



US00D405278S

United States Patent [19]

Pomeroy et al.

[11] Patent Number: **Des. 405,278**

[45] Date of Patent: ****Feb. 9, 1999**

[54] **SWING**

[75] Inventors: **Charles Pomeroy; John T. Bycraft,**
both of South Bend, Ind.

[73] Assignee: **Jack-Post Corporation,** Buchanan,
Mich.

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

[21] Appl. No.: **73,746**

[22] Filed: **Jul. 16, 1997**

[51] **LOC (6) Cl.** **06-01**

[52] **U.S. Cl.** **D6/347**

[58] **Field of Search** D6/334, 344, 347,
D6/370, 379, 381, 500, 501, 502; D21/123,
923, 825; 248/370; 297/259.3, 273, 277,
281, 287, 452.63; 472/118, 122, 125

[56] References Cited

U.S. PATENT DOCUMENTS

D. 135,694	5/1943	Smith	D6/347
D. 281,376	11/1985	Gregory, III	D6/344
D. 310,604	9/1990	Pomeroy et al.	D6/347
D. 327,584	7/1992	Braxton, III	D6/347

OTHER PUBLICATIONS

Sunstar, Brownie Mfg. Co., Porch Swing at mid-page left.
Pamphlet: Jack-Post Swings, Fiesta Royale Liar's Swing-
-a-Lawn, Mdel FRLS (FC-60) Seat and FRSF (FR-55)
Frame undated.

Pamphlet: Jack-Post Swings, Fiesta Royale Hi-Back Swing
and "A" Frame, Model FR-63V (seat, FR-55V (vanilla
frame), FR-55H (green frame) undated.

Pamphlet: Jack-Post Swings, Fiesta Royale Hi-Back Swing
and Frame Combo, 5405-T (Textured, Variegated Green)
(1997 per Attorney of Record).

Pamphlet: Jack-Post Swings, Fiesta Charm 4FT. Hi-Back
Swing Seat, FC-47H (seat) and FC-45H (swing fram)
©1996.

Pamphlet: Jack-Post Swings, Country Garden 54 " Hi-Back
Swing Seat Vari-Width Hardwood, and Country Gerden 54
" Hi-Back Seat and Frame Combo with Canopy—Vari
Width Hardwood ©1996.

Pamphlet: Jack-Post Swings, Fiesta Charm Hi-Back swing
Seat FC-47T Seat (textured, variegated green, shown with
5559-T Frame), and Fiesta Charm Swing and Frame Combo
with Canopy 5209-T (textured, variegated green) ©1997.

Pamphlet: Jack-Post Swings, Hardwood by Jennings
Deluxe Swings Model H-34 and Model H-35 undated.

Pamphlet: Si Lite, Inc., 2600 N. Pulaski, Chicago, IL
undated.

Pamphlet: Ozark Wood Products, 2600 N. Pulaski, Chicago,
IL, Model numbers SS-G, DS-G and LS-C undated.

Pamphlet: Summer Breeze Swings, George Mayer Mfg Co.,
P.O. Box 1468, Miami, OK 74355, Mar. 21, 1984.

Pamphlet: The Oak Leaf Collection, PMC Industries, P.O.
Box 727, Pelchan, AL 35124 undated.

Pamphlet: Park Central Outdoor Furniture, Flanders Indus-
tries, Inc., P.O. Box 1788, Fort Smith, Arkansas 72902
undated.

A-Frame Swing, The Directors Chair, A Division of Scott
McLean Inc. P.O. Box 2140, Bowling Green, KY 42101
undated.

Pamphlet: Sunstar Leisure Furniture—A Division of Far-
master, Columbus, NE, undated.

(List continued on next page.)

[57] CLAIM

The ornamental design for a swing, as shown and described.

DESCRIPTION

FIG. 1 is a front perspective view of the swing showing our
new design;

FIG. 2 is an end elevational view, the opposite end being a
mirror image there of;

FIG. 3 is a front elevational view;

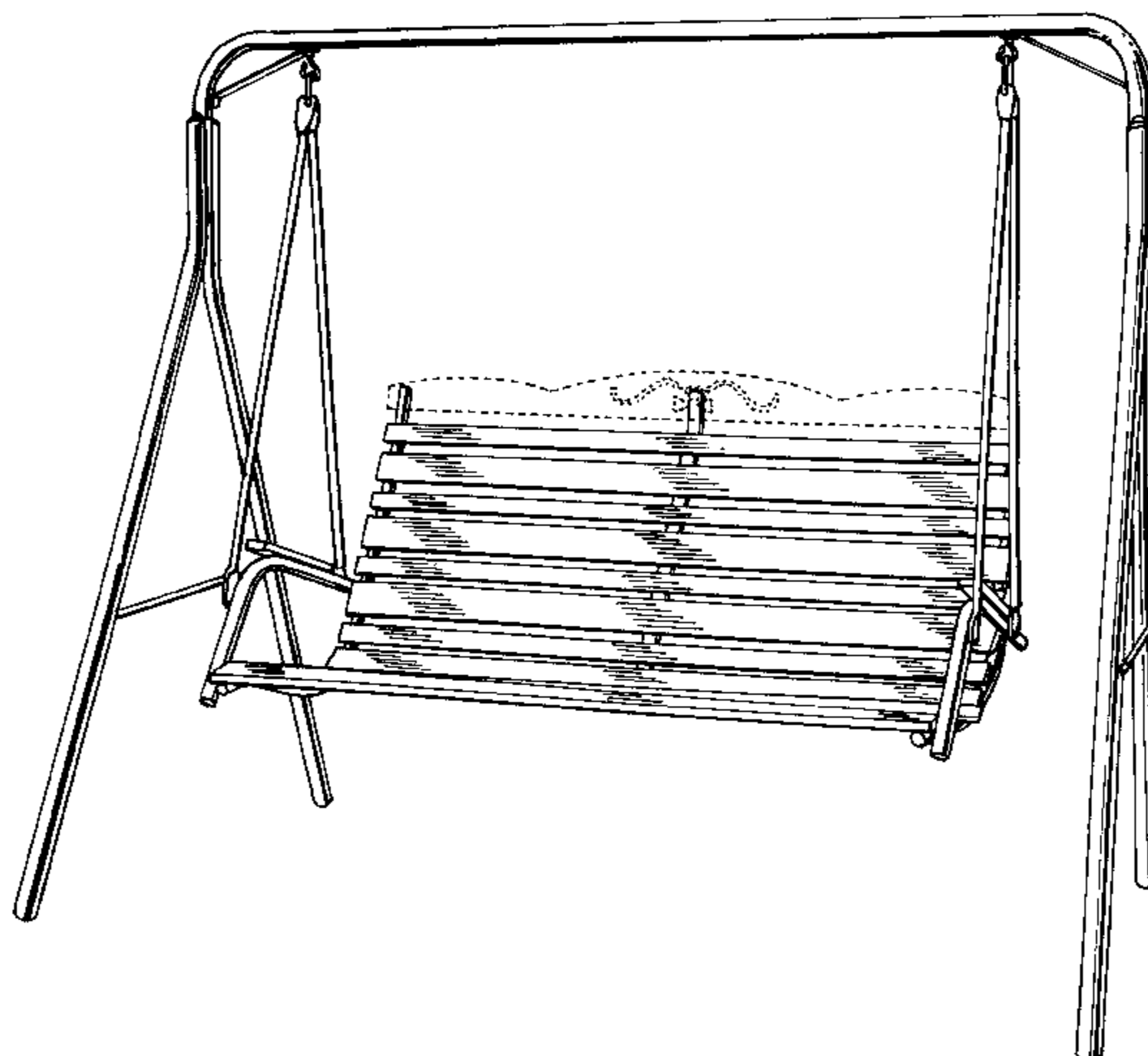
FIG. 4 is a rear elevational view;

FIG. 5 is a top plan view; and,

FIG. 6 is a bottom plan view thereof.

The broken line showing of a backrest headboard is for
illustrative purposes only and forms no part of the claimed
design.

1 Claim, 6 Drawing Sheets



OTHER PUBLICATIONS

Pamphlet: Holiday Club Swings by Cardinal American, Caribbean Fantasy Luan Mahogany Furniture, 2 pages undated.

Pamphlet: Grand Isle LSFS-48AZ Swing, 4911 Grant Avenue, Cleveland, OH 44125 undated.

Pamphlet: Grand Isle LSFS-44JHBG High Back Swing, 4911 Grant Avnue, Cleveland, OH 44125, undated.

Pamphlet: Grand Isle LSFS-44A V Swing, 4911 Grant Avenue, Cleveland, OH 44125 undated.

Pamphlet: Grand Isle LPSS-44AV Porch Swing, 4911 Grant Avenue, Cleveland, OH 44125 undated.

Pamphlet: Bourbon street MS-100 Swing, 4911 Grant Avenue, Cleveland, OH 44125 undated.

Catalog: Luan Mahogany Furniture; Cardinal American of Bedford Hts., Ohio; 6 pages; 1985.

Pamphlet: Jack-Post Outdoor Furniture/Outdoor Products; 2 pages, undated.

Pamphlet: Do-It-YourselfPatio Furniture Kits; Cardinal American Corp. Cleveland, Ohio; 1981.

Pamphlet: Holiday Club Patio Furniture Kits: Cardinal American Corp., Cleveland, Ohio; 1981.

Pamphlet: Swing; Manufacturer Unkown, undated.

Pamphlet: "Swingbuilder"; J. Kratzke; Dent, MN, undated.

Pamphlet: Swing; Ozark Wood Products Inc., Chicago, IL, undated.

Pamphlet: Swings; Cody Swings Inc.; Jacksonville, FL, undated.

Pamphlet: Swing; Walpole Woodworkers; Walpole, MA, undated.

Pamphlet: Swing; Woodshed Products; Powers, MI, undated.

Pamphlet; Swing; The J.E. Burke Company; Fond Du Lac, WI, undated.

Pamphlet: Swing; SiLite; Chicago, IL, undated.

Pamphlet: Swing; Lowery's Inc.; No. Berwick, MA, undated.

Catalog: Holiday Club KD Patio Furniture; Cardinal American Corporation; 1983; 8 pages.

Pamphlet: Jack-Post Swings, Fiesta Royale Models FR-55 (Frame), FR-55V (Frame), FR-60 (Seat), FR-60V (Seat), FC-55 (Frame), FC-55V (Frame), H-25 (Swing) undated.

Pamphlet: JackPost swings Jennings Traditional Swing Models H-24 and H-25 and Jennings Deluxe Swing Models H-54 and H-55 undated.

Pamphlet: Jack-Post Swing, Iron Mountain Model 7203-W, undated.

Pamphlet: Jack-Post Swings, Iron Mountain Models 7203-W (seat), 6450-W (frame), 6200-W (Seat, Redwood), 6201-W (Seat, Cedar), 6455-W (Combination, Cedar), 6456-W (Combination, Redwood) undated.

Pamphlet: Jack-Post Swing, Iron Mountain Models 6400-W (frame) 6200-W (Seat, Redwood) 6201-W (Seat, Cedar) 6401-W (Combination, Cedar) undated.

Pamphlet: Jack-Post Swing, Iron Mountain Hi-Back Swing Set Models: 6400-W (Frame), 7203-W (Seat, Redwood) undated.

Pamphlet: Jack-Post Swings, Knollwood 48" Hi-Back Swing Seat with Swing "A" Frame, undated.

Pamphlet: Jack-Post Swing, Iron Mountain 54" Hi-back Swing Seat Resin-Clad, undated.

Pamphlet: Jack-Post Swing, Fiesta Royale Hi-back Swing and "A" Frame, undated.

Pamphlet: Jack-Post Swings, Fiesta Charm Set and Fiesta Charm Swing and Frame, undated.

Pamphlet: Jack-Post Swing, Country Garden 54" Hi-back Swing Seat with Vari-width Hardwood Model 5505-H (Green) undated.

Primary Examiner—Gary D. Watson

Attorney, Agent, or Firm—Arnold White & Durkee

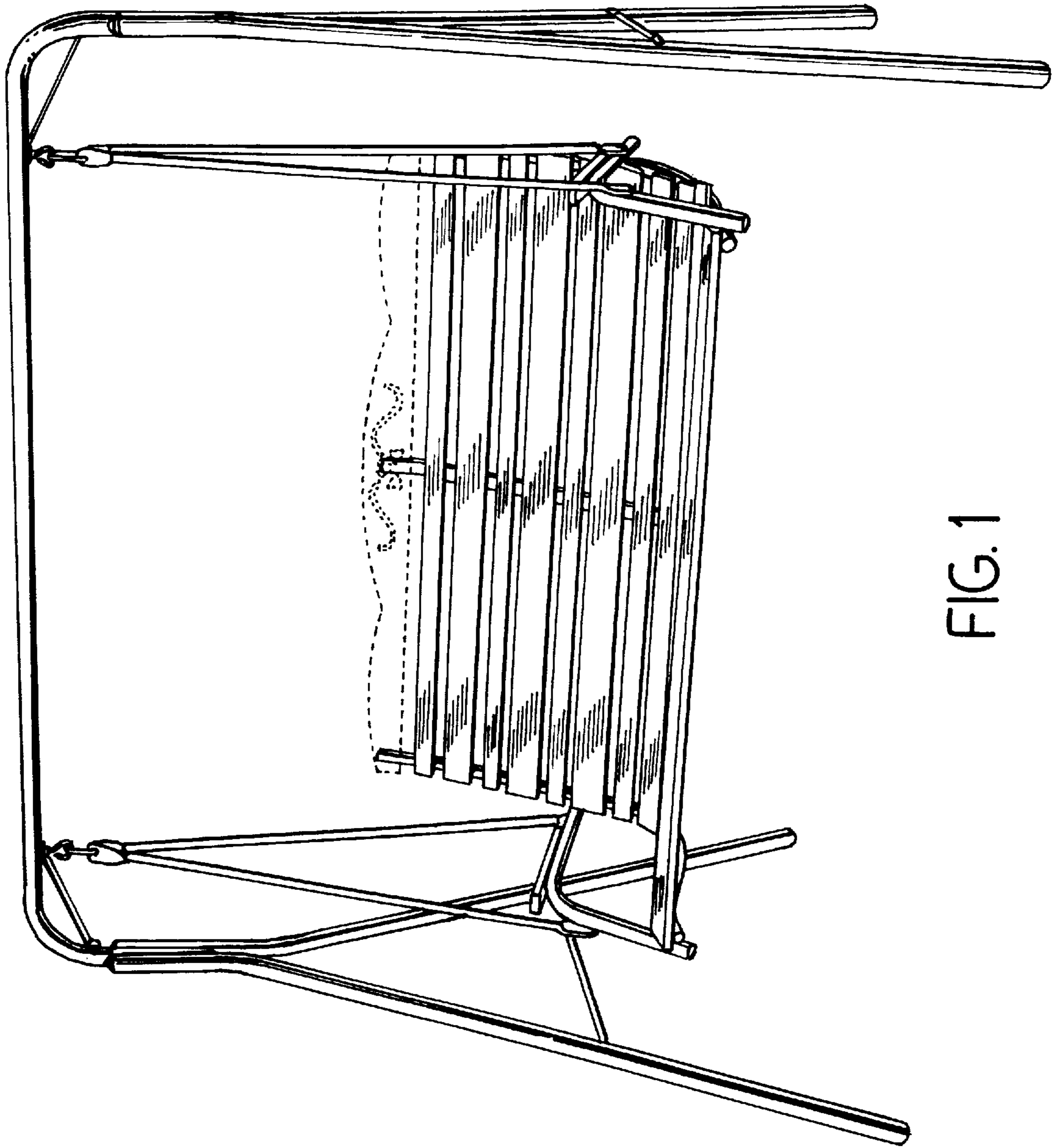


FIG.1

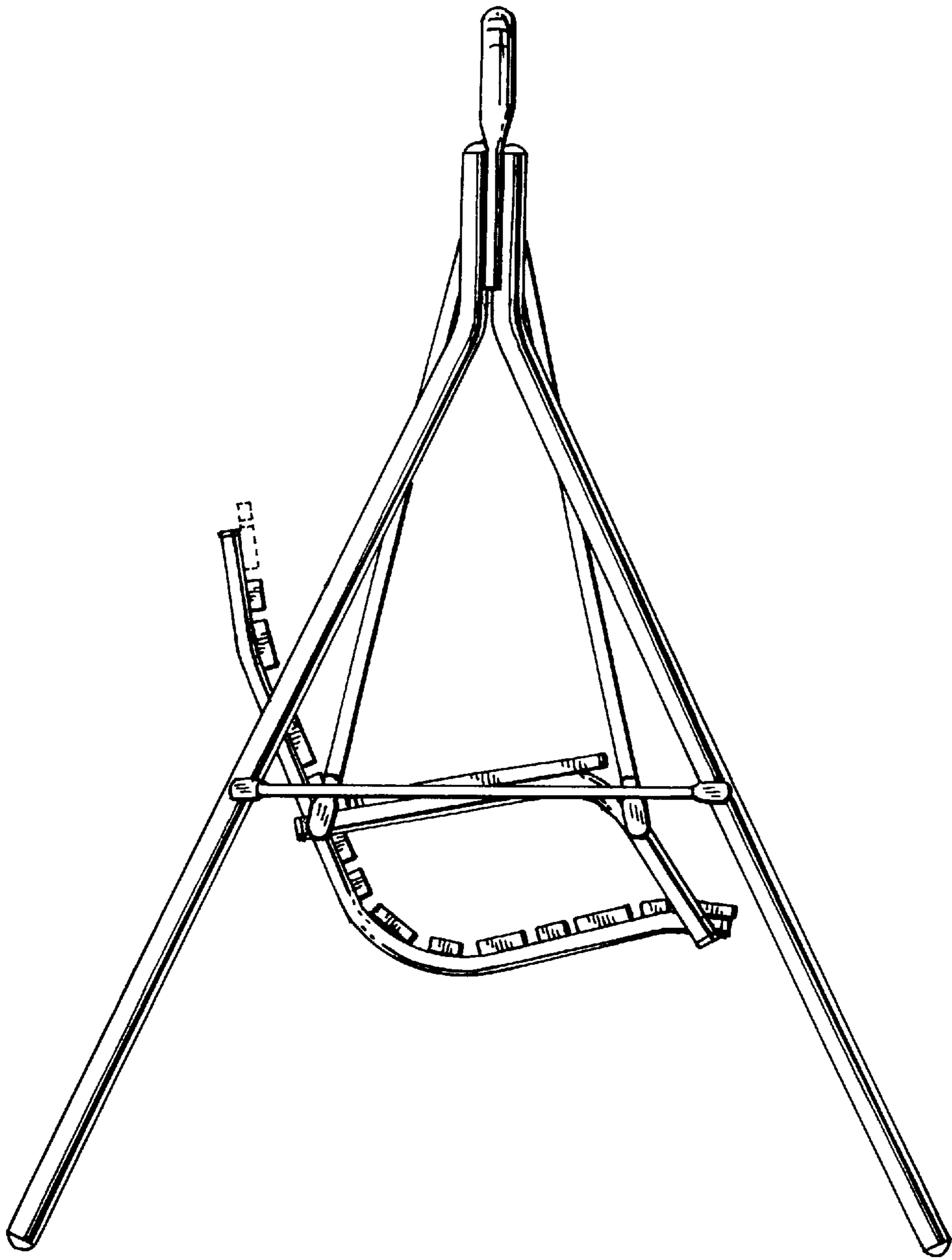


FIG. 2

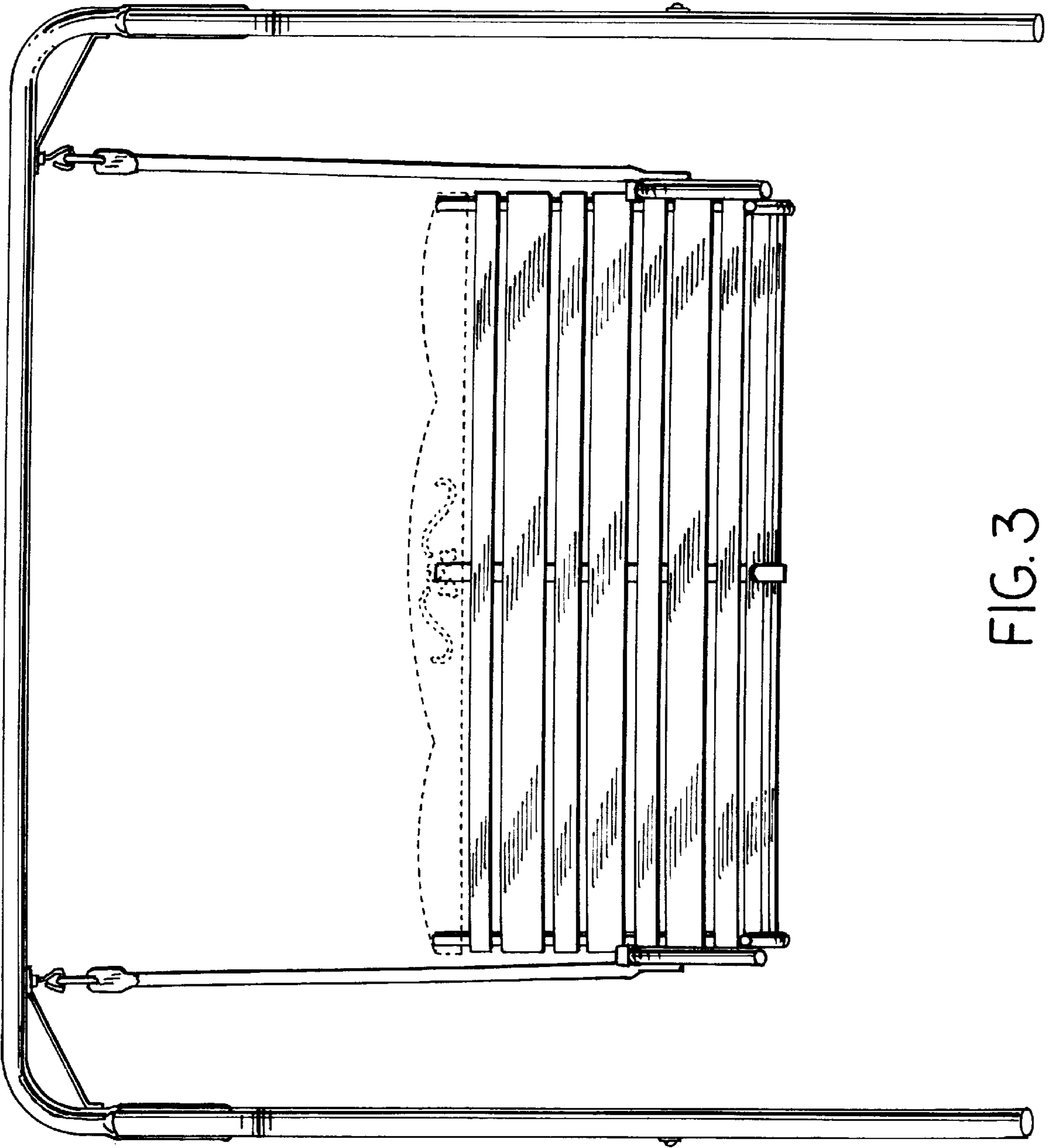


FIG. 3

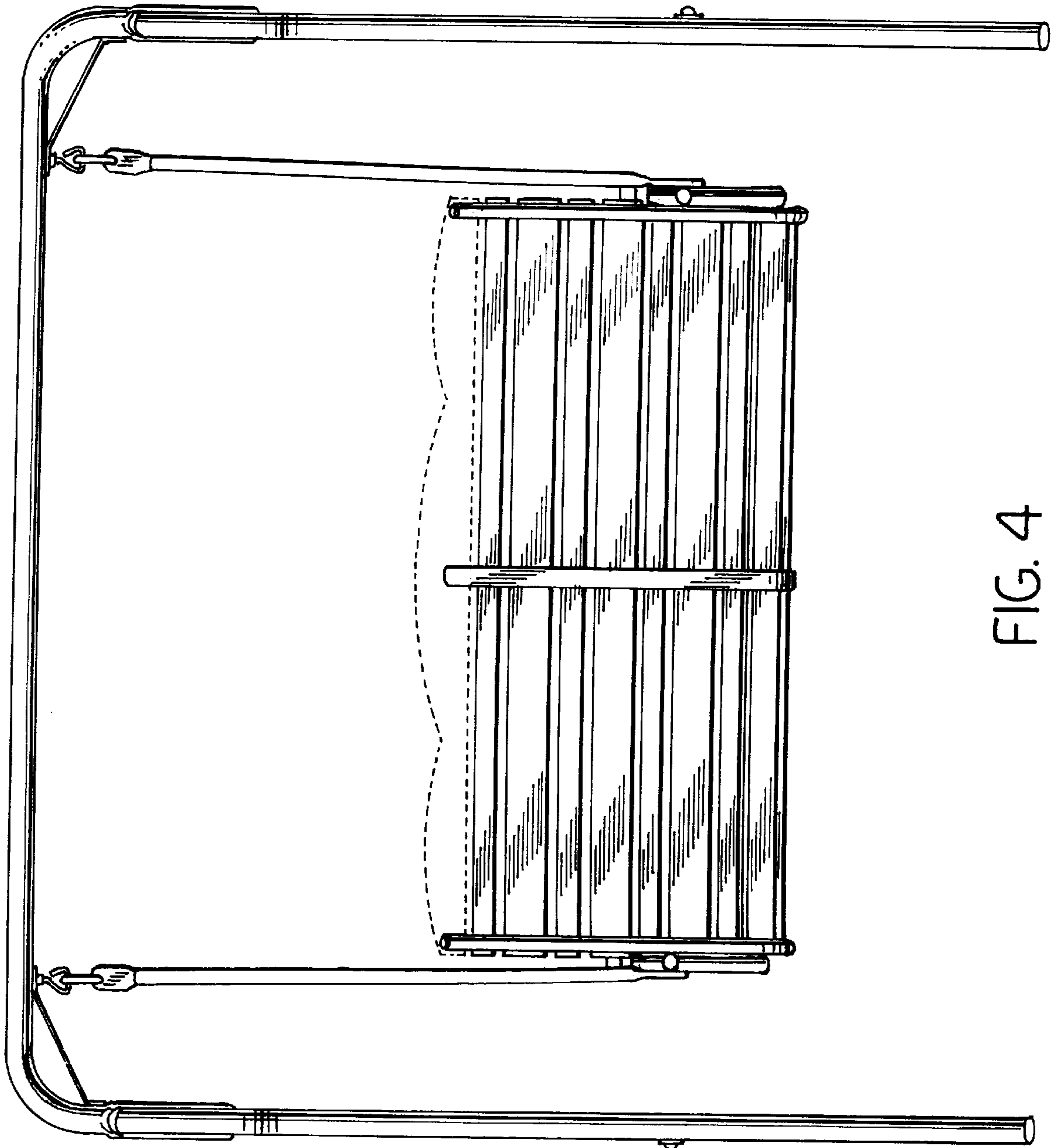


FIG. 4

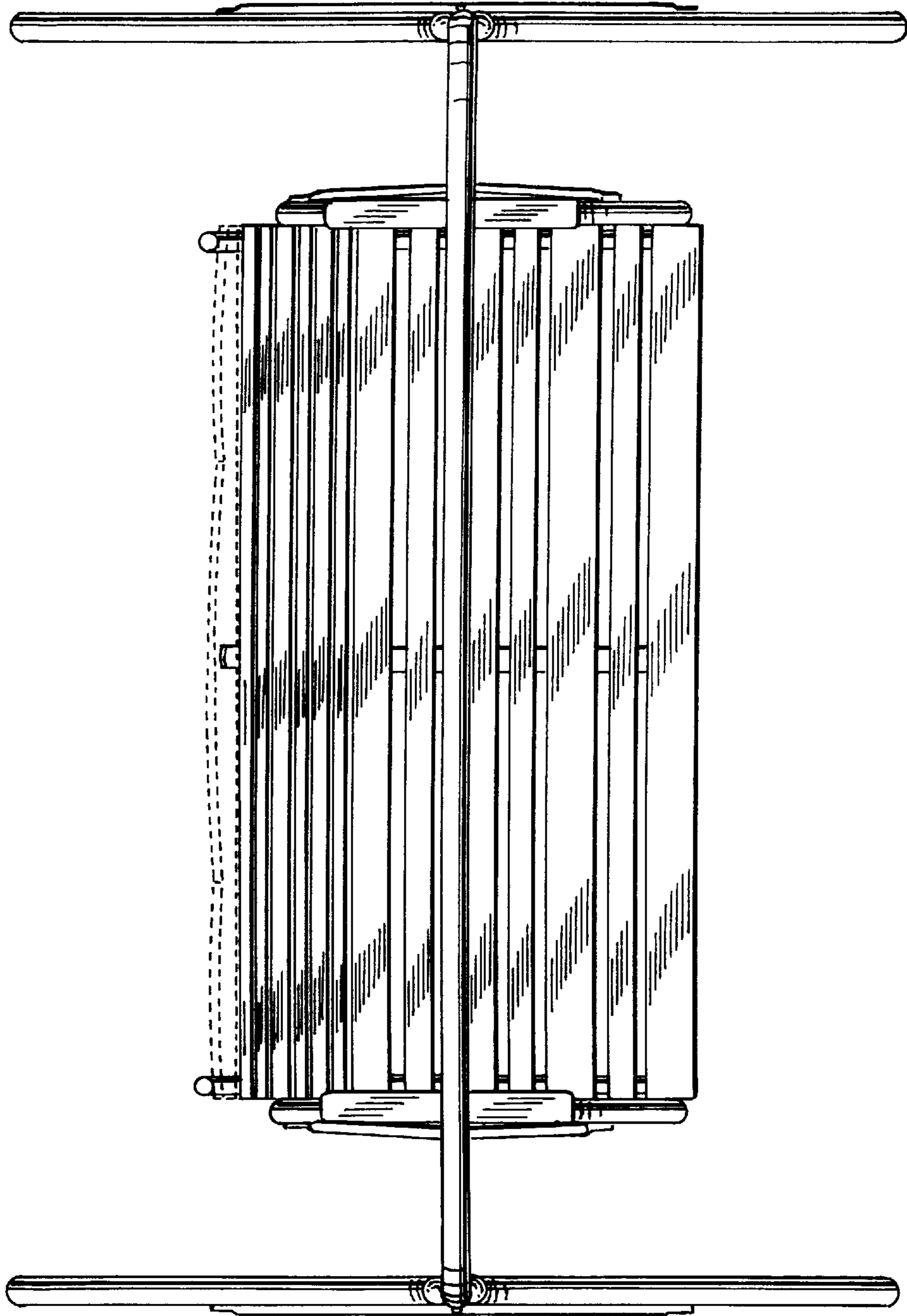


FIG. 5

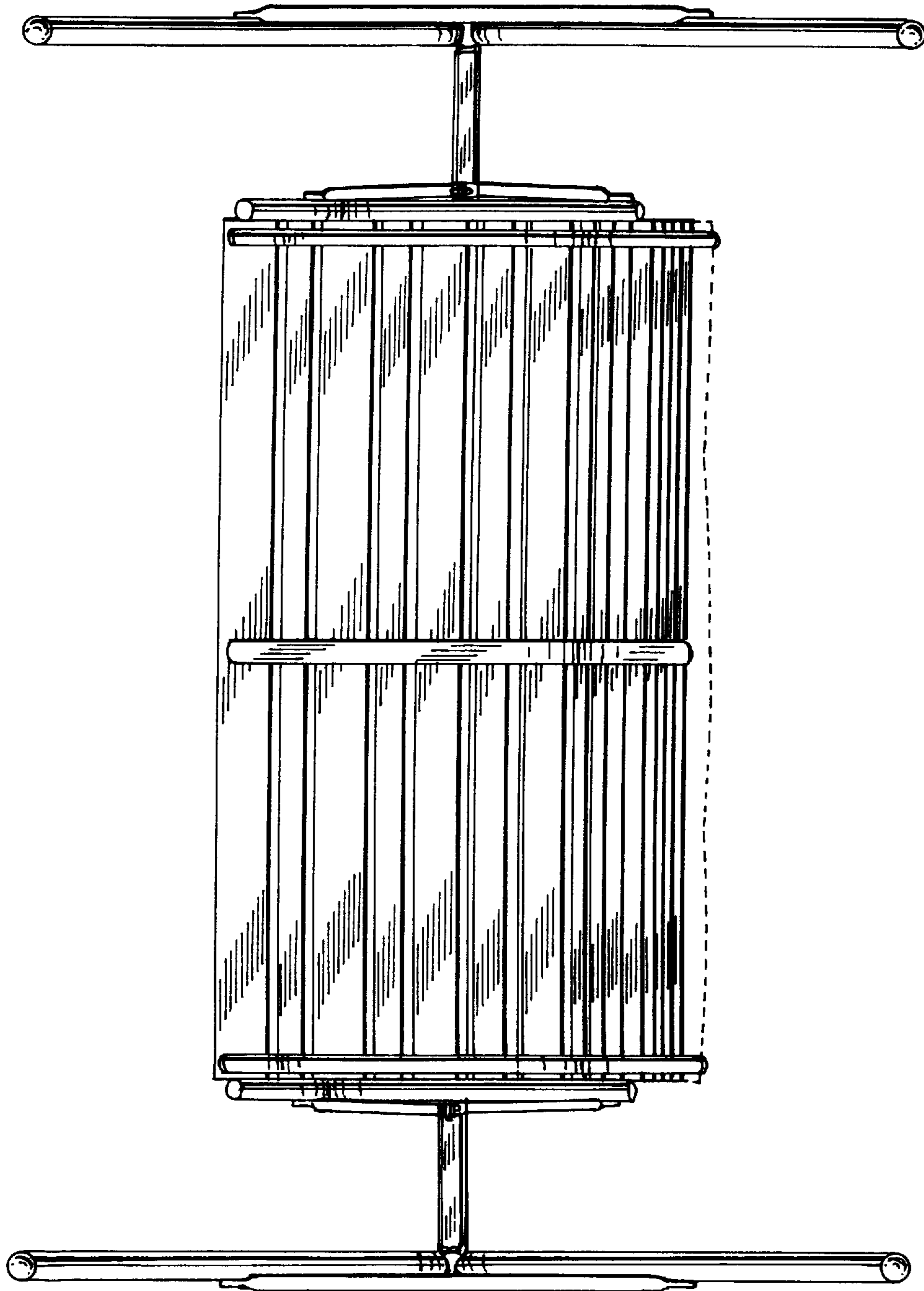


FIG. 6