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(12)

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Teller et al.

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(54) COSMETIC PRODUCT CONTAINER

(71) Applicant: EOS PRODUCTS, LLC, New York, NY (US)

(72) Inventors: Jonathan Teller, New York, NY (US);
Sanjiv Mehra, New York, NY (US);
Peter Waxman, New York, NY (US);
Joseph Speter, New York, NY (US);
Sherry Jhawar, New York, NY (US);
Hamish Campbell, New York, NY (US)

(73) Assignee: EOS PRODUCTS, LLC, New York, NY (US)

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Related U.S. Application Data

(63) Continuation of application No. 29/679,333, filed on Feb. 5, 2019, now Pat. No. Des. 951,548, which is a continuation of application No. 29/573,625, filed on Aug. 8, 2016, now Pat. No. Des. 840,107, which is a continuation-in-part of application No. 29/570,374, filed on Jul. 7, 2016, now Pat. No. Des. 838,912, and a continuation-in-part of application No. 29/488,848, filed on Apr. 23, 2014, now Pat. No. Des. 764,113, and a continuation-in-part of application No. 29/488,846, filed on Apr. 23, 2014, now Pat. No. Des. 771,873, and a continuation-in-part of application No. 29/488,850, filed on Apr. 23, 2014, now Pat. No. Des. 769,533, and a continuation-in-part of application No. 29/488,847, filed on Apr. 23, 2014, now Pat. No. Des. 764,112, and a continuation-in-part of application No. 29/488,849, filed on Apr. 23, 2014, now Pat. No. Des. 764,114, and a continuation-in-part of application No. 29/488,104, filed on Apr. 16, 2014, now Pat. No. Des. 764,111, and a continuation-in-part of application No. 29/488,103, filed on Apr. 15, 2014, now Pat. No. Des. 764,110, and a continuation-in-part of application No.

29/488,102, filed on Apr. 15, 2014, now Pat. No. Des. 764,109, and a continuation-in-part of application No. 29/488,096, filed on Apr. 15, 2014, now Pat. No. Des. 764,711, and a continuation-in-part of application No. 29/488,093, filed on Apr. 15, 2014, now Pat. No. Des. 770,685, and a continuation-in-part of application No. 29/488,099, filed on Apr. 15, 2014, now Pat. No. Des. 777,983, and a continuation-in-part of application No. 29/488,098, filed on Apr. 15, 2014, now Pat. No. Des. 764,712, and a continuation-in-part of application No. 29/488,100, filed on Apr. 15, 2014, now Pat. No. Des. 764,713, and a continuation-in-part of application No. 29/488,101, filed on Apr. 15, 2014, now Pat. No. Des. 764,714, and a continuation-in-part of application No. 29/488,097, filed on Apr. 15, 2014, now Pat. No. Des. 766,512, and a continuation-in-part of application No. 29/488,095, filed on Apr. 15, 2014, now Pat. No. Des. 764,710, and a continuation-in-part of application No. 29/488,094, filed on Apr. 15, 2014, now Pat. No. Des. 764,108, and a continuation-in-part of application No. 29/486,497, filed on Mar. 31, 2014, now Pat. No. Des. 804,099, and a continuation-in-part of application No. 29/479,120, filed on Jan. 13, 2014, now Pat. No. Des. 764,106, and a continuation-in-part of application No. 29/479,117, filed on Jan. 13, 2014, now Pat. No. Des. 764,105, said application No. 29/570,374 is a continuation of application No. 29/479,116, filed on Jan. 13, 2014, now Pat. No. Des. 762,329, said application No. 29/573,625 is a continuation-in-part of application No. 29/479,122, filed on Jan. 13, 2014, now Pat. No. Des. 764,107, and a continuation-in-part of application No. 29/479,121, filed on Jan. 13, 2014, now Pat. No. Des. 763,512.

- (51)

LOC (15) Cl.

28-03
- (52)

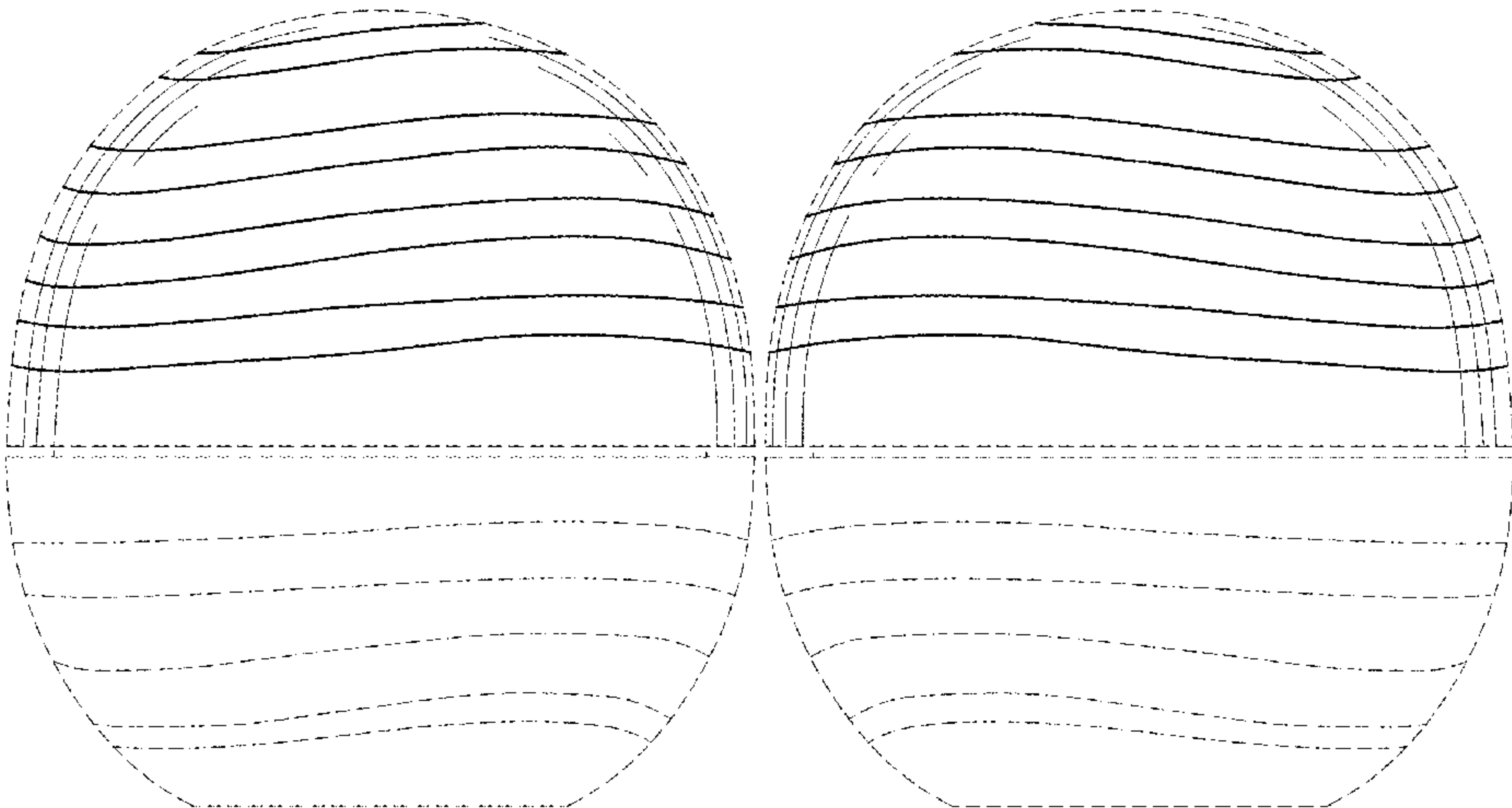
U.S. Cl.

USPC D28/85
- (58)

Field of Classification Search

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D3/201, 273, 274, 276, 283, 294, 295,
D3/307
CPC A45D 33/006; A45D 33/26; A45D 33/28;
A45D 40/00; A45D 40/023; A45D
40/221; A45D 40/10; A45D 33/18; A45D
33/20; A45D 33/22; A45D 29/20; A45D
8/002

See application file for complete search history.



(56)

References Cited

U.S. PATENT DOCUMENTS

D16,159 S 7/1885 Atterbury
1,852,455 A 4/1932 Friedman
D144,516 S * 4/1946 Reilly D28/79
2,745,642 A 5/1956 Hermann
3,167,079 A 1/1965 Weil
D206,463 S 12/1966 Federighi
3,292,840 A 12/1966 Schmidt
3,494,515 A 2/1970 Fattori
D276,282 S 11/1984 Burg
4,765,501 A 8/1988 Kao
D309,419 S 7/1990 Berg
5,044,496 A 9/1991 Tanaka
D321,129 S 10/1991 Giuseppe
D322,558 S 12/1991 Halm et al.
D326,411 S 5/1992 Wefler
D358,231 S 5/1995 Liu
D378,275 S 3/1997 Rusnock et al.
D380,672 S 7/1997 Rowe
D382,207 S 8/1997 Rowe
D396,382 S 7/1998 Hsu
D400,620 S * 11/1998 Barton, Jr. D21/713
D403,123 S 12/1998 Sgariboldi
6,193,427 B1 2/2001 Benguigui
D443,826 S 6/2001 Gnann et al.
D446,616 S 8/2001 Denney
D447,305 S 8/2001 Hughes
D450,882 S 11/2001 Colwell et al.
D452,586 S 12/2001 Look
D452,588 S 12/2001 Look
D454,664 S 3/2002 Look
6,391,972 B1 5/2002 Hatakeyama
D465,609 S 11/2002 Jackel-Marken
D465,733 S 11/2002 Hill
D469,697 S 2/2003 Herrin
D472,014 S 3/2003 Jackel-Marken
D474,021 S 5/2003 Lenaerts
D512,199 S 12/2005 Ibanez
D516,431 S 3/2006 Vintro
D518,382 S 4/2006 McGuinness
D521,868 S 5/2006 Arima
D525,437 S 7/2006 Leisch et al.
D537,563 S 2/2007 Taniguchi et al.
D541,052 S 4/2007 Miller et al.
D552,997 S 10/2007 Blasko
D554,529 S * 11/2007 Green D9/726
D564,900 S 3/2008 Green et al.
D570,219 S 6/2008 Blasko
D572,145 S 7/2008 Knapp et al.
D579,213 S 10/2008 Aipa
D592,064 S * 5/2009 Kilany D9/551
D592,463 S 5/2009 Ehrenhaus et al.
D592,512 S 5/2009 Dubitsky et al.
D599,560 S 9/2009 Sharma
D609,107 S 2/2010 Dubitsky et al.
D612,245 S 3/2010 Canamasas Puigbo
D614,452 S 4/2010 Ablo
D622,597 S 8/2010 Dabrowski
D622,604 S 8/2010 Wheeler
D622,968 S 9/2010 Mercer
D625,469 S 10/2010 Dubitsky et al.
D631,204 S * 1/2011 Dubitsky D9/551
D635,371 S 4/2011 Schilling et al.
D639,176 S 6/2011 Paulo Caldas
D644,939 S 9/2011 Teller
D650,241 S 12/2011 Ehrenhaus et al.
D650,994 S 12/2011 Sheehan et al.
D656,741 S 4/2012 Snyder
D656,798 S 4/2012 Guastafeste
D662,652 S 6/2012 Browder
D663,126 S 7/2012 Lapinid et al.
D672,965 S 12/2012 Sheehan et al.
D672,966 S 12/2012 Sheehan et al.
D672,967 S * 12/2012 Sheehan D5/56
D678,685 S 3/2013 Kase et al.
D681,278 S 4/2013 Schlatter

8,444,337 B2 5/2013 Teller
D688,000 S 8/2013 Johnson et al.
D689,366 S 9/2013 Kohne et al.
D695,552 S 12/2013 Gatto
D705,988 S 5/2014 Scott et al.
D708,726 S 7/2014 Gordon et al.
D708,790 S 7/2014 Schlatter
D709,564 S * 7/2014 Baumann D21/407
D710,544 S 8/2014 Shen
D715,142 S 10/2014 Allen et al.
D726,028 S 4/2015 Thompson
D726,219 S 4/2015 Chaudhri et al.
D735,414 S * 7/2015 Schlatter D9/600
D762,329 S 7/2016 Teller et al.
D763,512 S 8/2016 Teller et al.
D764,105 S * 8/2016 Teller D9/554
D764,106 S 8/2016 Teller et al.
D764,107 S 8/2016 Teller et al.
D764,108 S 8/2016 Teller et al.
D764,109 S 8/2016 Teller et al.
D764,110 S 8/2016 Teller et al.
D764,111 S * 8/2016 Teller D9/554
D764,112 S 8/2016 Teller et al.
D764,113 S 8/2016 Teller et al.
D764,114 S 8/2016 Teller et al.
D764,710 S * 8/2016 Teller D9/554
D764,711 S * 8/2016 Teller D9/554
D764,712 S 8/2016 Teller et al.
D764,713 S * 8/2016 Teller D9/554
D764,714 S * 8/2016 Teller D9/554
D766,512 S * 9/2016 Teller D9/554
D769,377 S * 10/2016 Wolff D21/468
D769,533 S 10/2016 Teller et al.
D770,685 S * 11/2016 Teller D9/554
D771,873 S * 11/2016 Teller D9/551
D777,983 S * 1/2017 Teller D9/554
D804,099 S * 11/2017 Teller D9/554
D813,480 S 3/2018 Burazin
D819,983 S 6/2018 Barran et al.
D833,076 S * 11/2018 Teller D9/554
D833,077 S * 11/2018 Teller D9/554
D838,912 S * 1/2019 Teller D9/554
D838,913 S * 1/2019 Teller D9/554
D840,107 S * 2/2019 Teller D9/554
D870,388 S * 12/2019 Cleij
D918,047 S * 5/2021 Kramarius et al.
D951,548 S * 5/2022 Teller D9/554
D995,917 S * 8/2023 Teller D28/85
D1,026,139 S * 5/2024 Chen D21/713
2007/0017915 A1 1/2007 Weder et al.
2011/0135377 A1 * 6/2011 Teller A45D 40/12
424/727
2011/0247144 A1 10/2011 Oh et al.

FOREIGN PATENT DOCUMENTS

JP 1136041 3/2002
JP 2004-321410 11/2004
KR 3020230009450 * 5/2023

OTHER PUBLICATIONS

EOS is Launching its Most Hydrating Lip Balm Yet, Published on: Apr. 16, 2019 (online), Retrieved on: Jun. 14, 2024 (online), <https://www.refinery29.com/en-us/2019/04/229928/eos-moisture-hit-hemp-seed-lip-balm-review> (Year: 2019).*
EOS lip balm caused blister, rash, lawsuit claims, Published on: Jan. 14, 2016 (online), Retrieved on: Jun. 14, 2024 (online), <https://www.cnn.com/2016/01/14/eos-lip-balm-caused-blister-rash-lawsuit-claims.html> (Year: 2016).*
EOS Visibly Soft Vanilla Mint Lip Balm Sphere, Published on: Aug. 22, 2018 (online), Retrieved on: Jun. 14, 2024 (online), <https://www.gerbes.com/p/eos-visibly-soft-vanilla-mint-lip-balm-sphere/0083299201003> (Year: 2018).*
U.S. Appl. No. 29/479,119, filed Jan. 2014, Teller et al.
U.S. Appl. No. 29/486,497, filed Mar. 2014, Teller et al.

U.S. Appl. No. 29/488,093, filed Apr. 2014, Teller et al.
U.S. Appl. No. 29/488,099, filed Apr. 2014, Teller et al.
U.S. Appl. No. 29/488,846, filed Apr. 2014, Teller et al.
U.S. Appl. No. 29/488,850, filed Apr. 2014, Teller et al.
U.S. Appl. No. 29/570,374, filed Jul. 2016, Teller et al.
U.S. Appl. No. 29/574,404, filed Aug. 2016, Teller et al.
U.S. Appl. No. 29/574,428, filed Aug. 2016, Teller et al.
U.S. Appl. No. 29/574,429, filed Aug. 2016, Teller et al.
U.S. Appl. No. 29/574,431, filed Aug. 2016, Teller et al.
SIPO Office Action issued Jul. 17, 2014 in connection with CN
Appl. No. 201080063211.X citing JP 2004-321410A and JP 1136041S
(listed separately).

* cited by examiner

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Assistant Examiner — Elizabeth Borsetti

(57) **CLAIM**

The ornamental design for cosmetic product container, as
shown and described.

DESCRIPTION

FIG. 1 is a front elevational view of a cosmetic product
container showing my design;

FIG. 2 is a rear elevational view thereof;

FIG. 3 is a top plan view thereof; and,

FIG. 4 is a bottom plan view thereof.

The broken lines are included for the purpose of illustrating
portions of the cosmetic product container that form no part
of the claimed design.

1 Claim, 2 Drawing Sheets

FIG. 1

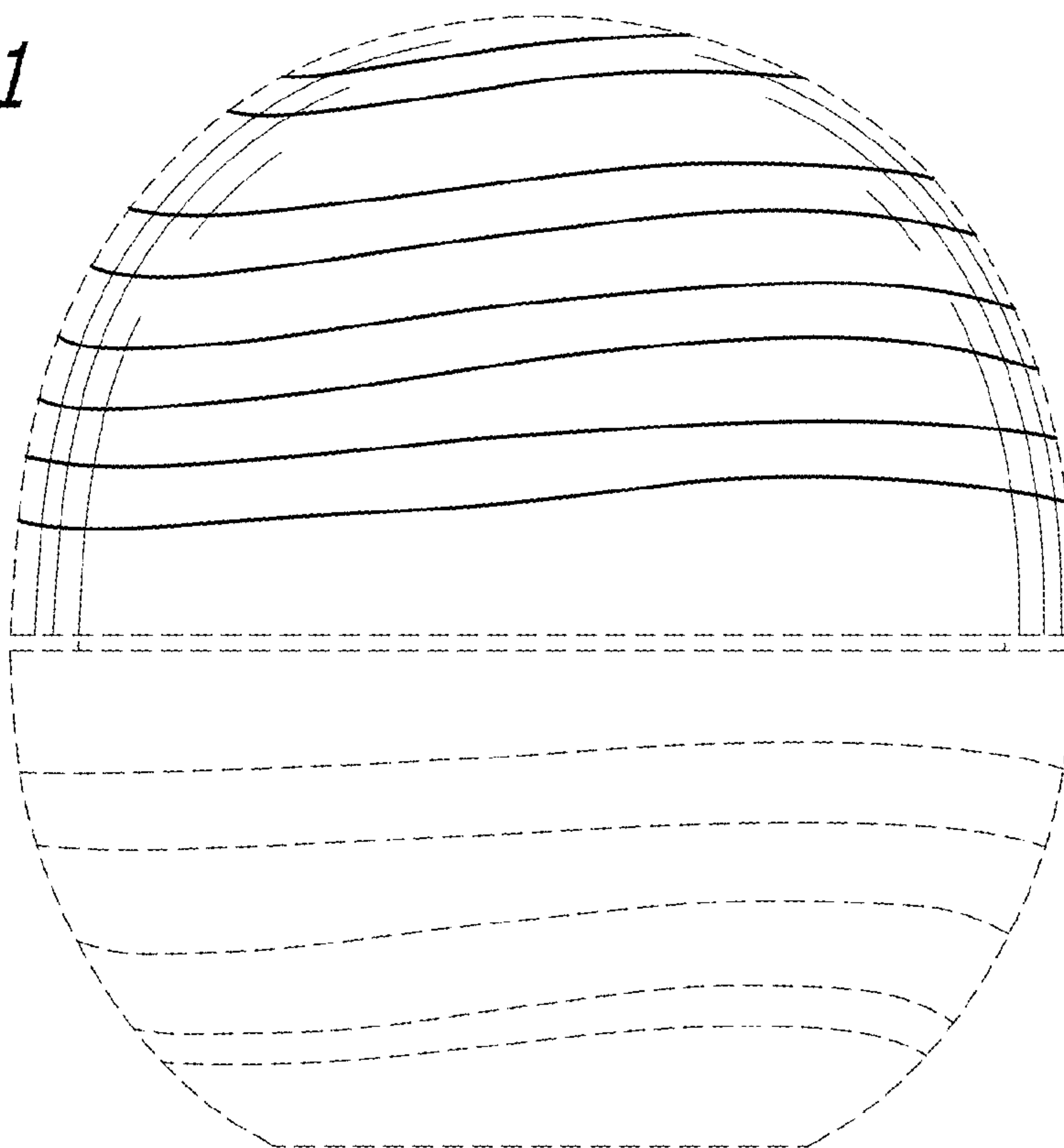


FIG. 2

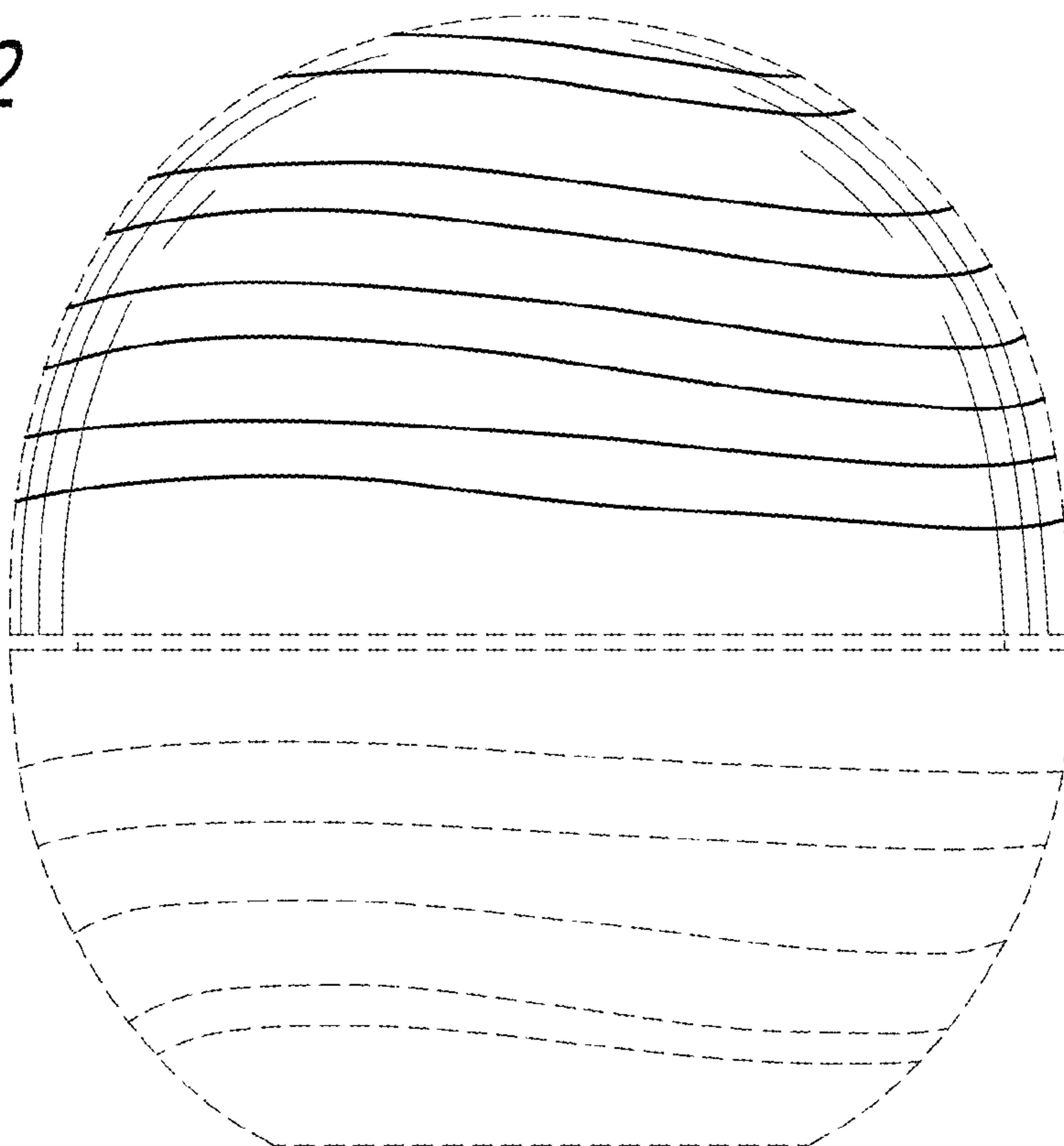


FIG. 3

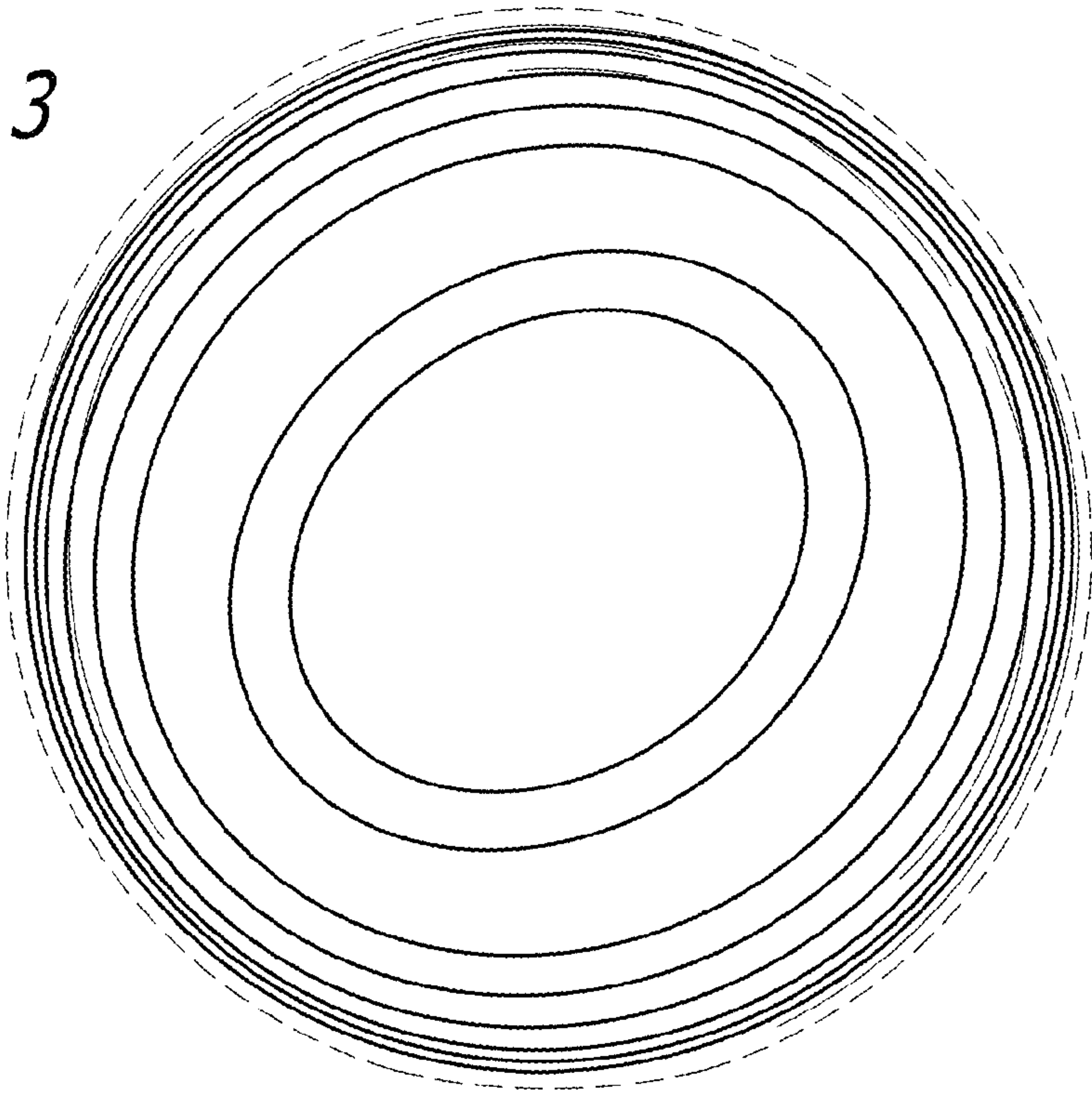


FIG. 4

