



US00D365305S

# United States Patent [19]

Weder et al.

[11] Patent Number: Des. 365,305

[45] Date of Patent: \*\*\* Dec. 19, 1995

[54] **FLOWER POT COVER**

[75] Inventors: **Donald E. Weder; Joseph G. Straeter**, both of Highland, Ill.

[73] Assignee: **Highland Supply Corporation**, Highland, Ill.

[\*] Notice: The portion of the term of this patent subsequent to Jul. 9, 2005, has been disclaimed.

[\*\*] Term: **14 Years**

[21] Appl. No.: **808,315**

[22] Filed: **Dec. 16, 1991**

### 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, and a continuation-in-part of Ser. No. 411,249, Sep. 22, 1989, Pat. No. Des. 358,113, and a continuation-in-part of Ser. No. 411,247, Sep. 22, 1989, and a continuation-in-part of Ser. No. 411,245, Sep. 22, 1989.

[52] U.S. Cl. .... **D11/164; D11/143**

[58] Field of Search ..... D11/143, 152, D11/153, 154, 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

### [56] References Cited

#### U.S. PATENT DOCUMENTS

D. 47,800 9/1915 Pick .  
D. 132,559 5/1942 Sawyer ..... D11/153  
209,788 11/1878 Affel .

(List continued on next page.)

#### FOREIGN PATENT DOCUMENTS

560532 4/1975 Switzerland .

#### OTHER PUBLICATIONS

Exhibit A—Speed Cover® Brochure—The Simple Solution . . . . , ©1989.

(List continued on next page.)

Primary Examiner—Martie Thompson  
Attorney, Agent, or Firm—Dunlap & Coddling

### [57] CLAIM

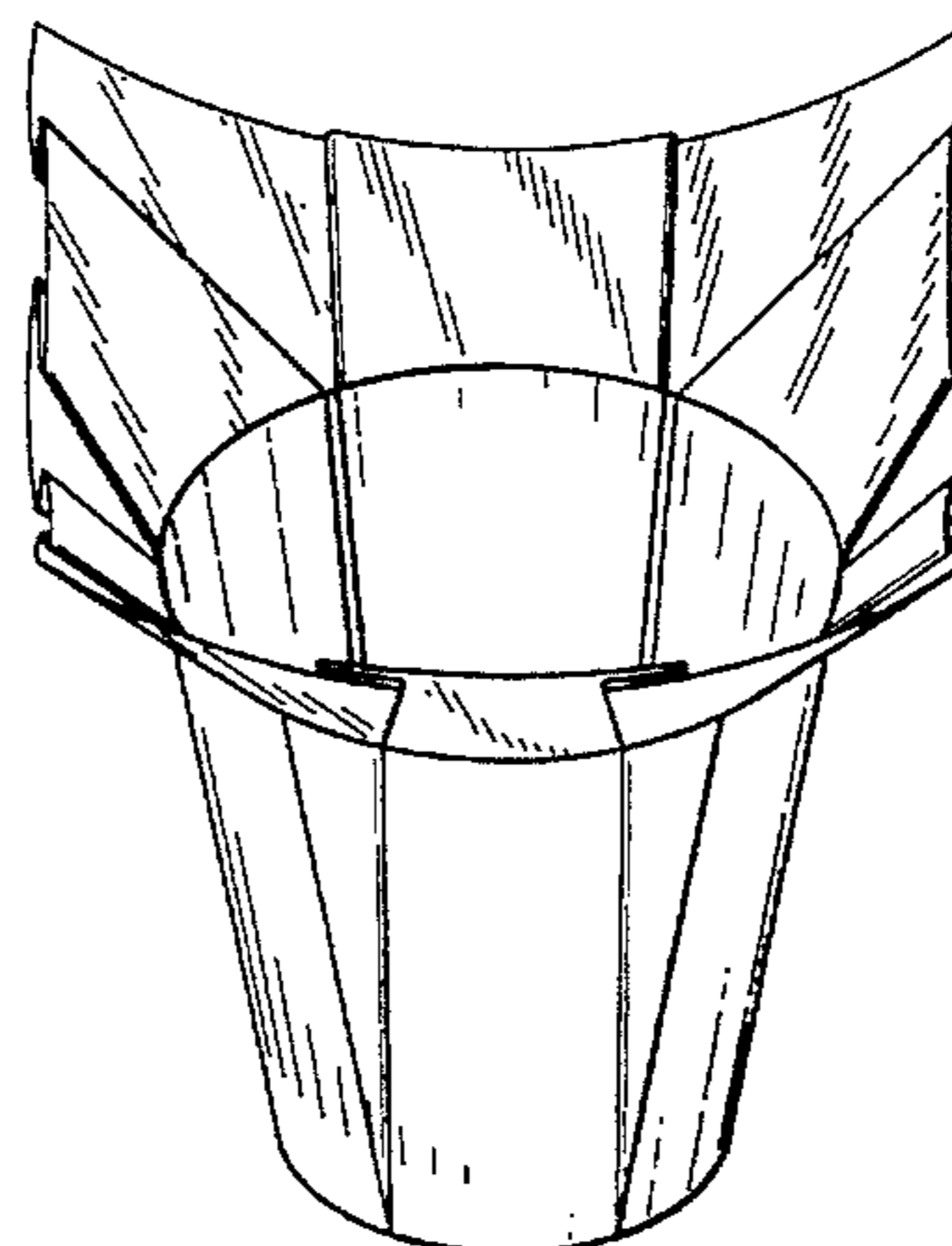
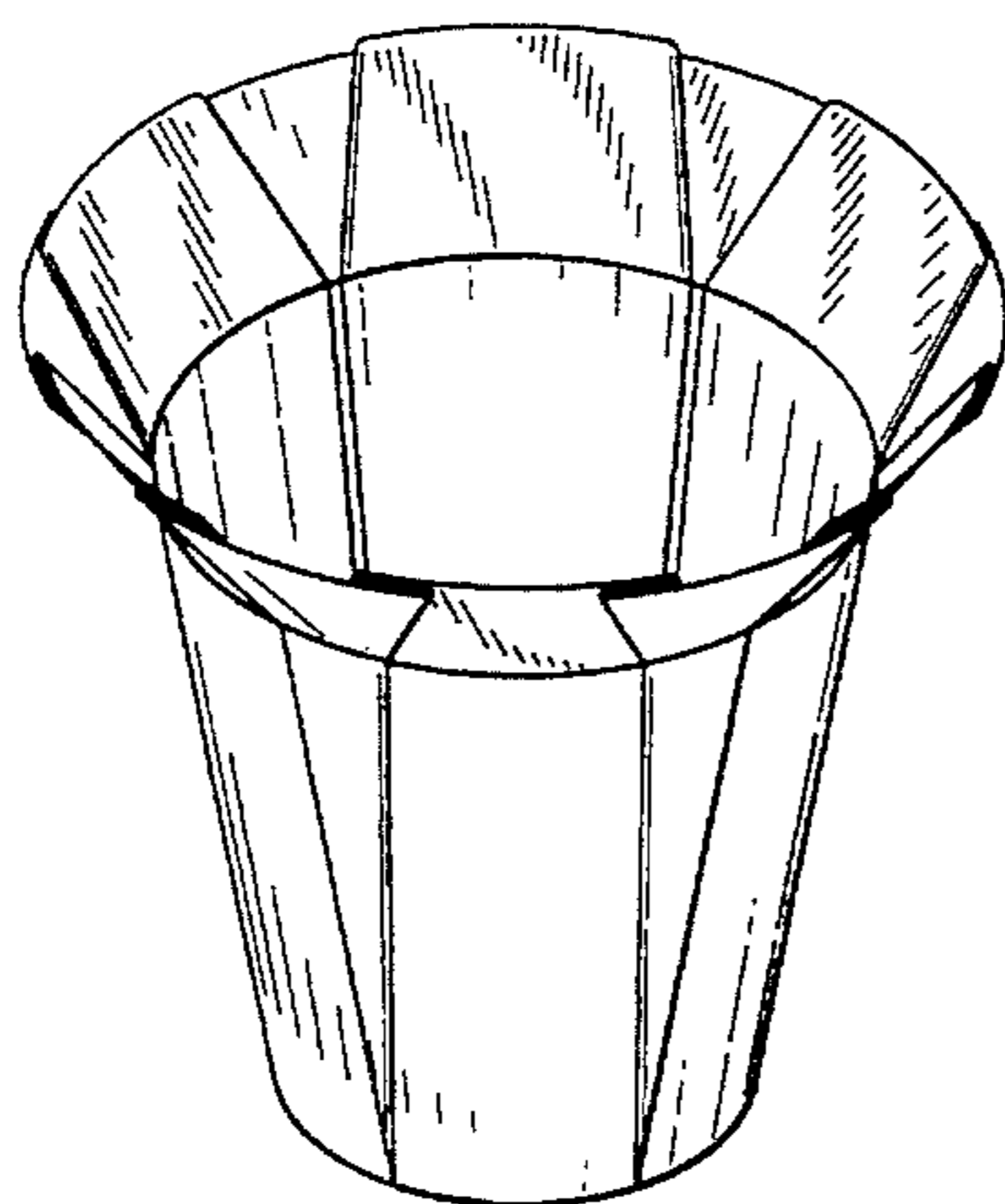
The ornamental design for a flower pot cover, as shown and described.

### DESCRIPTION

FIG. 1 is a perspective view of our new flower pot cover design;  
FIG. 2 is a reduced top plan view thereof;  
FIG. 3 is a reduced bottom plan view thereof;  
FIG. 4 is a reduced side elevational view thereof;  
FIG. 5 is a reduced side elevational view of the design of FIG. 1, the only difference being the angle of the skirt; and,  
FIG. 6 is a reduced side elevational view of the design of FIG. 1, the only difference being the angle of the skirt.  
FIG. 7 is a reduced side elevational view, of a second embodiment of our new design;  
FIG. 8 is a reduced side elevational view of a third embodiment of our new design;  
FIG. 9 is a reduced bottom plan view of a fourth embodiment of our new design;  
FIG. 10 is a reduced bottom plan view of a fifth embodiment of our new design;  
FIG. 11 is a perspective view of a sixth embodiment of our new design;  
FIG. 12 is a reduced side elevational view of FIG. 11;  
FIG. 13 is a reduced top plan view of FIG. 11;  
FIG. 14 is a reduced bottom plan view of FIG. 11;  
FIG. 15 is a reduced side elevational view of FIG. 11, the only difference being the angle of the skirt;  
FIG. 16 is a reduced side elevational view of FIG. 11;  
FIG. 17 is a reduced side elevational view of a seventh embodiment of our new design;  
FIG. 18 is a reduced side elevational view of an eighth embodiment of our new design;  
FIG. 19 is a reduced top plan view of a ninth embodiment of our new design; and,  
FIG. 20 is a reduced top plan view of a tenth embodiment of our new design.

The flower pot cover has no substantial thickness. The characteristic feature of the design resides in the specific pleating arrangement comprised of the parallel disposition of the interior folds in combination with the exterior V-shaped folds all as best shown in FIG. 1.

1 Claim, 4 Drawing Sheets



## U.S. PATENT DOCUMENTS

D. 254,659	4/1980	Karotseris	.....	D11/143	1,632,347	6/1927	Pipkin .
D. 287,950	1/1987	Weder et al.	.....	D11/143	1,868,853	7/1932	Sievers .
D. 289,024	3/1987	Vaughn	.....	D11/164	1,924,926	8/1933	Gray .
D. 289,982	5/1987	Weder et al.	.....	D11/164	1,951,642	3/1934	Augustin et al. .... 47/34
D. 292,182	10/1987	Weder et al.	.....	D11/164	2,016,434	10/1935	Huntley ..... 229/21
D. 292,183	10/1987	Weder et al.	.....	D11/164	2,054,934	9/1936	Graffenberger ..... 229/1.5 B
D. 292,184	10/1987	Weder et al.	.....	D11/164	2,102,510	12/1937	Cecil ..... 229/1.5 B
D. 292,185	10/1987	Weder et al.	.....	D11/164	2,302,259	11/1942	Rothfuss ..... 41/10
D. 292,186	10/1987	Weder et al.	.....	D11/164	2,355,559	8/1944	Renner ..... 229/8
D. 292,187	10/1987	Weder et al.	.....	D11/164	2,482,981	9/1949	Kamrass ..... 41/13
D. 292,188	10/1987	Weder et al.	.....	D11/164	2,570,954	10/1951	Kasman ..... 65/53
D. 292,189	10/1987	Weder et al.	.....	D11/164	2,967,652	1/1961	Canfield et al. .... 229/5.5
D. 292,190	10/1987	Weder et al.	.....	D11/164	3,022,605	2/1962	Reynolds ..... 47/58
D. 292,191	10/1987	Weder et al.	.....	D11/164	3,232,469	2/1966	Piazzе ..... 215/38
D. 292,561	11/1987	Weder et al.	.....	D11/164	3,271,922	9/1966	Wallerstein et al. .... 53/3
D. 292,562	11/1987	Weder et al.	.....	D11/164	3,488,022	1/1970	Vittori ..... 248/152
D. 292,563	11/1987	Weder et al.	.....	D11/164	3,542,616	11/1970	Cain et al. .... 156/224
D. 293,222	12/1987	Weder et al.	.....	D11/164	3,820,684	6/1974	Harrison ..... 206/520
D. 293,223	12/1987	Weder et al.	.....	D11/164	3,962,503	6/1976	Crawford ..... 428/40
D. 293,224	12/1987	Weder et al.	.....	D11/164	4,043,077	8/1977	Stonehocker ..... 47/66
D. 293,304	12/1987	Weder et al.	.....	D11/164	4,118,890	10/1978	Shore ..... 47/28
D. 293,305	12/1987	Weder et al.	.....	D11/164	4,170,618	10/1979	Adams ..... 264/101
D. 293,306	12/1987	Weder et al.	.....	D11/164	4,216,620	8/1980	Weder et al. .... 47/72
D. 293,307	12/1987	Weder et al.	.....	D11/164	4,300,312	11/1981	Weder et al. .... 47/72
D. 293,308	12/1987	Weder et al.	.....	D11/164	4,408,644	10/1983	Svantesson ..... 150/55
D. 293,774	1/1988	Weder et al.	.....	D11/164	4,413,725	11/1983	Bruno et al. .... 206/45.33
D. 293,775	1/1988	Weder et al.	.....	D11/164	4,508,223	4/1985	Catrambone ..... 206/423
D. 296,535	7/1988	Weder et al.	.....	D11/149	4,712,725	12/1987	Moore ..... 229/8
D. 297,422	8/1988	Weder et al.	.....	D11/164	4,733,521	3/1988	Weder et al. .... 53/580
D. 298,017	10/1988	Weder et al.	.....	D11/164	4,773,182	9/1988	Weder et al. .... 47/72
D. 301,565	6/1989	Weder	.....	D11/152	4,795,601	1/1989	Cheng ..... 264/138
D. 302,139	7/1989	Weder	.....	D11/153	4,813,862	3/1989	Bowers et al. .... 425/87
D. 302,253	7/1989	Weder	.....	D11/153	4,835,834	6/1989	Weder ..... 29/525
D. 302,254	7/1989	Weder	.....	D11/153			
D. 302,404	7/1989	Weder	.....	D11/153			
D. 302,405	7/1989	Weder	.....	D11/155			
D. 302,406	7/1989	Weder	.....	D11/155			
D. 302,407	7/1989	Weder	.....	D11/155			
D. 303,759	10/1989	Mileos	.....	D9/306			
D. 303,775	10/1989	Weder	.....	D11/155			
D. 313,376	1/1991	Weder	.....	D11/164			
D. 313,573	1/1991	Weder et al.	.....	D11/164			
D. 313,574	1/1991	Weder et al.	.....	D11/164			
D. 313,575	1/1991	Weder et al.	.....	D11/164			
D. 313,576	1/1991	Weder	.....	D11/164			
D. 314,732	2/1991	Weder	.....	D11/164			
D. 315,534	3/1991	Weder et al.	.....	D11/164			
D. 315,878	4/1991	Weder et al.	.....	D11/164			
D. 315,879	4/1991	Weder et al.	.....	D11/164			
D. 315,880	4/1991	Weder et al.	.....	D11/164			
D. 315,881	4/1991	Weder et al.	.....	D11/164			
D. 315,882	4/1991	Weder	.....	D11/164			
D. 315,883	4/1991	Weder	.....	D11/164			
D. 316,060	4/1991	Weder	.....	D11/164			
D. 316,061	4/1991	Weder	.....	D11/164			
D. 316,062	4/1991	Weder et al.	.....	D11/164			
D. 316,837	5/1991	Weder et al.	.....	D11/164			
D. 316,838	5/1991	Weder et al.	.....	D11/164			
D. 316,985	5/1991	Weder	.....	D11/164			
D. 317,424	6/1991	Weder	.....	D11/164			
D. 317,582	6/1991	Weder	.....	D11/164			
D. 317,583	6/1991	Weder et al.	.....	D11/164			
D. 318,029	7/1991	Weder	.....	D11/164			
D. 318,030	7/1991	Weder et al.	.....	D11/164			
D. 318,635	7/1991	Weder et al.	.....	D11/164			
D. 319,034	8/1991	Weder et al.	.....	D11/164			
D. 319,417	8/1991	Weder et al.	.....	D11/164			
D. 319,991	9/1991	Weder	.....	D11/164			
1,065,486	6/1913	Washburn	.....	D29/1.5 B			
1,069,675	8/1913	Claussen .					
1,446,563	2/1923	Hughes .					
1,520,647	12/1924	Hennegan .					

## OTHER PUBLICATIONS

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).

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 made 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.

Exhibit J. Item published in 1936 by Gellman Bros., Minneapolis, Minn. Shows an assortment of paper hats.

Exhibit K. Photo of various other flower pot wrappings, sold in rolls or sheets and used in the floral industry for years. Date unknown.

Exhibit L. Photo of pot cover made of woven straw-like material. Date unknown.

Exhibit M. Photo of basket-type pot cover used in the floral industry. Date unknown.

Exhibit N. "Speed Cover®" brochure, published in 1984 by Applicants, showing various pot covers for sale.

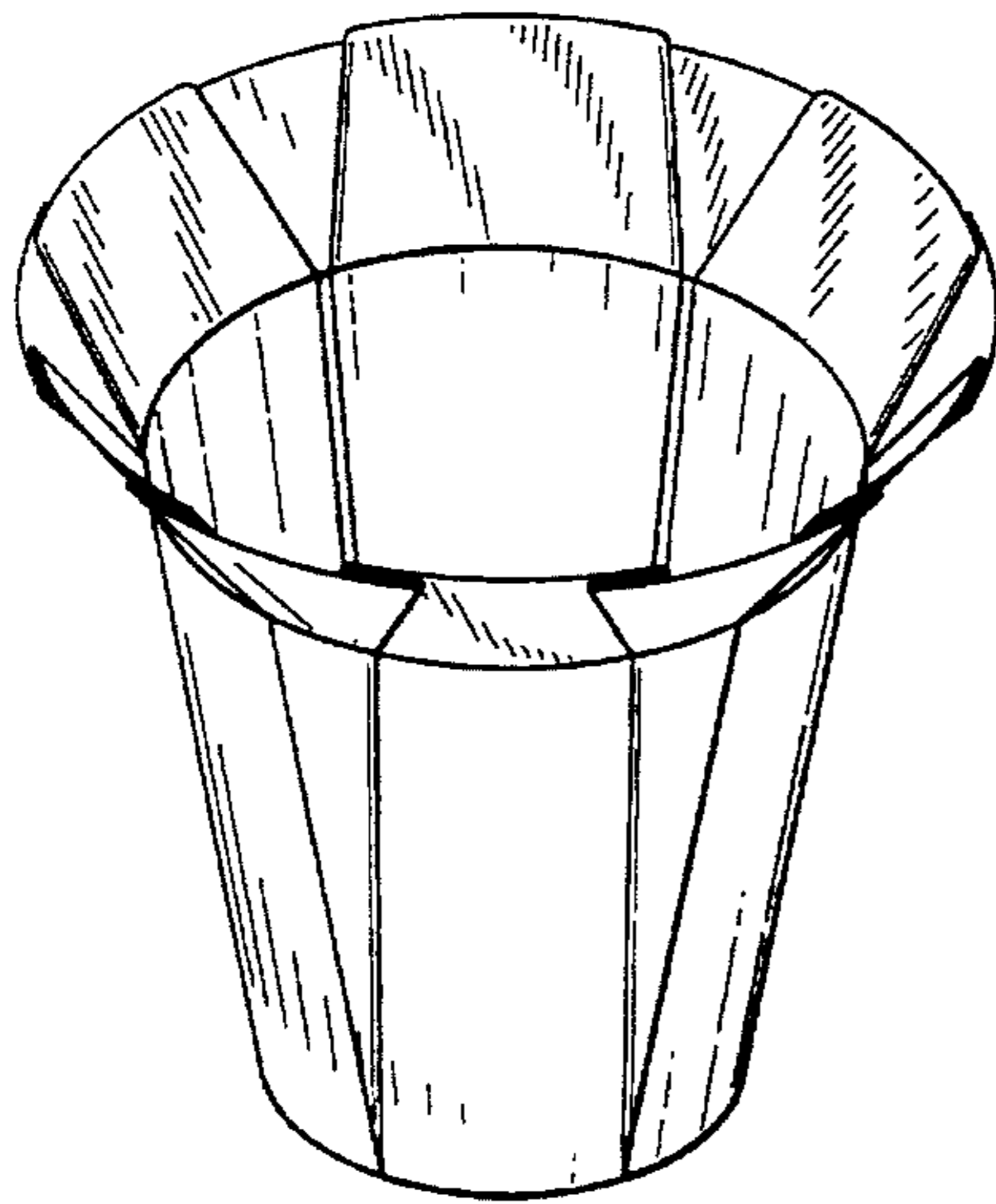


FIG. 1

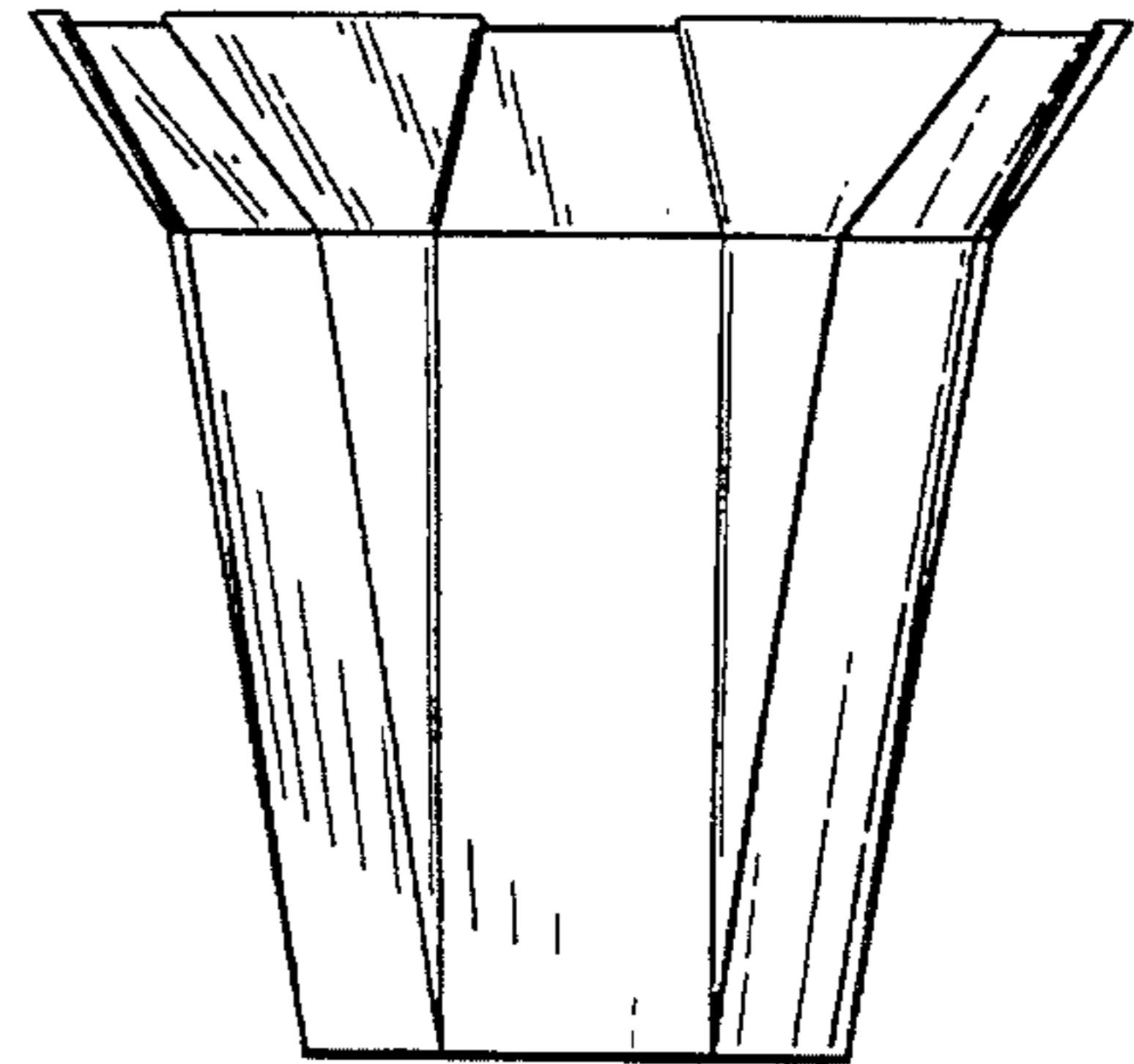


FIG. 2

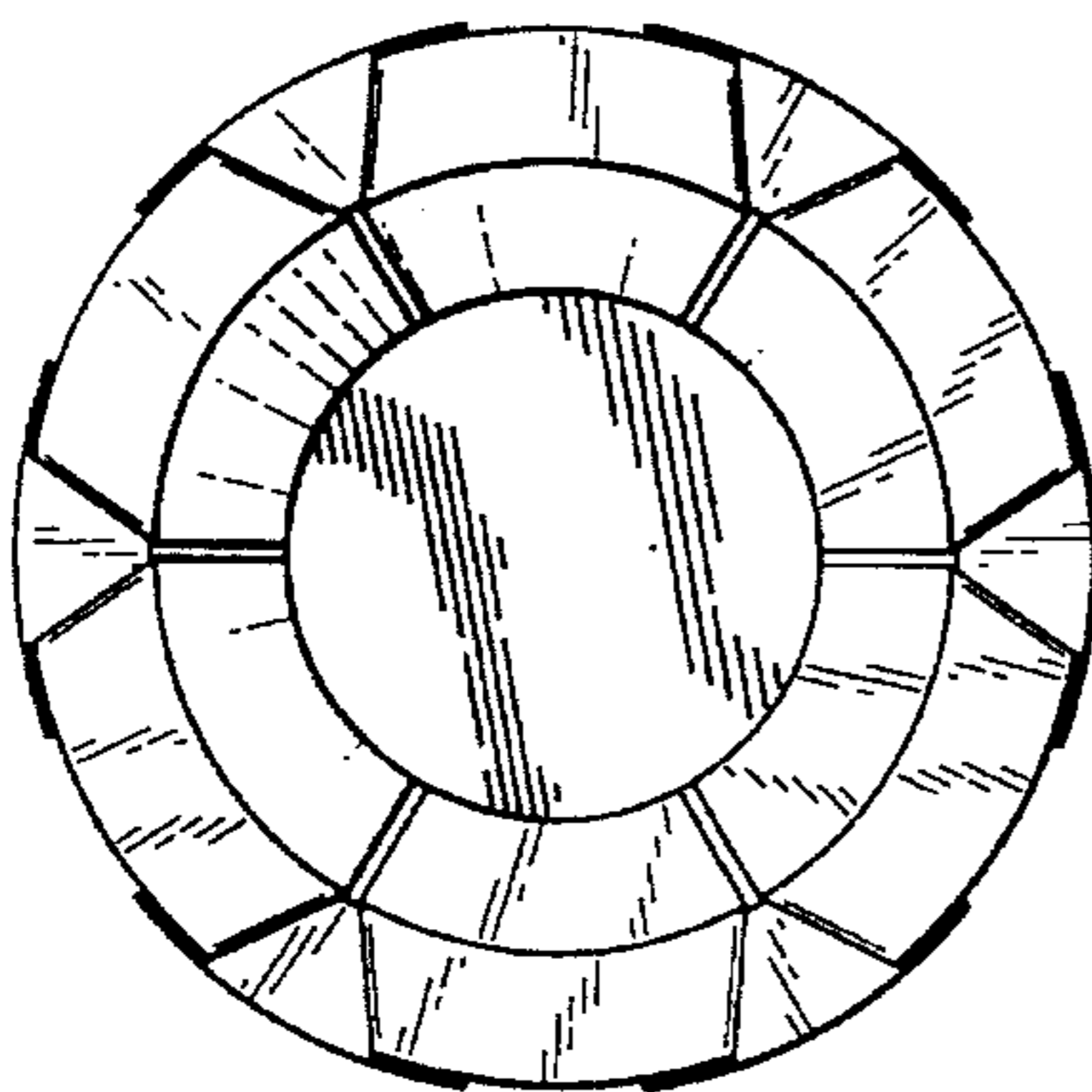


FIG. 3

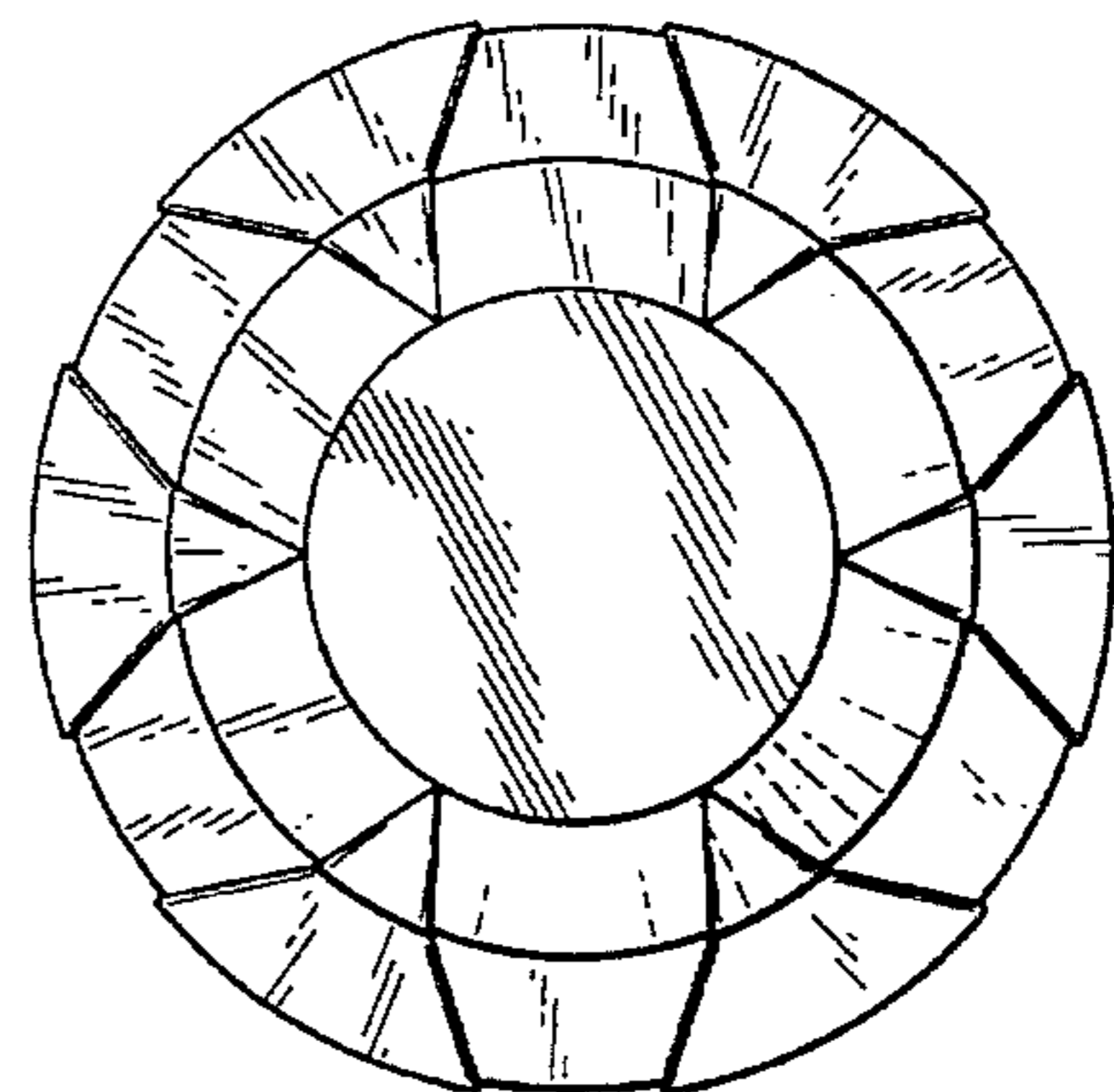


FIG. 4

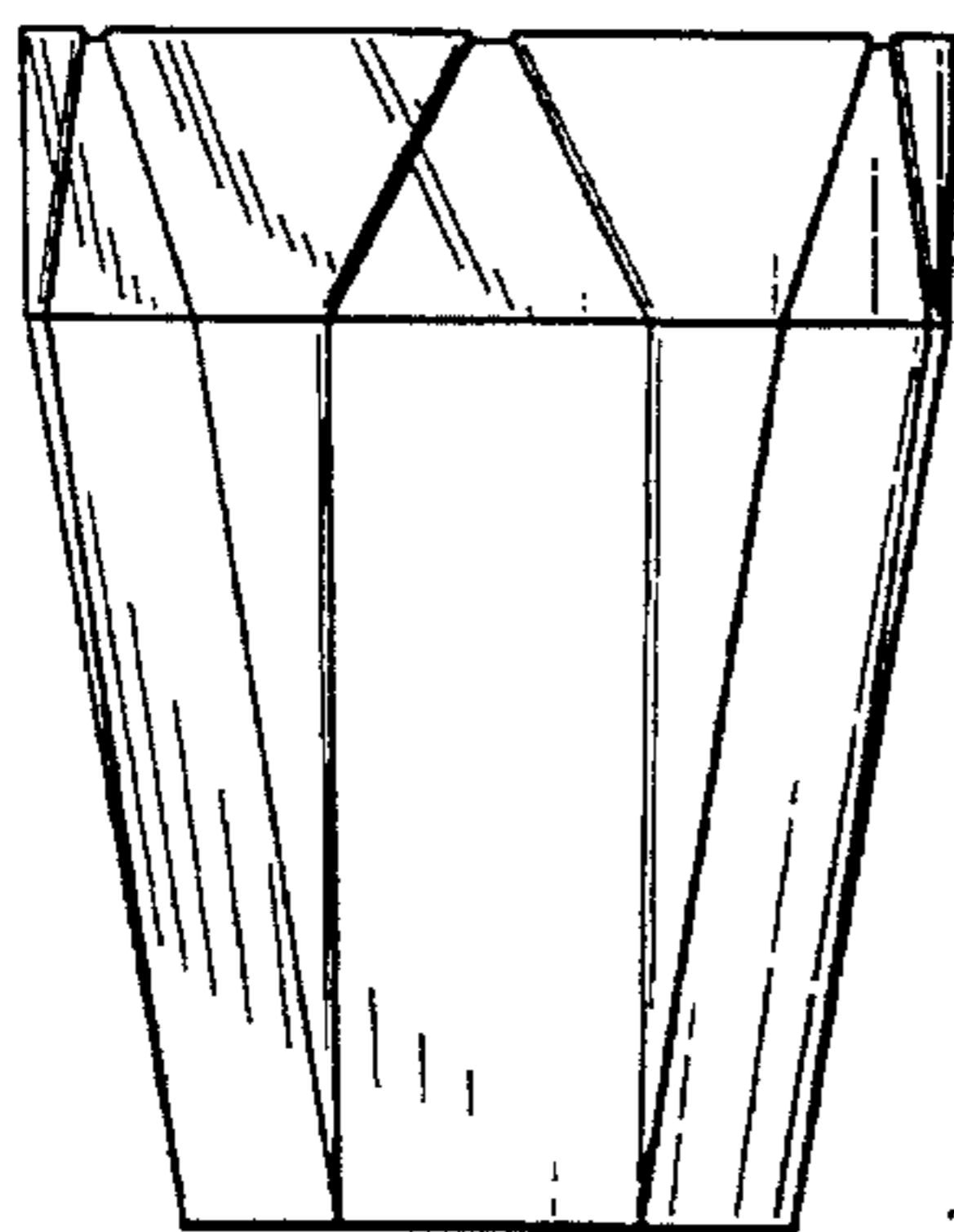


FIG. 5

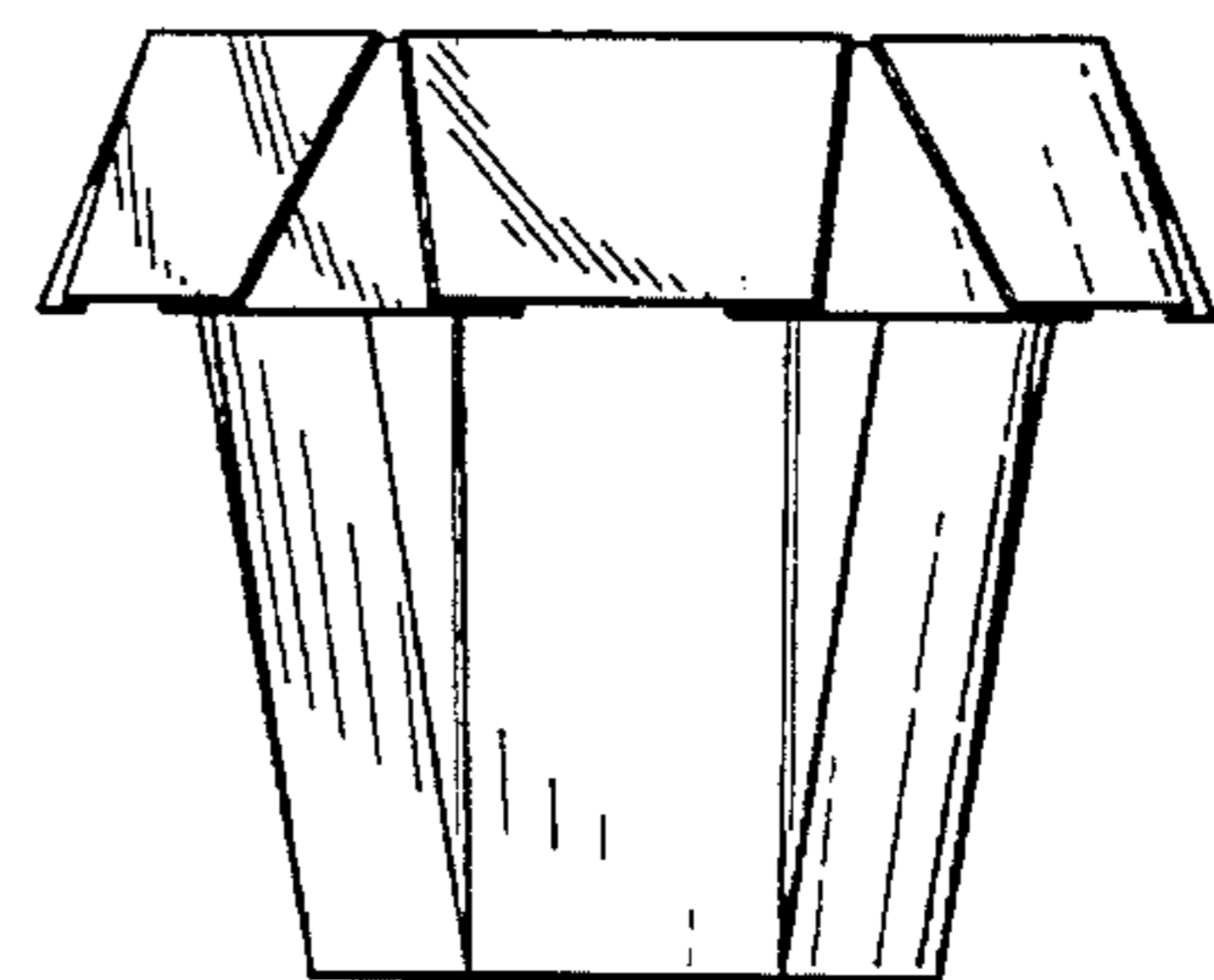


FIG. 6

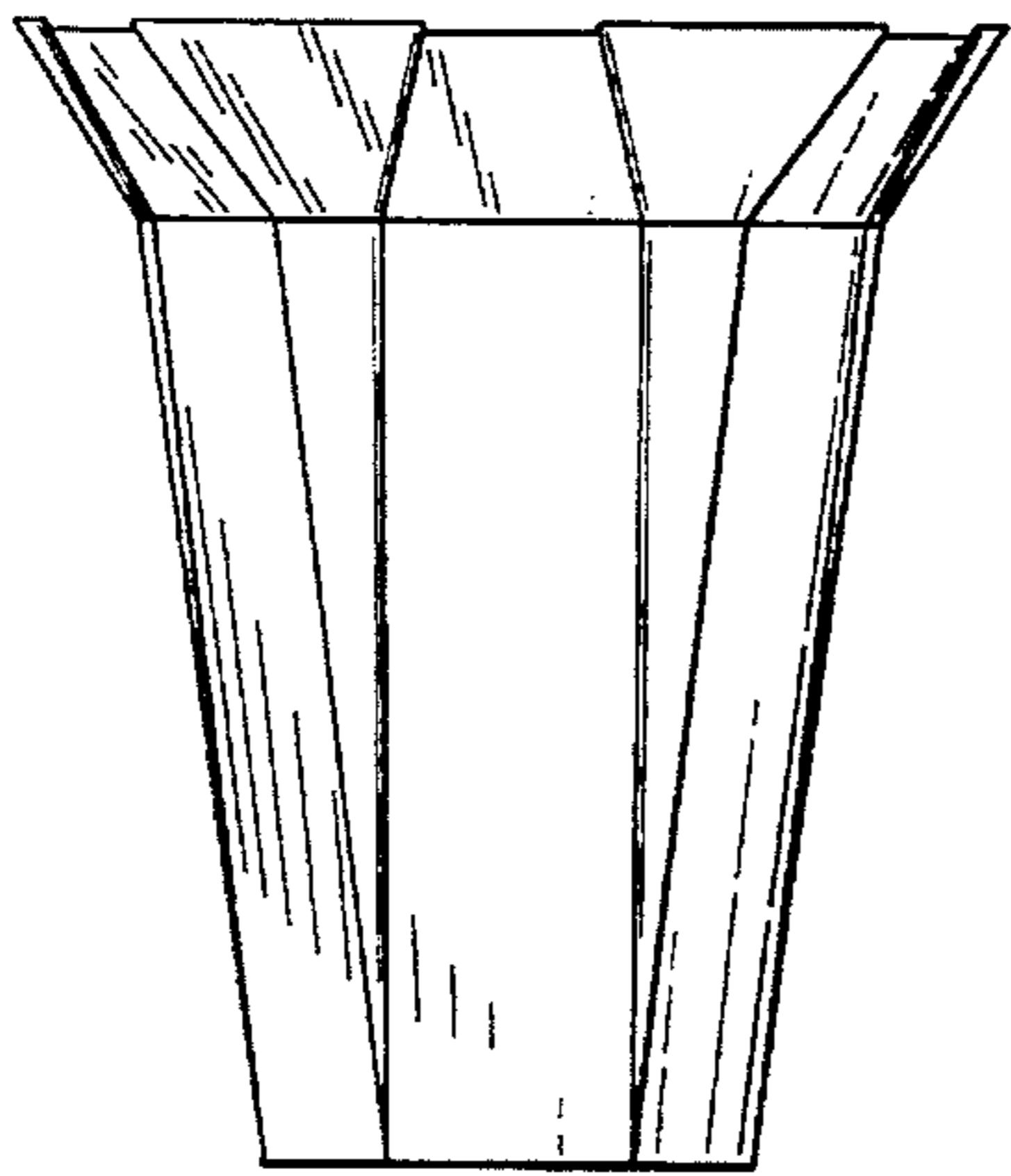


FIG. 7

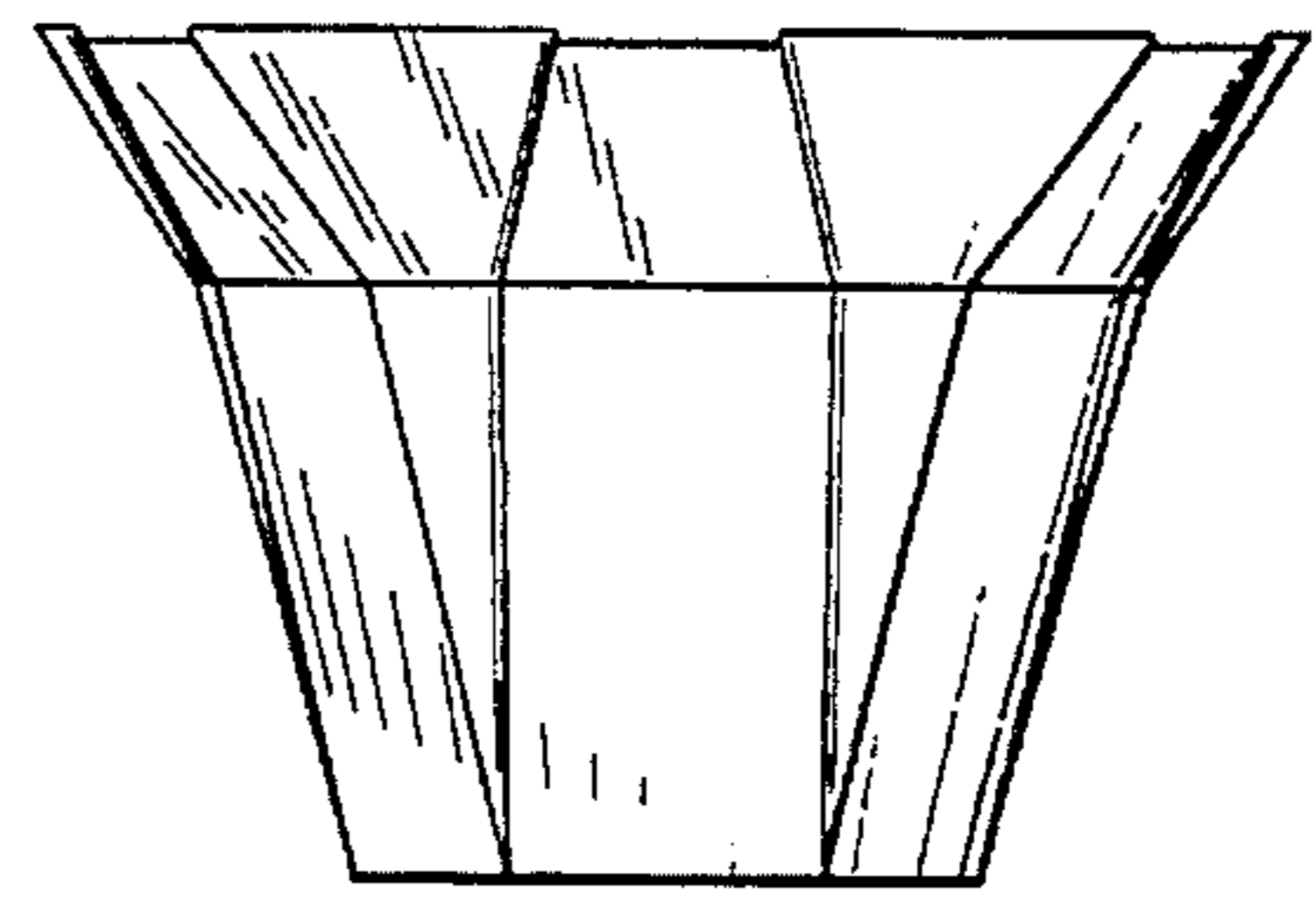


FIG. 8

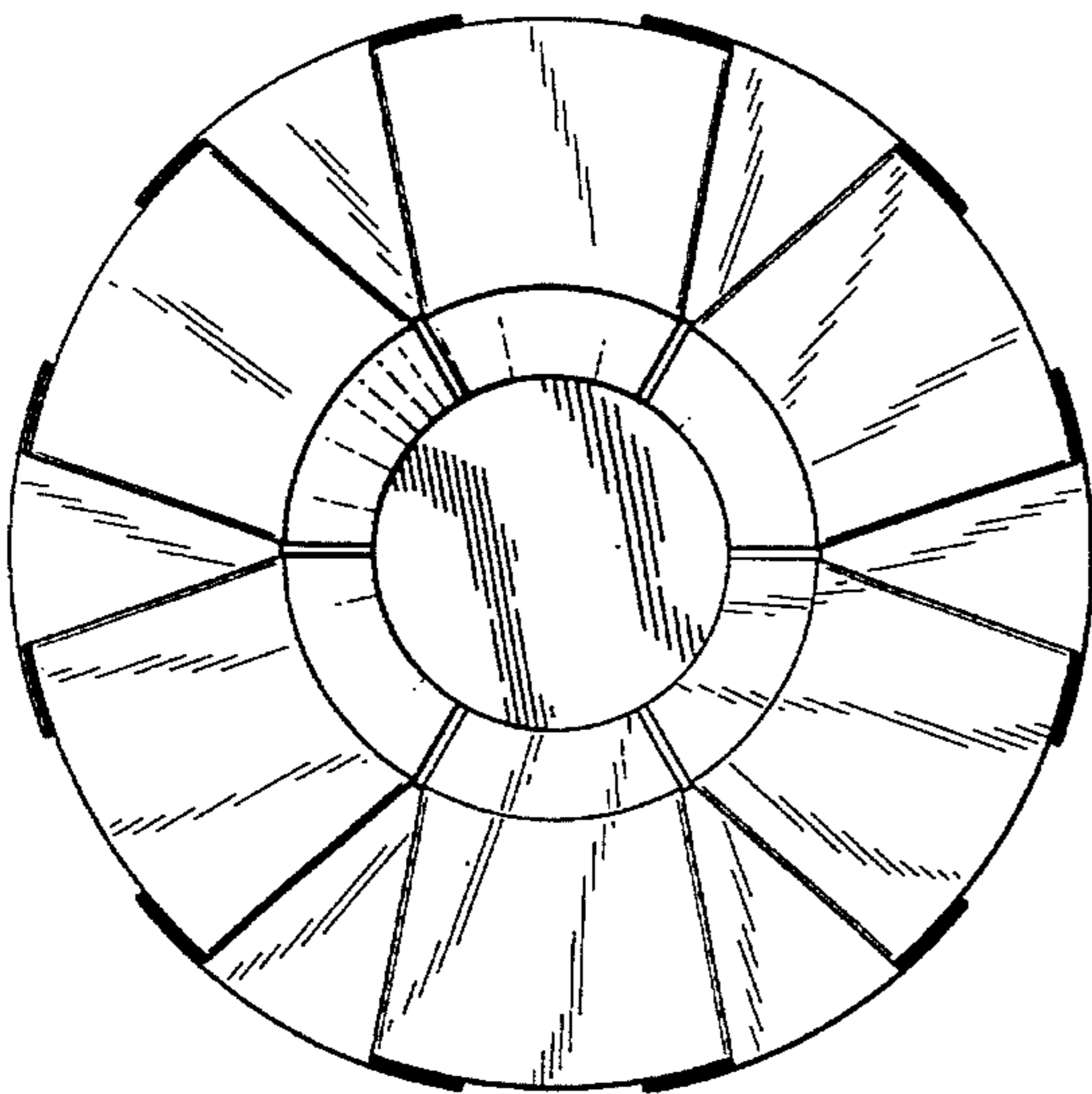


FIG. 9

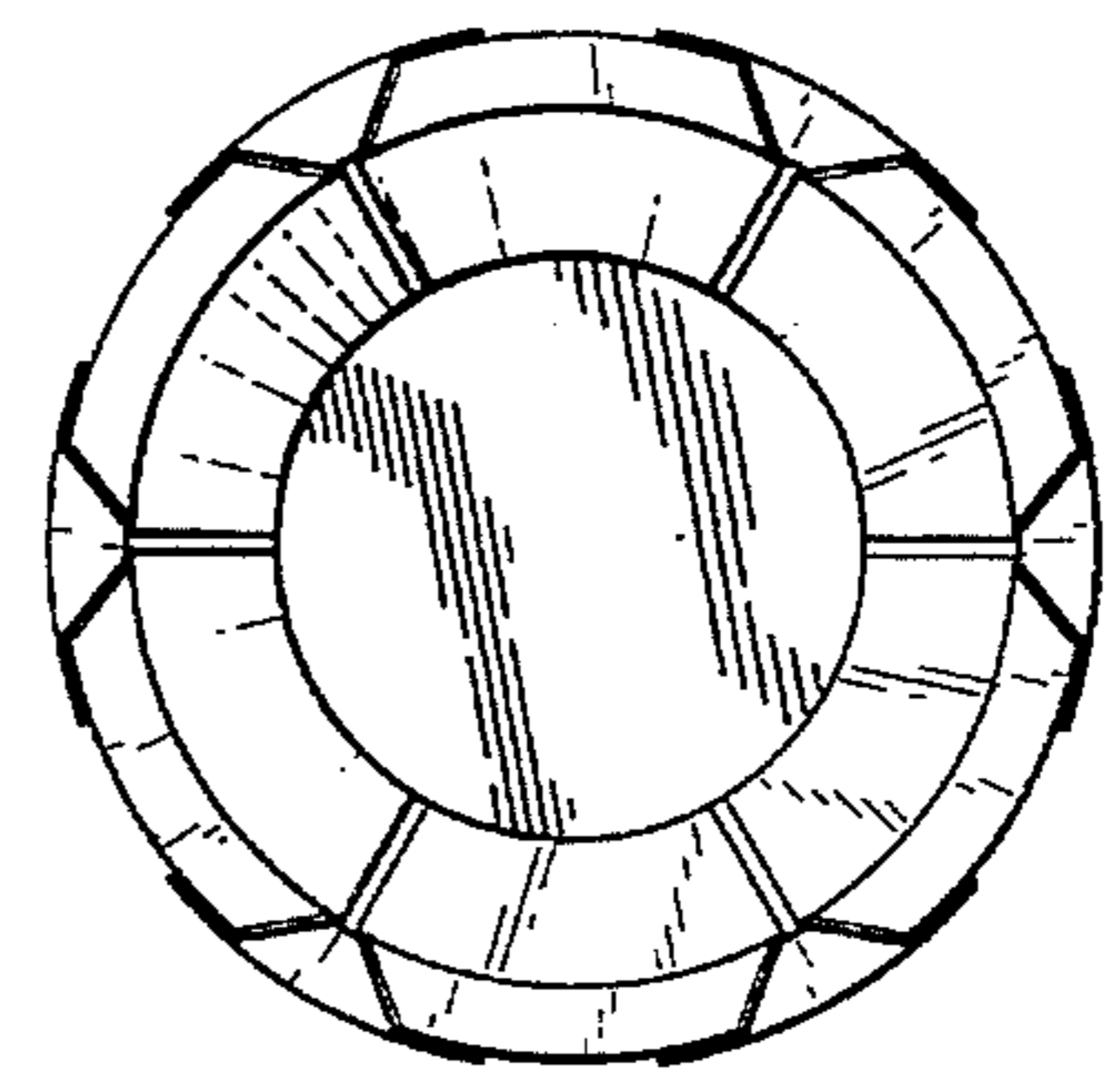


FIG. 10

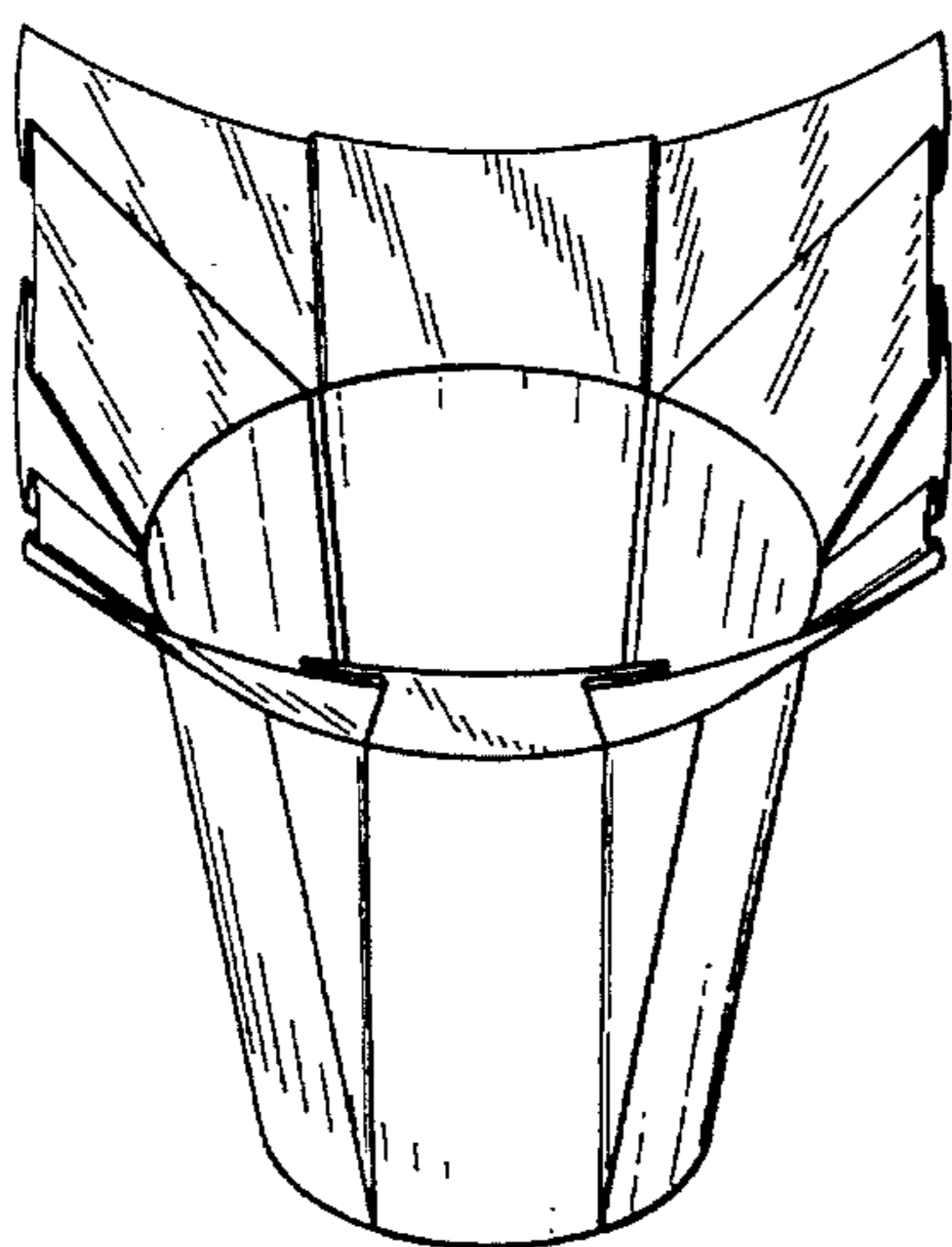


FIG. 11

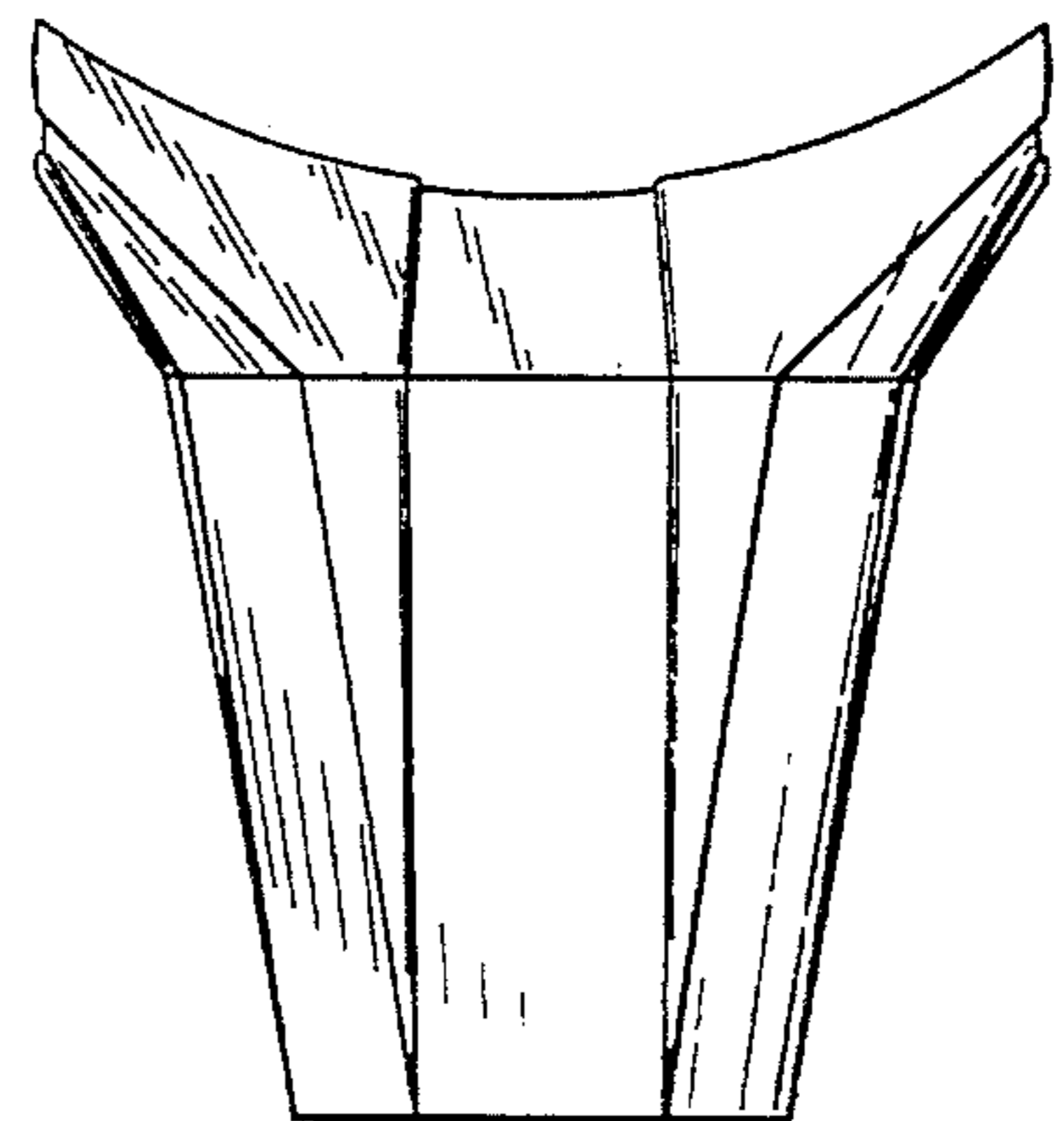


FIG. 12

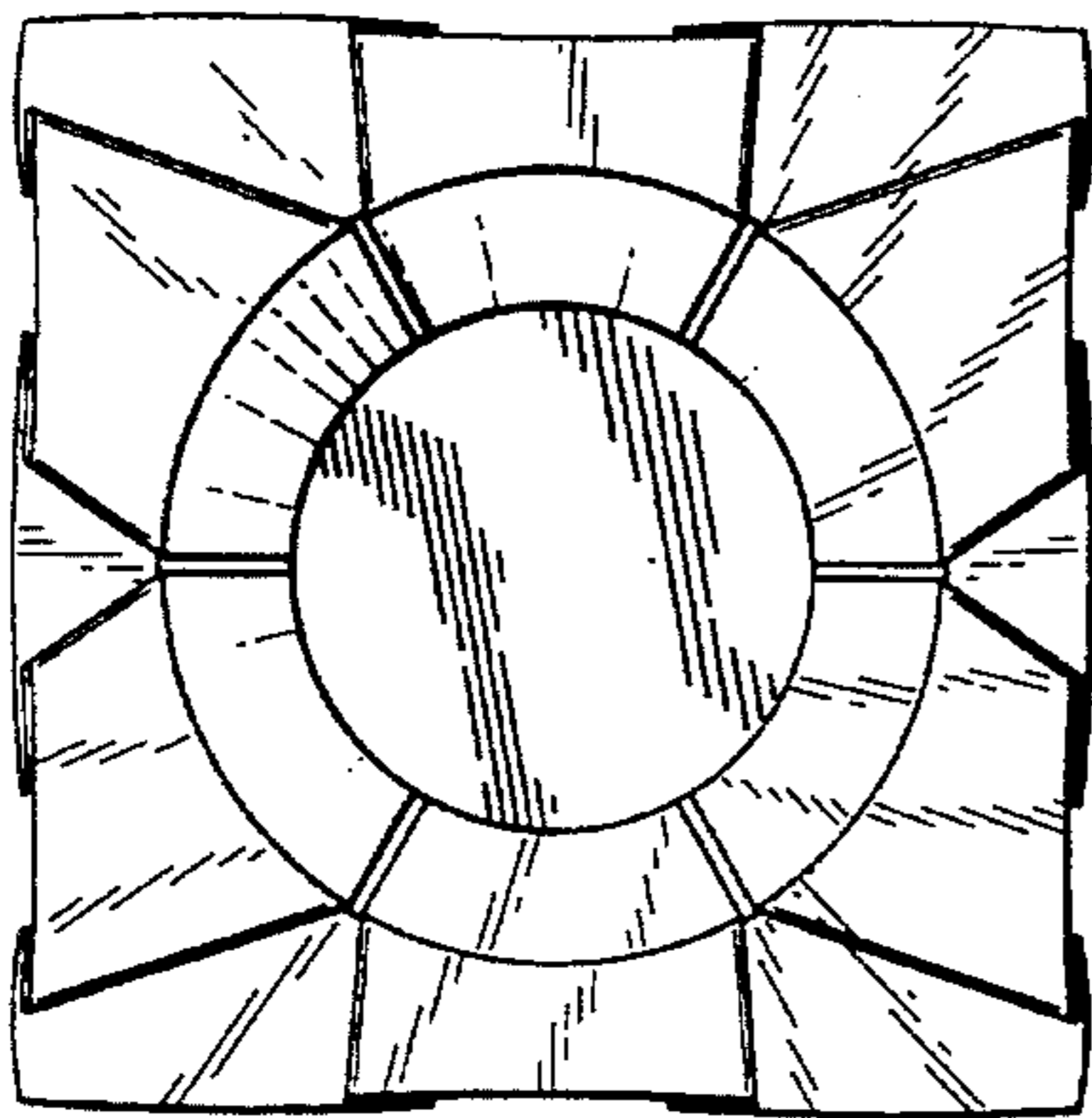


FIG. 13

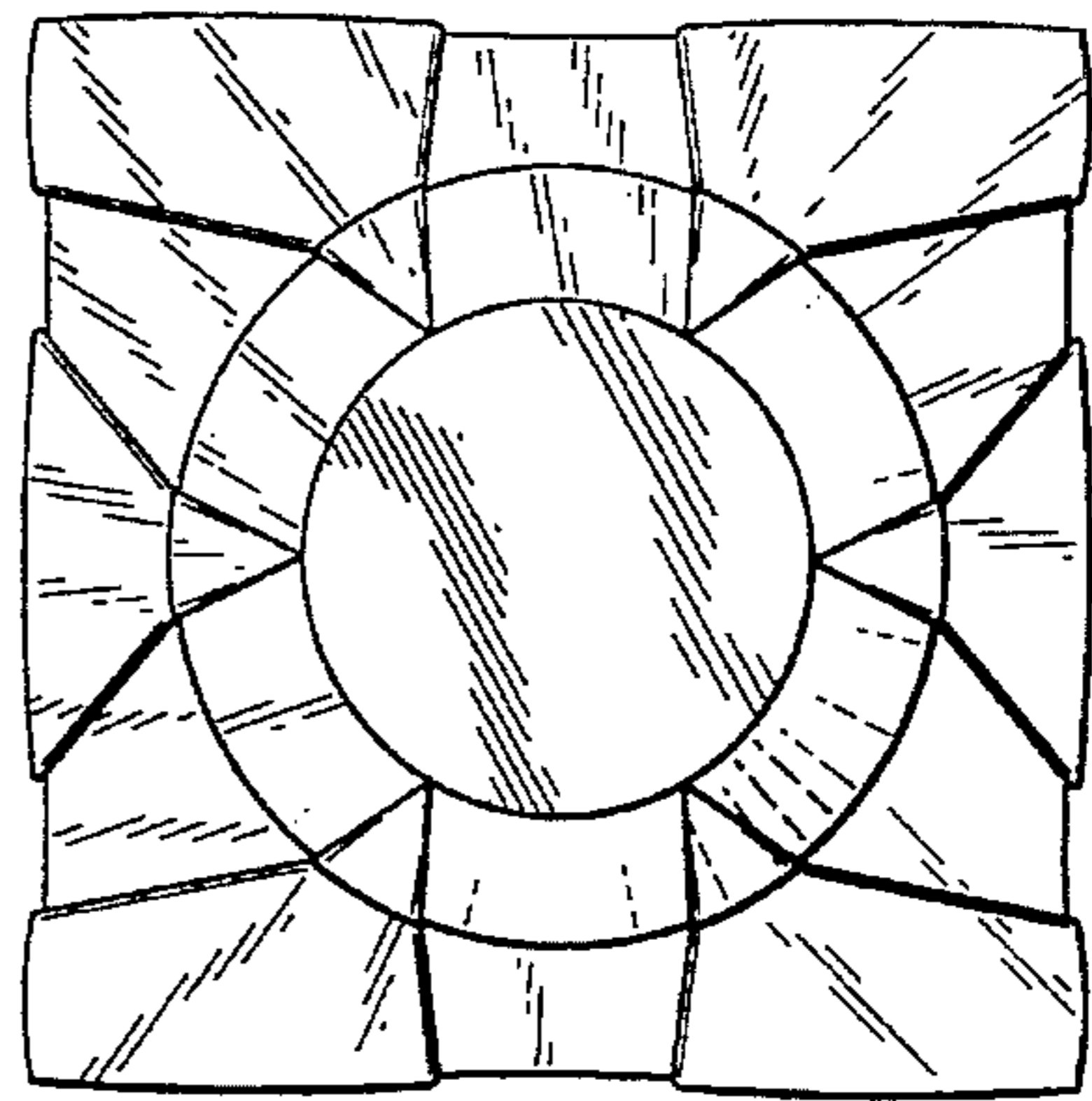


FIG. 14

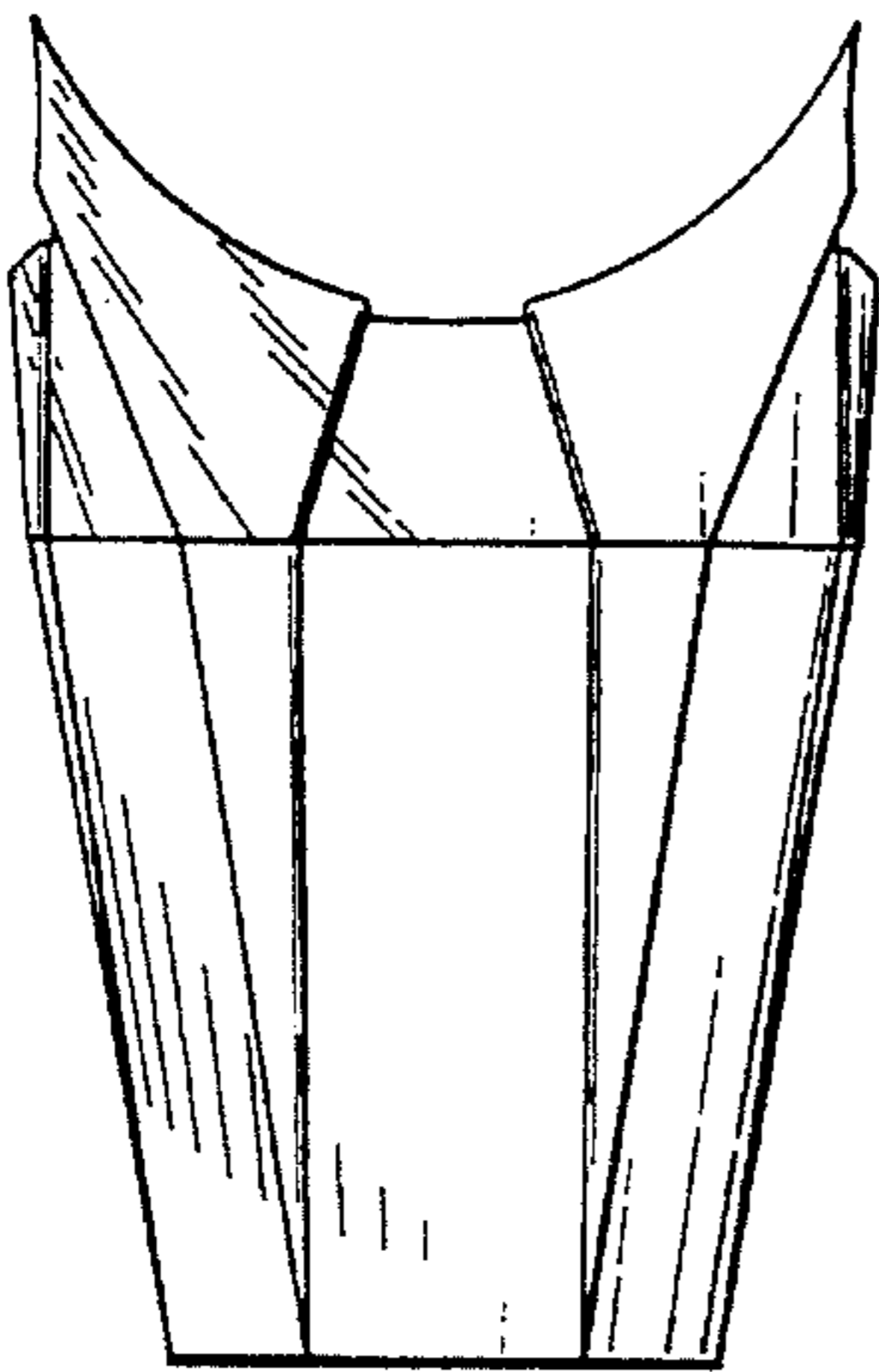


FIG. 15

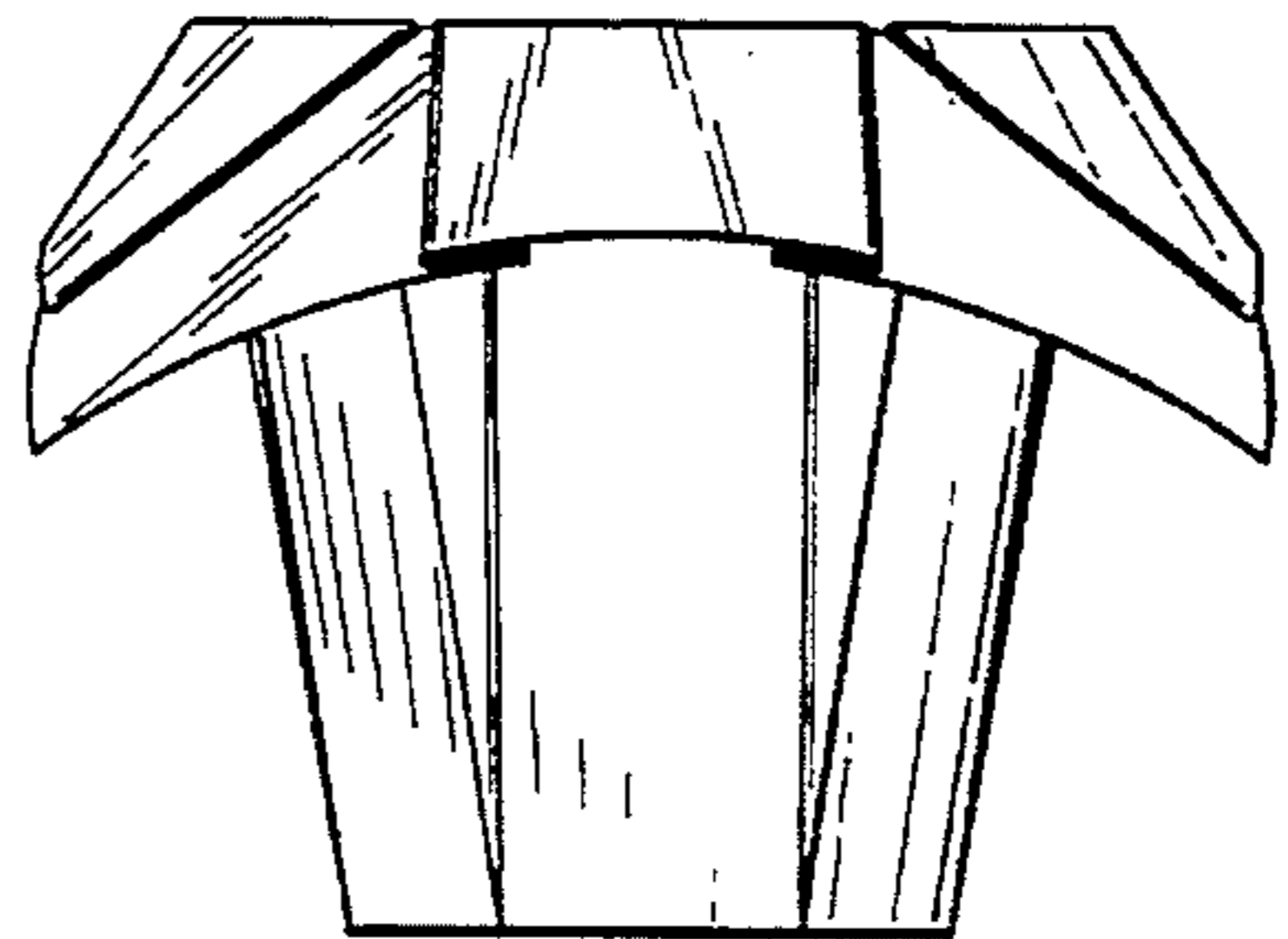


FIG. 16

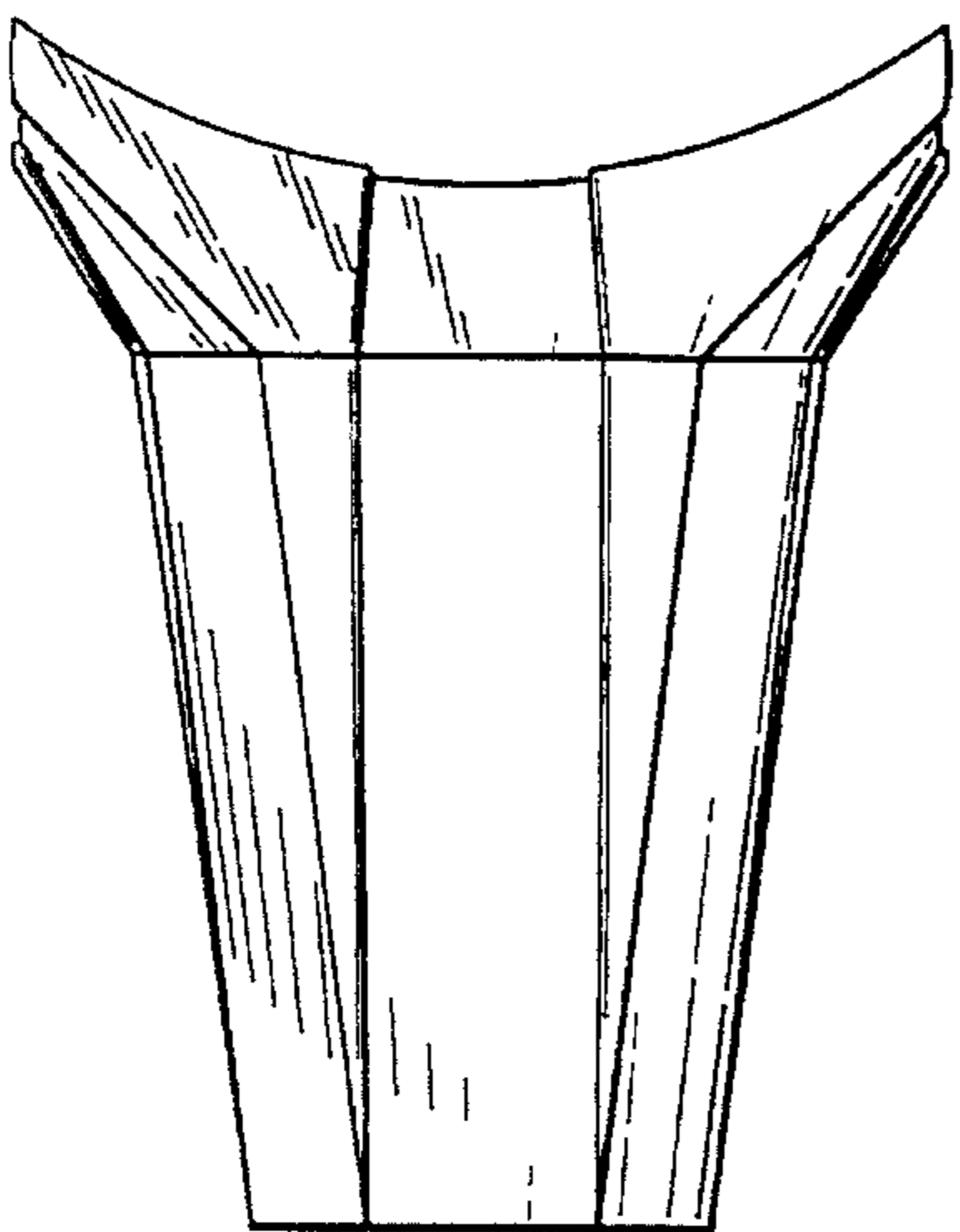


FIG. 17

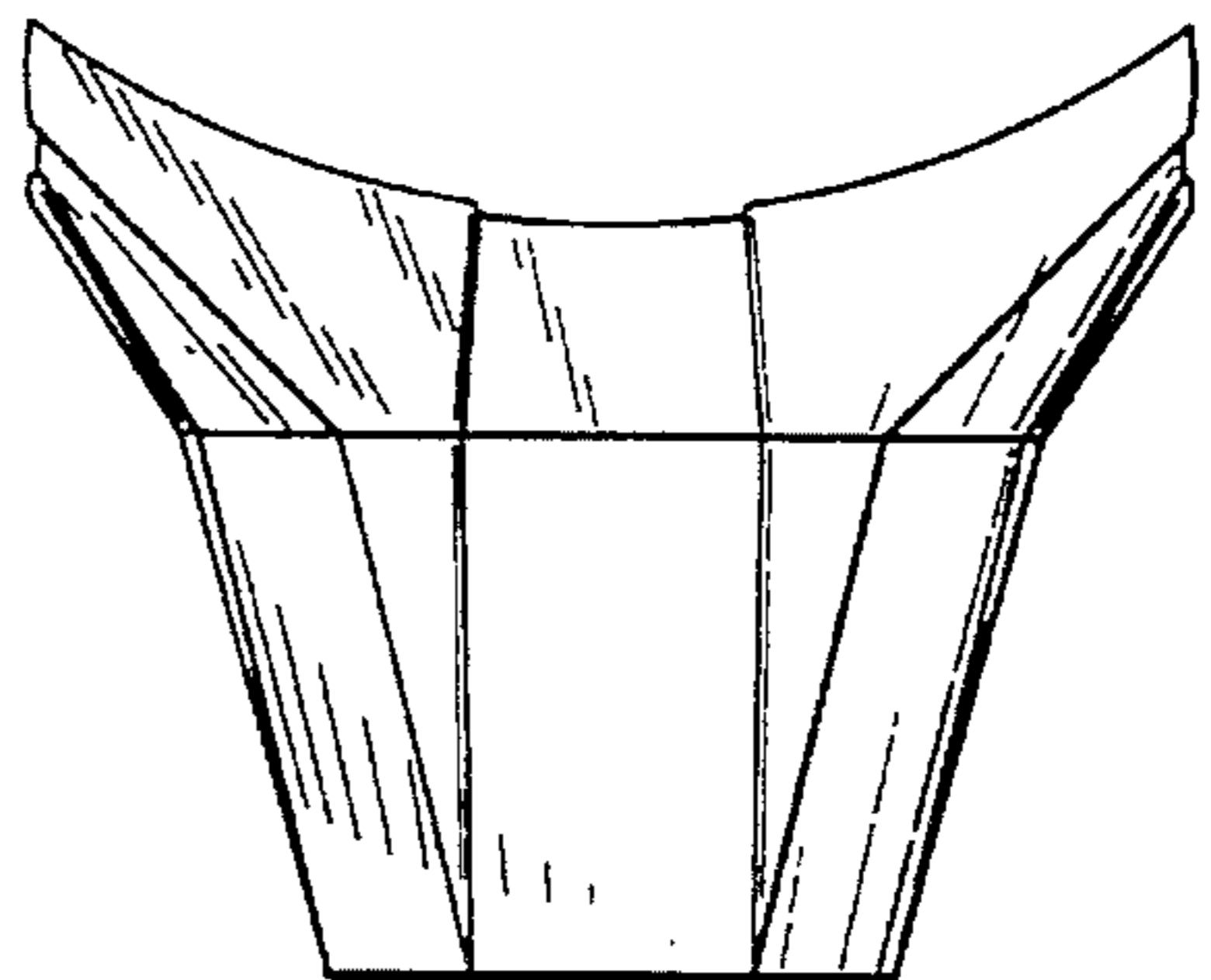


FIG. 18

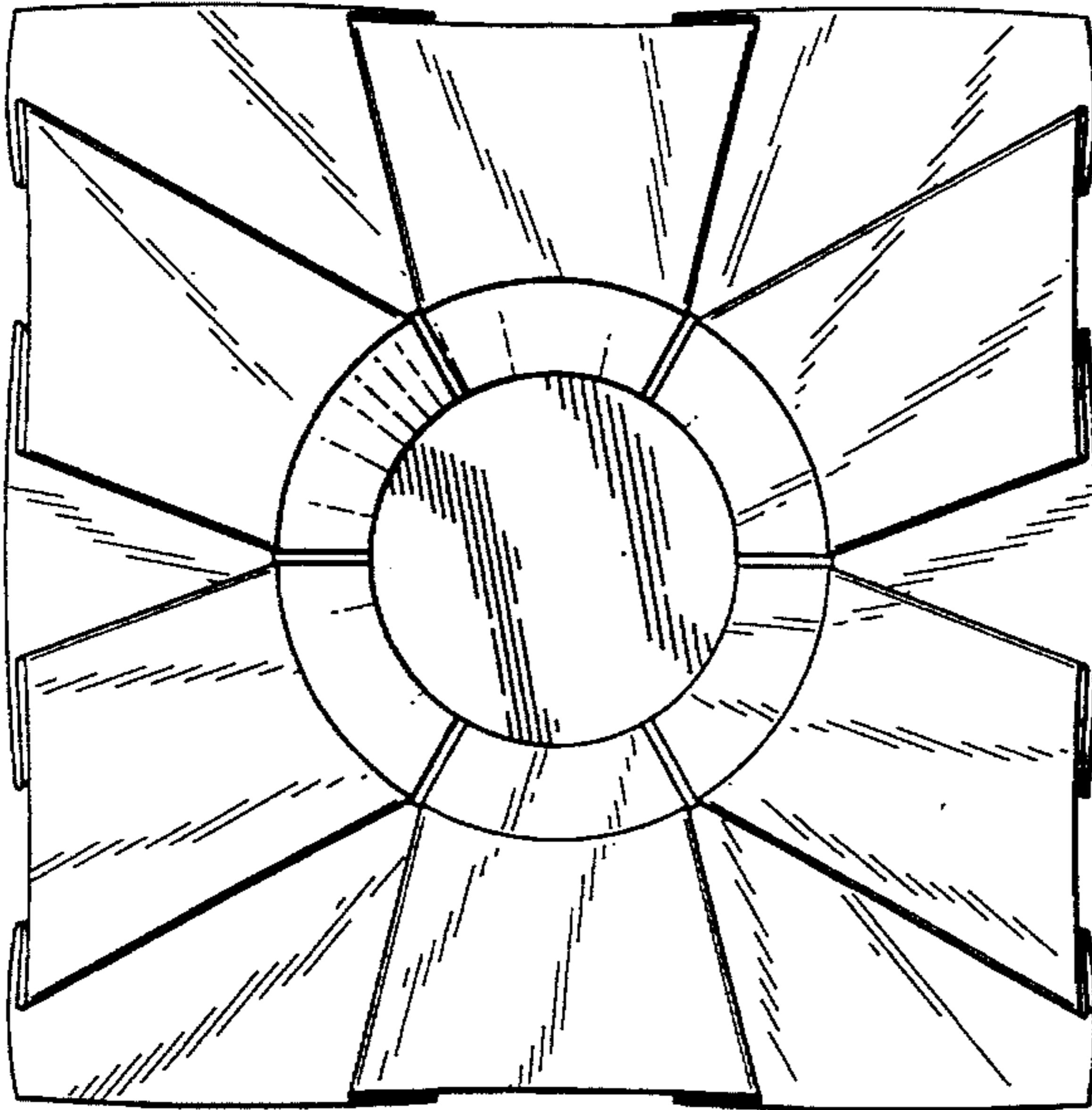


FIG. 19

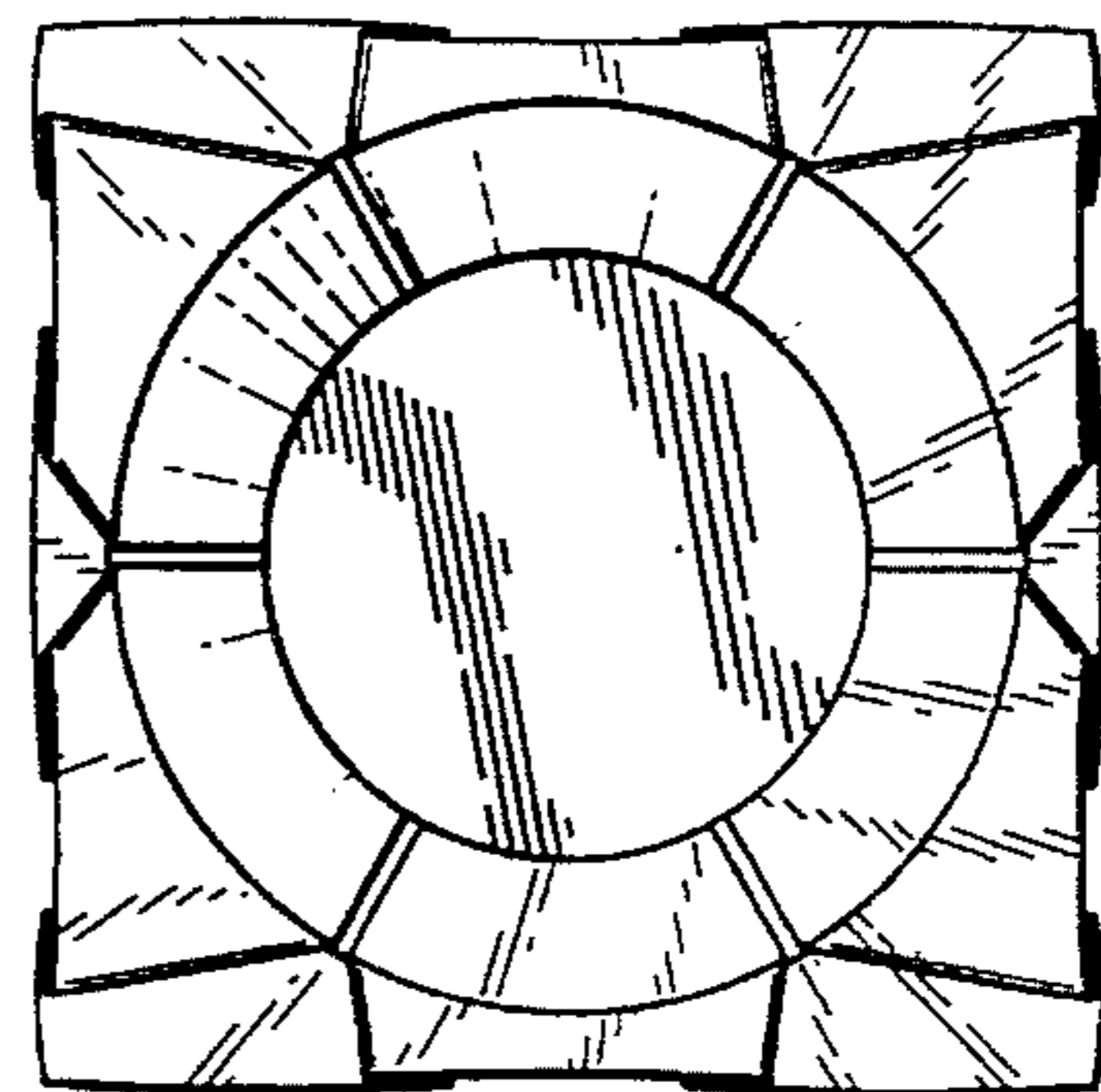


FIG. 20

UNITED STATES PATENT AND TRADEMARK OFFICE  
**CERTIFICATE OF CORRECTION**

PATENT NO. : Des. 365,305  
DATED : December 19, 1995  
INVENTOR(S) : Weder et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the title page: Item [56]

please insert --103316 3/1938 FOREIGN PATENT DOCUMENTS, Australia--.

Cover page, Description, please delete "FIG. 4" and substitute therefor --FIG. 2--.

Cover page, Description, please delete "FIG. 2" and substitute therefor --FIG. 3--.

Cover page, Description, please delete "FIG. 3" and substitute therefor --FIG. 4--.

Cover page, Description, FIG. 7, after "view" please delete ",".

Cover page, Description, FIG. 16, before ";" please insert --the only difference being the angle of the skirt--.

Signed and Sealed this

Twenty-eighth Day of May, 1996

Attest:



BRUCE LEHMAN

Attesting Officer

Commissioner of Patents and Trademarks