



US00D549111S

(12) **United States Design Patent** (10) **Patent No.:** **US D549,111 S**  
**Ferguson et al.** (45) **Date of Patent:** **\*\* Aug. 21, 2007**

(54) **ZINC-AIR HEARING AID BATTERY PACKAGE**

JP 2004207147 7/2004  
JP 2004214047 7/2004  
JP 2004338745 12/2004

(75) Inventors: **Mark A. Ferguson**, Memphis, NY (US); **Andrew C. Schweitzer**, Syracuse, NY (US)

**OTHER PUBLICATIONS**

U.S. Patent Application Publication 2005/0103680 entitled Commodity Packaging Body, Inventor Nakatsu et al., Publication Date May 19, 2005.

(73) Assignee: **Eveready Battery Company, Inc.**, St. Louis, MO (US)

U.S. Patent Application Publication No. 2006/0124506 entitled Battery Package, Inventor Fuchs et al., Publication Date Jun. 15, 2006.

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

(Continued)

(21) Appl. No.: **29/250,925**

*Primary Examiner*—Stella Reid  
*Assistant Examiner*—Shanda C. Hill  
(74) *Attorney, Agent, or Firm*—Russell H. Toye, Jr.

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(51) **LOC (8) Cl.** ..... **09-01**

(57) **CLAIM**

(52) **U.S. Cl.** ..... **D9/732; D9/722; D9/715**

We claim the ornamental design for a zinc-air hearing aid battery package, as shown and described.

(58) **Field of Classification Search** ..... D9/715, D9/722, 730–733, 737, 756, 759, 760, 762, D9/414, 415, 418, 424–427, 457; D6/512, D6/515; D3/201, 203.1–203.4; 206/5, 5.1, 206/45.12, 461, 469, 528, 531, 532, 538, 206/557, 566, 564, 565; 220/500; 221/303, 221/312 C, 312 R; 222/1, 71, 173, 630, 222/631

**DESCRIPTION**

See application file for complete search history.

FIG. 1 is a perspective view of a zinc-air hearing aid battery package;

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

3,990,578 A 11/1976 Roeser  
4,243,144 A \* 1/1981 Margulies ..... 206/532  
4,387,831 A 6/1983 McNally

FIG. 2 is a front view thereof;

FIG. 3 is a rear view thereof;

FIG. 4 is a left side view thereof;

FIG. 5 is a right side view thereof;

FIG. 6 is a top view thereof; and,

FIG. 7 is a bottom view thereof.

FIGS. 2 through 7 are shown on an enlarged scale.

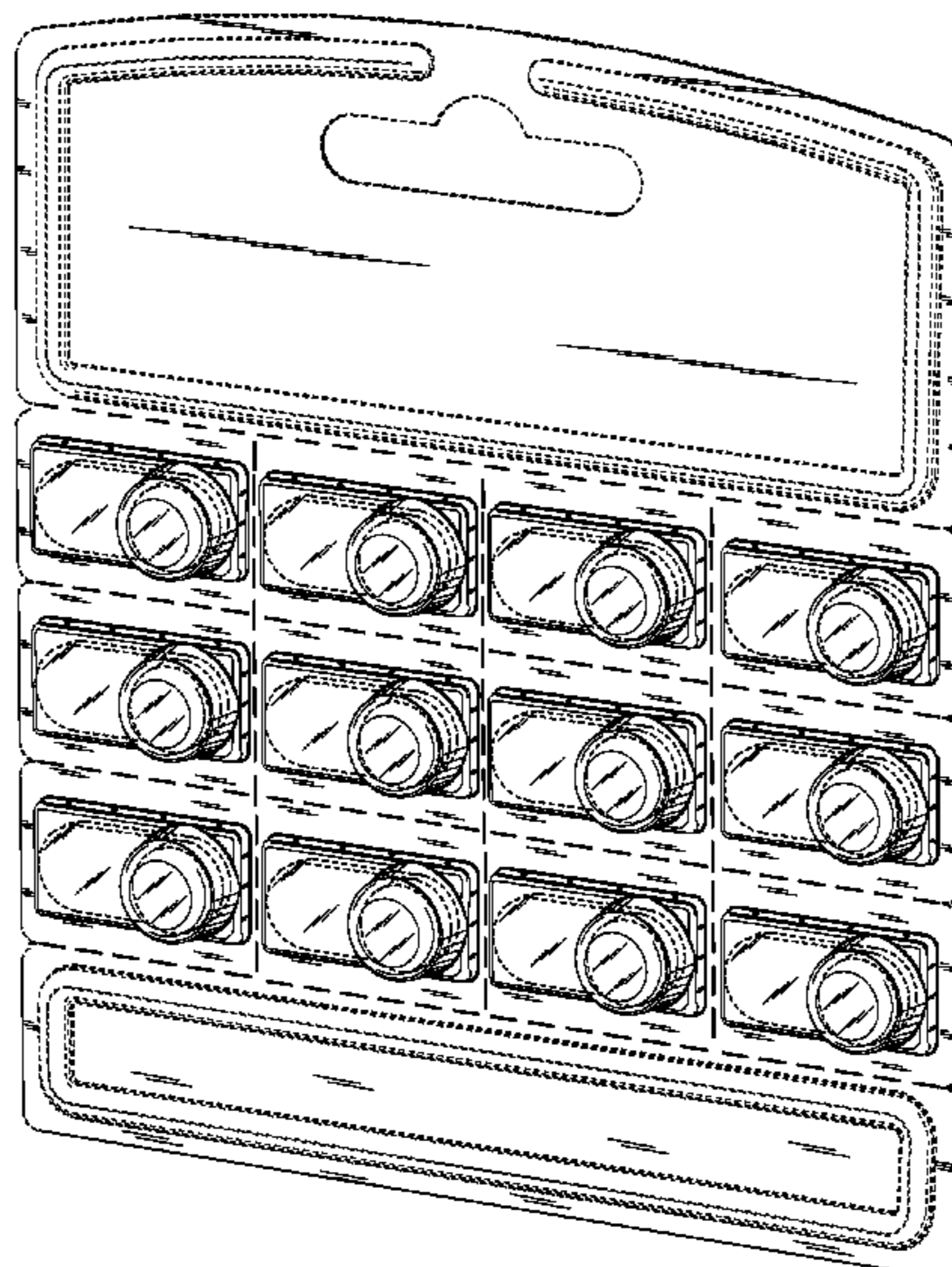
(Continued)

**FOREIGN PATENT DOCUMENTS**

FR 2491885 4/1982  
JP 2002012263 1/2002  
JP 2004059124 2/2004  
JP 2004099122 4/2004

The broken lines shown in the drawing disclosure are for illustrative purposes only and form no part of the claimed design. The longer dashed lines are meant to represent perforation.

**1 Claim, 6 Drawing Sheets**



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## U.S. PATENT DOCUMENTS

4,696,402 A 9/1987 Harmon et al.  
4,860,890 A 8/1989 Cerny et al.  
5,033,616 A 7/1991 Wyser  
5,046,618 A \* 9/1991 Wood ..... 206/532  
D337,046 S \* 7/1993 Fuller et al. .... D9/732  
D387,977 S \* 12/1997 Kallgren ..... D9/732  
5,839,583 A 11/1998 Pope et al.  
5,911,325 A 6/1999 Breitler  
5,957,358 A 9/1999 Getz et al.  
D454,300 S 3/2002 Pirro et al.  
D454,783 S 3/2002 Pirro et al.  
D456,249 S \* 4/2002 Pearson et al. .... D9/415  
6,439,390 B1 8/2002 Kumakura et al.  
D479,688 S \* 9/2003 Kumakura et al. .... D9/457  
6,615,986 B2 9/2003 Pirro et al.  
D482,970 S \* 12/2003 Kumakura et al. .... D9/457

D518,737 S \* 4/2006 Zalzal ..... D9/732  
7,063,211 B2 6/2006 Williams-Hartman  
7,093,716 B2 \* 8/2006 Intini ..... 206/532  
D531,021 S \* 10/2006 Ashby et al. .... D9/415  
2004/0222122 A1 \* 11/2004 Intini ..... 206/532  
2005/0023180 A1 \* 2/2005 Intini ..... 206/532  
2006/0081495 A1 \* 4/2006 Killinger ..... 206/532

## OTHER PUBLICATIONS

Exhibit A, two pages, photographs entitled "Energizer Zinc/Silver Oxide Batteries in Package" sold prior to Oct. 9, 2006.

Exhibit B, two pages, photographs entitled "Energizer Zinc/Silver Oxide Batteries in Package" sold prior to Oct. 9, 2006.

Exhibit C, two pages, photographs entitled "Energizer Lithium/Manganese Dioxide Batteries in Package" sold prior to Oct. 9, 2006.

\* cited by examiner

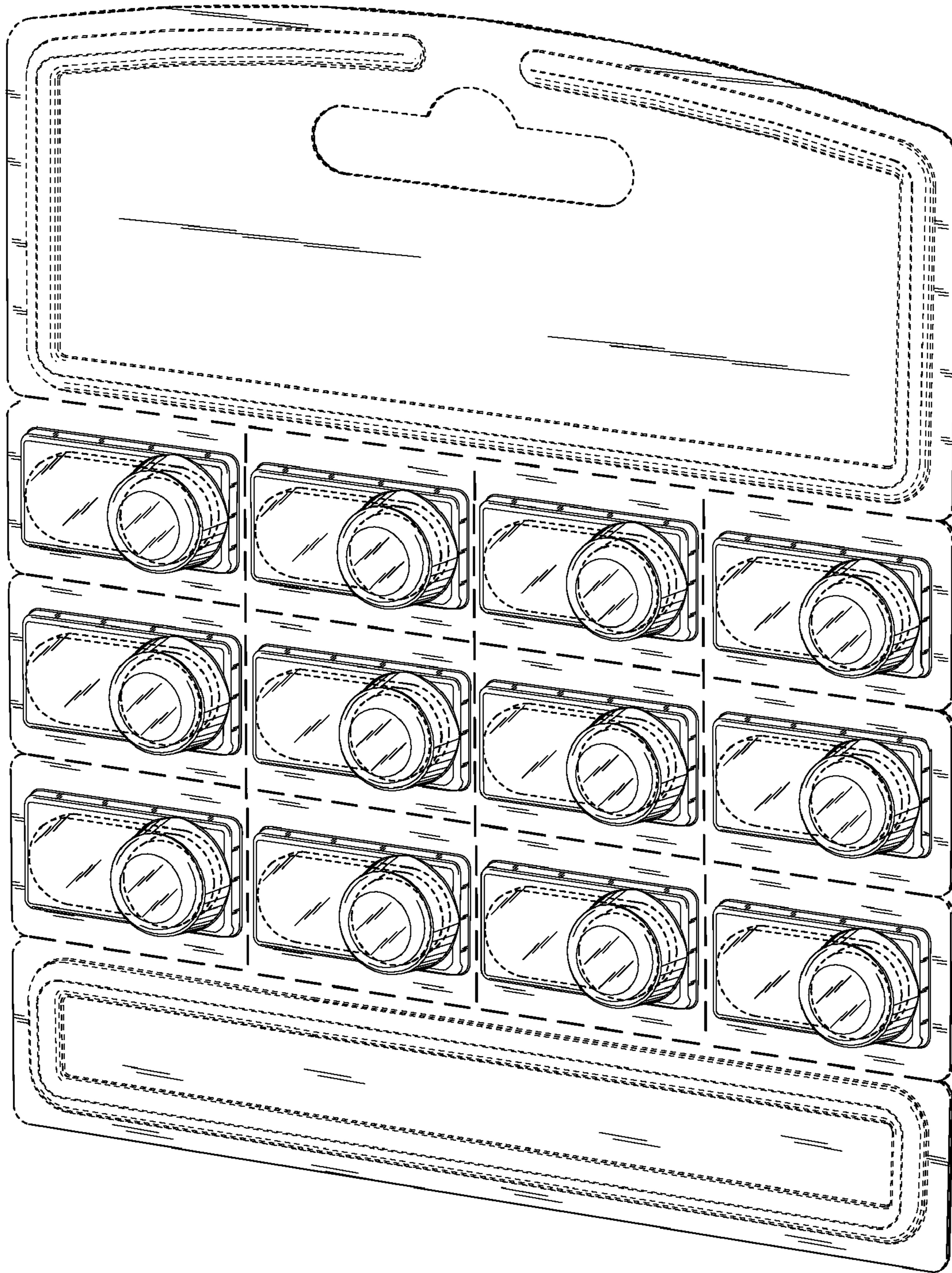


FIG. 1

FIG. 2

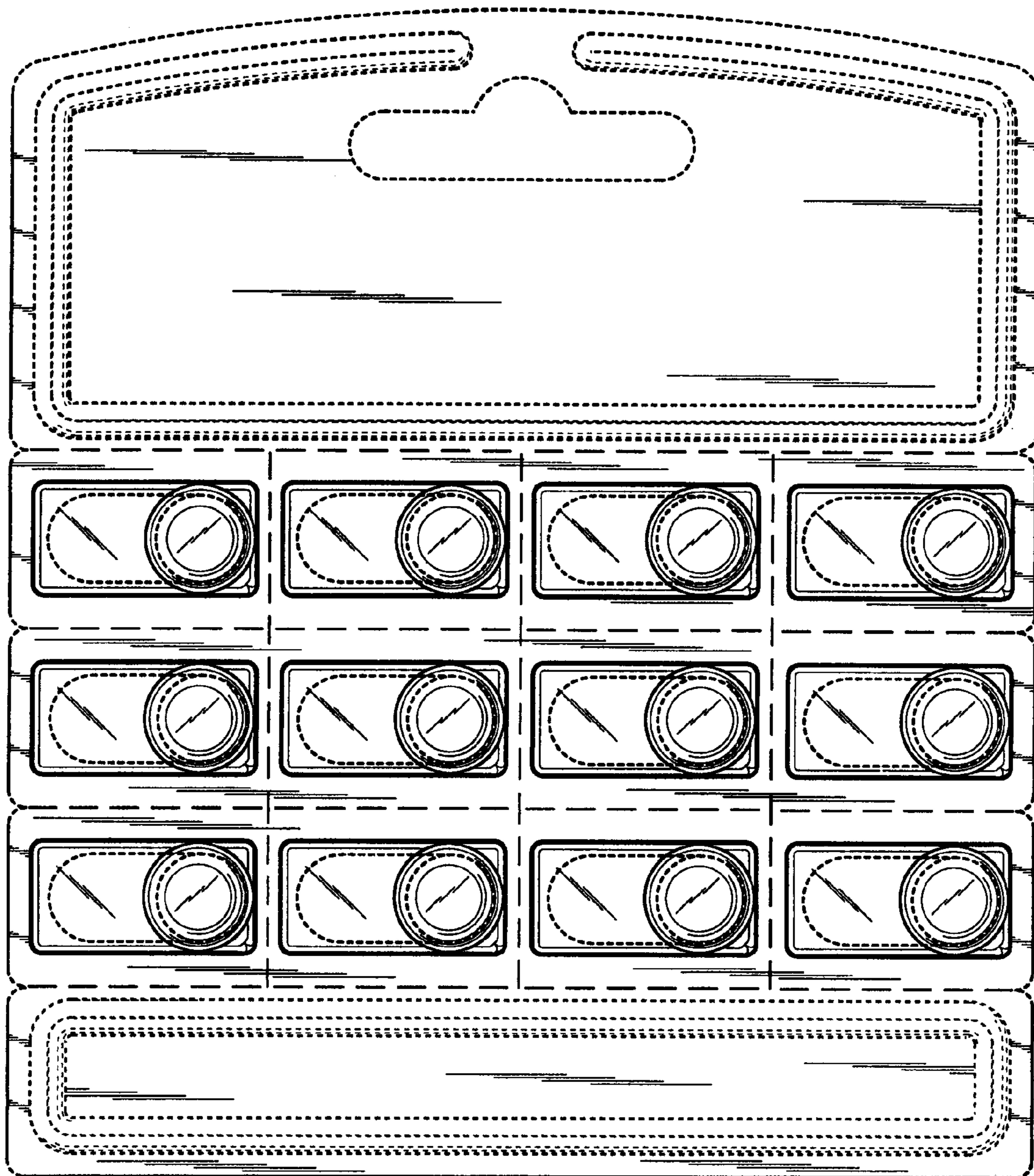


FIG. 3

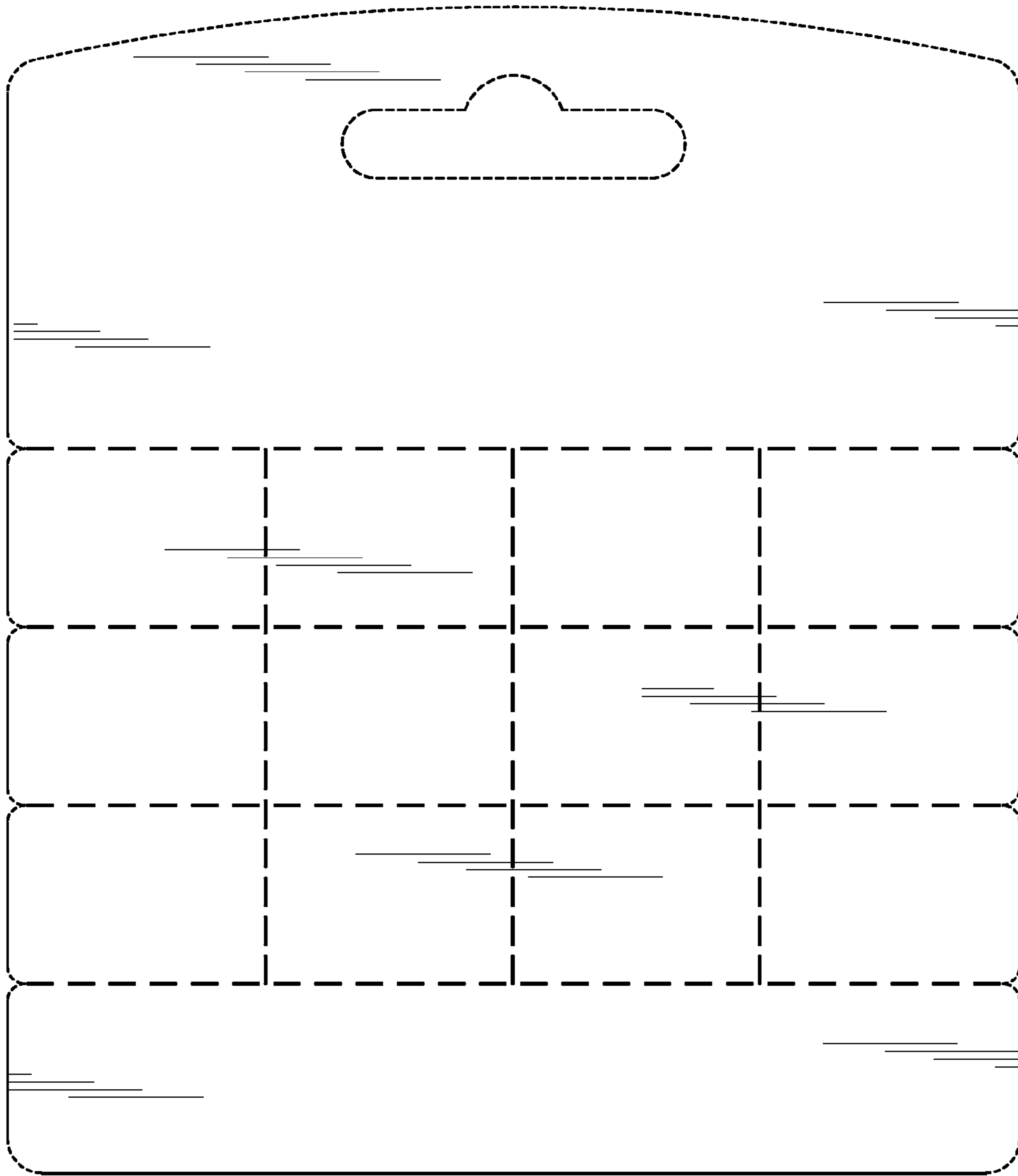


FIG. 4

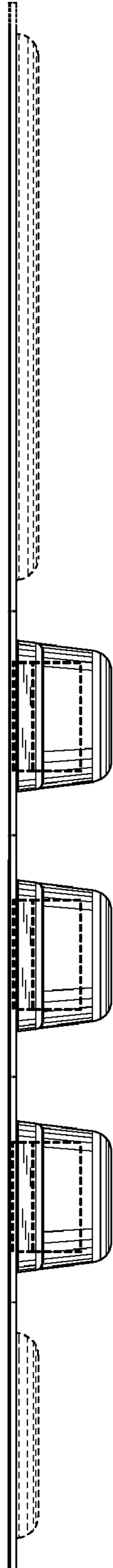


FIG. 5

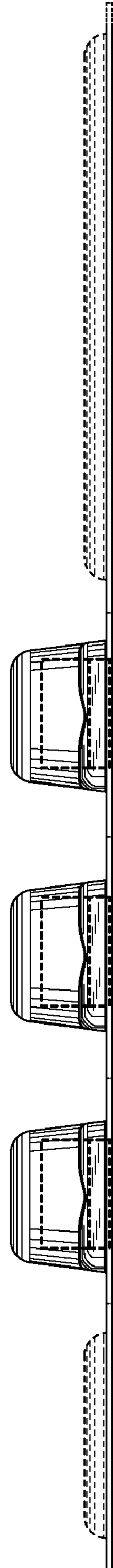


FIG. 6

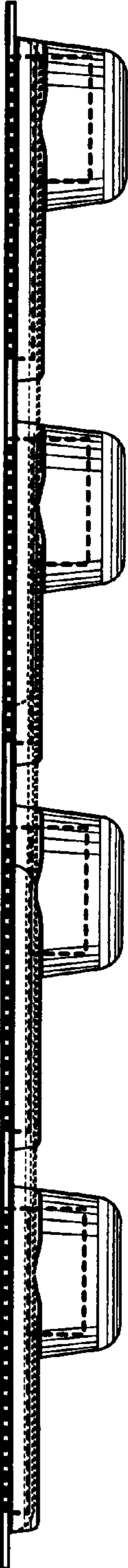


FIG. 7

