

11-03-2000



101505675

10-25-00

C

U.S. Department of Commerce  
Patent and Trademark Office  
TRADEMARK

### RECORDATION FORM COVER SHEET TRADEMARKS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

#### Submission Type

- New
- Resubmission (Non-Recordation)  
Document ID #
- Correction of PTO Error  
Reel #  Frame #
- Corrective Document  
Reel #  Frame #

#### Conveyance Type

- Assignment  License
- Security Agreement  Nunc Pro Tunc Assignment  
Effective Date  
Month Day Year
- Merger
- Change of Name
- Other

#### Conveying Party

Mark if additional names of conveying parties

Execution Date  
Month Day Year

Name

Formerly

- Individual  General Partnership  Limited Partnership  Corporation  Association

Other

Citizenship/State of Incorporation/Organization

#### Receiving Party

Mark if additional names of receiving parties attached

Name

DBA/AKA/TA

Composed of

Address (line 1)

Address (line 2)

Address (line 3)     
City State/Country Zip Code

- Individual  General Partnership  Limited Partnership  Association

Corporation  Association

Other

Citizenship/State of Incorporation/Organization

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

#### FOR OFFICE USE ONLY

11/07/2000 DNGUYEN 00000035 041129 1844029

01 FC:481 40.00 CH

Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practices. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

TRADEMARK  
REEL: 002167 FRAME: 0690

**Domestic Representative Name and Address**

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Correspondent Name and Address**

Area Code and Telephone Number

216 566-2487

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

**Pages**

Enter the total number of pages of the attached conveyance document including any attachments.

#

**Trademark Application Number(s) or Registration Number(s)**

Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

<input type="text"/>	<input type="text"/>	<input type="text"/>	1844029	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

**Number of Properties**

Enter the total number of properties involved.

#

1

**Fee Amount**

Fee Amount for Properties Listed (37 CFR 3.41):

\$

40

Method of Payment:

Enclosed

Deposit Account

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

04-1129

Authorization to charge additional fees:

Yes



No



**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. Charges to deposit account are authorized, as indicated herein.

Donald J. Puglisi

Name of Person Signing

  
Signature

10/24/00

Date Signed

08-11-1997



100507376

WIRD  
07-30-97

Tab settings → → → ▼  
To the Honorable Commissioner of Patent and Trademark

Attached original documents or copy thereof.

1. Name of conveying party(ies):

The Sherwin-Williams Company  
101 Prospect Avenue, NW  
Cleveland, Ohio 44115-1075

2. Name and address of receiving party(ies):

Name: DIMC, Inc.  
Internal Address: Suite 522

- Individual(s)
- General Partnership
- Corporation-State Ohio
- Other \_\_\_\_\_

Street Address: 300 Delaware Avenue  
City: Wilmington State: DE ZIP: 19801

Additional names(s) of conveying party(ies)  Yes  No

- Individual(s) citizenship \_\_\_\_\_
- Association \_\_\_\_\_
- General Partnership \_\_\_\_\_
- Limited Partnership \_\_\_\_\_
- Corporation-State Delaware
- Other \_\_\_\_\_

3. Nature of conveyance:

- Assignment
- Security Agreement
- Other \_\_\_\_\_
- Merger
- Change of Name

If assignee is not domiciled in the United States, a domestic designation is  Yes  N  
(Designations must be a separate document from Additional name(s) & address(es)  Yes  N

Execution Date: May 1, 1997

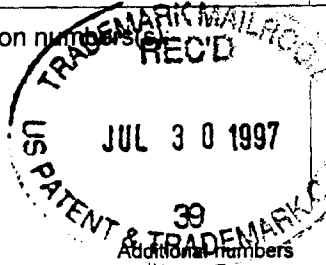
4. Application number(s) or registration number(s)

A. Trademark Application No.(s)

74/717388  
74/734049  
74/716182

B. Trademark Registration No.(s)

1,863,007	1,964,752	1,239,077
1,205,918	1,884,029	848,782
1,997,128	1,228,898	740,349



Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Robert E. McDonald, Esq.

Internal Address: 1100 Midland Bldg. - Legal Dept.

Street Address: 101 Prospect Avenue, NW

City: Cleveland State: OH ZIP: 44115

6. Total number of applications and registrations involved:.....

12

7. Total fee (37 CFR 3.41):.....\$ \$315.00

- Enclosed
- Authorized to be charged to deposit account

8. Deposit account number:

04-1129

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

08/07/1997 RRABELD 00000018 DA#041129 74717388  
01 FC:481 40.00 CH  
02 FC:482 275.00 CH

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.

Donald J. Puglisi  
Name of Person Signing

Donald J. Puglisi  
Signature

4/29/97  
Date

Total number of pages including cover sheet, attachments, and

6

TRADEMARK

**ASSIGNMENT AGREEMENT**

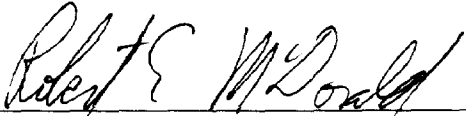
KNOW ALL MEN BY THESE PRESENTS, that The Sherwin-Williams Company, an Ohio corporation with its principal place of business at 101 Prospect Avenue NW, Cleveland, Ohio 44115-1075, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, does hereby assign, transfer and convey unto DIMC, Inc., a Delaware corporation with its only 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.

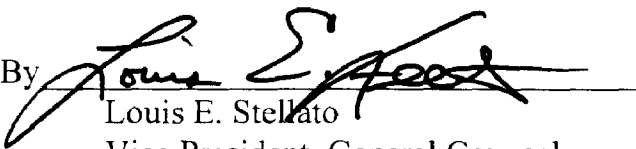
IN WITNESS WHEREOF, The Sherwin-Williams Company, through its authorized officers, has executed this instrument, effective as of this 1st day of May, 1997, and affixed its corporate seal hereunto.

[SEAL]

Attest:

THE SHERWIN-WILLIAMS COMPANY


By   
Robert E. McDonald  
Associate General Counsel

By   
Louis E. Stellato  
Vice President, General Counsel  
and Secretary

STATE OF OHIO )  
 ) SS.  
COUNTY OF CUYAHOGA)

On the 17th day of July, 1997, 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 Aug. 21, 1999

Schedule A

**U.S. PENDING TRADEMARKS**

<b><u>Trademark</u></b>	<b><u>Ser. No.</u></b>	<b><u>Filing Date</u></b>
FABULOUS FINISHES	74/717388	18AUG95
MAKE IT CRACKLE!	74/734049	25SEP95
MAKE IT STONE!	74/716182	11AUG95

**U.S. REGISTERED TRADEMARKS**

<b><u>Trademark</u></b>	<b><u>Reg. No.</u></b>	<b><u>Reg. Date</u></b>
CLEARLY CLEAN	1,863,007	15NOV94
KIND 'N GENTLE	1,205,918	24AUG82
KRYLON	1,997,128	27AUG96
MAGNIFICO	1,964,752	26MAR96
SPRING FRESH	1,884,029	12JUL94
SPRING FRESH	1,228,898	01MAR83
SUN (DESIGN)	1,239,077	24MAY83
T-RIF	848,782	07MAY68
TOPS	740,349	06NOV62

Schedule A

U.S. PENDING TRADEMARKS

<u>Trademark</u>	<u>Ser. No.</u>	<u>Filing Date</u>
FABULOUS FINISHES	74/717388	18AUG95
MAKE IT CRACKLE!	74/734049	25SEP95
MAKE IT STONE!	74/716182	11AUG95

U.S. REGISTERED TRADEMARKS

<u>Trademark</u>	<u>Reg. No.</u>	<u>Reg. Date</u>
CLEARLY CLEAN	1,863,007	15NOV94
KIND 'N GENTLE	1,205,918	24AUG82
KRYLON	1,997,128	27AUG96
MAGNIFICO	1,964,752	26MAR96
SPRING FRESH	1,844,029 <i>df</i>	12JUL94
SPRING FRESH	1,228,898	01MAR83
SUN (DESIGN)	1,239,077	24MAY83
T-RIF	848,782	07MAY68
TOPS	740,349	06NOV62