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(12) **United States Design Patent** (10) **Patent No.:** **US D518,621 S**  
**Ferguson et al.** (45) **Date of Patent:** **\*\* Apr. 11, 2006**

(54) **BAKED SNACK CHIP HAVING SCALLOPED EDGES**

FOREIGN PATENT DOCUMENTS

JP 55108250 8/1980

(75) Inventors: **Stephanie M. Ferguson**, Montclair, NJ (US); **Zena E. Forte**, Blairstown, NJ (US); **Jessica H. Schwartzberg**, Maplewood, NJ (US); **Mihaelos N. Mihalos**, Palisades Park, NJ (US); **Theodore N. Janulis**, Randolph, NJ (US); **Barbara E. Baumann**, Bedminster, NJ (US)

OTHER PUBLICATIONS

U.S. Appl. No. 29/198,303, filed Jan. 28, 2004, Schwartzberg et al.

U.S. Appl. No. 29/198,303, (Divisional) filed Nov. 5, 2004, Schwartzberg et al.

U.S. Appl. No. 10/371,547, filed Feb. 21, 2003, Mihalos et al.

U.S. Appl. No. 29/216,672, filed Nov. 5, 2002, Ferguson et al.

Zings Snack Chips, sample of packaging including list of ingredients, May 1991 (first use in commerce), Nabisco, Inc., East Hanover, NJ from file wrapper of U.S. Ser. No. 74/122,575.

Zings Snack Chips, reproduction of packaging, including list of ingredients, 1991 (use in commerce), Nabisco, Inc., East Hanover, NJ.

(73) Assignee: **Kraft Foods Holdings, Inc.**, Northfield, IL (US)

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

(21) Appl. No.: **29/217,431**

(22) Filed: **Nov. 17, 2004**

**Related U.S. Application Data**

(62) Division of application No. 29/198,304, filed on Jan. 28, 2004, which is a division of application No. 29/176,043, filed on Feb. 14, 2003, now Pat. No. Des. 490,590.

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

(52) **U.S. Cl.** ..... **D1/128; D1/125**

(58) **Field of Classification Search** ..... D1/128, D1/125; 426/559-560, 804, 808, 622, 615, 426/549, 144, 94, 104, 523, 503  
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D20,662 S 4/1891 Pearson  
D22,990 S 12/1893 Mackey  
D28,785 S 6/1898 Perky  
3,259,503 A 7/1966 Tan et al.  
3,451,822 A 6/1969 Fast et al.

(Continued)

(Continued)

*Primary Examiner*—Pamela Burgess

(74) *Attorney, Agent, or Firm*—Hollander Law Firm, P.L.C.

(57) **CLAIM**

The ornamental design for a baked snack chip having scalloped edges, as shown and described.

**DESCRIPTION**

FIG. 1 is a top perspective view of a baked snack chip having scalloped edges, showing a ninth embodiment of our design.

FIG. 2 is a top plan view of the FIG. 1 embodiment.

FIG. 3 is a bottom plan view of the FIG. 1 embodiment.

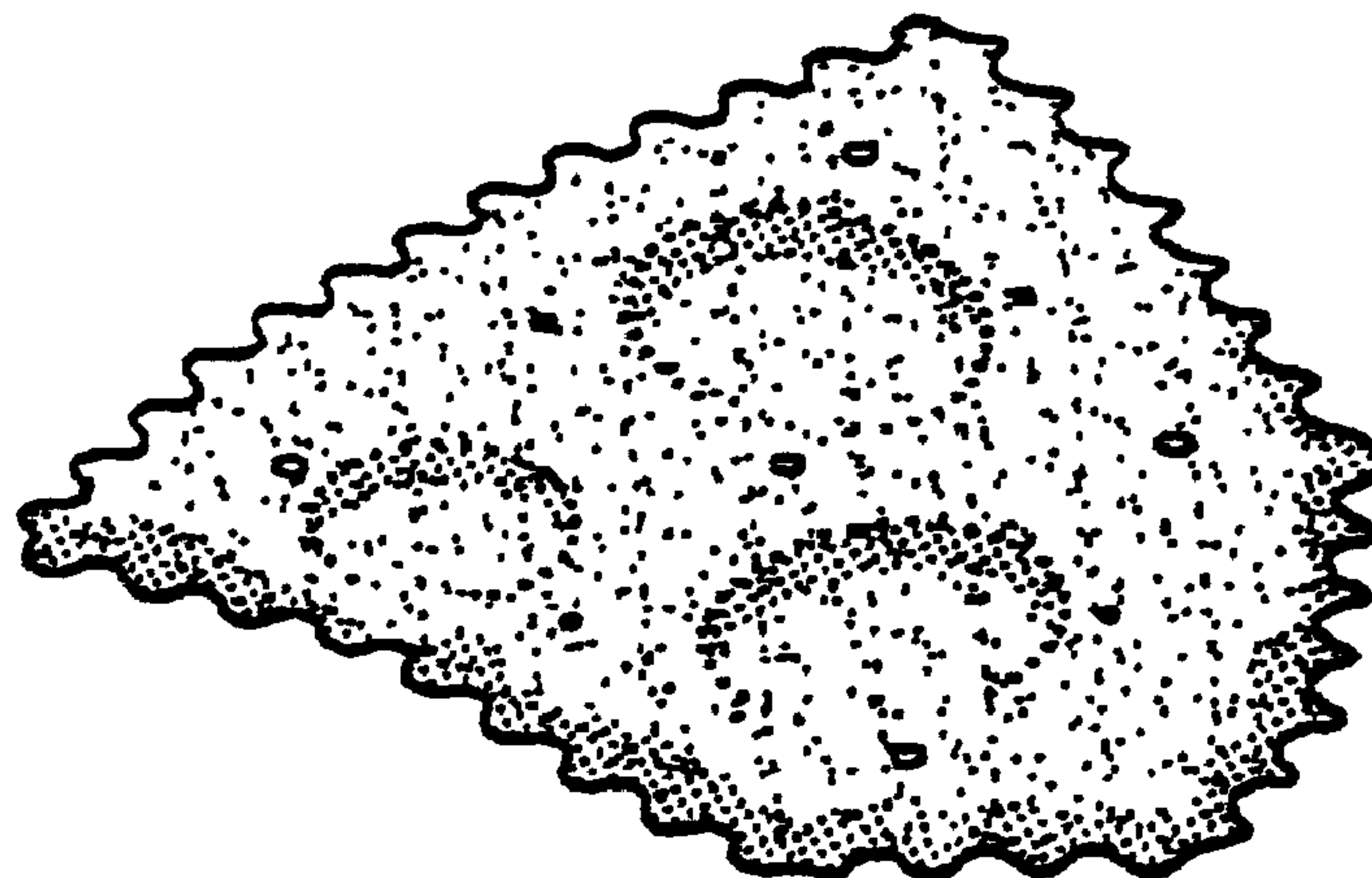
FIG. 4 is a right side elevational view of the FIG. 1 embodiment.

FIG. 5 is a left side elevational view of the FIG. 1 embodiment.

FIG. 6 is a front elevational view of the FIG. 1 embodiment thereof; and,

FIG. 7 is a rear elevational view of the FIG. 1 embodiment thereof.

**1 Claim, 1 Drawing Sheet**



U.S. PATENT DOCUMENTS

3,545,979 A 12/1970 Ghafoori  
4,455,321 A 6/1984 Glabe et al.  
4,508,739 A 4/1985 Ryan  
4,650,687 A 3/1987 Willard et al.  
4,752,493 A 6/1988 Moriki  
4,844,919 A 7/1989 Szwerc  
4,889,733 A 12/1989 Willard et al.  
4,889,737 A 12/1989 Willard et al.  
4,931,303 A 6/1990 Holm et al.  
4,994,295 A 2/1991 Holm et al.  
5,366,749 A 11/1994 Frazee et al.  
5,747,092 A 5/1998 Carey et al.  
5,980,967 A 11/1999 Carey et al.  
D445,237 S 7/2001 Boselli et al.  
6,479,090 B1 11/2002 Carey et al.

6,491,959 B1 12/2002 Chiang et al.  
D498,034 S 11/2004 Schwartzberg et al.  
2002/0018837 A1 2/2002 Lanner et al.

OTHER PUBLICATIONS

Zings Ranch Cracker Chips, reproduction of packaging, including list of ingredients, 1991 (use in commerce), Nabisco, Inc., East Hanover, NJ.

MUNCH'EMS Seasoned Original, sample of packaging, including list of ingredients from trademark appln. No. 74/088,762, Jan. 1991 (first use in commerce), Keebler Company, Elmhurst, IL.

MUNCH'EMS Southwest Salsa, sample of packaging, including list of ingredients, Keebler Co., 1996 (copyright date).

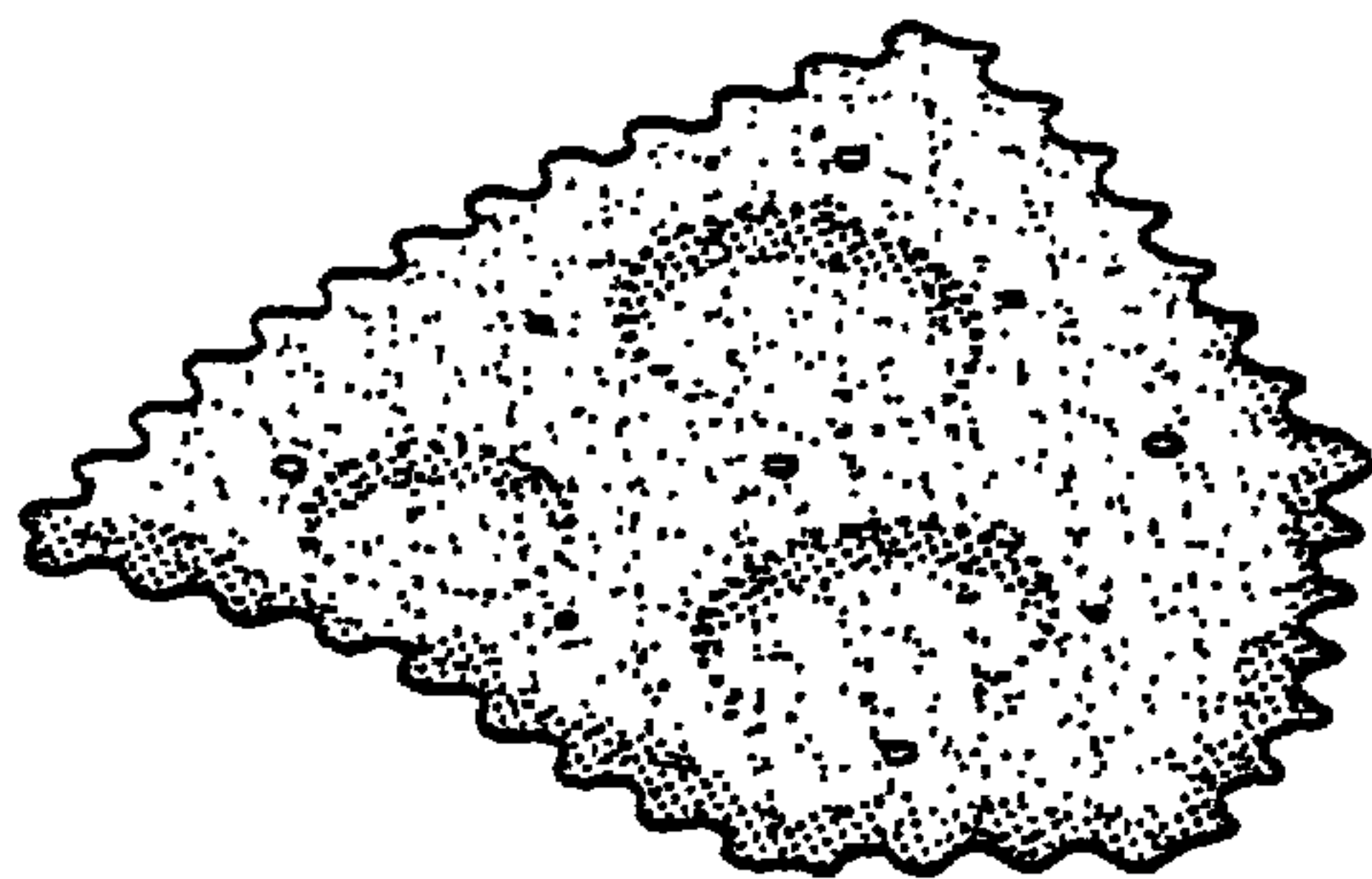


FIG. 1

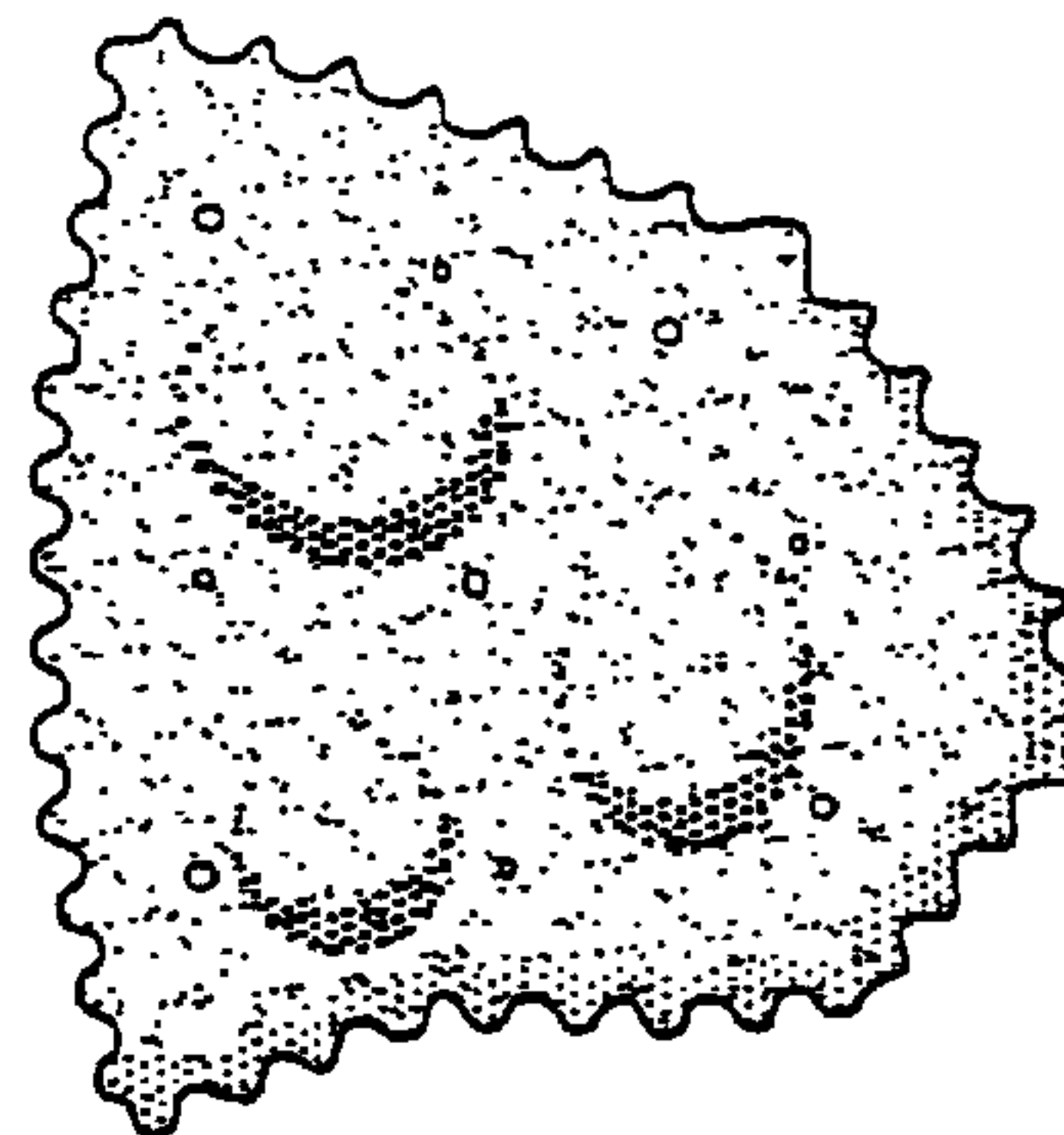


FIG. 2

FIG. 3

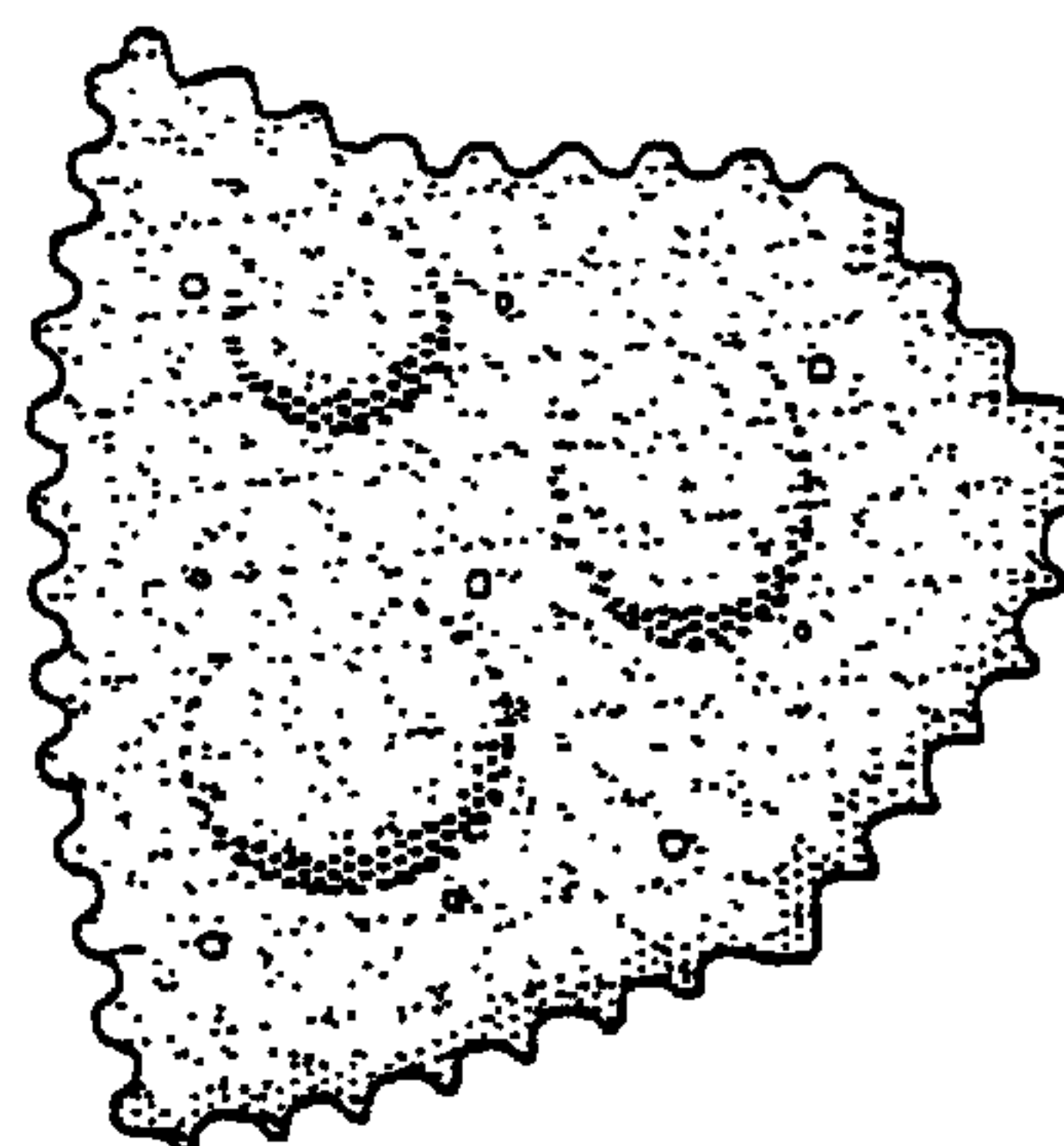


FIG. 4



FIG. 6



FIG. 5



FIG. 7

UNITED STATES PATENT AND TRADEMARK OFFICE  
**CERTIFICATE OF CORRECTION**

PATENT NO. : Des. 518,621 S  
APPLICATION NO. : 29/217431  
DATED : April 11, 2006  
INVENTOR(S) : Stephanie M. Ferguson 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:


On the Title Page,

Please rewrite the "DESCRIPTION" as follows:

--FIG. 1 is a top perspective view of a baked snack chip having scalloped edges, showing our new design;  
FIG. 2 is a top plan view thereof;  
FIG. 3 is a bottom plan view thereof;  
FIG. 4 is a right side elevational view thereof;  
FIG. 5 is a left side elevational view thereof;  
FIG. 6 is a front elevational view thereof; and  
FIG. 7 is a rear elevational view thereof.--

Signed and Sealed this

Eighth Day of August, 2006

A handwritten signature in black ink, reading "Jon W. Dudas", is written over a rectangular area with a light gray dotted background.

JON W. DUDAS

*Director of the United States Patent and Trademark Office*



UNITED STATES PATENT AND TRADEMARK OFFICE  
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FIG. 7 is a rear elevational view thereof.--

This certificate supersedes Certificate of Correction issued August 8, 2006.

Signed and Sealed this

Twenty-first Day of November, 2006

A handwritten signature in black ink, reading "Jon W. Dudas", is written over a rectangular area with a light gray dot grid background.

JON W. DUDAS

*Director of the United States Patent and Trademark Office*

UNITED STATES PATENT AND TRADEMARK OFFICE  
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under (56) "OTHER PUBLICATIONS":

Please change "U.S. Appl. No. 29/216,672, filed Nov. 5, 2002, Ferguson et al." to

--U.S. Appl. No. 29/216,672, filed Nov. 5, 2004, Schwartzberg et al.--

Signed and Sealed this

Sixteenth Day of January, 2007

A handwritten signature in black ink, reading "Jon W. Dudas", is centered within a rectangular area with a light gray dotted background.

JON W. DUDAS

*Director of the United States Patent and Trademark Office*