

US00D519297S

(12) United States Design Patent (10) Patent No.:

Wanek et al.

US D519,297 S

(45) **Date of Patent:**

** Apr. 25, 2006

BED (54)

Inventors: Ronald G. Wanek, Arcadia, WI (US);

Randy D. Domack, Trempealeau, WI

(US)

Ashley Furniture Industries, Inc.,

Arcadia, WI (US)

14 Years Term:

Appl. No.: 29/218,714

Dec. 7, 2004 (22)Filed:

Related U.S. Application Data

Continuation of application No. 29/177,799, filed on Mar. 14, 2003, now Pat. No. Des. 499,271.

LOC (8) Cl. 06-01

U.S. Cl. D6/389

(58)D6/389, 392–395, 505–508; 5/53.1, 279.1, 5/280, 281, 310, 907, 414, 113

See application file for complete search history.

References Cited (56)

U.S. PATENT DOCUMENTS

D345,263 S	* 3/1994	Keller D6/389
D368,178 S	3/1996	Walters, III et al.
D368,601 S	4/1996	Cain
D372,809 S	8/1996	Keller
D378,257 S	3/1997	Cain
D391,095 S	2/1998	Walters, III et al.
D401,432 S	11/1998	Lowery
D417,089 S	11/1999	McDaniel et al.
D418,691 S	1/2000	O'Hare
D419,329 S	1/2000	Cain
D422,167 S	4/2000	Vaaler
D423,245 S	* 4/2000	McDaniel et al D6/389
D427,449 S	7/2000	O'Hare
D443,152 S	6/2001	O'Hare et al.
D443,445 S	6/2001	O'Hare et al.
D448,947 S	* 10/2001	McDaniel et al D6/389
D454,719 S	* 3/2002	Vaaler D6/389

D455,283	S	*	4/2002	McDaniel et al D6/393
D455,284	\mathbf{S}		4/2002	Vaaler
D470,331	\mathbf{S}		2/2003	Stanton
D499,271	S	*	12/2004	Wanek et al D6/389

OTHER PUBLICATIONS

Millennium, B543 bed, copyright Oct. 2002, Ashley furniture, submitted by applicant in appendix.*

Complaint filed with the United States District Court— Western District of Wisconsin, Apr. 5, 2004 by Ashley Furniture Industries, Inc., Case No. 05–C–203–C.

Answer and Counterclaim filed with the United States District Court—Western District of Wisconsin, May 3, 2005, by Lifestyle Enterprise, Inc., Case No. 05–C–203–C. Amended Answer and Counterclaim filed with the United States District Court—Western District of Wisconsin, Jun. 13, 2005, by Lifestyle Enterprise, Inc., Case No. 05–C–203–C.

Monte Carlo bed advertisement, by AICO Furniture. B3300 bed advertisement, by Collezione Europa USA.

(Continued)

Primary Examiner—Janice E. Seeger

(74) Attorney, Agent, or Firm—Patterson, Thuente, Skaar & Christensen, P.A.

(57)**CLAIM**

We claim the ornamental design for bed, as shown and described.

DESCRIPTION

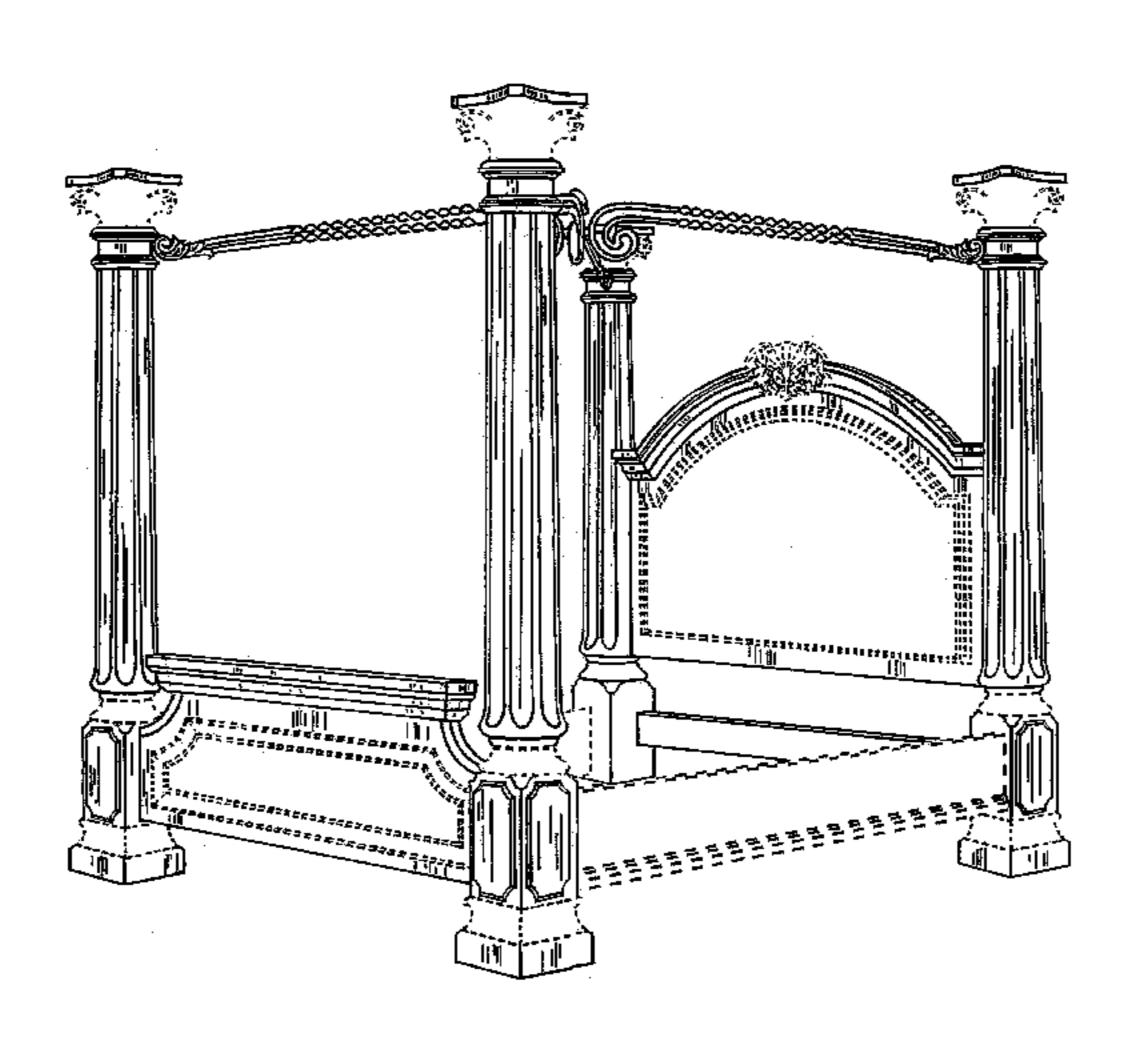
FIG. 1 is a perspective view from the front right side of a bed depicting the design of the present invention. The front left side view being a mirror image thereof.

FIG. 2 is a front elevation view of the bed depicting the design of the present invention; and,

FIG. 3 is a side elevation view of the bed depicting the design of the present invention. The other side view being a mirror image thereof.

The broken lines are for environmental purposes only and form no part of the claimed design.

1 Claim, 3 Drawing Sheets



OTHER PUBLICATIONS

B3301 bed advertisement, by Collezione Europa USA. Furniture Style, "Bordeaux Bed", Jul. 2002.

Henredon, "Amalfi Coast-Chest, Bed, Bench", www.henredon.com, Jan. 10, 2003.

Henredon, "Amalfi Coast-Bed", www.henredon.com, Jan. 10, 2003.

Furniture Today, Picture of a Bed, vol. 2, No. 7, p. 11, Oct. 16, 2000.

Furniture Today, Picture of a Bed, vol. 25, No. 7, p. 182, Oct. 16, 2000.

Furniture Today, Picture of a Bed, p. 44, Oct. 9, 2000. Furniture Today, Bedroom Report, Henredon, Visage bed, p. 9, Sep. 11, 2000.

Furniture Today, Picture of a Bed, p. 67, May 22, 2000. Furniture Today, Picture of a Bed, p. 19, Feb. 14, 2000.

Furniture Today, Wynwood, San Lucia, Martinique, p. 43, Apr. 8, 2002.

Furniture Today, Wynwood, Advertisement, p. 6, Dec. 6, 1999.

Furniture Today, Advertisement, p. 30, Feb. 17, 2003.

Furniture Today, Wynwood, Advertisement, p. 22, Jun. 7, 1999.

Furniture Today, Arbek, Mon Ste. Michel, Advertisement, p. 61, May 24, 1999.

Carroll, Brian, Furniture Today—Market Highlights, p. 8, Apr. 26, 1999.

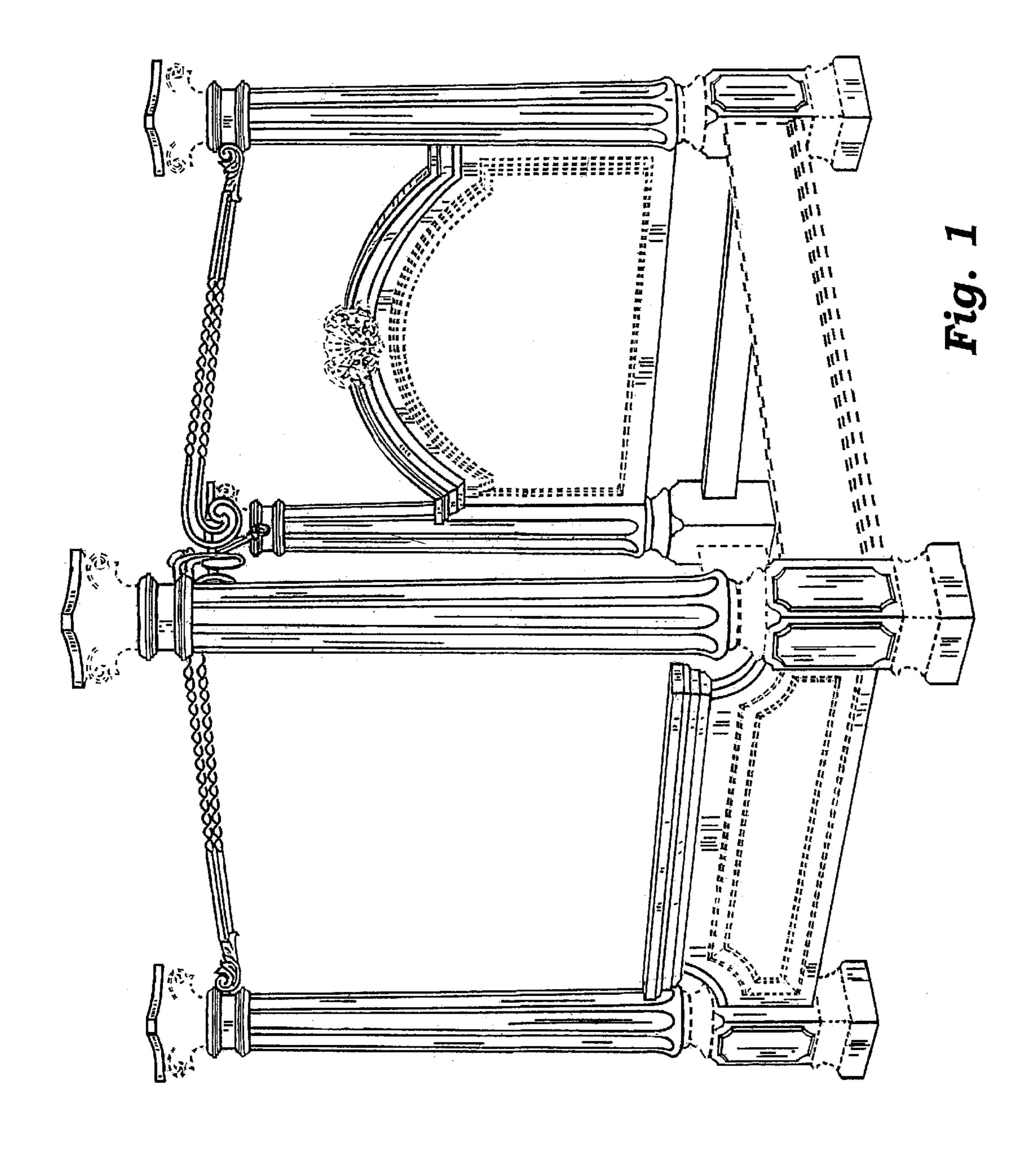
Furniture Today, Picture of a Bed, p. 23, Feb. 15, 1999.

Furniture Today, Picture of a Bed (1389), Apr. 14, 1997.

Furniture Today, Picture of a Bed, Dec. 1997.

Grand Geneva Millennium bed by Ashley (public in Oct. 2001), 1 page.

* cited by examiner



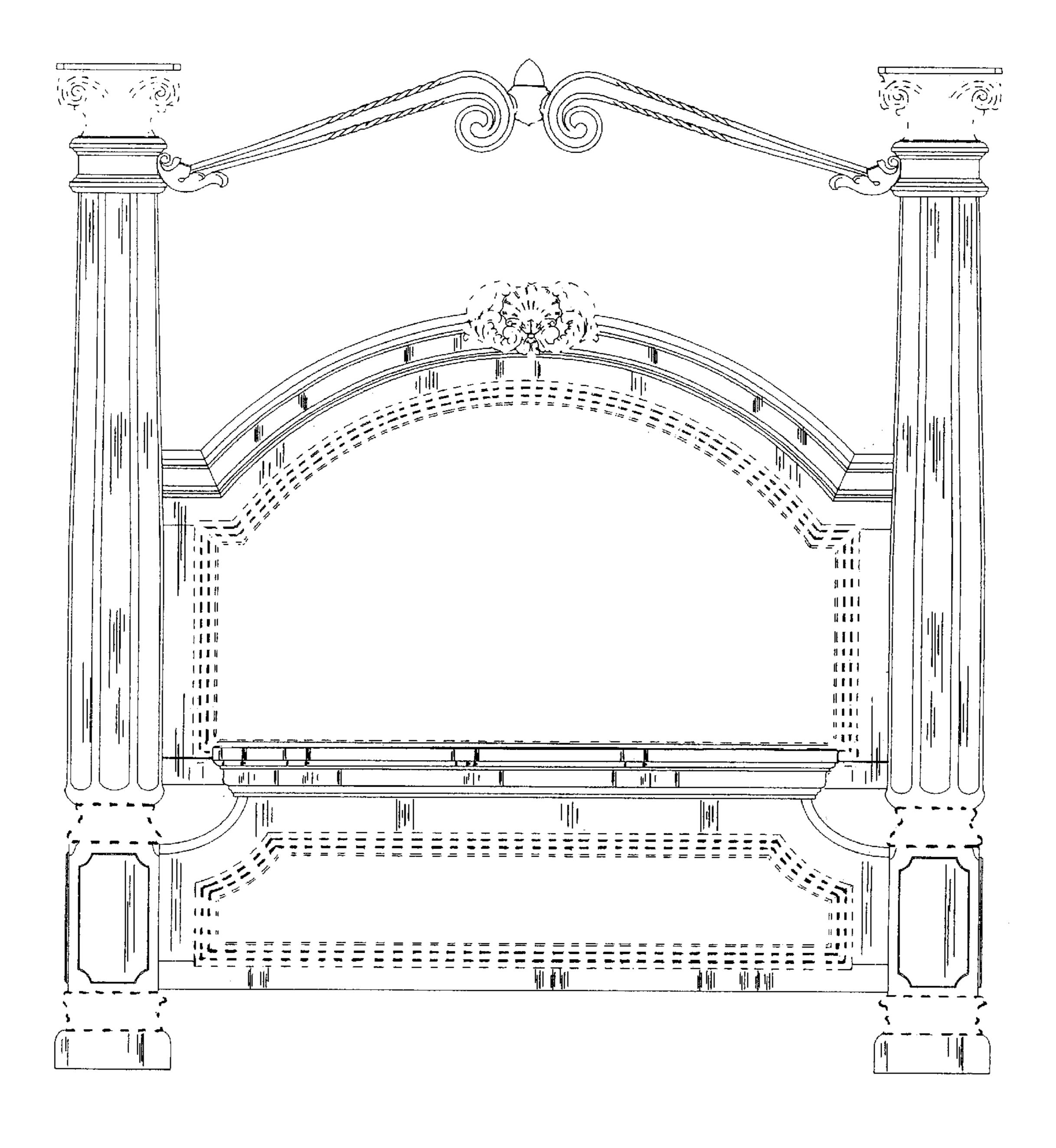


Fig. 2

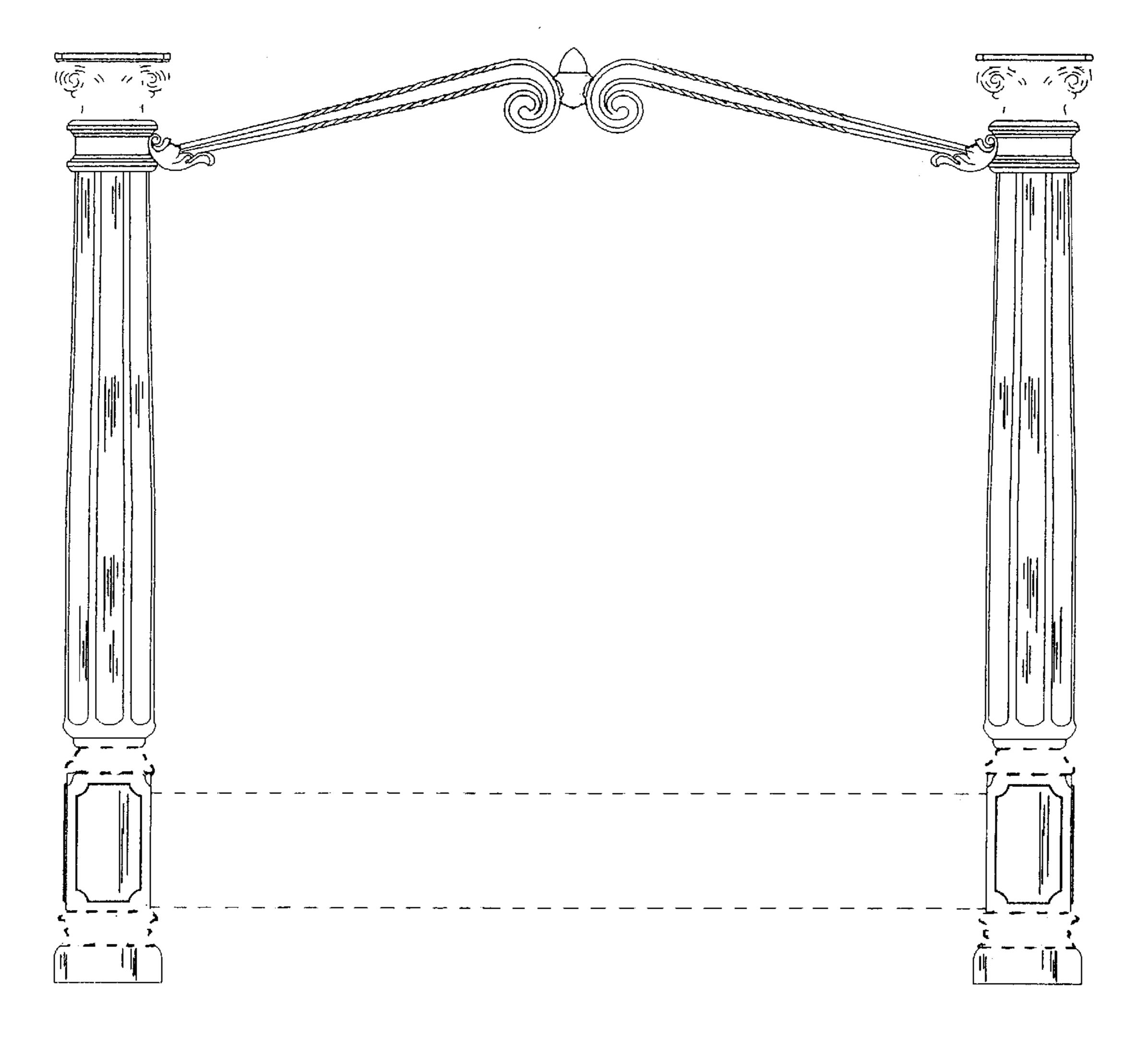


Fig. 3