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(12) **United States Design Patent** (10) **Patent No.:** **US D521,555 S**
Santa Maria et al. (45) **Date of Patent:** **** May 23, 2006**

(54) **WRITING INSTRUMENT**

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(73) Assignee: **Holland USA, Inc.**, North Mankato, MN (US)

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

(21) Appl. No.: **29/222,595**

(22) Filed: **Jan. 26, 2005**

Related U.S. Application Data

(62) Division of application No. 29/204,365, filed on Apr. 27, 2004, now Pat. No. Des. 506,222.

(51) **LOC (8) Cl.** **19-06**

(52) **U.S. Cl.** **D19/50**

(58) **Field of Classification Search** D19/36, D19/41, 42, 43, 44, 45, 46, 47, 48, 49, 50, D19/51, 55, 56, 57; 401/6, 88, 99, 104, 105, 401/106, 107, 108, 109
See application file for complete search history.

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Four (4) color photograph perspective view exhibits of the product claimed in U.S. patent No. D465,238, labeled Exhibits OA, OB, OC, and OD.

Two (2) color photograph perspective view exhibits of a product unclaimed by any known patent, produced by Szu Mao Stationery Gifts Co. of Taipei, Taiwan, ROC, labeled Exhibits PA and PB.

Copy of the Szu Mao web page showing the model S6034 pen shown in Exhibits PA and PB; web address <http://www.worldsofpens.com/show.asp?id=28> published by Szu Mao Stationery Gifts Co. of Taipei, Taiwan, ROC; publication date unknown (copyright 2003–2004).

Copy of the Szu Mao July 2003 Newsletter featuring model S6034 pen shown in Exhibits PA and PB; published by Szu Mao Stationery Gifts Co. of Taipei, Taiwan, ROC, Jul., 2003.

Copy of the Amsterdam Printing web page showing the model 34843 pen, known as the “Richstone Pen”; web address <http://www.amsterdamprinting.com> published by Holland USA, Inc. of North Mankato, Minnesota, USA; publication date unknown.

Copy of the Amsterdam Printing web page showing the model 33334 pen, known as the “Opal Pen”; web address <http://www.amsterdamprinting.com> published by Holland USA, Inc. of North Mankato, Minnesota, USA; publication date unknown.

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(57) **CLAIM**

We claim the ornamental design for a writing instrument, as shown and described.

DESCRIPTION

FIG. 1 is a perspective view of a writing instrument showing our new design;

FIG. 2 is a front view of the same;

FIG. 3 is a back view of the same;

FIG. 4 is a side view of the same;

FIG. 5 is a top view of the same; and,

FIG. 6 is a bottom view of the same.

Portions of the writing instrument shown in broken lines are for illustrative purposes only, and form no part of the claimed design.

1 Claim, 3 Drawing Sheets



US D521,555 S

Page 2

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Copy of the Amsterdam Printing web page showing the model 32204 pen, known as the "Chamberlain Pen"; web address <http://www.amsterdamprinting.com> published by Holland USA, Inc. of North Mankato, Minnesota, USA; publication date unknown.

Copy of the Amsterdam Printing web page showing the model 34799 pen, known as the "Glenora Pen"; web address <http://www.amsterdamprinting.com> published by Holland USA, Inc. of North Mankato, Minnesota, USA; publication date unknown.

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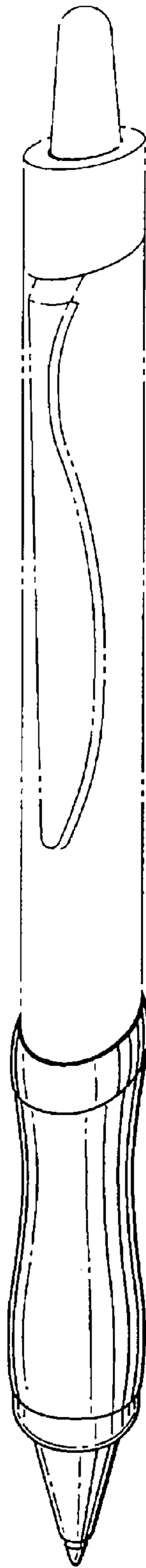


Fig. 1

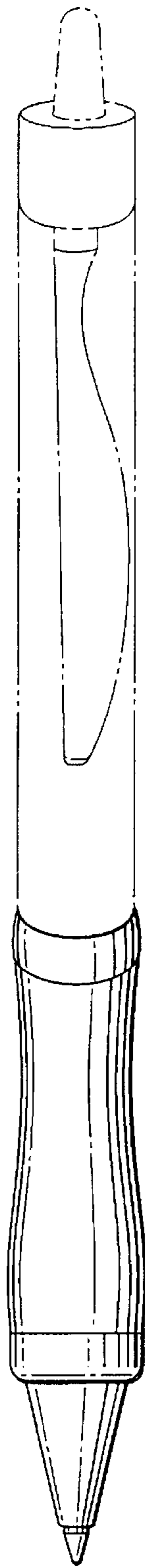


Fig. 2

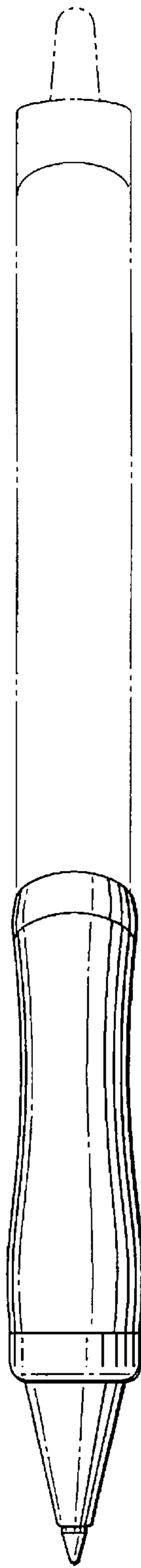


Fig. 3

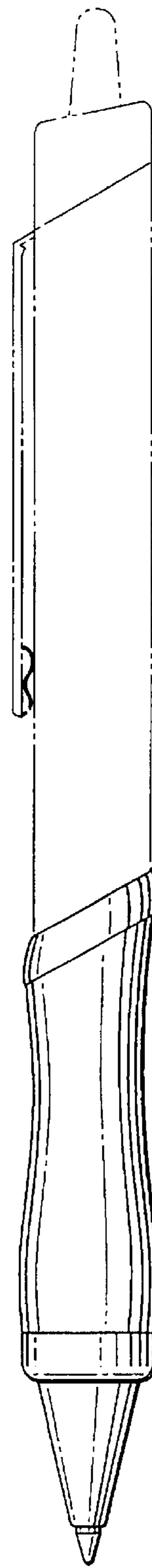


Fig. 4

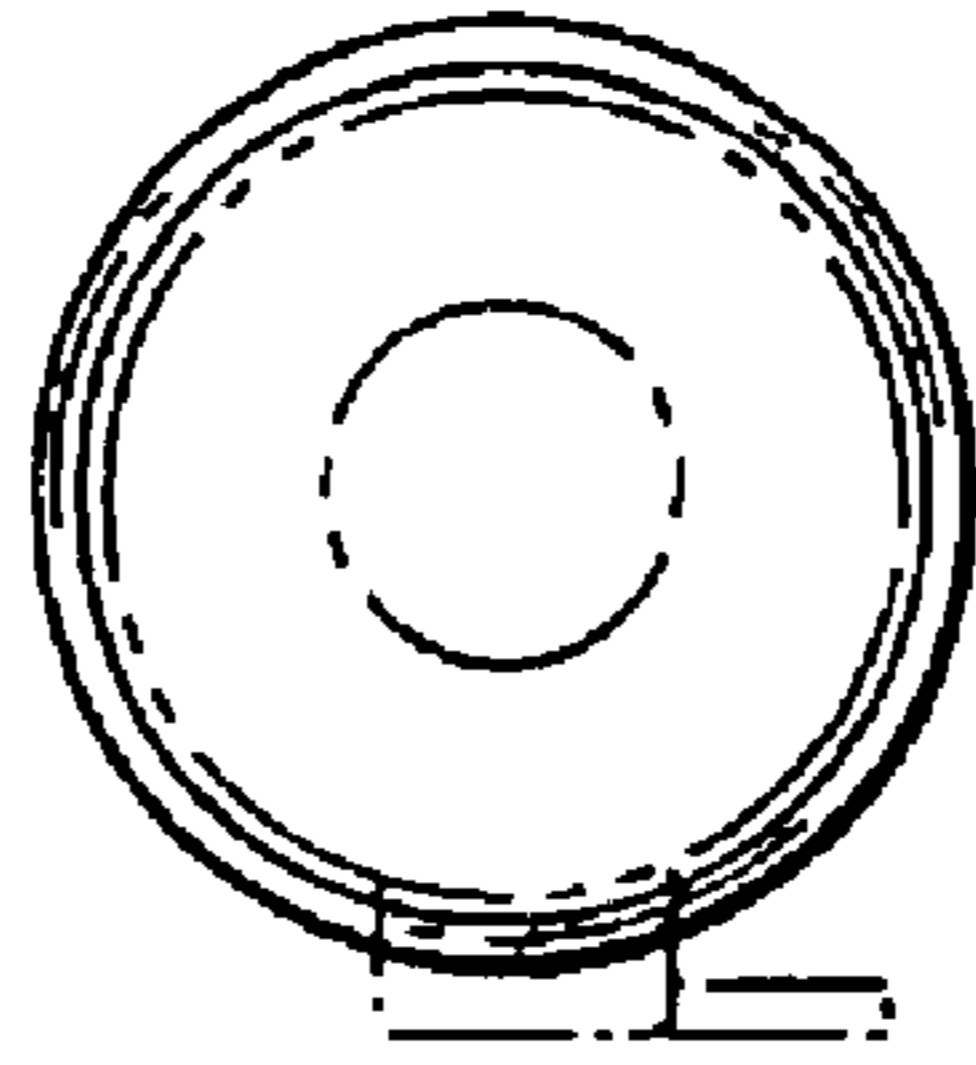


Fig. 5

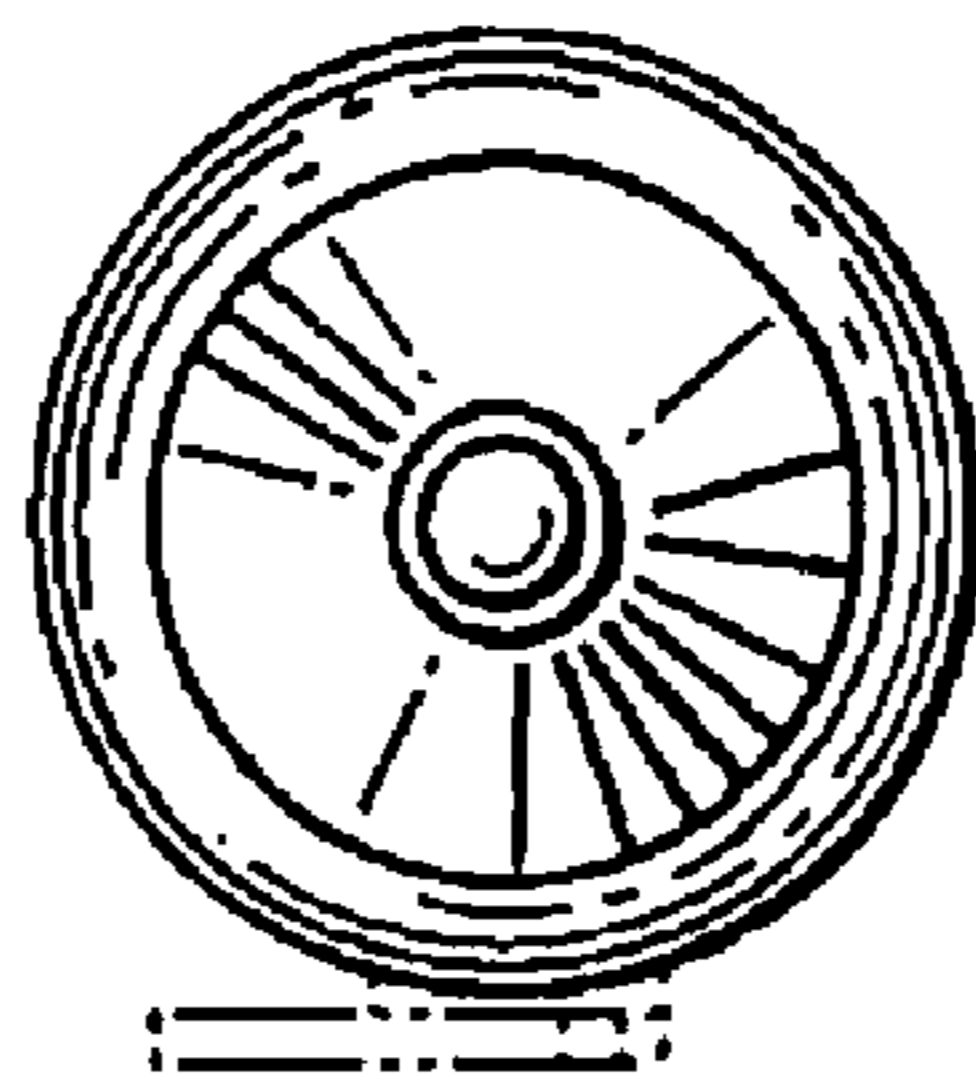


Fig. 6