



US00D442861S

(12) **United States Design Patent**
Sagel

(10) **Patent No.:** **US D442,861 S**

(45) **Date of Patent:** **** May 29, 2001**

- (54) **TUBULAR FOOD CONTAINER**
- (75) Inventor: **Joseph P. Sagel**, Lewisville, TX (US)
- (73) Assignee: **Recot, Inc.**, Pleasanton, CA (US)
- (**) Term: **14 Years**
- (21) Appl. No.: **29/092,905**
- (22) Filed: **Aug. 28, 1998**
- (51) **LOC (7) Cl.** **09-03**
- (52) **U.S. Cl.** **D9/430**
- (58) **Field of Search** D9/337, 341, 346-347,
D9/414, 430-433, 454, 512, 514, 561;
206/528; 229/101.2, 104, 110, 115, 152,
210

1,598,235	8/1926	Barbieri .	
1,996,997	* 4/1935	Inman	229/115
2,111,884	* 3/1938	Cahaney	229/115
2,836,339	* 5/1958	Pringle	229/115
3,385,465	5/1968	Bliss .	
4,253,601	* 3/1981	Kossoff	229/115
4,990,345	2/1991	Webb .	
5,738,218	* 4/1998	Gonzales	206/583

* cited by examiner

Primary Examiner—James Gandy

Assistant Examiner—Carol Rademaker

(74) *Attorney, Agent, or Firm*—Rothwell, Figg, Ernst & Manbeck

(57) **CLAIM**

The ornamental design for a tubular food container, as shown and described.

- (56) **References Cited**
- U.S. PATENT DOCUMENTS**
- D. 4,754 4/1871 Kirchner .
- D. 48,866 * 4/1916 Merrill D9/561
- D. 57,707 4/1921 Morrison .
- D. 58,905 * 9/1921 Harrington D9/414
- D. 88,111 10/1932 Scurlock .
- D. 88,112 10/1932 Scurlock .
- D. 91,023 * 11/1933 Ellsworth D9/431
- D. 191,379 * 9/1961 Stanley et al. D9/561
- D. 209,847 1/1968 Taylor .
- D. 303,766 10/1989 Delbanco .
- D. 308,336 6/1990 Delbanco .
- D. 317,261 6/1991 Brown et al. .
- D. 329,378 9/1992 Bustos .
- D. 341,539 11/1993 Davis et al. .
- D. 361,262 8/1995 Lusker .
- D. 376,734 12/1996 Petrie .
- D. 376,758 12/1996 Bradfield .
- 1,353,689 9/1920 Wilkie .
- 1,576,088 3/1926 Bunz .

DESCRIPTION

FIG. 1 is a top perspective view showing a tubular food container in open condition with the cap removed for convenience of illustration;

FIG. 2 is a fragmentary top perspective view of the upper portion of the tubular food container of FIG. 1 with a removable cap shown in closed position;

FIG. 3 is a side view of the tubular food container shown in FIG. 1, it being understood that all three sides are identical;

FIG. 4 is an enlarged top plan view of the tubular food container of FIG. 1 shown in open condition with the cap removed for convenience of illustration; and,

FIG. 5 is an enlarged bottom plan view of the tubular food container of FIG. 1.

Although not part of the present design, the container preferably contains, for example, loose filled potato chips, masa based chips, other chips or food product therein.

1 Claim, 3 Drawing Sheets

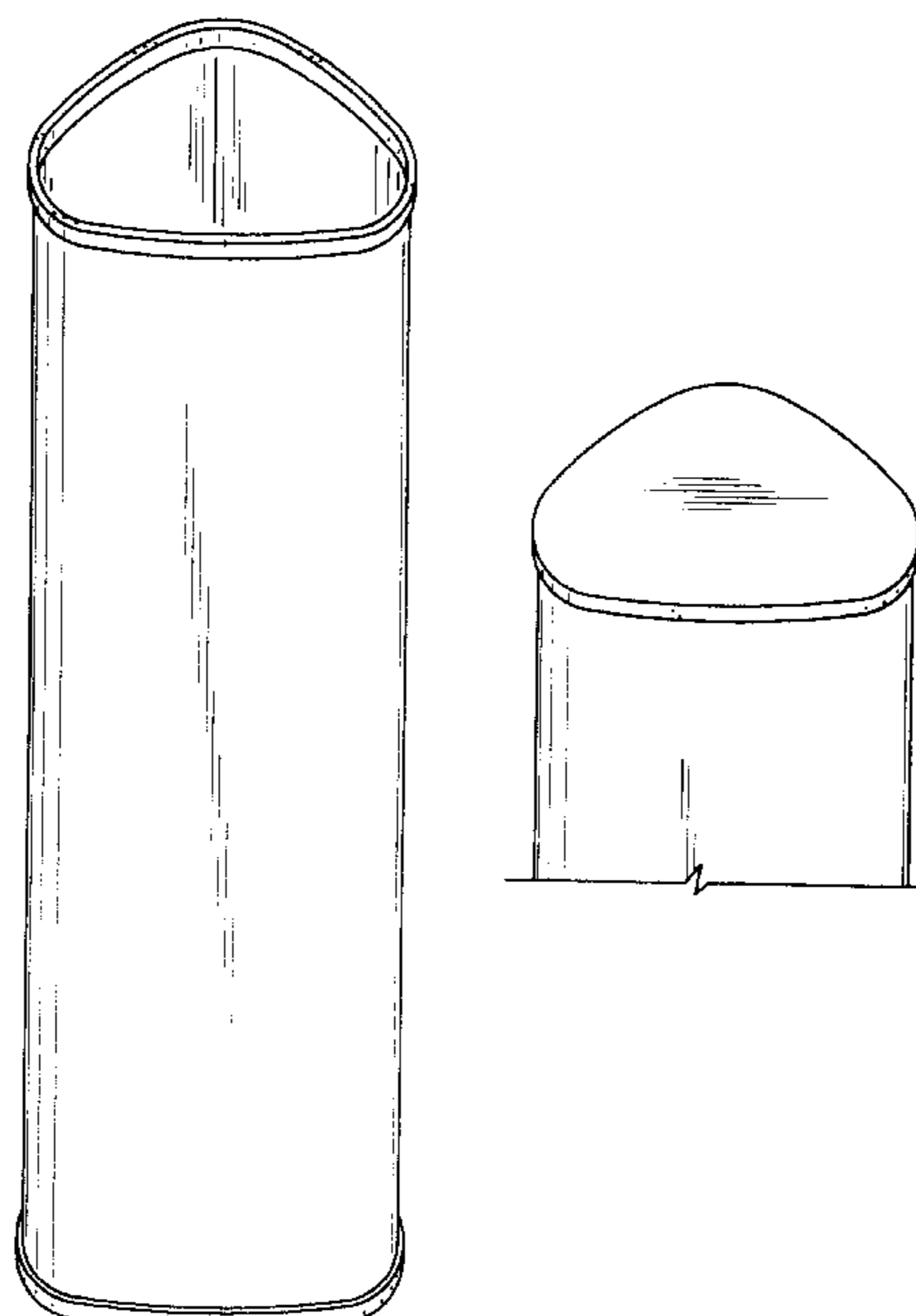


FIG. 1

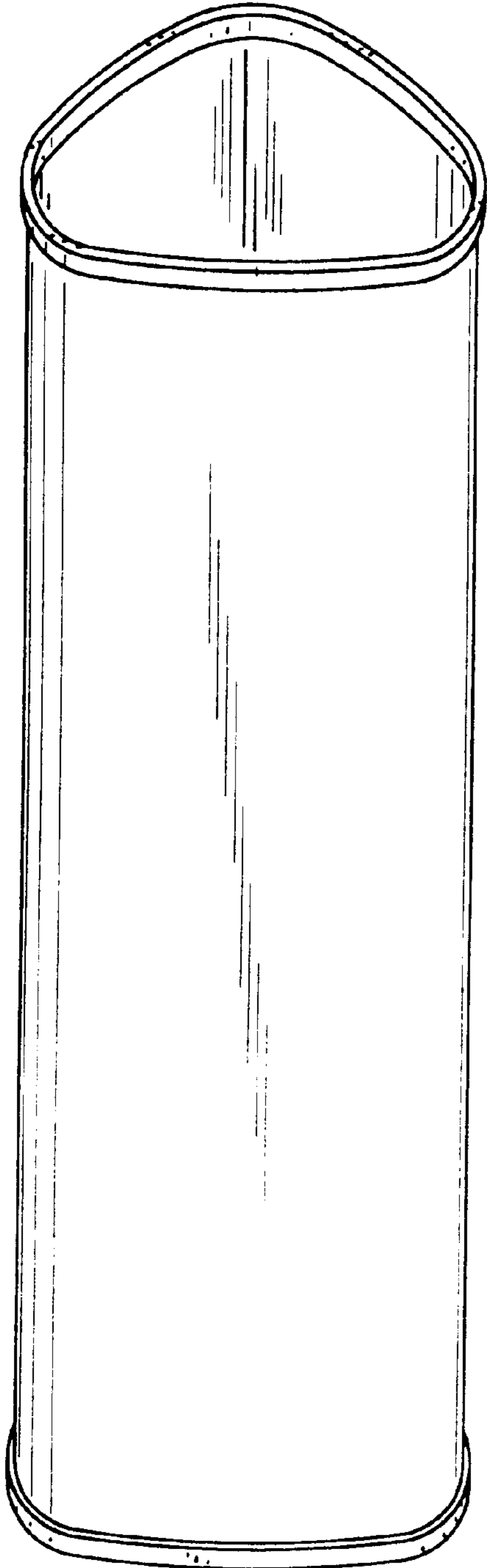


FIG. 2

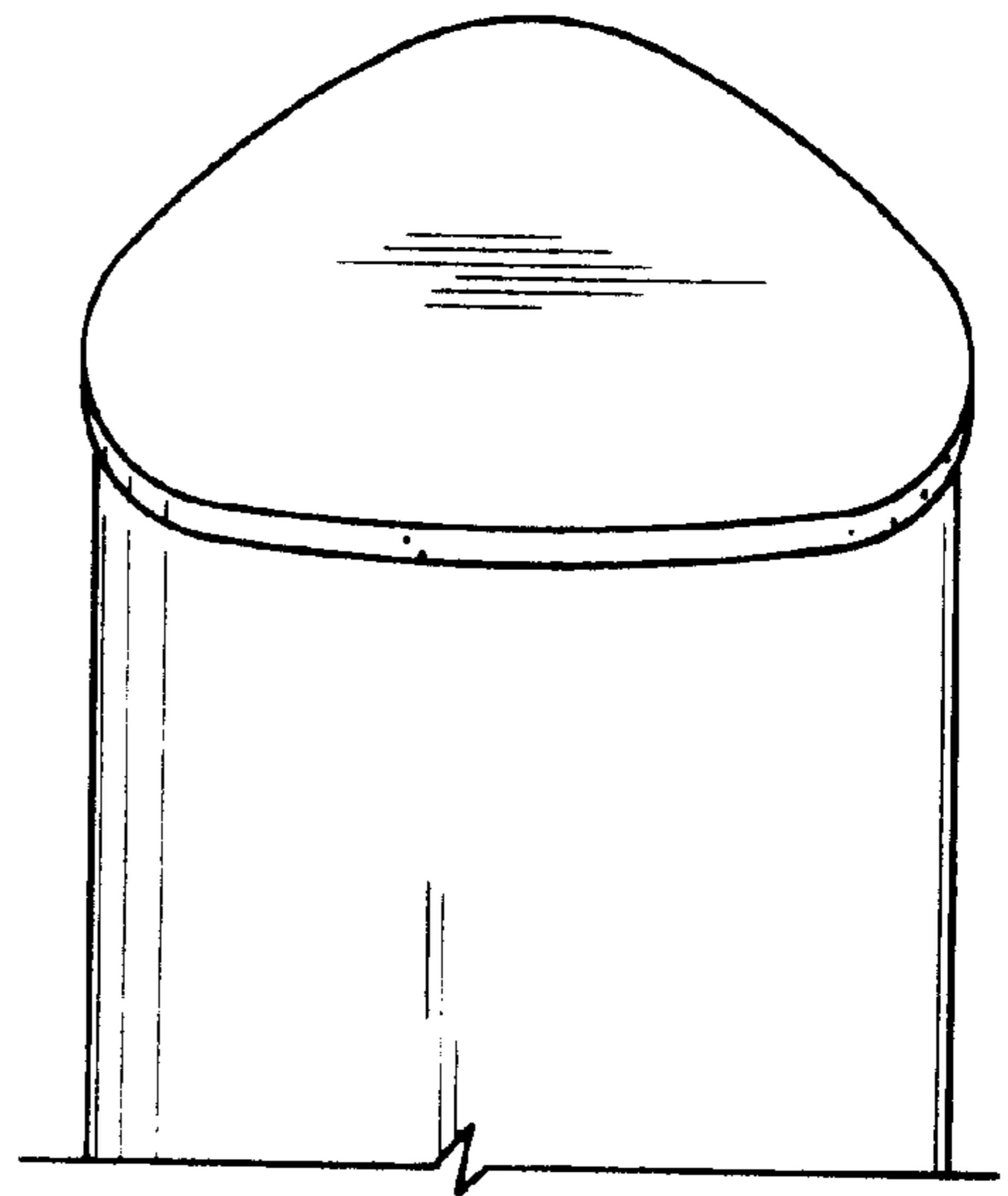


FIG. 3

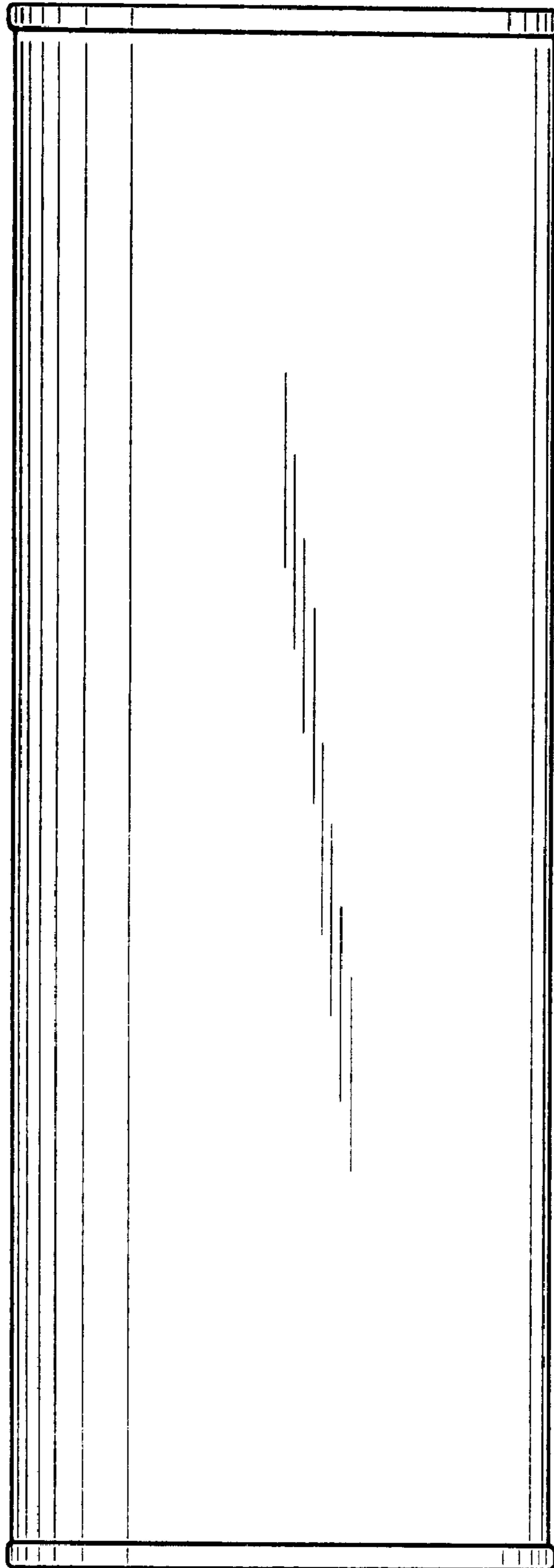


FIG. 4

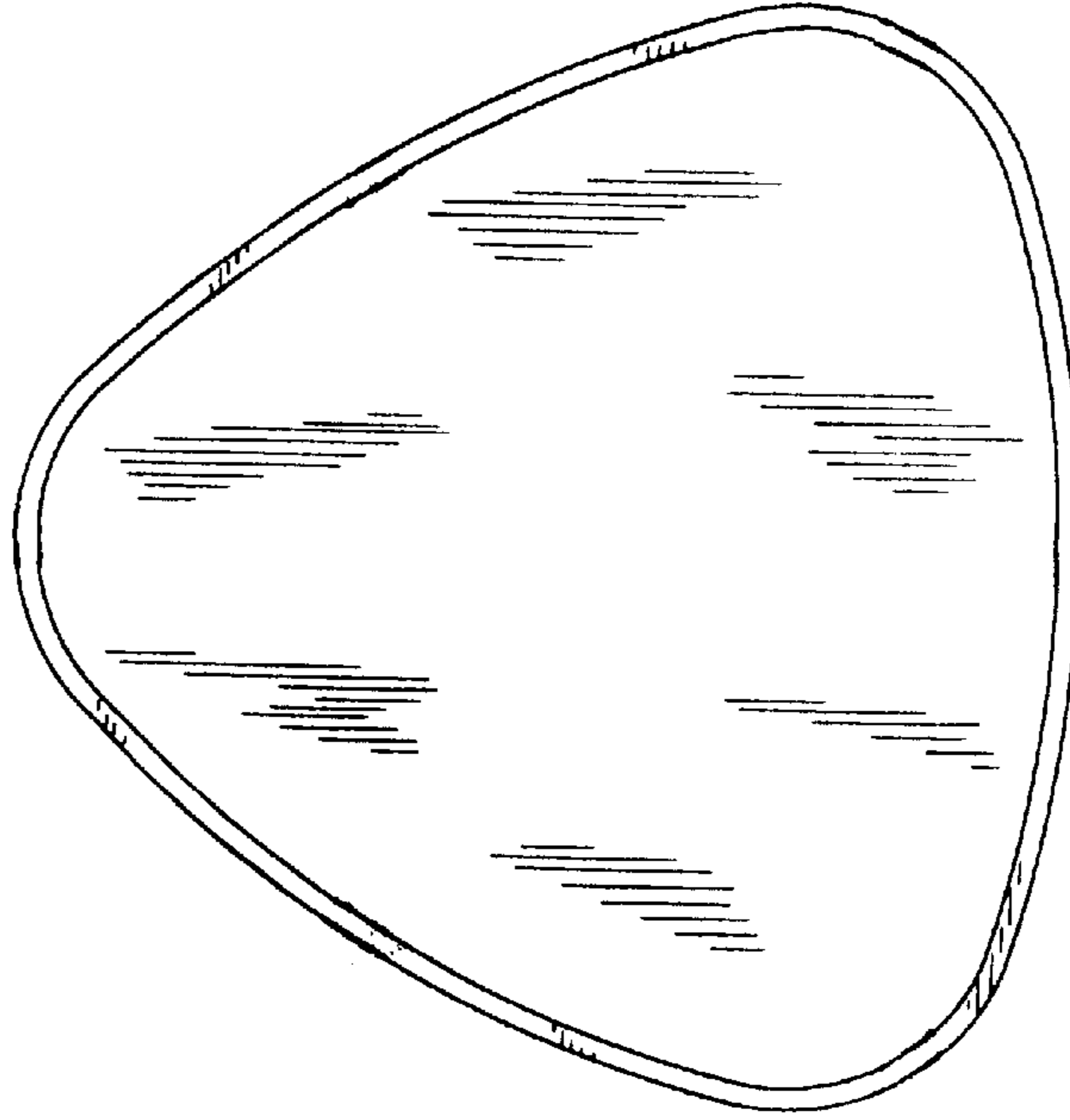


FIG. 5

