

## (12) United States Design Patent (10) Patent No.: US D536,881 S Mischel, Jr. et al. (45) Date of Patent: \*\* Feb. 20, 2007

#### (54) LIGHTED MIRROR

- (75) Inventors: James V. Mischel, Jr., Seattle, WA
   (US); James V. Mischel, Sr.,
   Lynnwood, WA (US)
- (73) Assignee: Electric Mirror, L.L.C., Edmonds, WA (US)
- (\*\*) Term: 14 Years

D383,908 S	*	9/1997	Waszkiewicz, III D6/300
D405,473 S	*	2/1999	Tikhonski et al D20/42
D433,573 S	*	11/2000	Rochon D6/308
D483,747 S	*	12/2003	Berube D14/141.3
D492,127 S	*	6/2004	Bellini D6/308

#### \* cited by examiner

Primary Examiner—Janice E. Seeger
Assistant Examiner—Sydney R. Buffalow
(74) Attorney, Agent, or Firm—Christensen O'Connor

(21) Appl. No.: 29/228,971

(22) Filed: Apr. 29, 2005

- (52) U.S. Cl. ..... D6/308
- (58) Field of Classification Search ...... D6/300–303, D6/308–314; 40/700, 711, 721, 714–717, 40/725, 722, 745, 754, 755, 790; 359/838, 359/871

See application file for complete search history.

(56) **References Cited** 

### U.S. PATENT DOCUMENTS

D114,451 S	4/1939	Lazarus
D254,643 S	* 4/1980	Ashenfarb D6/308
D311,820 S	* 11/1990	Glucksman et al D6/308
D339,921 S	10/1993	Nourse
D345,379 S	* 3/1994	Chan D20/40
D353,942 S	* 1/1995	Lo et al D6/310
D376,914 S	* 12/1996	Waszkiewicz, III D6/300

Johnson Kindness PLLC

### (57) **CLAIM**

The ornamental design for a lighted mirror, as shown and described.

### DESCRIPTION

FIG. 1 is a perspective view of a lighted mirror, showing our new design;
FIG. 2 is a front view thereof;
FIG. 3 is a left side view and a right side view thereof;
FIG. 4 is a top view and a bottom view thereof;
FIG. 5 is a back view thereof;
FIG. 6 is a perspective view of a second embodiment of a lighted mirror, showing our new design;
FIG. 7 is a front view thereof;
FIG. 8 is a left side view and a right side view thereof;
FIG. 9 is a top view and a bottom view thereof; and,
FIG. 10 is a back view thereof.

1 Claim, 6 Drawing Sheets



# **U.S. Patent** Feb. 20, 2007 Sheet 1 of 6 US D536,881 S





# U.S. Patent Feb. 20, 2007 Sheet 2 of 6 US D536,881 S



Fig.2.

Fig.3.





# U.S. Patent Feb. 20, 2007 Sheet 3 of 6 US D536,881 S



Fig.5.

# **U.S. Patent** Feb. 20, 2007 Sheet 4 of 6 US D536,881 S



Fig. 6.

# U.S. Patent Feb. 20, 2007 Sheet 5 of 6 US D536,881 S



Fig. 7.

Fig. 8.



Fig. 9.

# **U.S. Patent** Feb. 20, 2007 Sheet 6 of 6 US D536,881 S



Fig. 10.



#### (12) EX PARTE REEXAMINATION CERTIFICATE (6979th) **United States Patent** US D536,881 C1 (10) Number: (45) Certificate Issued: Aug. 4, 2009 Mischel, Jr. et al.

#### LIGHTED MIRROR (54)

- Inventors: James V. Mischel, Jr., Seattle, WA (US); (75)James V. Mischel, Sr., Lynnwood, WA (US)
- Electric Mirror, L.L.C., Edmonds, WA (73)Assignee: (US)

**Reexamination Request:** 

"eFinity," ElectricMirror.com, <a href="http://web.archive.org/web/">http://web.archive.org/web/</a> 20030828072254/www.electricmirror.com/english/menu/ efinity.html>, as early as Aug. 2003. "Steel Pleasure E101" ElectricMirror.com, <a href="http://web">http://web</a>. archive.org/web/20030805153142/http://www.electricmirror.com>, as early as Aug. 2003. "Steel Pleasure E201," ElectricMirror.com, <a href="http://web">http://web</a>. archive.org/web/20030805153142/http://www.electricmirror.com>, as early as Aug. 2003. "Steel Pleasure E301," ElectricMirror.com, <a href="http://web">http://web</a>. archive.org/web/20030805153142/http://www.electricmirror.com>, as early as Aug. 2003. "Radiance," ElectricMirror.com, <a href="http://web.archive.org/">http://web.archive.org/</a> web/20030805153142/http://www.electricmirror.com/>, as early as Aug. 2003. "Masterpiece," ElectricMirror.com, <a href="http://web.archive.org/">http://web.archive.org/</a> web/20030805153142/http://www.electricmirror.com>, as early as Aug. 2003. "Momentum," ElectricMirror.com, <a href="http://web.archive.org/">http://web.archive.org/</a> web/20030805153142/http://www.electricmirror.com>, as early as Aug. 2003. "Trinity," Electric Mirror.com, <a href="http://web.archive.org/web/">http://web.archive.org/web/</a> 20030805153142/http://www.electricmirror.com/>, as early as Aug. 2003.

#### No. 90/008,939, Nov. 19, 2007

#### **Reexamination Certificate for:**

Patent No .:	Des. 536,881
Issued:	Feb. 20, 2007
Appl. No.:	29/228,971
Filed:	Apr. 29, 2005

- LOC (9) Cl. ..... 06-07 (51)
- (52)D6/608 **U.S. Cl.** .....
- (58)D6/301, 302, 308; 40/700, 714, 715, 725, 40/732; 359/838, 871

See application file for complete search history.

#### **References** Cited (56)

### U.S. PATENT DOCUMENTS

1,138,552	Α	5/1915	Goddard
D267,205	S	12/1982	Weinhart
2005/0005494	A1	1/2005	Way

#### **OTHER PUBLICATIONS**

"Acqua," ASCOLights.co.uk, <a href="http://web.archive.org/web/">http://web.archive.org/web/</a> 20040603034329/www.ascolights.co.uk/Bathroom\_ mirrors.html>, as early as Jun. 2004.

"IMA89 Mirror Light," TheLightingSuperStore.co.uk, <a href="http://web.petabox.bibalex.org/web/20050203025240/the-">http://web.petabox.bibalex.org/web/20050203025240/the-</a> lightingsuperstore.co.uk/>, as early as 2005. Electronic Publication of Fusion mirror. Electronic Publication of Momentum mirror. Electronic Publication of Radiance mirror. Electronic Publication of Steel Pleasure 201 mirror. Electronic Publication entitled "The Leader In Mirror Defoggers."

Reflection mirror—p. 10—Electric Mirror Catalog, © 2004—Electric Mirror LLC.\*

"Circular Inspiration," ElectricMirror.com, <a href="http://web.ar-">http://web.ar-</a> chive.org/web/20030828071950/www.electricmirror.com/ english/menu/circularinspiration.html>, as early as Aug. 2003.

"Fusion," Electric Mirror.com, <a href="http://web.archive.org/web/">http://web.archive.org/web/</a> 20030828072111/www.electricmirror.com/english/menu/ fusion.html>, as early as Aug. 2003.

\* cited by examiner

*Primary Examiner*—Mary Ann Calabrese



## US D536,881 C1

### Page 2

## EX PARTE REEXAMINATION CERTIFICATE ISSUED UNDER 35 U.S.C. 307

AS A RESULT OF REEXAMINATION, IT HAS BEEN DETERMINED THAT:

The single design claim is confirmed.

The ornamental design for a lighted mirror, as shown and described.

\* \* \* \* \*



#### (12) EX PARTE REEXAMINATION CERTIFICATE (7839th) **United States Patent** US D536,881 C2 (10) Number: (45) Certificate Issued: Oct. 26, 2010 Mischel, Jr. et al.

LIGHTED MIRROR (54)

- Inventors: James V. Mischel, Jr., Seattle, WA (US); (75)James V. Mischel, Sr., Lynnwood, WA (US)
- Assignee: Electric Mirror, L.L.C., Edmonds, WA (73)(US)

**Reexamination Request:** No. 90/009,391, Jan. 22, 2009 (56)

**References Cited** 

### PUBLICATIONS

BGL-010-6 Electric mirror-p. 3, 2004-Shanghai Bagen Electronic Science& Technology Co., Ltd, http://www.yashdefogger.com/Products.asp, pulled from web-Oct. 15, 2009. Electric Mirror, LLC Brochure for Fusion backlit mirror, published on www.electricmirror.com website since Jul. 25, 2003 (2 pages). Web Archive printout for www.electricmirror.com showing that brochures were available since Jul. 25, 2003 (3 pages). Electric Mirror, LLC, Brochure for Steel Pleasure 201 backlit mirror, published on www.electricmirror.com website since Jul. 25, 2003 (2 pages). Electric Mirror, LLC, Brochure with word Masterpiece on front page, containing 2004 copyright notice (12 pages). Asco Lights, web pages showing Aqua backlit mirror, dated Jun, 3, 2004 (2 pages). Web archive printout for www.ascolights.co.uk (2 pages). Sep. 2002 Decor Moulding & Supply company catalog. 2003 Supplement to Decor Moulding & Supply catalog.

#### **Reexamination Certificate for:**

Patent No.:	Des. 536,881
Issued:	Feb. 20, 2007
Appl. No.:	29/228,971
Filed:	Apr. 29, 2005

Reexamination Certificate C1 8,536,881 issued Aug. 4, 2009

(51)	LOC (9) Cl.	•••••••••••••••••••••••••••••••••••••••	06-07
------	-------------	---	-------

- (52)
- (58)D6/308–314; 40/700, 711, 714, 721, 722, 40/725, 732, 745, 754, 755, 790; 359/838, 359/871; 362/128, 129

See application file for complete search history.

Aug. 2002 Studio Moulding, Inc. catalog. Electric Mirror, LLC Brochure for Steel Pleasure backlit mirror, published on www.electricmirror.com website since Jul. 25, 2003 (2 pages).

Electric Mirror, LLC Brochure for Momentum backlit mirror, published on www.electricmirror.com website since Jul. 25, 2003 (3 pages).

*Primary Examiner*—Adir Aronovich



## US D536,881 C2

Page 2

## EX PARTE REEXAMINATION CERTIFICATE ISSUED UNDER 35 U.S.C. 307

AS A RESULT OF REEXAMINATION, IT HAS BEEN DETERMINED THAT:

The patentability of the single design claim is confirmed.

The ornamental design for a lighted mirror, as shown and described.

\* \* \* \* \*



#### (12) INTER PARTES REEXAMINATION CERTIFICATE (1370th) **United States Patent** US D536,881 C3 (10) Number: Mischel, Jr. et al. (45) Certificate Issued: Dec. 6, 2016

LIGHTED MIRROR (54)

- Inventors: James V. Mischel, Jr., Seattle, WA (75)(US); James V. Mischel, Sr., Lynnwood, WA (US)
- Assignee: ELECTRIC MIRROR, L.L.C., (73)Edmonds, WA (US)

### **Reexamination Request:**

Field of Classification Search (58)USPC ..... D6/300–308; D26/51; 40/217, 714, 715; 362/128, 135, 140 CPC ...... A45D 42/10; A47G 1/00; A47G 1/02 See application file for complete search history.

#### **References** Cited (56)

To view the complete listing of prior art documents cited during the proceeding for Reexamination Control Number 95/001,793, please refer to the USPTO's public Patent Application Information Retrieval (PAIR) system under the Display References tab.

No. 95/001,793, Oct. 25, 2011

**Reexamination Certificate for:** 

Patent No.:	Des. 536,881
Issued:	Feb. 20, 2007
Appl. No.:	29/228,971
Filed:	Apr. 29, 2005

Reexamination Certificate C1 Des. 536,881 issued Aug. 4, 2009

Reexamination Certificate C2 Des. 536,881 issued Oct. 26, 2010

LOC (10) Cl. (51)U.S. Cl. (52)USPC ..... D6/308 *Primary Examiner* — Mary Ann Calabrese

Attention is directed to the decision of MAJESTIC MIR-RORS & FRAME LLC v. ELECTRIC MIRROR, LLC", (S.D.FLA. May 18, 2007) (NO. 1:07CV21300), (28 USC 2201 DECLARATORY JUDGMENT INSURANCE) relating to this patent. This reexamination may not have resolved all questions raised by this decision. See 37 CFR 1.552(c) for *ex parte* reexamination and 37 CFR 1.906(c) for *inter partes* reexamination.



## US D536,881 C3 1 INTER PARTES REEXAMINATION CERTIFICATE

THE PATENT IS HEREBY AMENDED AS INDICATED BELOW.

AS A RESULT OF REEXAMINATION, IT HAS BEEN DETERMINED THAT:

The sole claim is cancelled.

10

5

2

\* \* \* \* \*