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

(10) **Patent No.:** **US D461,622 S**

(45) **Date of Patent:** **** Aug. 20, 2002**

(54) **MEN'S UNDERWEAR/INNER LINER FOR ATHLETIC SHORTS**

(76) **Inventor:** **Robert M. Lyden**, 18261 SW. Fallatin Loop, Aloha, OR (US) 97007

(**) **Term:** **14 Years**

(21) **Appl. No.:** **29/144,577**

(22) **Filed:** **Jul. 6, 2001**

Related U.S. Application Data

(63) Continuation-in-part of application No. 29/116,215, filed on Dec. 29, 1999.

(51) **LOC (7) Cl.** **02-01**

(52) **U.S. Cl.** **D2/712**

(58) **Field of Search** D2/711-713, 731-732, D2/738, 742, 745; 2/400-408, 228, 236-238, 78.1, 78.2, 78.3, 76, 109, 111

(56) **References Cited**

U.S. PATENT DOCUMENTS

763,683 A	6/1904	Magoris	450/100
1,212,805 A	1/1917	Newman	2/401 X
1,277,839 A	9/1918	Birkenfeld	2/408
1,288,673 A	12/1918	Potterf	2/400 X
1,737,882 A	2/1928	Hatch	2/237
1,662,981 A	3/1928	Pazowski	
1,861,383 A	5/1932	Ficcio	
1,998,140 A	11/1935	Loew	2/403
D98,867 S	3/1936	Lee	D2/716
2,034,312 A	3/1936	Rubin	2/228
2,128,876 A	8/1938	Boysen	2/237
2,216,897 A	10/1940	Zoob	D2/712 X
2,232,246 A	2/1941	Klein	128/159
2,401,547 A	6/1946	Bryant	2/406
2,408,732 A	10/1946	Arpin et al.	2/224
2,411,922 A	12/1946	Keohane	2/82
2,419,867 A	4/1947	Woodman	2/224

(List continued on next page.)

FOREIGN PATENT DOCUMENTS

CH	664878	4/1988	2/400
WO	89/07896	9/1989	2/403

OTHER PUBLICATIONS

Allsop/Sims Vibration ND.
Calvin Klein Sport Brief Package ND.
Sequest Catalogue ND.
Boxer Style Shorts, #8, p. 539, Sears Spring/Summer 1978 Catalog.
Internet printouts showing trunks worn by Muhammad Ali prior to Dec. 11, 1981 and Dec. 11, 1981, Nos. 7275-5 and 5709-9, publication date Dec. 11, 1981.

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Assistant Examiner—Robert A. Delehanty

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(57) **CLAIM**

The design for men's underwear/inner liner for athletic shorts, as shown and described.

DESCRIPTION

FIG. 1 is a front view of men's underwear embodying my new design;

FIG. 2 is a right side view thereof, the left side being a mirror image of the right side view;

FIG. 3 is a rear view thereof;

FIG. 4 is a top view thereof;

FIG. 5 is a bottom view thereof;

FIG. 6 is a front view of the men's inner liner for athletic shorts embodiment of my new design; and,

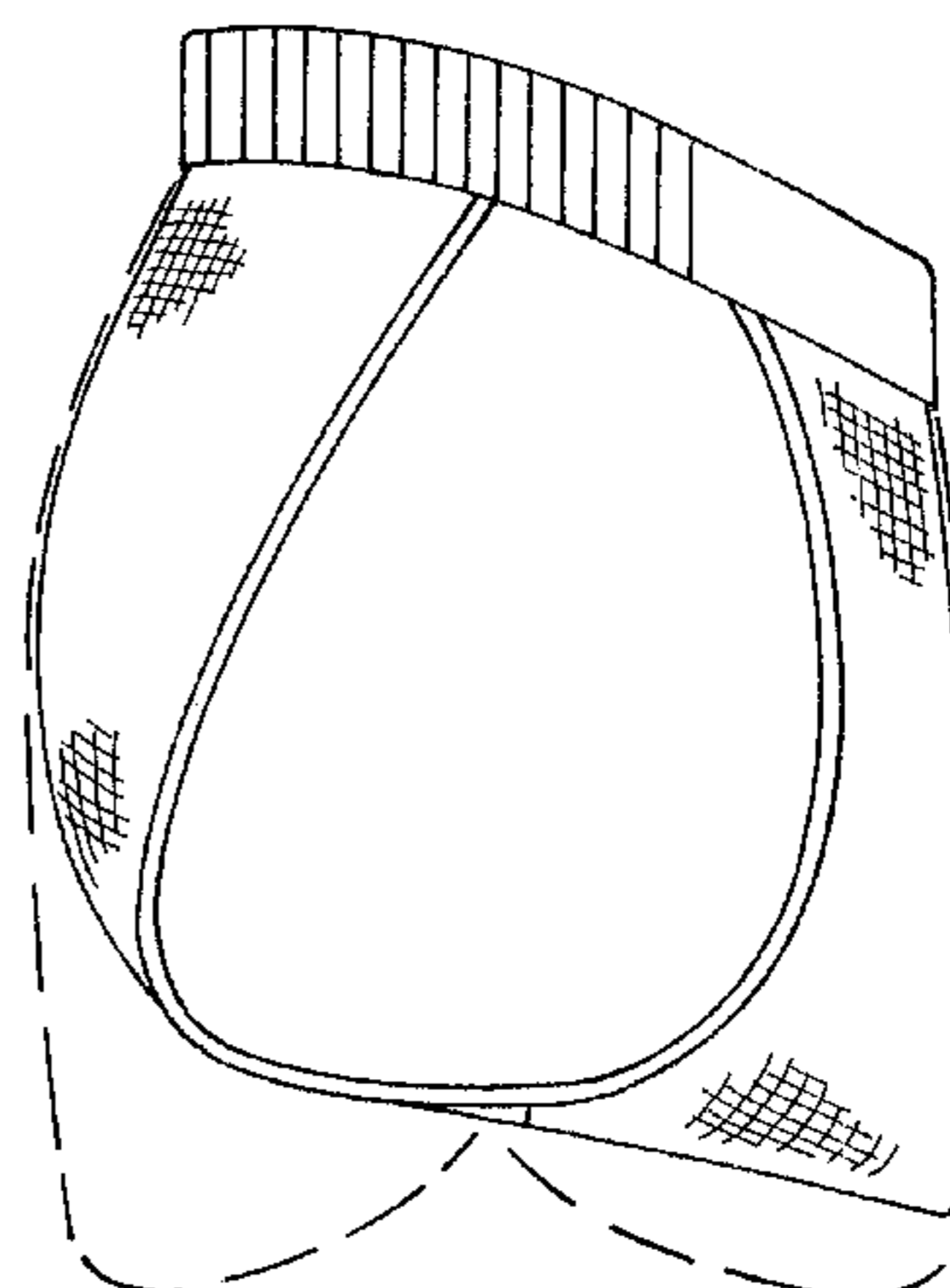
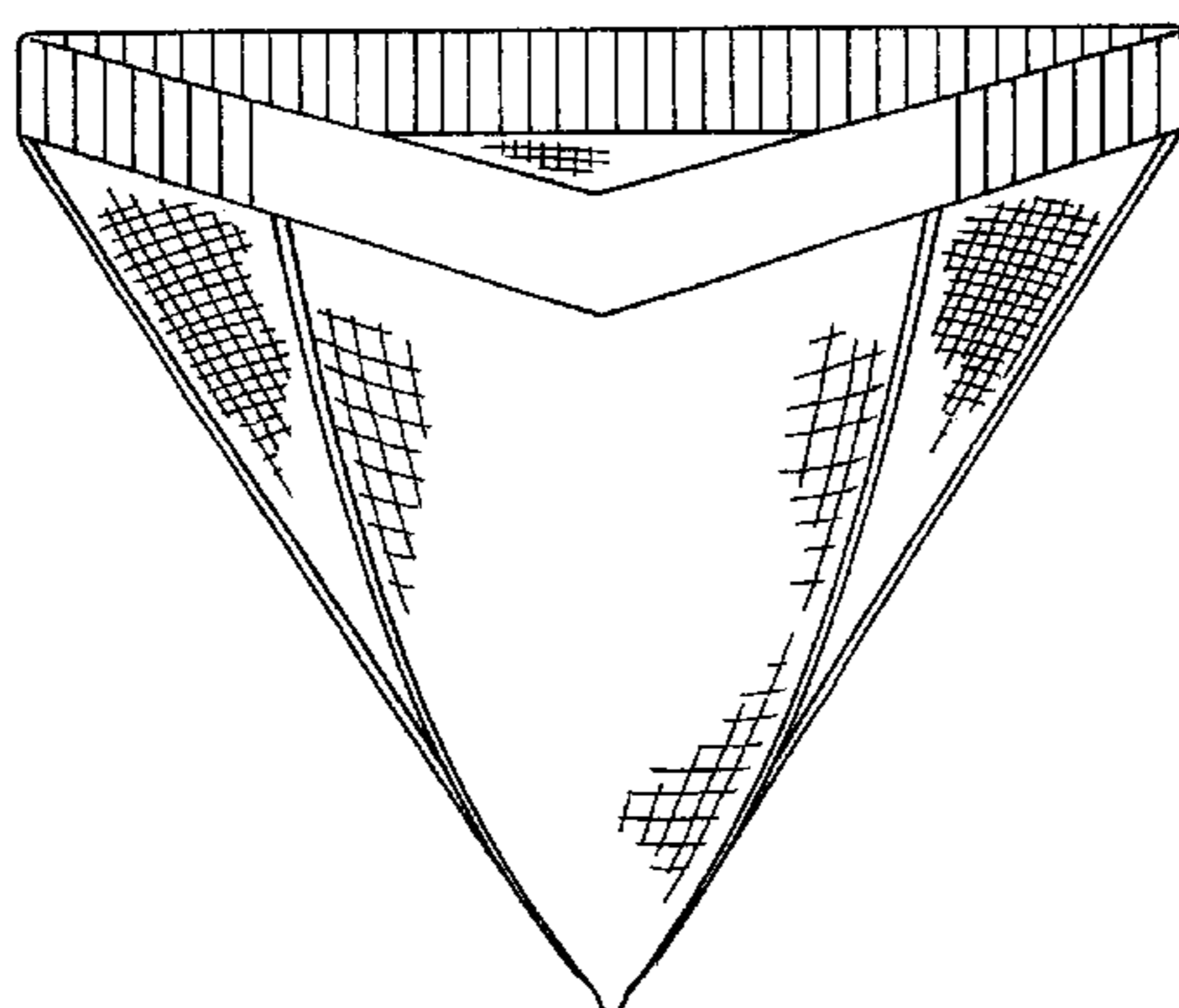
FIG. 7 is a right side view of the men's inner liner for athletic shorts embodiment shown in FIG. 6, the left side being a mirror image of the right side view.

The broken lines showing of exterior environmental structure of the athletic shorts shown in FIGS. 6 and 7 of the drawing views form no part of the claimed design.

The crosshatch shading shown in the drawings is to indicate fabric.

The area of the waistband including vertical lines indicates the inclusion of elastic material, and the area of the waistband devoid of vertical lines indicates the inclusion of non-elastic material.

1 Claim, 4 Drawing Sheets



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U.S. PATENT DOCUMENTS

2,623,210 A	12/1952	Chatfield	2/41	4,702,239 A	10/1987	Ichikawa	128/159
2,652,053 A	9/1953	Dann	D2/712 X	4,870,958 A	10/1989	Webster	128/159
2,742,647 A	4/1956	Khalil	2/236	4,920,769 A	5/1990	Rickerl	66/176
2,872,685 A	2/1959	Denbo	2/224	4,972,525 A	11/1990	Hwang	2/406
2,983,924 A	5/1961	Cohen et al.	2/67	5,023,957 A	6/1991	Harvey	2/409
3,141,458 A	7/1964	Burbank	128/159	5,029,345 A	7/1991	Angheluta et al.	2/403
3,166,764 A	1/1965	Stedman et al.	2/224	5,040,245 A	8/1991	Staley	2/409
3,169,530 A	2/1965	Grishman	2/407 X	5,109,546 A	5/1992	Dicker	2/70
3,207,155 A	9/1965	Casey	128/159	5,131,100 A	7/1992	Atwater et al.	2/405
3,517,666 A	6/1966	Atlee	128/159	5,144,697 A	9/1992	Sandbeck	2/236
3,621,846 A	11/1971	Lehman	128/159	5,152,014 A	10/1992	Marx et al.	2/406
3,654,634 A	4/1972	Torres	2/224	5,157,793 A	10/1992	Michels	2/403
3,768,471 A *	10/1973	Belpaume	D2/712 X	5,237,706 A	8/1993	Nalbandian	2/403
D233,633 S	11/1974	Burkard	D2/712	5,243,974 A	9/1993	Allen	607/108
D238,828 S	2/1976	Reed	D2/738	5,275,592 A	1/1994	Grizzaffi	604/396
3,963,022 A	6/1976	Rotello	128/158	5,379,462 A	1/1995	Morgan et al.	2/403
4,004,297 A	1/1977	Polack	2/227	5,524,298 A	6/1996	Plunkett	2/403
4,009,495 A	3/1977	Faust	2/406	5,547,466 A	8/1996	McRoberts et al.	602/70
4,173,976 A	11/1979	Bloomquist et al.	128/159	5,598,587 A	2/1997	Wada	2/403
4,223,408 A	9/1980	Sullivan	2/238	5,647,065 A	7/1997	Richerson	2/403
4,261,060 A	4/1981	Zawacki	2/227	D387,539 S	12/1997	Wagner	D2/738
4,371,989 A	2/1983	Polsky	2/227	5,822,802 A	10/1998	Chou	2/227
D268,454 S	4/1983	Novo	D2/711	D402,438 S *	12/1998	Sanchez et al.	D2/713
4,470,156 A	9/1984	Duerbeck et al.	2/227	D403,487 S	1/1999	Crupi et al.	D2/712 X
4,488,317 A	12/1984	Polsky	2/227	620,435 A	2/1999	Fisher	
4,494,250 A	1/1985	Sheppard et al.	2/227	5,870,779 A	2/1999	Heron	2/403
4,523,337 A	6/1985	Leibowitz	2/237	5,875,495 A	3/1999	Thrower	2/403
4,580,297 A	4/1986	Maejima	2/22	5,915,526 A	6/1999	Alberts et al.	2/227
4,602,388 A	7/1986	Underwood et al.	2/238	6,026,517 A	2/2000	Kang	2/403
4,619,004 A	10/1986	Won	2/227	6,038,703 A	3/2000	Chung	2/403
4,625,336 A	12/1986	Derderian	2/79	6,061,840 A	5/2000	Alligator	2/403
4,669,130 A	6/1987	Brown	2/227	6,192,521 B1 *	2/2001	Alberts et al.	2/228 X
4,670,913 A	6/1987	Morell et al.	2/227				

* cited by examiner

FIG. 1

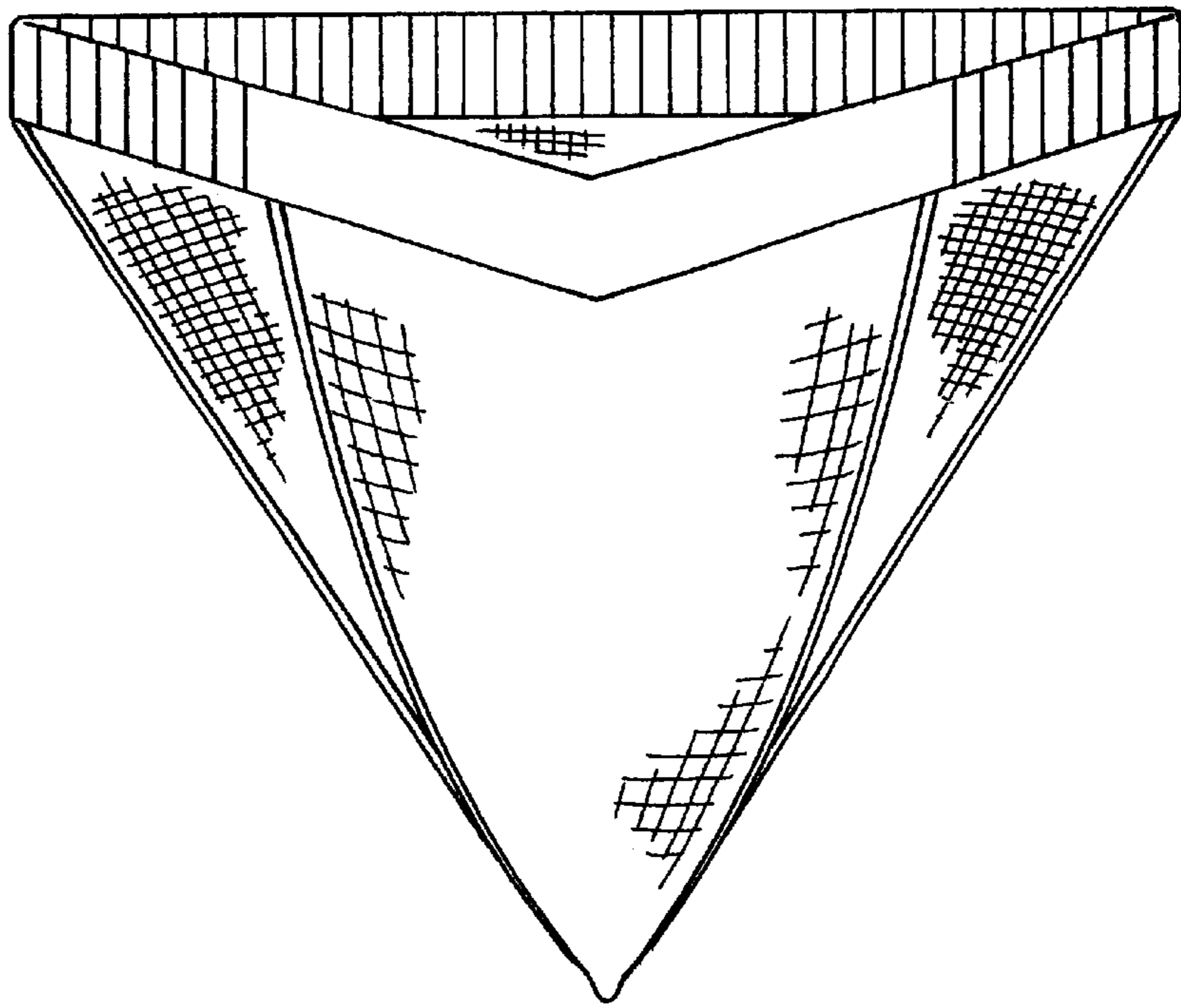


FIG. 2

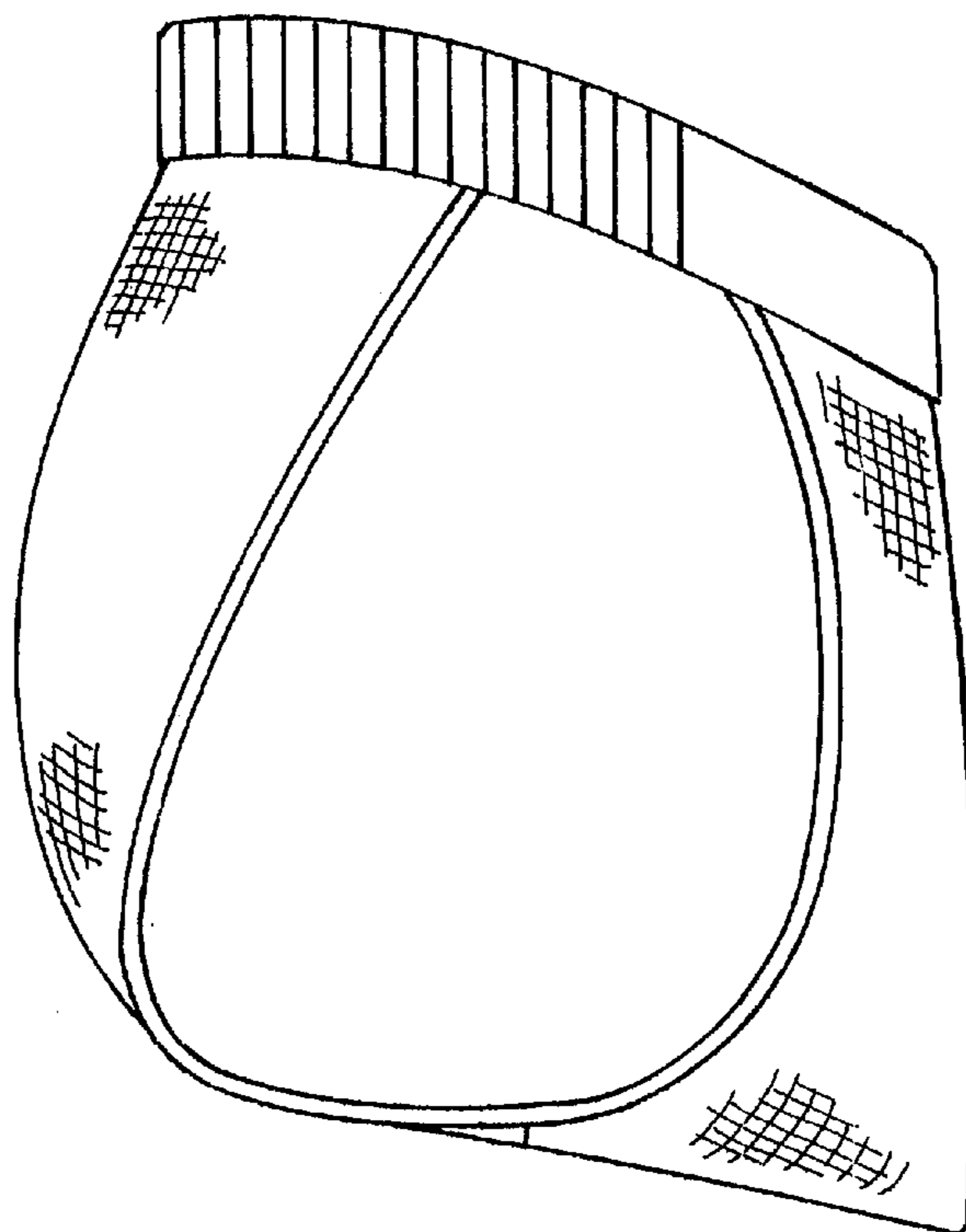


FIG. 3

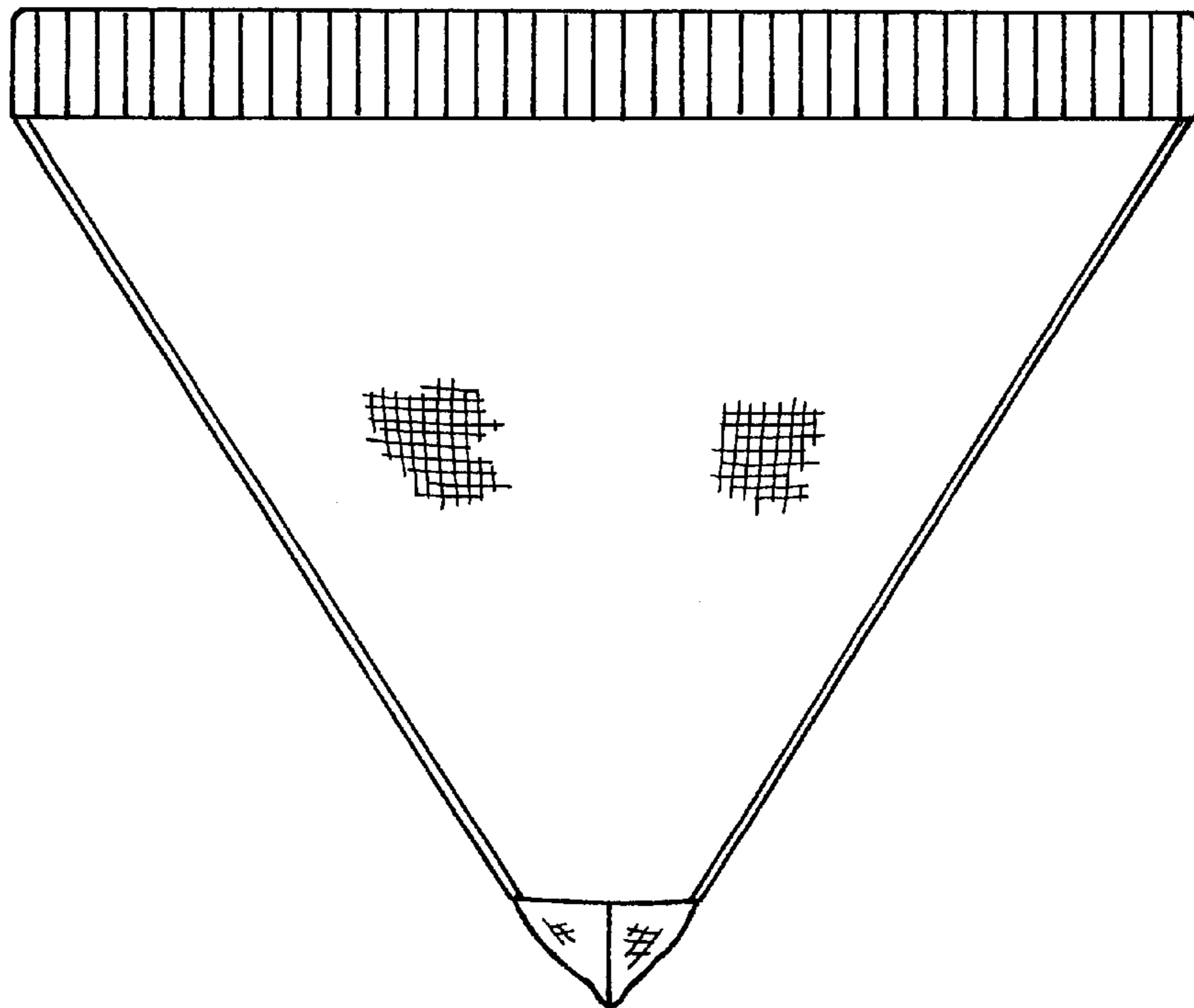


FIG. 4

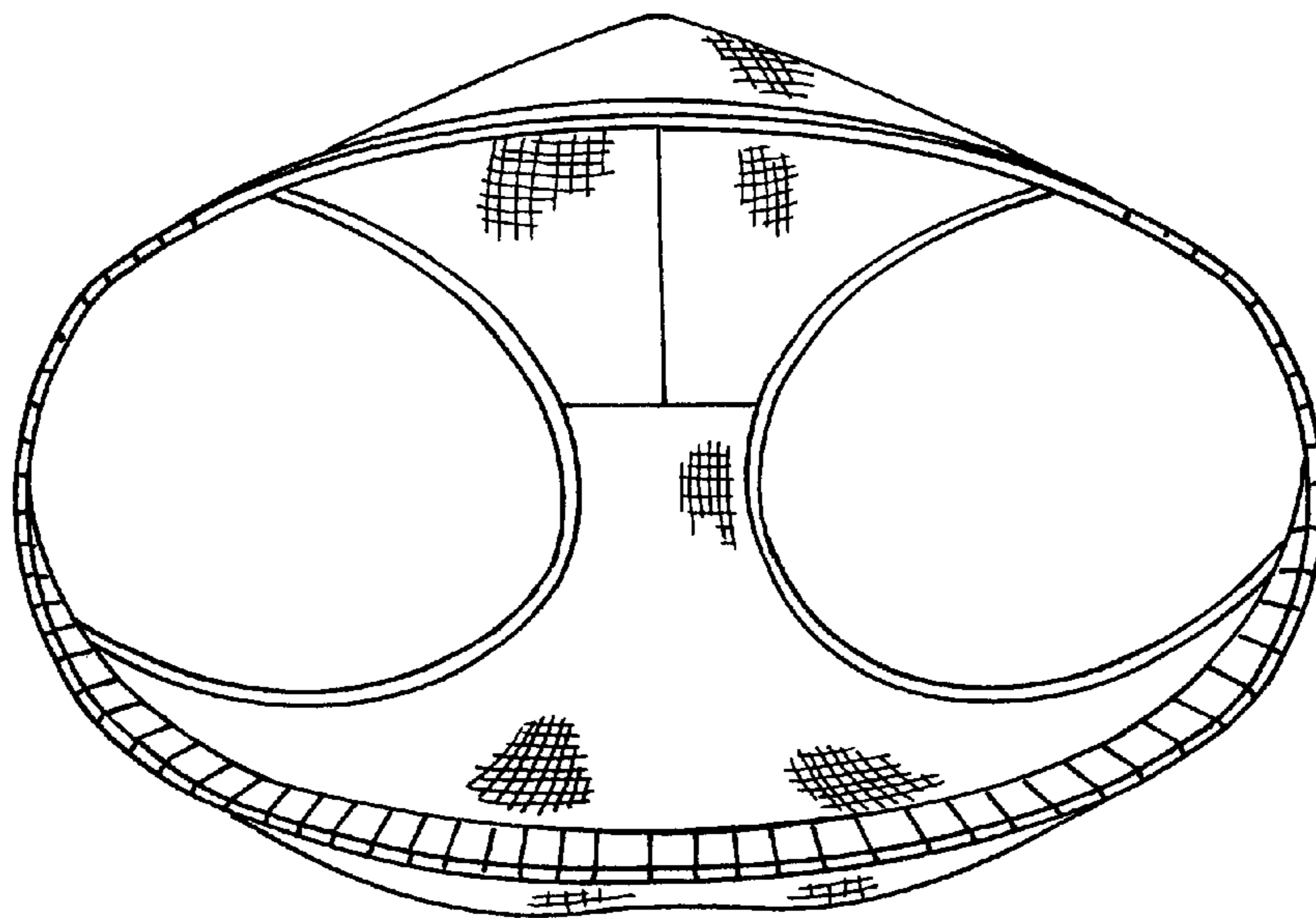


FIG. 5

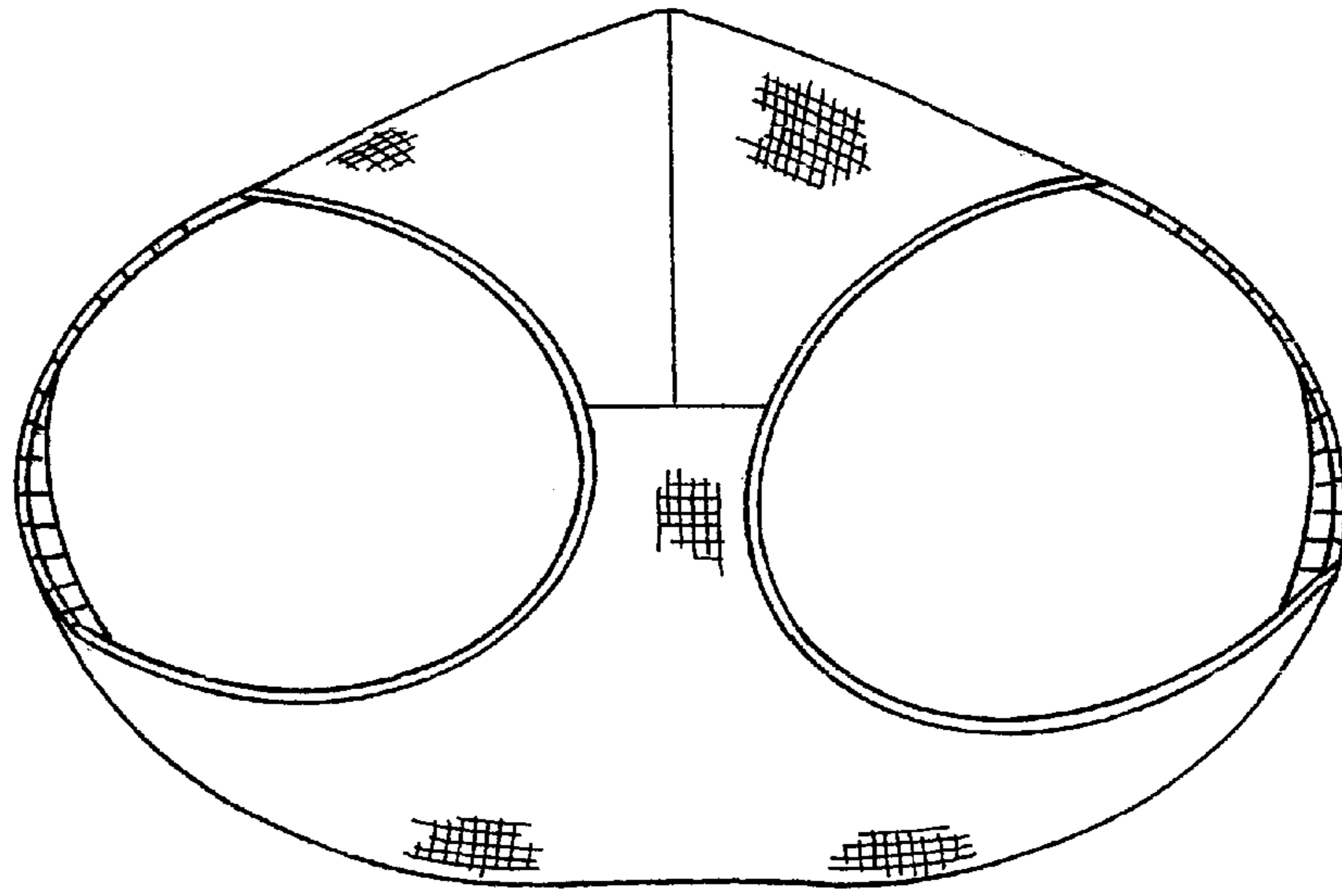


FIG. 6

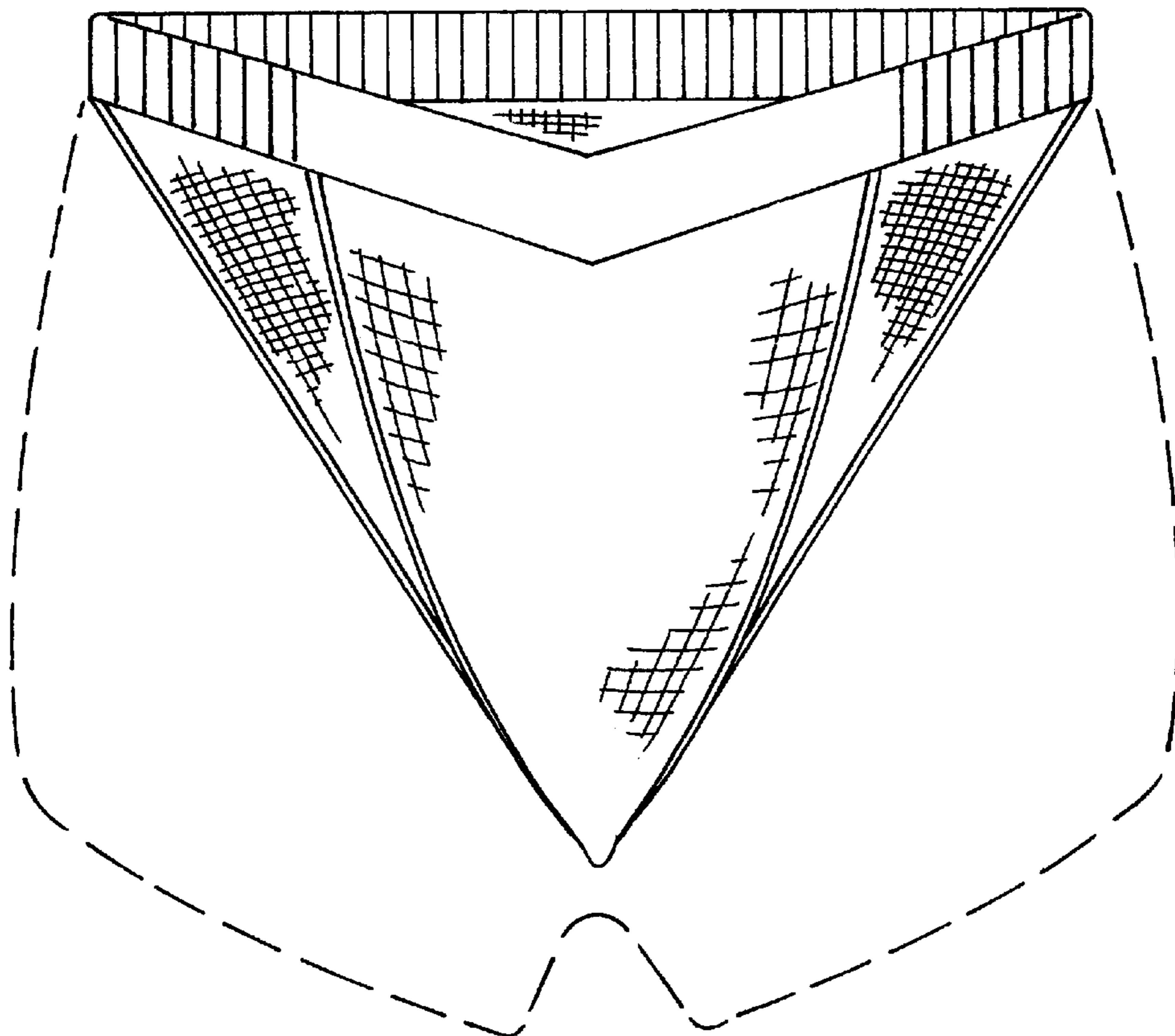
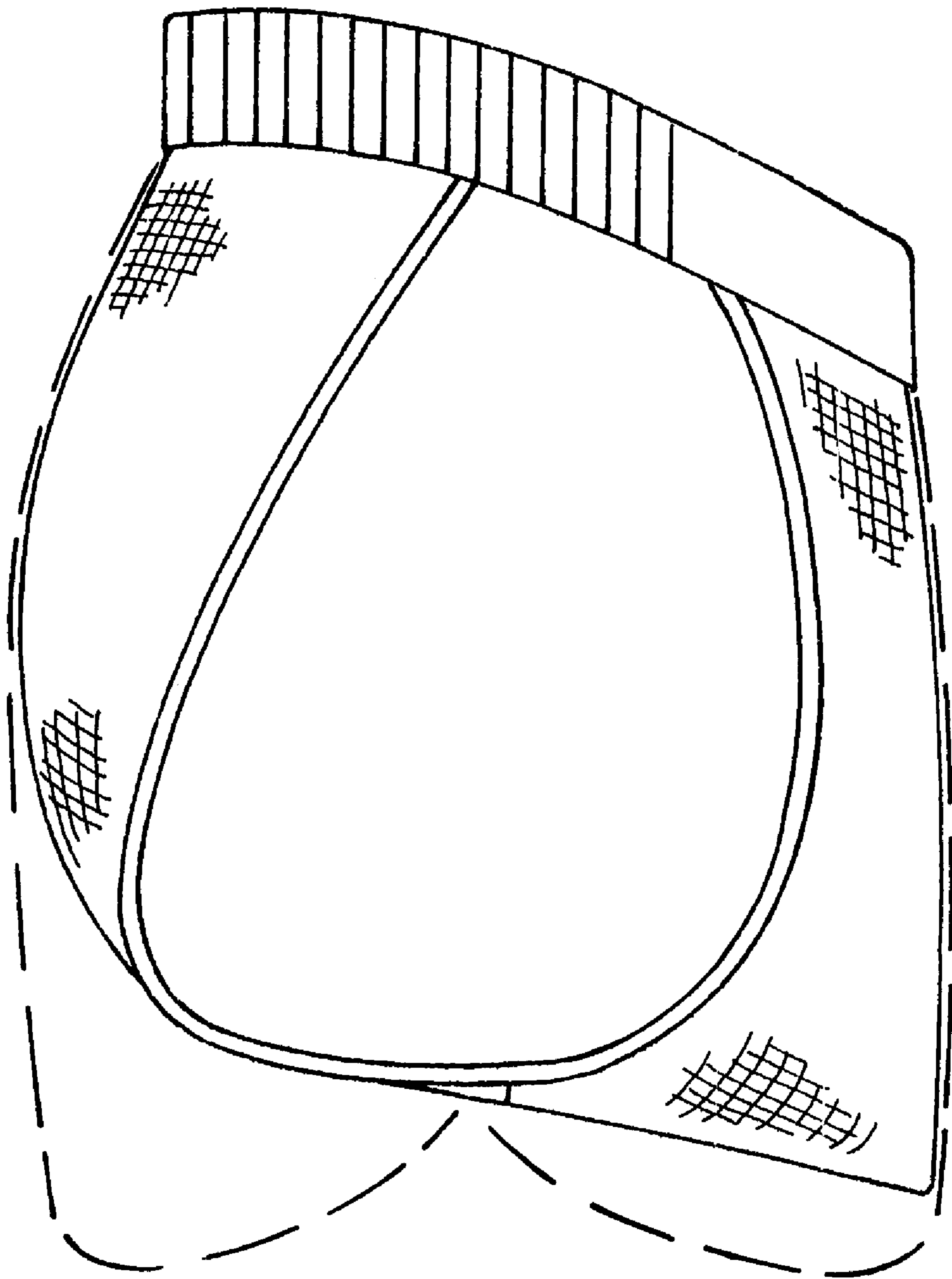


FIG. 7



UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : Des. 461,622 S
DATED : August 20, 2002
INVENTOR(S) : Robert M. Lyden

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

Title page,

Item [56], **References Cited**, U.S. PATENT DOCUMENTS, please change the following U.S. Patent No. from:

“2,408,732” to -- 2,408,723 --; and “5,915,526” to -- 5,915,536 --.

Signed and Sealed this

Eleventh Day of March, 2003

A handwritten signature in black ink, appearing to read "James E. Rogan", with a horizontal line drawn underneath it.

JAMES E. ROGAN
Director of the United States Patent and Trademark Office