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(12) **United States Design Patent**
Maglica

(10) **Patent No.:** **US D530,438 S**
(45) **Date of Patent:** **** Oct. 17, 2006**

(54) **MINIATURE FLASHLIGHT**

1,116,048 A 11/1914 Farber

(75) Inventor: **Anthony Maglica**, Anaheim, CA (US)

(Continued)

(73) Assignee: **Mag Instrument, Inc.**, Ontario, CA (US)

FOREIGN PATENT DOCUMENTS

AU 114558 1/1942

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

(Continued)

(21) Appl. No.: **07/411,576**

OTHER PUBLICATIONS

(22) Filed: **Sep. 22, 1989**

P. 243 of Japanese Patent Gazette Feb. 16, 1982—Utility Model 42071.

Related U.S. Application Data

(Continued)

(62) Division of application No. 07/356,361, filed on May 23, 1989, now Pat. No. 4,942,505, which is a continuation of application No. 07/222,378, filed on Jul. 19, 1988, now Pat. No. 4,899,265, which is a continuation of application No. 07/034,918, filed on Apr. 6, 1987, now abandoned, which is a continuation of application No. 06/828,729, filed on Feb. 11, 1986, now Pat. No. 4,658,336, which is a continuation of application No. 06/648,032, filed on Sep. 6, 1984, now Pat. No. 4,577,263.

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(74) *Attorney, Agent, or Firm*—Jones Day

(57) **CLAIM**

The ornamental design for a miniature flashlight, as shown and described.

(51) **LOC (8) Cl.** **26-02**

(52) **U.S. Cl.** **D26/49**

(58) **Field of Classification Search** D26/37–50;
362/157–8, 183–208

See application file for complete search history.

DESCRIPTION

FIG. 1 is a front top perspective view of a miniature flashlight showing my new design;

FIG. 2 is a side elevational view thereof, the other side being identical

FIG. 3 is a top plan view thereof; and,

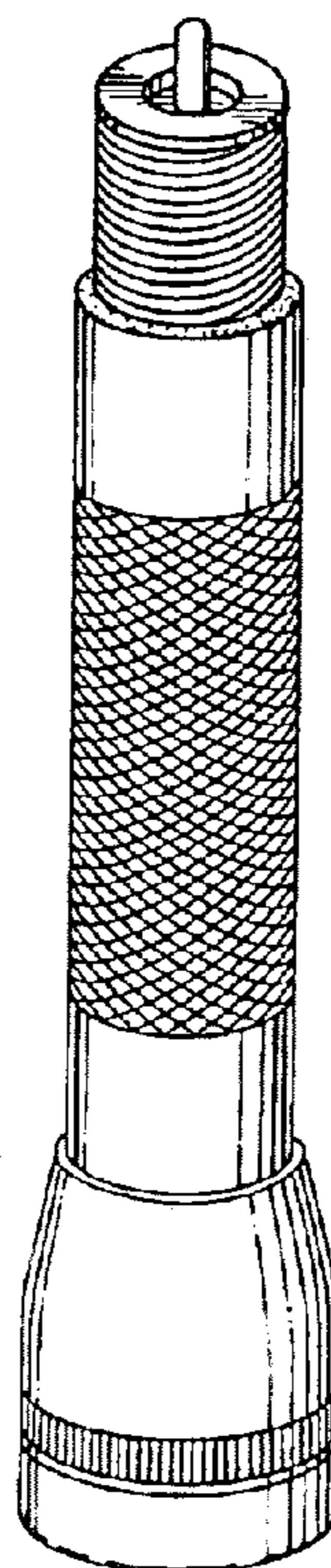
FIG. 4 is a bottom plan view thereof.

(56) **References Cited**

U.S. PATENT DOCUMENTS

1,109,415 A 9/1914 Harris

1 Claim, 1 Drawing Sheet



- Eddie Bauer—"Indispensables for Home, Sports and Travel"—2-page ad—w/note from Bud Folcke (Sue) to Don dated Aug. 6, 1974 (Ex. DX 5019).
- _____, Inc. "Outdoor Sportsmans Supplies", Summer 1979 "Over 300 Price Cuts" (2 pgs.) (Ex. DX 5508).
- "Law and Order", vol. 30, No. 10, Oct. 1982 (3 pgs.—cover, editorial and p. 26) (Ex. DX 5505).
- "Trooper™ Superlight" (1 pg. ad) (Ex. DX 5579).
- "Lumilite®" 2-page ad. re flashlights (Ex. DX 5578).
- "Krypton" 2-pg. ad re flashlights (Ex. DX 5577).
- "Magna-Force", "Aluminum Extruded Handlights 70% Brighter!" ad (1 page) (Ex. DX 5254).
- "First of its Kind! Streamlite-20." ad (2 pg.) (Ex. DX 5068).
- "The Longer, Stronger Streamlite-35." (2 pg. ad) (Ex. DX 5070).
- "Who says they're the best? You do!" (1 pg. ad) (Ex. DX 5069).
- "The Power of Light", Streamlight, Inc., 11 pg. brochure (Ex. DX 5073).
- Gem Products, a Division of Expert Precision Products, Inc., 4 pg. brochure, marked Exhibit DX 5058.
- "Luma-Tech" brochure, 11 pg. brochure (Ex. BRX 203).
- "Smoke-Cutter", "The Professional Fire-Fighter's Flashlight" brochure, 2 pg. (Ex. DX 5055).
- F. Morton Pitt Co., brochure re "Code Four"™, 4 pages (Ex. DX 5053).
- "Code Four", "No Further Assistance Needed", 2 page ad (Ex. DX 5054).
- Police Equipment Division ad re Flashlights and Accessories, 2 pages, (Ex. BRX 202).
- "Power Probe—Medical Flashlight" ad by Police Equipment Division (1978), 1 pg., (Ex. BRX 204).
- "The Perfect Premium/Incentive" by Tru-Grit® Flashlights, 1 pg. (Ex. DX 5046).
- "Yardney Presents 2 Bright Lights", Yardney Electric Corporation, 1 pg. (Ex. DX 5047).
- B-Lite™, "America's finest Hand Held Flashlight"—"C" cell, 1 pg. price list and order form (Ex. DX 5043).
- B-Lite™, "For Those Who Demand The Very Best!", 2 pg. ad, (Ex. DX 5042).
- B-Lite, 2 pg. cut-away view and order form and price list (Ex. DX 5039).
- Bianchi B-Lite "The World's Finest Handheld Spotlight", 3 pg. ad re Police Accessories (Ex. DX 5038).
- Bianchi B-Lite, 3 pg. 1977 Catalog (Ex. DX 5040).
- Bianchi B-Lite, 4 pg. 1978 listing (Ex. DX 5041).
- B-Lite, The world standard by which all gunleather is judged™, 2 pg. ad (Ex. BRX 207).
- Bianchi B-Lite, 1 pg. ad and price list (Ex. 6471).
- Bianchi Super B-Lite, "New High Intensity Reflector!", 1 pg. ad (Ex. 6472).
- B-Lite "All New Push-Button Switch!", 1 pg. ad (Ptf's Ex. 3045).
- Bianchi Super B-Lite, New High Intensity Reflector ad marked Ptf's Exh. 3044.
- Bianchi B-Lite, 1 pg. ad marked Ptf's Ex. 3043.
- Safariland, 4 pg. brochure (Ex. DX 5015).
- Safariland 76, 4 pg. brochure (Ex. DX 5020).
- Safariland 1977, 5 pg. brochure (Ex. DX 5017).
- 1978 Safariland brochure, 6 pgs. (Ex. DX 5018).
- Safariland 1980 brochure, 8 pgs. (Ex. DX 5021).
- Safariland Kel-lite: "The Last Flashlight You'll Ever Have To Buy", 3 pg. brochure (Ex. BRX 200).
- Safariland Pursuit Case—Firepower, 2 pg. ad (Ptf's Ex. 3042).
- Pro-Light brochure, Jabsco Products ITT (1978), 4 pg. brochure (Ex. DX 5026).
- Pro-Light brochure, 6 pgs. (Ex. DX 5027).
- Sireno Pro-Light, Professional Flashlights, 1 pg. ad by Jabsco Products ITT (1978) (Ex. DX 5028).
- Greystone Marketing, 4 pg. Ordering Information and price list (Ex. DX 5029).
- Pro-Light "Distributor Price Schedule" by Greystone Marketing, 4 pgs. (Ex. DX 5030).
- Pro-Light™, Professional Flashlights, brochure, "Introducing Pro-Loc Adjustable Beam Flashlight", by Greystone Marketing, Inc. (1982), 16 pgs. (Ex. DX 5031).
- Pro-Light™, Professional Flashlights brochure, 8 pgs. (Ptf's Ex. 478-A).
- Pro-Light brochure, by VSI Recreation Products, 2 pgs. (Ptf's Ex. CX-1312).
- Rayovac Corporation, 4 pg. brochure re Police Flashlights, (Ex. BRX-342).
- "Defensive Tactics Flashlights", Official DTI Manual by John G. Peters, Jr., 31 pgs. (Ex. BRX 212).
- Bass Pro Shops, Christmas 1983 catalog, 3 pgs., (Ex. BRX 210).
- "The Law Officer's Magazine—Police", FBI, The Hoover Years, 2 pg. ad re Mag-Lite (Ex. BRX 302).
- "The Law Officer's Magazine—Police", Mar.-Apr. 1978, vol. 2, No. 2, cover and 3 pgs. (Ptf's Ex. CX-1314).
- "Lights", brochure by Justrite®, 5 pgs. (Ptf's Ex. CX-1310).
- Sa-So Sargent-Sowell Inc. brochure, 7 pgs. (Ex. BRX 206).
- "Home & Auto" ad (Nov. 1980), 3 pgs. (Ex. BRX 216).
- "Mag-Lite", "Standard Head "D" & "C" Size Commercial Specifications", 2 pg. marked Confidential—Counsel Eyes Only—(Ex. BRX 119).
- G.T. Price Products, Inc. "The Professional Line" catalog, 9 pgs. (Ptf's Ex. CX 1431).
- National Law Enforcement Supply, "Off-Duty Gift Catalog", 5 pgs. (Ptf's Ex. CX 1313).
- "Magnificent!", Mag Charger by Mag Instrument, 2 pg. ad May 1984 (Ex. BRX 213).
- Mag Lite ad "They demand . . . the very best.", 1 pg. (Ex. BRX 291).
- Mag-Lite™ ad, "Strength & Reliability", 1 pg. (Ex. BRX 202 (Depo. Ex. PX 82)).
- "The Last Flashlight You'll Ever Have to Buy" (Ptf's Ex. 3050).
- The Sunday Oregonian, Dec. 1982 "From: GI Joe's", 1 pg. ad re Mag-Lite (Ptf's Ex. 3055).
- Mag-Lite, 1 pg. ad by The 63rd CSGA Annual National Convention and Exhibition, Feb. 3-6, 1980 (Ex. BRX 219).
- Mag Instrument ad, 1 pg. (Ex. BRX 211).
- Mag-Lite add, 1 pg. by Nationwide Sports Distributor, (Ex. BRX 220).
- "Mag-lite™, The right light . . . for the job." 4 pg. brochure, (Ptf's Ex. 425).
- "A precision tool . . .", by Mag-lite, 1 pg. (Ptf's Ex. 422-A).
- "Pick up the lighters", by Mag Instrument, 1 pg. ad (Ptf's Ex. 422-B).
- Mag-lite®, 1 pg. ad re C-Cell & D-Cell, (Ptf's Ex. 483).
- View of flashlight, Ex. DX 5625.
- View of flashlight, Ex. DX 5626.
- View of flashlight, Ex. DX 5628.
- View of flashlight, Ex. DX 5629.
- View of flashlight, Ex. DX 5640.

- View of flashlight, Ex. DX 5641.
 View of flashlight, Ex. DX 5642.
 View of flashlight, Ex. DX 5643.
 View of flashlight, (Ptf's Ex. 92).
 View of flashlight, (Ptf's Ex. 93).
 View of flashlight, (Ptf's Ex. 95).
 View of flashlight, (Ptf's Ex. 96).
 View of flashlight, (Ptf's Ex. 98).
 View of flashlight, (Ptf's Ex. 100).
 View of flashlight, (Ptf's Ex. 103).
 View of flashlight, (Ptf's Ex. 104).
 View of flashlight, (Ptf's Ex. 106).
 View of flashlight, (Ptf's Ex. 108).
 View of flashlight, (Ptf's Ex. 247).
 View of flashlights, (6) (Ptf's Ex. 415).
 View of flashlight, (Ptf's Ex. 699).
 View of flashlight, (Ptf's Ex. 701).
 View of flashlight, (Ptf's Ex. 702).
 View of flashlight, (Ptf's Ex. 704).
 View of flashlight, (Ptf's Ex. 709).
 View of flashlight, (Ptf's Ex. 713).
 View of flashlight, (Ptf's Ex. 714).
 View of flashlight, (Ptf's Ex. 724).
 View of flashlight, (Ptf's Ex. 728).
 View of flashlight, (Ptf's Ex. 748 or 743?) (has carrying strap).
 View of flashlight, (Ptf's Ex. 740).
 View of flashlight, (Ptf's Ex. 744).
 View of flashlight, (Ptf's Ex. 747).
 Eveready Masterlites, The Light of a New Age, 11 pg. catalog, marked Ex. DX 5326.
 Eveready Daylo, Dealer's Edition Catalog No. 736, (1918), 8 pgs. (Ex. DX 5327).
 "The History of Portable Light in America", 24 pg. by Eveready (Ex. DX 5325).
 "Eveready Automatic Spotlights", 15 pg. brochure (Ex. DX 5324).
 50-pg. booklet, 1st legible page reads "To the founders and past presidents of the Bridgeport Metal Goods Manufacturing Company . . .", (Ex. No. not legible).
 View of flashlight with Coca Cola can and ruler, marked "5001".
 View of flashlight with Coca Cola can and ruler, marked "5002".
 View of flashlight with Coca Cola can and ruler, marked "5003".
 View of flashlight with Coca Cola can and ruler, marked "5004".
 View of flashlight with Coca Cola can and ruler, marked "5005".
 View of flashlight with Coca Cola can and ruler, marked "5006".
 View of flashlight with Coca Cola can and ruler, marked "5007".
 View of flashlight with Coca Cola can and ruler, marked "5008".
 View of flashlight with Coca Cola can and ruler, marked "5009".
 View of flashlight with Coca Cola can and ruler, marked "5023".
 View of flashlight with Coca Cola can and ruler, marked "5024".
 View of flashlight with Coca Cola can and ruler, marked "5025".
 View of flashlight with Coca Cola can and ruler, marked "5032".
 View of flashlight with Coca Cola can and ruler, marked "5033".
 View of flashlight with Coca Cola can and ruler, marked "5034".
 View of flashlight with Coca Cola can and ruler, marked "5035".
 View of flashlight with Coca Cola can and ruler, marked "5036".
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 View of flashlight with Coca Cola can and ruler, marked "5064".
 View of flashlight with Coca Cola can and ruler, marked "5065".
 View of flashlight with Coca Cola can and ruler, marked "5067".
 View of flashlight with Coca Cola can and ruler, marked "5074A".
 View of flashlight with Coca Cola can and ruler, marked "5075A".
 View of flashlight with Coca Cola can and ruler, marked "5076".
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 View of flashlight with Coca Cola can and ruler, marked "5081".
 View of flashlight with Coca Cola can and ruler, marked "5082".
 View of flashlight with Coca Cola can and ruler, marked "5083".
 View of flashlight with Coca Cola can and ruler, marked "5084".
 View of flashlight with Coca Cola can, "Maxlite 5-3-2" box and ruler, marked "5111".
 View of flashlight with Coca Cola can and ruler, marked "5112".

View of flashlight with Coca Cola can and ruler, marked "2572".

View of flashlight with Coca Cola can and ruler, marked "2574".

View of flashlight with Coca Cola can and ruler, marked "2577".

View of flashlight with Coca Cola can and ruler, marked "2677".

View of flashlight with Coca Cola can and ruler, marked "2742".

View of flashlight with Coca Cola can and ruler, marked "2749".

View of flashlight with Coca Cola can and ruler, marked "2753".

View of flashlight with Coca Cola can and ruler, marked "2755".

View of flashlight with Coca Cola can and ruler, marked "2874".

View of flashlight with Coca Cola can and ruler, marked "3717".

View of flashlight marked "2678".

View of flashlight marked "2679".

View of flashlight, with two additional parts, marked "2580".

View of flashlight with ruler.

View of flashlight with Coca Cola can and ruler, marked "464 (CPX-55)".

View of flashlight with Coca Cola can and ruler, marked "CPX-422".

View of flashlight with Coca Cola can and ruler, marked "CPX-393".

View of flashlight with Coca Cola can and ruler, marked "CPX-385".

View of flashlight with Coca Cola can and ruler, marked "CPX-264".

View of flashlight with Coca Cola can and ruler, marked "349".

View of flashlight with Coca Cola can and ruler, marked "SL575".

View of flashlight with Coca Cola can and ruler, marked "SL351".

View of flashlight with Coca Cola can and ruler, marked "SL699".

View of flashlight with Coca Cola can and ruler, marked "SL102".

View of flashlight, marked Deposition Exhibit 45 (?).

Weston, "Mini Flash Lite", advertisement.

* cited by examiner

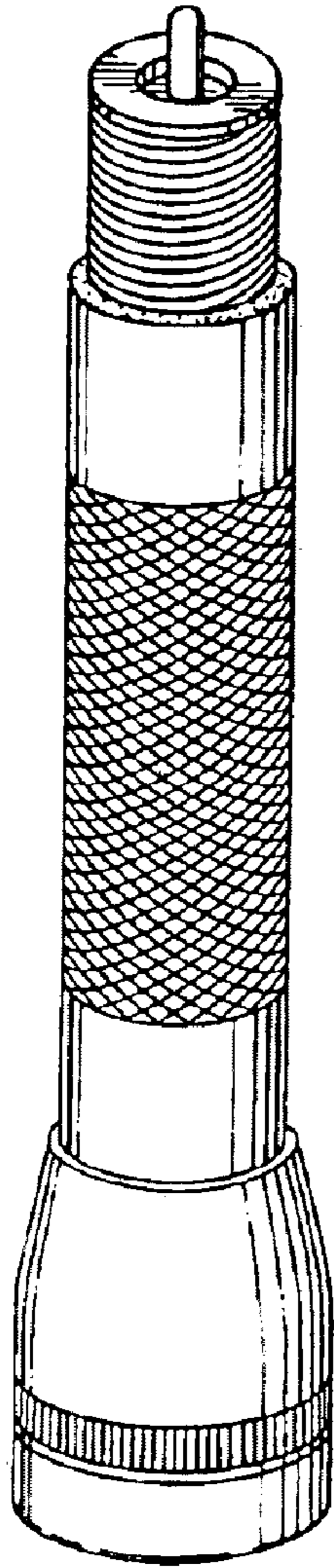


Fig. 1

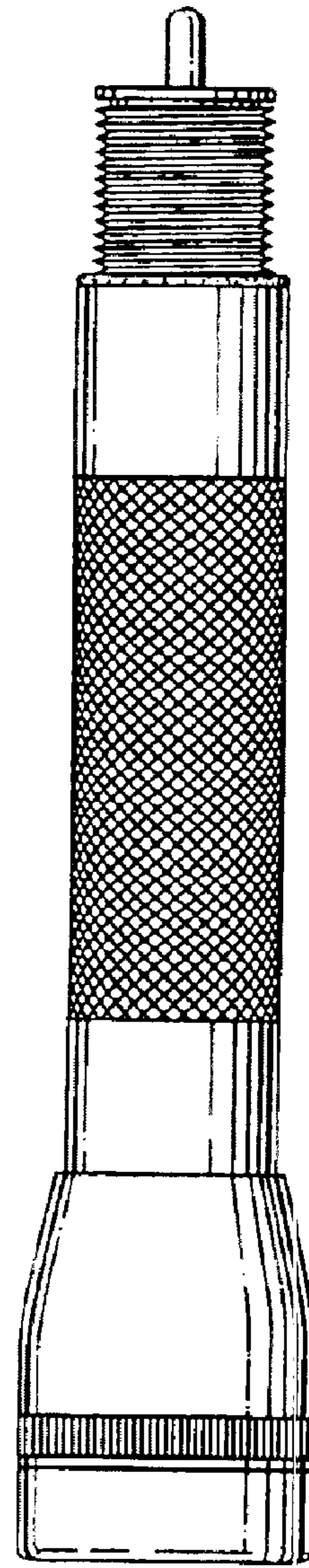


Fig. 2

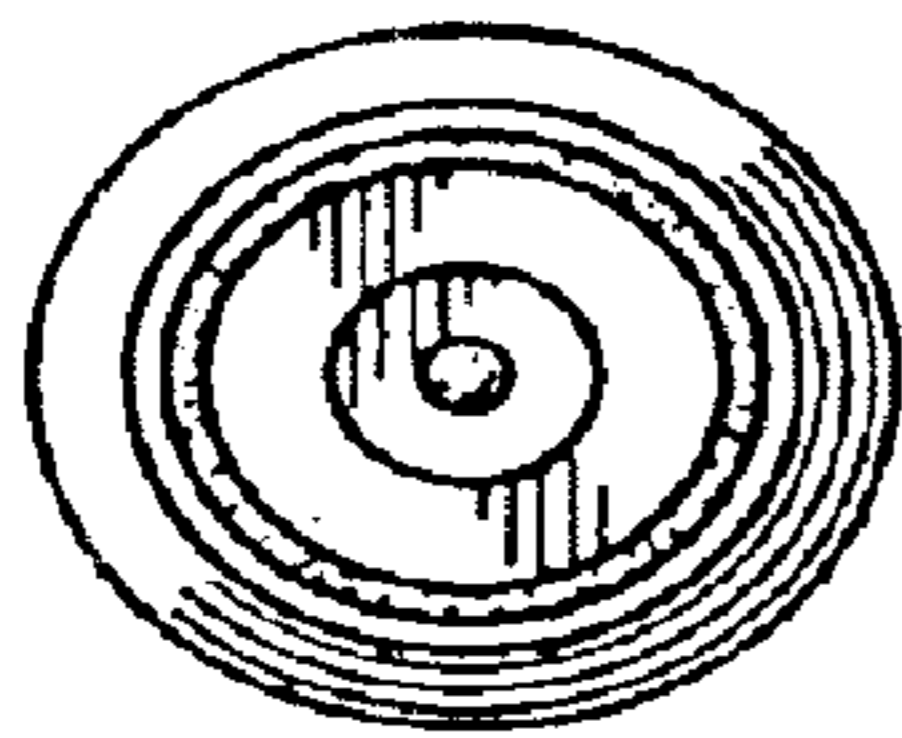


Fig. 3

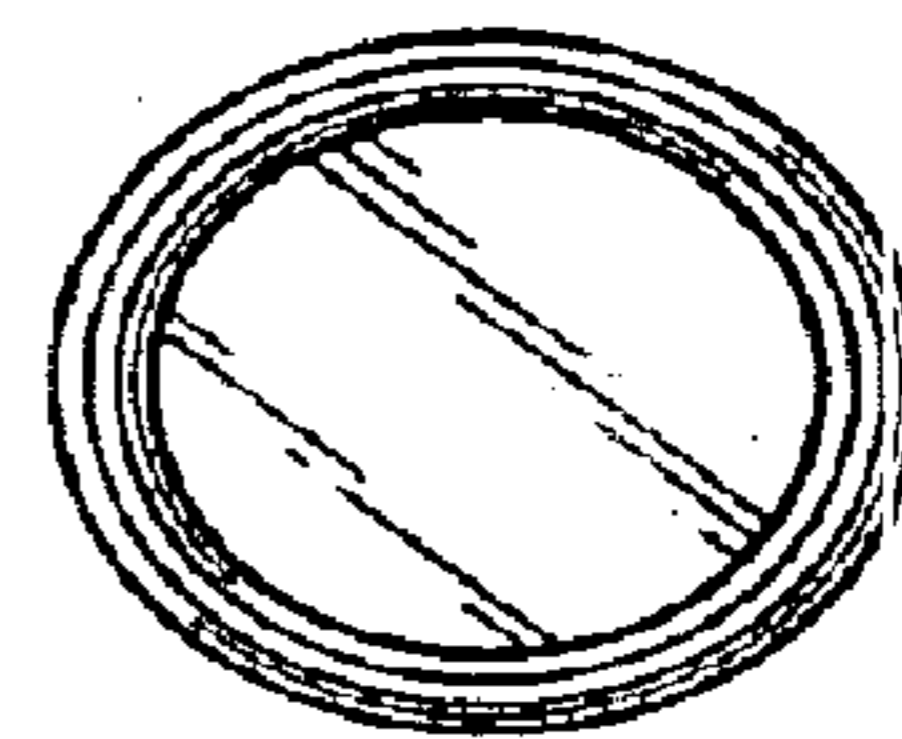


Fig. 4