



US00D489605S

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

(10) **Patent No.:** **US D489,605 S**

(45) **Date of Patent:** **\*\* May 11, 2004**

(54) **SIDE GUSSETED FLEXIBLE BEVERAGE CONTAINER**

(75) Inventor: **Ron Berman**, Long Beach, CA (US)

(73) Assignee: **Saddlesprings Beverage Company, Inc.**, Torrance, CA (US)

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

(21) Appl. No.: **29/178,972**

(22) Filed: **Apr. 2, 2003**

**Related U.S. Application Data**

(62) Division of application No. 29/159,495, filed on Apr. 23, 2002, now Pat. No. Des. 474,681.

(51) **LOC (7) Cl.** ..... **09-05**

(52) **U.S. Cl.** ..... **D9/305**

(58) **Field of Search** ..... D9/305, 306, 302, D9/442; 383/100, 104, 120, 121, 906; 229/123.1; 222/92, 105, 107, 541.7, 541.5; 220/495.01, 495.03, 495.08

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

3,502,487 A *	3/1970	Byrd	383/100 X
3,596,829 A	8/1971	Gardner	
4,650,452 A	3/1987	Jensen	
4,718,738 A *	1/1988	Bell	383/121
4,718,778 A	1/1988	Ichikawa	
4,732,299 A	3/1988	Hoyt	
4,818,544 A	4/1989	Seward	
4,874,255 A	10/1989	Ball et al.	
4,886,373 A *	12/1989	Corella	383/104
D410,838 S	6/1999	Berman	
D420,900 S	2/2000	Berman	
D425,410 S	5/2000	Berman	

(List continued on next page.)

**FOREIGN PATENT DOCUMENTS**

JP 6179454 A 6/1994

**OTHER PUBLICATIONS**

Purported Translation of Abstract of JP6179454A, “,” (Jun. 28, 1994).

*Primary Examiner*—Paula A. Mortimer

(74) *Attorney, Agent, or Firm*—Fulwider Patton Lee & Utecht, LLP

(57) **CLAIM**

The ornamental design for a side gusseted flexible beverage container, as shown and described.

**DESCRIPTION**

FIG. 1 is a front elevational view of an embodiment of my new design illustrating the characteristic features of the design which resides in its shape together with having an opaque upper portion, transparent diagonal middle portion, and opaque lower portion on both the front and back of the pouch;

FIG. 2 is a rear elevational view of the embodiment illustrated in FIG. 1

FIG. 3 is a left side elevational view of the embodiment illustrated in FIG. 1

FIG. 4 is a right side elevational view of the embodiment illustrated in FIG. 1

FIG. 5 is a top view thereof;

FIG. 6 is a bottom view thereof;

FIG. 7 is a front elevational view of an alternative embodiment of my new design illustrating the characteristic features of the design which resides in its shape together with having an transparent upper portion, opaque diagonal middle portion, and transparent lower portion on both the front and back of the pouch;

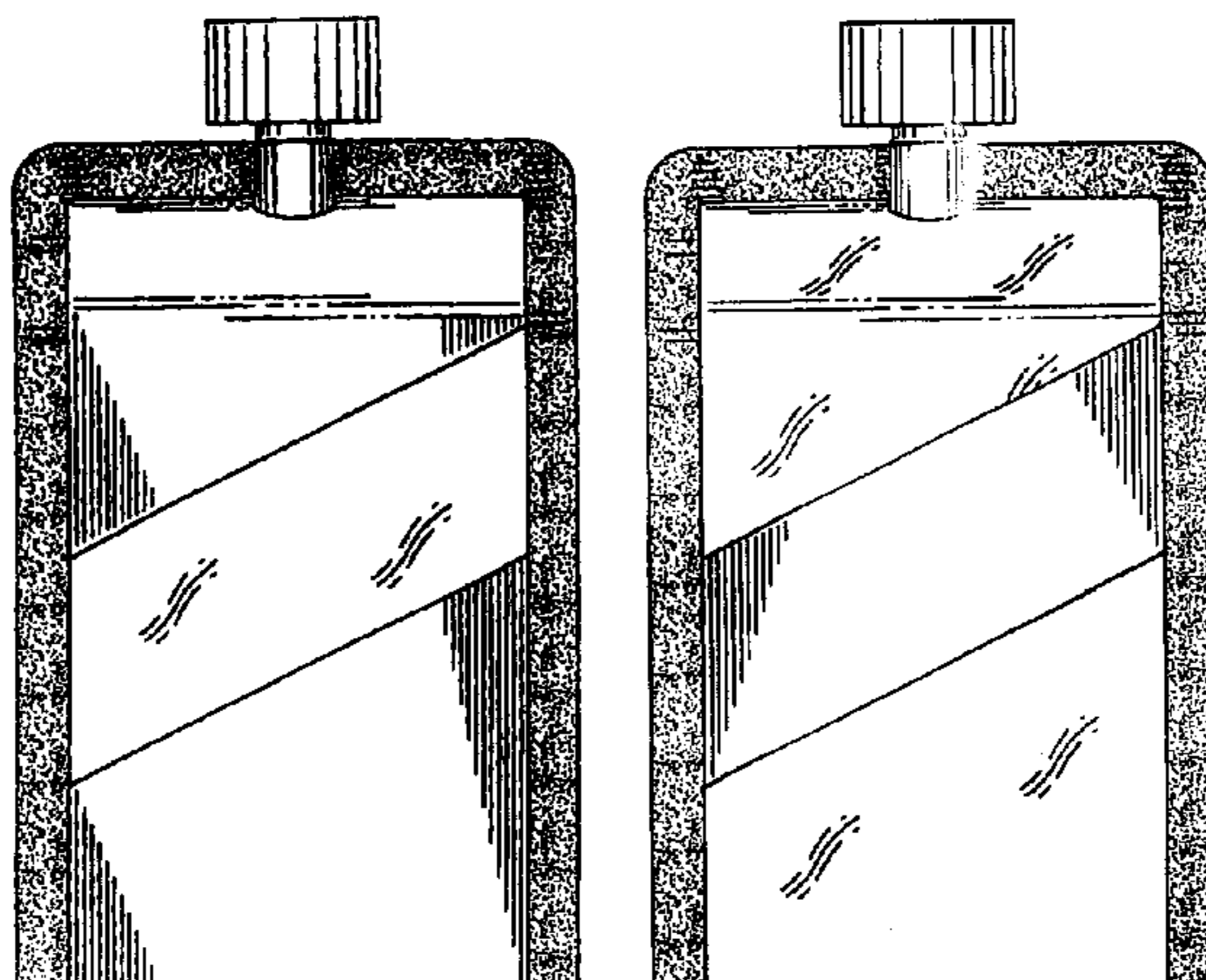
FIG. 8 is a rear elevational view of the embodiment illustrated in FIG. 7;

FIG. 9 is a right side elevational view of the embodiment illustrated in FIG. 7, the left side being identical;

FIG. 10 is a top view of the embodiment illustrated in FIG. 7; and,

FIG. 11 is a bottom view of the embodiment illustrated in FIG. 7.

**1 Claim, 3 Drawing Sheets**



# US D489,605 S

Page 2

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## U.S. PATENT DOCUMENTS

D429,459 S	8/2000	Berman	D451,793 S	12/2001	Berman
6,102,252 A *	8/2000	Overman et al. .... 222/105	D452,816 S	1/2002	Berman
D433,625 S	11/2000	Berman	D452,817 S	1/2002	Berman
D434,976 S	12/2000	Berman	D452,818 S	1/2002	Berman
D436,847 S	1/2001	Berman	D452,819 S	1/2002	Berman
D436,848 S	1/2001	Berman	D453,001 S	1/2002	Berman
D437,549 S	2/2001	Berman	D474,681 S *	5/2003	Berman ..... D9/305
D440,868 S	4/2001	Berman			

\* cited by examiner

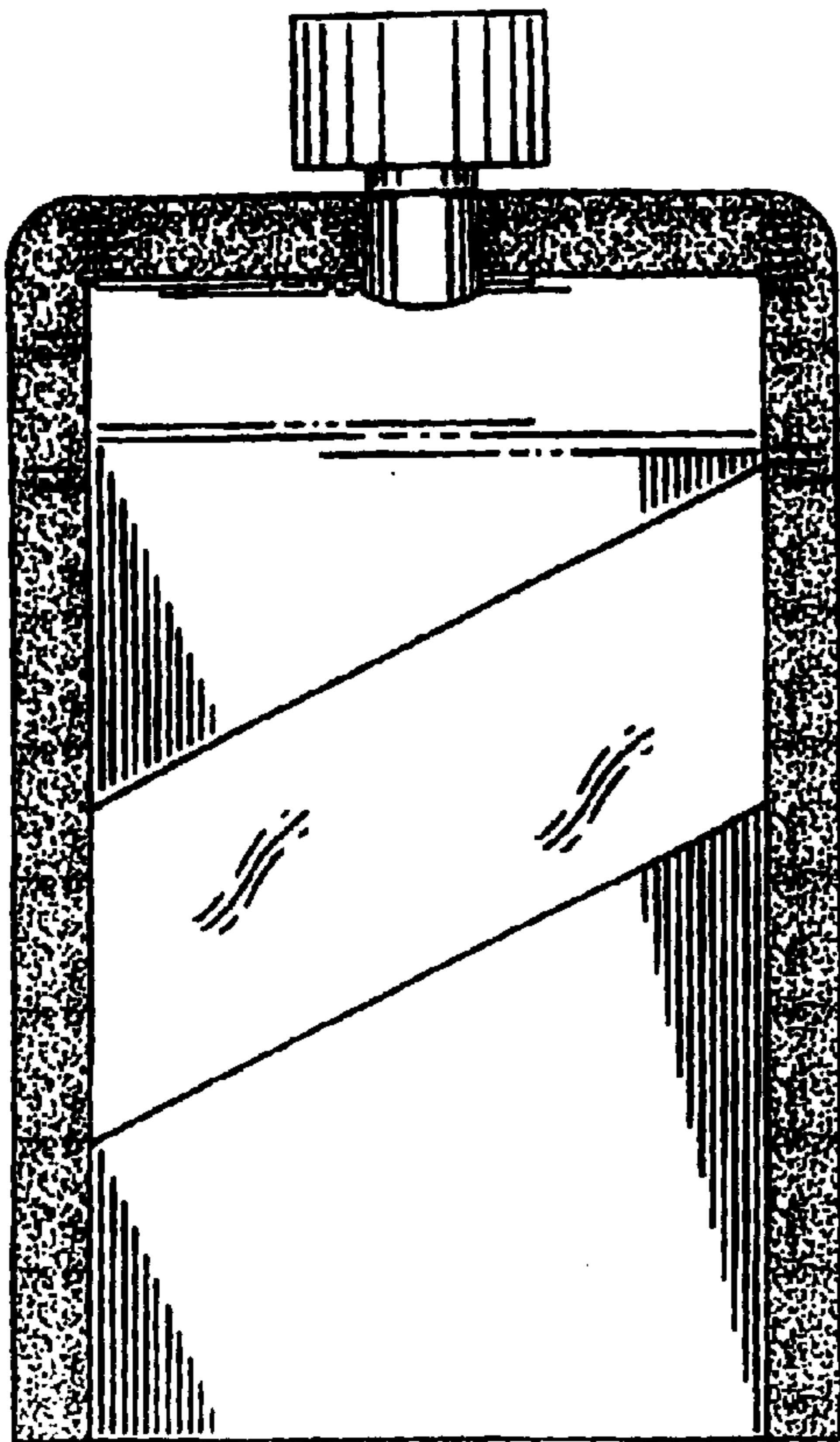


Fig. 1

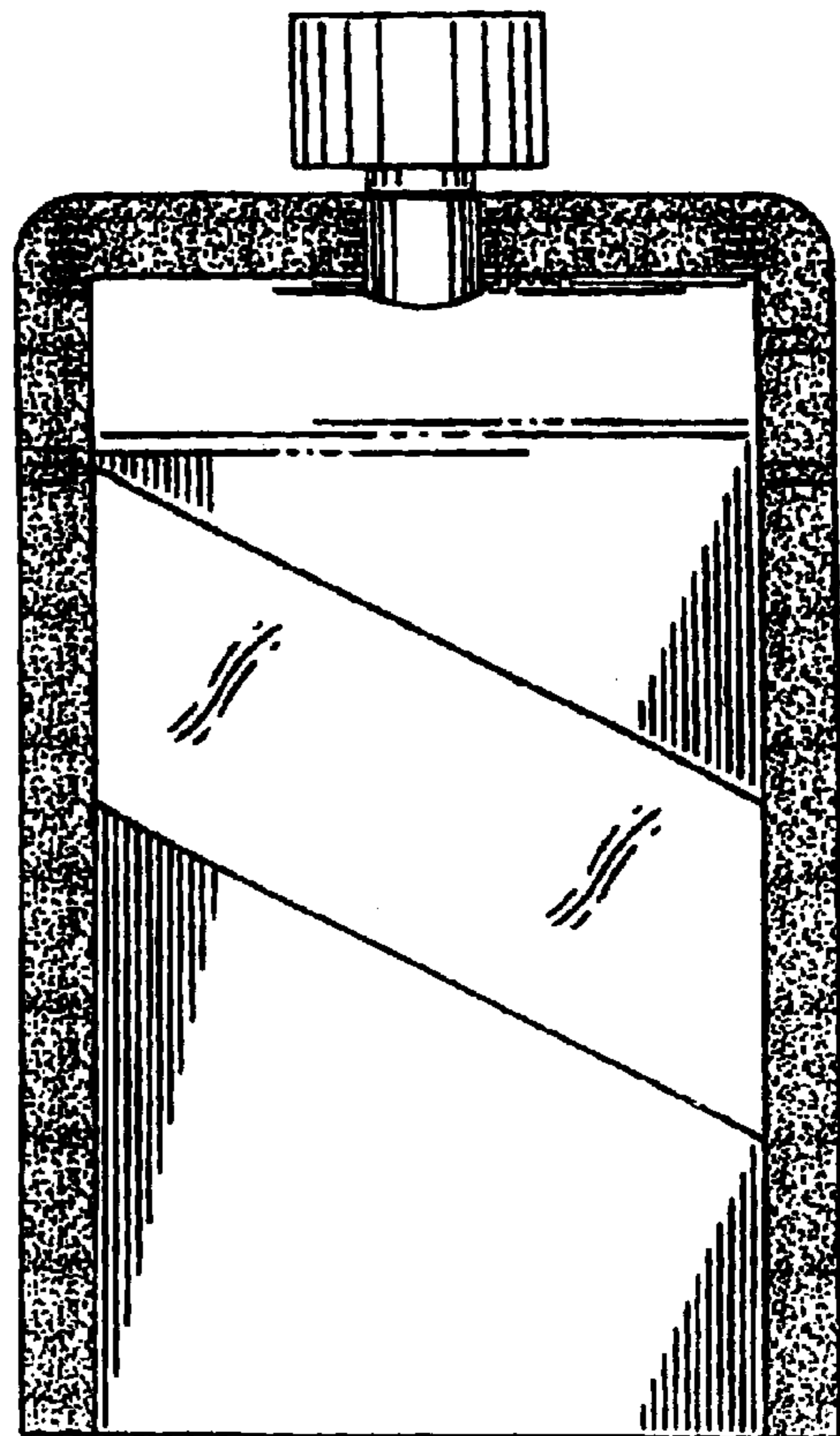


Fig. 2

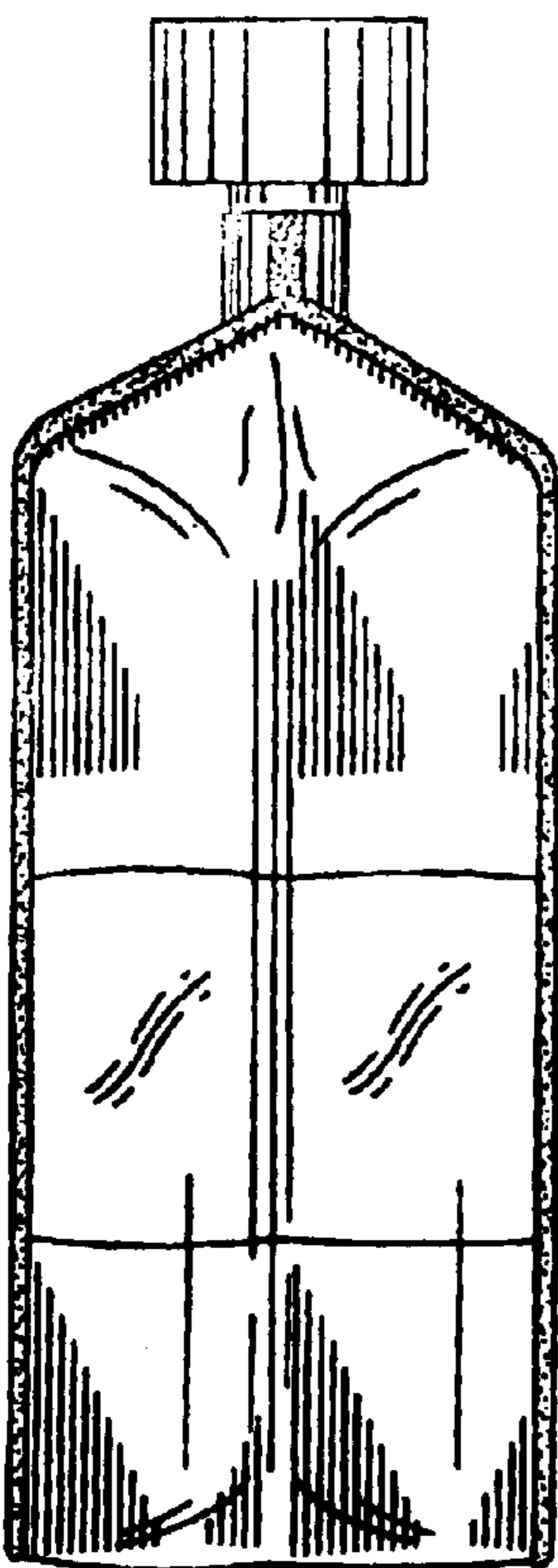


Fig. 3

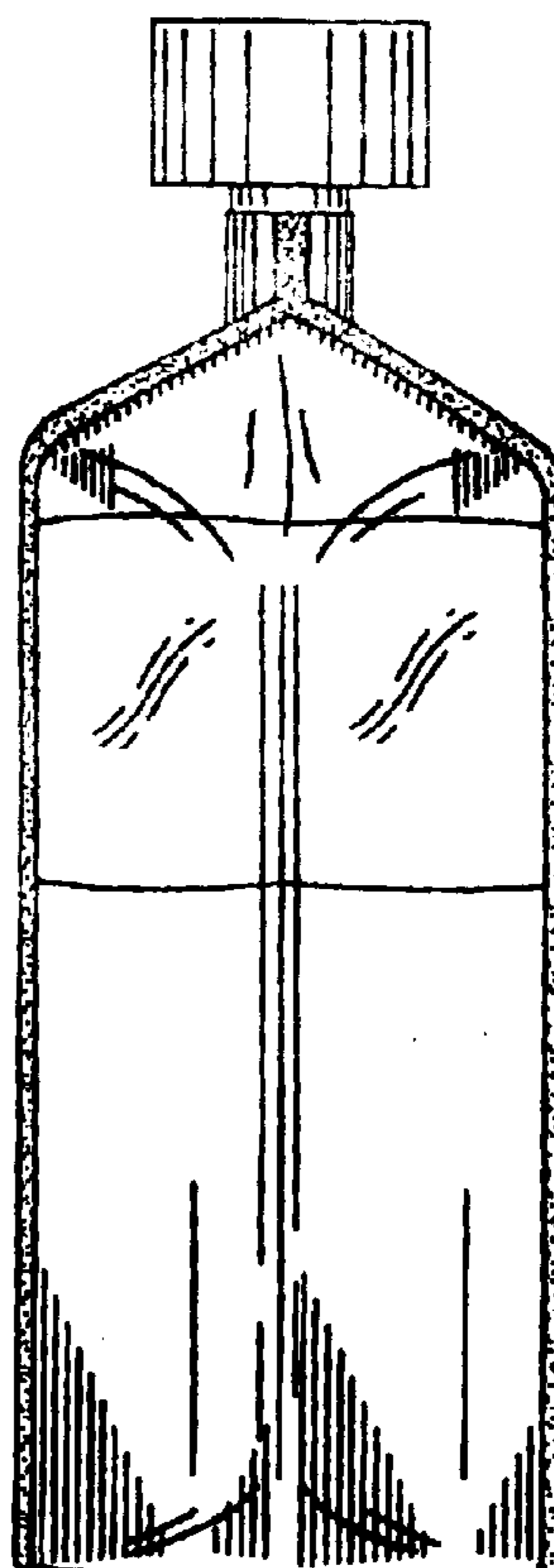


Fig. 4

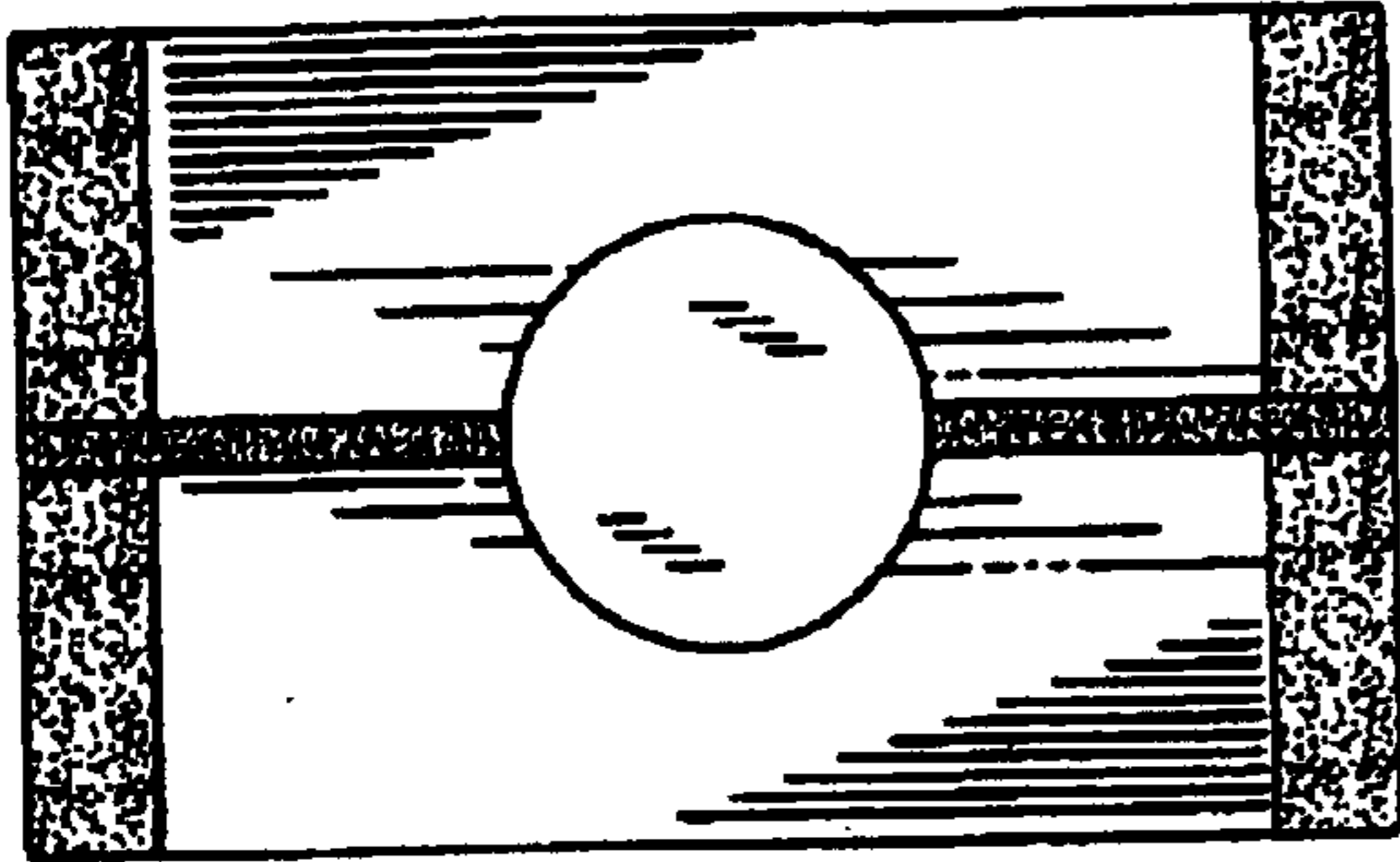


Fig. 5

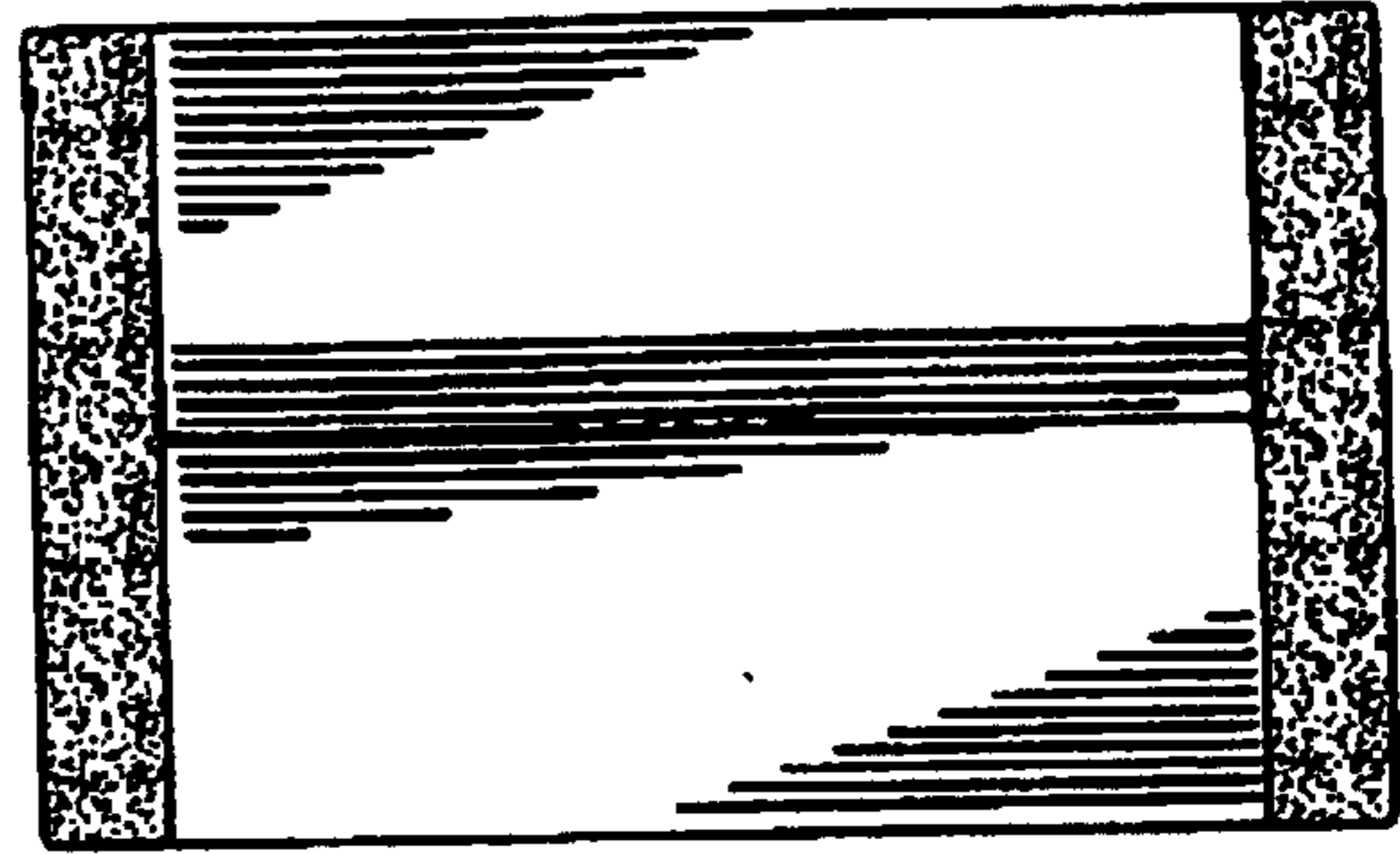


Fig. 6

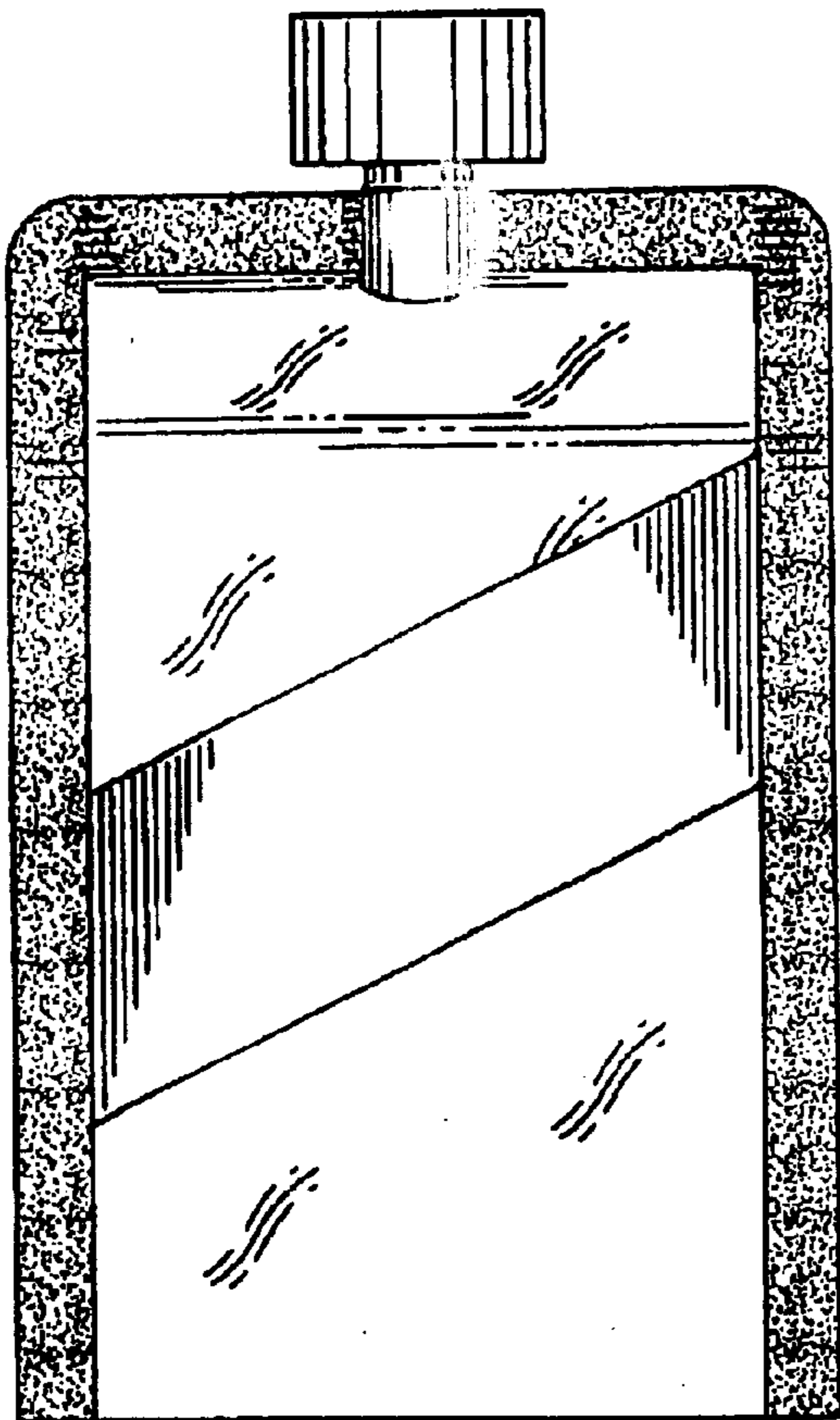


Fig. 7

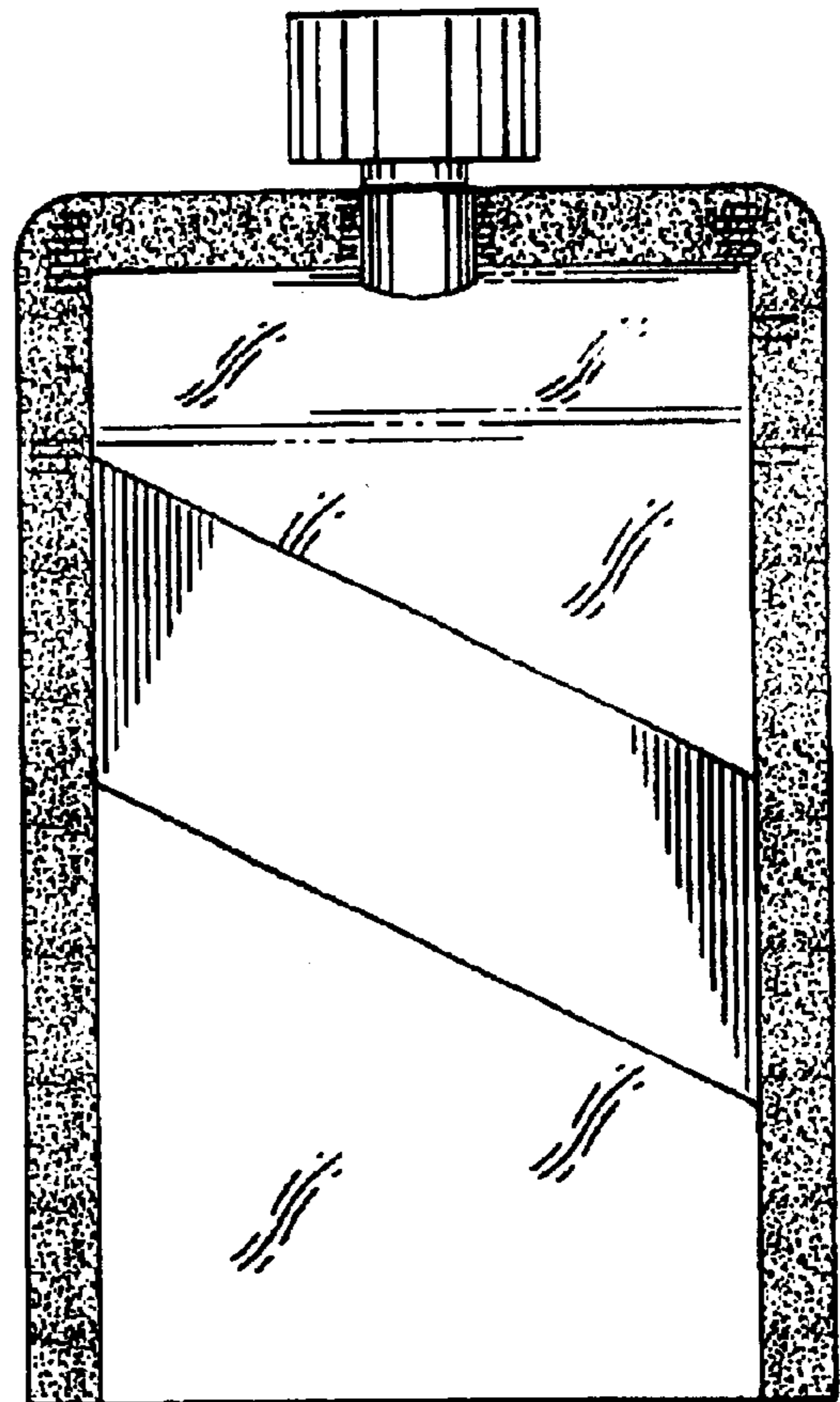


Fig. 8

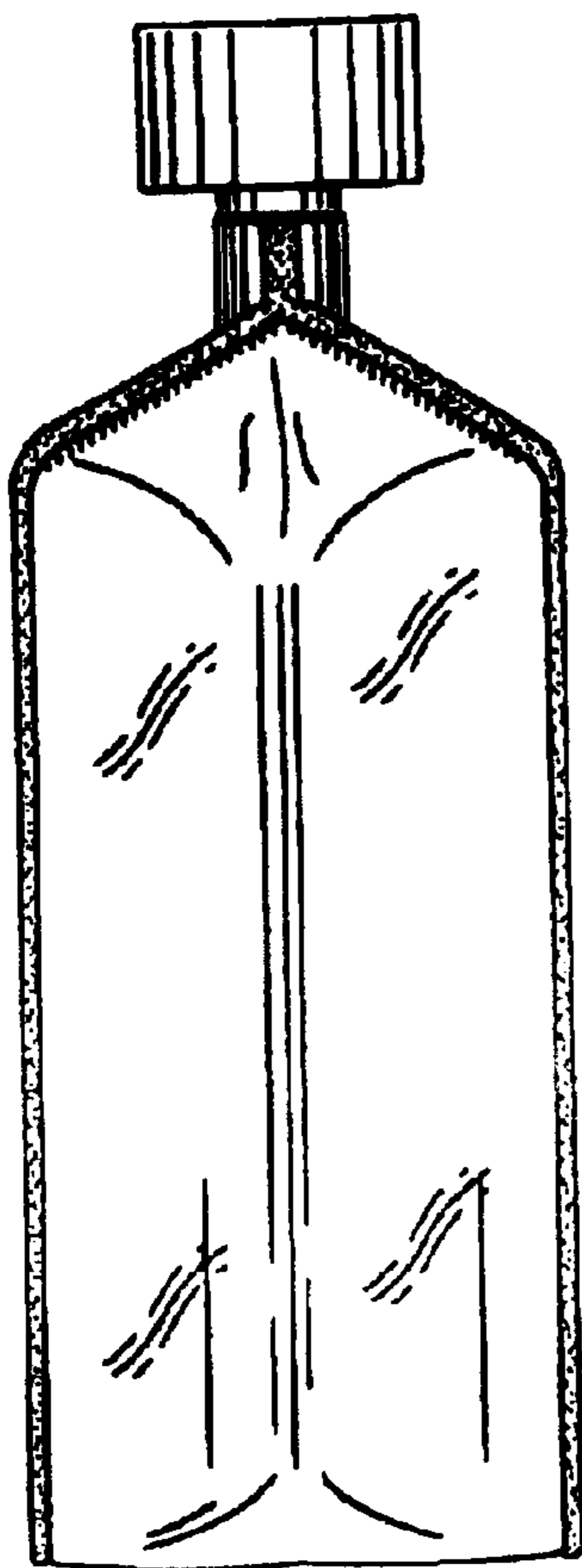


Fig. 9

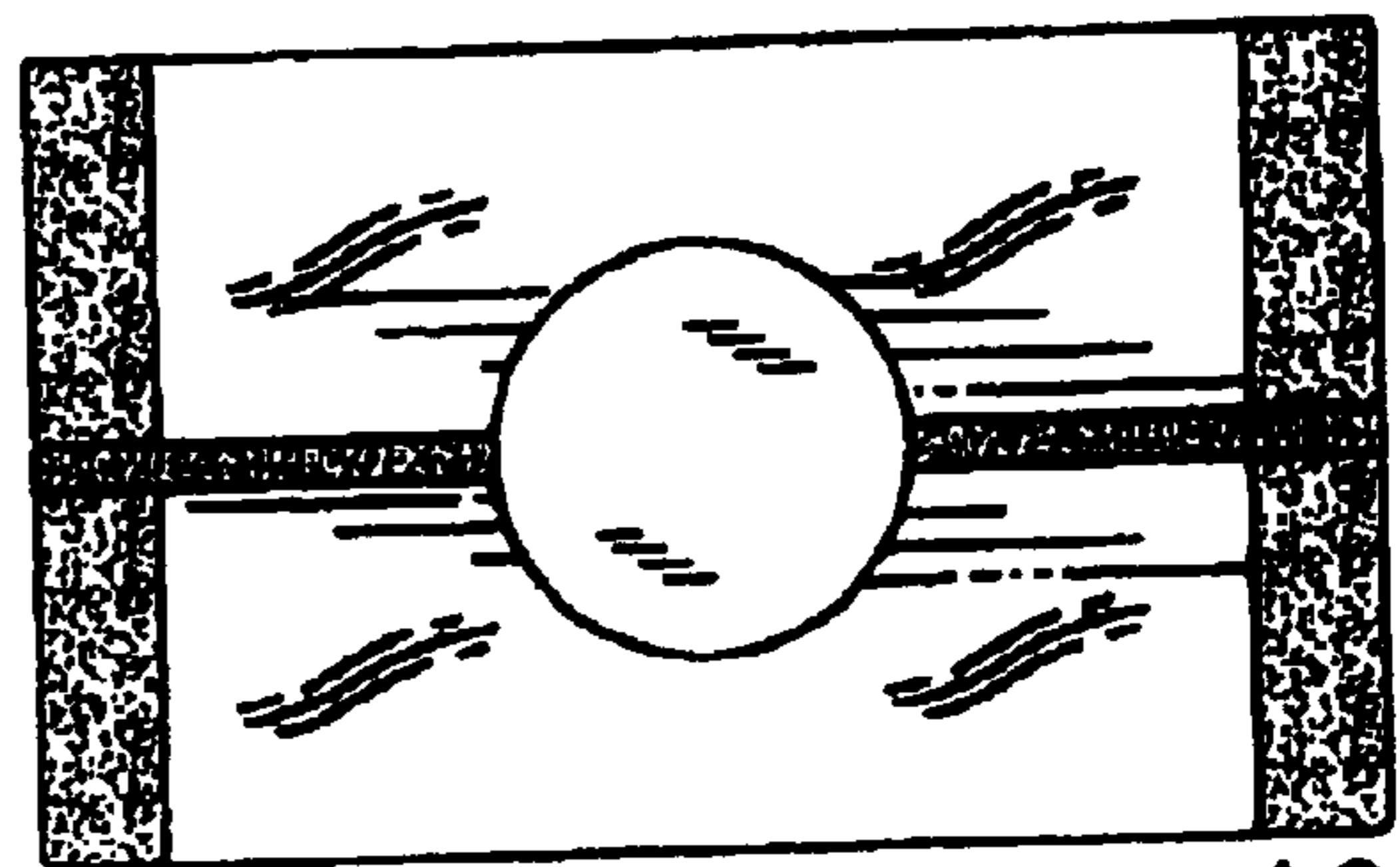


Fig. 10

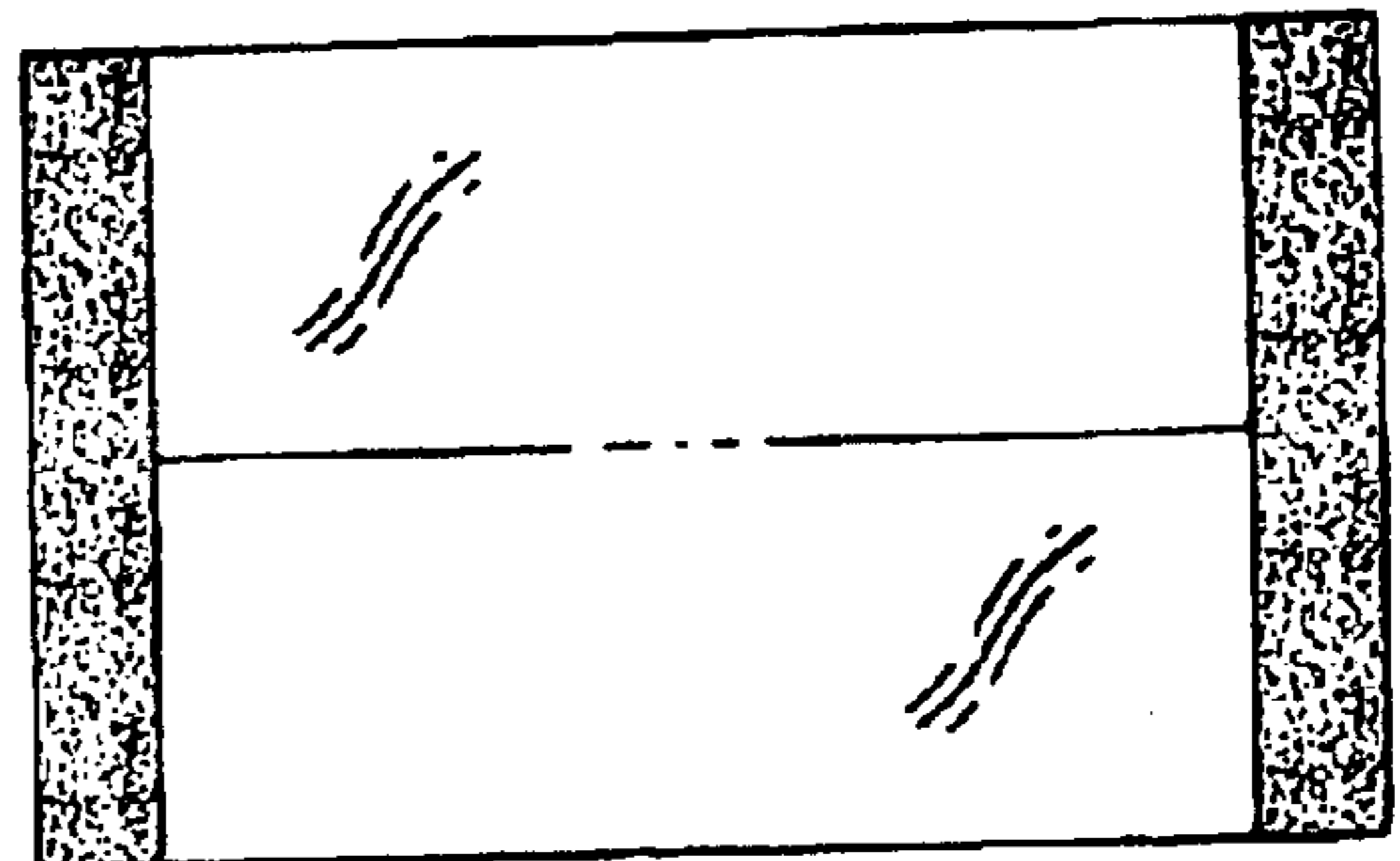


Fig. 11