# TRADEMARK ASSIGNMENT COVER SHEET

Electronic Version v1.1 Stylesheet Version v1.2 ETAS ID: TM394655

| SUBMISSION TYPE:      | NEW ASSIGNMENT                                     |  |
|-----------------------|--|--|
| NATURE OF CONVEYANCE: | ASSIGNMENT OF THE ENTIRE INTEREST AND THE GOODWILL |  |

#### **CONVEYING PARTY DATA**

| Name                            | Formerly | Execution Date | Entity Type       |
|---------------------------------|----------|----------------|-------------------|
| The Sherwin-Williams<br>Company |          | 05/01/2016     | Corporation: OHIO |

#### **RECEIVING PARTY DATA**

| Name:           | SWIMC, Inc.           |  |
|-----------------|-----------------------|--|
| Street Address: | PO Box 657            |  |
| City:           | Newark                |  |
| State/Country:  | DELAWARE              |  |
| Postal Code:    | 19715-0657            |  |
| Entity Type:    | Corporation: DELAWARE |  |

#### **PROPERTY NUMBERS Total: 13**

| Property Type        | Number   | Word Mark                                |  |  |
|----------------------|----------|--|--|--|
| Serial Number:       | 86486029 | ATTENTION: SAMPLES MAY CAUSE INSPIRATION |  |  |
| Registration Number: | 4847640  | DESIGN EXPERTISE MEETS LEGENDARY QUALITY |  |  |
| Registration Number: | 4886443  | DESIGN-IT-YOURSELF                       |  |  |
| Serial Number:       | 86139094 | ENVIROLOCK                               |  |  |
| Serial Number:       | 86348078 | KEM AQUAFLUOR                            |  |  |
| Serial Number:       | 86919770 | KOOL SEAL                                |  |  |
| Registration Number: | 4838173  | RESISTAIN                                |  |  |
| Serial Number:       | 86485993 | SCRUBSURE                                |  |  |
| Serial Number:       | 86539020 | SMOOTH FILL                              |  |  |
| Serial Number:       | 86485964 |  |  |  |
| Serial Number:       | 86485981 |  |  |  |
| Registration Number: | 4838172  | TRY A COLOR ON FOR SIZE                  |  |  |
| Serial Number:       | 86439303 | WEATHERTUFF                              |  |  |

#### **CORRESPONDENCE DATA**

Fax Number: 2165154400

Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent using a fax number, if provided; if that is unsuccessful, it will be sent via US Mail.

Phone: 2165155504

Email: legal\_ip@sherwin.com

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REEL: 005852 FRAME: 0012 900374436

Correspondent Name: Juliet P. Castrovinci, Legal Dept.

Address Line 1: 101 W. Prospect Avenue

Address Line 2: c/o The Sherwin-Williams Company

Address Line 4: Cleveland, OHIO 44115-1075

| NAME OF SUBMITTER: Gregory F. Lavelle, Vice President |            |
|---|------------|
| SIGNATURE:  | /gf/       |
| DATE SIGNED:  | 08/11/2016 |

## **Total Attachments: 4**

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#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| The Sherwin-Williams Company |                  | )      |  |
|------------------------------|------------------|--------|--|
|                              | Conveying Party, | )      |  |
| and                          |                  | )      |  |
| SWIMC, Inc.                  |                  | )<br>} |  |
|                              | Receiving Party. | Ó      |  |

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 May 1, 2016, in which the following U.S. Trademark Applications and Registrations were assigned from The Sherwin-Williams Company to SWIMC, Inc.:

| Trademark  | Application / Registration<br>Number |
|--|--------------------------------------|
| ATTENTION: SAMPLES MAY CAUSE INSPIRATION, SATISFACTION AND DELIGHT | 86/486029                            |
| DESIGN EXPERTISE MEETS LEGENDARY<br>QUALITY                        | 4847640                              |
| DESIGN-IT-YOURSELF   | 4886443                              |
| ENVIROLOCK   | 86/139094                            |
| KEM AQUAFLUOR  | 86/348078                            |
| KOOLSEAL   | 86/919770                            |
| RESISTAIN  | 4838173                              |
| SCRUBSURE  | 86/485993                            |
| SMOOTH FILL  | 86/539020                            |

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TRADEMARK REEL: 005852 FRAME: 0014

| Trademark               | Application / Registration<br>Number |  |
|-------------------------|--------------------------------------|--|
|                         | 86/485964                            |  |
|                         | 86/485981                            |  |
| TRY A COLOR ON FOR SIZE | 4838172                              |  |
| WEATHERTUFF             | 86/439303                            |  |

SWIMC, Inc., having an office and place of business at 850 Library Avenue, Suite 204, Newark, Delaware 19711, respectfully requests that the attached assignment be made of record for the above-identified U.S. Trademark Registrations and Pending Applications.

The undersigned, acting on behalf of SWIMC, Inc., hereby appoints JAMES C. SCOTT, Reg. No. 35,351 and VIVIEN Y. TSANG, Reg. No. 40,209 and DANIEL ARI SHERWIN, Reg. No. 63,843, and JULIET P. CASTROVINCI, and PETER T. NGUYEN, Reg. No. 58,282 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) 515-5504 and whose email address is legal\_ip@sherwin.com, 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.

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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 an office and place of business at 850 Library Avenue, Suite 204, New Castle County, Newark, Delaware 19711, 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 May 2016, and affixed its corporate seal hereunto.

[SEAL] Attest:

Juliet P. Castrovinci

Corporate Counsel, Intellectual Property

THE SHERWIN-WILLIAMS COMPANY

Catherine M. Kilbane

Senior Vice President, General

Counsel and Secretary

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#### Schedule A

# U.S. TRADEMARK APPLICATIONS

| Trademark  | Serial Number | Filing Date | Division/Royalty<br>Rate                    |
|--|---------------|-------------|---|
| ATTENTION: SAMPLES MAY<br>CAUSE INSPIRATION,<br>SATISFACTION AND DELIGHT | 86/486029     | 19-Dec-2014 | Diversified Brands<br>3%                    |
| ENVIROLOCK   | 86/139094     | 10-Dec-2013 | Diversified Brands<br>(M.L. Campbell)<br>3% |
| KEM AQUAFLUOR  | 86/348078     | 25-Jul-2014 | Global Finishes<br>(Product Finishes)<br>3% |
| KOOLSEAL   | 86/919770     | 25-Feb-2016 | Diversified Brands<br>(KST)<br>3%           |
| SCRUBSURE  | 86/485993     | 19-Dec-2014 | Diversified Brands<br>3%                    |
| SMOOTH FILL  | 86/539020     | 18-Feb-2015 | Stores<br>5%                                |
|  | 86/485964     | 19-Dec-2014 | Diversified Brands<br>3%                    |
|  | 86/485981     | 19-Dec-2014 | Diversified Brands<br>3%                    |
| WEATHERTUFF  | 86/439303     | 30-Oct-2014 | Diversified Brands                          |

# U.S. TRADEMARK REGISTRATION

| Trademark                                   | Registration<br>Number | Registration<br>Date | Division/Royalty<br>Rate             |
|---|------------------------|----------------------|--------------------------------------|
| DESIGN EXPERTISE MEETS<br>LEGENDARY QUALITY | 4847640                | 03-Nov-2015          | Diversified Brands<br>3%             |
| DESIGN-IT-YOURSELF                          | 4886443                | 12-Jan-2016          | Diversified Brands<br>(Krylon)<br>3% |
| RESISTAIN                                   | 4838173                | 20-Oct-2015          | Diversified Brands<br>3%             |
| TRY A COLOR ON FOR SIZE                     | 4838172                | 20-Oct-2015          | Diversified Brands<br>3%             |

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**RECORDED: 08/11/2016**