



US00D533451S

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

(10) **Patent No.:** **US D533,451 S**

(45) **Date of Patent:** **\*\* Dec. 12, 2006**

(54) **UPPER PORTION OF A FOOD CONTAINER LID**

(75) Inventor: **Donald E. McCumber**, Madison, WI (US)

(73) Assignee: **Placon Corporation**, Madison, WI (US)

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

(21) Appl. No.: **29/245,543**

(22) Filed: **Dec. 22, 2005**

(51) **LOC (8) Cl.** ..... **09-05**

(52) **U.S. Cl.** ..... **D9/435**

(58) **Field of Classification Search** ..... D9/756,  
D9/755, 456, 435, 432, 431, 429, 428, 426,  
D9/425, 424, 418; D7/629, 601, 554.2, 554.1,  
D7/392.1, 391; D34/38; D3/323; 229/406;  
220/556; 206/557, 518, 508

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D341,316 S	*	11/1993	Fritz et al.	.....	D9/429
5,607,709 A		3/1997	Fritz et al.		
D394,807 S		6/1998	Krupa et al.		
D409,910 S	*	5/1999	Hayes et al.	.....	D9/429
D444,382 S		7/2001	Hayes et al.		
6,257,401 B1		7/2001	Mangla et al.		
6,349,847 B1		2/2002	Mangla et al.		
D488,718 S	*	4/2004	Passerini	.....	D9/425
6,786,351 B1		9/2004	Krueger		
D507,740 S	*	7/2005	Ruiz et al.	.....	D9/425

**OTHER PUBLICATIONS**

Exhibit A—Photograph of Fabri-Kal Rotisserie Chicken Container, 2003.

Exhibit B—Photograph of Pactiv Rotisserie Chicken Container Lid, prior to Mar. 8, 2005.

Exhibit C—Photograph of Ivex Corporation Rotisserie Chicken Container, prior to Mar. 8, 2005.

Exhibit D—Photograph of Rotisserie Chicken Container, 2004 or earlier.

Exhibit E—Photograph of Anchor Packaging Chicken Container, prior to Mar. 2005.

Exhibit F—Photograph of Reynolds Rotisserie Chicken Container, May 2005.

Exhibit G—Photograph of Douglas Steven Plastics Chicken Container, 2005.

Exhibit H—Photograph of Plastic Ingenuity, Inc. Container, prior to 2006.

\* cited by examiner

*Primary Examiner*—Robert M. Spear

*Assistant Examiner*—Susan Bennett Hattan

(74) *Attorney, Agent, or Firm*—Stiennon & Stiennon

(57) **CLAIM**

The ornamental design for an upper portion of a food container lid, as shown and described.

**DESCRIPTION**

FIG. 1 is an isometric view of an upper portion of a food container lid of this invention, a lower flange is indicated in phantom lines, but is environmental material which forms no part of the claimed design;

FIG. 2 is a right side view thereof, the left side being a mirror image thereof;

FIG. 3 is a top plan view thereof;

FIG. 4 is a front elevational view thereof;

FIG. 5 is a rear elevational view thereof; and

FIG. 6 is a bottom plan view thereof.

FIG. 7 is an isometric view of an alternative embodiment upper portion of a food container lid of this invention, a lower flange is indicated in phantom lines, but is environmental material which forms no part of the claimed design;

FIG. 8 is a right side view thereof, the left side being a mirror image thereof;

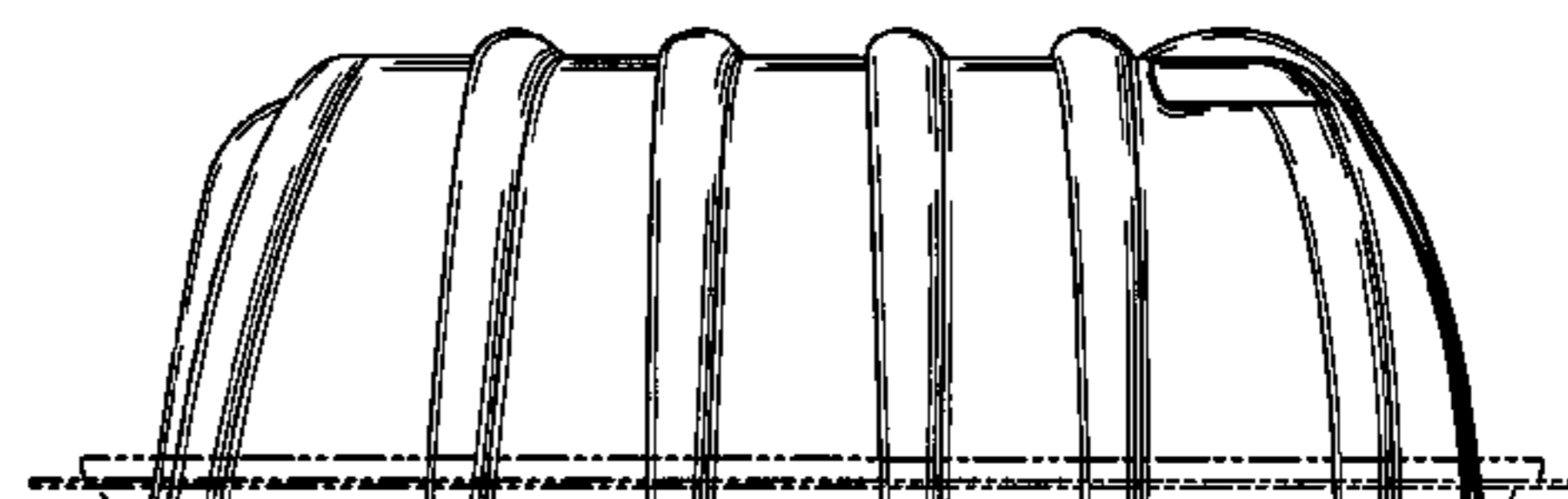
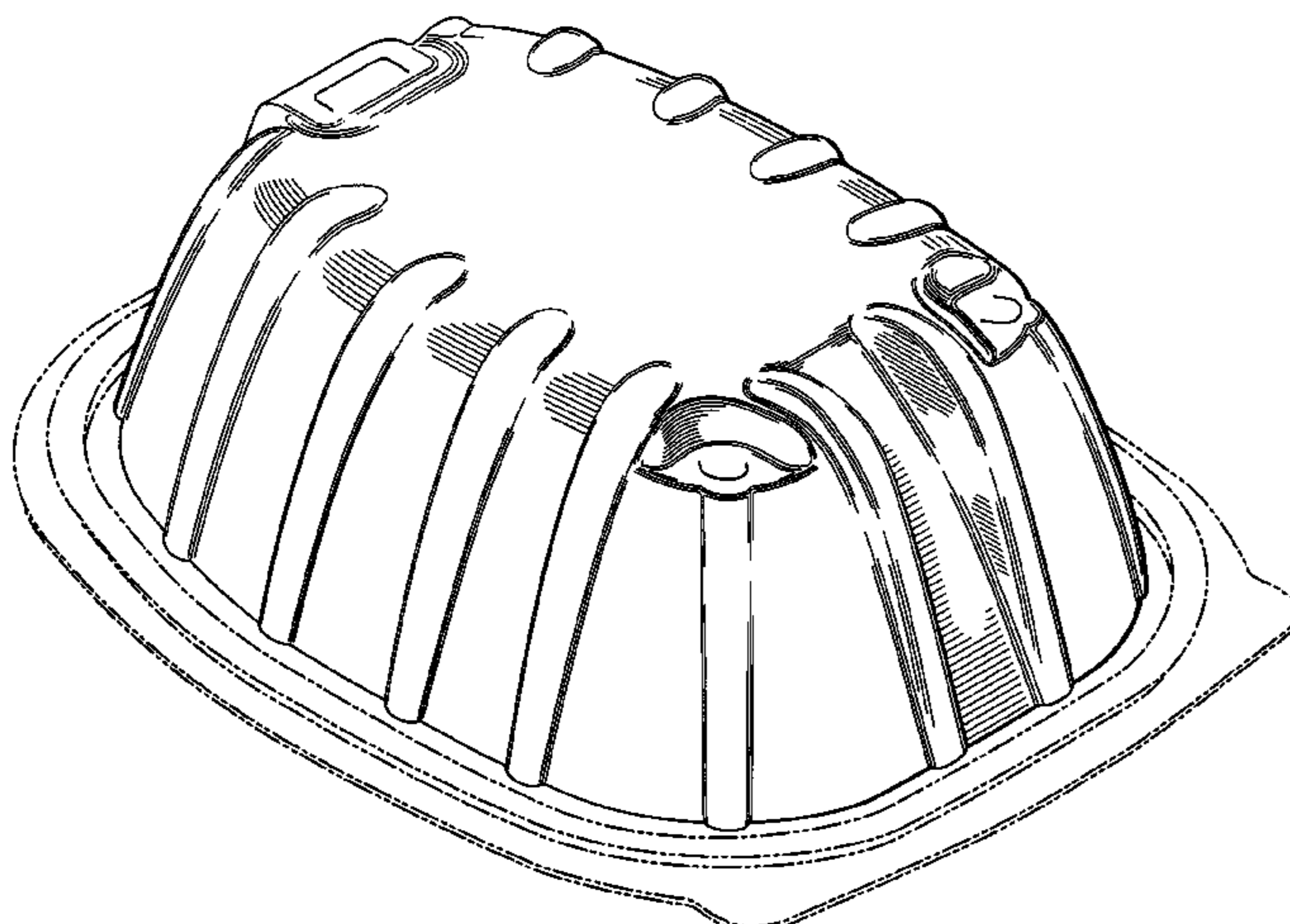
FIG. 9 is a top plan view thereof;

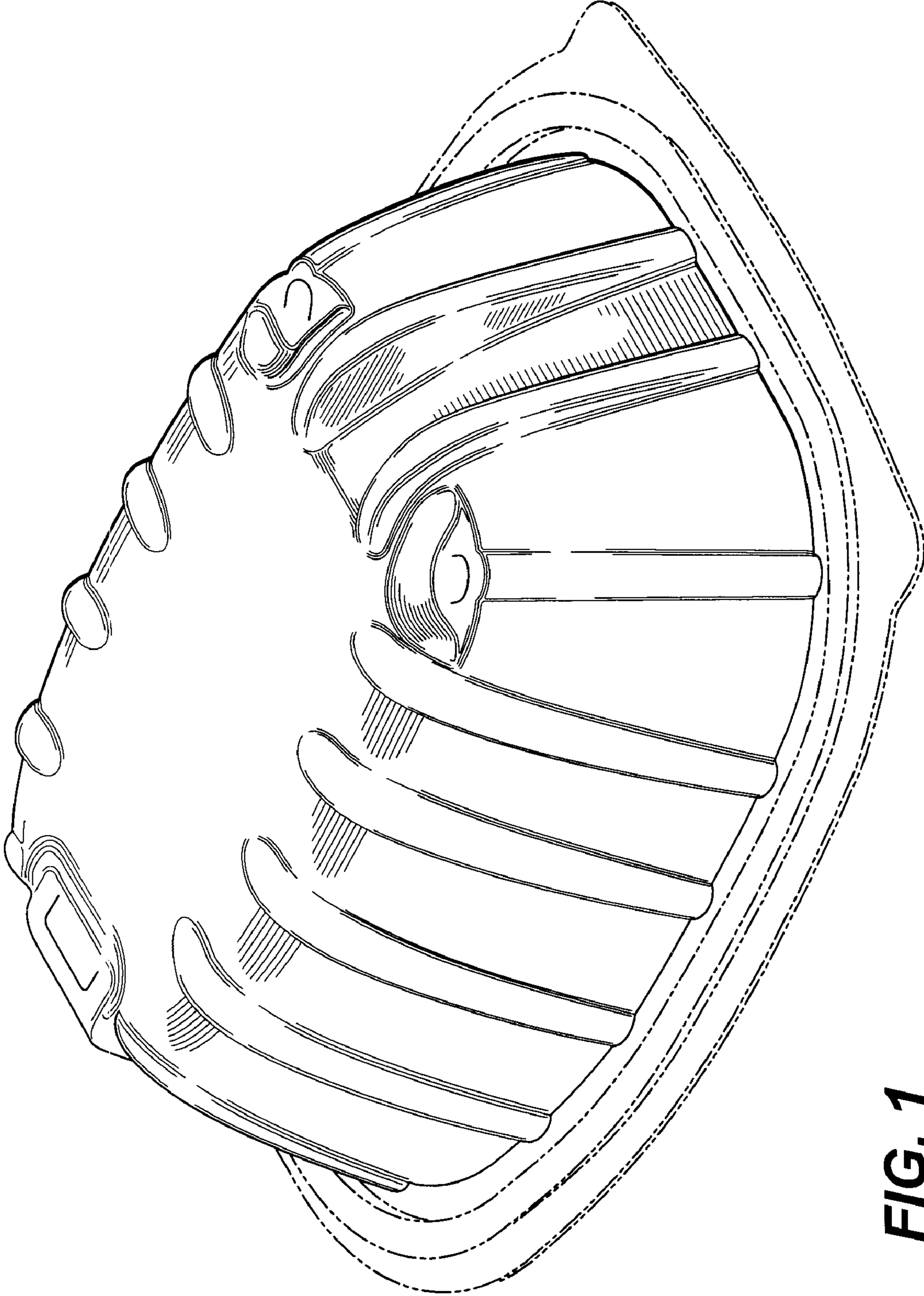
FIG. 10 is a front elevational view thereof;

FIG. 11 is a rear elevational view thereof; and,

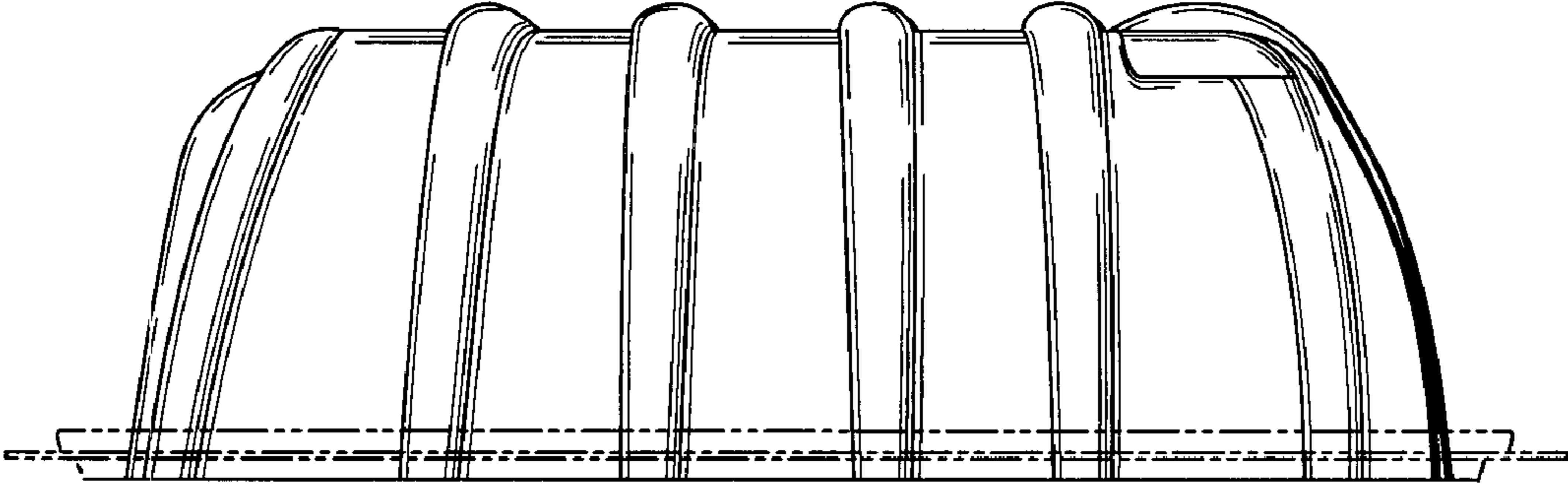
FIG. 12 is a bottom plan view thereof.

**1 Claim, 8 Drawing Sheets**

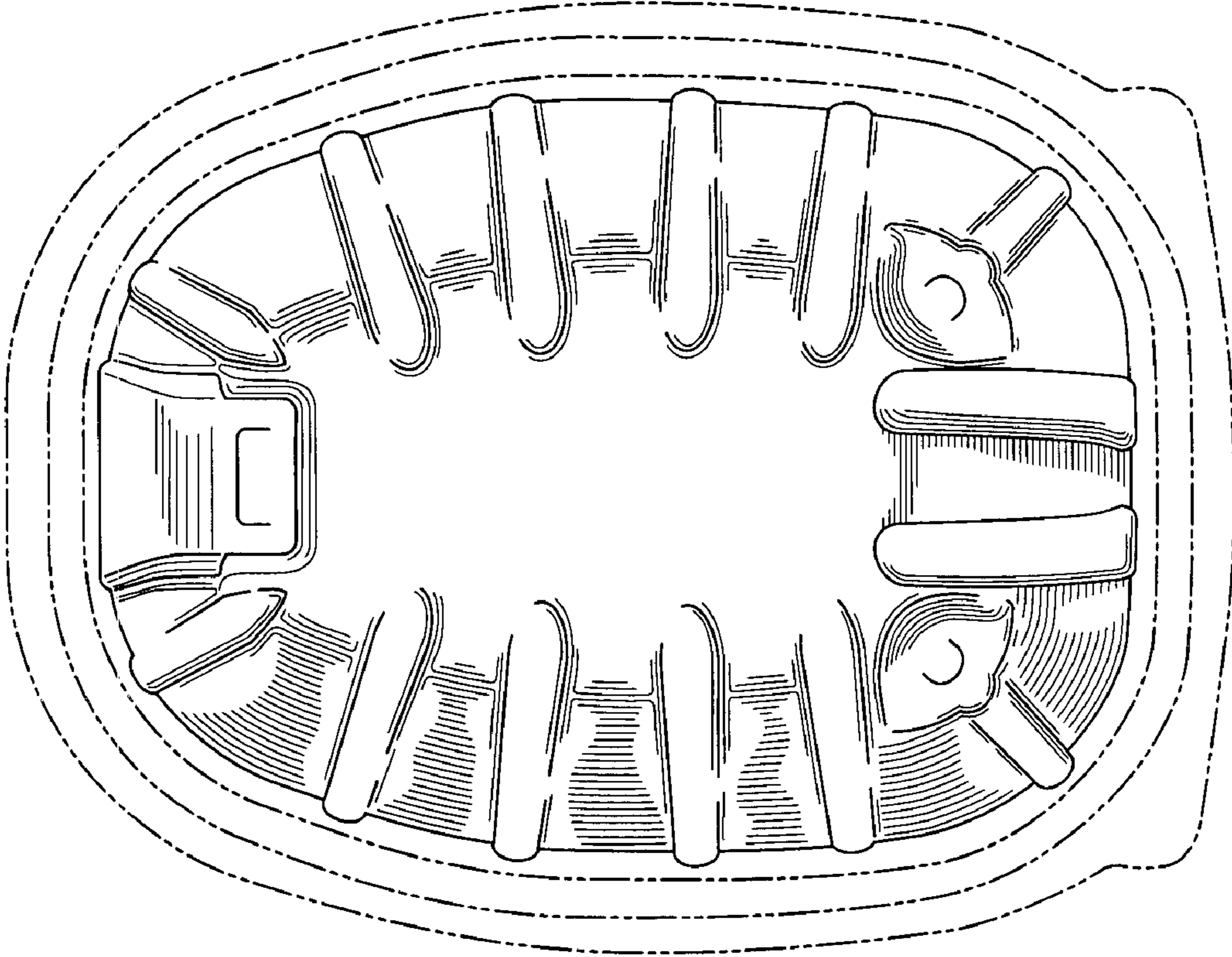




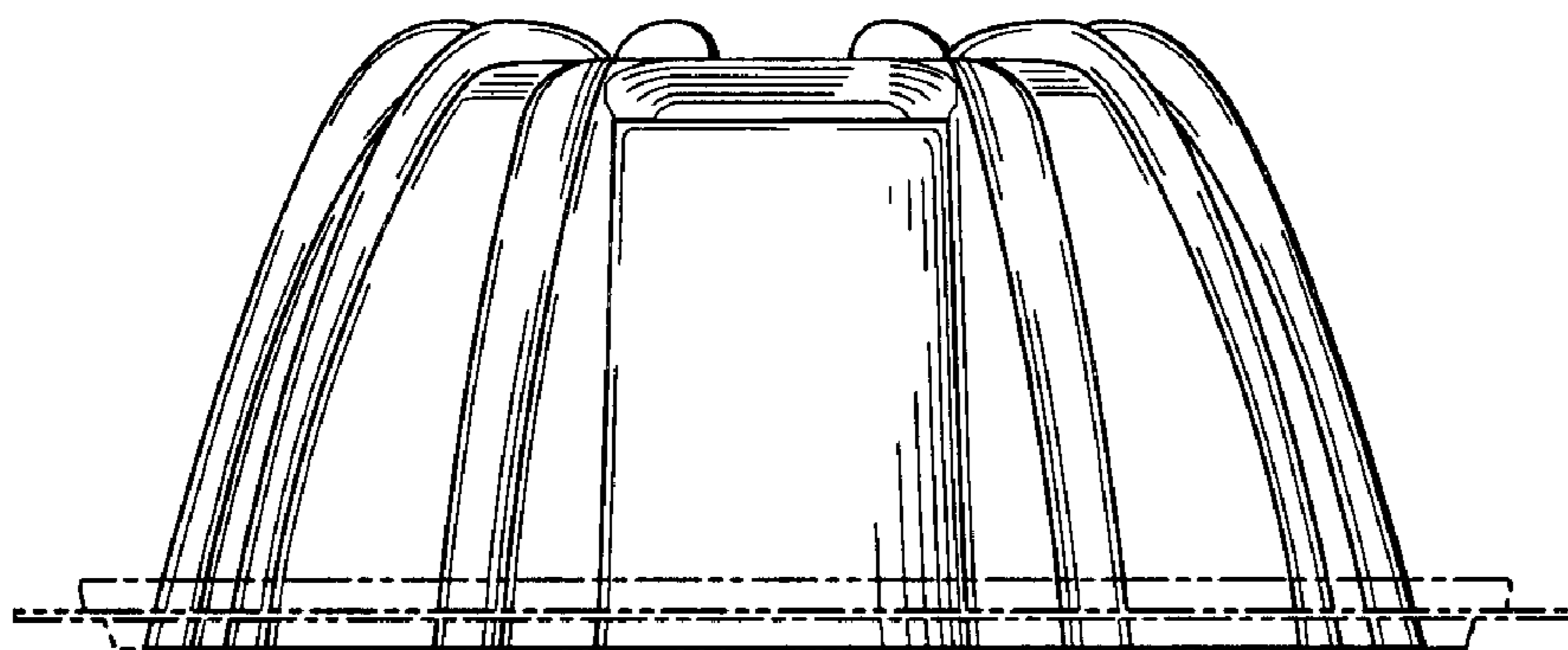
**FIG. 1**



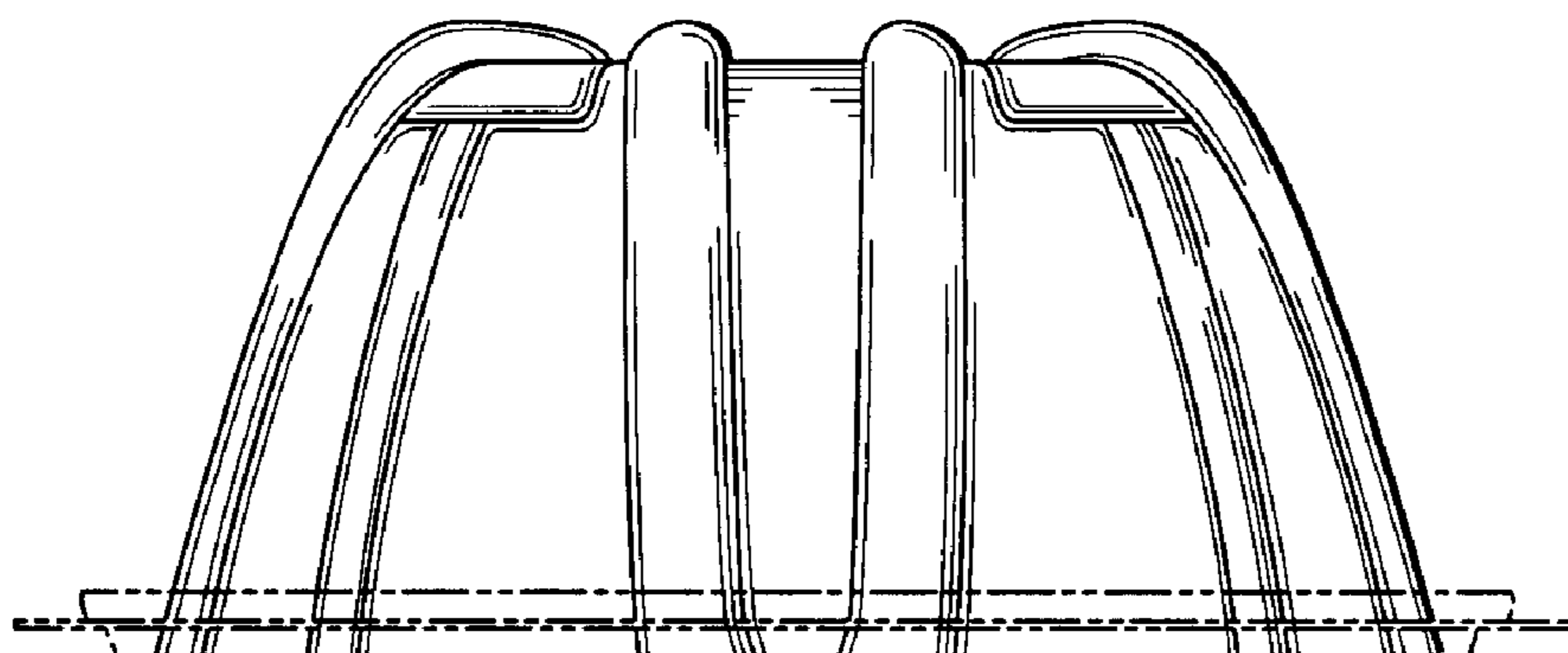
**FIG. 2**



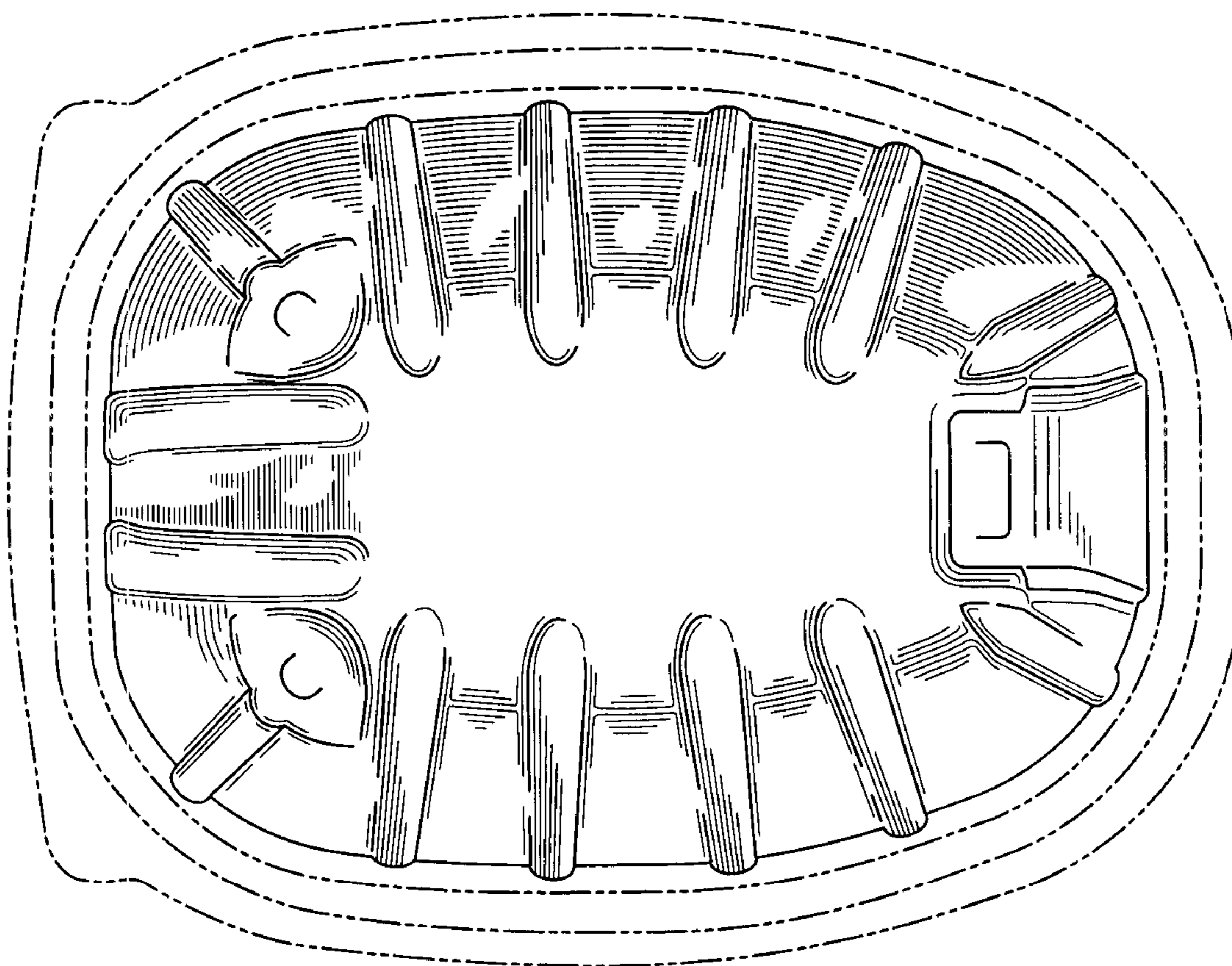
**FIG. 3**



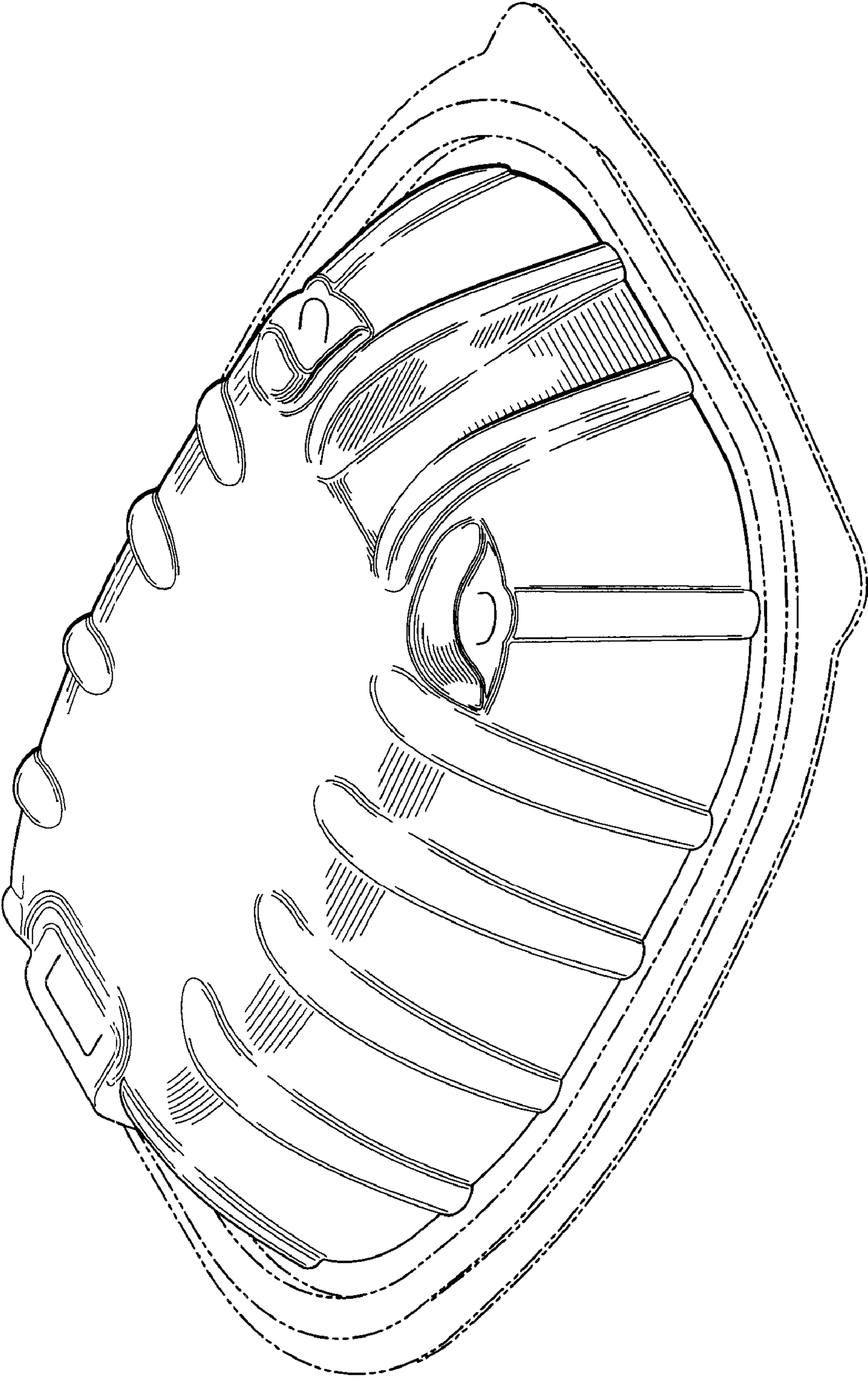
**FIG. 4**



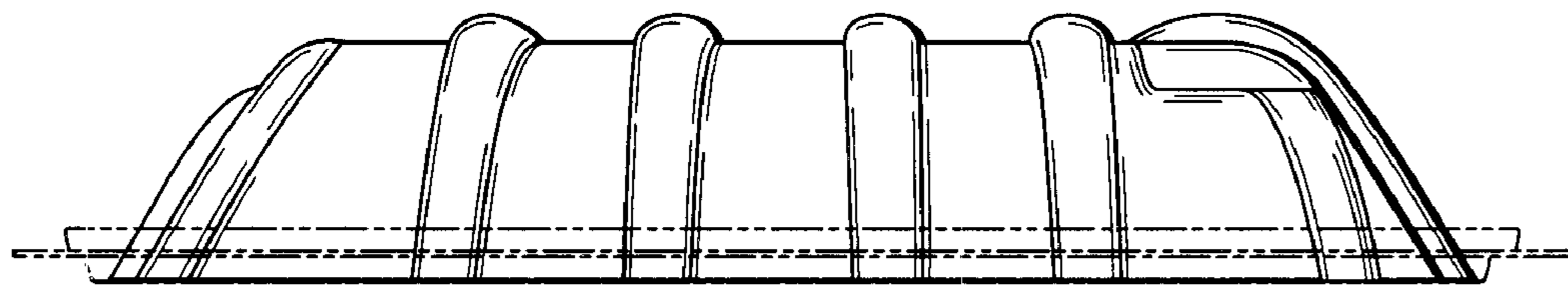
**FIG. 5**



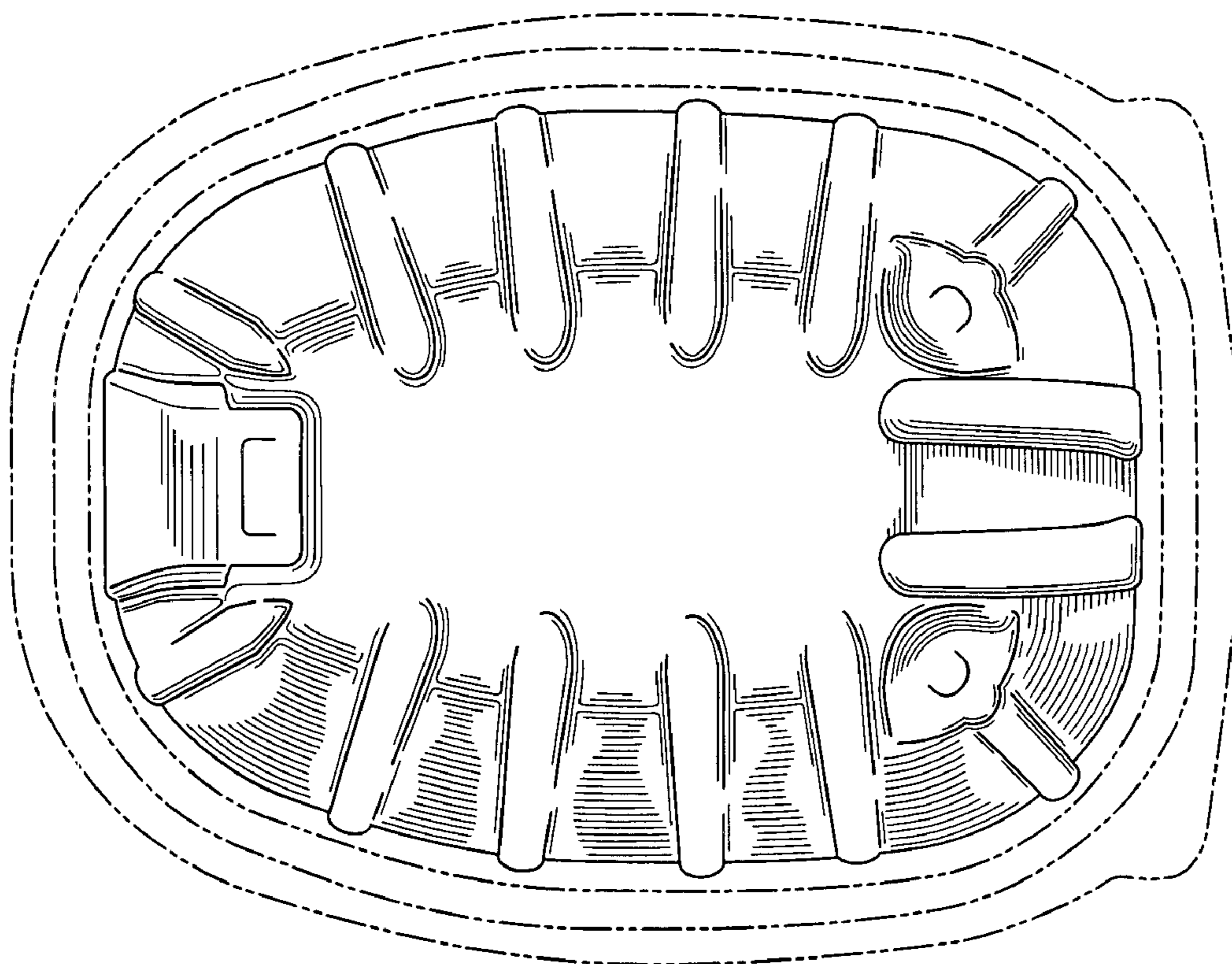
**FIG. 6**



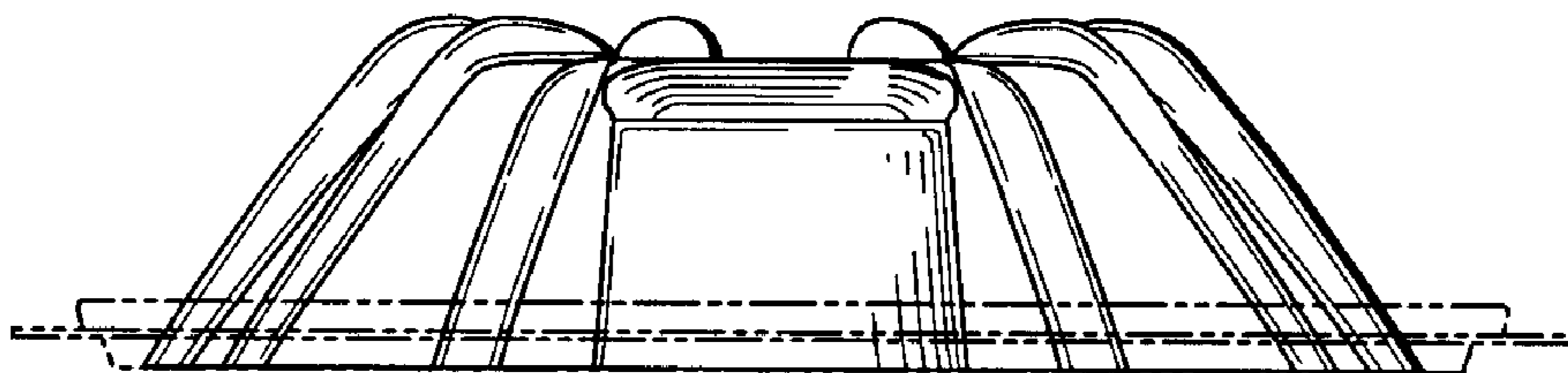
**FIG. 7**



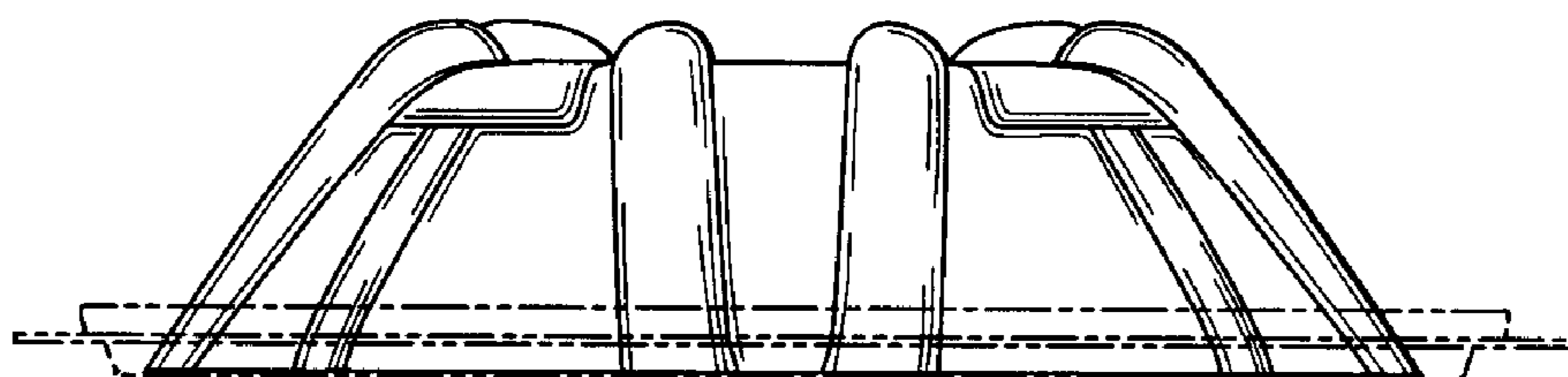
**FIG. 8**



**FIG. 9**

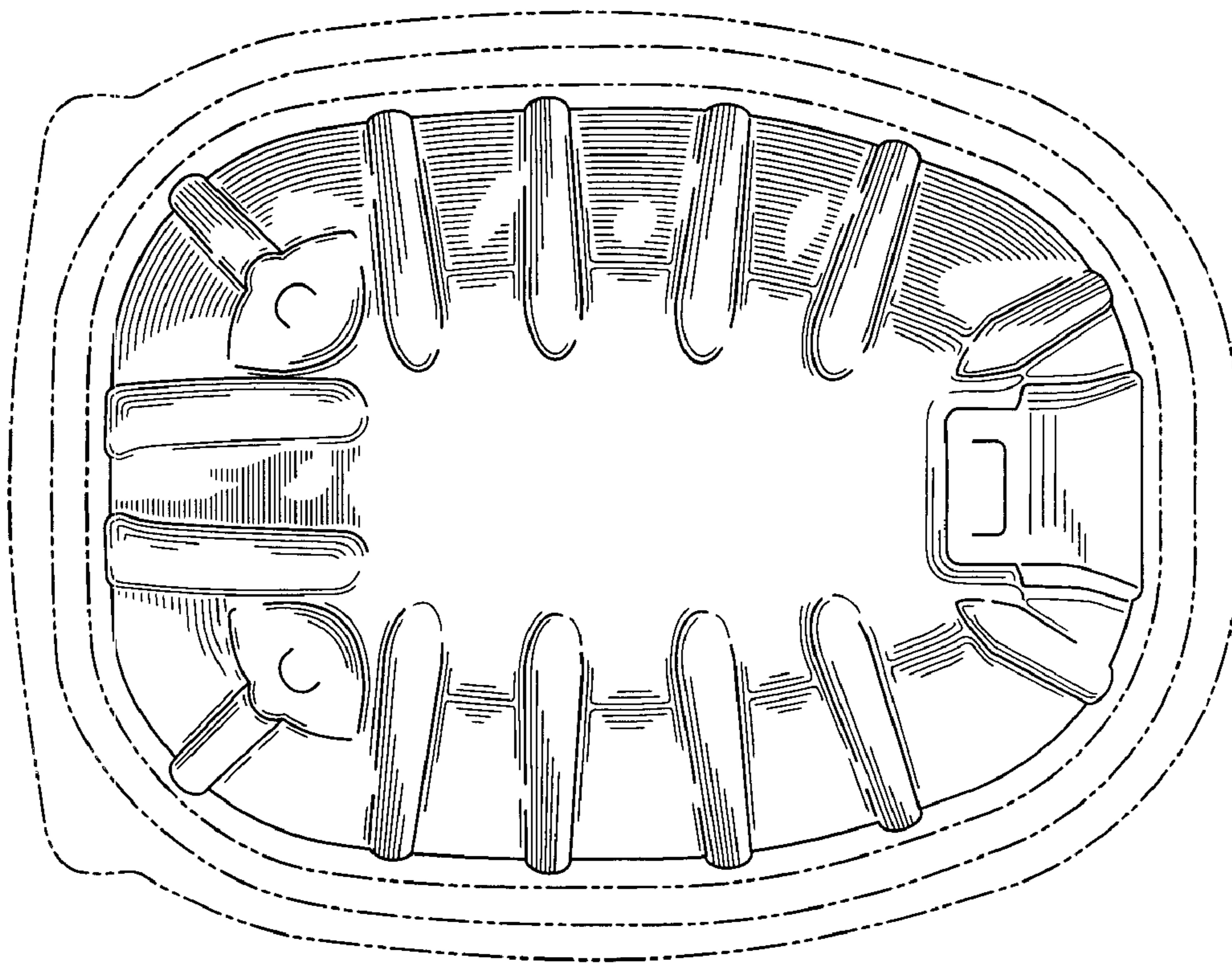


**FIG. 10**



**FIG. 11**





**FIG. 12**