



US00D543237S

(12) **United States Design Patent**  
**Bickert et al.**

(10) **Patent No.:** **US D543,237 S**

(45) **Date of Patent:** **\*\* May 22, 2007**

(54) **WRITING INSTRUMENT WITH BASEBALL TOP**

(75) Inventors: **Robert Bickert**, Mobile, AL (US);  
**Heather Hise**, Saraland, AL (US)

(73) Assignee: **EBSCO Industries, Inc.**, Birmingham, AL (US)

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

(21) Appl. No.: **29/236,859**

(22) Filed: **Aug. 23, 2005**

(51) **LOC (8) Cl.** ..... **19-06**

(52) **U.S. Cl.** ..... **D19/42**

(58) **Field of Classification Search** ..... D19/35,  
D19/36, 41-51, 54-57; 24/11 R, 11 F, 11 P;  
401/52, 99, 100, 104, 105, 106, 107, 108,  
401/109, 192, 195

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D47,852 S	*	9/1915	Kulow	.....	D19/42
D88,289 S	*	11/1932	Hawes	.....	D21/713
D342,277 S	*	12/1993	Yoshinaga et al.	.....	D19/42
D350,699 S	*	9/1994	Lincourt	.....	D10/6
D357,275 S	*	4/1995	Covington et al.	.....	D19/42
D377,806 S	*	2/1997	Samucha	.....	D19/36

5,984,813 A	*	11/1999	Cinnella	.....	473/613
D440,252 S	*	4/2001	Cohen	.....	D19/42
D441,017 S	*	4/2001	Gault et al.	.....	D19/50
D447,172 S	*	8/2001	Cohen	.....	D19/42
D459,382 S	*	6/2002	Cohen	.....	D17/22
D489,103 S	*	4/2004	Jandorf	.....	D21/713
D492,349 S	*	6/2004	Qiu	.....	D19/50
D499,448 S	*	12/2004	Rommel	.....	D19/50
D500,424 S	*	1/2005	Long et al.	.....	D6/597
D500,519 S	*	1/2005	Keda	.....	D19/50
D525,976 S	*	8/2006	Landau	.....	D14/432

\* cited by examiner

*Primary Examiner*—Elizabeth A. Albert

(74) *Attorney, Agent, or Firm*—Smith, Gambrell & Russell

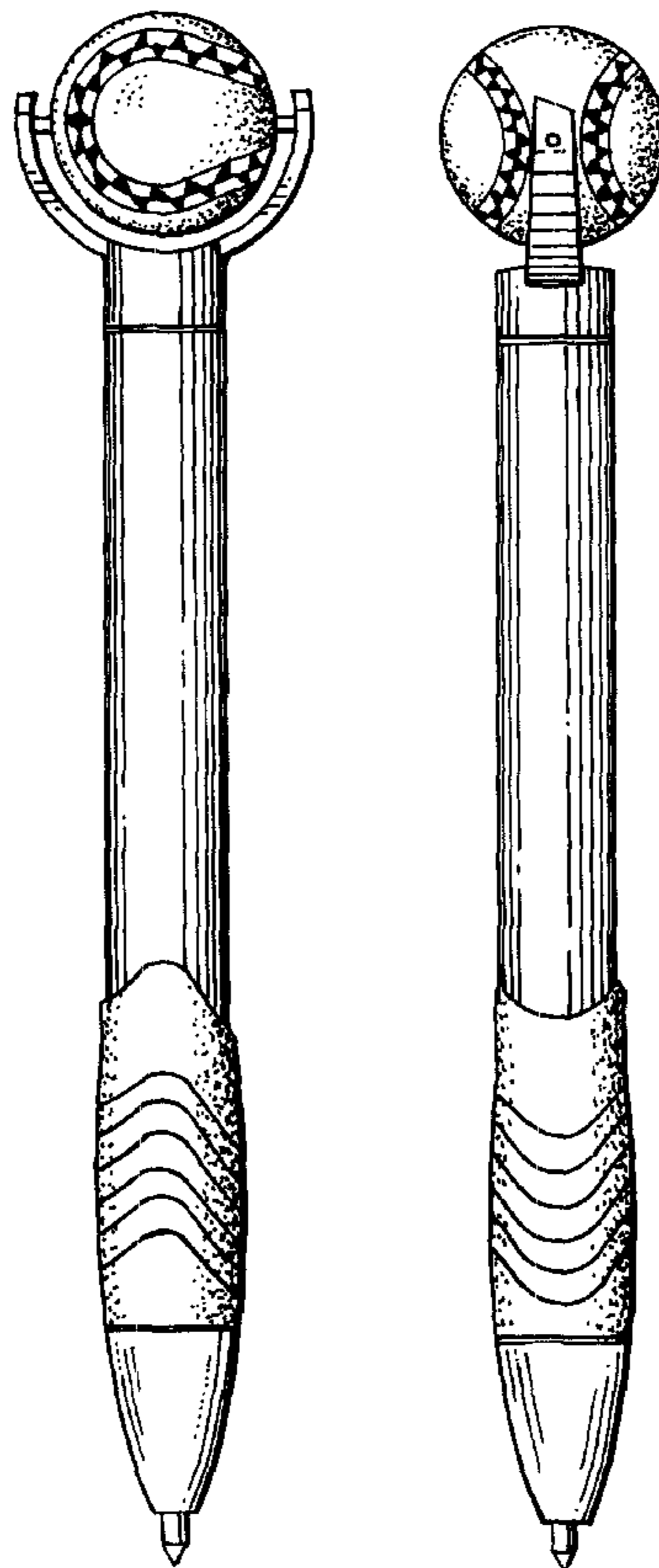
(57) **CLAIM**

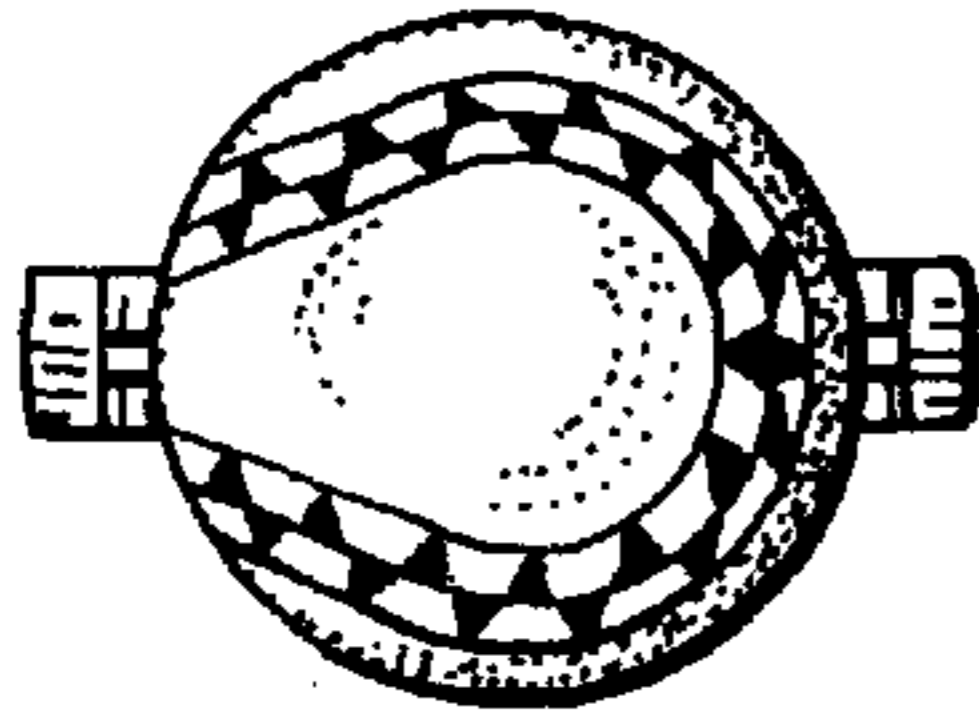
The ornamental design for a writing instrument with baseball top, as shown and described.

**DESCRIPTION**

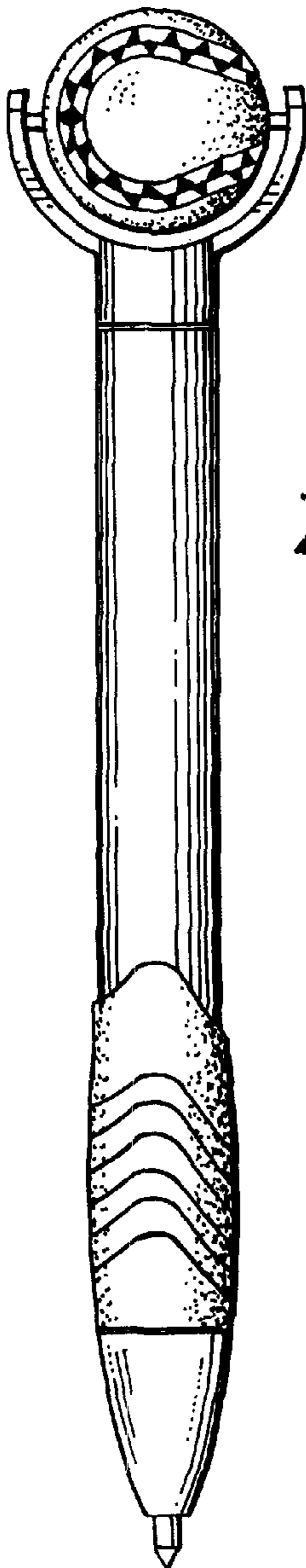
FIG. 1 is a top view of the writing instrument with baseball top showing our new design;  
FIG. 2 is a front view thereof;  
FIG. 3 is a back view thereof;  
FIG. 4 is a left side view thereof;  
FIG. 5 is a right side view thereof; and,  
FIG. 6 is a bottom view thereof.

**1 Claim, 2 Drawing Sheets**

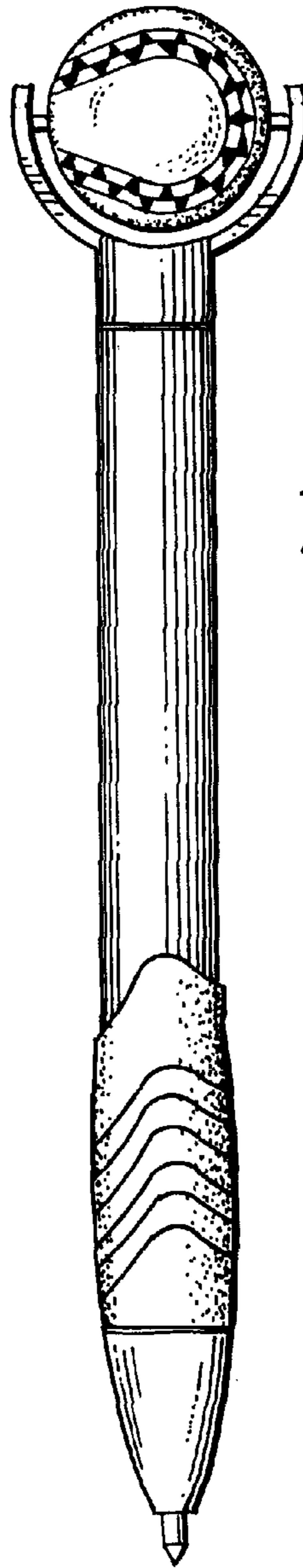




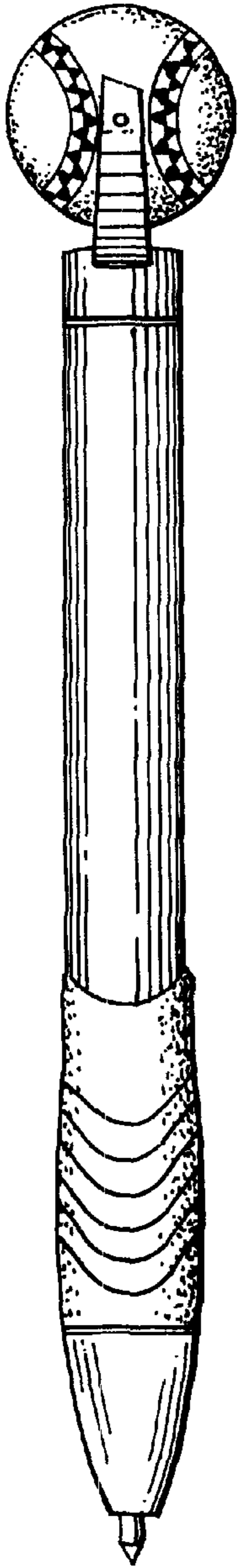
*Fig. 1*



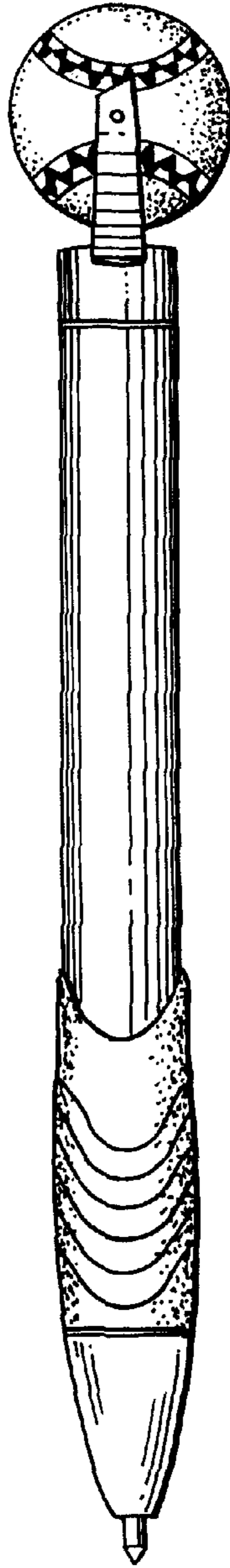
*Fig. 2*



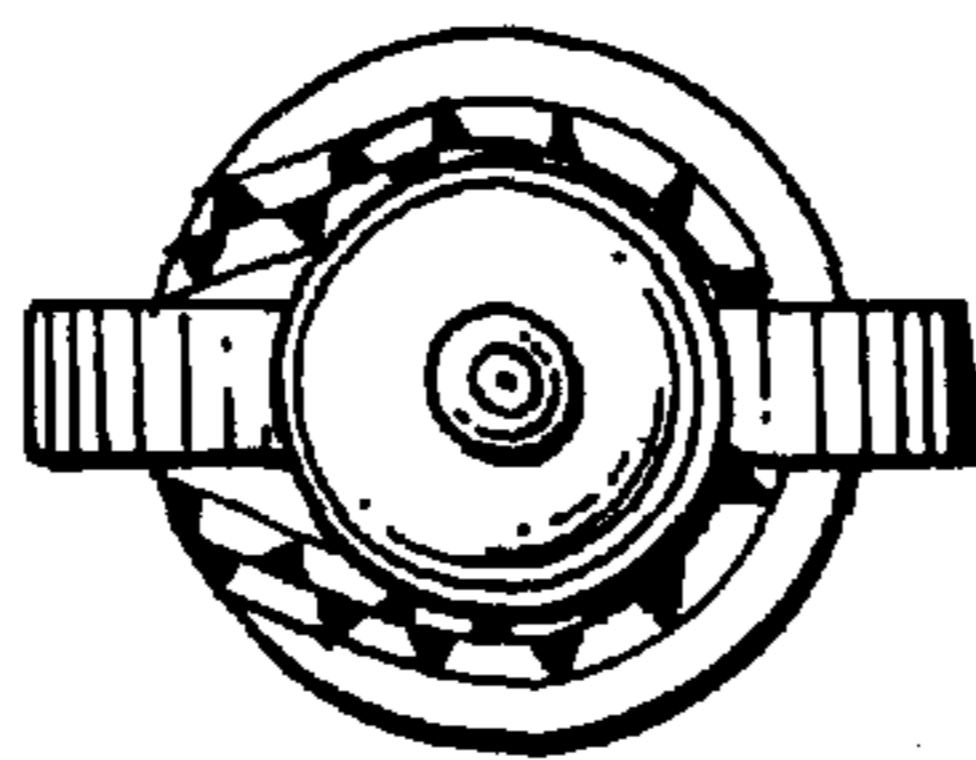
*Fig. 3*



**Fig. 4**



**Fig. 5**



**Fig. 6**