

10-31-01

12-06-2001

Form PTO-1594  
(Rev. 03/01)  
OMB No. 0651-0027 (exp. 5/31/2002)  
Tab settings ⇨ ⇨ ⇨ ▼ ▼ ▼ ▼

RECORDATION FORM COVER SHEET  
TRADEMARKS ONLY



101908695

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
F.C. Acquisition Company

Individual(s)       Association  
 General Partnership       Limited Partnership  
 Corporation-State (Delaware)  
 Other \_\_\_\_\_

Additional name(s) of conveying party(ies) attached?  Yes  No

2. Name and address of receiving party(ies)  
Name: Futura Coatings, Inc.  
Internal Address: \_\_\_\_\_  
Address: \_\_\_\_\_

Street Address: 9200 Latty Avenue  
City: Hazelwood State: MO Zip: 63042

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

3. Nature of conveyance:  
 Assignment       Merger  
 Security Agreement       Change of Name  
 Other \_\_\_\_\_

Execution Date: 4/3/98

4. Application number(s) or registration number(s):  
A. Trademark Application No.(s)

B. Trademark Registration No.(s)  
1,581,095      OCT 31 2001

Additional number(s) attached  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:  
Name: Daniel D. Frohling  
Internal Address: Pattishall, McAuliffe,  
Newbury, Hilliard & Geraldson  
Street Address: 311 S. Wacker Drive,  
Suite 5000  
City: Chicago State: IL Zip: 60606

6. Total number of applications and registrations involved: ..... 1

7. Total fee (37 CFR 3.41).....\$ 40.00  
 Enclosed  
 Authorized to be charged to deposit account

8. Deposit account number:  
16-0650  
(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. 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.

DANIEL FROHLING      [Signature]      10/31/01  
Name of Person Signing      Signature      Date

12/05/2001 DBYRNE 00000153 1581095  
40.00  
Total number of pages including cover sheet, attachments, and document: 6  
Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patent & Trademarks, Box Assignments  
Washington, D.C. 20231

State of Delaware  
*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 INCORPORATION OF "FC ACQUISITION COMPANY", FILED IN THIS OFFICE ON THE FOURTEENTH DAY OF JANUARY, A.D. 1998, AT 4:30 O'CLOCK P.M.



A handwritten signature in cursive script, reading "Edward J. Freel".

Edward J. Freel, Secretary of State

2838034 8100

981017267

AUTHENTICATION: 8867397

DATE: 01-15-98

TRADEMARK  
REEL: 002402 FRAME: 0986

CERTIFICATE OF INCORPORATION  
OF  
FC ACQUISITION COMPANY

\* \* \* \* \*

1. The name of the corporation is FC ACQUISITION COMPANY.
2. The address of its registered office in the State of Delaware is Corporation Trust Center, 1209 Orange Street, in the City of Wilmington, County of New Castle. The name of its registered agent at such address is The Corporation Trust Company.
3. The nature of the business or purposes to be conducted or promoted to engage in any lawful act or activity for which corporations may be organized under the General Corporation Law of Delaware.
4. The total number of shares of stock which the corporation shall have authority to issue is One Thousand (1,000) and the par value of each of such shares is Zero Dollars and Ten Cents (\$0.10) amounting in the aggregate to One Hundred Dollars and No Cents (\$100.00).
5. The board of directors is authorized to make, alter or repeal the by laws of the corporation. Election of directors need not be by written ballot.
6. The name and mailing address of the sole incorporator is:  
T.L. Ford  
Corporation Trust Center  
1209 Orange Street  
Wilmington, Delaware 19801
7. A director of the corporation shall not be personally liable to the corporation or its stockholders for monetary damages for breach of fiduciary duty as a director except for liability (i) for any breach of the director's duty of loyalty to the corporation or its stockholders, (ii) for acts or omissions not in good faith or which involve intentional misconduct or a knowing violation of law, (iii) under Section 174 of the Delaware General Corporation Law, or (iv) for any transaction from which the director derived any improper personal benefit.
8. The corporation shall indemnify its officers, directors, employees and agents to the extent permitted by the General Corporation Law of Delaware.

I, THE UNDERSIGNED, being the incorporator hereinbefore named, for the purpose of forming a corporation pursuant to the General Corporation Law of the State of Delaware, do make this certificate, hereby declaring and certifying that this is my act and deed and the facts herein stated are true and accordingly have hereunto set my hand this 14th day of January, 1998

T.L. Ford  
Sole Incorporator

T.L. Ford

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 AMENDMENT OF "FC ACQUISITION COMPANY", CHANGING ITS NAME FROM "FC ACQUISITION COMPANY" TO "FUTURA COATINGS, INC.", FILED IN THIS OFFICE ON THE THIRD DAY OF APRIL, A.D. 1998, AT 4:30 O'CLOCK P.M.



Edward J. Freel, Secretary of State

2838034 8100

981130473

AUTHENTICATION: 9012569

DATE: 04-06-98

TRADEMARK

REEL: 002402 FRAME: 0988

**CERTIFICATE OF AMENDMENT**  
**OF**  
**CERTIFICATE OF INCORPORATION**  
**FC ACQUISITION COMPANY**

\*\*\*\*\*

FC Acquisition Company, a corporation organized and existing under and by virtue of the General Corporation Law of the State of Delaware,

**DOES HEREBY CERTIFY:**

That the Board of Directors of said corporation, adopted a resolution proposing and declaring advisable the following amendment to the Certificate of Incorporation of said corporation:

**RESOLVED**, that the Certificate of Incorporation of FC Acquisition Company be amended by changing the first Article thereof so that, as amended, said Article shall be and read as follows:

**"FIRST:** The name of the Corporation is Futura Coatings, Inc."

**SECOND:** That in lieu of a meeting and vote of stockholders, the stockholders have given unanimous written consent to said amendment in accordance with the provisions of section 228 of the General Corporation Law of the State of Delaware.

**THIRD:** That the aforesaid amendment was duly adopted in accordance with the applicable provisions of Sections 242 and 228 of the General Corporation Law of the State of Delaware.

IN WITNESS WHEREOF, said FC Acquisition Company has caused this certificate to be signed by Lori M. Johnson, its Vice President, and attested by Peter R. Gamboa, its Assistant Treasurer, this 3<sup>rd</sup> day of April, 1998.

**FC ACQUISITION COMPANY**

By: *Lori M. Johnson*  
**Lori M. Johnson, Vice President**

**ATTEST:**

By: *Peter R. Gamboa*  
**Peter Gamboa, Asst. Treasurer**

e:\dad\corporat\amncertifutire