

**TRADEMARK ASSIGNMENT**

Electronic Version v1.1  
 Stylesheet Version v1.1

|                       |  |
|-----------------------|--|
| SUBMISSION TYPE:      | NEW ASSIGNMENT                               |
| NATURE OF CONVEYANCE: | ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL |

**CONVEYING PARTY DATA**

| Name                         | Formerly | Execution Date | Entity Type       |
|------------------------------|----------|----------------|-------------------|
| The Sherwin-Williams Company |          | 02/01/2009     | CORPORATION: OHIO |

**RECEIVING PARTY DATA**

|                   |                       |
|-------------------|-----------------------|
| Name:             | SWIMC, Inc.           |
| Street Address:   | 300 Delaware Avenue   |
| Internal Address: | Suite 522             |
| City:             | Wilmington            |
| State/Country:    | DELAWARE              |
| Postal Code:      | 198011607             |
| Entity Type:      | CORPORATION: DELAWARE |

**PROPERTY NUMBERS Total: 10**

| Property Type        | Number   | Word Mark      |
|----------------------|----------|----------------|
| Serial Number:       | 77009693 | BRIGHTS        |
| Serial Number:       | 77625688 | DECKSCAPES     |
| Serial Number:       | 77359867 | ELECTRO WIZARD |
| Serial Number:       | 77647529 | FILL BOND      |
| Serial Number:       | 77562374 | REFRESH        |
| Registration Number: | 3532252  | REFRESH        |
| Serial Number:       | 77583252 | REFRESH        |
| Registration Number: | 3544093  | SHERMAGIC      |
| Serial Number:       | 77511035 | SIMPLICITY     |
| Serial Number:       | 77636599 | STEALTH        |

**CORRESPONDENCE DATA**

Fax Number: (216)515-4400

*Correspondence will be sent via US Mail when the fax attempt is unsuccessful.*

OP \$265.00 77009693

Phone: 2165662432  
Email: legal\_ip@sherwin.com  
Correspondent Name: Robert E. McDonald, Reg. No. 29,193  
Address Line 1: 101 W. Prospect Avenue  
Address Line 2: c/o The Sherwin-Williams Co., Legal Dept  
Address Line 4: Cleveland, OHIO 441151075

|                         |  |
|-------------------------|--|
| ATTORNEY DOCKET NUMBER: | 02012009 TM ASSIGNMENT                   |
| NAME OF SUBMITTER:      | Donald J. Puglisi-President, SWIMC, Inc. |
| Signature:              | /Donald J. Puglisi/                      |
| Date:                   | 02/11/2009                               |

**Total Attachments: 5**  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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

Mail Stop Assignment Recordation Services  
Director of the U.S. Patent and Trademark Office  
PO Box 1450  
Alexandria, VA 22313-1450

**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 February 1, 2009, in which the following U.S. trademark registrations and pending U.S. trademark applications were assigned from The Sherwin-Williams Company to SWIMC, Inc.:

| <b><u>MARK</u></b> | <b><u>(SER. NO.)<br/>REG. NO.</u></b> |
|--------------------|---------------------------------------|
| BRIGHTS            | (77/009693)                           |
| DECKSCAPES         | (77/625688)                           |
| ELECTRO WIZARD     | (77/359867)                           |
| FILL BOND          | (77/647529)                           |
| REFRESH (+DESIGN)  | (77/562374)                           |
| REFRESH            | 3532252                               |
| REFRESH            | (77/583252)                           |
| SHERMAGIC          | 3544093                               |
| SIMPLICITY         | (77/511035)                           |
| STEALTH            | (77/636599)                           |

SWIMC, Inc., having its principal office and place of business 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 and ERYN ACE FUHRER, Reg. No. 44,491 and DERON A. COOK, Reg. No. 52,767, whose address is The Sherwin-Williams Company, 101 W. Prospect Avenue, 1100 Midland Bldg. – Legal Dept., 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 W. Prospect Avenue, 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 having its principal office and 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 2009, and affixed its corporate seal hereunto.

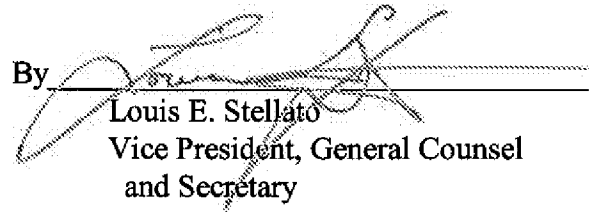
[SEAL]  
Attest:

THE SHERWIN-WILLIAMS COMPANY

By

  
\_\_\_\_\_  
Robert E. McDonald  
Associate General Counsel

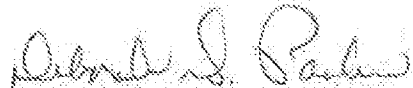
By

  
\_\_\_\_\_  
Louis E. Stellato  
Vice President, General Counsel  
and Secretary

STATE OF OHIO                    )  
  ) SS.  
COUNTY OF CUYAHOGA        )

On the 10<sup>th</sup> day of February, 2009, 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 June 14, 2010

**Schedule A**

**U.S. PENDING TRADEMARKS**

| <b><u>Trademark</u></b> | <b><u>Ser. No.</u></b> | <b><u>Filing Date</u></b> |
|-------------------------|------------------------|---------------------------|
| BRIGHTS                 | 77/009693              | 28-SEP-2006               |
| DECKSCAPES              | 77/625688              | 03-DEC-2008               |
| ELECTRO WIZARD          | 77/359867              | 27-DEC-2007               |
| FILL BOND               | 77/647529              | 07-JAN-2009               |
| REFRESH (+DESIGN)       | 77/562374              | 04-SEP-2008               |
| REFRESH                 | 77/583252              | 01-OCT-2008               |
| SIMPLICITY              | 77/511035              | 30-JUN-2008               |
| STEALTH                 | 77/636599              | 19-DEC-2008               |

**U.S. TRADEMARK REGISTRATIONS**

| <b><u>Trademark</u></b> | <b><u>Reg. No.</u></b> | <b><u>Reg. Date</u></b> |
|-------------------------|------------------------|-------------------------|
| REFRESH                 | 3532252                | 11-NOV-2008             |
| SHERMAGIC               | 3544093                | 09-DEC-2008             |