



US00D472578S

(12) **United States Design Patent**  
**Plantz et al.**

(10) **Patent No.:** **US D472,578 S**

(45) **Date of Patent:** **\*\* Apr. 1, 2003**

(54) **CAPLESS RETRACTABLE MARKING INSTRUMENT**

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

(21) Appl. No.: **29/158,298**

(22) Filed: **Apr. 2, 2002**

(51) **LOC (7) Cl.** ..... **19-06**

(52) **U.S. Cl.** ..... **D19/51**

(58) **Field of Search** ..... D19/35, 36, 41-51, D19/53-58, 81-85; 401/99, 100-101, 103, 107-110, 111-117, 209, 6, 7, 33, 88, 48, 71

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

- D93,133 S \* 8/1934 Robbins ..... D19/51
- 2,108,441 A \* 2/1938 Maucher ..... 401/71
- 2,611,343 A \* 9/1952 Aimes ..... 401/112
- 3,700,340 A \* 10/1972 Terasaki ..... 401/33
- 4,269,525 A 5/1981 Melikian
- 4,540,300 A 9/1985 Midorikawa
- 4,711,592 A 12/1987 Gregory
- 4,969,764 A 11/1990 Gregory
- 5,022,773 A 6/1991 Waldinger et al.
- 5,092,701 A 3/1992 Lai
- 5,207,523 A 5/1993 Wittek
- 5,468,082 A 11/1995 Hori
- 5,558,452 A \* 9/1996 Oka et al. .... 401/6
- D377,051 S \* 12/1996 Takemura ..... D19/51

- D394,875 S \* 6/1998 Izushima ..... D19/51
- 5,823,697 A 10/1998 Talbot
- 5,915,867 A 6/1999 Hashimoto
- 5,924,810 A 7/1999 Rukan et al.
- 5,971,644 A \* 10/1999 Kageyama et al. .... 401/99
- D418,873 S \* 1/2000 Shen ..... D19/51
- 6,033,141 A 3/2000 Blaustein et al.
- 6,186,461 B1 2/2001 Pelaez
- 6,213,661 B1 4/2001 Coon
- 6,213,257 B1 5/2001 Stevens
- 6,254,297 B1 7/2001 Frazier
- 6,257,539 B1 7/2001 Pelaez
- D456,845 S \* 5/2002 Rommel ..... D19/49

**FOREIGN PATENT DOCUMENTS**

- CH 612 885 8/1979
- DE 1 561 812 4/1970
- DE 1 561 813 4/1970

\* cited by examiner

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(57) **CLAIM**

The ornamental design for a capless retractable marking instrument, as shown and described.

**DESCRIPTION**

FIG. 1 is a perspective view of the capless retractable marking instrument;

FIG. 2 is right side view of the capless retractable marking instrument, the opposite side being a mirror image thereof;

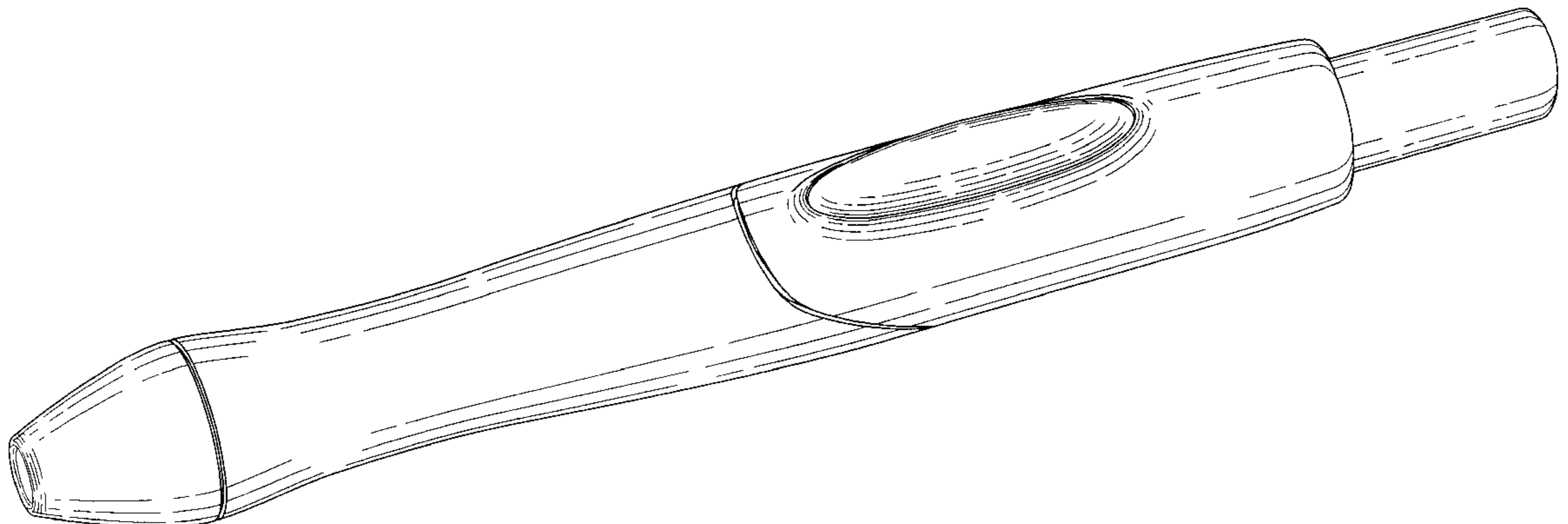
FIG. 3 is a bottom plan view of the capless retractable marking instrument;

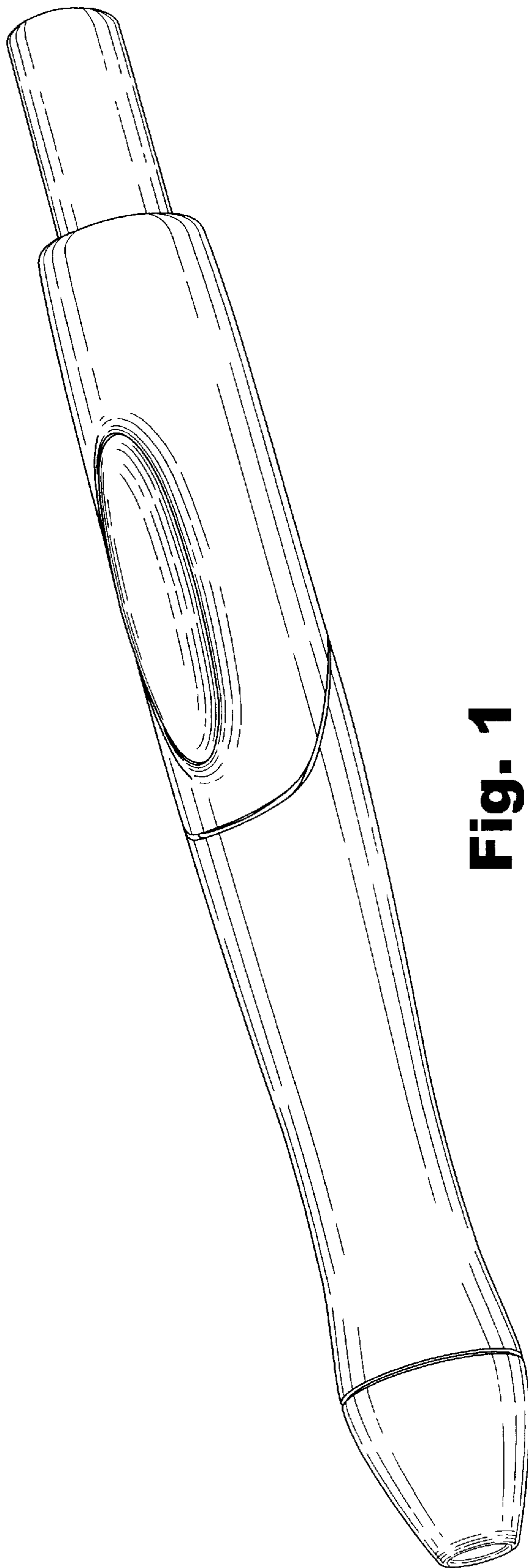
FIG. 4 is a top plan view of the capless retractable marking instrument;

FIG. 5 is a front elevational view of the capless retractable marking instrument; and,

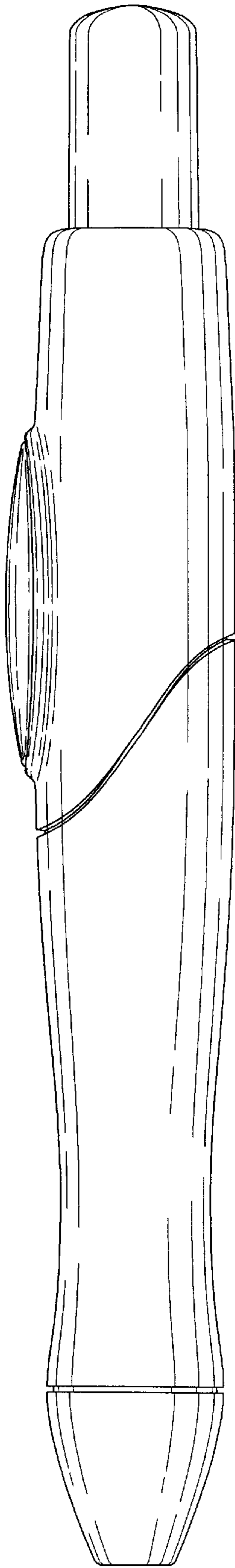
FIG. 6 is a rear elevational view of the capless retractable marking instrument.

**1 Claim, 3 Drawing Sheets**

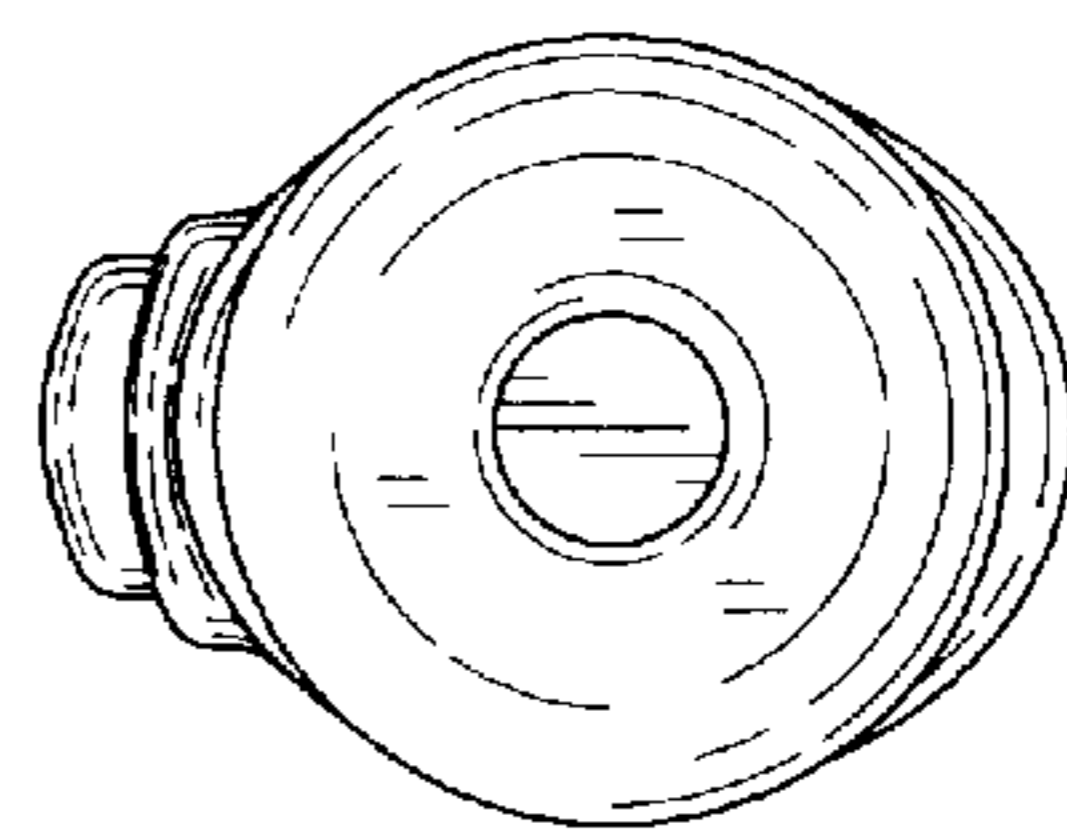




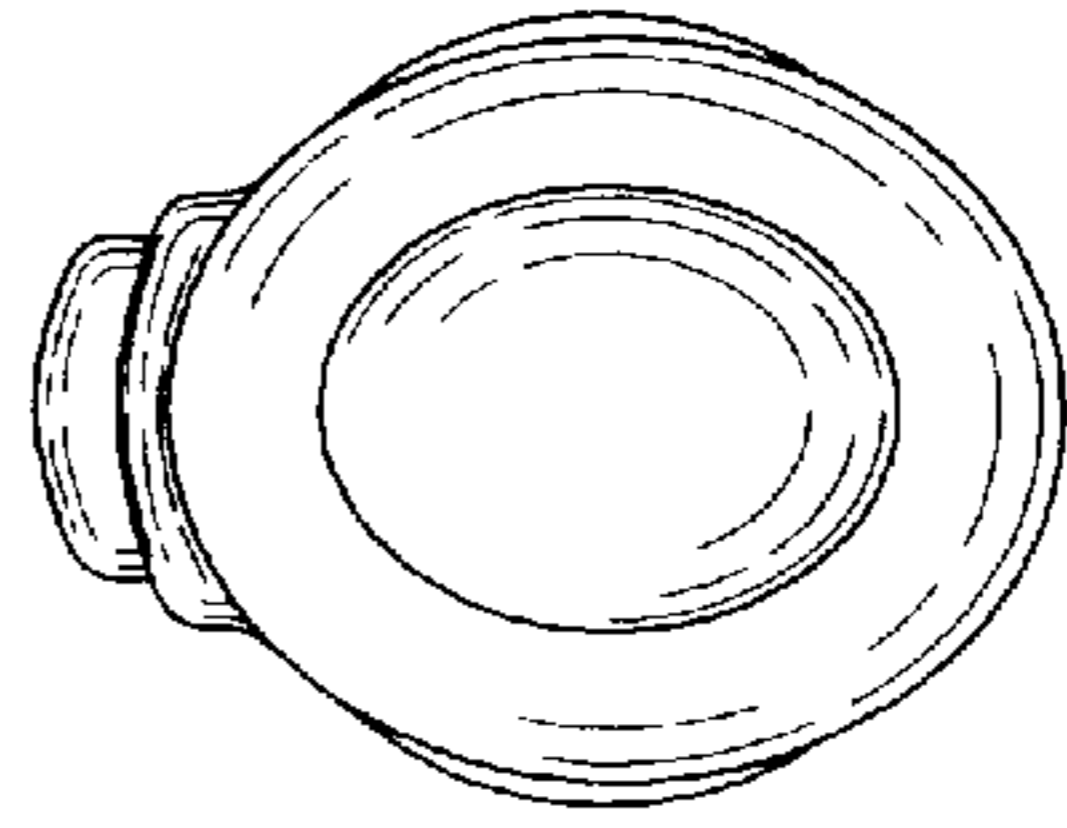
**Fig. 1**



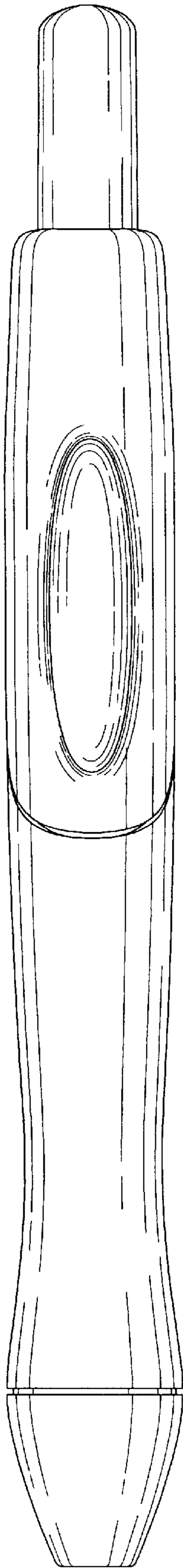
**Fig. 2**



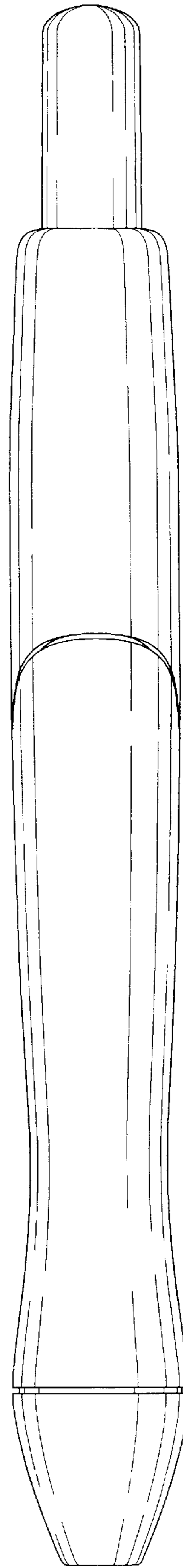
**Fig. 3**



**Fig. 4**



**Fig. 5**



**Fig. 6**