



US00D536249S

(12) **United States Design Patent** (10) **Patent No.:** **US D536,249 S**
Smith et al. (45) **Date of Patent:** **** Feb. 6, 2007**

(54) **UPPER PANEL OF A DRINK CUP LID**

(75) Inventors: **Stephen Alan Smith**, Naperville, IL (US); **Kevin Ray Smith**, Round Lake Beach, IL (US); **Robert Joseph Schaefer**, Baltimore, MD (US)

(73) Assignee: **Solo Cup Operating Corporation**, Highland Park, IL (US)

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

(21) Appl. No.: **29/239,153**

(22) Filed: **Sep. 27, 2005**

(51) **LOC (8) Cl.** **09-07**

(52) **U.S. Cl.** **D9/454; D9/435**

(58) **Field of Classification Search** D9/454, D9/450, 449, 447, 445, 441, 438, 435, 434; D7/629, 511, 510, 396.2, 392.1, 317, 391, D7/392; D3/203.2, 202; 222/555, 451.2; 220/713, 712, 270, 253; D20/28

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

- 1,725,393 A 8/1929 Cone
- D181,109 S * 10/1957 Jocelyn D12/92
- D209,483 S * 12/1967 Frank D9/454
- 3,994,411 A 11/1976 Elfelt et al.
- 4,138,033 A 2/1979 Payne et al.
- 4,319,692 A * 3/1982 Gundlach 220/268
- 4,350,260 A 9/1982 Prueher
- 4,441,624 A 4/1984 Sokolowski
- 4,460,103 A 7/1984 Rama et al.
- 4,579,245 A 4/1986 Narushko
- 4,589,569 A 5/1986 Clements
- 4,615,459 A 10/1986 Clements
- 4,619,372 A 10/1986 McFarland
- D287,919 S 1/1987 Clements
- 4,753,365 A 6/1988 Seppala
- D299,010 S 12/1988 Wall
- 4,938,379 A * 7/1990 Kellner 220/370
- 4,978,024 A 12/1990 Newman et al.
- 5,253,781 A 10/1993 Van Melle et al.

- 5,348,181 A 9/1994 Smith et al.
- 5,398,843 A 3/1995 Warden et al.
- D368,624 S 4/1996 Forrer
- 5,588,561 A 12/1996 Ness
- 5,624,053 A 4/1997 Freek et al.
- D379,928 S 6/1997 Freek et al.
- D394,184 S * 5/1998 Demore D7/391
- 5,798,079 A 8/1998 Freek et al.
- D402,556 S 12/1998 Frye
- 5,911,331 A 6/1999 Boller
- 5,947,323 A 9/1999 Freek et al.
- D416,755 S * 11/1999 Trombly D7/392.1
- D417,845 S 12/1999 Sadlier et al.
- 5,996,837 A 12/1999 Freek et al.
- D436,867 S * 1/2001 Spreitzer et al. D9/772
- D437,223 S 2/2001 Coy et al.

(Continued)

OTHER PUBLICATIONS

Web Page www.lollicupstore.com/hohotcup/sili.html from Lollicup® Coffee & Tea Website, Product Honor® Hot Cup Sipper Lid as an internet site image, (dated Sep. 29, 2005) known to exist as early as Sep. 26, 2005.

Patton, Phil, "Top This," I.D. Magazine, pp. 39-47, May/ Jun. 2005.

Publication of TM Application No. 76/357,255—Official Gazette, p. 260, Jun. 10, 2003.

Primary Examiner—Robert M. Spear

Assistant Examiner—Susan Bennett Hattan

(74) *Attorney, Agent, or Firm*—Banner & Witcoff, Ltd.

(57) **CLAIM**

We claim the ornamental design for an upper panel of a drink cup lid, as shown and described.

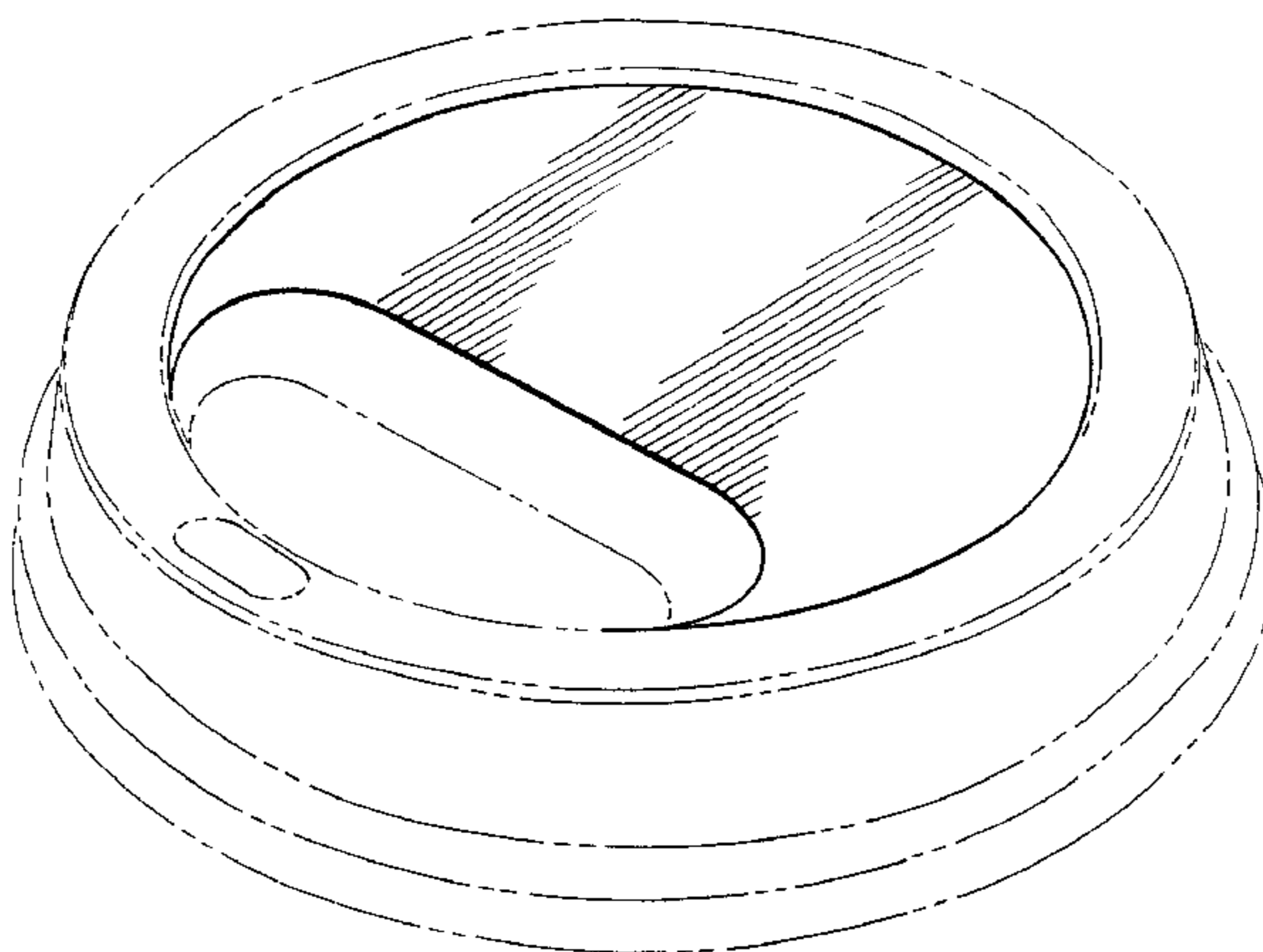
DESCRIPTION

FIG. 1 is a perspective view of an upper panel of a drink cup lid; and,

FIG. 2 is a top plan view of the of the upper panel of the drink cup lid of FIG. 1.

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

1 Claim, 1 Drawing Sheet



US D536,249 S

Page 2

U.S. PATENT DOCUMENTS

| | | | | | | | | | | |
|--------------|---|---------|----------------|-------|--------|-----------------|---|---------|----------------|-----------------|
| D447,412 S | * | 9/2001 | Durdon | | D9/438 | D477,223 S | | 7/2003 | Smith et al. | |
| 6,305,571 B1 | | 10/2001 | Chu | | | 6,612,456 B1 | | 9/2003 | Hundley et al. | |
| 6,374,726 B1 | | 4/2002 | Melton | | | D480,968 S | | 10/2003 | Atkins et al. | |
| 6,419,105 B1 | | 7/2002 | Bruce et al. | | | 6,644,490 B2 | | 11/2003 | Clarke | |
| 6,419,112 B1 | | 7/2002 | Bruce et al. | | | 6,679,397 B2 | | 1/2004 | Smith et al. | |
| 6,464,099 B1 | | 10/2002 | Portman et al. | | | D500,343 S | * | 12/2004 | McRobbie | D20/28 |
| D467,500 S | | 12/2002 | Cudmore et al. | | | 6,905,044 B1 | * | 6/2005 | Russo et al. | 220/719 |
| D468,206 S | | 1/2003 | Weiss et al. | | | 6,991,128 B1 | * | 1/2006 | Russo et al. | 220/713 |
| 6,505,753 B1 | | 1/2003 | Freek et al. | | | 2003/0089713 A1 | | 5/2003 | Belt et al. | |
| D470,890 S | * | 2/2003 | Meyer | | D20/28 | 2003/0141302 A1 | | 7/2003 | Ryan et al. | |
| 6,578,726 B1 | | 6/2003 | Schaefer | | | 2004/0195239 A1 | * | 10/2004 | Rush et al. | 220/254.3 |
| D476,566 S | | 7/2003 | Smith et al. | | | 2005/0211713 A1 | * | 9/2005 | Goeking et al. | 220/713 |
| D476,891 S | | 7/2003 | Clarke et al. | | | | | | | |

* cited by examiner

FIG. 1

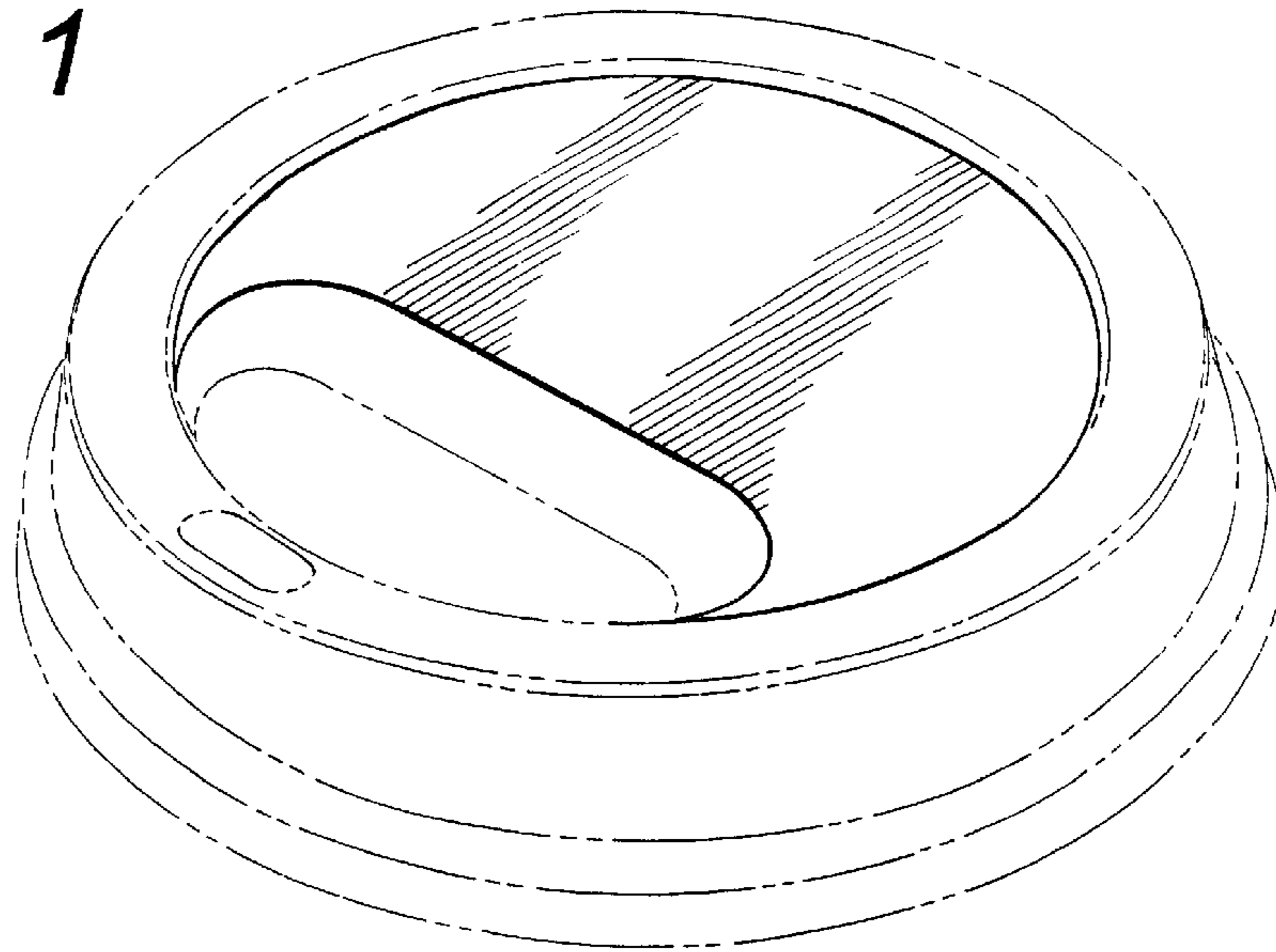


FIG. 2

