

09-23-2002



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

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

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

1. Name of conveying party(ies): Technical Coatings Corporation 9-18-02 Individual(s) Association General Partnership Limited Partnership Corporation-State NJ Other Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies) Name: Benjamin Moore & Company Internal Address: Street Address: 51 Chestnut Ridge Road City: Montvale State: NJ Zip: 07645 Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State New Jersey 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: August 22, 2002

4. Application number(s) or registration number(s): A. Trademark Application No.(s) B. Trademark Registration No.(s) 1,016,640 1,440,377 1,123,533 2,283,801 Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed: Name: Mark D. Godler Internal Address: Kaye Scholer LLP Street Address: 425 Park Avenue City: New York State: New York Zip: 10022

6. Total number of applications and registrations involved: 4 7. Total fee (37 CFR 3.41): \$ 115.00 Enclosed Authorized to be charged to deposit account 8. Deposit account number: (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. Mark D. Godler Name of Person Signing Signature September 12, 2002 Date Total number of pages including cover sheet, attachments, and document: 4

09/20/2002 GTOM11 00000186 1016640 40.00 DP 75.00 DP

Mail documents to be recorded with required cover sheet information to: Commissioner of Patent & Trademarks, Box Assignments Washington, D.C. 20231

TRADEMARK REEL: 2586 FRAME: 0766

**TRADEMARK ASSIGNMENT**

**WHEREAS**, Technical Coatings Co., whose address is 51 Chestnut Ridge Road, Montvale, NJ 07645 ("ASSIGNOR"), has adopted and registered, and is the owner of all right, title and interest in and to the marks shown in the Schedule attached hereto (the "Trademarks"), and the goodwill associated therewith; and

**WHEREAS**, Benjamin Moore & Co., ("ASSIGNEE"), whose address is 51 Chestnut Ridge Road, Montvale, NJ 07645, is desirous of acquiring ASSIGNOR's rights in the Trademarks and the goodwill associated therewith;

**NOW, THEREFORE** for good and valuable consideration of \$1.00, the receipt of which is hereby acknowledged, ASSIGNOR does hereby assign, transfer and convey to ASSIGNEE all of its right, title and interest in and to the Trademarks, including the U.S. registrations listed below and renewals and all common law rights thereof, together with the goodwill of the business associated with the use of and symbolized by the Trademarks, and the right to sue and recover for past infringements of the Trademarks. ASSIGNOR further agrees to execute any further formal papers or such other documents and to do such other acts as may be necessary and proper to vest record title in and to such Trademarks in ASSIGNEE.

**IN WITNESS THEREOF**, ASSIGNOR has caused this Trademark Assignment to be duly executed and delivered as of the date first written.

Technical Coatings Co.

Date: 8/22/02

By: JoAnn Glaccum  
Name: JoAnn Glaccum  
Title: Secretary

**SCHEDULE**

**Mark**

**Registration Number**

Acrothane

1016640

Epicon

1123533

"T"

1440377

Tear Drop Design

2283801