

US00D502398S

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

(10) **Patent No.: US D502,398 S**
(45) **Date of Patent: ** Mar. 1, 2005**

(54) **FOOD AND/OR BEVERAGE CONTAINER**

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(73) Assignee: **Presto Food and Beverage, Inc.**, New York, NY (US)

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

(21) Appl. No.: **29/182,058**

(22) Filed: **May 19, 2003**

(51) **LOC (7) Cl.** **09-03**

(52) **U.S. Cl.** **D9/503; D9/518; D9/438**

(58) **Field of Search** **D9/300, 500-504, D9/506-516, 518, 529, 436, 438, 449; D7/608; 215/379-383, 400; 220/719, 890, 906**

(56) **References Cited**

U.S. PATENT DOCUMENTS

D226,063 S	*	1/1973	Warnburg	D9/337
D263,450 S	*	3/1982	Dutcher et al.	D9/518
D319,786 S	*	9/1991	Rayner	D9/449
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5,139,163 A	*	8/1992	Diaz	D9/438
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D434,983 S	*	12/2000	Hurst	D9/438

OTHER PUBLICATIONS

Photo in perspective of a Starbuck's coffee cup, without lid.
Photo in perspective of a Starbuck's coffee cup, with a lid.
Photo in a side view of a Starbuck's coffee cup, without lid.

Photo in a side view vof a Starbuck's coffee cup, with a lid.

Printout of webpage www.thinkgeek.com/caffiene/drinks/2732/, dated May 14, 2003.

Printout of webpage www.ppg.com/Packaging/beverage-.htm, dated May 14, 2003.

Printout of webpage www.ball.com/bhome/hbevbus.html; dated May 14, 2003.

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(74) *Attorney, Agent, or Firm*—Charles E. Bruzga

(57) **CLAIM**

The ornamental design for a food and/or beverage container, as shown and described.

DESCRIPTION

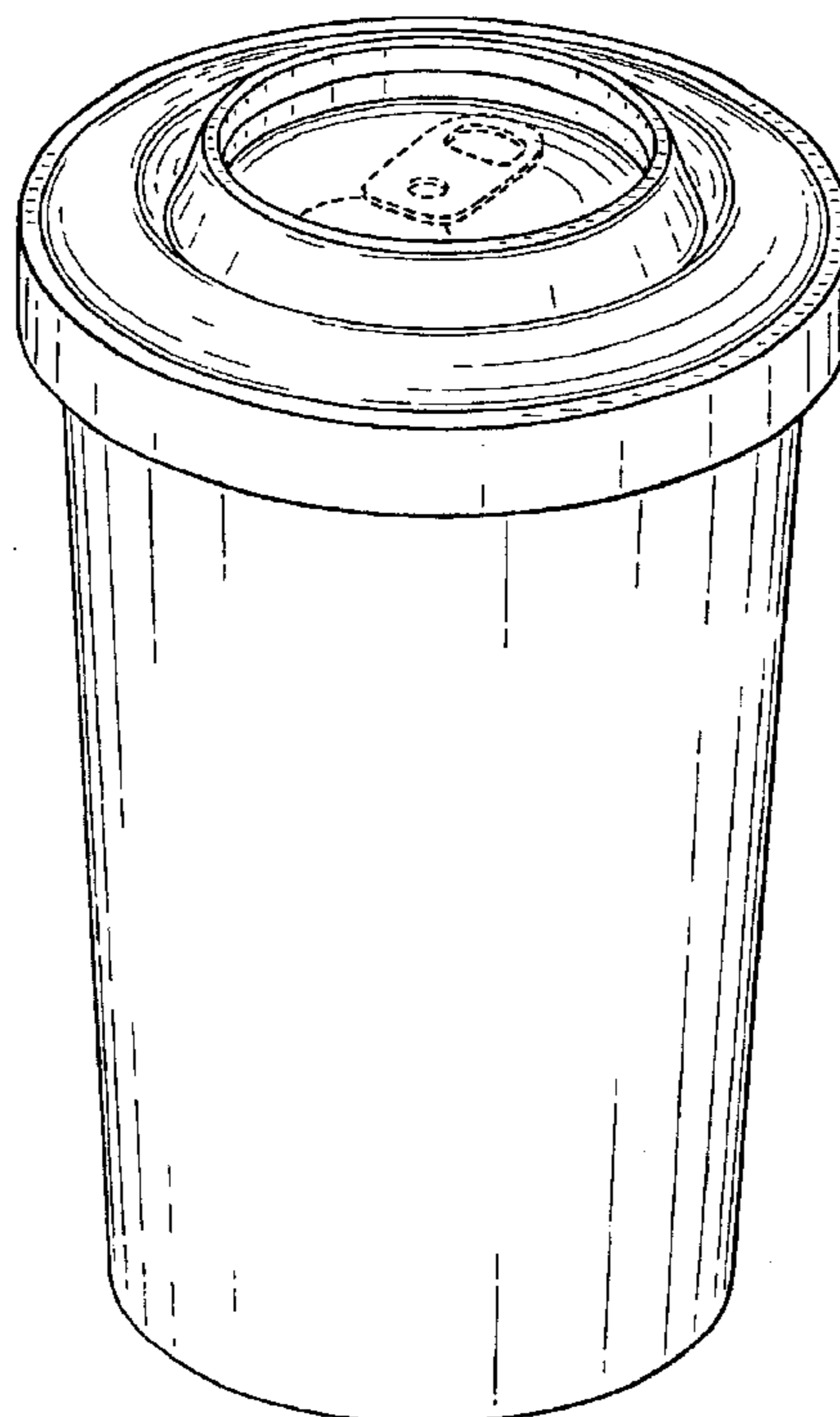
FIG. 1 is a top perspective view of the container showing our new design;

FIG. 2 is a side view of the container showing our new design, where the front view and all other sides appear the same as this view;

FIG. 3 is a top view of the container showing our new design; and,

FIG. 4 is a bottom view of the container showing our new design, wherein the bottom surface is not being claimed.

1 Claim, 3 Drawing Sheets



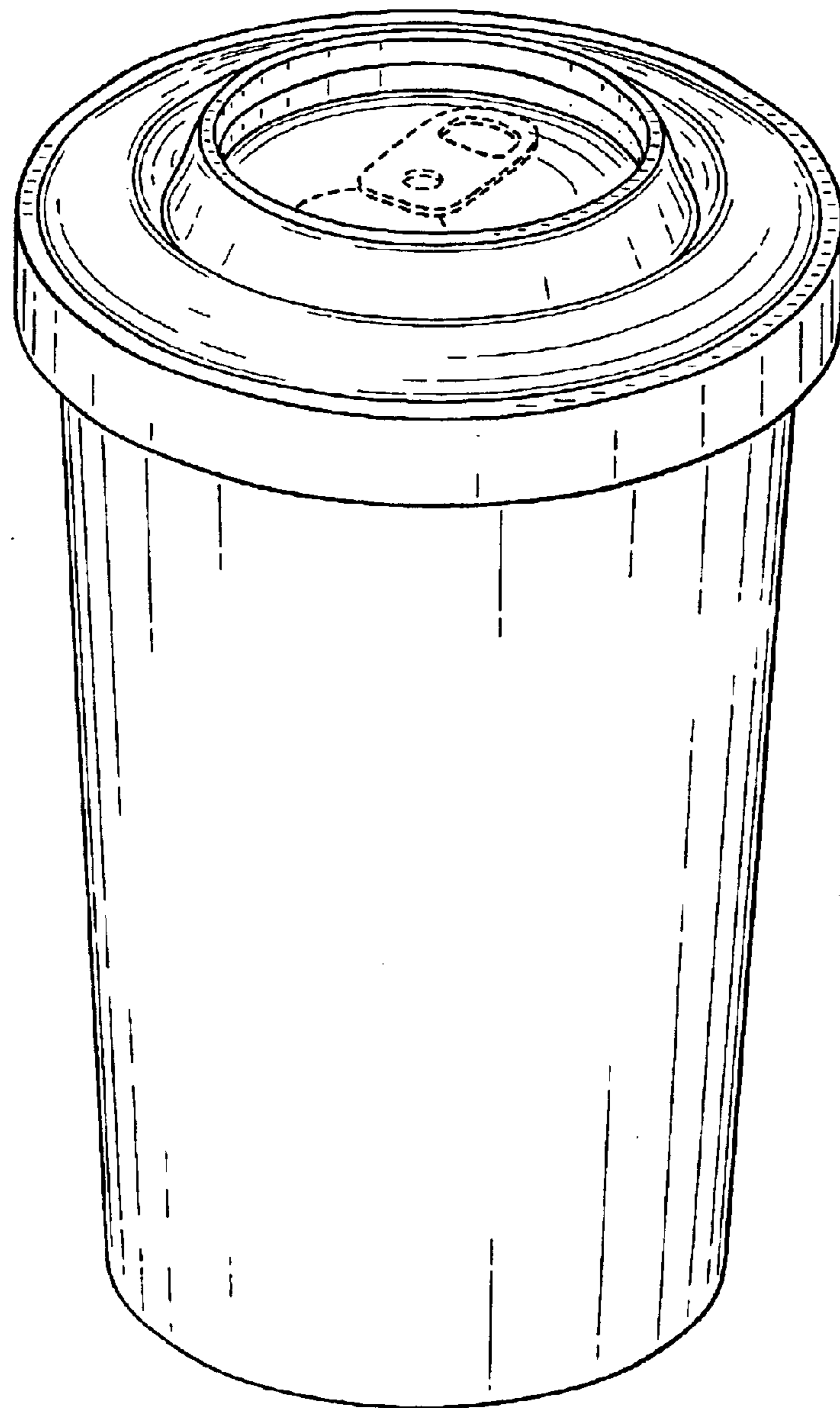


FIG. 1

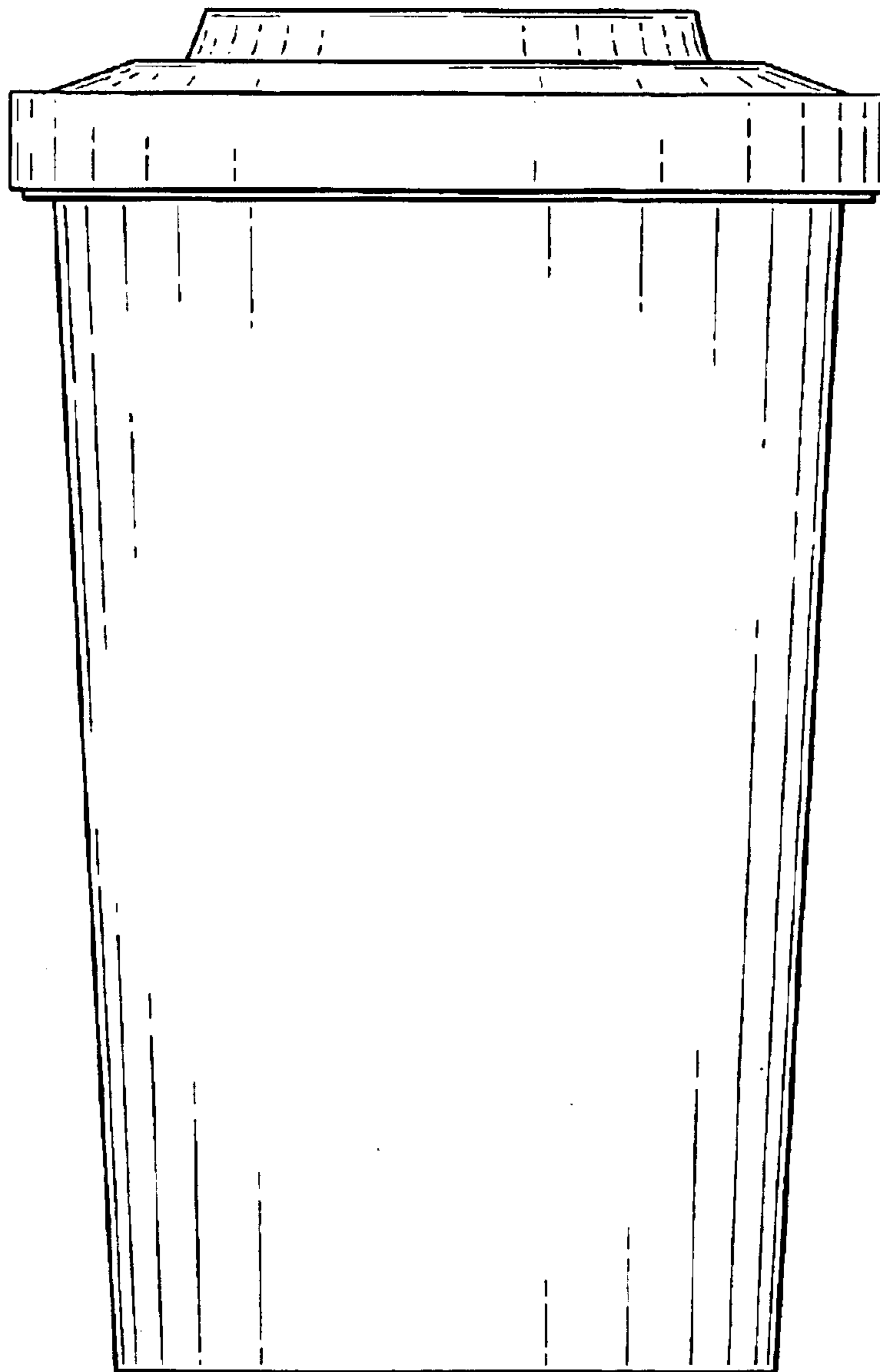


FIG. 2

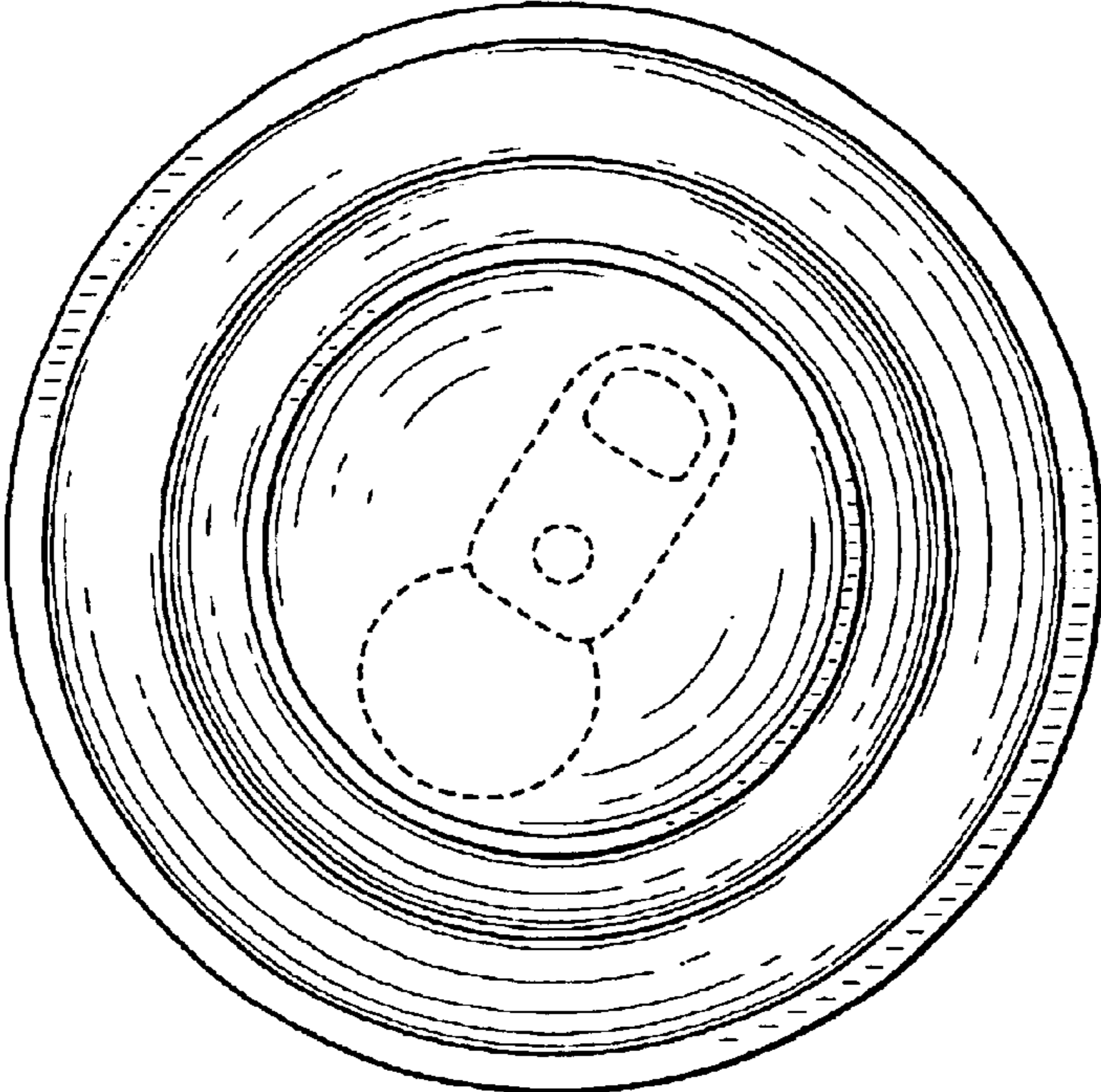


FIG. 3

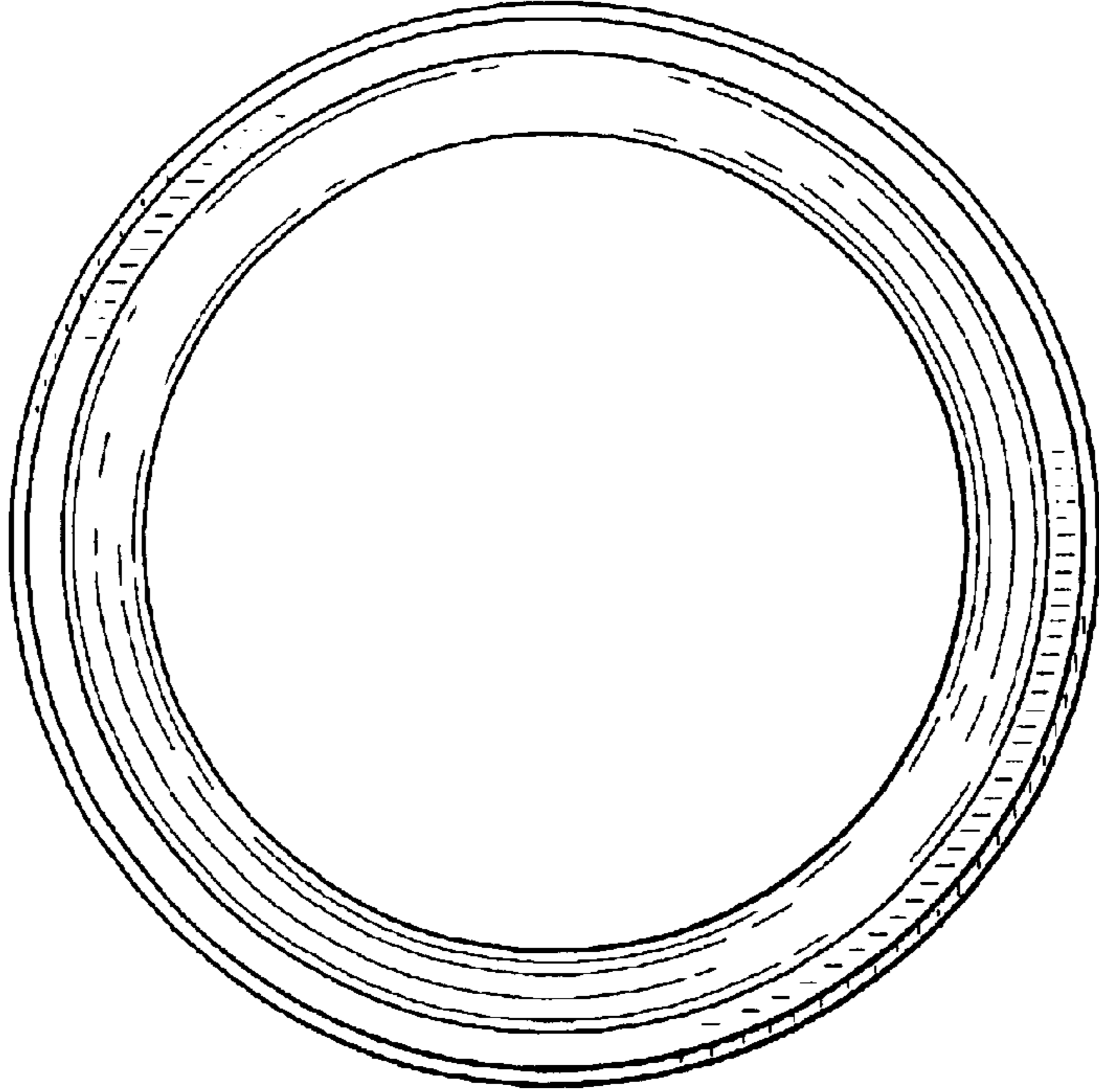


FIG. 4