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Form PTO-1594 (Rev. 10/02) OMB No. 0651-0027 (exp. 6/30/2005) Tab settings

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): Builders Specialties and Hardware of Cincinnati, Inc. 1-16-03
Individual(s) Association General Partnership Limited Partnership Corporation-State Other
Additional name(s) of conveying party(ies) attached? Yes No

2. Name and address of receiving party(ies) Name: BSH Acquisition Company LLC
Internal Address:
Street Address: 1500 Amweld Drive
City: Garrettsville State: OH Zip: 44231
Individual(s) citizenship Association General Partnership Limited Partnership Corporation-State Other: Ohio limited liability company
If assigner 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: 12/31/02

4. Application number(s) or registration number(s):
A. Trademark Application No.(s)
B. Trademark Registration No.(s) 2341003 2312036
Additional number(s) attached Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:
Name:
Internal Address:
Street Address: SUITE 920 WASHINGTON DC 20005
City: State: Zip:

6. Total number of applications and registrations involved: 2
7. Total fee (37 CFR 3.41): \$ 65.00
Enclosed Authorized to be charged to deposit account
8. Deposit account number:

DO NOT USE THIS SPACE

9. Signature: Sharon S. Patterson Name of Person Signing
Signature: Sharon S. Patterson
Date: 1/13/03
Total number of pages including cover sheet, attachments, and document: 6

01/17/2003 6TON11 00000054 2341003

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

01 FC:8521 40.00 DP
02 FC:8522 25.00 DP

TRADEMARK REEL: 002650 FRAME: 0386

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE TRADEMARK
EXAMINING OPERATION

REGISTRANT (BY ASSIGNMENT) : BSH ACQUISITION COMPANY, LLC
REGISTRATION NUMBER : 2,341,003
MARK : BUILDERS SPECIALTIES & HARDWARE
STATE OF ORGANIZATION : OHIO
CLASS : 035

POWER OF ATTORNEY

TO: Assistant Commissioner for
Trademarks
Box NO FEE
2900 Crystal Drive
Arlington, Virginia 22202-3513

Applicant hereby appoints Michael A. Marrero, of the firm Ulmer & Berne LLP, including Peter Rome, Jennifer Lawr / Adams and Charles Crehore, having an address of 600 Vine Street, Suite 2800 Cincinnati, Ohio 45202-2409, being members of the Bar of the State of Ohio, to transact all business in the Patent and Trademark Office in connection with this registration.

Declaration

Jeffrey D. Welton, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C 1001, and that such willful false statements may jeopardize the validity of this registration, declares that he or she believes BSH Acquisition Company, LLC, to be the owner of the mark that is the subject of this registration pursuant to an

assignment that is being recorded with the Office; to the best of his or her knowledge and belief no other person, firm, corporation, or association has the right to use the above identified mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods or services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his or her own knowledge are true and all statements made on information and belief are believed to be true.

Date: December 31, 2002

BSH ACQUISITION COMPANY, LLC

By: *Jefrey David Weiser*
Print Name: JEFREY DAVID WEISER
Title: Manager

ASSIGNMENT

This assignment is made this 31st day of December, 2002, by Builders Specialties and Hardware of Cincinnati, Inc., an Indiana corporation, of 5145 Fischer Place, Cincinnati, Ohio 45217 ("Assignor"), and BSH Acquisition Company LLC, an Ohio limited liability company of 1500 Amweld Drive, Garrettsville, Ohio 44231 ("Assignee").

R E C I T A I S

- A. Assignor has adopted, has used and is using the marks "BUILDERS SPECIALTIES & HARDWARE", which is the subject of trademark registration number 2,341,003 in the U.S. Patent & Trademark Office, registration date April 11, 2000 and "BSH", which is the subject of trademark registration number 2,312,036 in the U.S. Patent & Trademark Office, registration date January 25, 2000 (the "Marks", collectively).
- B. Assignee desires to acquire the Marks.

In consideration of the foregoing and for other good and valuable consideration, receipt of which is hereby acknowledged, Assignor hereby assigns to Assignee all right, title and interest in and to the Marks together with the good will of the business symbolized by the Marks and in and to the registrations noted above, and the Assignor's rights to recover any damages from any pre-assignment infringer of either of the Marks.

Builders Specialties and Hardware of Cincinnati, Inc.

By: 

Print Name: George E. Thurner III

Title: President