

MPA
2-12-99



RECORD



To the Honor

02-12-1999

Serial

100972553

Transmittals or copy thereof.

<p>1. Name of National Authority: U.S. Patent & TMO/c/TM Mail Rcpt Dt. #26</p> <p><input type="checkbox"/> Individual(s) <input type="checkbox"/> Association <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input checked="" type="checkbox"/> Corporation-State of Georgia <input type="checkbox"/> Other _____</p> <p>Additional names of conveying party(ies) attached? <input type="checkbox"/> yes <input checked="" type="checkbox"/> no</p> <hr/> <p>3. Nature of Conveyance</p> <p><input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other _____</p> <p>Execution Date: <u>4/7/93</u></p>	<p>2. Name and address of receiving party(ies):</p> <p>Name: <u>Bondo/Mar-Hyde Corporation</u> Internal Address: _____ _____ Street Address: _____ <u>3700 Atlanta Industrial Parkway</u> City <u>Atlanta</u> State <u>Georgia</u> Zip: <u>30331</u></p> <p><input type="checkbox"/> Individual(s) citizenship _____ <input type="checkbox"/> Association _____ <input type="checkbox"/> General Partnership _____ <input type="checkbox"/> Limited Partnership _____ <input checked="" type="checkbox"/> Corporation-State <u>Ohio</u> <input type="checkbox"/> Other _____</p> <p>Additional name(s) & address(es) attached? <input type="checkbox"/> yes <input checked="" type="checkbox"/> no</p>
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4. Application number(s) or patent number(s):

A. Trademark Application No(s):	B. Trademark Registration No(s):
	:733,648; 1,122,608; 1,669,186; 1,133,901; 1,751,291; 781,611; :1,121,425; 1,098,797; 663,661; 1,750,925; 1,090,900; 1,088,146; :1,587,331; 781,609; 761,811; 1,083,534; 748,973; 1,133,906; :624,778.

Additional numbers attached? Yes No

<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>James A. Dimitrijevs Calfee, Halter & Griswold LLP 800 Superior Avenue - Suite 1400 Cleveland, Ohio 44114-2688</p> <hr/> <p>CERTIFICATE OF MAILING</p> <p>Date : February 9, 1999</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Va., 22202-3513.</p> <p>Date: <u>2/9/99</u> <u>Yolanda S. Todd</u> (Signature)</p>	<p>6. Total number of applications and registrations involved: <u>20</u></p> <hr/> <p>7. Total fee (37 CFR 3.41): <u>\$540.00</u></p> <p><input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account <input type="checkbox"/> Total Fee Due <input checked="" type="checkbox"/> Any deficiencies in the enclosed fees.</p> <hr/> <p>8. Deposit account number: <u>03-0172</u> <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge our deposit account for any deficiencies in the enclosed fees.</p> <p>(Attach duplicate copy of this page if paying by deposit account)</p>
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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.

James A. Dimitrijevs James A. Dimitrijevs February 9, 1999
Name of Person Signing Signature Date

Total number of pages comprising transmittal: 6

02/23/1999 SBURNS 00000104 7336481

01 FC:481 40.00 OP
02 FC:482 500.00 OP

Schedule A

Trademarks and Trade Names

Trademark/ Trade Name	Reg./App No.	Reg. Jurisd.	Reg. Status	Reg. Date
BLACK MAGIC	733,648	U.S.	Registered	July 3, 1962
BOND-N-5	1,122,608	U.S.	Registered	July 24, 1979
BODY CRAFT (stylized)	1,083,989	U.S.	Expired	January 31, 1978
COMPOSITITE			Unfiled	
COMPOSITITE SMC REPAIR SERIES	74/290,041	U.S.	Abandoned	
CRANKER			Unfiled	
CRANKER JR.	1,669,186	U.S.	Registered	December 24, 1991
EPIC			Unfiled	
FIBERGEL	1,133,901	U.S.	Registered	April 29, 1980
GOOD VIBRATIONS	1,751,291	U.S.	Registered	February 9, 1993
GOOD VIBRATIONS	74/038,419	U.S.	Abandoned	
GREEN MAGIC	781,611	U.S.	Registered	December 15, 1964
HOT CAT	1,121,425	U.S.	Registered	July 3, 1979
LITE 'N' EASY	74/215,202	U.S.	Abandoned	
LITE-N-EASY (stylized)	1,098,797	U.S.	Registered	August 8, 1978
MAXIPRECOAT			Unfiled	
NATIONAL AUTOBODY SUPPLY			Unfiled	
NU-BOND	663,661	U.S.	Registered	July 1, 1958
MG+			Unfiled	
PLAZMASK			Unfiled	
POLY FLOW	1,750,925	U.S.	Registered	February 9, 1993
PROLITE	1,090,900	U.S.	Registered	May 9, 1978
PROLITE II (stylized)	1,412,343	U.S.	Cancelled	October 7, 1986
PRO-PAK	1,351,660	U.S.	Cancelled	July 30, 1985
PROWITE	1,088,146	U.S.	Registered	March 28, 1978
SAVINITE	1,587,331	U.S.	Registered	March 20, 1990
SHINE-ON	74/038,401	U.S.	Abandoned	
SILVER MAGIC	781,609	U.S.	Registered	December 15, 1964
SMC EPOXY			Unfiled	

Trademark/ Trade Name	Reg./App No.	Reg. Jurisd.	Reg. Status	Reg. Date
SNOWITE	761,811	U.S.	Registered	December 24, 1963
STYLITE			Unfiled	
SUPERGLAZE			Unfiled	
SUPERLITE	TM13,193	Ohio	Registered	May 25, 1990
SUPERLITE (stylized)	1,082,555	U.S.	Expired	January 17, 1978
SUPER WITE (stylized)	1,083,534	U.S.	Registered	January 24, 1978
SWISS	748,973	U.S.	Registered	May 7, 1963
SWISS	873,697	U.S.	Expired	July 29, 1969
SWISS GLAS	1,133,906	U.S.	Registered	April 29, 1980
SWISS GLAS II (stylized)	1,373,210	U.S.	Cancelled	December 3, 1985
SWISS LABORATORY	TN105,112	Ohio	Cancelled	October 19, 1987
SWISS PAK	1,375,358	U.S.	Cancelled	December 17, 1985
SWISS TECH and Design	1,372,012	U.S.	Cancelled	November 26, 1985
THE BODY PATCH	74/038,523	U.S.	Abandoned	
THE CRANKER	1,630,606	U.S.	Cancelled	January 8, 1991
THE CRANKER	2,174,507	U.S.	Registered	July 21, 1998
WATERTITE and Design	624,778	U.S.	Registered	April 10, 1956
WET SAND			Unfiled	
WHITE COMET	908,399	U.S.	Expired	February 23, 1971
5W	1,393,681	U.S.	Cancelled	May 20, 1986

ASSIGNMENT OF TRADEMARKS AND TRADE NAMES

For One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, National Autobody Supply Company, a Georgia corporation with a place of business at 5051 Snapfinger Woods Drive, Decatur, Georgia (hereinafter, "Assignor"), hereby sells, assigns, transfers, grants, releases, and quit-claims to Bondo/Mar-Hyde Corporation, an Ohio corporation with a place of business at 3700 Atlanta Industrial Parkway, Atlanta, Georgia 30331, its successors, assigns, or other legal representatives or designees (hereinafter "Assignee"), Assignor's entire rights, title, and interest in and to the trademarks and trade names listed on Schedule A attached hereto, together with any trade dress associated therewith, including the goodwill of the business associated with and symbolized by said trademarks, trade names, and trade dress, and any registrations and applications therefor (hereinafter "Marks and Names").

Assignor agrees that at the request of Assignee, Assignor will, without additional consideration, execute any documents deemed necessary by Assignee:

- (a) to vest all rights, title, and interest in the Marks and Names in Assignee or any party designated by Assignee; and
- (b) to enable Assignee to seek, register, maintain, or enforce rights in the Marks and Names anywhere in the world, to the extent Assignor is able to do so.

Assignor further sells, assigns, transfers, grants, releases, and quit-claims to Assignee, its successors, assigns, or other legal representatives, any and all claims for damages by reason of past, present, or future infringement of said Marks and Names, and the right to sue for and collect the same for its own use and benefit and that of its successors, assigns, or other legal representatives.

This Agreement is executed pursuant to the Asset Purchase Agreement between Assignor and Assignee dated December 21, 1998.

IN WITNESS WHEREOF, the parties hereto have executed this Assignment effective as of this 21st day of December, 1998.

NATIONAL AUTOBODY SUPPLY COMPANY

By: David D. Machamer

Name: DAVID D. MACHAMER

Title: President

STATE OF GEORGIA)
)
COUNTY OF FULTON)

SS:

This 21st day of December, 1998, before me personally appeared David D. Machamer, to me known as the President of National Autobody Supply Company a Georgia corporation, who executed the foregoing Assignment and acknowledged that he was authorized to execute the same as the free act and deed of such corporation.

Lisa R. Herman
Notary Public

My commission expires:



ACKNOWLEDGED AND AGREED

BONDO/MAR-HYDE CORPORATION

By: _____

Name: _____

Title: _____

STATE OF _____)
)
COUNTY OF _____)

SS:

This _____ day of _____, 1998, before me personally appeared _____, to me known as the _____ of Bondo/Mar-Hyde Corporation an Ohio corporation, who executed the foregoing Assignment and acknowledged that he was authorized to execute the same as the free act and deed of such corporation.

Notary Public

My commission expires: _____

STATE OF _____)
)
COUNTY OF _____)

SS:

This _____ day of _____, 1998, before me personally appeared _____, to me known as the _____ of National Autobody Supply Company a Georgia corporation, who executed the foregoing Assignment and acknowledged that he was authorized to execute the same as the free act and deed of such corporation.

Notary Public

My commission expires: _____

ACKNOWLEDGED AND AGREED:

BONDO/MAR-HYDE CORPORATION

By: Carlton E. Hanson

Name: Carlton E. Hanson

Title: President

STATE OF GEORGIA)
)
COUNTY OF COBB)

SS:

This 28th day of DECEMBER 1998, before me personally appeared CARLTON E. HANSON to me known as the PRESIDENT of Bondo/Mar-Hyde Corporation an Ohio corporation, who executed the foregoing Assignment and acknowledged that he was authorized to execute the same as the free act and deed of such corporation.

[Signature]
Notary Public

My commission expires: Notary Public, Cobb County, Georgia
Commission Expires January 7, 1999