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Bizzell et al.

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(54) **FOOD CONTAINER ASSEMBLY**

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(51) **LOC (9) Cl.** **07-01**

(52) **U.S. Cl.** **D7/540; D7/541**

(58) **Field of Classification Search** D7/500,
D7/505, 540, 555, 560, 554.2, 566, 584, 585,
D7/587, 570, 567, 543, 553.2, 553.4, 769,
D7/541, 553.8, 552.2, 629, 586; 229/401,
229/406; 220/574, 575, 561, 574.1

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

| | | | |
|--------------|---------|---------------------|--------|
| 948,434 A | 2/1910 | Scot | |
| D67,011 S | 4/1925 | Clarke | |
| 1,595,356 A | 8/1926 | Moseman | |
| 1,858,728 A | 5/1932 | Creighton | |
| 2,322,665 A | 6/1943 | Ryan | |
| D154,224 S | 6/1949 | Tweet | |
| D160,688 S | 10/1950 | Brock | |
| 2,781,651 A | 2/1957 | Cutler | |
| D185,911 S | 8/1959 | Chadbourne et al. | |
| 2,897,974 A | 8/1959 | Cook | |
| 2,951,610 A | 9/1960 | Smalley | |
| D206,762 S | 1/1967 | Kirwan | |
| D209,769 S * | 1/1968 | Bateman et al. | D7/541 |
| D221,883 S | 9/1971 | Cash | |
| D230,001 S | 1/1974 | Wright | |
| D231,302 S * | 4/1974 | Lukawski | D7/541 |

| | | | |
|--------------|---------|--------------------|--------|
| 3,811,594 A | 5/1974 | Paulucci | |
| D232,294 S | 8/1974 | Christian et al. | |
| D250,315 S * | 11/1978 | Otto | D7/541 |
| 4,351,164 A | 9/1982 | Christiani | |
| D285,638 S | 9/1986 | Trivison | |
| D291,042 S | 7/1987 | Fahey et al. | |
| 4,732,274 A | 3/1988 | Bouton | |
| D300,101 S * | 3/1989 | Ritman | D7/541 |
| D302,068 S * | 7/1989 | Forbes et al. | D7/541 |
| 4,865,219 A | 9/1989 | Logan et al. | |

(Continued)

OTHER PUBLICATIONS

Information Disclosure Statement (IDS) Letter, including Exhibit A (five pages of photographs), submitted by Applicant on Apr. 10, 2009.

Primary Examiner—Charles A Rademaker

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(57) **CLAIM**

The ornamental design for a food container assembly, as shown and described.

DESCRIPTION

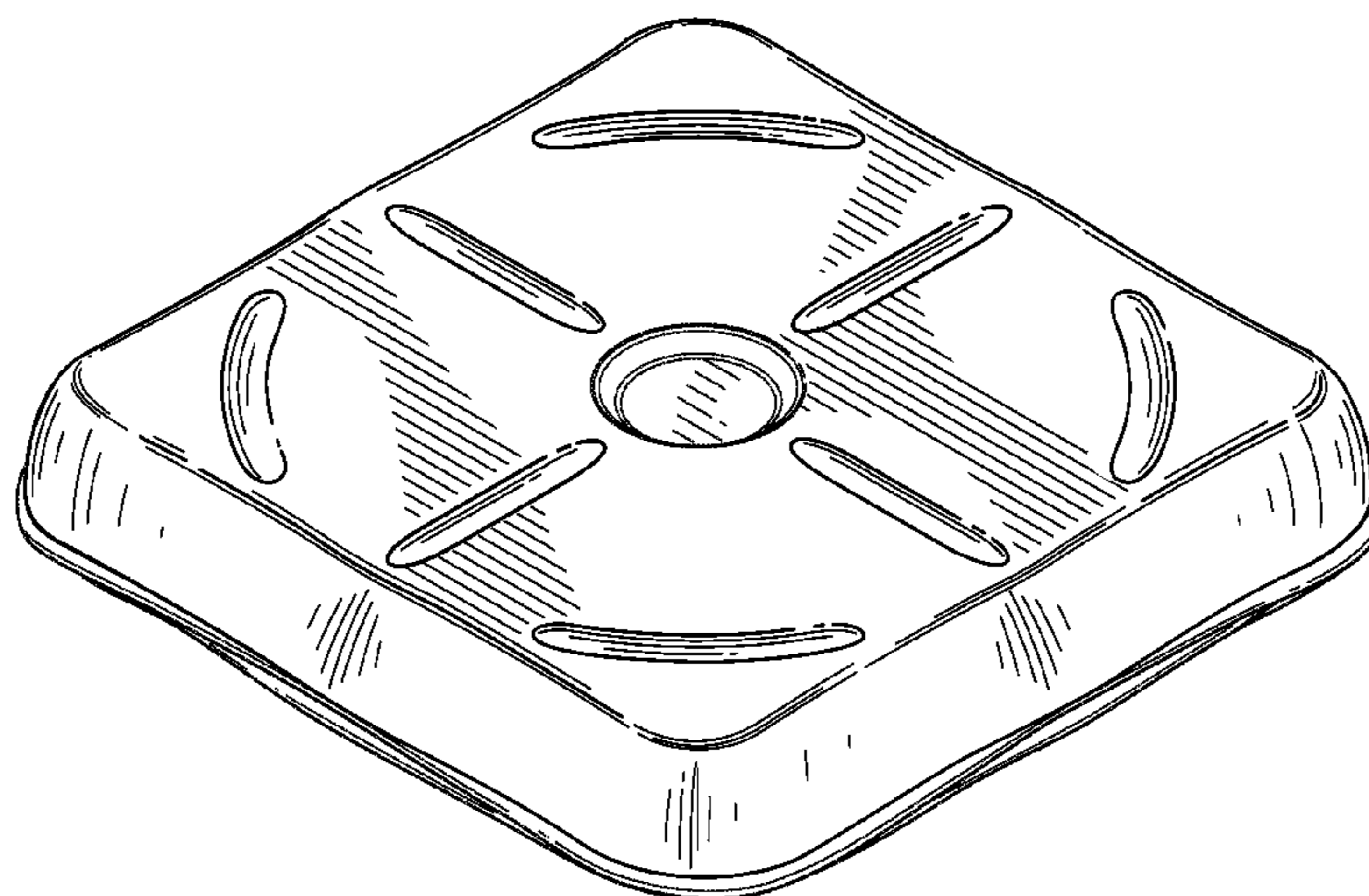
For purposes of understanding the context and usage of the food container assembly, each of the following U.S. patent applications and their corresponding U.S. patent application publications are incorporated herein by reference: U.S. patent application Ser. No. 12/028,824; U.S. patent application Ser. No. 12/028,825; U.S. patent application Ser. No. 12/028,826; U.S. patent application Ser. No. 12/028,827; U.S. patent application Ser. No. 12/028,828; and U.S. patent application Ser. No. 12/028,829.

FIG. 1 is a top and front perspective view of a food container assembly showing our new design;

FIG. 2 is a top plan view thereof; and,

FIG. 3 is a side elevation thereof, the other sides being identical.

1 Claim, 3 Drawing Sheets



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U.S. PATENT DOCUMENTS

| | | | | | | |
|---------------|---------|-----------------|----------------|-----------------|---------|-----------------|
| D304,658 S | 11/1989 | Mattei | | 6,514,548 B2 | 2/2003 | Lin |
| D312,026 S | 11/1990 | Antoni | | 6,550,630 B1 | 4/2003 | Krupa |
| D351,087 S * | 10/1994 | Anderson | D7/541 | D489,972 S | 5/2004 | Lin |
| D352,204 S | 11/1994 | Hayes et al. | | 6,783,017 B2 | 8/2004 | Griffin |
| D364,090 S * | 11/1995 | Krupa | D9/429 | D496,831 S | 10/2004 | Strahota et al. |
| 5,593,062 A | 1/1997 | Martin | | D511,273 S | 11/2005 | Hadeler |
| 5,732,847 A * | 3/1998 | Caldi | 220/575 | D527,954 S | 9/2006 | Roth |
| D399,095 S | 10/1998 | Schmidt | | 2007/0062965 A1 | 3/2007 | Anderson et al. |
| D401,810 S | 12/1998 | Swift | | 2008/0029426 A1 | 2/2008 | Anderson et al. |
| 5,894,944 A | 4/1999 | Swift | | 2008/0029427 A1 | 2/2008 | Anderson et al. |
| D420,285 S * | 2/2000 | Sagan et al. | D9/429 | 2008/0083759 A1 | 4/2008 | Anderson et al. |
| 6,042,856 A | 3/2000 | Sagan et al. | | 2008/0083760 A1 | 4/2008 | Anderson et al. |
| D426,110 S | 6/2000 | Schmidt | | 2008/0110914 A1 | 5/2008 | Anderson et al. |
| 6,168,813 B1 | 1/2001 | Blazevich | | 2008/0121550 A1 | 5/2008 | Anderson et al. |
| D449,966 S | 11/2001 | DeMars | | 2008/0121551 A1 | 5/2008 | Anderson et al. |
| 6,401,927 B1 | 6/2002 | Sorensen et al. | | 2008/0121552 A1 | 5/2008 | Anderson et al. |
| D460,897 S * | 7/2002 | Leuenberger | D7/553.8 | 2008/0124440 A1 | 5/2008 | Anderson et al. |
| D461,099 S * | 8/2002 | Leuenberger | D7/541 | 2008/0128313 A1 | 6/2008 | Anderson et al. |

* cited by examiner

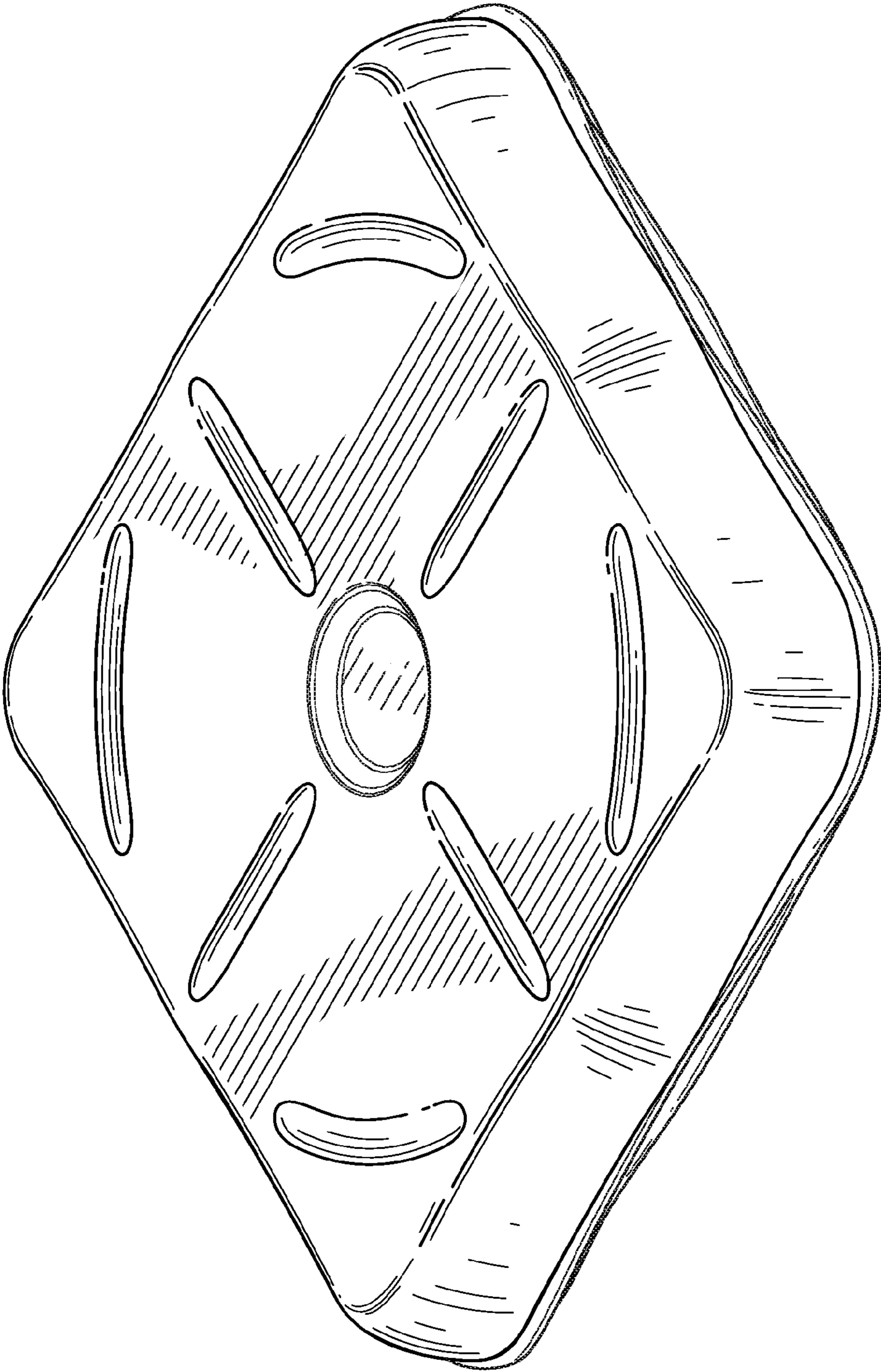


FIG. 1

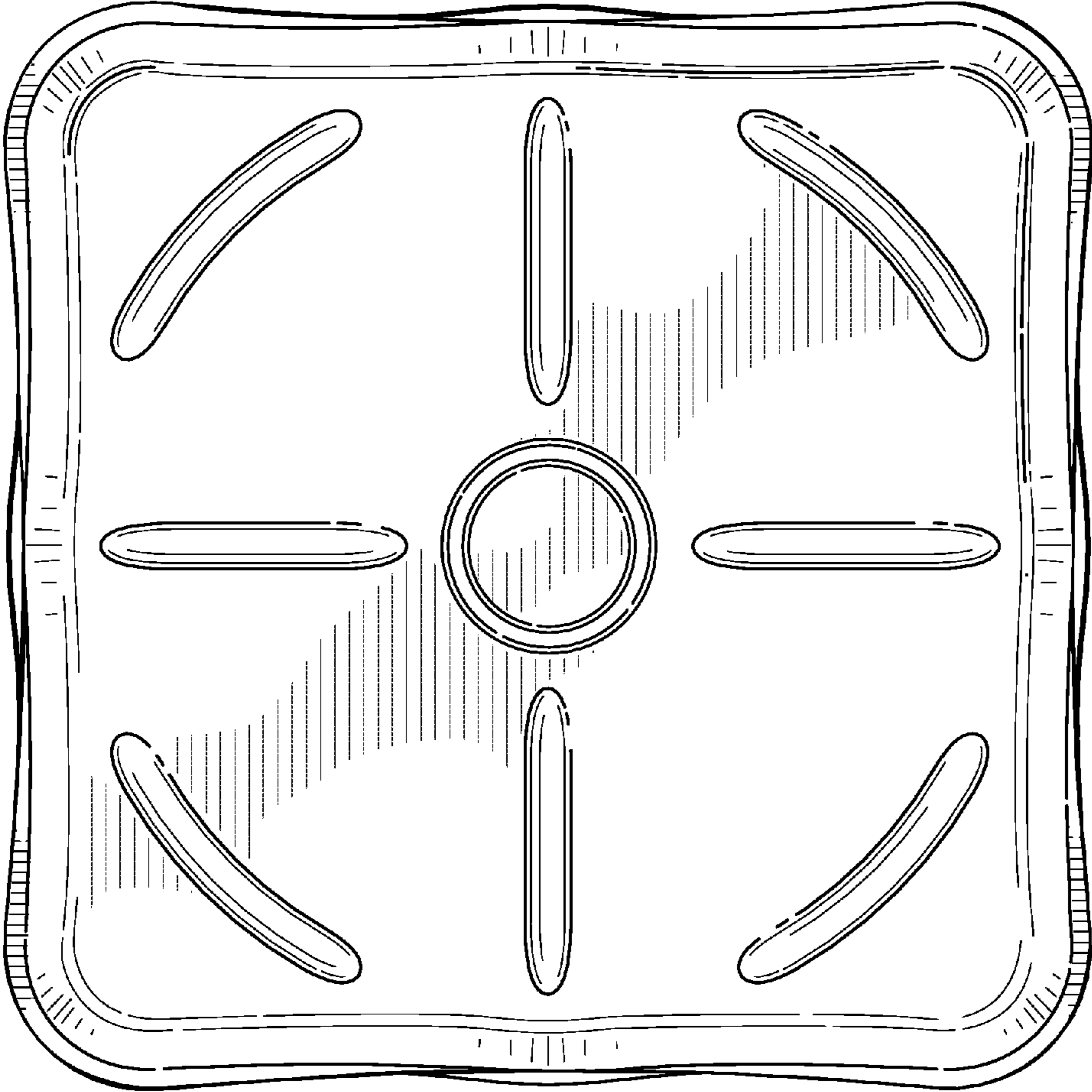


FIG. 2

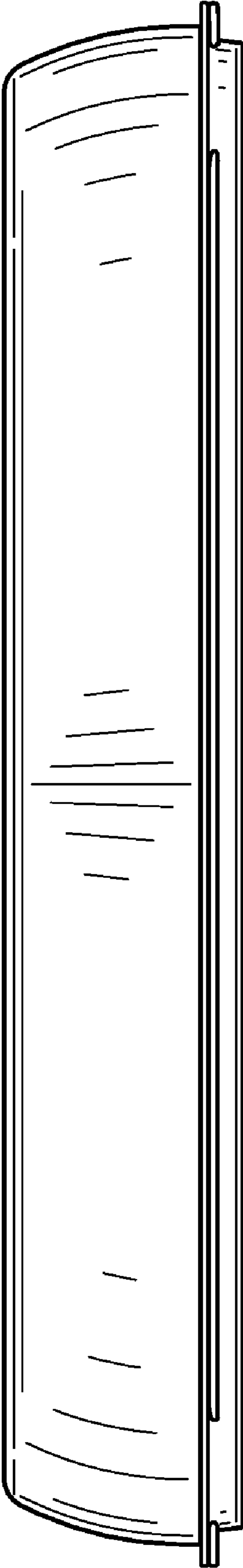


FIG. 3