



(12) **United States Design Patent** (10) **Patent No.:** **US D509,709 S**
Tranfaglia et al. (45) **Date of Patent:** **** Sep. 20, 2005**

(54) **EATING UTENSIL**

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(73) Assignee: **Pactiv Corporation**, Lake Forest, IL (US)

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

(21) Appl. No.: **29/198,427**

(22) Filed: **Jan. 28, 2004**

Related U.S. Application Data

(63) Continuation-in-part of application No. 10/411,633, filed on Apr. 11, 2003.

(51) **LOC (8) Cl.** **07-03**

(52) **U.S. Cl.** **D7/656**

(58) **Field of Search** D7/642-664, 368, D7/401.2, 651, 656, 657, 669, 675, 676, 683, 688, 689; D4/107; D19/42; D21/576, 596-601, 606, 607, 616, 619, 621, 655-657; 30/137, 141, 147-150, 322-327, 329, 340, 342-345

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(Continued)

Primary Examiner—Caron D. Veynar

(74) *Attorney, Agent, or Firm*—Winston & Strawn LLP

(57) **CLAIM**

The ornamental design for an eating utensil, as shown.

DESCRIPTION

FIG. 1 is a perspective view of an eating utensil;
FIG. 2 is a top plan view of an eating utensil;
FIG. 3 is a right side elevation view of an eating utensil;
FIG. 4 is a bottom plan view of an eating utensil;
FIG. 5 is a left side elevation view of an eating utensil;
FIG. 6 is a front-end elevational-view of an eating utensil;
and,
FIG. 7 is a back-end elevational-view of an eating utensil.
The broken line showing of indicia is for illustrative purposes only and forms no part of the claimed design.

1 Claim, 1 Drawing Sheet



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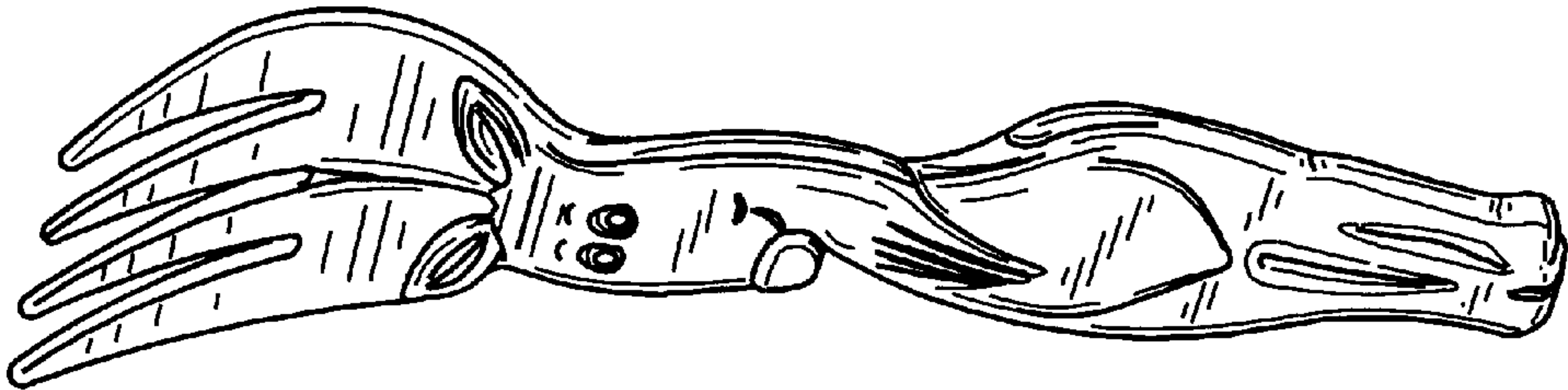


FIG. 1

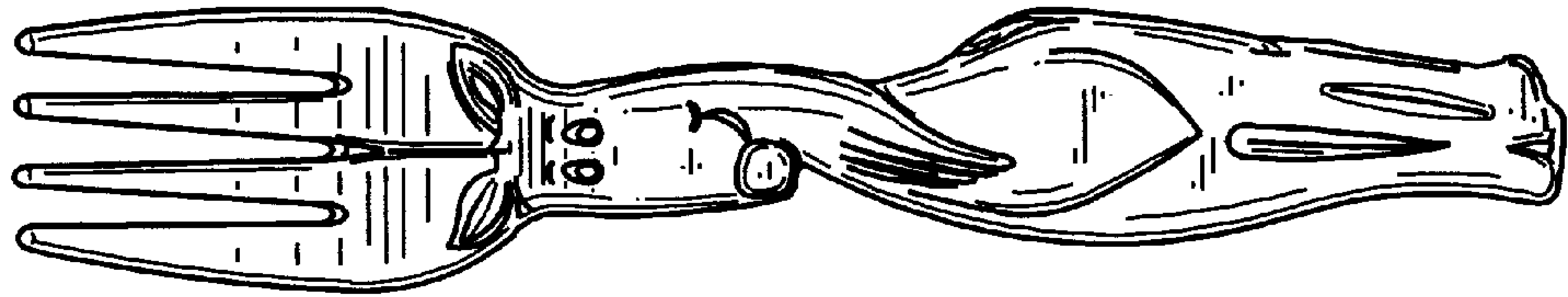


FIG. 2

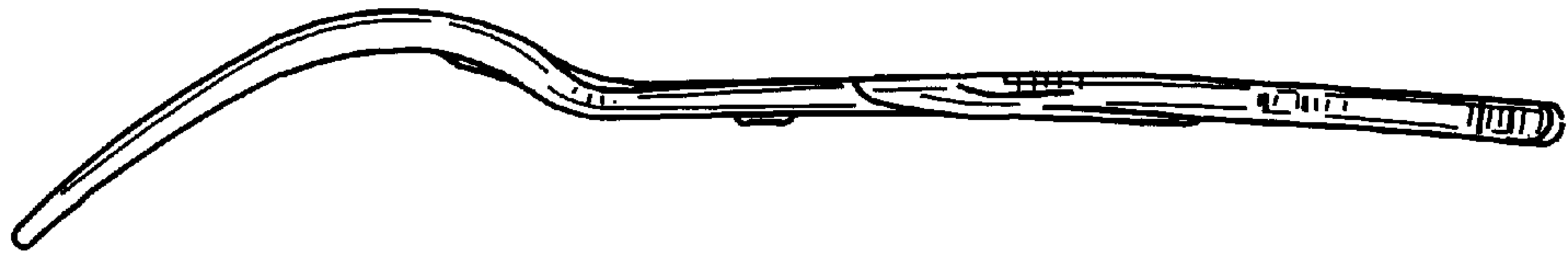


FIG. 3

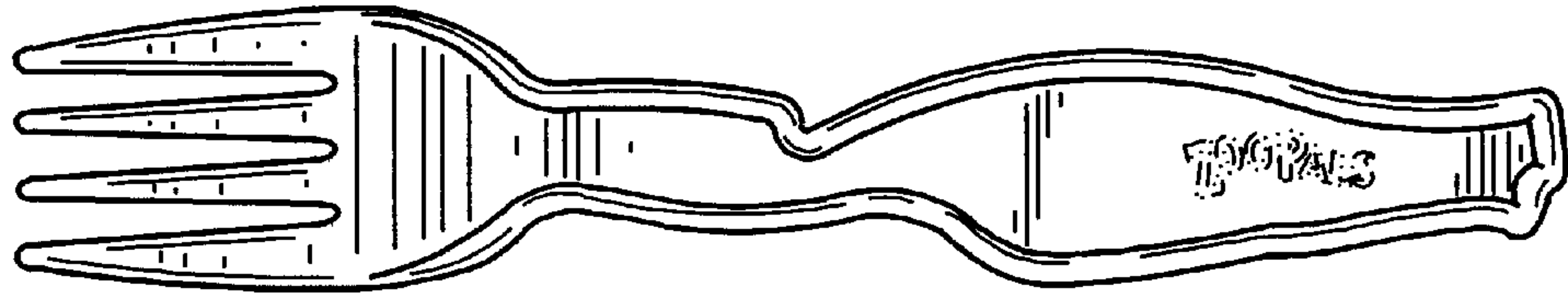


FIG. 4

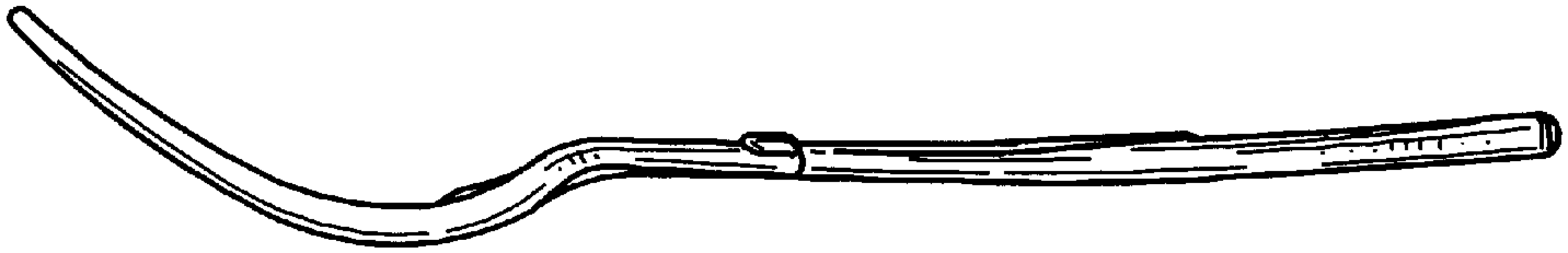


FIG. 5

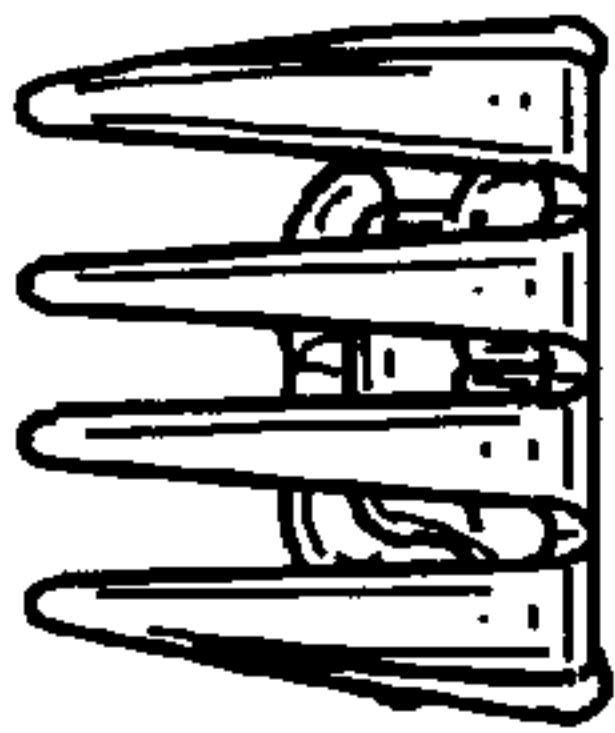


FIG. 6

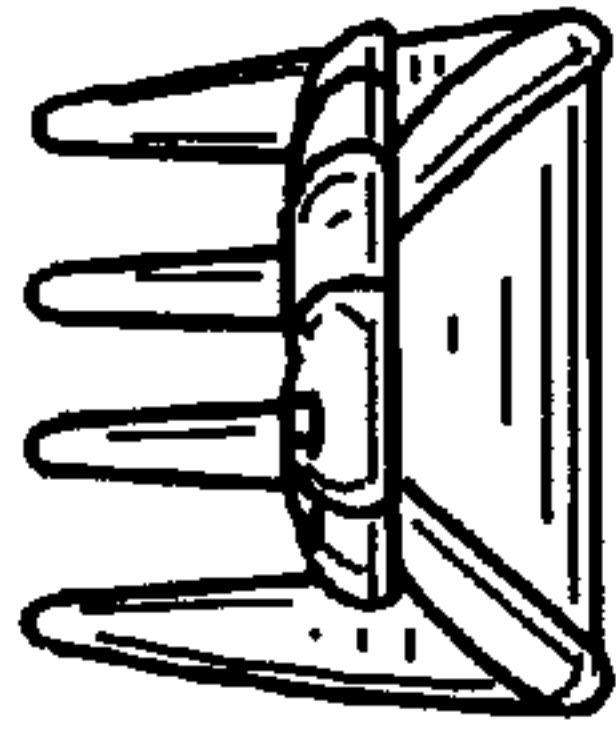


FIG. 7

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : Des. 509,709 S
DATED : September 20, 2005
INVENTOR(S) : Tranfaglia et al.

Page 1 of 1

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title page,

Item [56], **References Cited**, OTHER PUBLICATIONS:

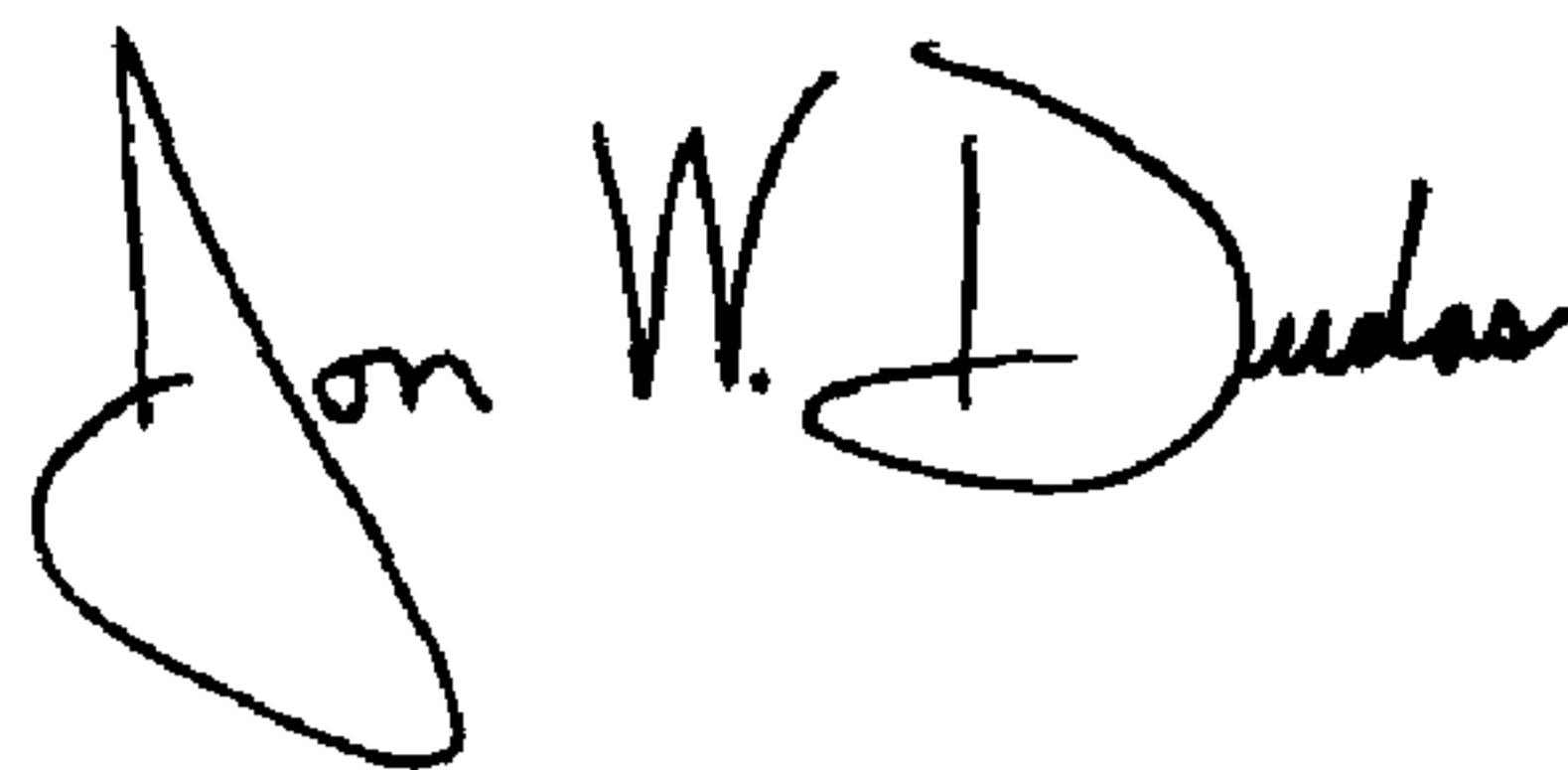
Change "Bison Designs Allen Bottle Opener Keychain," to -- Bison Designs Alien Bottle Opener Keychain, --.

Change "Bisons Designs Paw Print Bottle-Opener Keychain," to -- Bison Designs Paw Print Bottle-Opener Keychain, --.

Change "Mervys's Brands, Inc." to -- Mervyn's Brands, Inc. --.

Signed and Sealed this

Fifteenth Day of November, 2005

A handwritten signature in black ink, appearing to read "Jon W. Dudas". The signature is stylized with a large, looped initial "J" and a cursive "Dudas".

JON W. DUDAS

Director of the United States Patent and Trademark Office