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United States Patent [19]

[11] Patent Number: **Des. 361,298**

Weder et al.

[45] Date of Patent: **** Aug. 15, 1995**

- [54] **FLOWER POT COVER**
- [75] Inventors: **Donald E. Weder; Joseph G. Straeter**, both of Highland, Ill.
- [73] Assignee: **Highland Supply Corporation**, Highland, Ill.
- [**] Term: **14 Years**
- [21] Appl. No.: **808,563**
- [22] Filed: **Dec. 16, 1991**

- D. 293,223 12/1987 Weder et al. D11/164
 - D. 293,224 12/1987 Weder et al. D11/164
 - D. 293,304 12/1987 Weder et al. D11/164
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Exhibit A—Speed Cover® Brochure—The Simple Solution . . . , ©1989.

Exhibit A. Curtis Wagner Co., Inc., Houston, Tex., shows thick, stiff shiny red plastic pot cover with large scalloped border. (Photograph) Date unknown.

Exhibit B. Jacobson Pot Cover Company of Scranton, Pennsylvania advertising literature. Date of first use unknown.

Exhibit C. Photograph of pot cover, manufacturer unknown, but very similar to #C21 on Exhibit B (Jacobson literature). Date unknown.

(List continued on next page.)

Related U.S. Application Data

- [63] Continuation-in-part of Ser. No. 710,272, Jun. 4, 1991, which is a continuation-in-part of Ser. No. 617,454, Nov. 21, 1990, abandoned, Ser. No. 411,249, Sep. 22, 1989, Ser. No. 411,247, Sep. 22, 1989, and Ser. No. 411,245, Sep. 22, 1989.
- [52] U.S. Cl. **D11/164; D11/143**
- [58] Field of Search **D11/143, 152, 153, 154, D11/155, 156, 164; 47/66, 72; 206/423; 215/100.5; 229/1.5 B, 4.5, 922; 248/27.8, 35.1, 542.6**

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- D. 132,559 5/1942 Sawyer D11/153
- 209,788 11/1978 Affel .
- D. 254,659 4/1980 Karotseris D11/143
- D. 287,950 1/1987 Weder et al. D11/143
- D. 289,024 3/1987 Vaughn D11/164
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Primary Examiner—Martie Thompson
Attorney, Agent, or Firm—Dunlap & Codding

[57] CLAIM

The ornamental design for a flower pot cover, as shown and described.

DESCRIPTION

FIG. 1 is a perspective view of our new flower pot cover design;

FIG. 2 is a reduced side elevational view thereof;

FIG. 3 is a reduced top plan view thereof;

FIG. 4 is a reduced bottom plan view thereof;

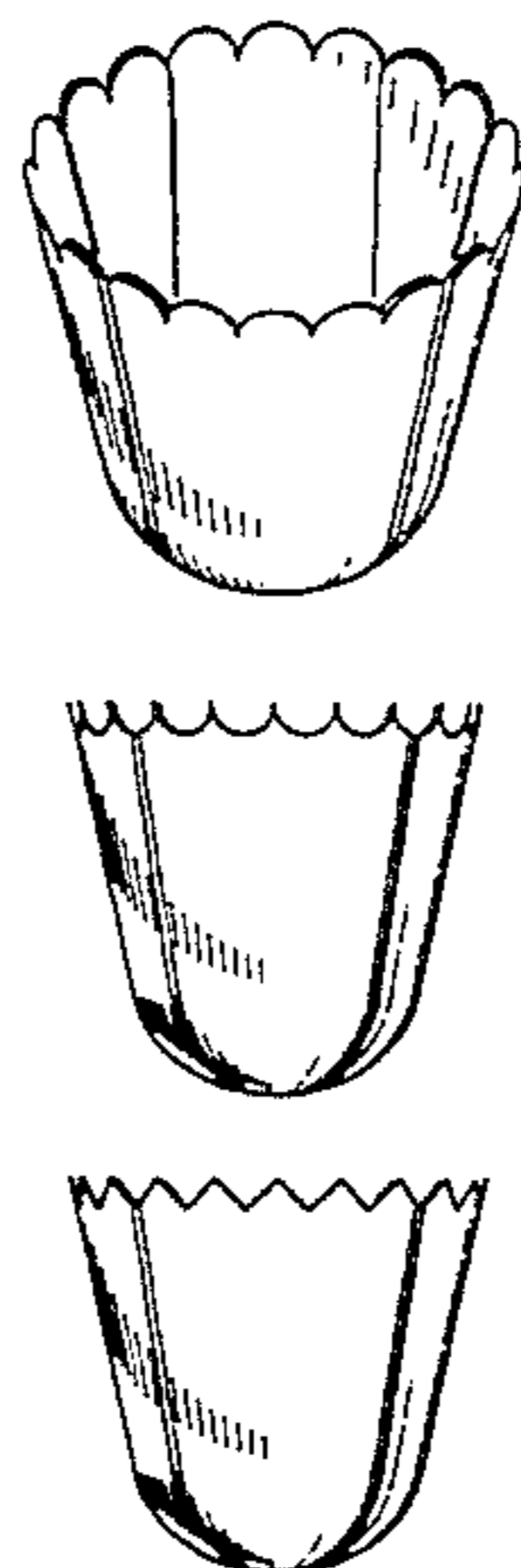
FIG. 5 is a side elevational view of a second embodiment of our new design;

FIG. 6 is a side elevational view of a third embodiment of our new design;

FIG. 7 is a side elevational view of a fourth embodiment of our new design; and,

FIG. 8 is a side elevational view of a fifth embodiment of our new design.

The flower pot cover has no substantial thickness.



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Exhibit D. Photocopy of photo of pot cover ("Platform Pot Dresser") made by John Raisen Corp., San Francisco, Calif. Date of first use unknown.

Exhibit E. Photograph of 2-part pot cover system made by Floral Decor, subsidiary of John Henry Co., Lansing Mich.

Exhibit F. Photo of pot cover amde by a Holland company (K.P.I.). Date of first public use believed to be late 1984.

Exhibit G. "The Glass of Frederick Carder", copyright 1971 by P. V. Gardner, showing various styles of glass basket-like vases or containers.

Exhibit H. "Speed Cover®" brochure, published in 1983 by Applicants, showing various pot covers for sale.

Exhibit I. "Speed Cover®" brochure, published in 1983 by Applicants, showing various pot covers for sale.

(List continued on next page.)

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3,022,605	2/1962	Reynolds	47/58	OTHER PUBLICATIONS			
3,232,469	2/1966	Piazzè	215/38	Exhibit J. Item published in 1936 by Gellman Bros., Minneapolis, Minn. Shows an assortment of paper hats.			
3,271,922	9/1966	Wallerstein et al.	53/3	Exhibit K. Photo of various other flower pot wrappings, sold in rolls or sheets and used in the floral industry for years. Date unknown.			
3,488,022	1/1970	Vittori	248/152	Exhibit L. Photo of pot cover made of woven straw--like material. Date unknown.			
3,542,616	11/1970	Cain et al.	156/224	Exhibit M. Photo of basket-type pot cover used in the floral industry. Date unknown.			
3,820,684	6/1974	Harrison	206/520	Exhibit N. "Speed Cover®" brochure, published in 1984 by Applicants, showing various pot covers for sale.			
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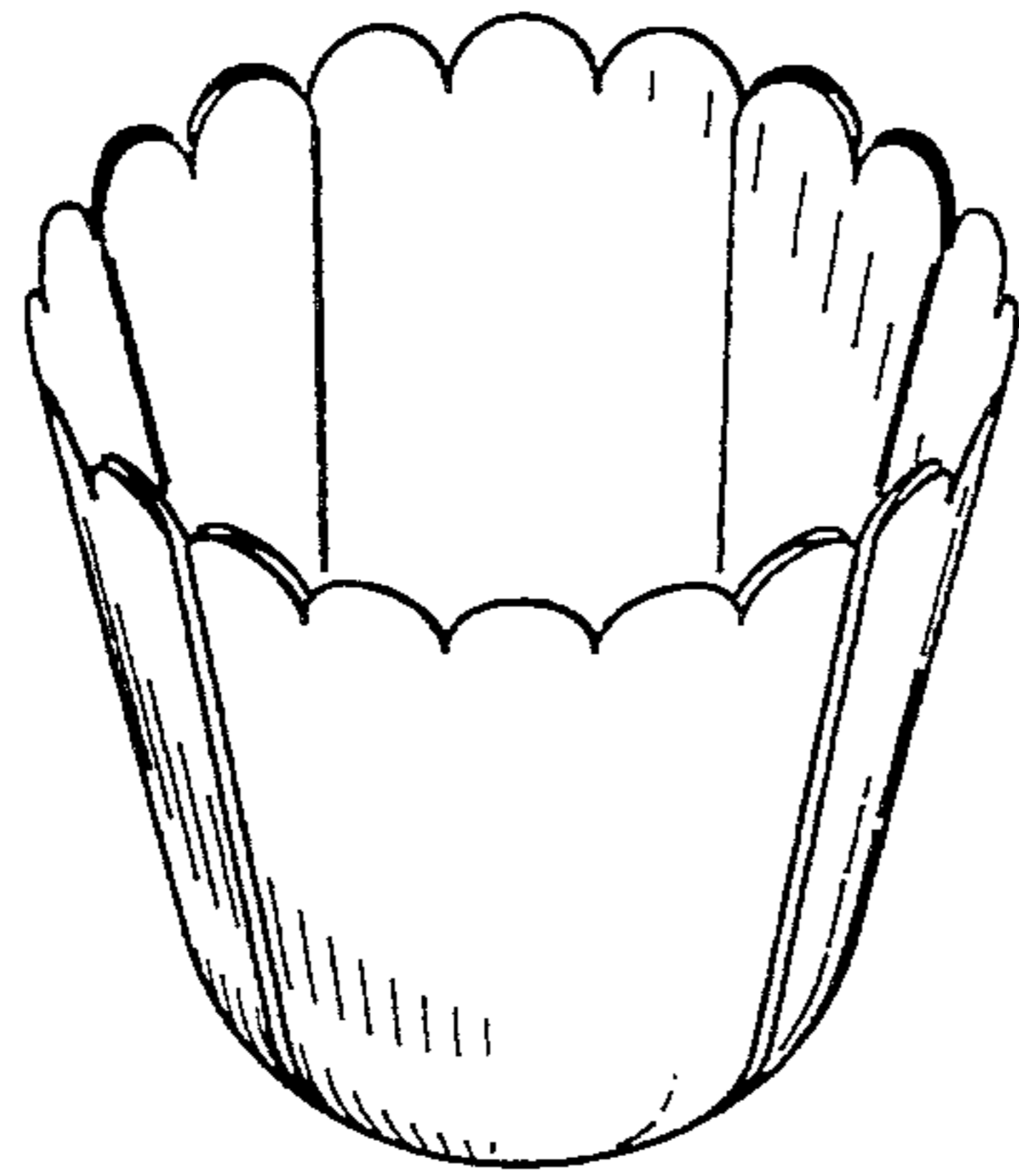


FIG. 1

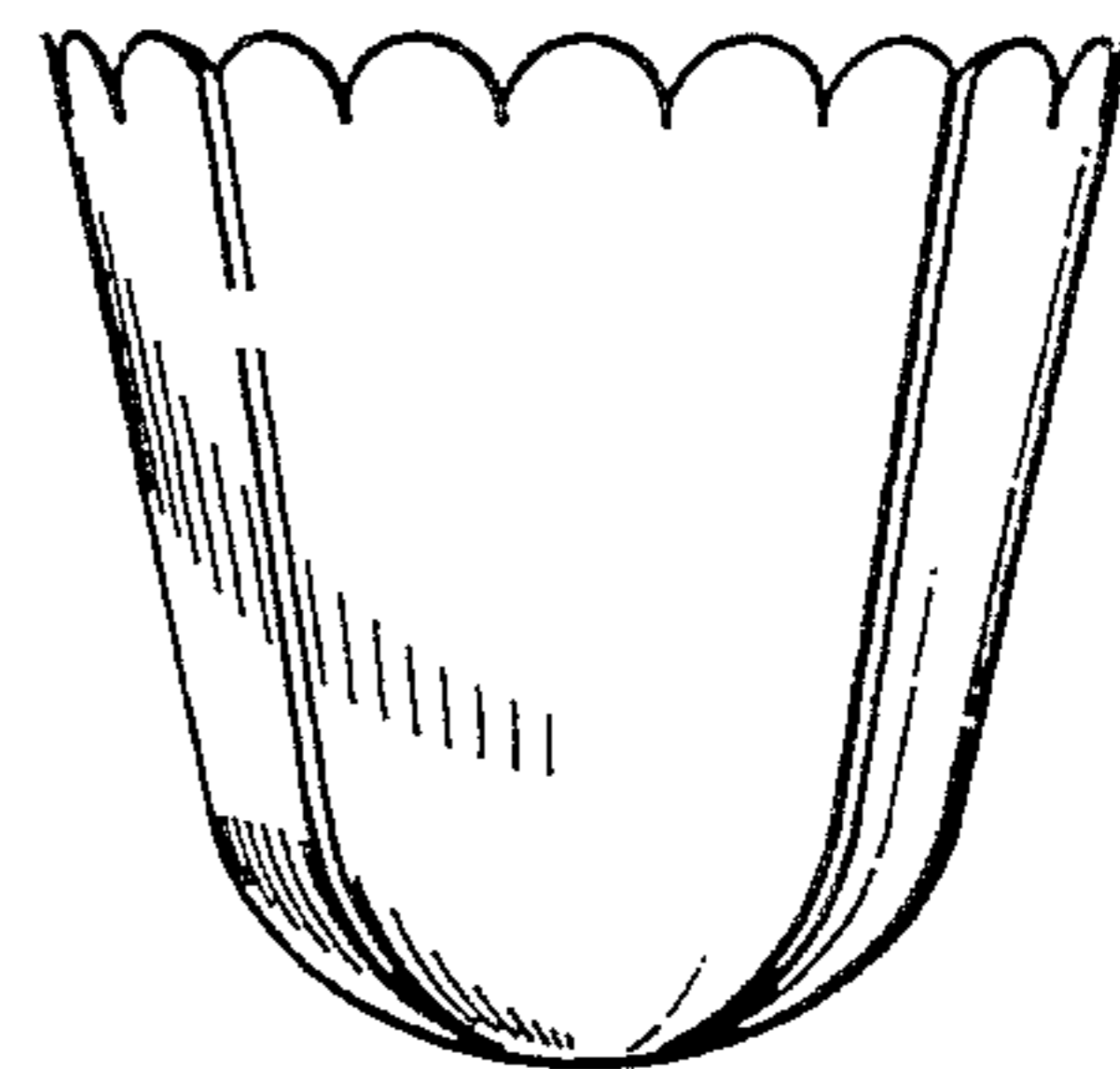


FIG. 2

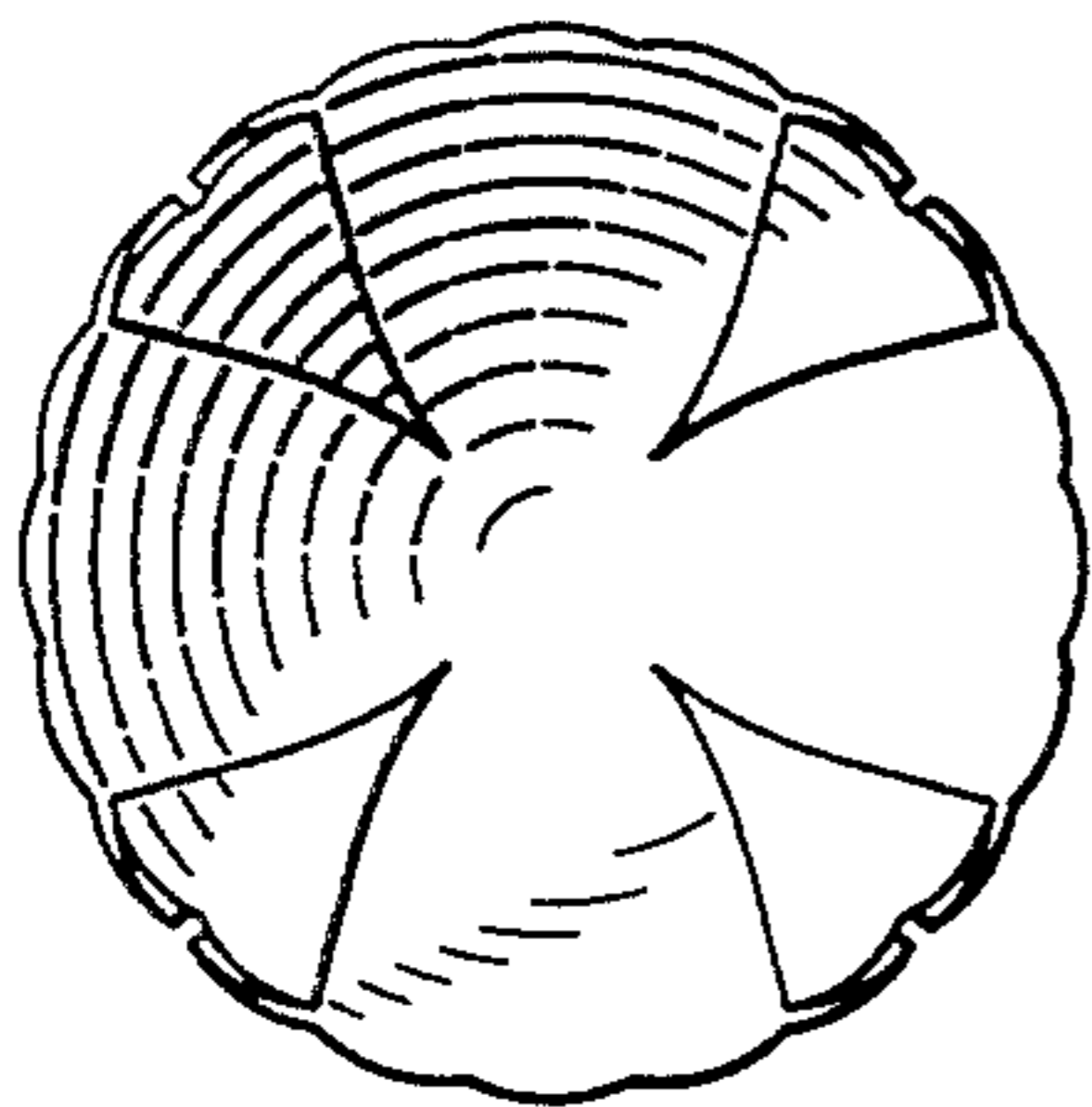


FIG. 3

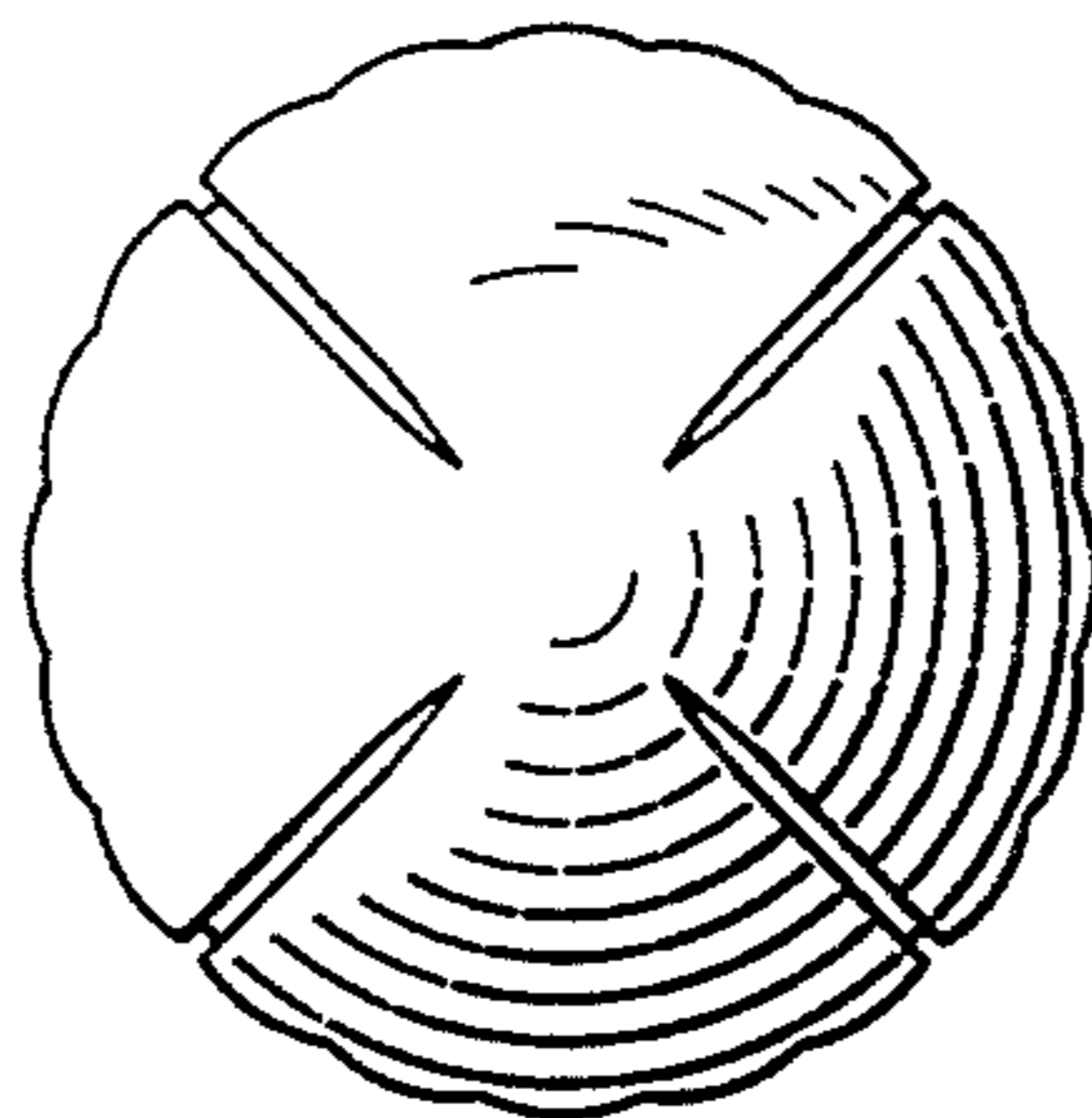


FIG. 4

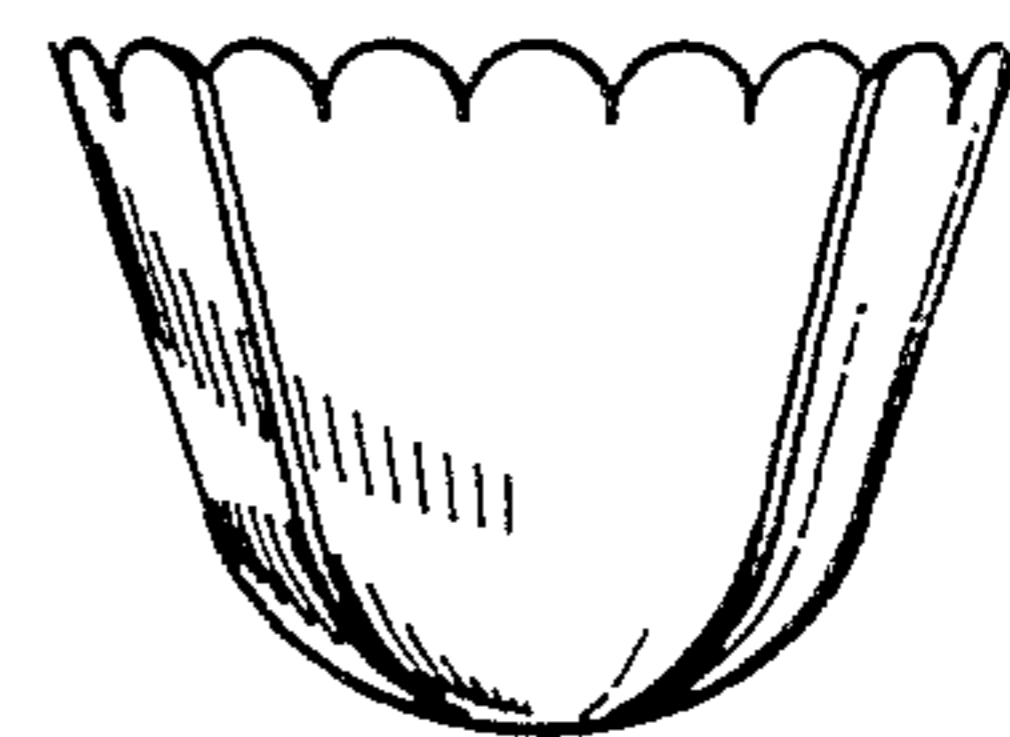


FIG. 5

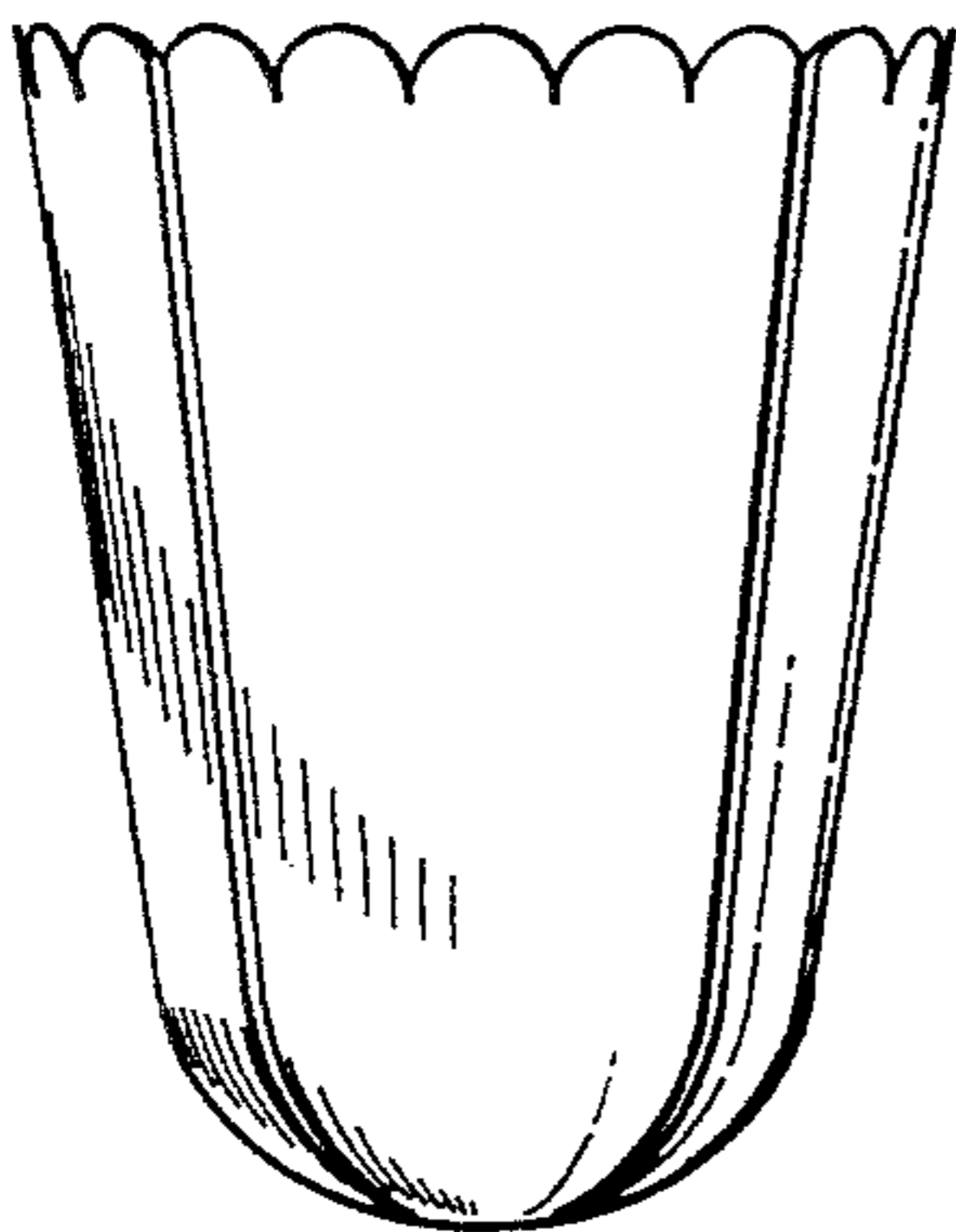


FIG. 6

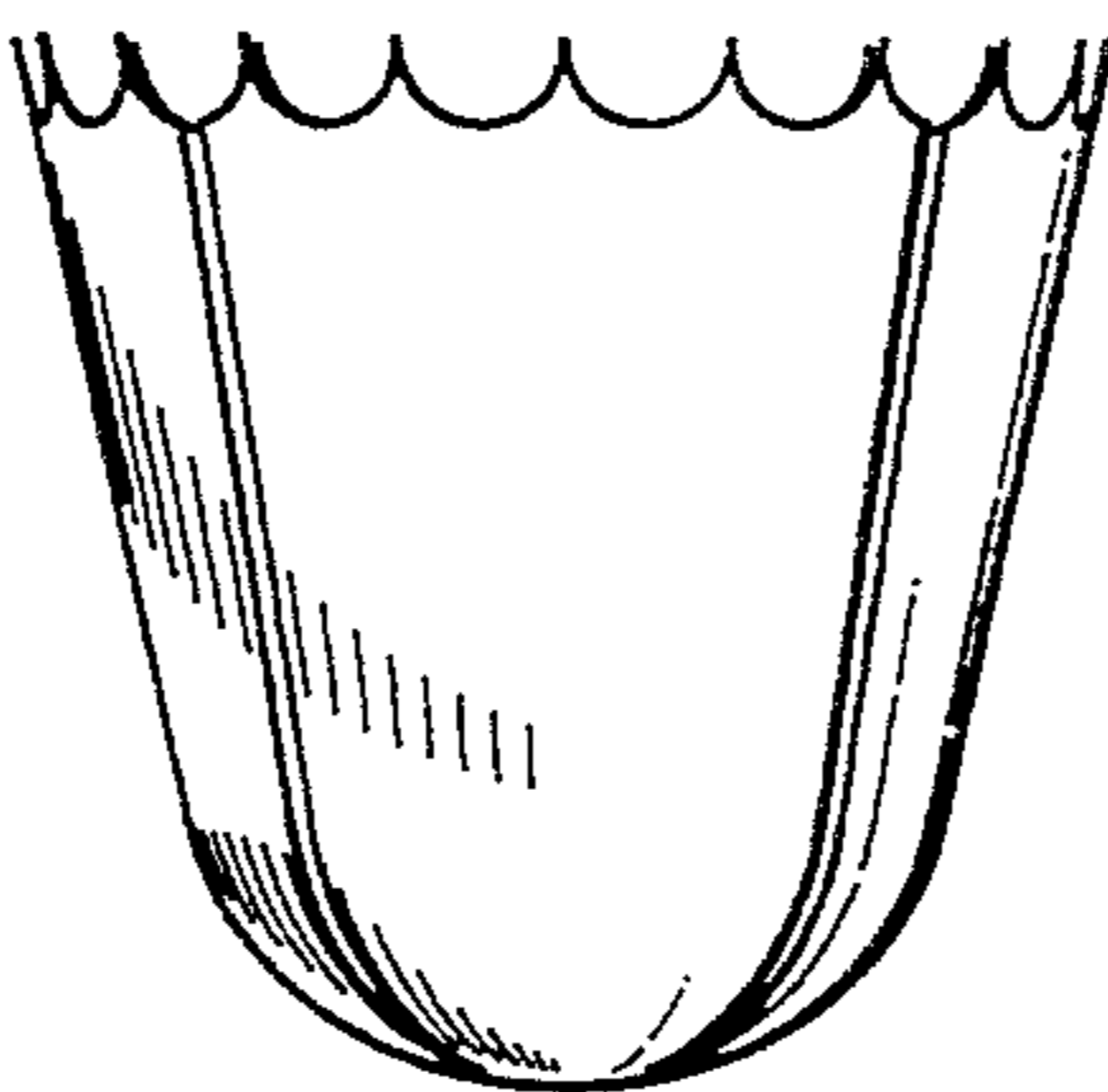


FIG. 7

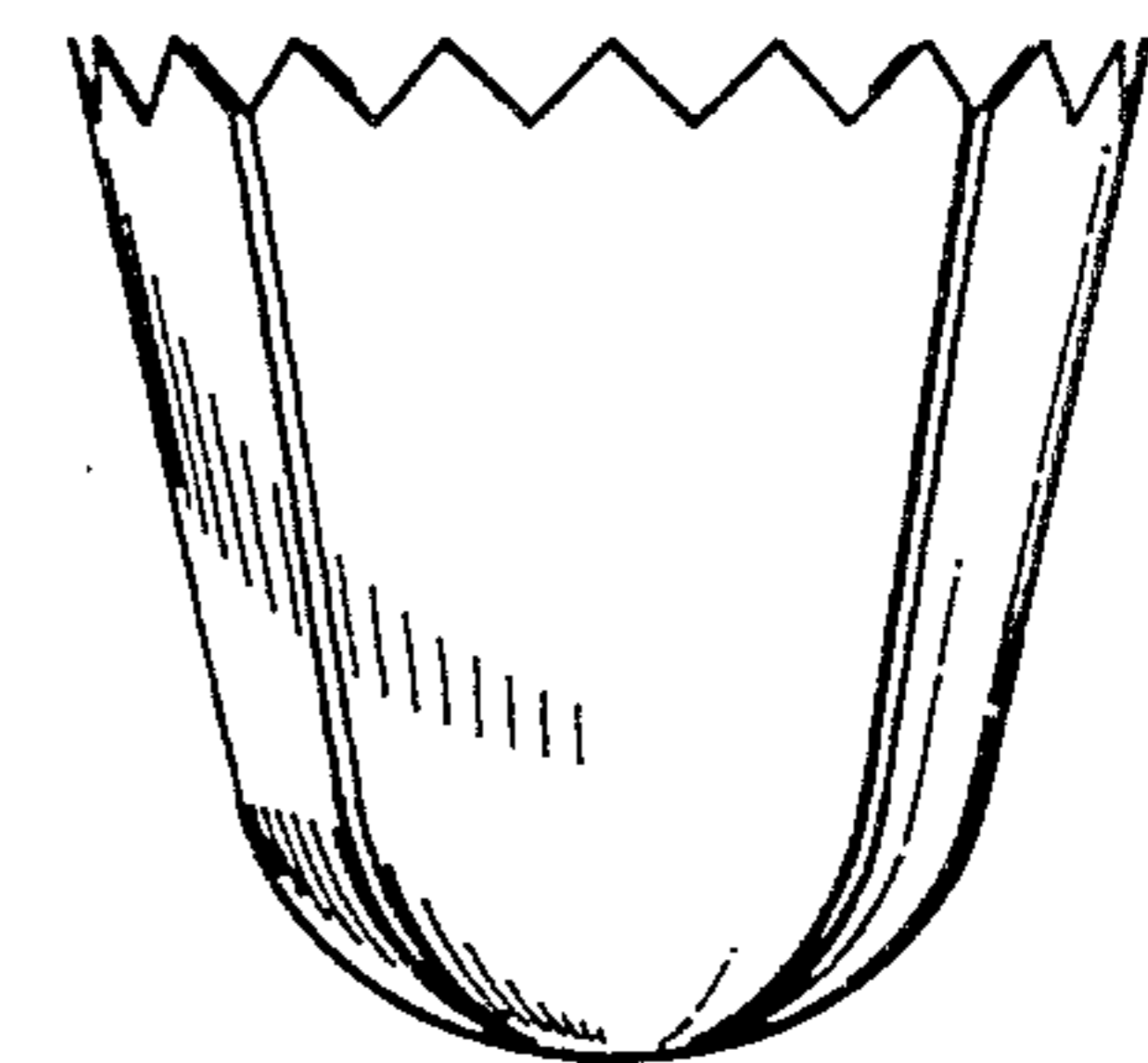


FIG. 8