

US00D498137S

(12) **United States Design Patent** (10) **Patent No.:** **US D498,137 S**  
**Berman** (45) **Date of Patent:** **\*\* Nov. 9, 2004**

(54) **SIDE GUSSETED FLEXIBLE BEVERAGE CONTAINER WITH HIGH RISE FITMENT**

D452,819 S 1/2002 Berman  
D453,001 S 1/2002 Berman  
D489,603 S \* 5/2004 Berman ..... D9/305  
D489,605 S \* 5/2004 Berman ..... D9/305

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

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

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

(21) Appl. No.: **29/204,918**

(22) Filed: **May 5, 2004**

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

(57) **CLAIM**

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

**Related U.S. Application Data**

(62) Division of application No. 29/159,538, filed on Apr. 23, 2002, now Pat. No. Des. 489,603.

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

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

(58) **Field of Search** ..... D9/302, 305, 306, D9/442; 222/92, 105, 107, 206, 215, 541.7, 541.5; 383/36, 61, 96, 97, 104, 106, 120, 121, 122, 100; 229/123.1; 220/495.01, 495.03, 495.08

**DESCRIPTION**

FIG. 1 is a front elevational view of a first embodiment of my new design illustrating a side gusseted flexible beverage pouch with high rise fitment illustrating the characteristic features of the design which 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 bottom view of thereof;

FIG. 4 is a top view of the embodiment illustrated in FIG. 1;

FIG. 5 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 middle portion, and transparent lower portion on both the front, back, and sides of the pouch, the rear view being identical;

FIG. 6 is a left side elevational view of the embodiment illustrated in FIG. 5, the right side elevational view being identical;

FIG. 7 is a top view of the embodiment illustrated in FIG. 5; and,

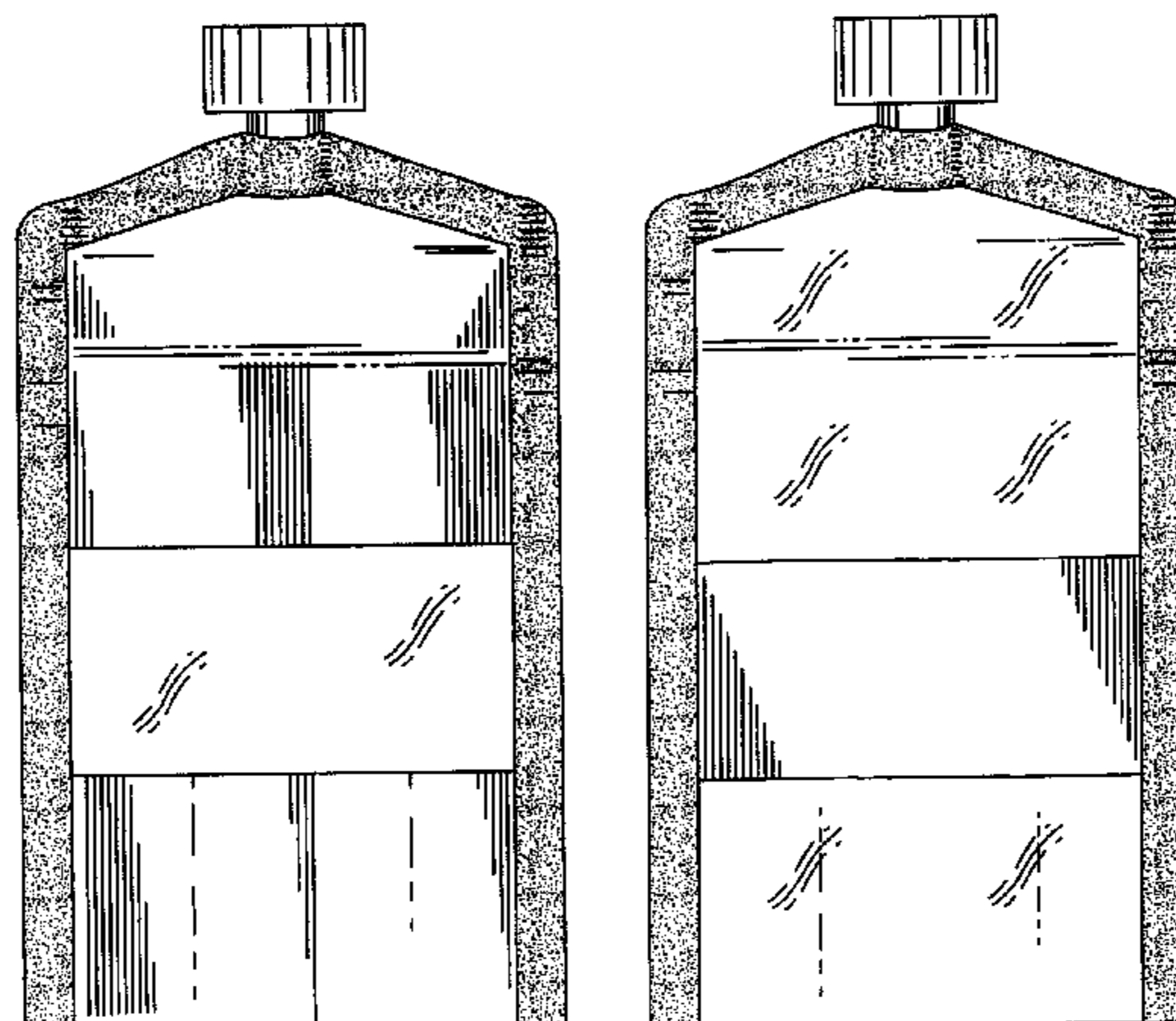
FIG. 8 is a bottom view of the embodiment illustrated in FIG. 5.

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**1 Claim, 3 Drawing Sheets**



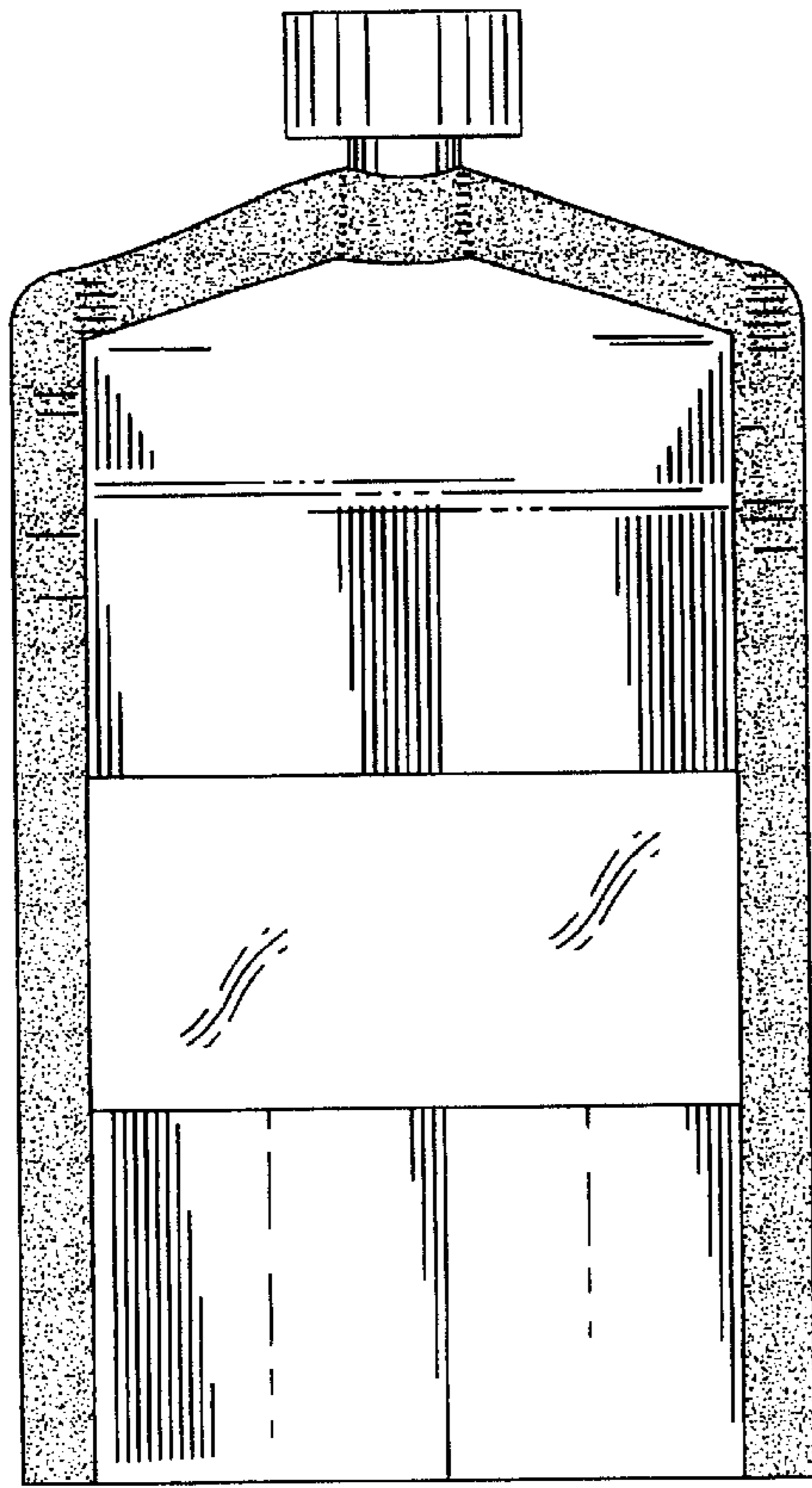


FIG. 1

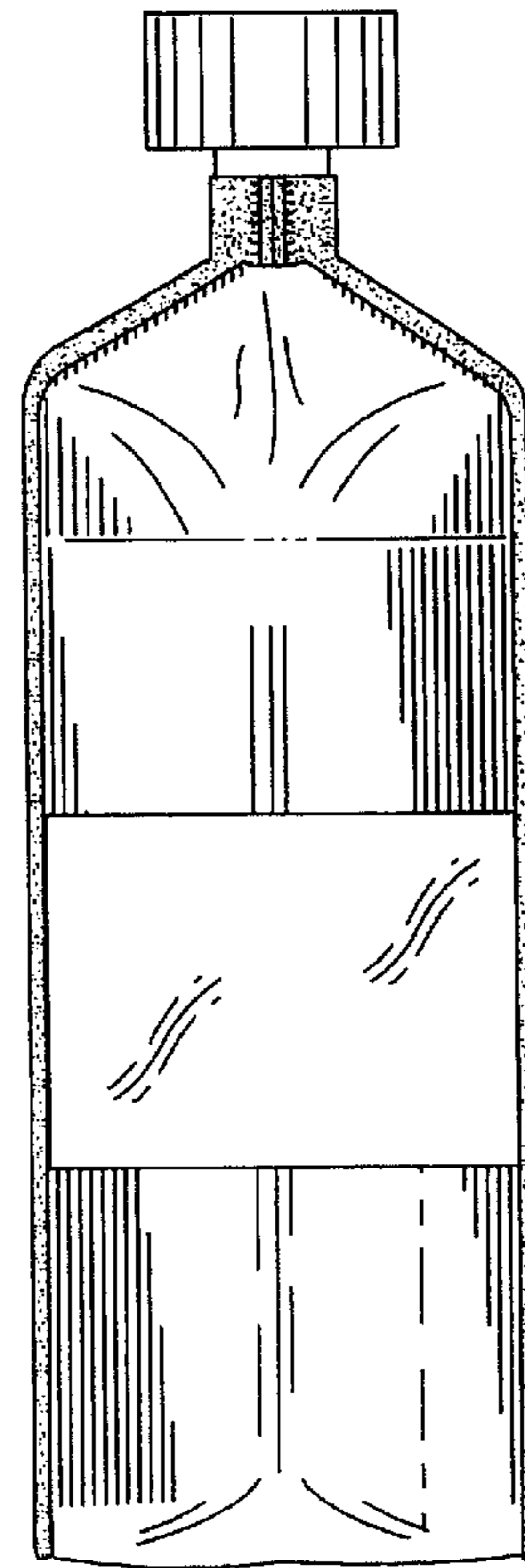


FIG. 2

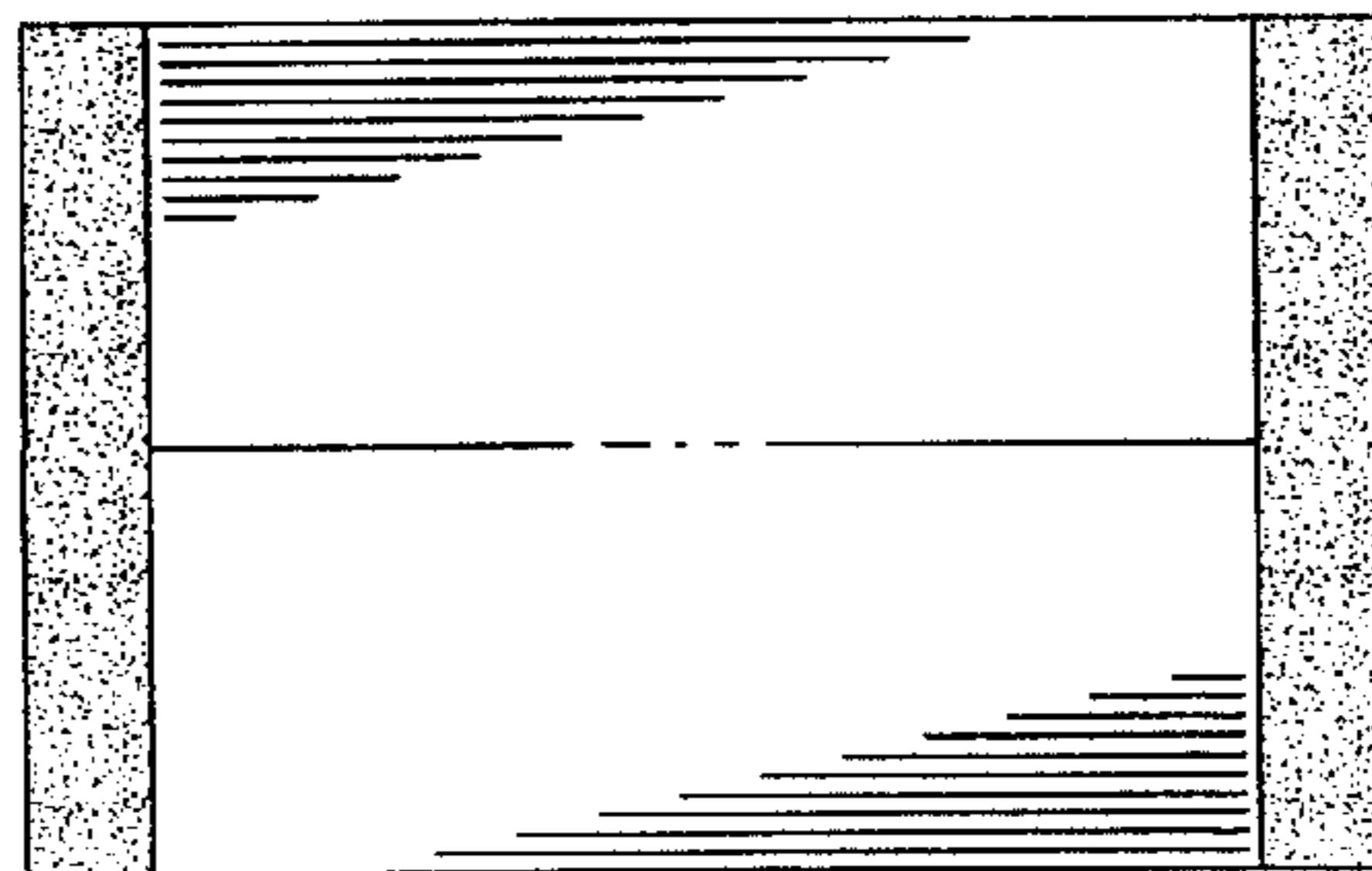


FIG. 3

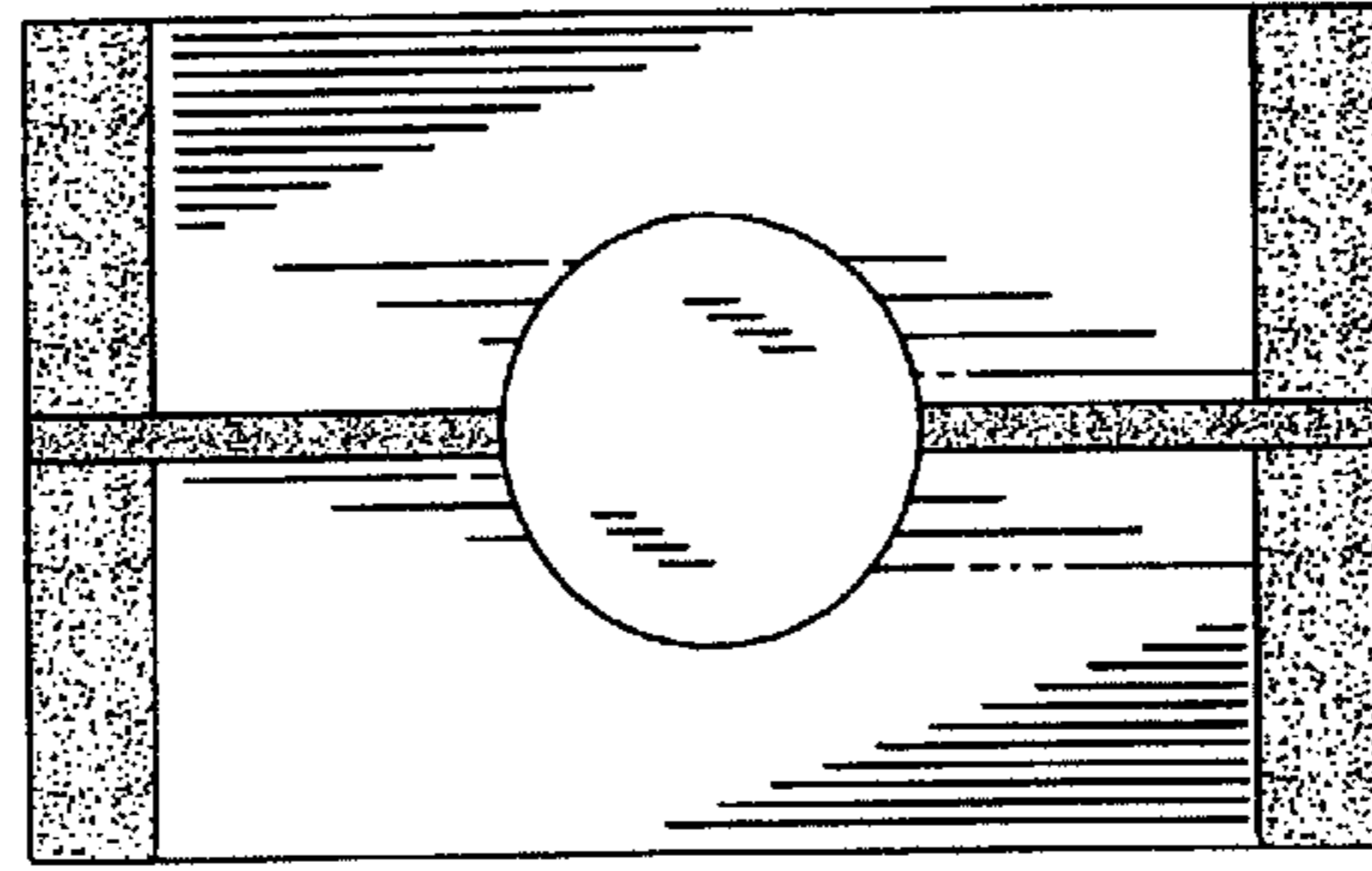


FIG. 4

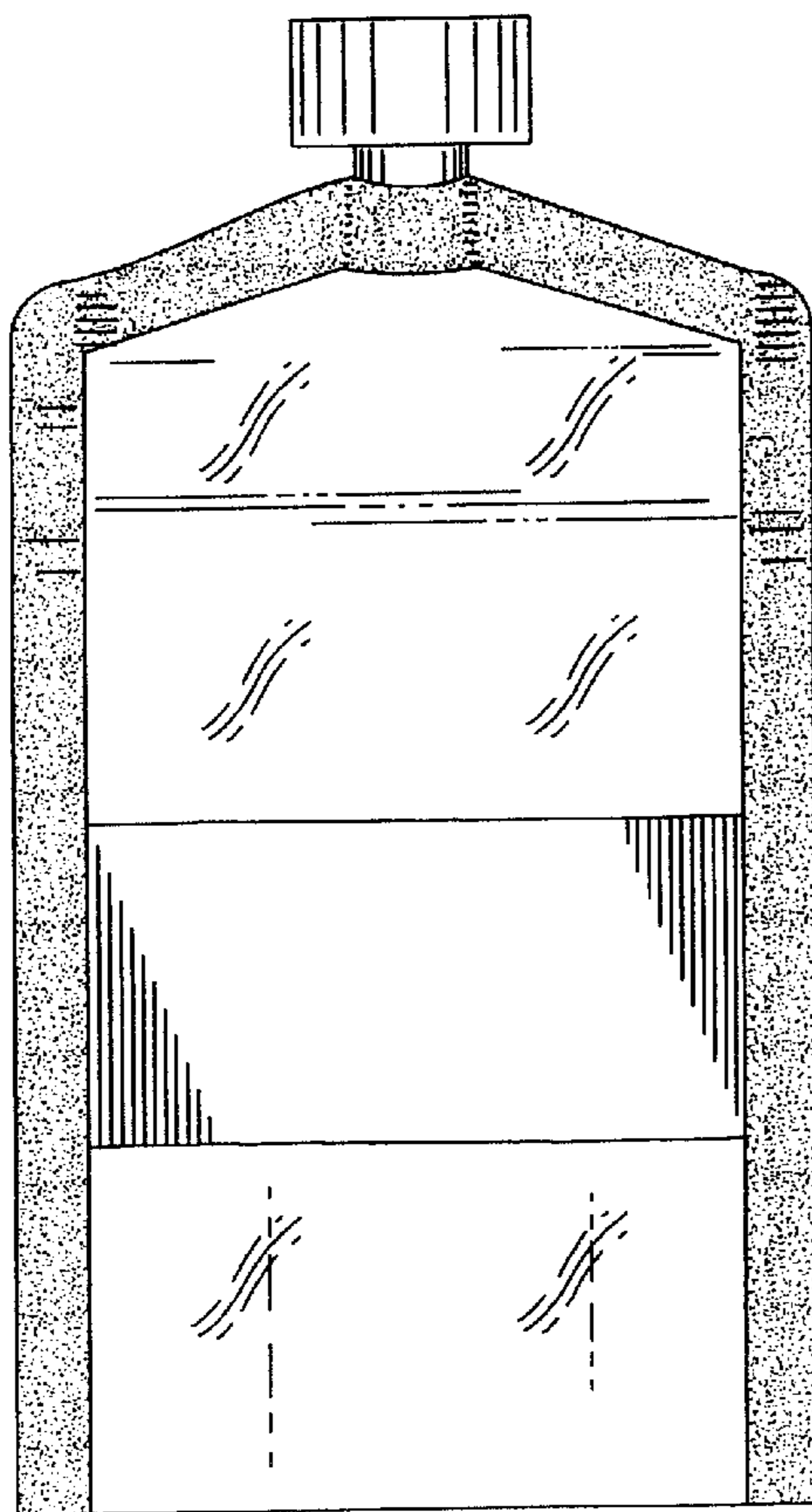


FIG. 5

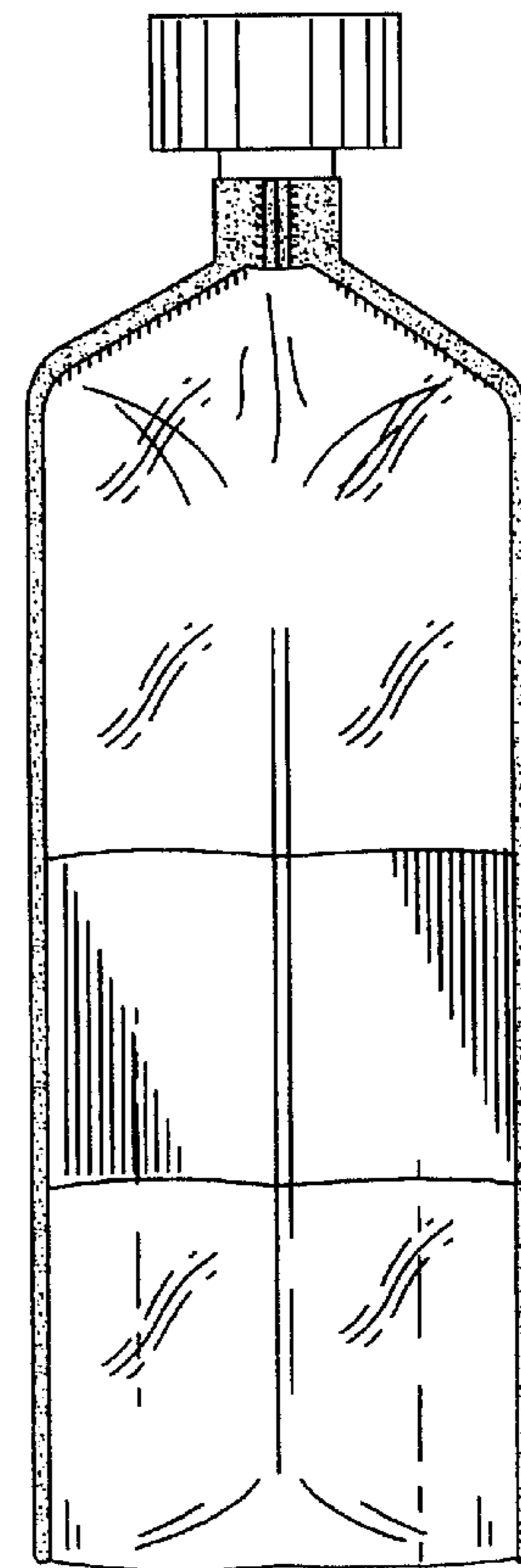


FIG. 6

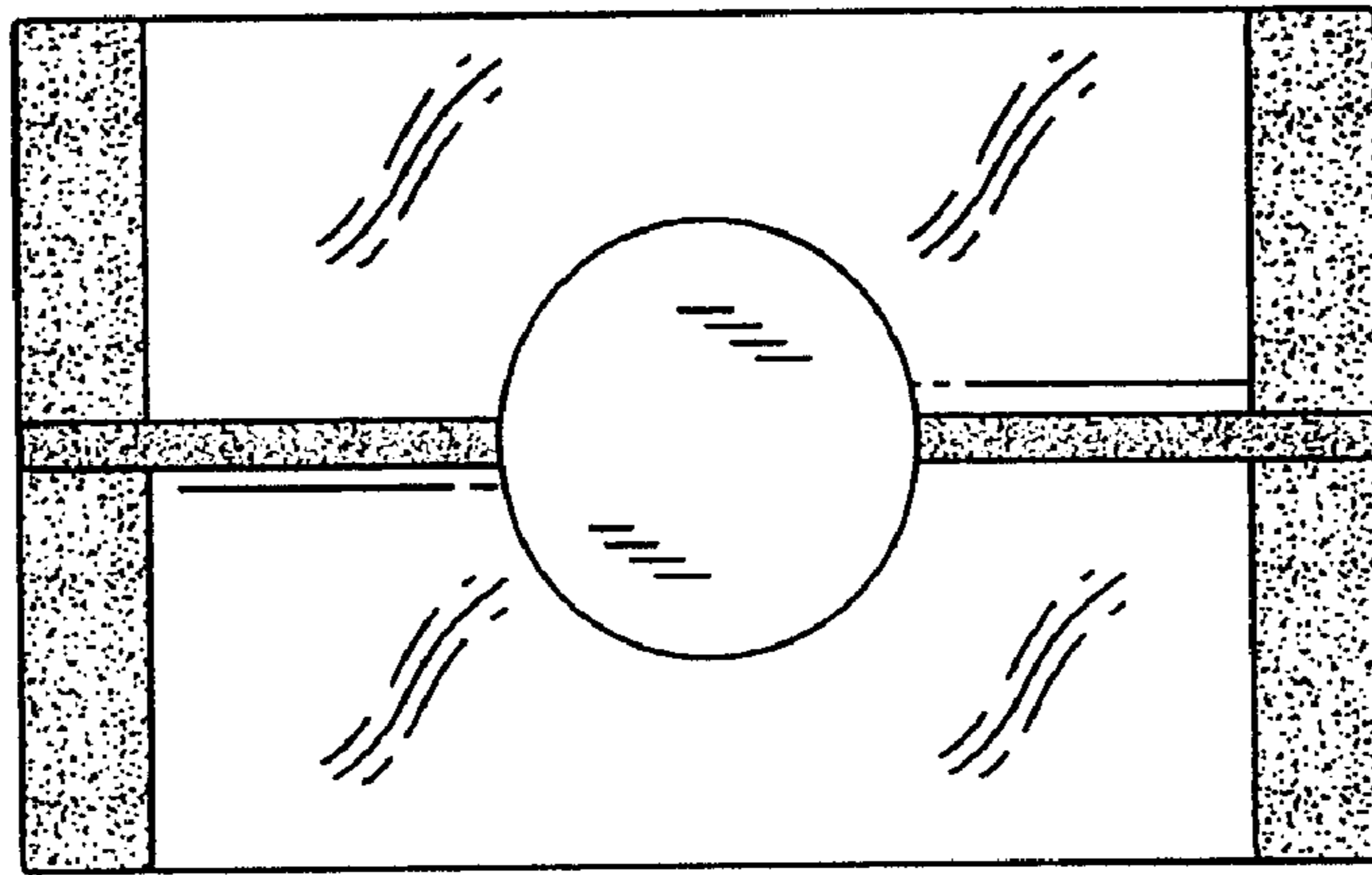


FIG. 7

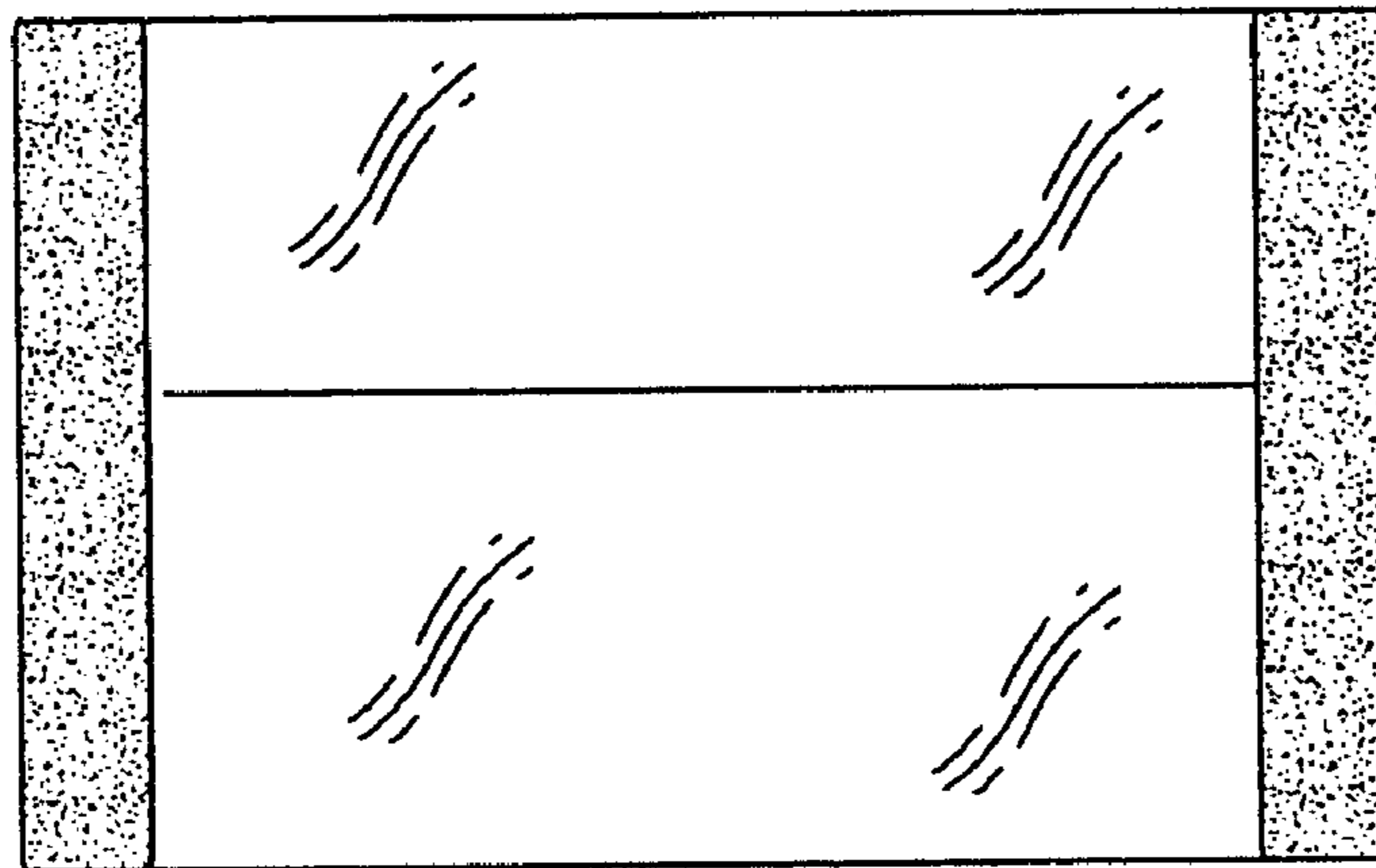


FIG. 8