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United States Patent [19]

[11] Patent Number: **Des. 365,306**

Weder et al.

[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 May 5, 2006, has been disclaimed.

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

[21] Appl. No.: **808,359**

[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 .	
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
D. 289,982	5/1987	Weder et al.	D11/164

(List continued on next page.)

FOREIGN PATENT DOCUMENTS

103316 3/1938 Australia .

OTHER PUBLICATIONS

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.

(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 reduced side elevational view of our new flower pot cover design;

FIG. 2 is a transverse view thereof;

FIG. 3 is a reduced bottom plan view thereof;

FIG. 4 is a reduced top plan view thereof;

FIG. 5 is a reduced top plan view of a second embodiment of our new design, the only difference being the shape of the opening;

FIG. 6 is a reduced top plan view of a third embodiment of our new design, the only difference being the shape of the opening;

FIG. 7 is a reduced top plan view of a fourth embodiment of our new design, the only difference being the shape of the opening;

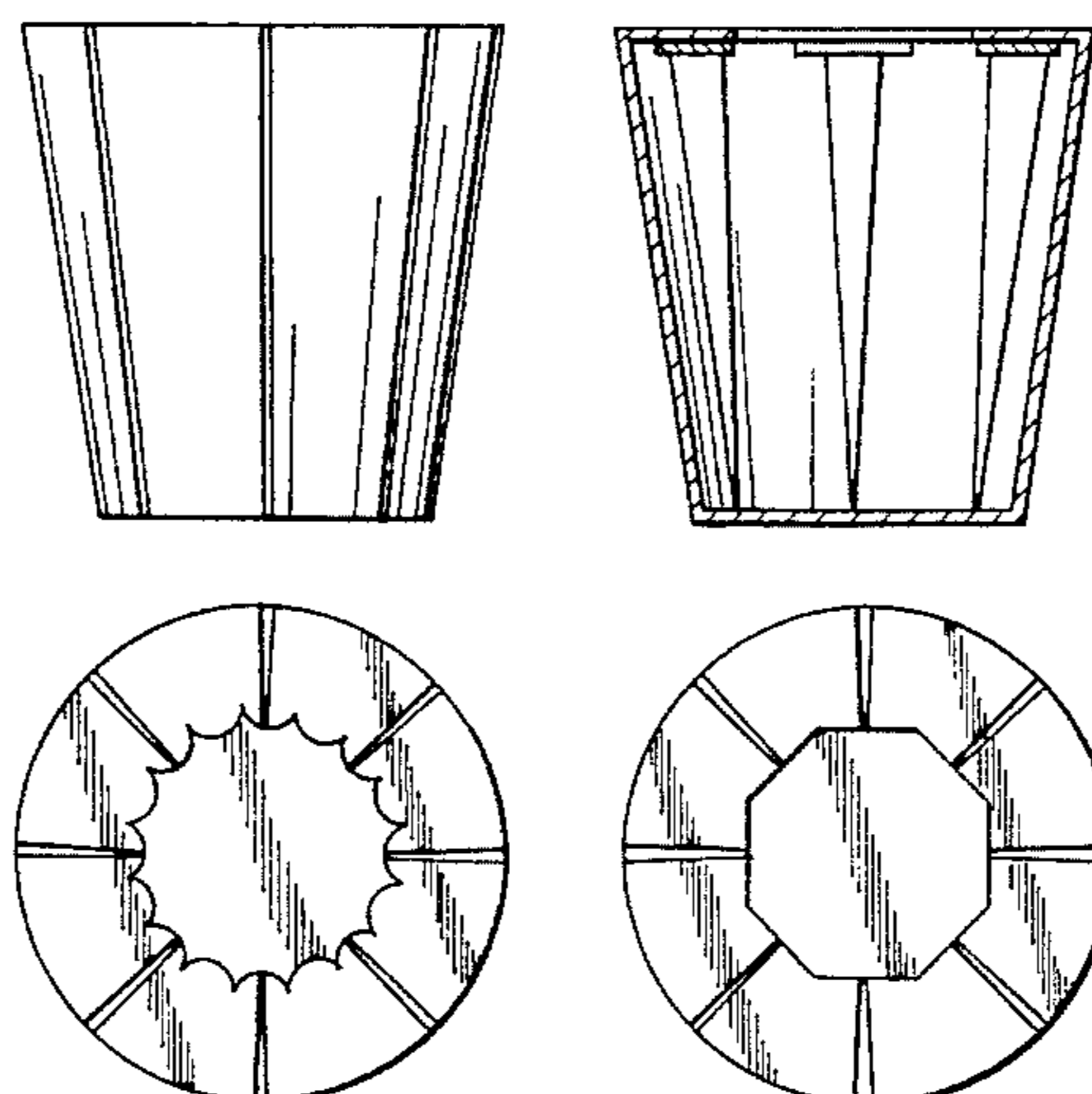
FIG. 8 is a reduced side elevational view of a fifth embodiment of our new design; and,

FIG. 9 is a reduced side elevational view of a sixth embodiment of our new design.

The flower pot has no substantial thickness.

The characteristic feature of the design resides in the specific pleating arrangement comprised of the parallel disposition of the exterior folds in combination with the interior V-shaped folds all as best shown in FIGS. 1 and 2.

1 Claim, 2 Drawing Sheets



U.S. PATENT DOCUMENTS

D. 292,182	10/1987	Weder et al.	.....	D11/164	1,446,563	2/1923	Hughes .
D. 292,183	10/1987	Weder et al.	.....	D11/164	1,520,647	12/1924	Hennegan .
D. 292,184	10/1987	Weder et al.	.....	D11/164	1,632,347	6/1927	Pipkin .
D. 292,185	10/1987	Weder et al.	.....	D11/164	1,868,853	7/1932	Sievers .
D. 292,186	10/1987	Weder et al.	.....	D11/164	1,924,926	8/1933	Gray .
D. 292,187	10/1987	Weder et al.	.....	D11/164	1,951,642	3/1934	Augustin et al. 47/34
D. 292,188	10/1987	Weder et al.	.....	D11/164	2,054,934	9/1936	Graffenberger 229/1.5 B
D. 292,189	10/1987	Weder et al.	.....	D11/164	2,102,510	12/1937	Cecil, II 229/1.5 B
D. 292,190	10/1987	Weder et al.	.....	D11/164	2,302,259	11/1942	Rothfuss 41/10
D. 292,191	10/1987	Weder et al.	.....	D11/164	2,355,559	8/1944	Renner 229/8
D. 292,561	11/1987	Weder et al.	.....	D11/164	2,482,981	9/1949	Kamrass 41/13
D. 292,562	11/1987	Weder et al.	.....	D11/164	2,570,954	10/1951	Kasman 65/53
D. 292,563	11/1987	Weder et al.	.....	D11/164	2,967,652	1/1961	Canfield et al. 229/5.5
D. 293,222	12/1987	Weder et al.	.....	D11/164	3,022,605	2/1962	Reynolds 47/58
D. 293,223	12/1987	Weder et al.	.....	D11/164	3,232,469	2/1966	Piazzze 215/38
D. 293,224	12/1987	Weder et al.	.....	D11/164	3,271,922	9/1966	Wallerstein et al. 53/3
D. 293,304	12/1987	Weder et al.	.....	D11/164	3,488,022	1/1970	Vittori 248/152
D. 293,305	12/1987	Weder et al.	.....	D11/164	3,542,616	11/1970	Cain et al. 156/224
D. 293,306	12/1987	Weder et al.	.....	D11/164	3,820,684	6/1974	Harrison 206/520
D. 293,307	12/1987	Weder et al.	.....	D11/164	3,962,503	6/1976	Crawford 428/40
D. 293,308	12/1987	Weder et al.	.....	D11/164	4,043,077	8/1977	Stonehocker 47/66
D. 293,774	1/1988	Weder et al.	.....	D11/164	4,118,890	10/1978	Shore 47/28
D. 293,775	1/1988	Weder et al.	.....	D11/164	4,170,618	10/1979	Adams 264/101
D. 296,535	7/1988	Weder et al.	.....	D11/149	4,216,620	8/1980	Weder et al. 47/72
D. 297,422	8/1988	Weder et al.	.....	D11/164	4,300,312	11/1981	Weder et al. 47/72
D. 298,017	10/1988	Weder et al.	.....	D11/164	4,408,644	10/1983	Svantesson 150/55
D. 301,565	6/1989	Weder	.....	D11/152	4,413,725	11/1983	Bruno et al. 206/45.33
D. 302,139	7/1989	Weder	.....	D11/153	4,508,223	4/1985	Catrambone 206/423
D. 302,253	7/1989	Weder	.....	D11/153	4,712,725	12/1987	Moore 229/8
D. 302,254	7/1989	Weder	.....	D11/153	4,733,521	3/1988	Weder et al. 53/580
D. 302,404	7/1989	Weder	.....	D11/153	4,773,182	9/1988	Weder et al. 47/72
D. 302,405	7/1989	Weder	.....	D11/155	4,795,601	1/1989	Cheng 264/138
D. 302,406	7/1989	Weder	.....	D11/155	4,813,862	3/1989	Bowers et al. 425/87
D. 302,407	7/1989	Weder	.....	D11/155	4,835,834	6/1989	Weder 29/525
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			
D. 325,889	5/1992	Weder	.....	D11/164			
1,065,486	6/1913	Washburn	.....	229/1.5 B			
1,069,675	8/1913	Claussen .					

OTHER PUBLICATIONS

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

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. date unknown.

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.

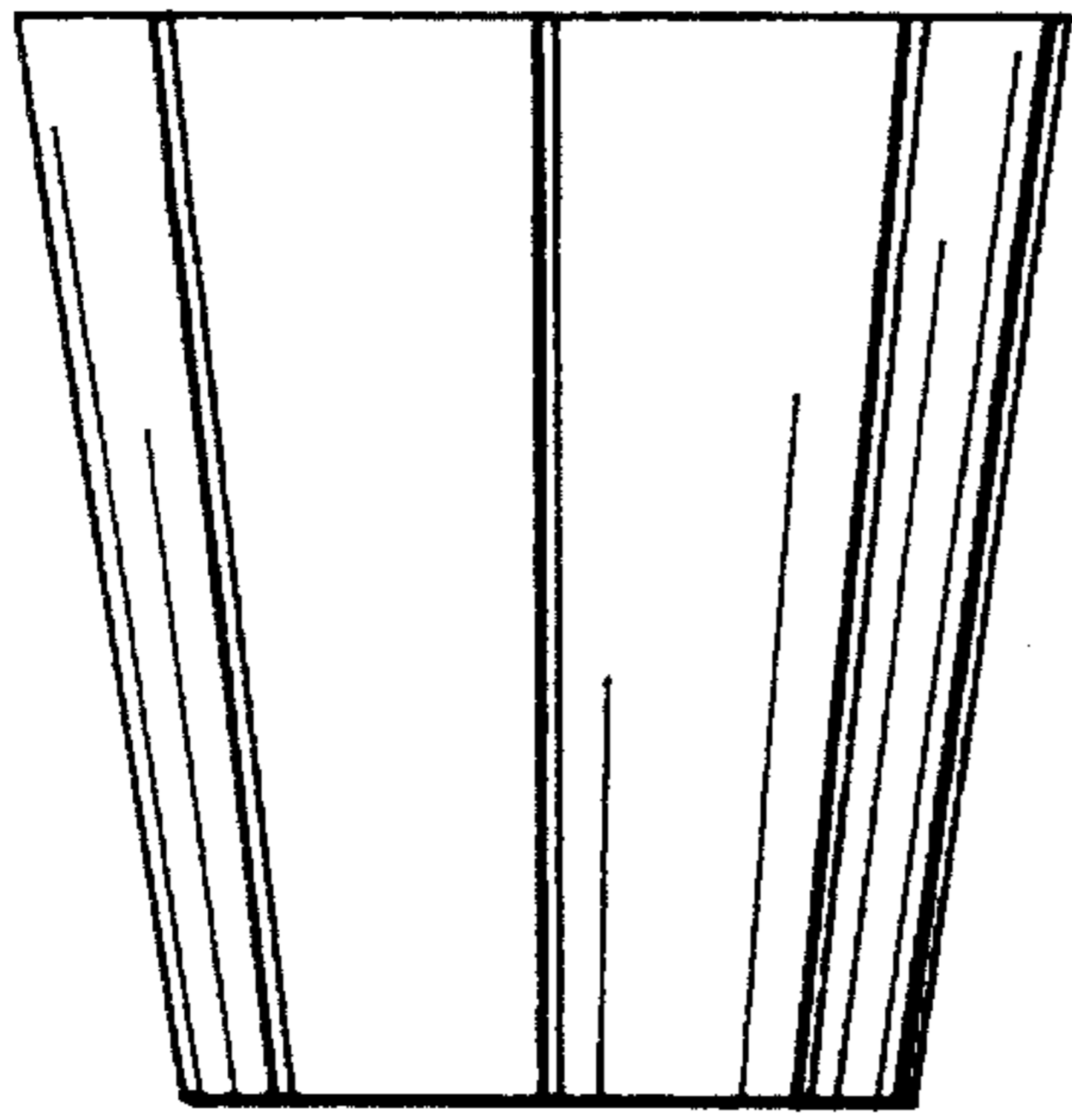


FIG. 1

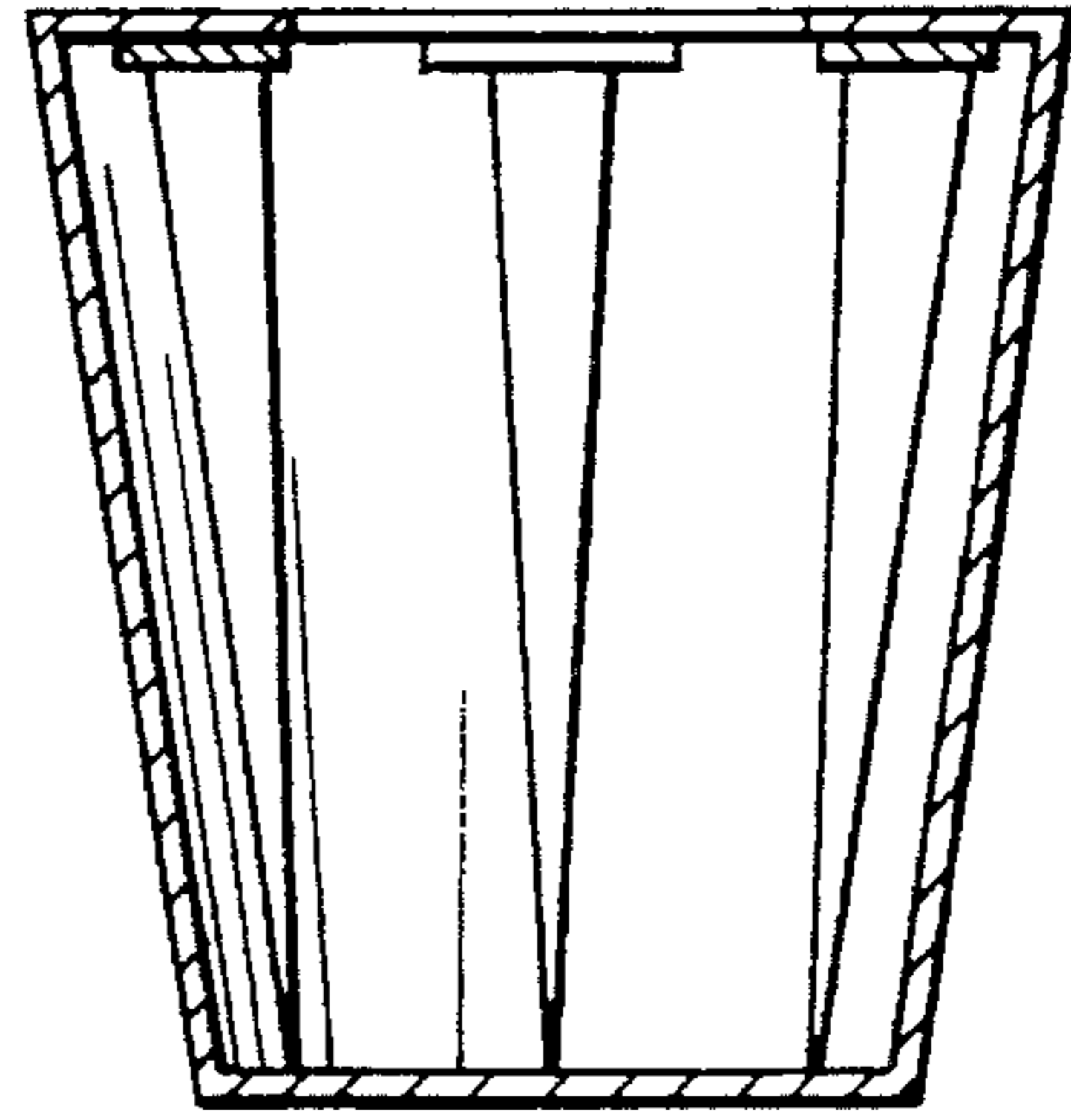


FIG. 2

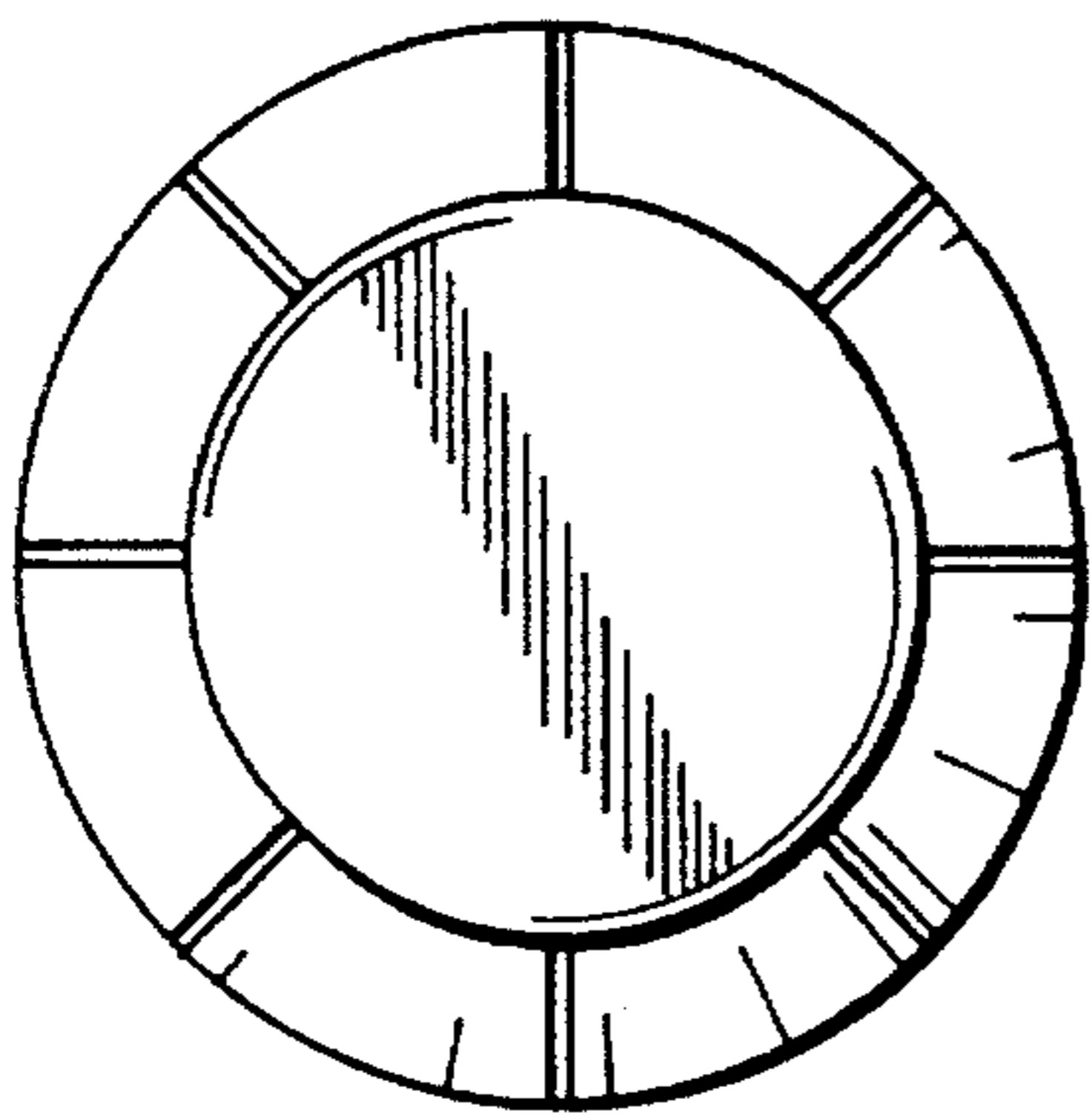


FIG. 3

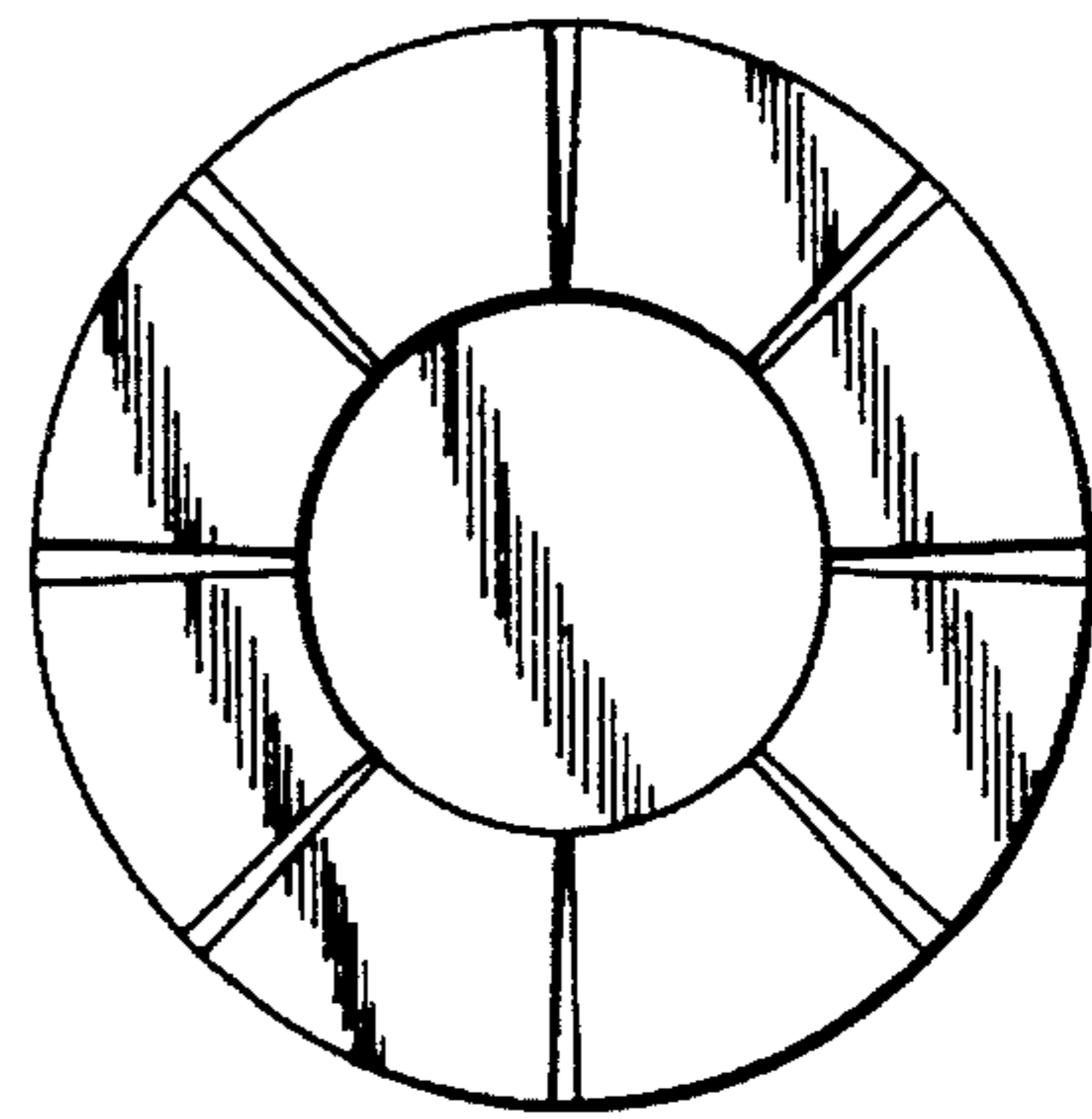


FIG. 4

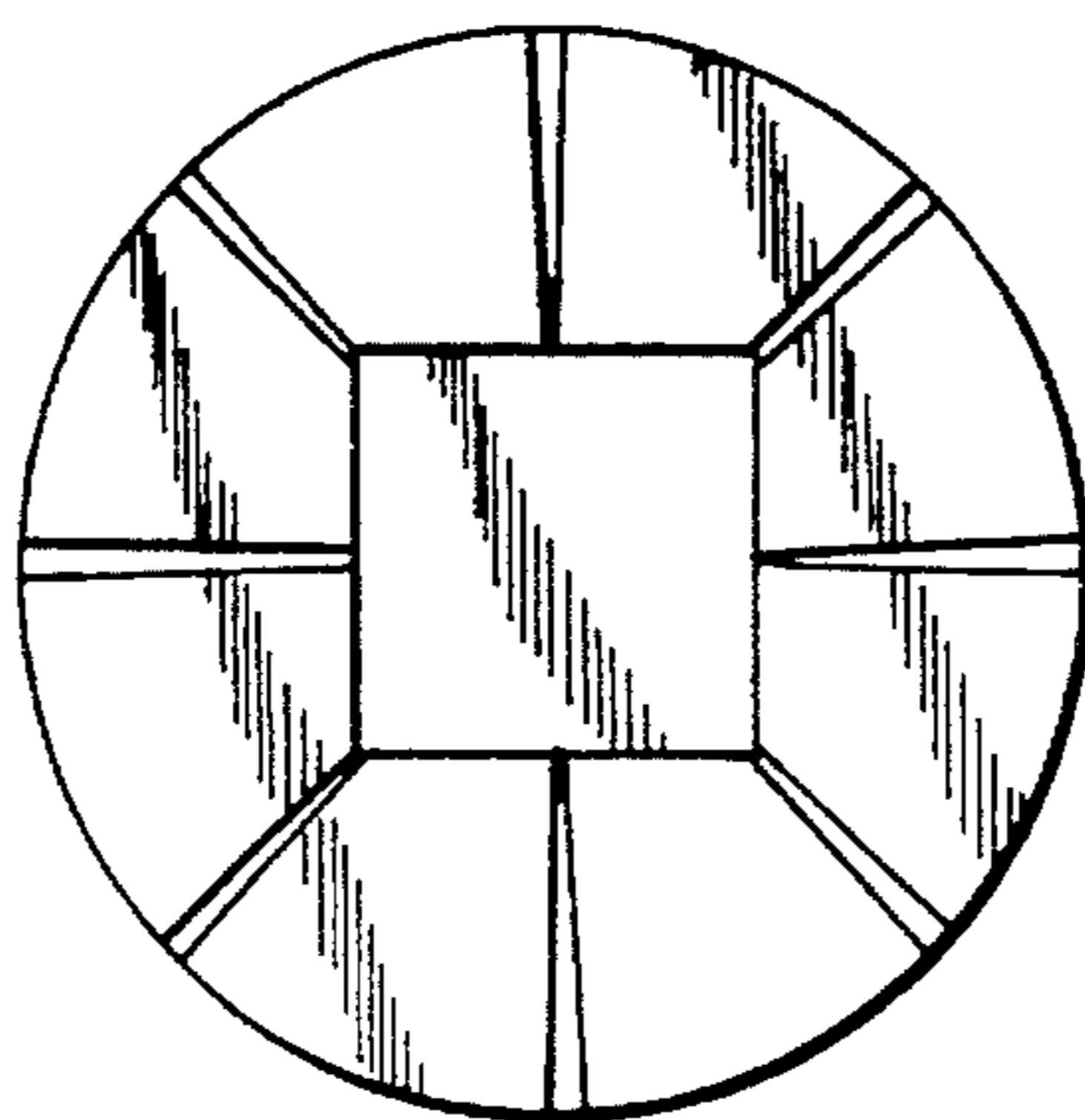


FIG. 5

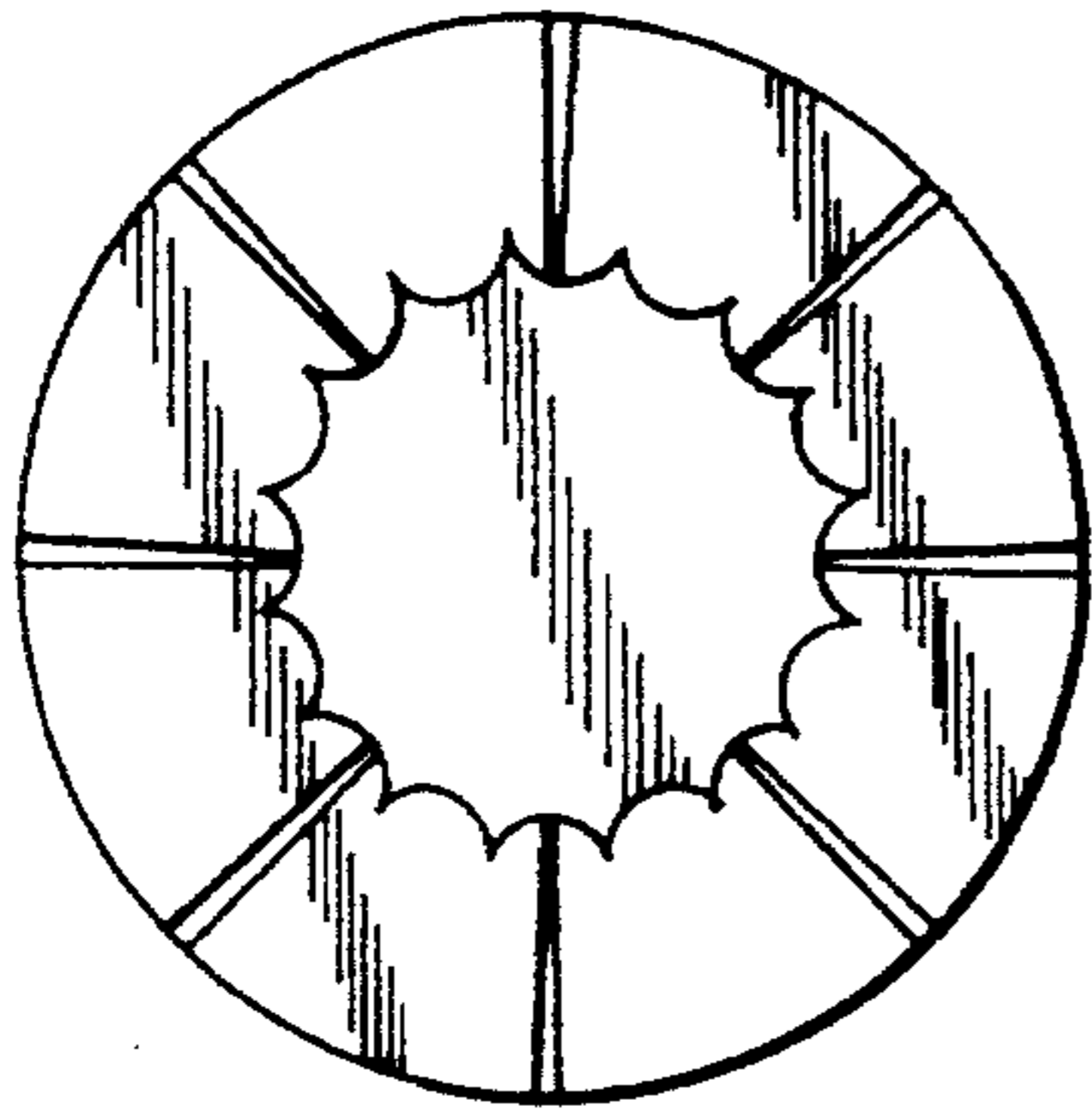


FIG. 6

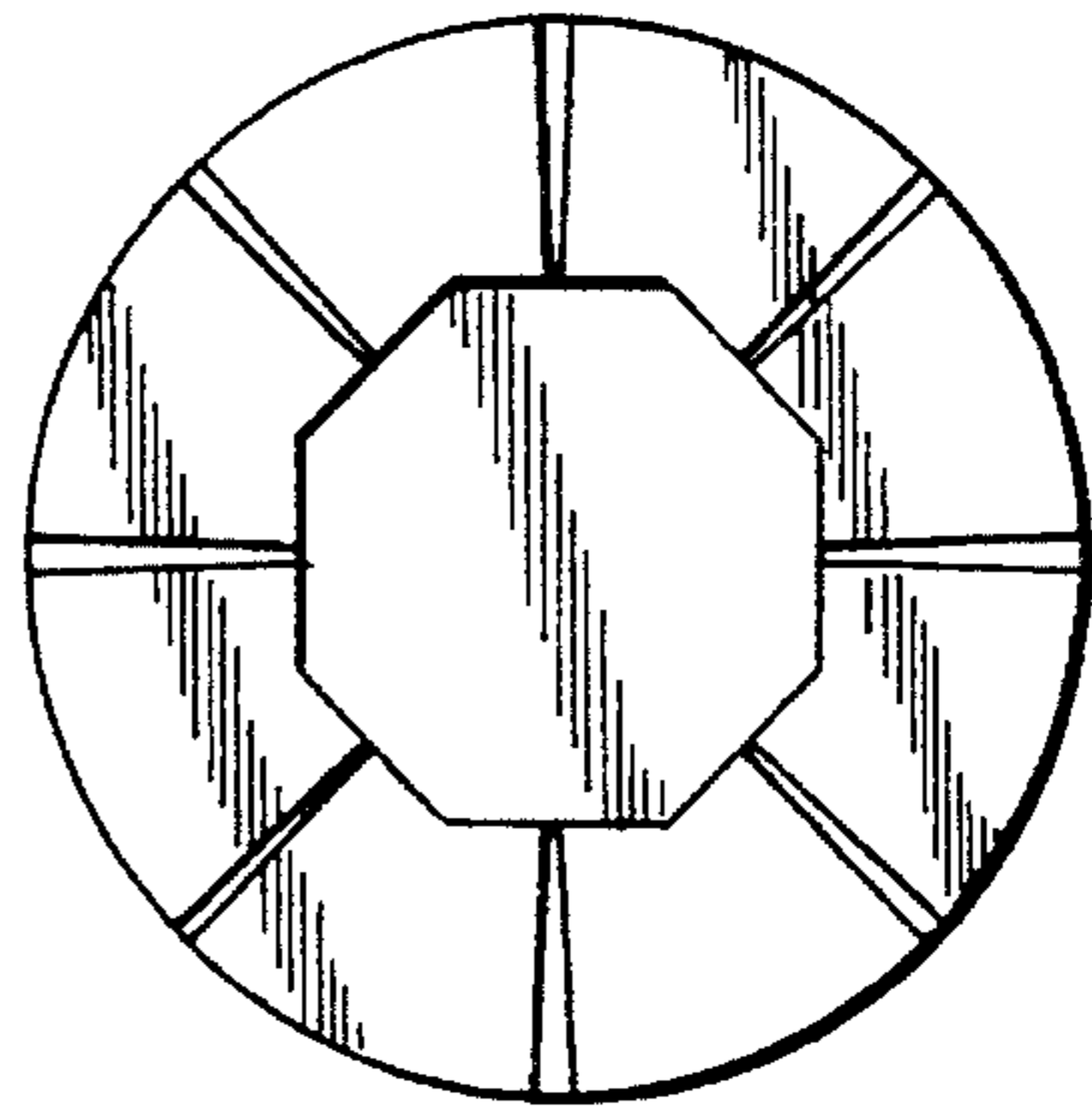


FIG. 7

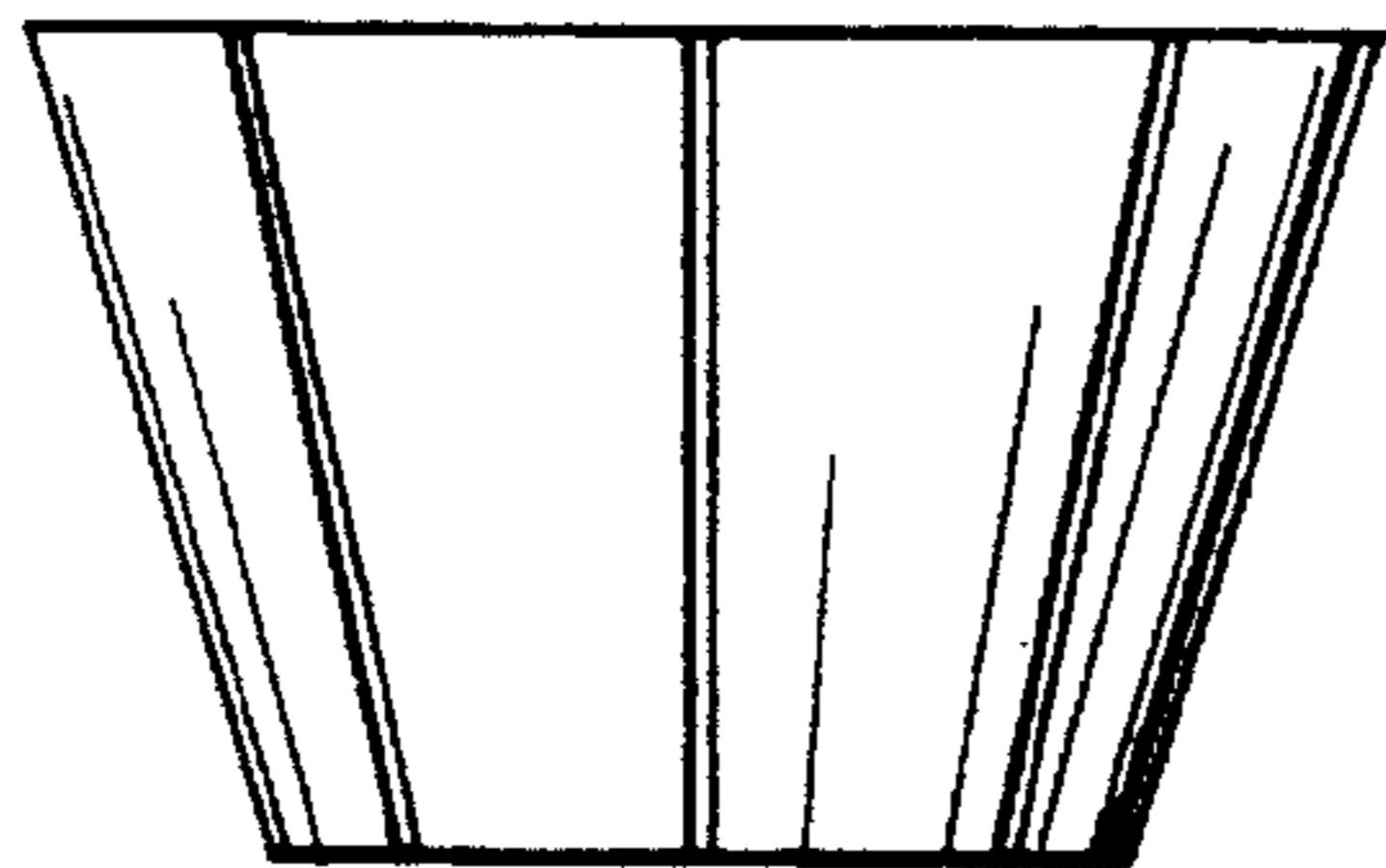


FIG. 8

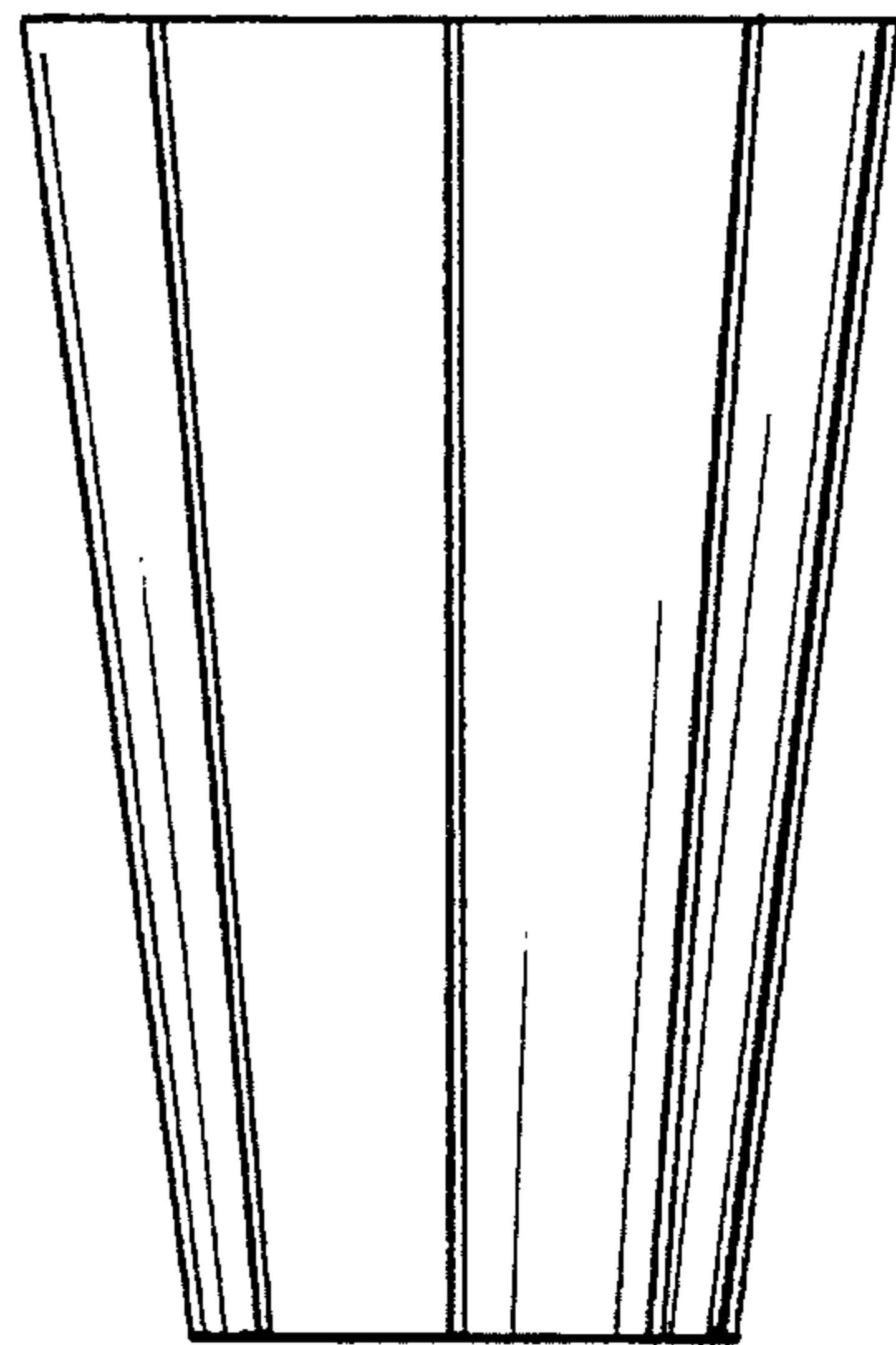


FIG. 9

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : Des. 365,306
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:

Cover page, References Cited, FOREIGN PATENT DOCUMENTS,
please insert --560532 4/1975 Switzerland--.

Signed and Sealed this
Sixteenth Day of April, 1996



Attest:

BRUCE LEHMAN

Attesting Officer

Commissioner of Patents and Trademarks