

FORM PTO-1618A  
Expires 06/30/99  
OMB 0651-0027

11-20-2000

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



101521373

9-29-00

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

#### Submission Type

- New
- Resubmission (Non-Recordation)  
Document ID #
- Correction of PTO Error  
Reel #  Frame #
- Corrective Document  
Reel #  Frame #

#### Conveyance Type

- Assignment  License
- Security Agreement  Nunc Pro Tunc Assignment  
Effective Date  
Month Day Year
- Merger
- Change of Name
- Other

#### Conveying Party

Mark if additional names of conveying parties attached

Name  Execution Date  
Month Day Year

Formerly

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

#### Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

- Individual  General Partnership  Limited Partnership  Corporation  Association
- Other
- Citizenship/State of Incorporation/Organization

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

#### FOR OFFICE USE ONLY

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

**TRADEMARK**  
REEL: 002179 FRAME: 0940

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages** Enter the total number of pages of the attached conveyance document including any attachments. #

**Trademark Application Number(s) or Registration Number(s)**  Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)			Registration Number(s)		
<input type="text" value="75613101"/>	<input type="text" value="75665484"/>	<input type="text" value="75694154"/>	<input type="text" value="1407713"/>	<input type="text" value="1483476"/>	<input type="text" value="1559017"/>
<input type="text" value="75706911"/>	<input type="text" value="75764358"/>	<input type="text" value="75767304"/>	<input type="text" value="1654335"/>	<input type="text" value="1669961"/>	<input type="text" value="1686381"/>
<input type="text" value="76047266"/>	<input type="text" value="76092709"/>	<input type="text"/>	<input type="text" value="1752580"/>	<input type="text" value="1768635"/>	<input type="text" value="2059854"/>

**Number of Properties** Enter the total number of properties involved. #

**Fee Amount** Fee Amount for Properties Listed (37 CFR 3.41): \$

Method of Payment: Enclosed  Deposit Account

Deposit Account (Enter for payment by deposit account or if additional fees can be charged to the account.)  
Deposit Account Number: #

Authorization to charge additional fees: Yes  No

**Statement and Signature**

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

James E. Shlesinger

Sept. 29, 200

Name of Person Signing

Signature

Date Signed

**RECORDATION FORM COVER SHEET  
CONTINUATION  
TRADEMARKS ONLY**

FORM PTO-1618C  
Expires 08/30/99  
OMB 0051-0027

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

**Conveying Party**

Enter Additional Conveying Party

Mark if additional names of conveying parties attached

Execution Date  
Month Day Year

Name



Formerly

Individual     General Partnership     Limited Partnership     Corporation     Association

Other

Citizenship State of Incorporation/Organization

**Receiving Party**

Enter Additional Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Individual     General Partnership     Limited Partnership

Corporation     Association

Other

Citizenship/State of Incorporation/Organization

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**Trademark Application Number(s) or Registration Number(s)**

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**Trademark Application Number(s)**

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**Registration Number(s)**

2084532	2234468	2384310
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## State of Delaware

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## Office of the Secretary of State

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"MARLEY MOULDINGS INC.", A DELAWARE CORPORATION,

WITH AND INTO "MARLEY MOULDINGS NEWCO LLC" UNDER THE NAME OF "MARLEY MOULDINGS NEWCO LLC", A LIMITED LIABILITY COMPANY ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-EIGHTH DAY OF DECEMBER, A.D. 1998, AT 4:30 O'CLOCK P.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF MERGER IS THE THIRTY-FIRST DAY OF DECEMBER, A.D. 1998.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



2979104 8100M

981504871

Handwritten signature of Edward J. Freel in cursive.

Edward J. Freel, Secretary of State

AUTHENTICATION:

9492023

DATE:

12-29-98

## CERTIFICATE OF MERGER

## MERGING

MARLEY MOULDINGS INC.  
(a Delaware corporation)

## WITH AND INTO

MARLEY MOULDINGS NEWCO LLC  
(a Delaware limited liability company)

Pursuant to the provisions of Section 264 of the Delaware General Corporation Law (the "DGCL") and Section 18-209 of the Delaware Limited Liability Company Act (the "DLLCA"), Marley Mouldings Newco LLC, a limited liability company organized and existing under the laws of the State of Delaware ("Newco"), hereby certifies as follows:

FIRST: The names and states of organization and domicile of each of the constituent entities (the "Constituent Entities") of the merger (the "Merger") are as follows:

<u>Name</u>	<u>State of Organization and Domicile</u>
Marley Mouldings Inc.	Delaware
Marley Mouldings Newco LLC	Delaware

SECOND: An agreement of merger, dated December 21, 1998, has been approved, adopted, certified, executed and acknowledged by each of the Constituent Entities in accordance with Section 264(c) of the DGCL and Section 18-209 of the DLLCA.

THIRD: The name of the surviving entity (the "Surviving Entity") is Marley Mouldings Newco LLC.

FOURTH: The Merger shall be effective at 11:58 p.m., Delaware time, on December 31, 1998 (the "Effective Time").

FIFTH: The executed agreement of merger is on file at the principal place of business of the Surviving Entity located at Highway 11 & Bear Creek Rd., Marion, VA 24354.

SIXTH: A copy of the agreement of merger will be furnished by the Surviving Entity, on request and without cost, to any member or stockholder of any Constituent Entity.

MAYER, BROWN & PLATT 12-28-1998 14:35

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MBP-Chicago

IN WITNESS WHEREOF, Marley Mouldings Newco LLC has caused this Certificate of Merger to be executed by an authorized person, this 23<sup>rd</sup> day of December, 1998.

MARLEY MOULDINGS NEWCO LLC

By: Michael A. Shepard  
Name: Michael A. Shepard  
Title: Manager

**SCHEDULE A**

**REGISTERED TRADEMARKS**

<b><u>MARK</u></b>	<b><u>REG. NO.</u></b>	<b><u>ISSUED</u></b>
CLEARWOOD	1,407,713	9/02/86
VISIONS	1,483,476	4/05/88
LYKEWOOD (STYLIZED)	1,559,017	10/03/89
THERMO STOP	1,654,335	8/20/91
DONNER MOULDINGS & MILLWORK	1,669,961	12/24/91
POWER AISLE	1,686,381	5/12/92
SELECTWOOD	1,752,580	2/16/93
MISCELLANEOUS DESIGN	1,768,635	5/04/93
PRO SASH	2,059,854	5/06/97
QUICK-TRIM	2,084,532	7/29/97
SNOWFLAKE DESIGN	2,234,468	3/23/99
EXTRUDED MILLWORK	2,384,310	9/05/00

**PENDING TRADEMARK APPLICATIONS**

<b><u>MARK</u></b>	<b><u>SER. NO.</u></b>	<b><u>FILED</u></b>
THE MIRROR STORE	75/613,101	12/29/98
DESIGN	75/665,484	3/22/99
PROFRAME	75/694,154	4/30/99
THE FINE LINE BETWEEN HOUSE & HOME	75/706,911	5/14/99
PERFECT CORNERS	75/764,358	7/30/99
NO ROT	75/767,304	8/04/99
THE MIRROR STORE & DESIGN	76/047,266	5/12/00
PRODUCTS OF PREFERENCE	76/092,709	7/21/00