

US00D530439S

(12) **United States Design Patent** (10) **Patent No.:** **US D530,439 S**
Maglica (45) **Date of Patent:** **** Oct. 17, 2006**

(54) **FLASHLIGHT**

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

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

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

1,768,554 A	1/1930	Freitag	
1,758,835 A	5/1930	Hime	
1,769,436 A	7/1930	Koretzky	
1,895,913 A	1/1933	Buchholz	
1,905,787 A	4/1933	Barber	
2,016,819 A	10/1935	Meginniss	240/10.66
2,051,889 A	8/1936	Nygard	240/10.6
2,097,222 A	10/1937	Tompkins et al.	340/10.66

(Continued)

(21) Appl. No.: **09/385,129**

(22) Filed: **Aug. 27, 1999**

Related U.S. Application Data

(63) Continuation of application No. 07/410,965, filed on Sep. 22, 1989, now abandoned, which is a 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.

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

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

(58) **Field of Classification Search** D26/37-50;
362/157-158, 183-208

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

1,109,415 A	9/1914	Harris
1,116,048 A	11/1914	Farber
1,559,481 A	10/1925	Voorhees
1,568,093 A	1/1926	Shannon
1,584,539 A	5/1926	Hopkins
1,599,095 A	9/1926	McCabe
1,603,272 A	10/1926	Eaton
1,638,716 A	8/1927	Surles
1,644,126 A	10/1927	Harris
1,674,650 A	6/1928	Leser
1,680,169 A	8/1928	Osean
1,680,188 A	8/1928	Weber
1,680,484 A	8/1928	Stimson

FOREIGN PATENT DOCUMENTS

AU	114558	1/1942
AU	138873	10/1950
DE	2408928	of 1976
FR	1430456	of 1966
FR	2372382	of 1976
GB	292836	of 1928
GB	411218	of 1934
GB	549104	of 1942
GB	752619	of 1956
GB	812980	of 1959
GB	884212	of 1961
GB	2091863	of 1982

OTHER PUBLICATIONS

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

(Continued)

Primary Examiner—Alan P. Douglas

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

(57) **CLAIM**

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

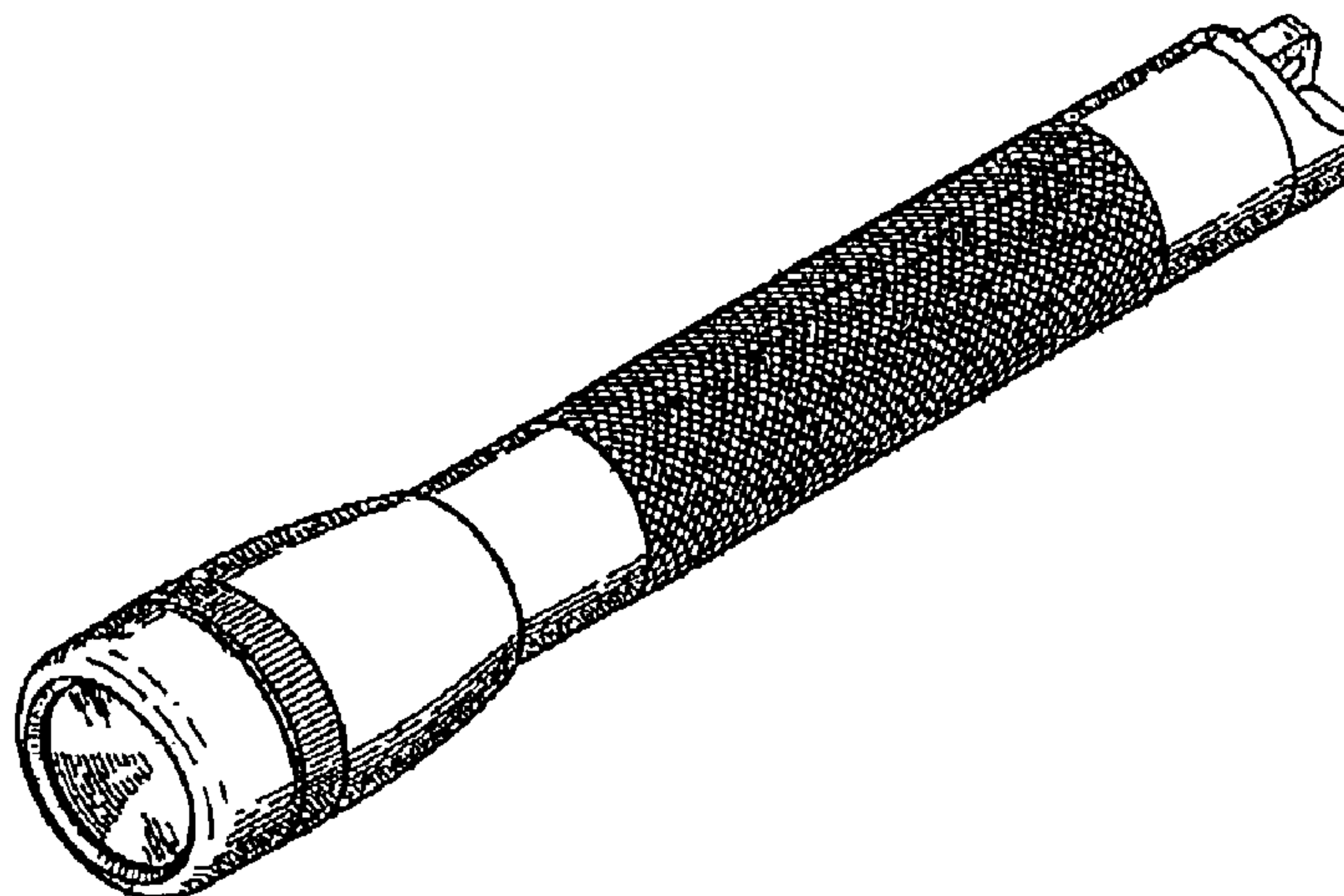
DESCRIPTION

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

FIG. 2 is a side elevational view thereof; and,

FIG. 3 is a front elevational view thereof.

1 Claim, 1 Drawing Sheet



US D530,439 S

Page 2

U.S. PATENT DOCUMENTS

2,173,650	A	9/1939	Fullmer	240/10.66
2,176,301	A	10/1939	Haas	240/10.66
2,180,228	A	11/1939	Floorman	240/10.68
2,210,312	A	8/1940	Wood	240/10.6
2,212,103	A	8/1940	Rothenberg et al.	240/10.69
2,229,486	A	1/1941	Barash et al.	240/10.66
2,249,691	A	7/1941	Gelardin	240/10.66
2,259,106	A	10/1941	Hagers	200/60
2,272,907	A	2/1942	Deibeles	240/10.61
2,298,042	A	10/1942	Desimone	240/10.66
2,338,078	A	12/1943	Wood	240/10.66
2,339,356	A	1/1944	Sachse	240/10.66
2,341,057	A	2/1944	Muldoon	240/10.66
2,347,531	A	4/1944	Yardeny	200/60
D142,277	S	8/1945	Lippincott	D48/24
2,396,046	A	3/1946	Hipwell et al.	240/10.66
2,443,539	A	6/1948	Kopp	200/60
2,483,665	A	10/1949	Phillips	240/10.63
2,490,830	A	12/1949	Norton	240/10.63
2,493,205	A	1/1950	Muldoon	240/10.67
2,530,913	A	11/1950	Shackel	240/10.6
2,540,683	A	2/1951	MacLeanz	200/60
2,570,838	A	10/1951	Nathan et al.	240/10.68
2,599,295	A	6/1952	Thomas	200/60
D169,981	S	7/1953	Lambert	D48/24
2,737,574	A	3/1956	Muller	240/6.4
2,769,896	A	11/1956	Lambert	240/10.6
2,830,280	A	4/1958	Webber	339/191
2,852,634	A	9/1958	Garland	200/60
2,876,410	A	3/1959	Fry	320/48
2,915,621	A	12/1959	Garland	240/10.66
2,931,005	A	3/1960	Saurwein et al.	339/182
2,945,944	A	7/1960	Gillespie	240/10.68
3,264,464	A	8/1961	Gits	240/10.67
3,014,125	A	12/1961	Draudt	240/10.68
3,076,689	A	2/1963	Taylor	8/119
3,076,891	A	2/1963	Moore	240/10.66
3,078,761	A	2/1963	Zorn	38/24
D197,082	S	12/1963	Oakley et al.	D48/24
3,184,589	A	5/1965	Gibbens	240/10.67
3,323,118	A	5/1967	Chan	340/321
D208,940	S	10/1967	Moore	D48/24
3,521,050	A	7/1970	Shagena, Jr.	240/10.66
3,526,765	A	9/1970	Rossi	240/10.6
3,622,776	A	11/1971	Wyrick	240/10.6
3,652,846	A	3/1972	Starck, II	240/10.63
3,737,649	A	6/1973	Nelson et al.	240/6.42
D231,560	S	4/1974	Keller	D26/2
3,825,740	A	7/1974	Friedman et al.	240/10.6
3,829,676	A	8/1974	Nelson et al.	240/10.6
3,835,272	A	9/1974	Wisenbaker	200/60
3,890,498	A	6/1975	Toth, Sr.	240/10.66
3,924,116	A	12/1975	Brindley	240/10.6
RE29,047	E	11/1976	Brindley	240/10.66
D242,277	S	11/1976	Waldorf	D22/26
3,992,596	A	11/1976	Miller	200/60
4,060,723	A	11/1977	Nelson	362/205
4,092,580	A	5/1978	Prinsze	320/2
4,114,187	A	9/1978	Uke	362/158
4,151,583	A	4/1979	Miller	362/205
4,156,271	A	5/1979	Vercellotti	362/202
4,171,534	A	10/1979	Strowe	362/183
4,187,532	A	2/1980	Naffier	362/186
4,203,150	A	5/1980	Shamlan	362/183
4,220,985	A	9/1980	Hukuba	362/203
4,234,913	A	11/1980	Ramme	362/158
4,237,526	A	12/1980	Wood	362/158
4,261,026	A	4/1981	Bolha	362/101
4,286,311	A	8/1981	Maglica	362/205
D263,170	S	2/1982	Maglica	D26/49

4,322,782	A	3/1982	Wong	362/183
4,327,401	A	4/1982	Siiberg	362/183
4,329,740	A	5/1982	Colvin	362/184
4,348,715	A	9/1982	Christensen et al.	362/109
4,357,648	A	11/1982	Nelson	362/183
4,388,673	A	6/1983	Maglica	362/183
4,398,232	A	8/1983	Elmore	361/47
4,398,238	A	8/1983	Nelson	362/187
4,415,954	A	11/1983	Schaefer	362/202
4,429,351	A	1/1984	Petzl et al.	362/202
4,472,766	A	9/1984	Hung	362/158
4,479,171	A	10/1984	Mains	362/102
4,495,551	A	1/1985	Foltz	362/205
4,504,890	A	3/1985	Chan	362/203
4,514,790	A	4/1985	Will	362/183
4,527,223	A	7/1985	Maglica	362/187
4,531,178	A	7/1985	Uke	362/158
4,577,263	A	3/1986	Maglica	362/187
4,581,686	A	4/1986	Nelson	362/204
4,656,565	A	4/1987	Maglica	362/187
4,658,336	A	4/1987	Maglica	362/197
4,695,551	A	9/1987	Samhaber et al.	435/292
4,725,932	A	2/1988	Gammache	362/202
4,733,337	A	3/1988	Bieberstein	362/206
4,750,095	A	6/1988	Huang	362/190
D297,669	S	9/1988	Rinaldi et al.	D26/49
4,777,582	A	10/1988	Sharrah	362/205
D306,492	S	3/1990	Sharrah	D26/49
D306,910	S	3/1990	Kung	D26/49
D308,109	S	5/1990	Maglica et al.	D26/49
D308,257	S	5/1990	Staubitz et al.	D26/49
D308,258	S	5/1990	Kung-kit et al.	D26/49

OTHER PUBLICATIONS

P. 433 of Japanese Patent Gazette Apr. 1, 1981 (Taiwan)—Utility Model.

Kel-Lite Flashlight Advertising—Near Indestructible pages (Ex. DX 5010).

Kel-Lite Advertising (4 pages) (Ex. DX 5022).

Kel-Lite Advertising “The Original Flashlight Made To Last a Lifetime!”, 1 pg. (Ex. DX 50??).

Kel-Lite article (1 pg.) from *The Wall Street Journal*, Thursday, Jun. 2, 1977 (Ptf’s Ex. 3051).

Eddie Bauer—“Indispensables for Home, Sports and Travel”—3-page ad (Ex. DX 5014).

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, mraked 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 Distributer Price Schedule ’ by Greystone Marketing, 4 pgs. (Ex. DX 5030).
 Pro-Light™, Professional Flashlights, brochure “Introducing Pro-Loc Adjustable Beam Flashlights”, 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 5462.
 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".
View of flashlight with Coca Cola can and ruler, marked "5045".
View of flashlight with Coca Cola can and ruler, marked "5048".
View of flashlight with Coca Cola can and ruler, marked "5049".
View of flashlight with Coca Cola can and ruler, marked "5050".
View of flashlight with Coca Cola can and ruler, marked "5051".
View of flashlight with Coca Cola can and ruler, marked "5052".

View of flashlight with Coca Cola can and ruler, marked "5056".
View of flashlight with Coca Cola can and ruler, marked "5057".
View of flashlight with Coca Cola can and ruler, marked "5060".
View of flashlight with Coca Cola can and ruler, marked "5061".
View of flashlight with Coca Cola can and ruler, marked "5062".
View of flashlight with Coca Cola can and ruler, marked "5063".
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".
View of flashlight with Coca Cola can and ruler, marked "5078".
View of flashlight with Coca Cola can and ruler, marked "5079".
View of flashlight with Coca Cola can and ruler, marked "5080".
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 "5115".
View of flashlight with Coca Cola can and ruler, marked "5118".
View of flashlight with Coca Cola can and ruler, marked "5118A".
View of flashlight with Coca Cola can and ruler, marked "5126".
View of flashlight with Coca Cola can and ruler, marked "5127".
View of flashlight with Coca Cola can and ruler, marked "5129".
View of flashlight with Coca Cola can and ruler, marked "5130".
View of flashlight with Coca Cola can and ruler, marked "5131".
View of flashlight with Coca Cola can and ruler, marked "5132".
View of flashlight with Coca Cola can and ruler, marked "5133".
View of flashlight with Coca Cola can and ruler, marked "5137A".

View of flashlight with Coca Cola can and ruler, marked “5145”.

View of flashlight with Coca Cola can and ruler, marked “5147”.

View of flashlight with Coca Cola can and ruler, marked “5149”.

View of flashlight with Coca Cola can and ruler, marked “5154”.

View of flashlight with Coca Cola can and ruler, marked “5279”.

View of flashlight with Coca Cola can and ruler, marked “5300”.

View of flashlight with Coca Cola can, “Fulton” box and ruler, marked “5301”.

View of flashlight with Coca Cola can, “Fulton” box and ruler, marked “5302”.

View of flashlight with Coca Cola can, “Rayovac Police Flashlight” box and ruler, marked “5303”.

View of flashlight with Coca Cola can and ruler, marked “5304”.

View of flashlight with Coca Cola can and ruler, marked “5305”.

View of flashlight with Coca Cola can and ruler, marked “5306”.

View of flashlight with Coca Cola can and ruler, marked “5307”.

View of flashlight with Coca Cola can and ruler, marked “5308”.

View of flashlight with Coca Cola can and ruler, marked “5309”.

View of flashlight with Coca Cola can and ruler, marked “5310”.

View of flashlight with Coca Cola can and ruler, marked “5311”.

View of flashlight with Coca Cola can and ruler, marked “5312”.

View of flashlight with Coca Cola can and ruler, marked “5313”.

View of flashlight with Coca Cola can and ruler, marked “5314”.

View of flashlight with Coca Cola can and ruler, marked “5315”.

View of flashlight with Coca Cola can and ruler, marked “5315”.

View of flashlight with Coca Cola can and ruler, marked “5317”.

View of flashlight with Coca Cola can and ruler, marked “5318”.

View of flashlight with Coca Cola can and ruler, marked “5319”.

View of flashlight with Coca Cola can and ruler, marked “5320”.

View of flashlight with Coca Cola can and ruler, marked “5321”.

View of flashlight with Coca Cola can and ruler, marked “5322”.

View of flashlight with Coca Cola can and ruler, marked “5841”.

View of flashlight with Coca Cola can and ruler, marked “5845”.

View of flashlight with Coca Cola can and ruler, marked “5846”.

View of flashlight with Coca Cola can and ruler, marked “5971”.

View of flashlight with Coca Cola can and ruler, marked “5972”.

View of flashlight with Coca Cola can and ruler, marked “5973”.

View of flashlight with Coca Cola can and ruler, marked “5974”.

View of flashlight with Coca Cola can, “Bianchi” box and ruler, marked “6005A”.

View of flashlight with Coca Cola can and ruler, marked “6005A”.

View of flashlight with Coca Cola can and ruler, marked “6112”.

View of flashlight with Coca Cola can and ruler, marked “6118”.

View of flashlight with Coca Cola can and ruler, marked “6119”.

View of flashlight with Coca Cola can and ruler, marked “6120”.

View of flashlight with Coca Cola can and ruler, marked “6121”.

View of flashlight with Coca Cola can and ruler, marked “6124”.

View of flashlight with Coca Cola can, container, and ruler, marked “12A”.

View of flashlight with Coca Cola can, “Little Commander Pocketlight” packaging and ruler, marked “468”.

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

View of flashlight with Coca Cola can and ruler, marked “2578”.

View of flashlight with Coca Cola can and ruler, marked “2579”.

View of flashlight with Coca Cola can and ruler, marked “2580”.

View of flashlight with Coca Cola can and ruler, marked “2581”.

View of flashlight with Coca Cola can and ruler, marked “2582”.

View of flashlight with Coca Cola can and ruler, marked “2584”.

View of flashlight with Coca Cola can and ruler, marked “2570”.

View of flashlight with Coca Cola can and ruler, marked “2571”.

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 “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 (?).

Consent Judgment and Permanent Injunction in *Mag Instrument, Inc. v. Central Purchasing, Inc.*, No. 89-4668 ER (JRx), filed Apr. 1990.

Consent Judgment and Injunction in *Mag Instrument, Inc. v. Dayton Hudson Corporation*, No. 89-0529 ER (JRx), filed Feb. 1990.

Consent Judgment and Permanent Injunction in *Mag Instrument, Inc. v. Gila Products Limited*, No. 89-CV-7802, filed Nov. 1988.

Consent Judgment and Injunction in *Mag Instrument, Inc. v. Jadico Limited, Inc.*, No. 89-4259-CV-C-9, filed Jun. 1989.

Consent Judgment and Permanent Injunction in *Mag Instrument, Inc. v. Jadico Limited, Inc.*, No. 89-4260-CV-C-5, filed Jul. 1989.

Consent Judgment and Permanent Injunction in *Mag Instrument, Inc. v. Jomira/Advance, Inc.*, No. 89-20286 RPA, filed Aug. 1989.

Consent Judgment and Permanent Injunction in *Mag Instrument, Inc. v. Jomira/Advance, Inc.*, No. 89-20447 RFP, filed Aug. 1989.

Initial Determination, in the matter of Certain Small Aluminum Flashlights and Components Thereof, Investigation No. 337-TA-254.

Views of the Commission, in the matter of Certain Small Aluminum Flashlights and Components Thereof, Investigation No. 337-TA-254.

Decision in *Mag v. The U.S. Int'l Trade Commission* (Kassner Imports, Inc.; Brinkmann Corporation; Brinkmann International (Hong Kong), Ltd.; and J. Baxter Brinkmann International Corporation, Intervenor), — 88-1313 decided Feb. 15, 1989.

Notice of Issuance of General Exclusion Order, in the matter of Certain Small Aluminum Flashlights and Components Thereof, Investigation No. 337-TA-254.

General Exclusion Order, in the matter of Certain Small Aluminum Flashlights and Components Thereof, Investigation No. 337-TA-254.

Opinion; Findings of Fact and Conclusions of Law, in *Kassnar Imports, Inc. v. Mag Instrument & Mag Instrument, Inc. v. Kassnar Imports, Inc.* — CV 86-802 FFF, filed Jan. 6, 1989.

Judgment in *Kassnar Imports, Inc. v. Mag Instrument & Mag Instrument, Inc. v. Kassnar Imports, Inc.* — CV 86-802 FFF, filed Jan. 6, 1989.

Xscribe Computer-Aided Transcription—George Price Testimony Nov. 4, 1988 "Price—Direct", pp. DA-77 through DA-81.

Xscribe Computer-Aided Transcription—Gerald Ford Testimony Nov. 2, 1988, pp. 4, 23 & '24.

Injunction and Partial Consent Judgment re *Mag Instrument, Inc. v. K Mart Corporation*, No. 89-1203-ER (JRx), filed Aug. 31, 1989.

Consent Judgment and Permanent Injunction in *Mag Instrument, Inc. v. Longs Drug Stores Californai, Inc.*, No. C 619212, filed Jan. 22, 1990.

Consent Judgment and Permanent Injunction in *Mag Instrument, Inc. v. Outdoor Sports Headquarters, Inc.*, No. C-3-89-411, filed Oct. 13, 1989.

Consent Judgment and Permanent Injunction in *Mag Instrument, Inc. v. Outdoor Sports Headquarters, Inc.*, No. C-3-89-410, filed Oct. 13, 1989.

Injunction and Consent Judgment in *Mag Instrument, Inc. v. Sears, Roebuck & Company*, No. 89-0972 ER (JRx), filed Dec. 13, 1989.

Injunction and Consent Judgment, in *Mag Instrument, Inc. v. Sears, Roebuck and Co.*, No. 89-0972 ER (JRx), filed Jan. 17, 1990.

Consent Judgment and Permanent Injunction, in *Mag Instrument, Inc. v. Streamlight, Inc.*, No. 85-6104 SVW(Kx), filed Jan. 16, 1986.

Final Judgment by Consent and Permanent Injunction, in *Mag Instrument, Inc. v. Streamlight, Inc.*, No. CV-87-02530 ER (JRx), filed Sep. 10, 1990.

Weston, "Mini Flash Lite", advertisement received in U.S. Patent & Trademark Office, Jul. 11, 1949.

Brinkmann, Micro-Max 1 package Insert, Copyright 1987, (Photocopies of flashlight Included in Package and Pictures of Disassembled Flashlight Enclosed).

FIG. 1.

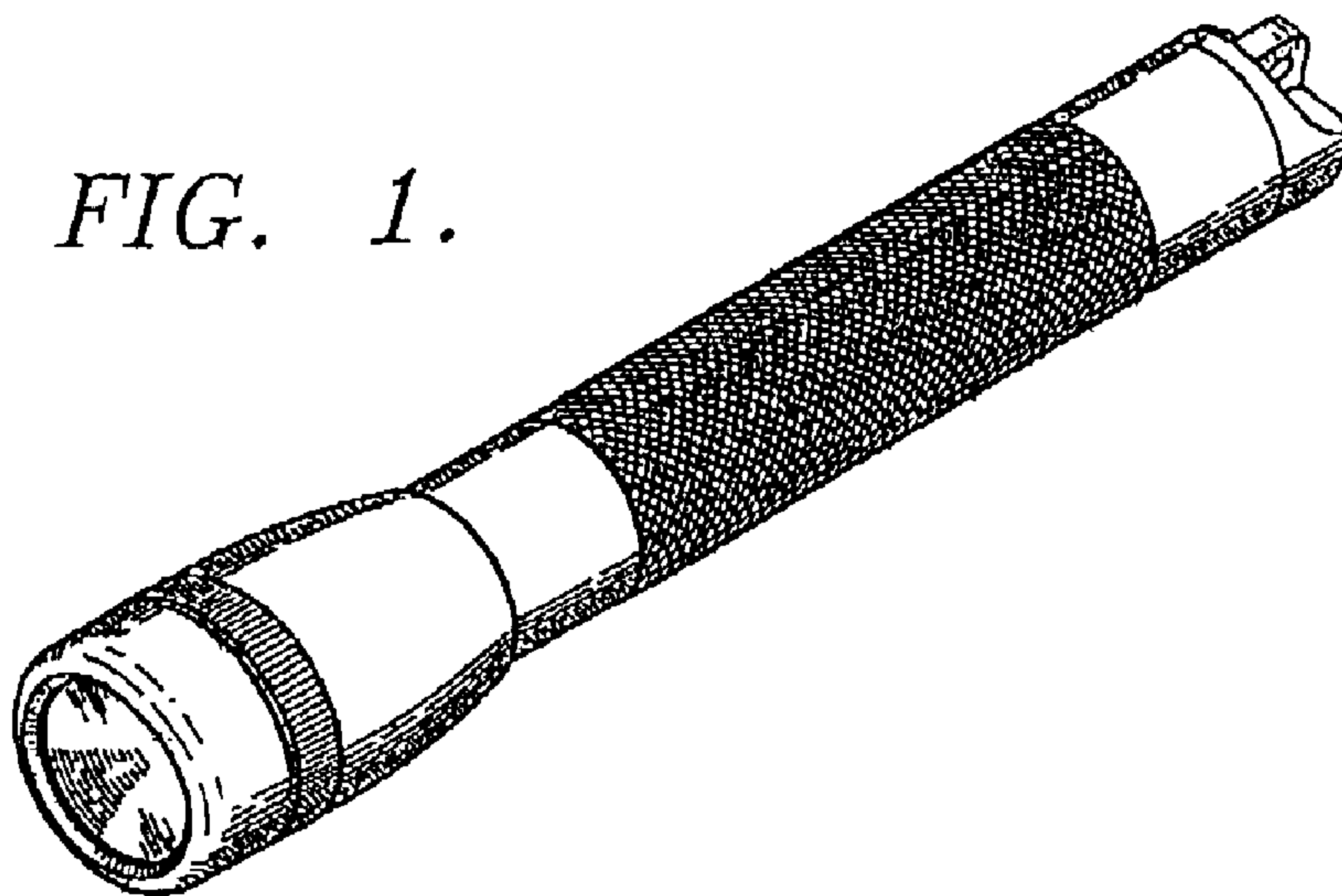


FIG. 2.

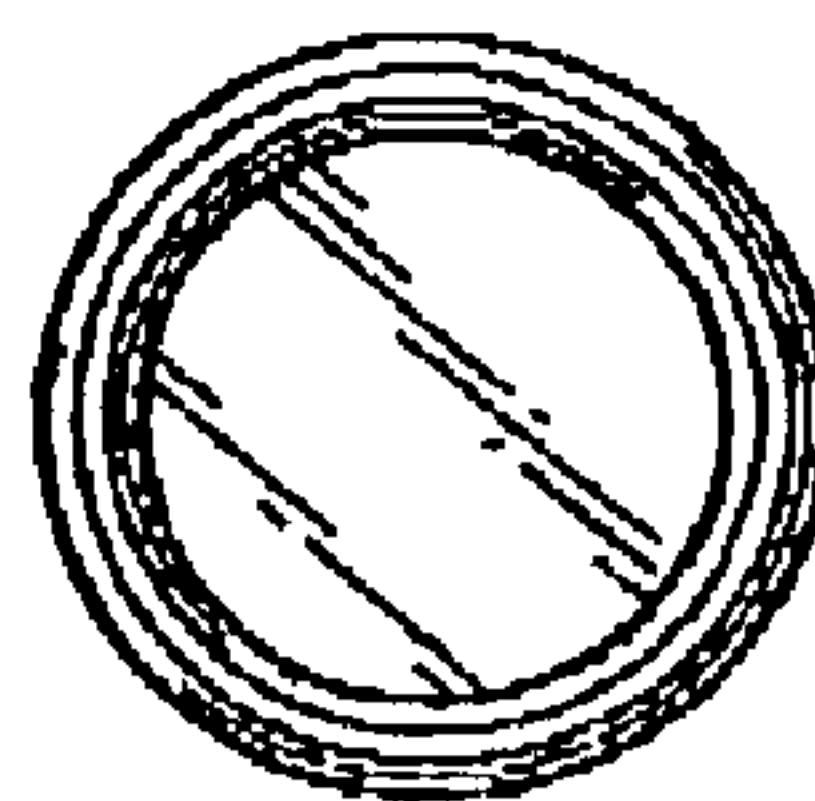
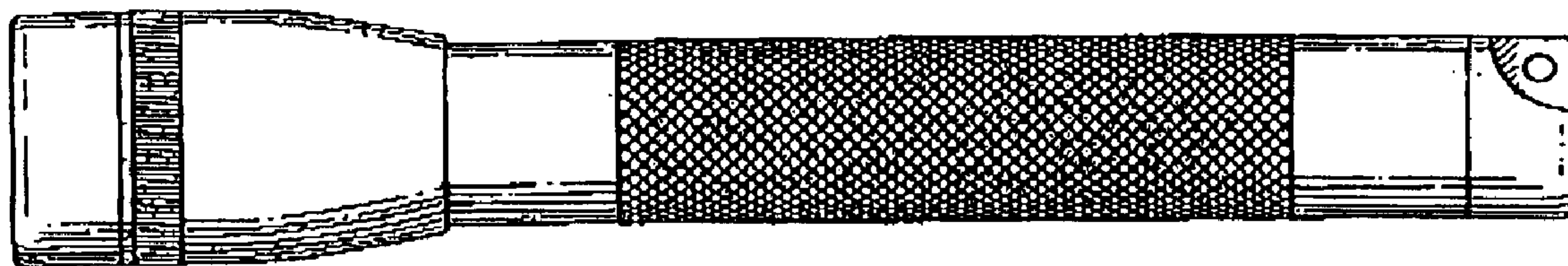


FIG. 3.