



US00D572476S

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

(10) **Patent No.:** **US D572,476 S**
(45) **Date of Patent:** **** Jul. 8, 2008**

(54) **EYEGLASS CASE**

2,816,666 A 12/1957 Nadel

(75) Inventor: **Bruce Raile**, Park City, UT (US)

(Continued)

(73) Assignee: **Sun Optics, Inc.**, Salt Lake City, UT (US)

FOREIGN PATENT DOCUMENTS

DE 3815889 11/1989

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

OTHER PUBLICATIONS

(21) Appl. No.: **29/248,658**

U.S. Appl. No. 29/234,978, filed Jul. 26, 2005, Raile.

(22) Filed: **Aug. 25, 2006**

(Continued)

Related U.S. Application Data

(63) Continuation-in-part of application No. 29/221,501, filed on Jan. 17, 2005, now Pat. No. Des. 527,179, which is a continuation-in-part of application No. 29/221,502, filed on Jan. 17, 2005, now Pat. No. Des. 527,180.

Primary Examiner—Ian Simmons

Assistant Examiner—Anna J Burmeister

(74) *Attorney, Agent, or Firm*—Workman Nydegger

(57) **CLAIM**

The ornamental design for an eyeglass case, as shown and described.

(51) **LOC (8) Cl.** **03-01**

(52) **U.S. Cl.** **D3/265**

(58) **Field of Classification Search** D3/219, D3/263, 265, 266, 903, 203.5, 686, 688, 690, D3/521, 529; D9/420, 422–424, 426; 206/5; D28/76, 85, 88–89

See application file for complete search history.

DESCRIPTION

This application also claims priority to U.S. Design patent application Ser. No. 29/205,822 filed on May 20, 2004, now U.S. Design Pat. No. D525,426; and U.S. Design patent application Ser. No. 29/205,824 filed on May 20, 2004.

FIG. 1 is a back, top, and right side perspective view of an eyeglass case in accordance with the present invention;

FIG. 2 is a front elevational view thereof, the back elevational view being a mirror image except for the unclaimed environment;

FIG. 3 is a right side elevational view thereof, with the left side elevational view being a mirror image except for the unclaimed environment;

FIG. 4 is a top plan view thereof; and,

FIG. 5 is a bottom plan view thereof.

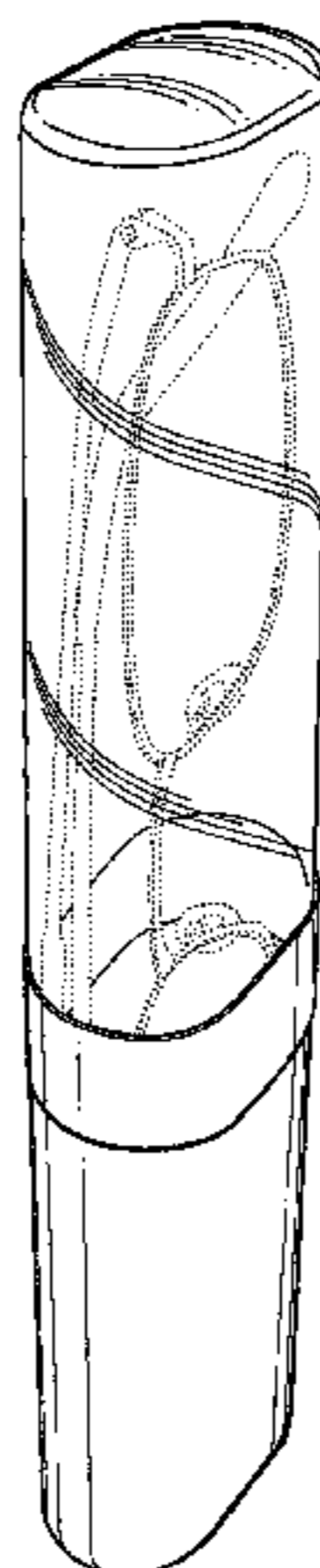
The broken lines shown in FIGS. 1, 2, 3, and 4 depicting eyeglasses, in the drawings are for illustrative purposes only and form no part of the claimed design.

(56) **References Cited**

U.S. PATENT DOCUMENTS

246,460 A	8/1881	Chase
356,858 A	2/1887	Towson
658,042 A	9/1900	Mendel
1,092,156 A	4/1914	Mathis
2,209,657 A	7/1940	Martin
D154,674 S	8/1949	Gochenour, Jr.
2,606,708 A	8/1952	Irvan
2,713,947 A	7/1955	Foster
D176,466 S	12/1955	La Barre
2,728,485 A	12/1955	Howard
2,735,597 A	2/1956	Treleven
2,747,760 A	5/1956	Jacobson
2,809,766 A	10/1957	Anderson
2,809,786 A	10/1957	Anderson

1 Claim, 2 Drawing Sheets



US D572,476 S

Page 2

U.S. PATENT DOCUMENTS					
RE24,571 E	11/1958	Nadel	5,579,929 A	12/1996	Schwartz
2,936,897 A	5/1960	Bloch	D381,515 S	7/1997	Haynes
2,966,271 A	12/1960	Nadel	D387,874 S	12/1997	Vila
3,144,343 A	8/1964	Fritsche	D392,144 S	3/1998	Vogler
D201,017 S	5/1965	Pohmann	5,725,109 A	3/1998	Moulton et al.
3,184,319 A	5/1965	Fritsche	D393,543 S	4/1998	Wilkening et al.
D201,420 S	6/1965	Bernard et al.	D400,009 S	10/1998	Conway
3,288,280 A	11/1966	Bostrom	D400,030 S	10/1998	Wetzel
3,333,709 A	8/1967	Leblanc et al.	D400,373 S	11/1998	Thoesen
D208,469 S	9/1967	Parker	D402,140 S	12/1998	Bustos
3,357,568 A	12/1967	Leblanc et al.	5,860,358 A	1/1999	Shriver
3,593,856 A	7/1971	Zander	5,899,371 A	5/1999	Weliver
3,676,159 A	7/1972	Fallowfield	5,929,967 A	7/1999	Conner
3,817,392 A	6/1974	Bloch	5,949,515 A	9/1999	Hoshino
3,857,482 A	12/1974	Shelton	D416,357 S	11/1999	Gobe
3,866,800 A	2/1975	Schmitt	5,996,818 A	12/1999	Boje et al.
D237,779 S	11/1975	Lucas	6,003,694 A	12/1999	Sharp
3,921,804 A	11/1975	Tester	D420,533 S	2/2000	Pugatch
3,987,892 A	10/1976	Killy	6,041,948 A	3/2000	Filipak et al.
4,000,810 A	1/1977	Leblanc	D422,139 S	4/2000	Meikle
D244,117 S	4/1977	Naylor	D423,555 S	4/2000	Conner
D245,118 S	7/1977	Heaton	D425,299 S	5/2000	Charbonneau
D249,433 S	9/1978	Carlsen	6,102,541 A	8/2000	Kuo
D253,384 S	11/1979	Glassenberg	D430,758 S	9/2000	Skrzelowksi
4,204,602 A	5/1980	Dunchock	D432,784 S	10/2000	Conway
4,228,743 A	10/1980	Crook	D432,786 S	10/2000	Rogers
4,240,557 A	12/1980	Dickens	D432,909 S	10/2000	Pirro et al.
4,331,245 A	5/1982	Schell	D433,936 S	11/2000	Pirro et al.
D267,992 S	2/1983	Shelton	D434,221 S	11/2000	Chao
D271,000 S	10/1983	Rimer	D434,560 S	12/2000	Chao
D275,160 S	8/1984	Shelton	D436,266 S	1/2001	Buchanan et al.
D275,161 S	8/1984	Shelton	D436,434 S	1/2001	Conway
4,572,366 A	2/1986	Carson	D436,725 S	1/2001	Rogers
4,614,272 A	9/1986	Shelton et al.	6,170,651 B1	1/2001	Taormina
D286,462 S	11/1986	Sender et al.	D437,112 S	2/2001	Toffoli
4,715,575 A	12/1987	Kamerer	D438,632 S	3/2001	Miller
D294,548 S	3/1988	Wallace	6,199,981 B1	3/2001	Chao
4,733,775 A	3/1988	Fireman	6,206,217 B1	3/2001	Chiang
4,744,461 A	5/1988	Lapham	D439,738 S	4/2001	McCormack
D301,575 S	6/1989	Crawford, Jr.	D440,256 S	4/2001	Wang
4,907,705 A	3/1990	Waldeck	D440,432 S	4/2001	Topper et al.
4,925,038 A	5/1990	Gajewski	D441,145 S	4/2001	Chang
D319,156 S	8/1991	Cugley	D441,953 S	5/2001	Ben Moshe
5,057,282 A	10/1991	Linder	D444,805 S	7/2001	Tiberghien
D323,400 S	1/1992	Frenkel et al.	D446,389 S	8/2001	Zhou
D323,441 S	1/1992	Waldeck	6,273,246 B1	8/2001	Marciano
5,141,117 A	8/1992	Olsen et al.	D448,854 S	10/2001	Kuiper et al.
D332,442 S	1/1993	Simpson, Sr.	D449,779 S	10/2001	Otto
D332,664 S	1/1993	Sincock	D450,239 S	11/2001	Otto
D336,181 S	6/1993	Muniz	D450,591 S	11/2001	Escola Gallart
D337,016 S	7/1993	Fortescue	D451,015 S	11/2001	Otto
D338,965 S	8/1993	Glanz et al.	D451,382 S	12/2001	Adkins
D339,017 S	9/1993	Goodman et al.	D454,686 S	3/2002	McCormack
D339,913 S	10/1993	Reed	6,382,407 B1	5/2002	Chao
D342,400 S	12/1993	Bustos	D458,092 S	6/2002	Rumpf
D344,419 S	2/1994	Stoddard	6,415,915 B1	7/2002	Grossman
5,358,128 A	10/1994	Belokin et al.	D461,554 S	8/2002	Lafond et al.
D352,454 S	11/1994	Krupa	D464,982 S	10/2002	Thixton et al.
D359,126 S	6/1995	Hovatter	D467,421 S	12/2002	Chao
5,423,419 A	6/1995	Wentz et al.	6,491,158 B2	12/2002	Chen
D360,321 S	7/1995	Wang et al.	6,492,158 B1	12/2002	Chen
D361,638 S	8/1995	Desgrippes	D471,991 S	3/2003	Maylon et al.
5,451,113 A	9/1995	Lund	6,533,133 B2	3/2003	Liu
D364,762 S	12/1995	Compton et al.	D474,274 S	5/2003	Walters
5,501,321 A	3/1996	Liu	D475,732 S	6/2003	Conner
D369,415 S	4/1996	Boulton et al.	D479,126 S	9/2003	Kumakura et al.
D369,466 S	5/1996	Jannard et al.	D479,552 S	9/2003	Emanuele
5,514,343 A	5/1996	Verwohlt et al.	6,626,287 B1	9/2003	Watson
5,568,872 A	10/1996	Hinnant, Sr.	D481,060 S	10/2003	Egbert et al.
5,571,481 A	11/1996	Powell et al.	D483,944 S	12/2003	Conner
D376,477 S	12/1996	Patterson et al.	D484,011 S	12/2003	Strobel et al.
			6,655,800 B2	12/2003	Takeda et al.
			6,705,723 B1	3/2004	Lavie

US D572,476 S

Page 3

D489,960 S	5/2004	Grendahl	2001/0054595 A1	12/2001	Cabrera
D494,228 S	8/2004	Lane	2002/0080325 A1	6/2002	Xiang
D496,191 S	9/2004	Johnson	2002/0157968 A1	10/2002	Chen
D496,193 S	9/2004	Mason	2003/0025871 A1	2/2003	Masunaga
D496,541 S	9/2004	Wang	2003/0071962 A1	4/2003	Nishihara
6,789,664 B1	9/2004	Chao	2003/0111361 A1	6/2003	Fischer et al.
6,851,552 B1	2/2005	Chao	2003/0133071 A1	7/2003	Ahn
D504,550 S	4/2005	Setcer, Jr.	2004/0144739 A1	7/2004	Marek
D505,866 S	6/2005	Raile	2004/0211681 A1	10/2004	Chao et al.
D506,396 S	6/2005	Raile	2004/0223114 A1	11/2004	Park
D506,681 S	6/2005	Raile	2005/0155872 A1	7/2005	Cheng
D506,682 S	6/2005	Raile	2005/0279648 A1	12/2005	Liebers
D506,833 S	6/2005	Wescott, III	2006/0102569 A1	5/2006	Laga
D507,658 S	7/2005	Wescott, III			
6,929,116 B2	8/2005	Chao et al.			
D509,382 S	9/2005	Raile			
D510,530 S	10/2005	Raile			
D525,426 S	7/2006	Raile			
D525,427 S	7/2006	Raile			
D525,787 S	8/2006	Raile			
D525,788 S	8/2006	Raile			
D527,179 S	8/2006	Raile			
D527,180 S	8/2006	Raile			
7,100,777 B1	9/2006	Kao			
D530,541 S	10/2006	Raile			
D530,940 S	10/2006	Raile			
D533,579 S	12/2006	Raile			
D533,736 S	12/2006	Raile			
D534,016 S	12/2006	Raile			
D536,261 S	2/2007	Raile			
D536,905 S	2/2007	Raile			
D538,067 S	3/2007	Raile			
D538,555 S	3/2007	Raile			
D538,646 S *	3/2007	McDowell et al. D9/432			
7,188,739 B1	3/2007	Raile			

OTHER PUBLICATIONS

U.S. Appl. No. 29/234,977, filed Jul. 26, 2005, Raile.
U.S. Appl. No. 29/246,911, filed May 19, 2006, Raile.
U.S. Appl. No. 29/246,908, filed May 19, 2006, Raile.
U.S. Appl. No. 29/246,909, filed May 19, 2006, Raile.
U.S. Appl. No. 29/248,659, filed Aug. 8, 2006, Raile.
U.S. Appl. No. 29/249,568, filed Oct. 12, 2006, Raile.
U.S. Appl. No. 29/250,249, filed Nov. 7, 2006, Raile.
U.S. Appl. No. 29/275,011, filed Dec. 8, 2006, Raile.
U.S. Appl. No. 11/627,882, filed Jan. 26, 2007, Raile.
U.S. Appl. No. 29/279,329, filed Apr. 26, 2007, Raile.
Pocket Clip & Tube Readers, Insight Eyeworks, circa Oct. 2001, 2 pages.
V. Mueller & Co., Chicago, Illinois, 1956, p. 747, LA-5165, LA-5170, LA-5195.
America Online Computer Eyewear, circa Apr. 2002, 1 page.
I. Line Precision Reading Eyewear, circa Apr. 2002, 1 page.
Insight Pocket Size Readers, circa Aug. 2002, 1 page.
Transparent Eyeglass Case, Insight Eyeworks, circa 2002, 1 page.

* cited by examiner

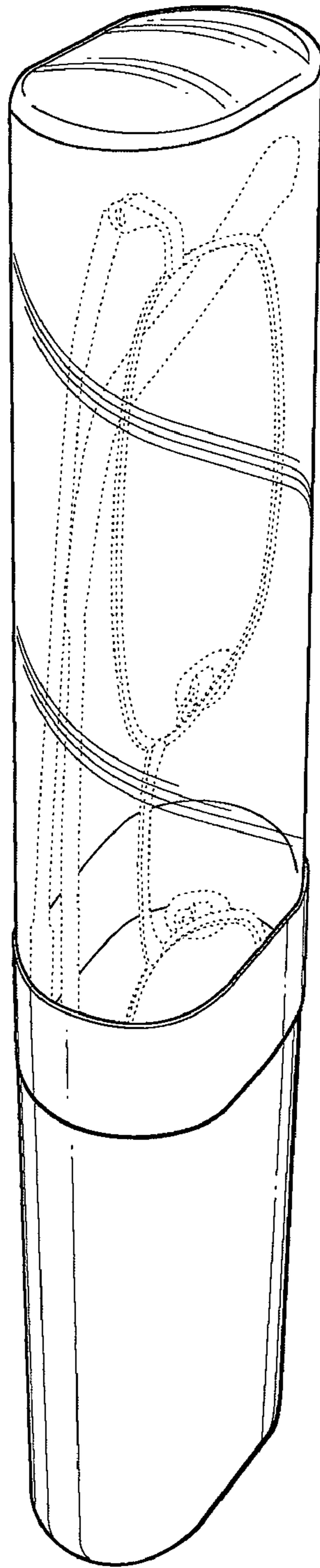


Fig. 1

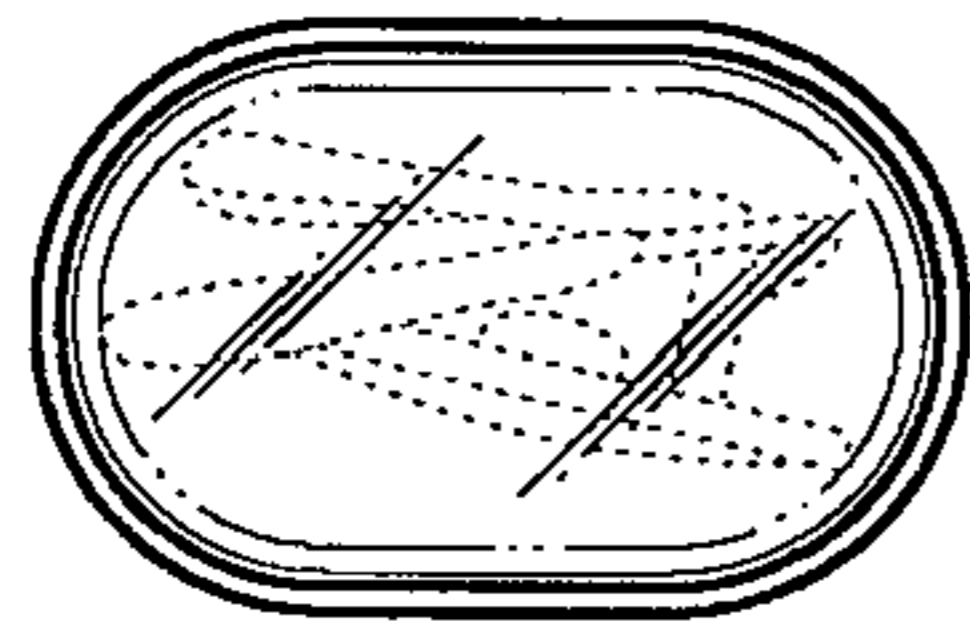


Fig. 4

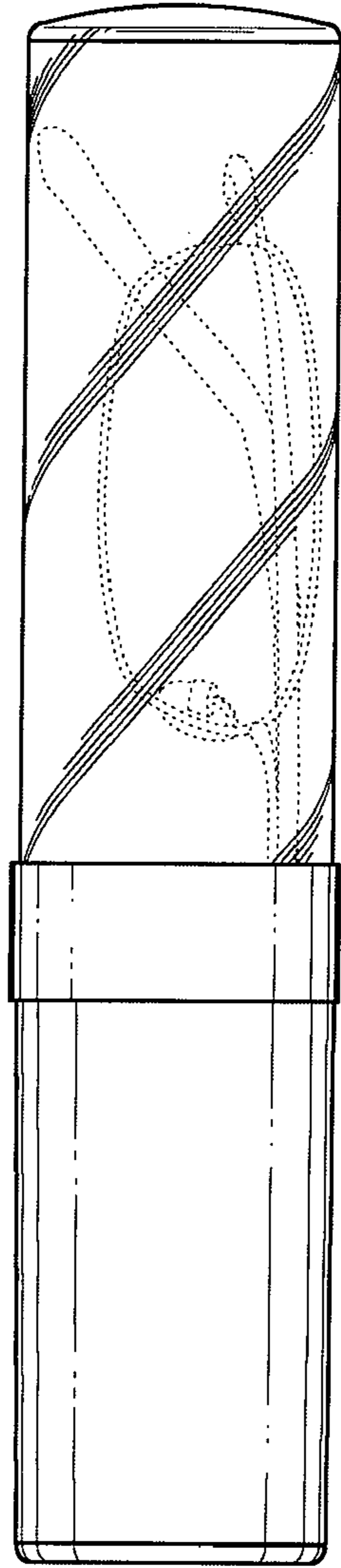


Fig. 2

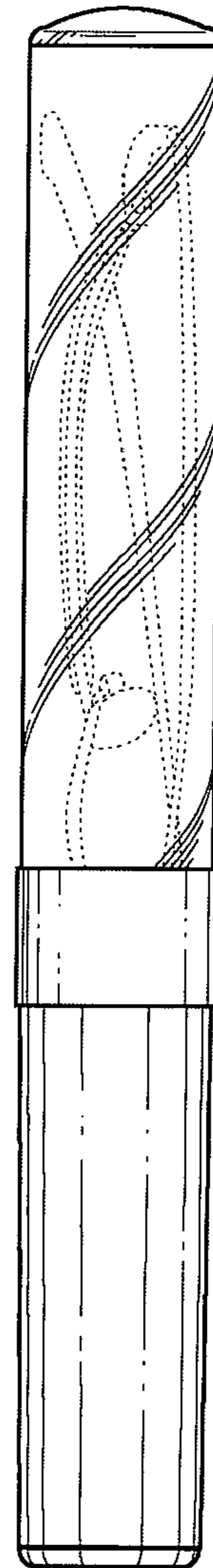


Fig. 3

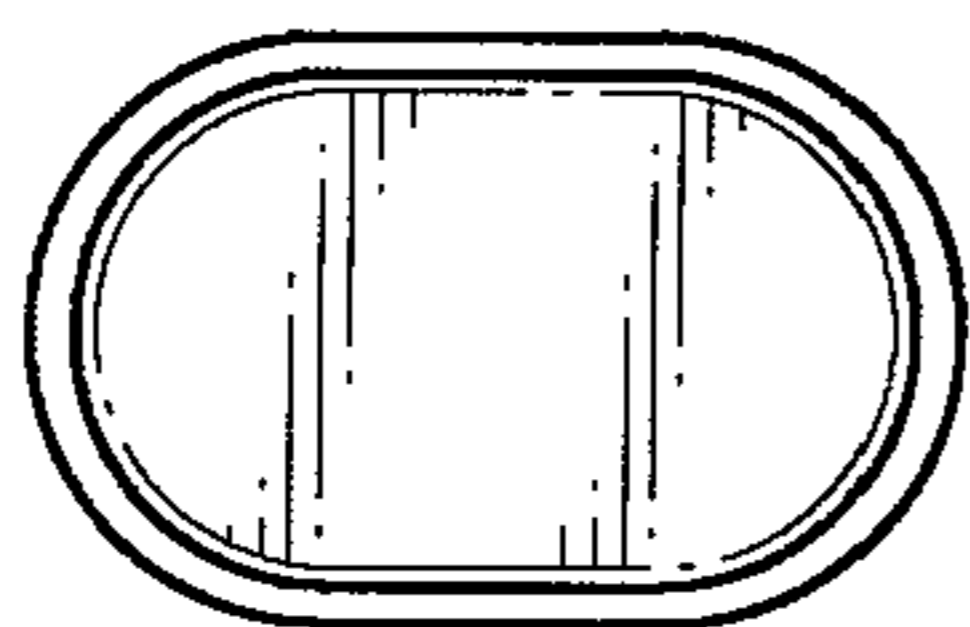


Fig. 5