

US00D518382S

(12) **United States Design Patent** (10) **Patent No.:** **US D518,382 S**
McGuinness (45) **Date of Patent:** **** Apr. 4, 2006**

(54) **BOTTLE AND CAP**

GB 1056846 * 8/1989

(75) Inventor: **Palmer McGuinness**, Coral Springs, FL (US)

OTHER PUBLICATIONS

(73) Assignee: **Parlux Fragrances, Inc.**, Ft. Lauderdale, FL (US)

Modern Packaging, "Facial Tissue Dispenser", © Sep. 1970, Hoxy Corp., Tokyo & NY, p. 52, upper left.*
Aerosol Age, "Fragrances", © Aug. 1981, p. 34, New Products, Fragrances, Bottle by Barbara Cortlandlower right.*

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

* cited by examiner

(21) Appl. No.: **29/213,979**

Primary Examiner—Carol Rademaker

(22) Filed: **Sep. 23, 2004**

Assistant Examiner—Dana Sipos

(51) **LOC (8) Cl.** **09-01**

(52) **U.S. Cl.** **D9/504; D9/552; D28/89**

(58) **Field of Classification Search** D9/446-449, D9/500, 502-505, 529, 551, 552, 558, 564, D9/686-688, 690, 692, 693, 694, 723-727, D9/900; D28/7, 85-89, 90

(74) *Attorney, Agent, or Firm*—Blakely, Sokoloff, Taylor & Zafman LLP

See application file for complete search history.

(57) **CLAIM**

The ornamental design for a bottle and cap, as shown and described.

(56) **References Cited**

DESCRIPTION

U.S. PATENT DOCUMENTS

FIG. 1 is a perspective view showing my new design; FIG. 2 is a front elevational view thereof, the rear elevational view being identical, except for the unclaimed environment; and,

- D196,413 S * 9/1963 McCormick D28/89
- D242,221 S * 11/1976 Lonegren D9/688
- D249,928 S * 10/1978 DE Nijs D9/690
- D260,564 S * 9/1981 Jedzinak et al. D28/89
- D378,492 S * 3/1997 Salle D9/690
- D403,123 S * 12/1998 Sgariboldi D28/76
- D421,567 S * 3/2000 Caporella et al. D9/668
- D438,065 S * 2/2001 Young et al. D7/591
- D492,601 S * 7/2004 Ogata et al. D9/506

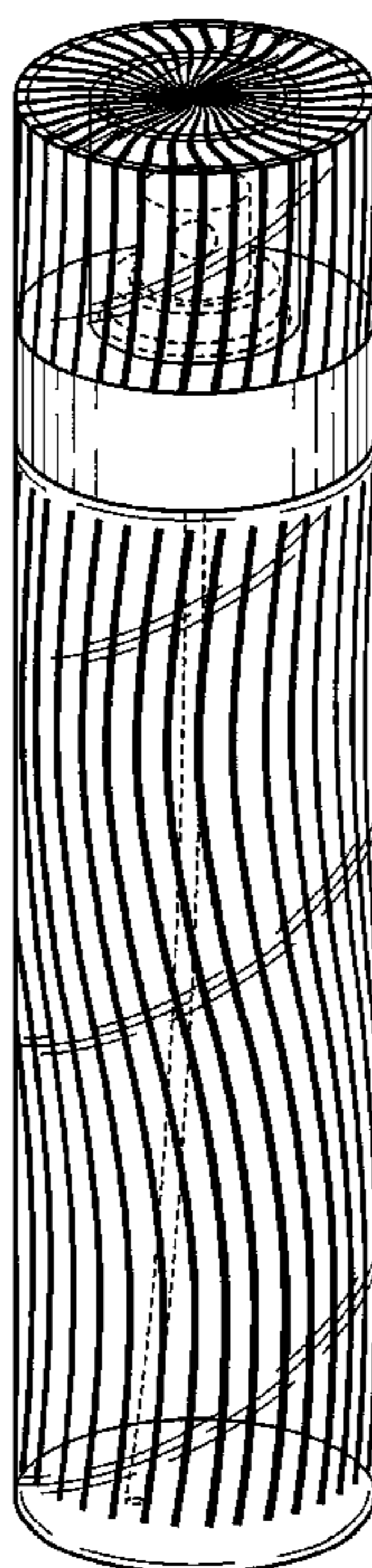
FIG. 3 is a top plan view thereof.

The bottom is flat and devoid of surface ornamentation. The broken lines shown in the drawings are for illustrative purposes only and form no part of the claimed design. For clarity of illustration, the helical pattern shown on the sidewall in FIGS. 1 and 2 has not been shown on the opposing sidewall as would be seen through the transparent surface. However, the helical line pattern is continuous around the sidewall.

FOREIGN PATENT DOCUMENTS

GB 1009999 * 10/1983

1 Claim, 2 Drawing Sheets



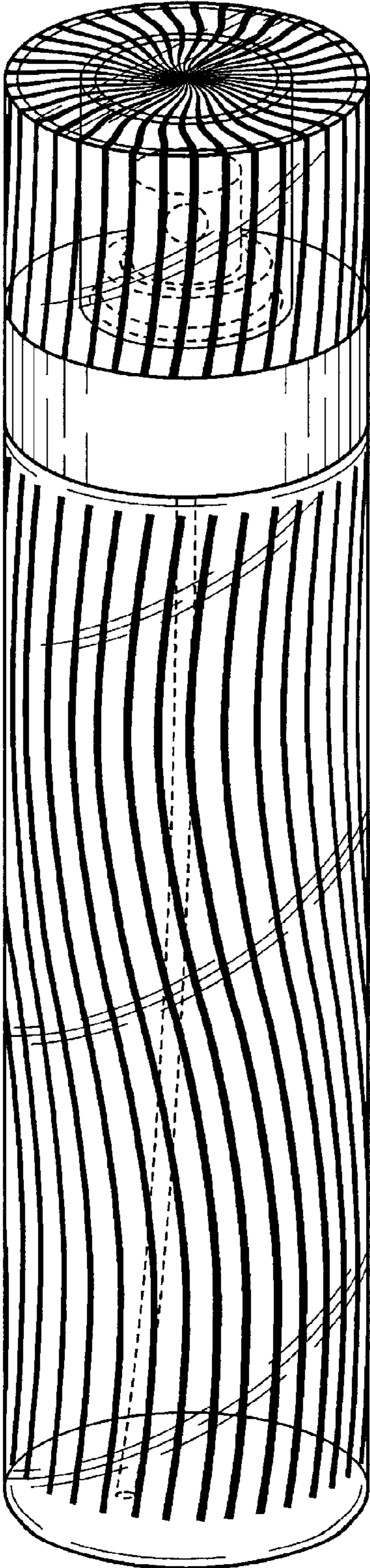


FIG. 1

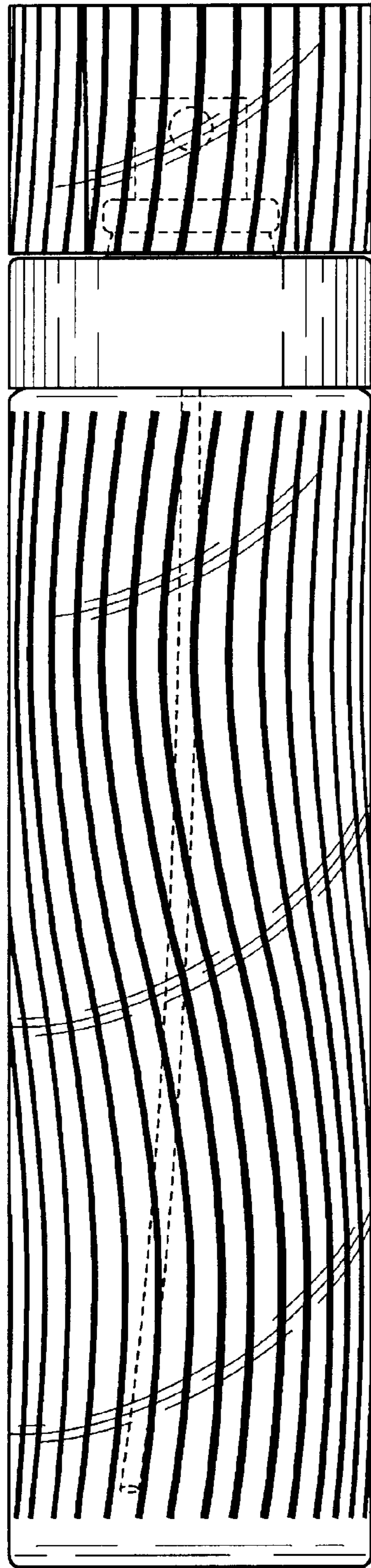


FIG. 2

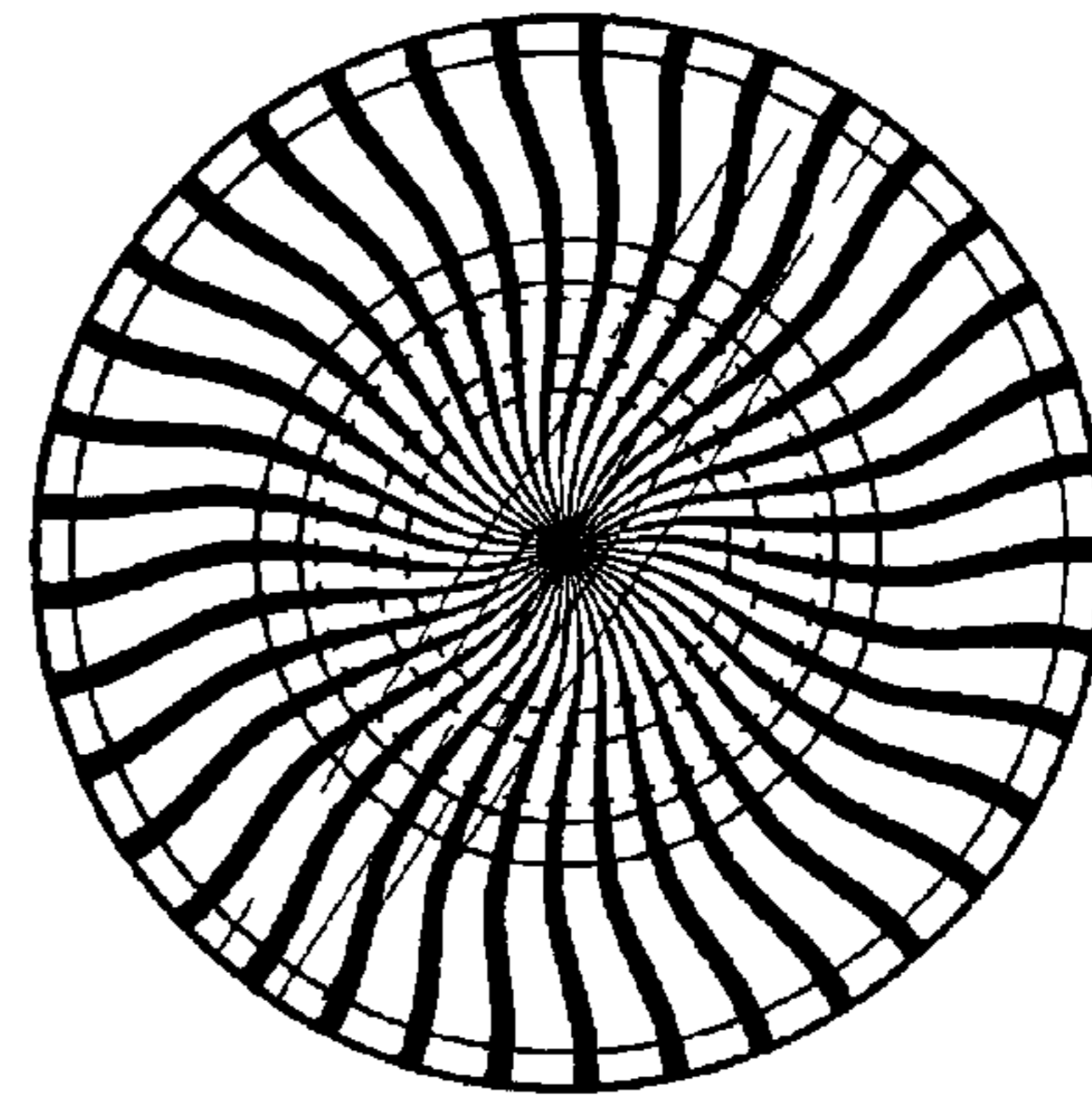


FIG. 3

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : Des. 518,382 S
APPLICATION NO. : 29/213979
DATED : April 4, 2006
INVENTOR(S) : McGuinness

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:

On the Title Page, in Item [56], Other Publications, line #2, please insert -- D9 Cosmetic Beauty Supplies Box #2, Design Library -- following "upper left".

On the Title Page, in Item [56], Other Publications, line #5, please insert -- D9 Cosmetic Bottles Box #1, Design Library -- following "right".

Signed and Sealed this

Twentieth Day of November, 2007

A handwritten signature in black ink on a light gray dotted background. The signature reads "Jon W. Dudas" in a cursive style.

JON W. DUDAS

Director of the United States Patent and Trademark Office