



US00D490303S

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

(10) **Patent No.: US D490,303 S**  
(45) **Date of Patent: \*\* May 25, 2004**

(54) **SIDE GUSSETED FLEXIBLE BEVERAGE POUCH WITH SHAPED BODY**

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

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

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

D453,001 S	1/2001	Berman	
D437,549 S	2/2001	Berman	
D440,868 S	4/2001	Berman	
D452,816 S	1/2002	Berman	
D452,817 S	1/2002	Berman	
D452,818 S	1/2002	Berman	
D452,819 S	1/2002	Berman	
D474,681 S	* 5/2003	Berman	..... D9/305
D474,682 S	* 5/2003	Berman	..... D9/305

(21) Appl. No.: **29/178,902**  
(22) Filed: **Apr. 2, 2003**

**Related U.S. Application Data**

- (62) Division of application No. 29/159,516, filed on Apr. 23, 2002, now Pat. No. Des. 474,682.
- (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**

3,380,646 A	4/1968	Doyen et al.	
3,502,487 A	* 3/1970	Byrd	..... 383/100 X
3,687,358 A	8/1972	Wink et al.	
4,650,452 A	3/1987	Jensen	
4,718,738 A	* 1/1988	Bell	..... 383/121
4,818,544 A	4/1989	Seward	
4,886,373 A	* 12/1989	Corella	..... 383/104
5,059,036 A	10/1991	Richison et al.	
5,352,043 A	10/1994	Takagaki et al.	
D410,838 S	6/1999	Berman	
D420,900 S	2/2000	Berman	
D425,410 S	5/2000	Berman	
6,076,968 A	6/2000	Smith et al.	
D429,459 S	8/2000	Berman	
6,102,252 A	* 8/2000	Overman et al.	..... 222/105
D433,625 S	11/2000	Berman	
D434,976 S	12/2000	Berman	
D436,847 S	1/2001	Berman	
D436,848 S	1/2001	Berman	

**FOREIGN PATENT DOCUMENTS**

CA	1152 038	8/1983
DE	3925871	2/1991
JP	5-77838	5/1991
JP	5330561 A	12/1993

**OTHER PUBLICATIONS**

- Purported Translation of Abstract of JP5330561A, “,” (Dec. 14, 1993).
- Purported Translation of Abstract of DE3925871, “,” (Feb. 7, 1991).
- Rudolf Wild GmbH & Co KG Limited Partnership, “Trademark of design for fruit juice container,” U.S. Trademark Electronic Search System, (Nov. 12, 2001).

\* cited by examiner

*Primary Examiner*—Paula A. Mortimer  
(74) *Attorney, Agent, or Firm*—Fulwider Patton Lee & Utecht, LLP

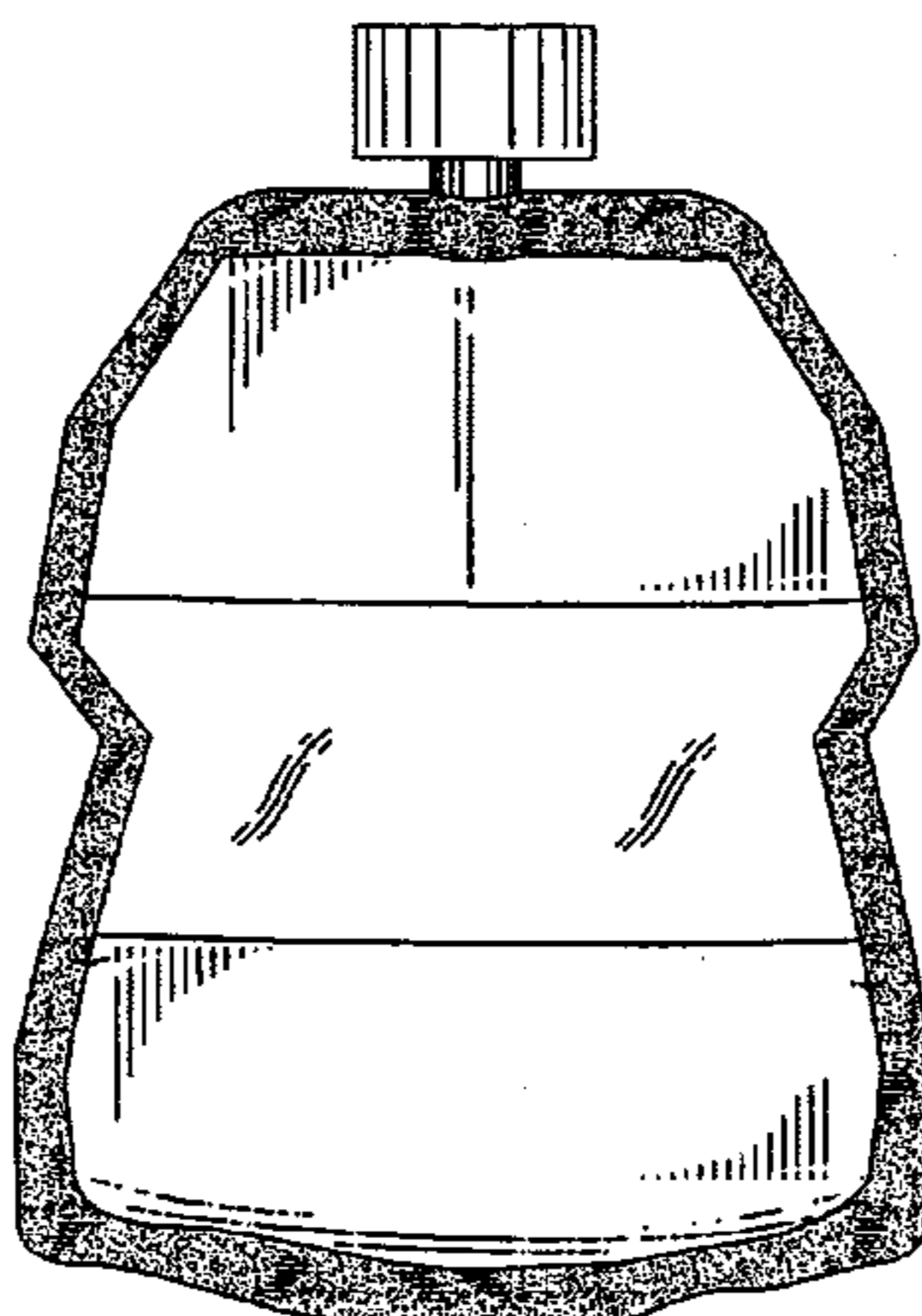
(57) **CLAIM**

The ornamental design for a side gusseted flexible beverage pouch with shaped body, as shown and described.

**DESCRIPTION**

FIG. 1 is a front elevational view thereof, the characteristic feature of the design resides in its shape together with having an opaque upper portion, transparent middle portion, and opaque lower portion on both the front, back, and sides of the pouch, the rear elevational view being identical; FIG. 2 is a left side elevational view thereof, the right side elevational view being identical; FIG. 3 is a top plan view thereof; and, FIG. 4 is a bottom plan view thereof.

**1 Claim, 1 Drawing Sheet**



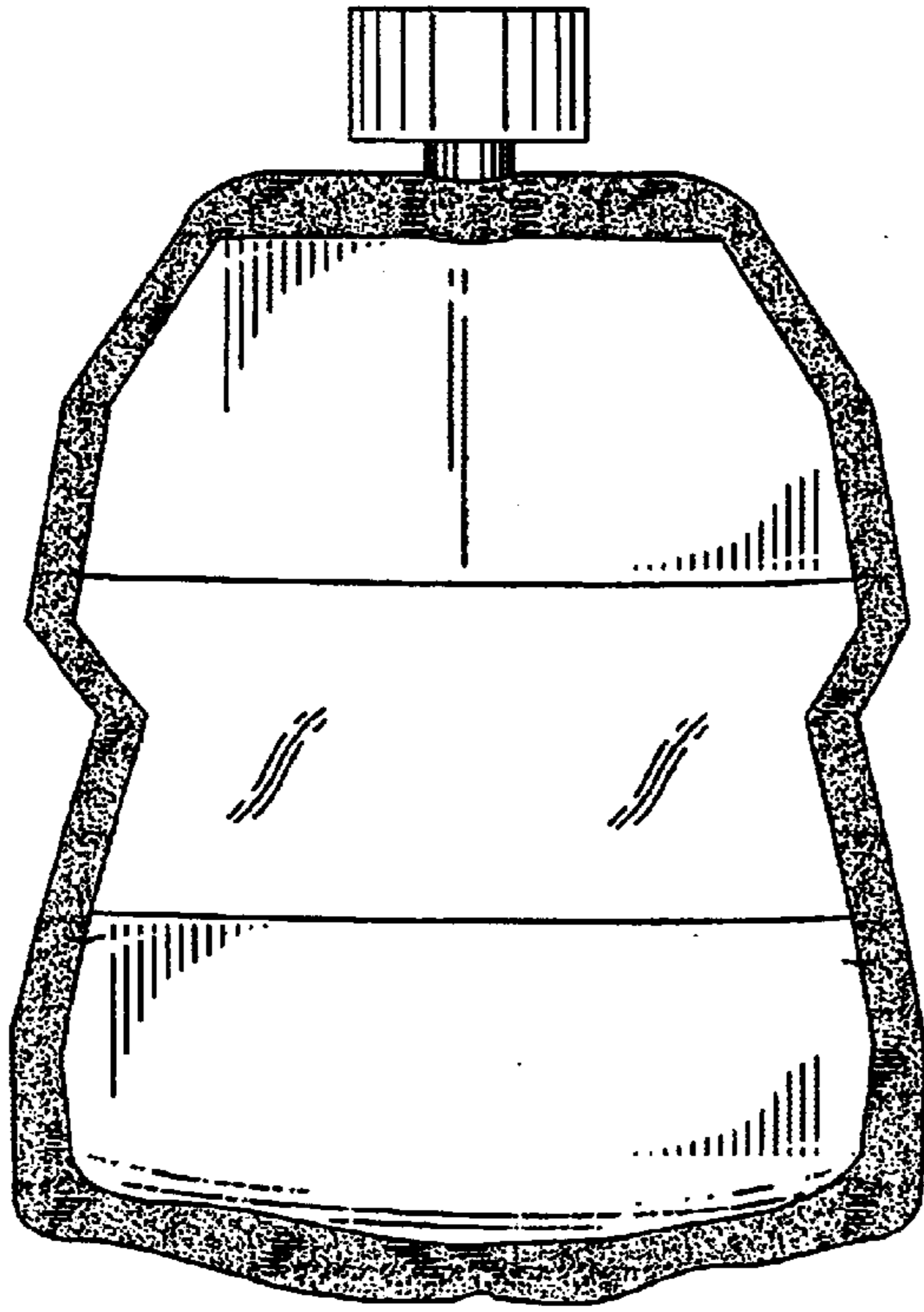


Fig. 1

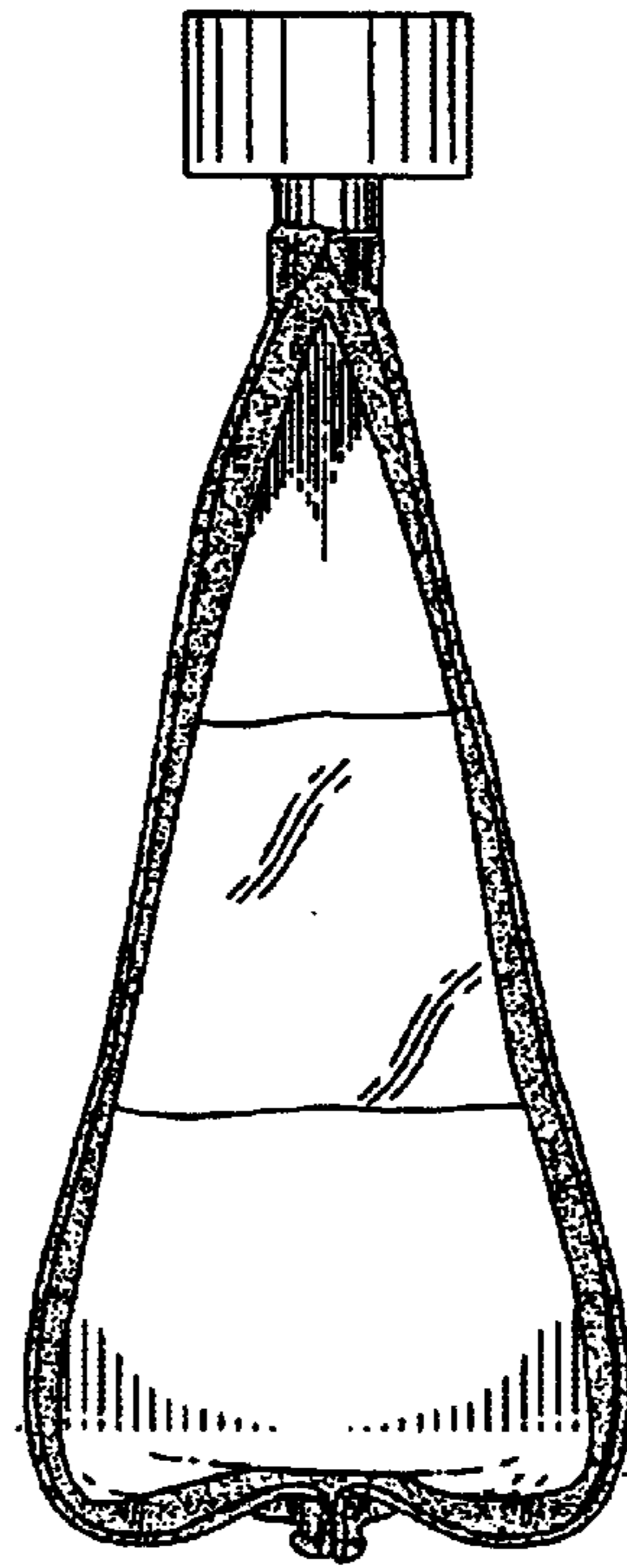


Fig. 2

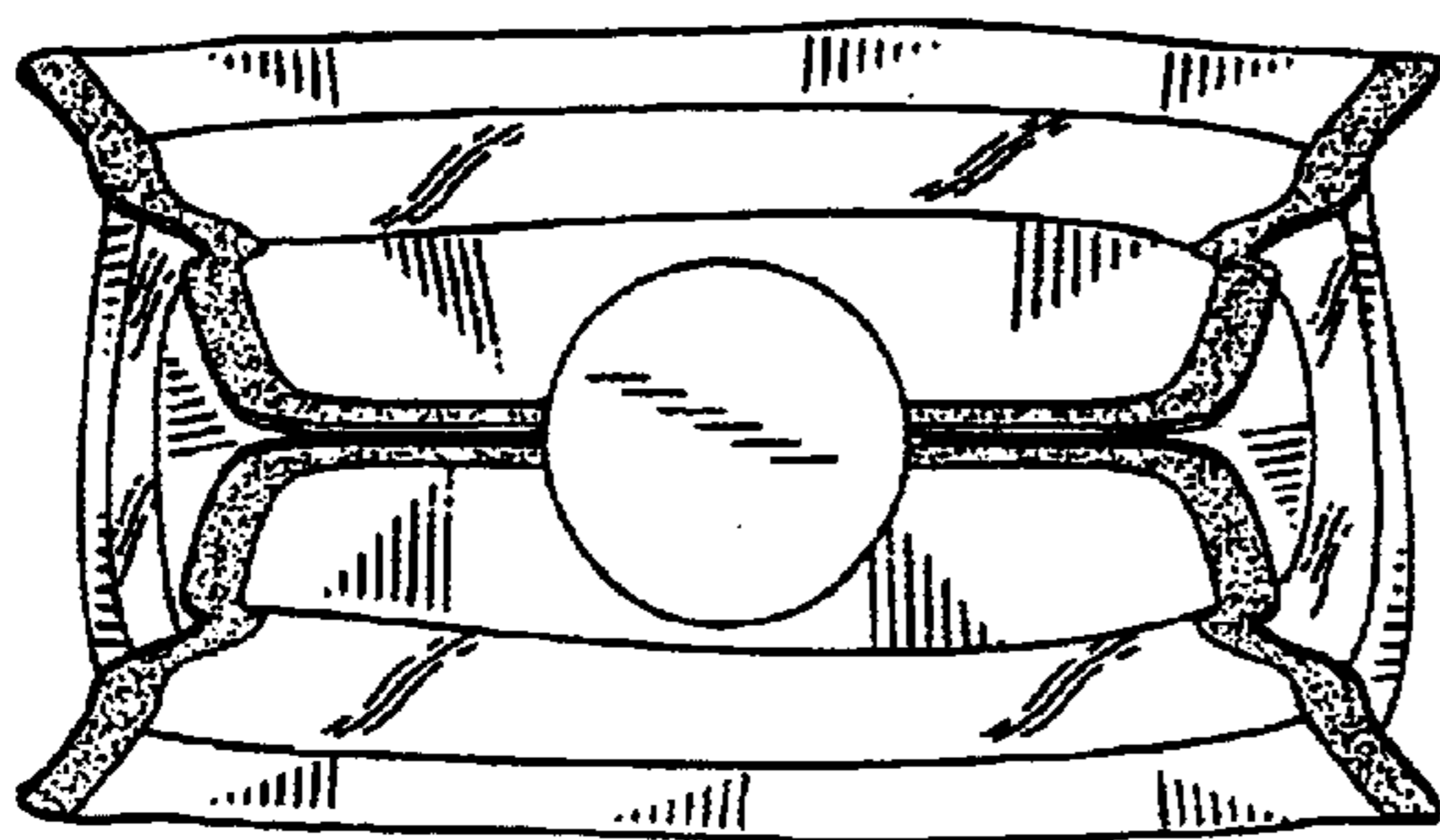


Fig. 3

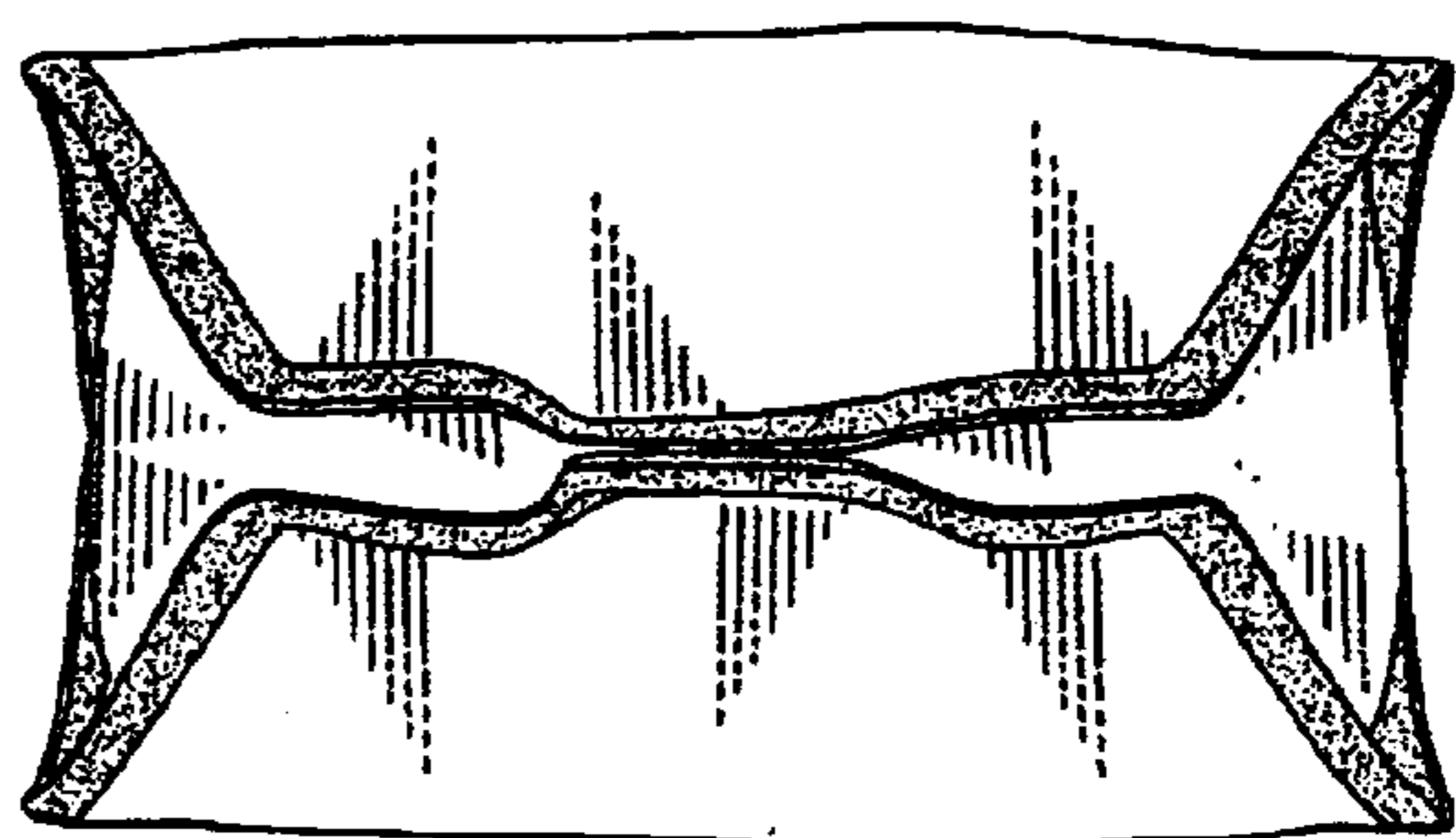


Fig. 4