



US00D584771S

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

(10) **Patent No.:** **US D584,771 S**  
(45) **Date of Patent:** **\*\* Jan. 13, 2009**

(54) **MARKER**

(76) Inventors: **Matthew Gerules**, 500 W. Superior St.,  
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60062

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

(21) Appl. No.: **29/284,151**

(22) Filed: **Aug. 31, 2007**

(51) **LOC (9) Cl.** ..... **19-06**

(52) **U.S. Cl.** ..... **D19/41**

(58) **Field of Classification Search** ..... D19/35,  
D19/36, 41–51, 53–57; 24/11 F, 11 P, 11 R;  
401/52, 99, 100, 104–109, 192, 195, 196  
See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D406,276 S *	3/1999	Alvarado et al. ....	D19/36
D408,853 S *	4/1999	Hornsby et al. ....	D19/36
D436,126 S *	1/2001	Rosenbaum ....	D19/36
D471,586 S *	3/2003	Geiselhart et al. ....	D19/36
D472,578 S *	4/2003	Plantz et al. ....	D19/51
D477,362 S *	7/2003	Belton et al. ....	D19/43
D489,455 S *	5/2004	Mork ....	D24/142
D504,151 S *	4/2005	Furlong ....	D19/43
D508,079 S *	8/2005	Qiu ....	D19/43
6,932,531 B2 *	8/2005	Marschand et al. ....	401/202
D530,746 S	10/2006	Gerules ....	D19/45
D540,382 S *	4/2007	Qiu ....	D19/43
D541,339 S *	4/2007	Qiu ....	D19/43
7,350,995 B1 *	4/2008	Rhodes ....	401/52
7,350,996 B2 *	4/2008	Bielecki et al. ....	401/108
D569,428 S *	5/2008	Qiu ....	D19/43

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EM 000880331-0001 \* 2/2008

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Photograph of an InnoDesk marker publicly available prior to Aug. 31, 2007.

\* cited by examiner

*Primary Examiner*—Elizabeth A Albert

(74) *Attorney, Agent, or Firm*—Marshall Gerstein & Borun LLP

(57) **CLAIM**

The ornamental design for a marker, as shown and described.

**DESCRIPTION**

FIG. 1 is a perspective view showing our new design for a marker;

FIG. 2 is a front view of the marker of FIG. 1;

FIG. 3 is a right side view of the marker of FIG. 1;

FIG. 4 is a rear view of the marker of FIG. 1;

FIG. 5 is a left side view of the marker of FIG. 1;

FIG. 6 is a top plan view of the marker of FIG. 1;

FIG. 7 is a bottom plan view of the marker of FIG. 1.

FIG. 8 is a perspective view of a second embodiment of the marker of FIG. 1;

FIG. 9 is a front view of the marker of FIG. 8;

FIG. 10 is a right side view of the marker of FIG. 8;

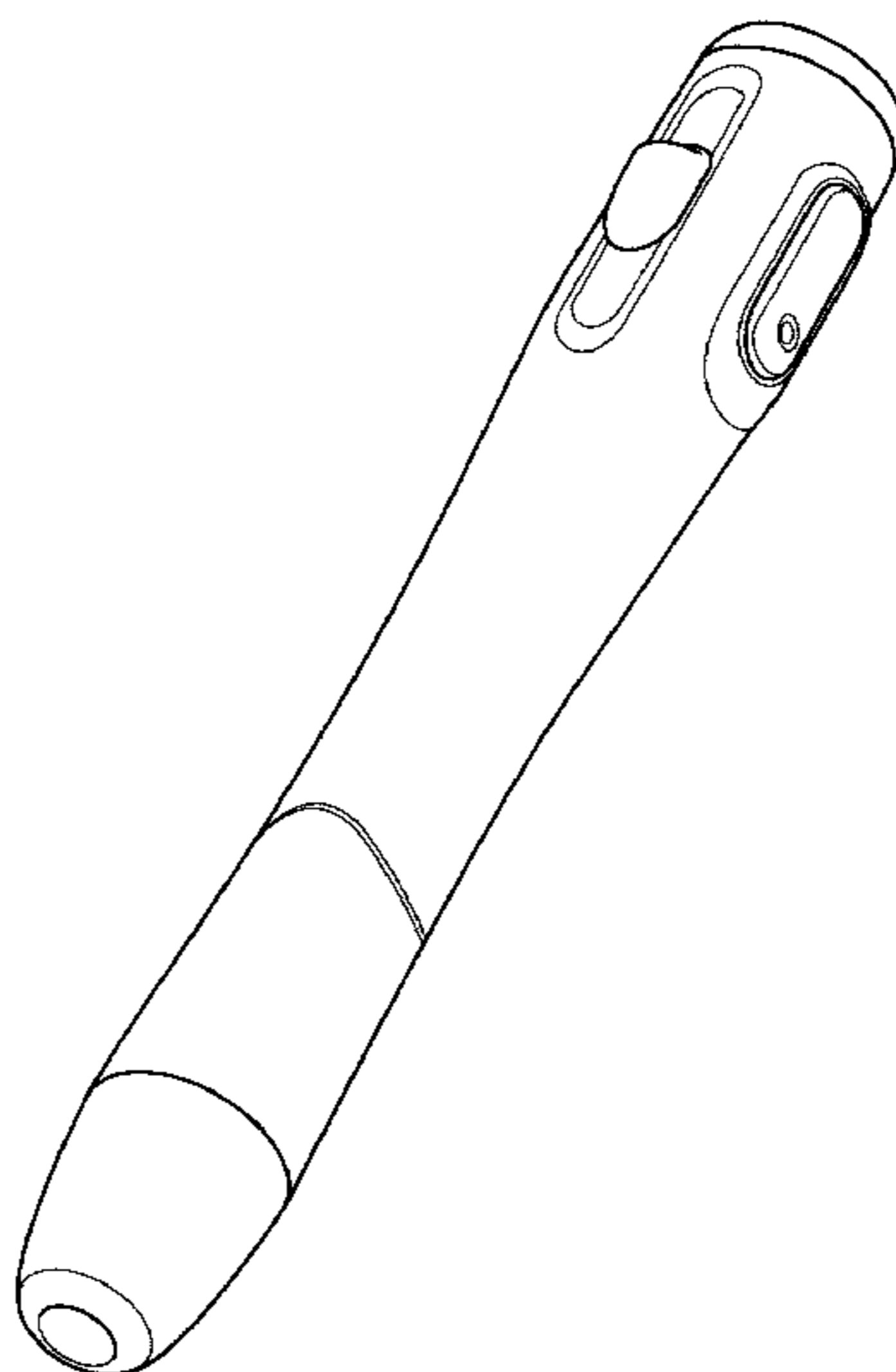
FIG. 11 is a rear view of the marker of FIG. 8;

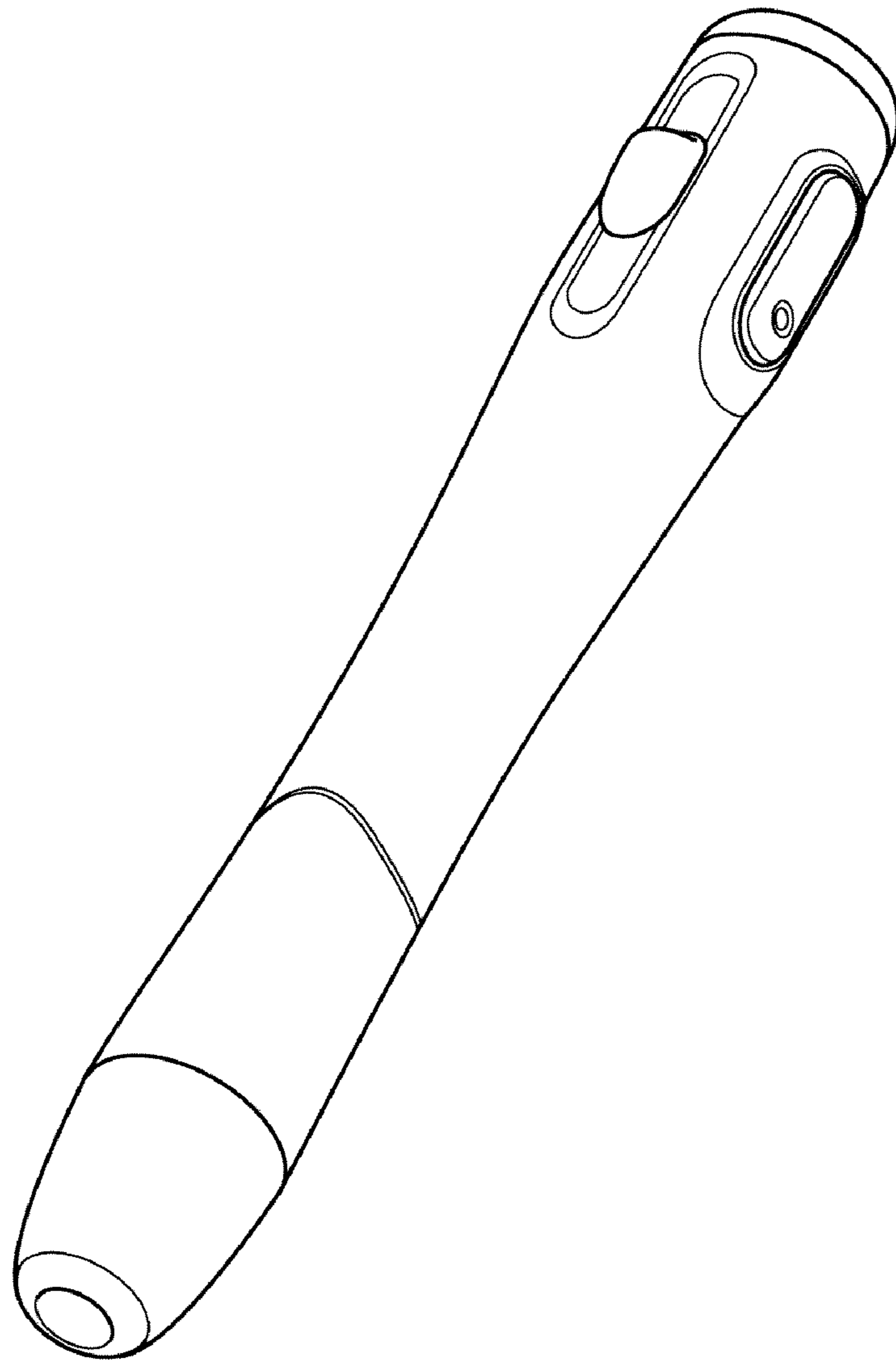
FIG. 12 is a left side view of the marker of FIG. 8;

FIG. 13 is a top plan view of the marker of FIG. 8; and,

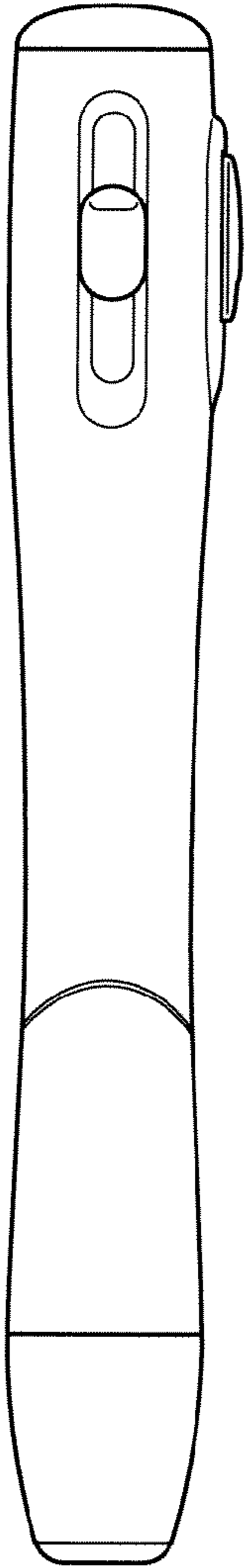
FIG. 14 is a bottom plan view of the marker of FIG. 8.

**1 Claim, 4 Drawing Sheets**

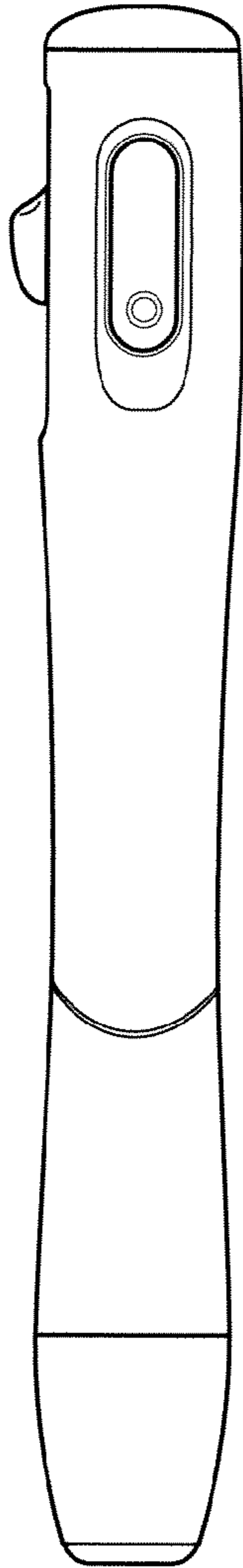




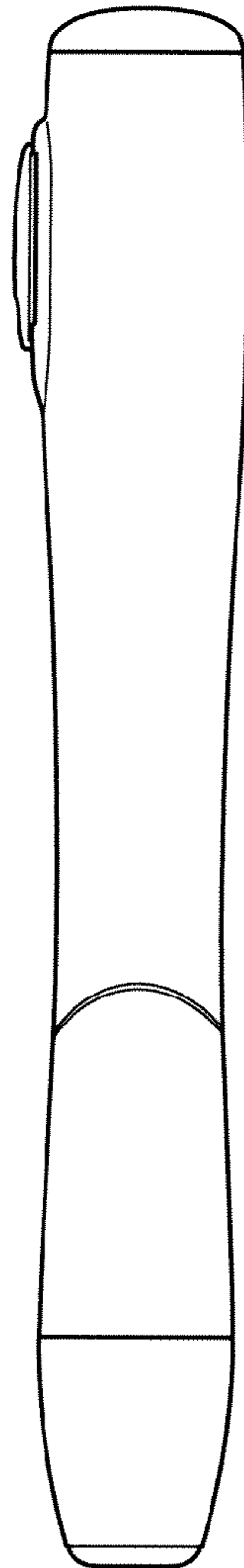
**FIG. 1**



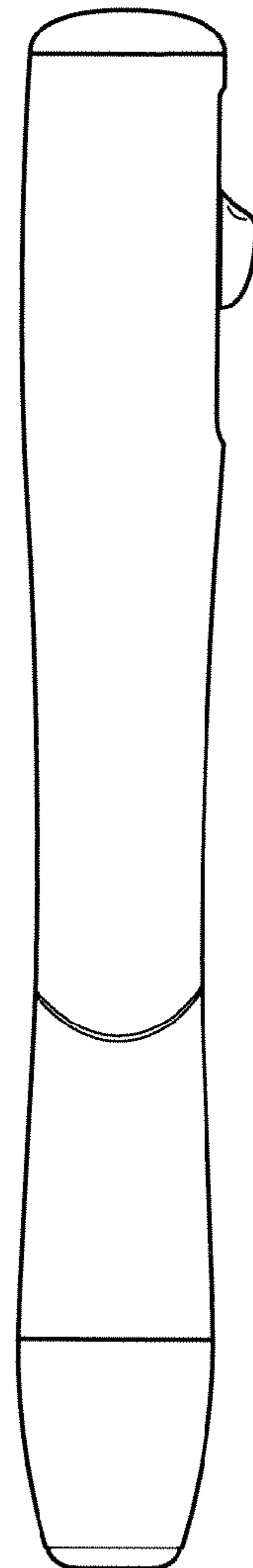
**FIG. 2**



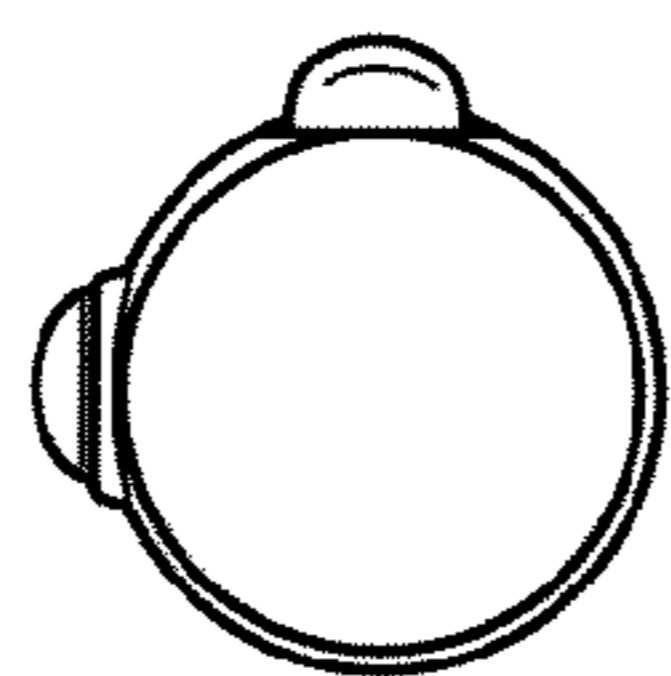
**FIG. 3**



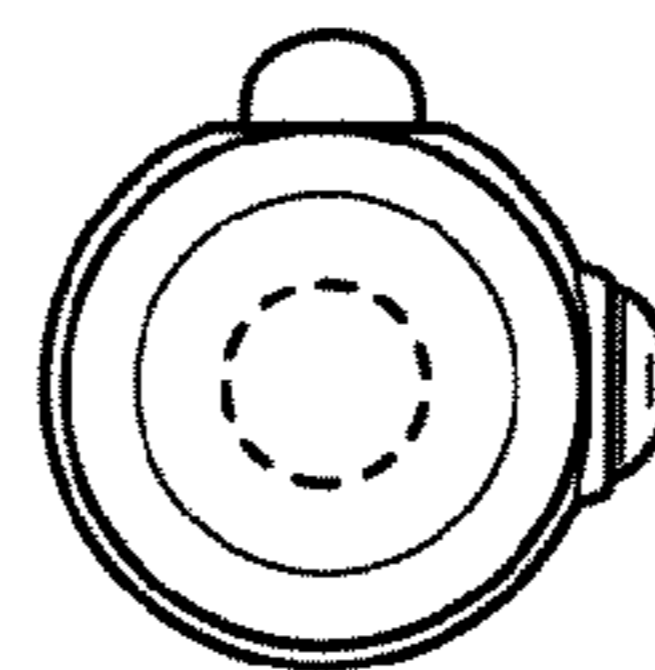
**FIG. 4**



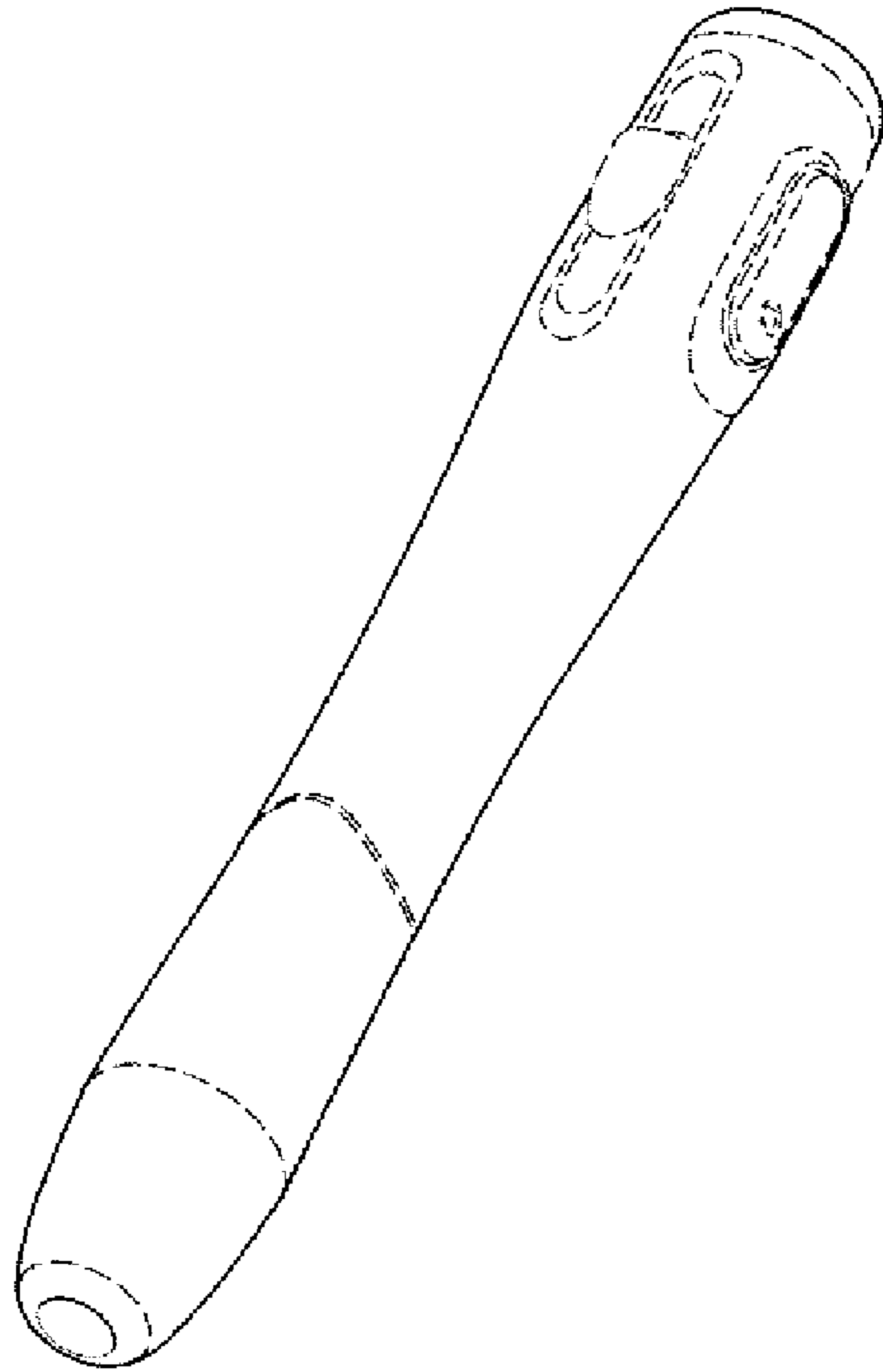
**FIG. 5**



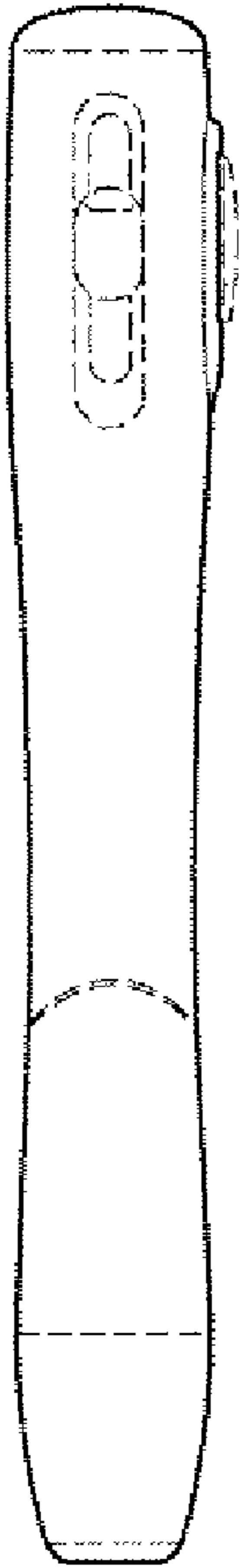
**FIG. 6**



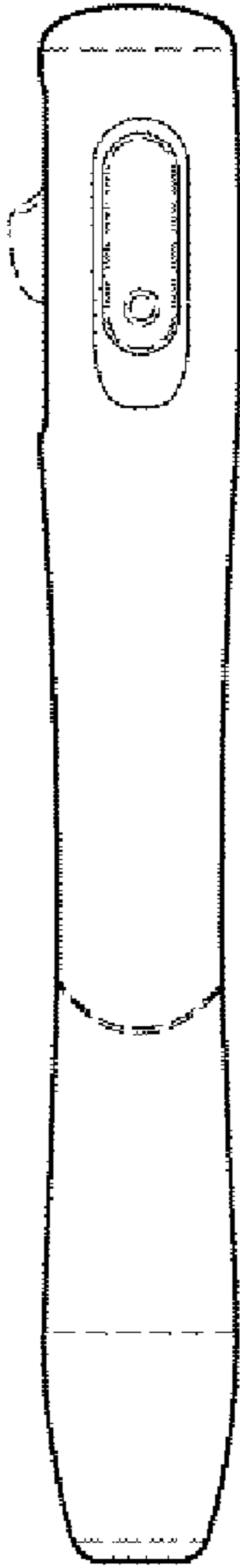
**FIG. 7**



**FIG. 8**



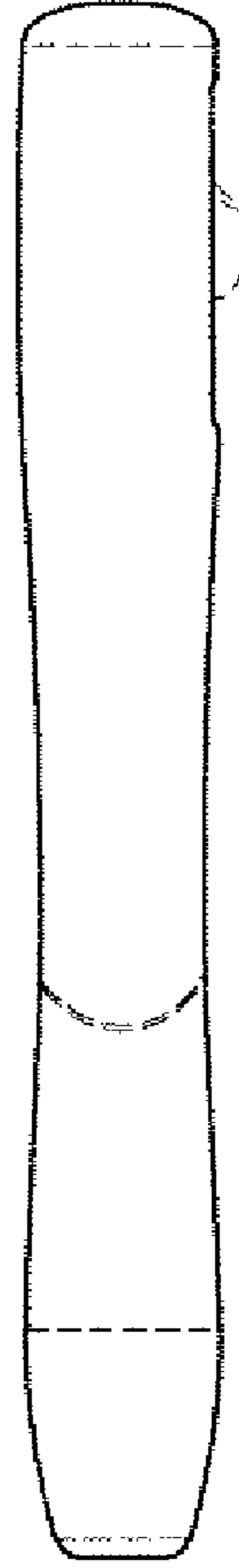
**FIG. 9**



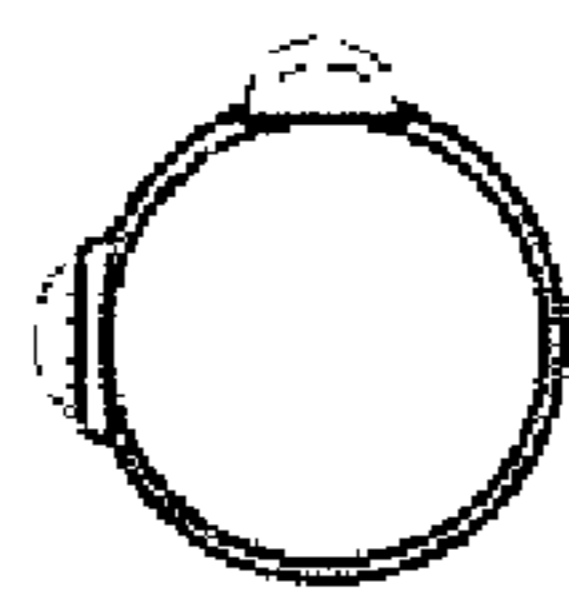
**FIG. 10**



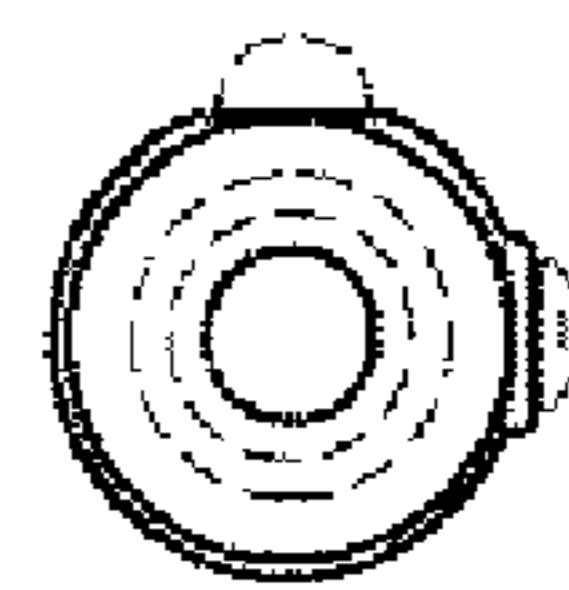
**FIG. 11**



**FIG. 12**



**FIG. 13**



**FIG. 14**

UNITED STATES PATENT AND TRADEMARK OFFICE  
**CERTIFICATE OF CORRECTION**

PATENT NO. : Des. 584,771 S  
APPLICATION NO. : 29/284151  
DATED : January 13, 2009  
INVENTOR(S) : Gerules et al.

Page 1 of 1

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the title page, in the Description delete lines 9-16, beginning with the description of Fig. 8-- Fig. 14.

**In the drawings delete sheets 3 of 4 and 4 of 4, consisting of Figs. 8-14.**

Signed and Sealed this

First Day of December, 2009



David J. Kappos  
*Director of the United States Patent and Trademark Office*

UNITED STATES PATENT AND TRADEMARK OFFICE  
**CERTIFICATE OF CORRECTION**

PATENT NO. : Des. 584,771 S  
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Page 1 of 4

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Delete the title page and substitute therefore the attached title page showing the corrected number of Drawing Sheets.

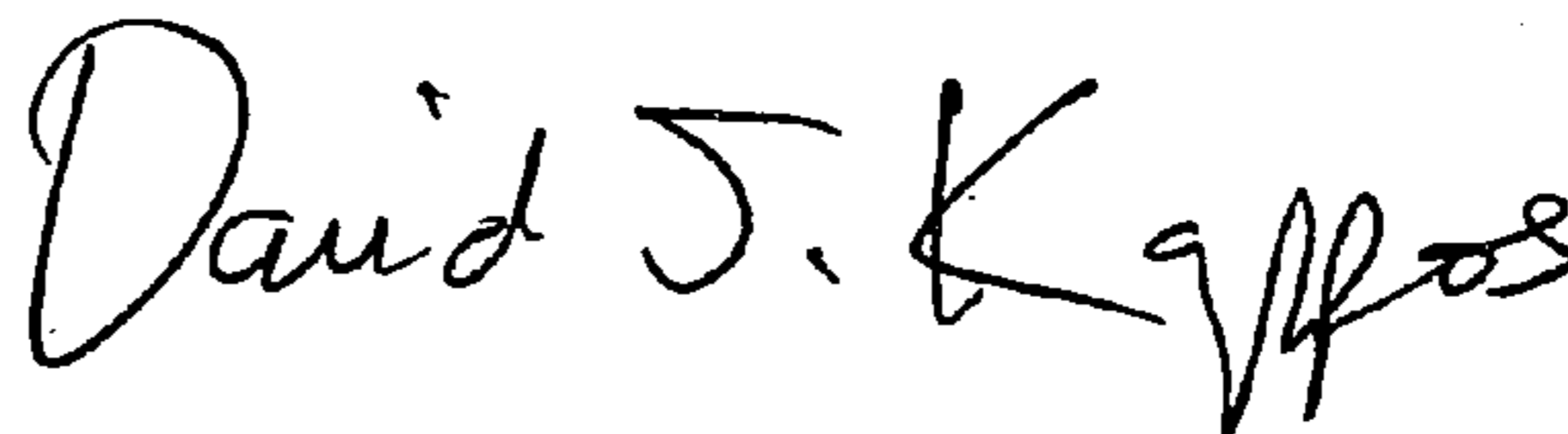
On the title page, in the Description delete lines 9-16, beginning with the description of Fig. 8-Fig. 14.

Delete Drawing Sheets 1-4 and substitute therefore the attached Drawing Sheets 1 and 2 consisting of Figs. 1-7.

This certificate supersedes the Certificate of Correction issued December 1, 2009.

Signed and Sealed this

Twenty-second Day of December, 2009



David J. Kappos  
*Director of the United States Patent and Trademark Office*

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\* cited by examiner

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(74) *Attorney, Agent, or Firm*—Marshall Gerstein & Borun LLP

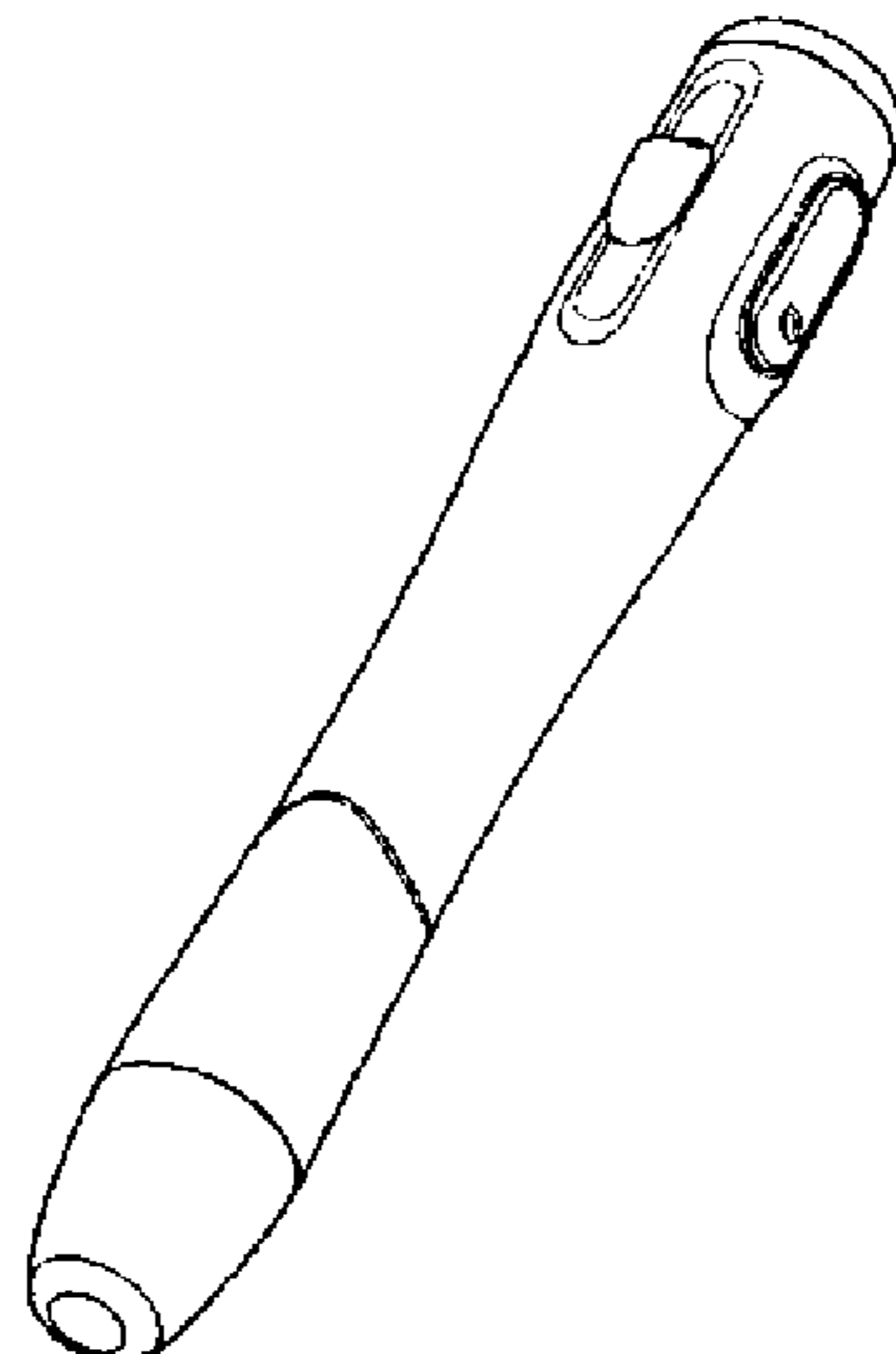
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FIG. 4 is a rear view of the marker of FIG. 1;  
FIG. 5 is a left side view of the marker of FIG. 1;  
FIG. 6 is a top plan view of the marker of FIG. 1;  
FIG. 7 is a bottom plan view of the marker of FIG. 1.

**1 Claim, 2 Drawing Sheets**



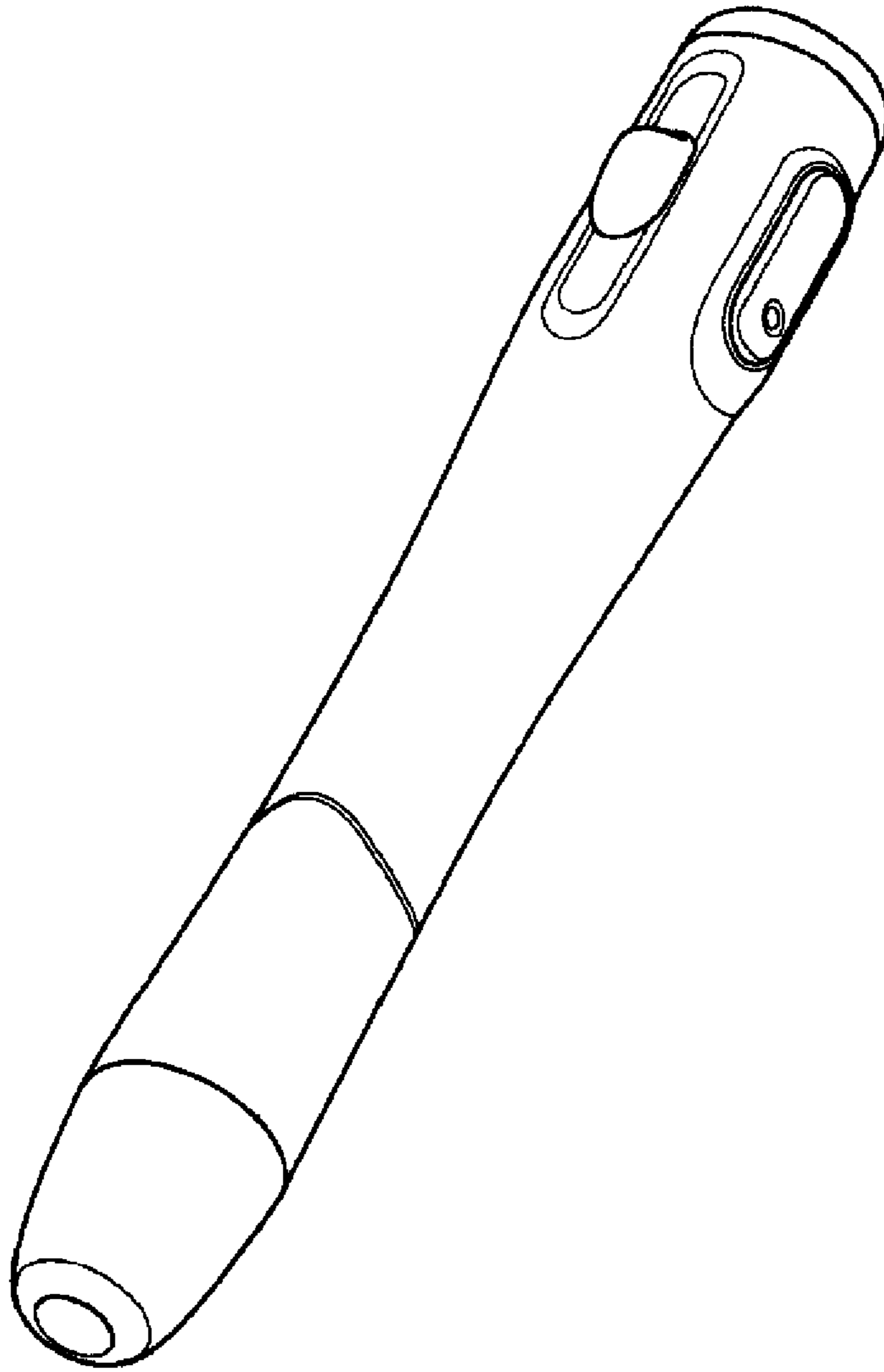


**U.S. Patent**

**Jan. 13, 2009**

**Sheet 1 of 2**

**D584,771 S**



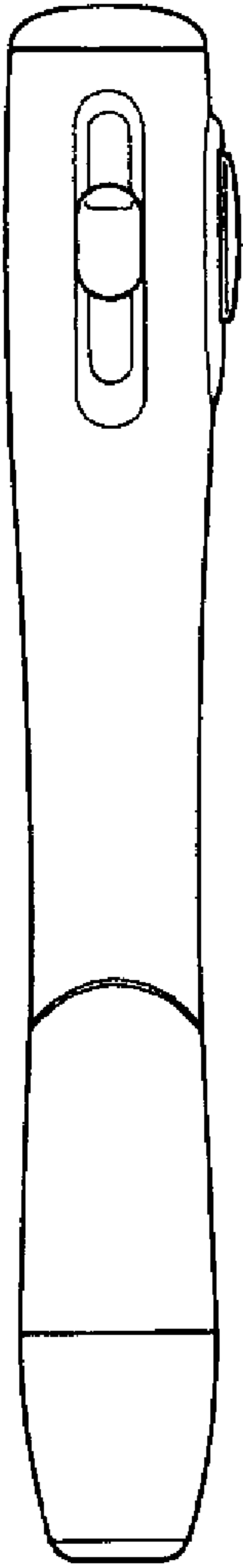
**FIG. 1**

**U.S. Patent**

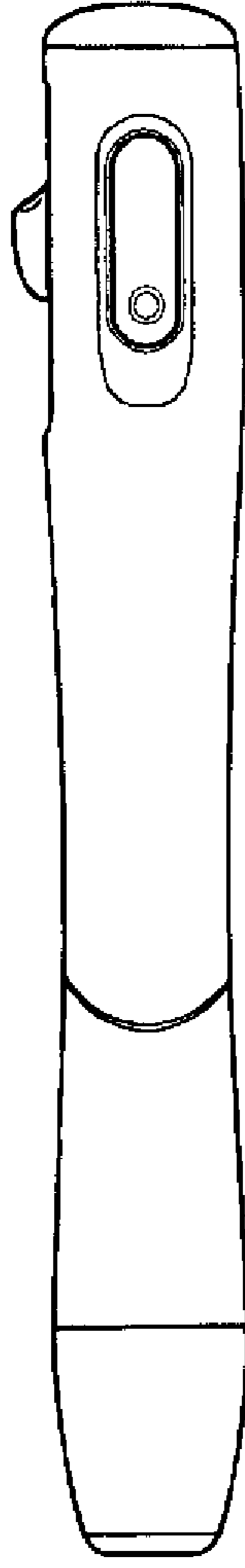
**Jan. 13, 2009**

**Sheet 2 of 2**

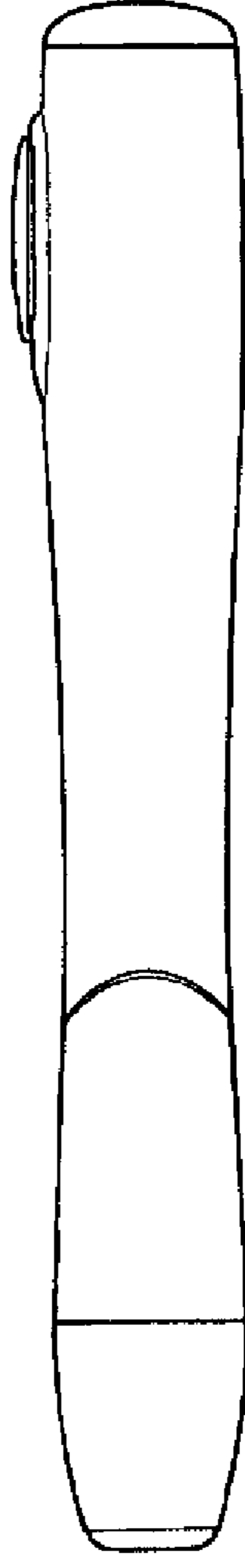
**D584,771 S**



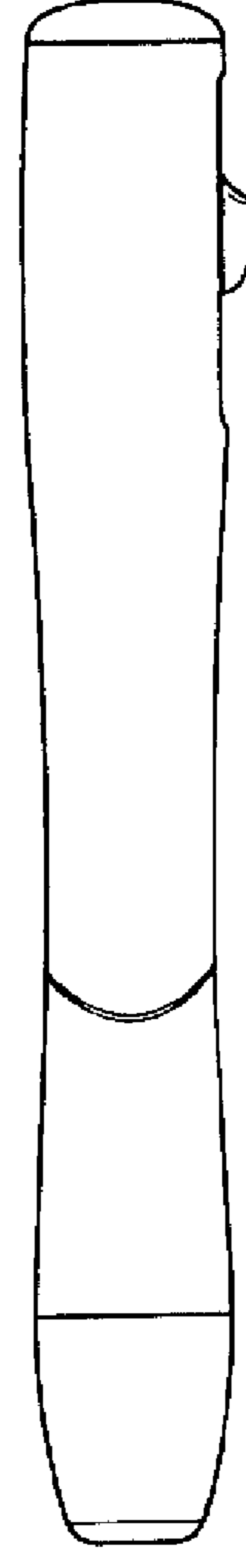
**FIG. 2**



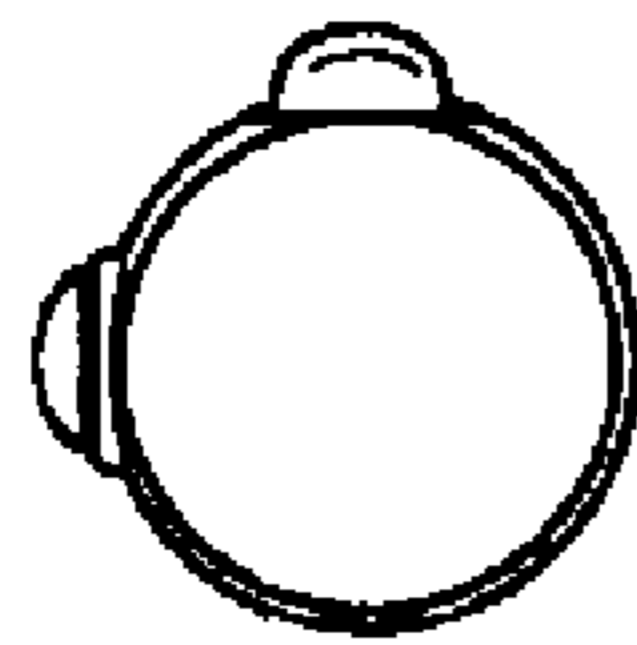
**FIG. 3**



**FIG. 4**



**FIG. 5**



**FIG. 6**



**FIG. 7**