

# TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT																																	
NATURE OF CONVEYANCE:	ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL																																	
<b>CONVEYING PARTY DATA</b>																																		
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 33%;">Name</th> <th style="width: 33%;">Formerly</th> <th style="width: 17%;">Execution Date</th> <th style="width: 17%;">Entity Type</th> </tr> <tr> <td>The Sherwin-Williams Company</td> <td></td> <td>02/01/2009</td> <td>CORPORATION: OHIO</td> </tr> </table>	Name	Formerly	Execution Date	Entity Type	The Sherwin-Williams Company		02/01/2009	CORPORATION: OHIO																										
Name	Formerly	Execution Date	Entity Type																															
The Sherwin-Williams Company		02/01/2009	CORPORATION: OHIO																															
<b>RECEIVING PARTY DATA</b>																																		
Name:	SWIMC, Inc.																																	
Street Address:	300 Delaware Avenue																																	
Internal Address:	Suite 522																																	
City:	Wilmington																																	
State/Country:	DELAWARE																																	
Postal Code:	198011607																																	
Entity Type:	CORPORATION: DELAWARE																																	
<b>PROPERTY NUMBERS Total: 10</b>																																		
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 20%;">Property Type</th> <th style="width: 20%;">Number</th> <th style="width: 60%;">Word Mark</th> </tr> <tr> <td>Serial Number:</td> <td>77009693</td> <td>BRIGHTS</td> </tr> <tr> <td>Serial Number:</td> <td>77625688</td> <td>DECKSCAPES</td> </tr> <tr> <td>Serial Number:</td> <td>77359867</td> <td>ELECTRO WIZARD</td> </tr> <tr> <td>Serial Number:</td> <td>77647529</td> <td>FILL BOND</td> </tr> <tr> <td>Serial Number:</td> <td>77562374</td> <td>REFRESH</td> </tr> <tr> <td>Registration Number:</td> <td>3532252</td> <td>REFRESH</td> </tr> <tr> <td>Serial Number:</td> <td>77583252</td> <td>REFRESH</td> </tr> <tr> <td>Registration Number:</td> <td>3544093</td> <td>SHERMAGIC</td> </tr> <tr> <td>Serial Number:</td> <td>77511035</td> <td>SIMPLICITY</td> </tr> <tr> <td>Serial Number:</td> <td>77636599</td> <td>STEALTH</td> </tr> </table>	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	
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																																
<b>CORRESPONDENCE DATA</b>																																		
Fax Number: (216)515-4400 <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>																																		

OP \$265.00 77009693

**900126844**

**TRADEMARK**  
**REEL: 003934 FRAME: 0057**

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  
source=02012009 sw to swimc#page1.tif  
source=02012009 sw to swimc#page2.tif  
source=02012009 sw to swimc#page3.tif  
source=02012009 sw to swimc#page4.tif  
source=02012009 sw to swimc#page5.tif

**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>MARK</b>	<b>(SER. NO.)</b>
	<b>REG. NO.</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.

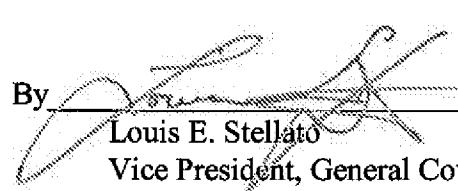
[SEAL]  
Attest:

By

  
Robert E. McDonald  
Associate General Counsel

THE SHERWIN-WILLIAMS COMPANY

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