



US00D613340S

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

(10) **Patent No.:** **US D613,340 S**  
(45) **Date of Patent:** **\*\* Apr. 6, 2010**

(54) **SIGN**

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(73) Assignee: **Everbrite, LLC**, Greenfield, WI (US)

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

(21) Appl. No.: **29/338,242**

(22) Filed: **Jun. 8, 2009**

**Related U.S. Application Data**

(63) Continuation of application No. 29/329,049, filed on Dec. 8, 2008, now abandoned.

(51) **LOC (9) Cl.** ..... **20-03**

(52) **U.S. Cl.** ..... **D20/42**

(58) **Field of Classification Search** ..... D20/10,  
D20/12, 18, 19, 39-42, 99; 40/1.5, 124.01,  
40/124.02, 124.04, 124.06, 473, 538, 540-547,  
40/549, 551-553, 575, 576, 584, 617, 618,  
40/621, 623, 624; D10/104, 109; 362/812

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

335,130 A	2/1886	Hooper
1,570,980 A	1/1926	Wiegand
1,872,428 A	8/1932	Drury
1,917,956 A	7/1933	Earley
2,302,667 A	11/1942	Duncan
2,354,367 A	7/1944	Ford
D162,355 S	3/1951	Smith
D162,637 S	3/1951	Ernst
2,556,779 A	6/1951	Ross
2,648,152 A	8/1953	Simpson

D188,174 S	6/1960	Thomas
3,056,221 A	10/1962	Brienza
D196,703 S	10/1963	Blommel, Jr.
3,295,240 A	1/1967	Garte
4,155,189 A	5/1979	Engman

(Continued)

**OTHER PUBLICATIONS**

Exhibit A—Open Sign manufactured and sold by Everbrite, LLC at least as early as Dec. 7, 2007.

(Continued)

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(57) **CLAIM**

We claim the ornamental design for a sign, as shown and described.

**DESCRIPTION**

FIG. 1 is a front perspective view of a sign according to the present invention.

FIG. 2 is a front view of the sign of FIG. 1.

FIG. 3 is a top view of the sign of FIG. 1.

FIG. 4 is a rear view of the sign of FIG. 1.

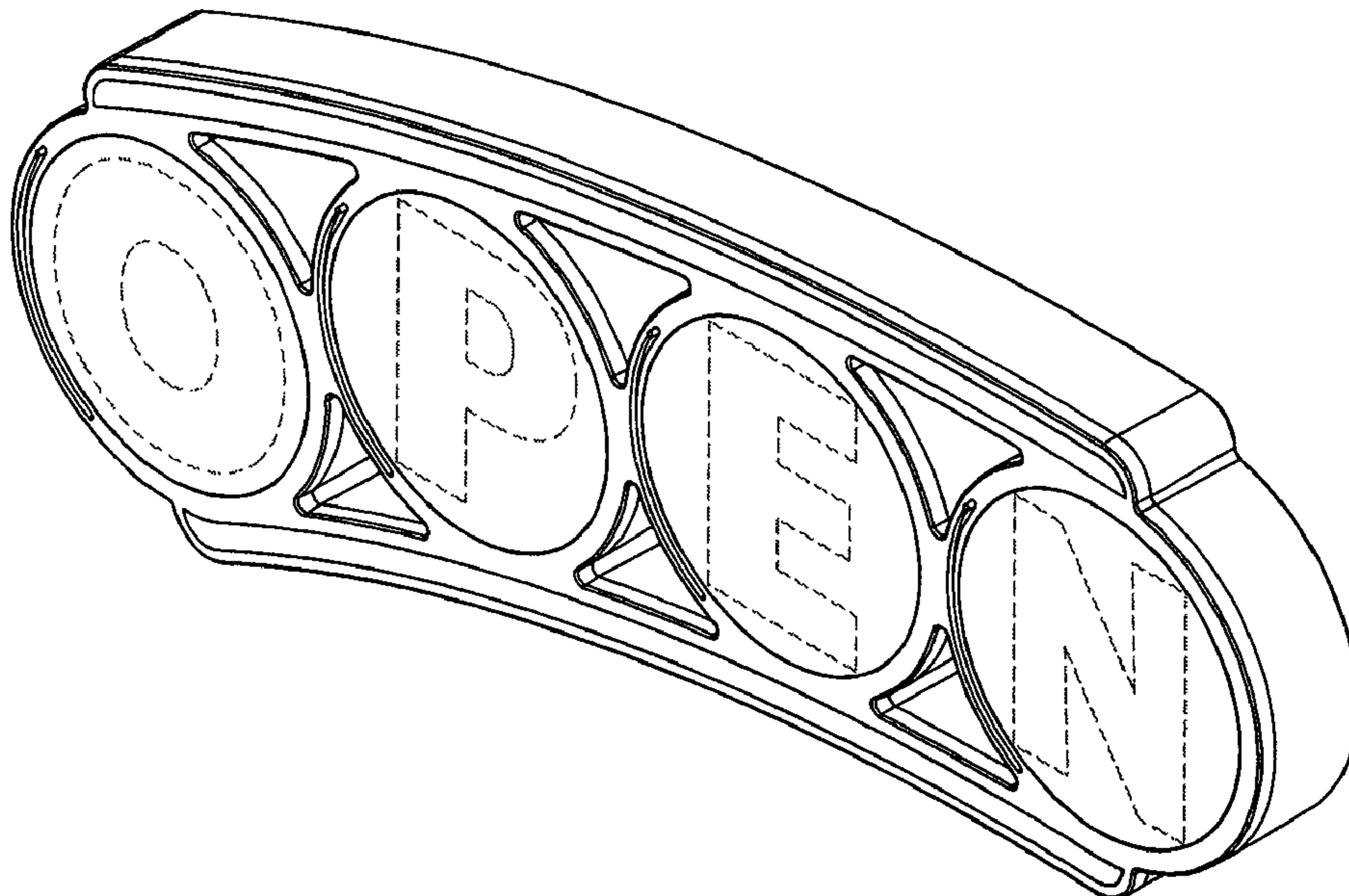
FIG. 5 is a right side view of the sign of FIG. 1.

FIG. 6 is a left side view of the sign of FIG. 1; and,

FIG. 7 is a bottom view of the sign of FIG. 1.

The portions of the sign shown in broken lines are for illustrative purposes only and form no part of the claimed design.

**1 Claim, 3 Drawing Sheets**



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## U.S. PATENT DOCUMENTS

4,169,327	A	10/1979	Stilling	D460,490	S	7/2002	Fallon
4,201,003	A	5/1980	Witt	D461,846	S	8/2002	Fallon
4,373,283	A	2/1983	Swartz	6,460,277	B1	10/2002	Tower
4,430,819	A	2/1984	Chandler	D477,032	S	7/2003	Fallon
4,852,285	A	8/1989	Kimoto	D484,916	S	1/2004	Fallon
4,862,616	A	9/1989	Honeycutt	6,675,515	B2	1/2004	Fallon et al.
4,953,067	A	8/1990	Moore	D501,516	S	2/2005	Nelson
5,002,181	A	3/1991	Leppo	D507,603	S	7/2005	Nelson
5,143,285	A	9/1992	Wise	D534,218	S	* 12/2006	Krikorian et al. .... D20/18
5,146,704	A	9/1992	Dugan	D545,907	S	7/2007	Nelson
5,237,765	A	8/1993	Vargish, II	D545,909	S	* 7/2007	Jacobs et al. .... D20/42
5,267,404	A	12/1993	Kizy	D553,691	S	10/2007	Lane
5,493,804	A	2/1996	Lo et al.	7,327,281	B2	2/2008	Hutchinson
5,533,286	A	7/1996	Fallon et al.	D582,988	S	12/2008	Donnelly et al.
5,536,558	A	7/1996	Shelton	D591,797	S	5/2009	Donnelly
5,579,598	A	12/1996	Fallon et al.	D599,410	S	9/2009	Kaoh
5,649,379	A	7/1997	Hoffman et al.	D599,411	S	9/2009	Kaoh
5,890,306	A	4/1999	Smith	2001/0027618	A1	10/2001	Fallon et al.
5,992,067	A	11/1999	Strawbridge	2002/0145878	A1	10/2002	Venegas, Jr.
6,023,869	A	2/2000	Durbin	2006/0059742	A1	3/2006	Pan
6,042,248	A	3/2000	Hannah et al.	2009/0172987	A1	7/2009	Kaoh et al.
6,050,716	A	4/2000	Hsu				
6,076,294	A	6/2000	Durbin				
6,094,849	A	8/2000	Phillips et al.				
D433,453	S	11/2000	Fallon				
D434,808	S	12/2000	Andersson				
6,192,610	B1	2/2001	Fallon et al.				
6,205,691	B1	3/2001	Urda et al.				
6,341,441	B1	1/2002	Morales				
D455,789	S	4/2002	Schlueter				
D456,850	S	5/2002	Fallon				

## OTHER PUBLICATIONS

Exhibit B—Open Sign manufactured and sold by Everbrite, LLC at least as early as Dec. 7, 2007.

Exhibit C—Open Sign manufactured and sold by Everbrite, LLC at least as early as Dec. 7, 2007.

Exhibit D—Open Sign manufactured and sold by Everbrite, LLC at least as early as Dec. 7, 2007.

Gelcore LLC, Tetra Contour Data Sheet, Publication No. SIGN022, Valley View, Ohio, published Jun. 9, 2006.

\* cited by examiner

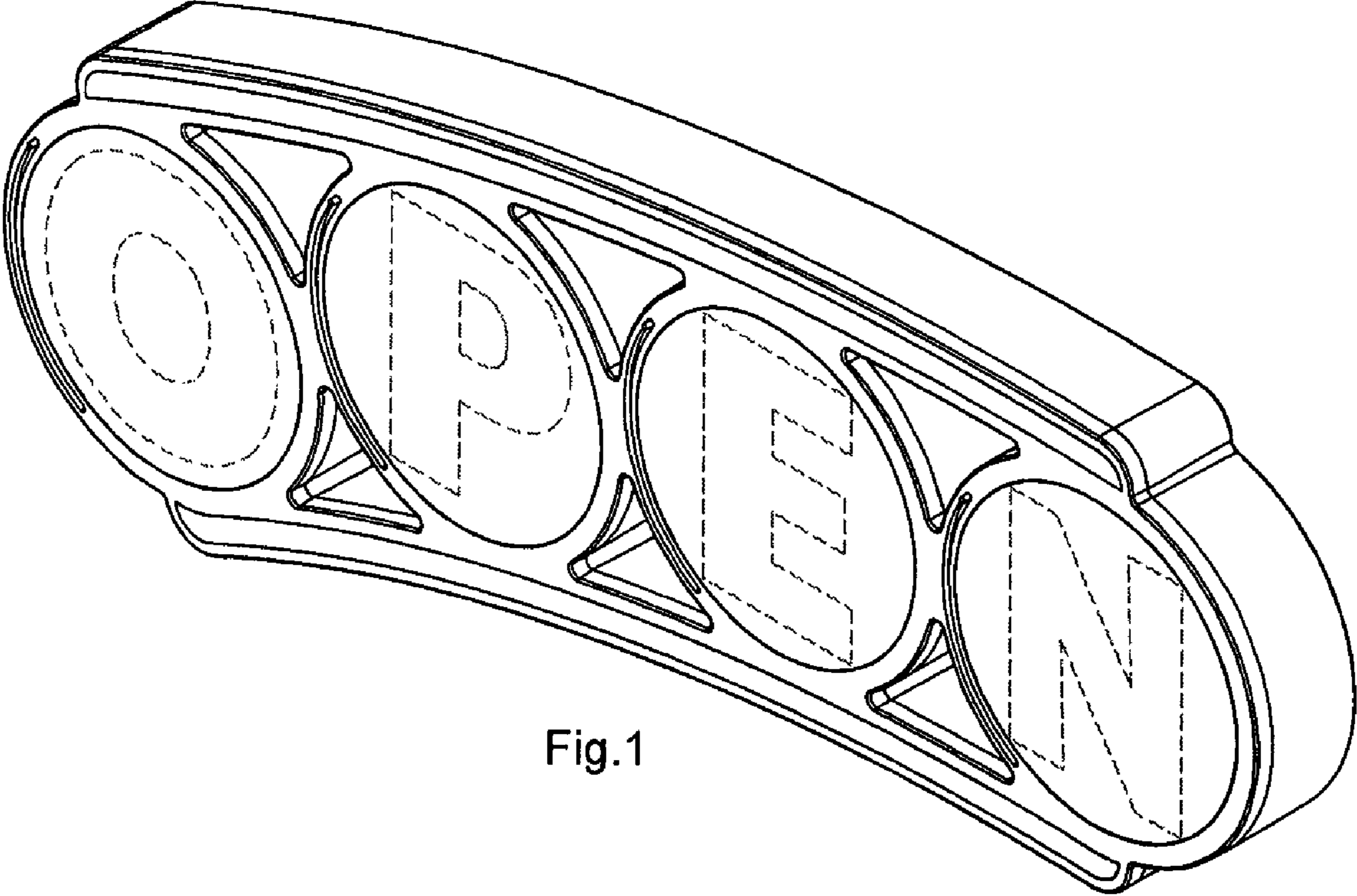


Fig.1



Fig.3

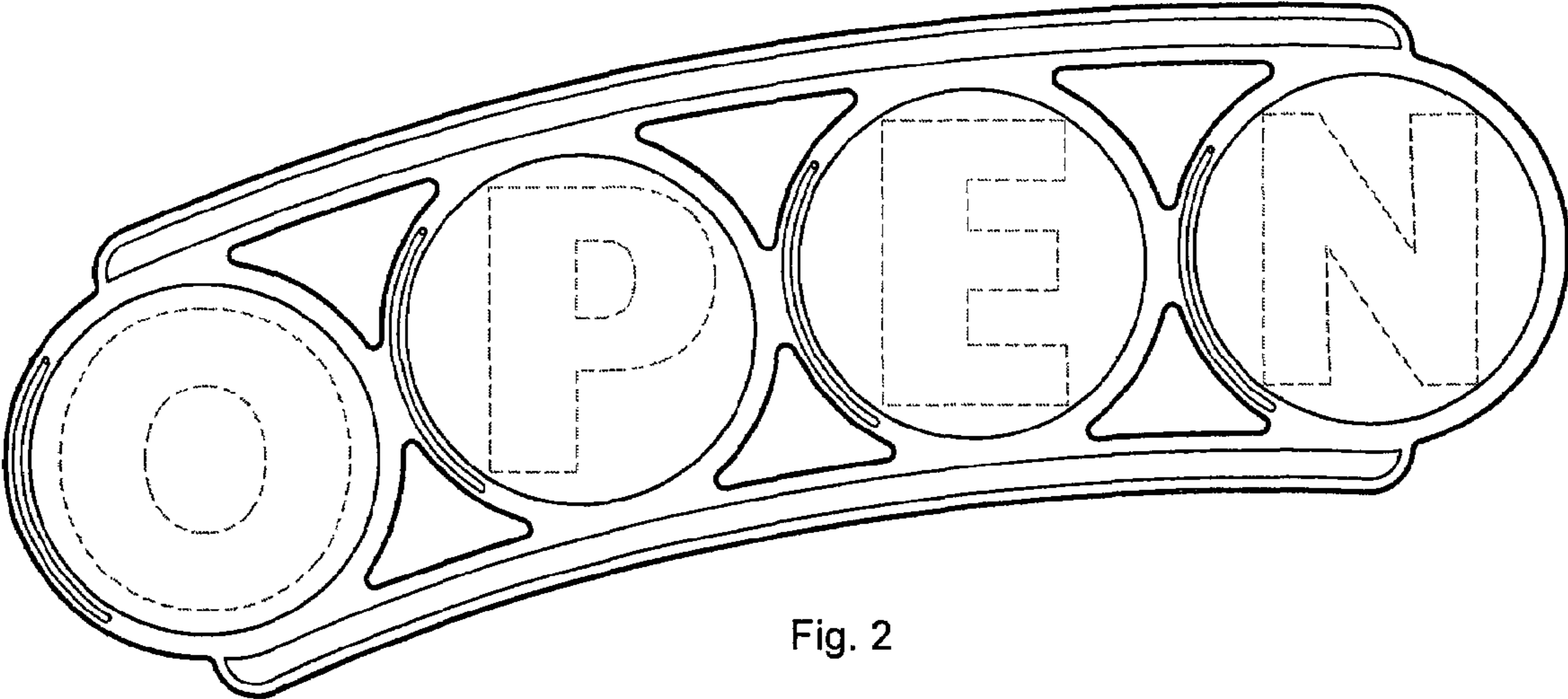


Fig. 2

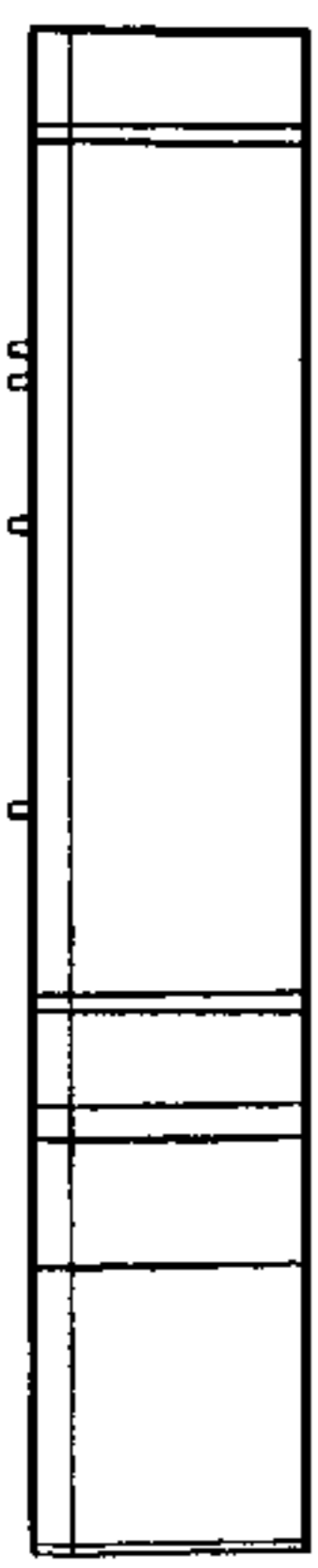


FIG. 5

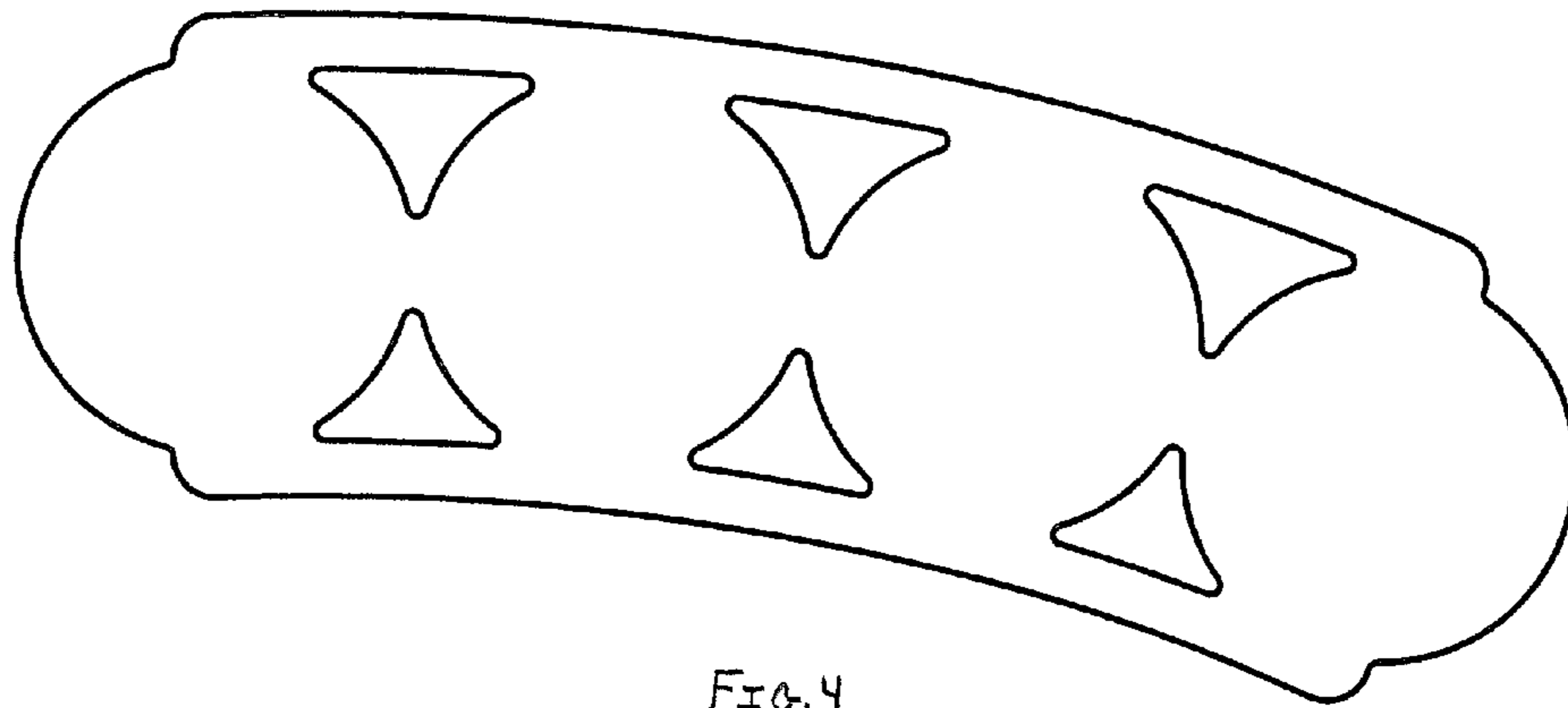


FIG. 4

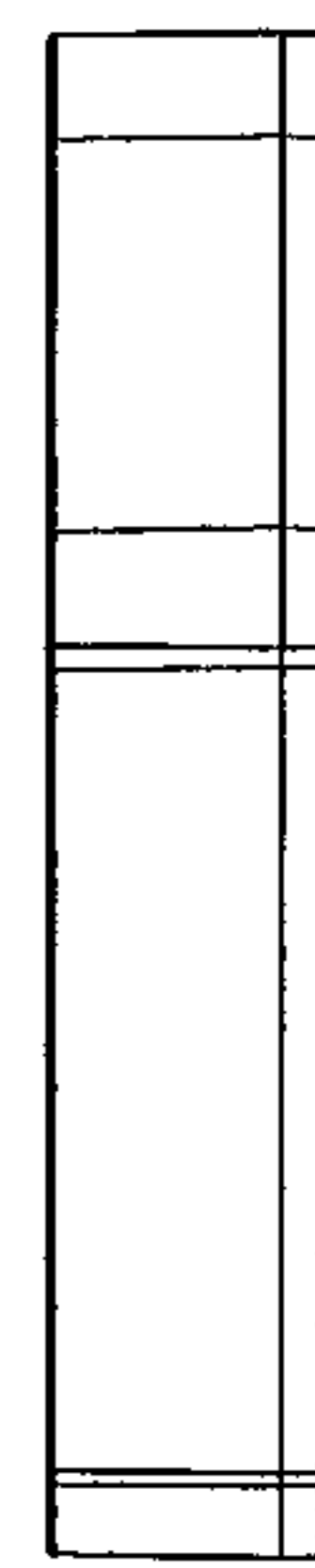


FIG. 6

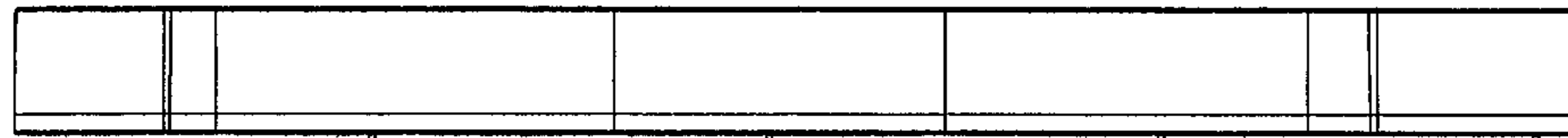


FIG. 7