via US Mail when the fax attempt is unsuccessful. 404/572-4691 Phone: Email: jhannon@kslaw.com Correspondent Name: James M. Hannon 1180 Peachtree Street Address Line 1: Address Line 2: King & Spalding - 34th Floor Address Line 4: Atlanta, GEORGIA 30309 ATTORNEY DOCKET NUMBER: 09631.009042 NAME OF SUBMITTER: James M. Hannon Signature: /James M. Hannon/ Date: 01/10/2007 Total Attachments: 10 source=Durowal - Dayton Merger#page1.tif source=Durowal - Dayton Merger#page2.tif source=Durowal - Dayton Merger#page3.tif source=Durowal - Dayton Merger#page4.tif source=Durowal - Dayton Merger#page5.tif source=Durowal - Dayton Merger#page6.tif source=Durowal - Dayton Merger#page7.tif source=Durowal - Dayton Merger#page8.tif

source=Durowal - Dayton Merger#page9.tif source=Durowal - Dayton Merger#page10.tif

TRADEMARK REEL: 003458 FRAME: 0483 DATE: 12/07/2004

DOCUMENT ID DESCRIPTION MERGED OUT OF EXISTENCE (MEX)

**FILING** 

EXPED .00 PENALTY .00

CERT

COPY

Receipt

This is not a bill. Please do not remit payment.

CORPORATION SERVICE COMPANY ATTN: LISA VAIDO 887 SOUTH HIGH STREET COLUMBUS, OH 43206

## STATE OF OHIO CERTIFICATE

Ohio Secretary of State, J. Kenneth Blackwell

994880

It is hereby certified that the Secretary of State of Ohio has custody of the business records for

**DUR-O-WAL, INC.** 

and, that said business records show the filing and recording of:

Document(s)

MERGED OUT OF EXISTENCE

Document No(s):

200434200130



United States of America State of Ohio Office of the Secretary of State Witness my hand and the seal of the Secretary of State at Columbus, Ohio this 31st day of December, A.D. 2004.

Quett Backwell

Ohio Secretary of State



DATE: 12/07/2004 DOCUMENT ID 200434200130

ID DESCRIPTION 80 MERGER/DOMESTIC (MER)

FILING

100.00

PENALTY

CERT

COP

Receipt

This is not a bill. Please do not remit payment.

CORPORATION SERVICE COMPANY ATTN: LISA VAIDO 887 SOUTH HIGH STREET COLUMBUS, OH 43206

# STATE OF OHIO CERTIFICATE

Ohio Secretary of State, J. Kenneth Blackwell

278345

It is hereby certified that the Secretary of State of Ohio has custody of the business records for

## DAYTON SUPERIOR CORPORATION

and, that said business records show the filing and recording of:

Document(s)

MERGER/DOMESTIC

Document No(s):

200434200130



United States of America State of Ohio Office of the Secretary of State Witness my hand and the seal of the Secretary of State at Columbus, Ohio this 31st day of December, A.D. 2004.

 $\Omega I / \alpha$ 

Ohio Secretary of State



## Prescribed by J. Kenneth Blackwell

Ohio Sccretary of State Central Ohio: (614) 466-3910 Toll Free: 1-877-SOS-FILE (1-877-767-3453) Expedite this Form; peactons) PO Box 1390 Columbus, OH 43216 Requires an selectional fire of \$106\*\*\* PO Box 1929 Columbus, OH 43216

www.state.ch.us/scs e-mail: busserv@sos.state oh us

#### **CERTIFICATE OF MERGER**

(For Domestic or Foreign, Profit or Non-Profit)

(For Domestic or Foreign, Profit or Non-Profit)

Filing Fee \$125.00

(ISS-math)

In accordance with the requirements of Ohio lew, the undersigned corporations, banks, savings bonks, savings and loen, limited liability companies, limited partnerships and/or partnerships with limited liability, desiring to effect a merger, set forth the following facts:

	Dayton Superior Corporation
В.	Name Change: As a result of this marger, the name of the surviving entity has been changed to the following:
	(Complete only if marine of serviring entity is changing through the marger)
;	The surviving entity is a: (Please check the appropriate box and fill in the appropriate blanks
	X Domestic (Ohio) For-Profit Corporation, charter number 278345
	Domes:la (Ohlo) Non-Profit Corporation, charter number
	Foreign (Non-Ohlo) Corporation incorporated under the lews of the state/country of and floenced to transact business in the State of Ohlo under floance number
	Foreign (Non-Ohio) Corporation incorporated under the laws of the state/country of and NOT ficeneed to transact business in the state of Ohio.
	Domestic (Ohio) Limited Liebility Company, with registration number
	Foreign (Non-Ohlo) Limited Liability Company organized under the laws of the stelle/country of and registered to do business in the State of Ohlo under registration number
	Foreign (Non-Ohlo) Limited Liability Company organized where the laws of the state/country of and NOT registered to do business in the State of Ohlo
	Domesik: (Ohin) Limited Partnership, with registration number
	Foreign (Non-Ohio) Limited Perimership organized under the tews of the state/country of and recisioned to do business to the state of Ohio seder recisionation cumber.

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Last Revision: May 2002

Dur-O-Wel, Inc./994880 Deleware corporation-for pro	Charles (Man. Chin.)   Imilari Partnership assentiari	d sendor the less	n of the electric	- under ed	
Foreign (Non-Ohio) Partnership having limited liability organized under the laws of the state/country of end neglectered to do business in the state of Ohio ender registration number			1 to the second	DESTRUCTION OF	
and registered to do business in the state of Ohio ender registration number    Poreign (Non-Ohio) Perinership having limited fieldity organized under the terms of the state/country of and NOT registenes to do business in the state of Ohio.   Persign (Non-Ohio) Non-Profit incorporation under the base of the state/country of and ticensed to business in the state of Ohio medical terms of the state of Ohio business to business in the state of Ohio   Persign (Non-Ohio) Non-Profit incorporation under the laws of the state/country of and not floatesed to termsect business in the state of Ohio   General portnership not registered with the state of Ohio   MEROING SINTITY The name, charter/floatese/registration number, type of entity, state/country of incorporation or organization, respectively, of which is the entities merging out of entities are as following the lamenth of the state registered sheet fielding the merging entities;   Name / charter, license or registration number	Domestic (Ohio) Parinership having imited to	ability, with the	e <del>ragistration</del> r	-Uniber	<del></del>
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	and registered to do	businese in t	he state of Oh	lo under saç	pistration number
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The name, charter/fiderment-sight allot number, type of entity, state/country of incorporation or organization, respectively, of which is the entitles merging out of existence are as follower this is insertitivent appear to reflect all merging entities; please attach a separate sheet feeling the integring entities;  Name / charter, license or registration number  State/Country of Organization  Type of Entity  Aztro Concreta Accessories, Inc. 1 15 2 4 California corporation-for pro  Dun-D-Wei, Inc./994880  Deleawere corporation-for pro  Southern Construction Products, Inc.  MERGER AGRIEBMENT ON FILE  The name and meeting address of the person or entity from whom/which eligible persons may obtain a copy of the agreement of merger upon written request.  Dayton Superior Corporation  T777 Weshington Village Drive, Suite 130  [three] NOTE: P.G. See Addresses of the person of the segmental of merger upon written request.  Dayton Superior Corporation  (by wisep or issueship)  EFFECTIVE DATE OF MERGER  This merger is to be allective on: December 31, 2004 (if a date is specified, the date must be a date on or after the date of filling, the sifective date of the merger merger is to be after the date of filling, if no date is specified, the date of filling will be the effective date of the merger)  MERGER AUTHORIZED	General portnership not registered with the at	late of Ohio			
Name / charter, license or registration number  State/Country of Organization  Type of Entity  Aztea Concreta Accessories, Inc. 1 4 15 8 9 2. California corporation-for pro  Dun-O-Wei, Inc./894880 Delaware corporation-for pro  Southern Construction Products, Inc. Alabanis corporation-for pro  See stachment for continuation  EMERGER AGRASEMENT ON FILE The name and meeting address of the person or entity from whom/which eligible persons may obtain a copy of the agreement of merger upon written request:  Dayton Superior Corporation  T7777 Weshington Village Drive, Suite 130  Deyton  Ohio 45459  (chine) Dip code)  EFFRCTIVE DATE OF IMERGER This merger is to be effective on: December 31, 2004 (if a date is specified, the date must be a date on or other the date of filling, the effective date of the merger careact be easier than the date of filling, if no date is specified, the date of filling, if no date is specified, the date of filling will be the effective date of the merger)	The nume, chartenflourse/registration number, type o respectively, of which is the entitles merging out of ea off merging entitles, please attent a separate sheet flat	detection are a ting the mergi	s followers this ny antities )		
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	This merger is to be effective on: December 31, 200 after the date of filing; the effective date of the merger	r cornect be e	arter than the		
This merger was adopted, exproved and authorized by each of the coretitions will be compliance with the lew of the stretchest which it is organized, and the persons signing this certificate on behalf of each of the constituer.	The laws of the state or country under which each co	by each of the	e insultanto	nillies in co	mpliance with the laws

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Last Revision: May 2002

	(name)	(Mosel) NOTE: P.C. Box Addres	See are NOT acceptable.
		, Ohio	•
	(sily: White or township) is liber MUST be completed if the surviving a crized to conditat business in the state of Ol	(sip sode) ntity is a foreign antity which is not Hoens	ed, registered or ethorwise
	ACCEPTANCE OF AGENT The underlighed, manual horsin as the state acknowledges and accepts the appointment		Wing entity, nersby
		Signature of Agent	
	s acceptance of agent must be completed by aged, or the named agent differs in any way:		
	STATEMENT OF MERGER Upon filling, or upon such later date as speci lated surviving antity	illed herein, the merging entity/entitles lis	ted herein shell merge into the
	AMENDMENTS The articles of incorporation, articles of organization smiles include control services appropriate tention. Attachments are provided		
Х	QUALIFICATION OR LICENSURE OF FOR A The listed standard foreign corporation.		miled fishility opropersy limited
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n tr 1U8	he qualifying entity is a foreign bank. st be completed )	savings Dank, or savings (	and loan, than the follow	nug mormation	
a }	The name of the Foreign Netionally, association is	Federally chartered bank,	savings bank, or saving	p and loan	
b.)	The name(s) of any Trade Name(s)	Under which the corporati	on will conduct busines	s:	
c)	The location of the main office (non-	-Ohio) shall be:			
	(stroet address)	NOTE: P.O.	Box Addresons are HOT ac	cepteble.	
	(city. fownship. or village)	(county)	(state)	(zip code)	
(d )	The principal office focation in the s	tate of Ohio shall be:			
	(sirest address)	NOTE: P.O.	Box Addresses are NOT as	captable.	
		transfer de la constant	Ohlo (sinte)	(ztp code)	
	(cliy, township, or village)	(county)			
	(div. towaris. or villege)  (Please note, if there will not be a  ) The corporation will exemple the fol  [Please provide a bitef summary of	flowing purpose(s) in the si	hio, piesse flat none.) tale of Ohio;		
(e.) =on	(Please note, if there will not be a ) The corporation will exercise the fol [Please provide a brief summary of	on office in the state of O.  Bowing purpose(s) in the si file business to be conduc-	hifo, please flat none.) tale of Chia; ched; a general clause (s	r not sufficient)	
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	(sireal address)	NOTE: P.O.E	Bear Addresses are MOT a	ocaproble.	
	(city. township. or viliage)		(alala)	(zip code)	
on	aign Qualifying Limited Partners	hip		, , , , , ,	
if U	he qualifying entity is a foreign limit	ed partnership, the following	information must be o	ompleted).	
a)	) The name of the limited partnersh	ip is			
<b>b</b> )	The limited partnership was formed	of on			
c)	The address of the office of the lin	niled partnership in its state/o	country of organization	i la:	
	(stroot address)	NOTE: P.O.	Box Addresses are NOT e	oceptable.	
	(city, township, or vifage)	(county)	(niste)	(zip code)	
d)	The limited partnership's principal	office address is:			
	(Street address)	NOTE: P.O. I	Box Addresses are NOT e	oceptoble.	
	(city, lownships or village)	(coursy)	(meta)	(xip code)	
<b>a</b> )	The names and business or resid follows:	ance addresses of the Gener	al partners of the part	nership are ee	
	Name	Address			
	Jeni opaca to gover this Hern, please attach				
(F)	The address of the office where a limited partners and their respecti			saes of the	
	(street address)	NOTE: P.O.	Box Addresses we NOT a	scoptable.	
		(county)	(state)	(zip code)	
	(city township or villaga)				
	(cily township. or villaga)				
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	(cily township. nr villege)				

reign Qualifying Partnership Hav	ring Limited Liability			
) The name of the partnership shall	li be			
) Plause complete the following ap	propriete section (althe	or item b(l) or b(2)):		•
(1) The address of the partnersh	nip's principal office in C	Ohlo is:		
(stroot address)	ноте	f: P.O. Box Addresses are NOT	accopiable	-
	······································	, Ohlo		
(city, village or lownship)		(slp c	•	
the partnership does not have a (2) The address of the partnersh			completed)	
(2) the address of the partitions	uaba buakciban ouncas (MC	on-one):		
(alrest address)	NOTE	t: P.O. Box Addresses are NO?	acceptatrie.	-
(city, township, or vitings)	***************************************	(state)	(zip node)	-
) The name and address of a state	utory agent for service o	of process in Ohio is as fol	ows:	
				-
<del></del>				
(tiprne)				
(sitroot address)	NOTA	i: P.O. War Addresses ere NO	r socopiskia.	-
	, Ohi	(zip coda)		-
(shoot address) (dity village or soundity) ) Plonage Indicate the state or jurist	diction in which the For	(zip coda)		_
(sheet address) (sity village or sownship) ) Please Indicate the state or jurisd formed	diction in which the For	(zip coda)		-
(street address)  (dity village or sownship) ) Please indicate the state or jurisd formed	diction in which the For	(zip coda)		- -
(sheet address) (sity village or sownship) ) Please Indicate the state or jurisd formed	diction in which the For	(zip coda)		<del>-</del> -
(sheet address) (sity village or sownship) ) Please Indicate the state or jurisd formed	diction in which the For	(zip coda)		<del>-</del> -
(street address)  (dity village or sownship) ) Please indicate the state or jurisd formed	diction in which the For	(zip coda)		<del>-</del> -
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(sheet address) (sity village or sownship) ) Please Indicate the state or jurisd formed	diction in which the For	(zip coda)		<del>-</del> -
(afrect address) (afty villege or sownship) ) Please indicate the state or jurisd formed	diction in which the For	(zip coda)		-
(street address)  (dir. village or sownship)  Please indicate the state or jurisd formed	diction in which the For	(zip coda)		<del>-</del>
(sheet address) (sity village or sownship) ) Please Indicate the state or jurisd formed	diction in which the For	(zip coda)		- -
(afrect address) (afty villege or sownship) ) Please indicate the state or jurisd formed	diction in which the For	(zip coda)	ership has been	- - -

The undersigned constituent entities have caused this authorized officers, partners and representatives on to	
DAYTON SUPERIOR CORPORATION	AZTEC CONCRETE ACCESSORIES, INC.
(Exect named andly)  By: Alton Huston	(Exact name diffinity)  By: Hattin Huslo-
115: Orperate Scereful	16: Carporate Sexisters
Date: October /3 , 2004	Date: Ochos-13,2004
DAYTON SUPERIOR SPECIALTY CHEMICAL CORP	
By: Hetty Chula	By: Attracfulo-
HIS: Corporate Secretary	10: Corporate Secretary
Date: October 13, 2004	Date: October 13.2004
SOUTHERN CONSTRUCTION PRODUCTS, INC.	SYMONS CORPORATION
(Einer normalis anily). By: Haw Author	(Exact risine of glass)  By: Althu Aula
Date: Ochober 13, 2004	Ma: Corporate Secretary
	Date: CQ 6007 75 2004
TREVECCA HOLDINGS, INC.	(Exact name of antity)
ox Alten Ruelo	ву:
14: Orporate Secretory	its:
Date: October 13, 2004	Date:
(Exact name of entity)	(Exact name of entity)
Ву:	Ву:
ils:	lts:

Page 7 of 7

Last Revision: May 2002

CONTINUATION OF ITEM II (MERGING ENTITY)

Name/charter, license or registration number

Dayton Superior Specialty Chemical Corp./1201470

Trevecca Holdings, Inc.

Symons Corporation/624726

State/Country of Organization Type of Entity

Kansas

corporation for profit

Delaware

corporation for profit

Delaware

corporation for profit

357502

**RECORDED: 01/10/2007**