



US00D616758S

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

(10) **Patent No.:** **US D616,758 S**
(45) **Date of Patent:** **** *Jun. 1, 2010**

(54) **CONTAINER**

(75) Inventors: **Kiat Cheong Toh**, Forest Hills, NY (US); **Sergio Gedanke**, Brooklyn, NY (US); **Ravi Varma**, New York, NY (US)

(73) Assignee: **Colgate-Palmolive Company**, New York, NY (US)

(*) Notice: This patent is subject to a terminal disclaimer.

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

(21) Appl. No.: **29/334,428**

(22) Filed: **Mar. 26, 2009**

Related U.S. Application Data

(63) Continuation-in-part of application No. 29/320,254, filed on Jun. 24, 2008.

(51) **LOC (9) Cl.** **09-01**

(52) **U.S. Cl.** **D9/563; D9/564; D9/566; D9/574**

(58) **Field of Classification Search** **D9/516, D9/529-530, 537-543, 549, 550-552, 558, D9/563-565, 571, 574-575, 682-694; 215/382-384**
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D9,703 S	1/1877	Francis et al.
D10,085 S	7/1877	Lilienthal
D16,802 S	7/1886	Wolf
D21,728 S	7/1892	Fraser
D23,380 S	6/1894	Juhring
D35,558 S	1/1902	Kieter
D48,160 S	11/1915	Samuelson
D54,241 S	12/1919	Christian
D55,988 S	8/1920	Dunnock
D56,029 S	8/1920	Quigg
D58,570 S	8/1921	Humphrey
D59,584 S	11/1921	Green

D59,586 S	11/1921	Green
D60,190 S	1/1922	Humphrey
D61,442 S	9/1922	Humphrey
D61,506 S	9/1922	Newell
D62,399 S	5/1923	Javall
D71,162 S	9/1926	Smith
D73,643 S	10/1927	Crimmel
D74,469 S	2/1928	Babani
D79,760 S	10/1929	Rebel
D80,117 S	12/1929	Vaulchier
D80,933 S	4/1930	Andrews
D82,202 S	9/1930	Winegard
D85,712 S	12/1931	Piazzoli
D86,222 S	2/1932	De Fauzon
D86,668 S	4/1932	Cordy
D87,397 S	7/1932	Marshburn

(Continued)

FOREIGN PATENT DOCUMENTS

EM 000369459-0006 8/2005

(Continued)

Primary Examiner—Carol Rademaker

(74) *Attorney, Agent, or Firm*—Amy M. Fernandez

(57) **CLAIM**

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

DESCRIPTION

FIG. 1 is a perspective view of a container of our design.

FIG. 2 is a front elevation view thereof.

FIG. 3 is a rear elevation view thereof.

FIG. 4 is a left side elevation view thereof.

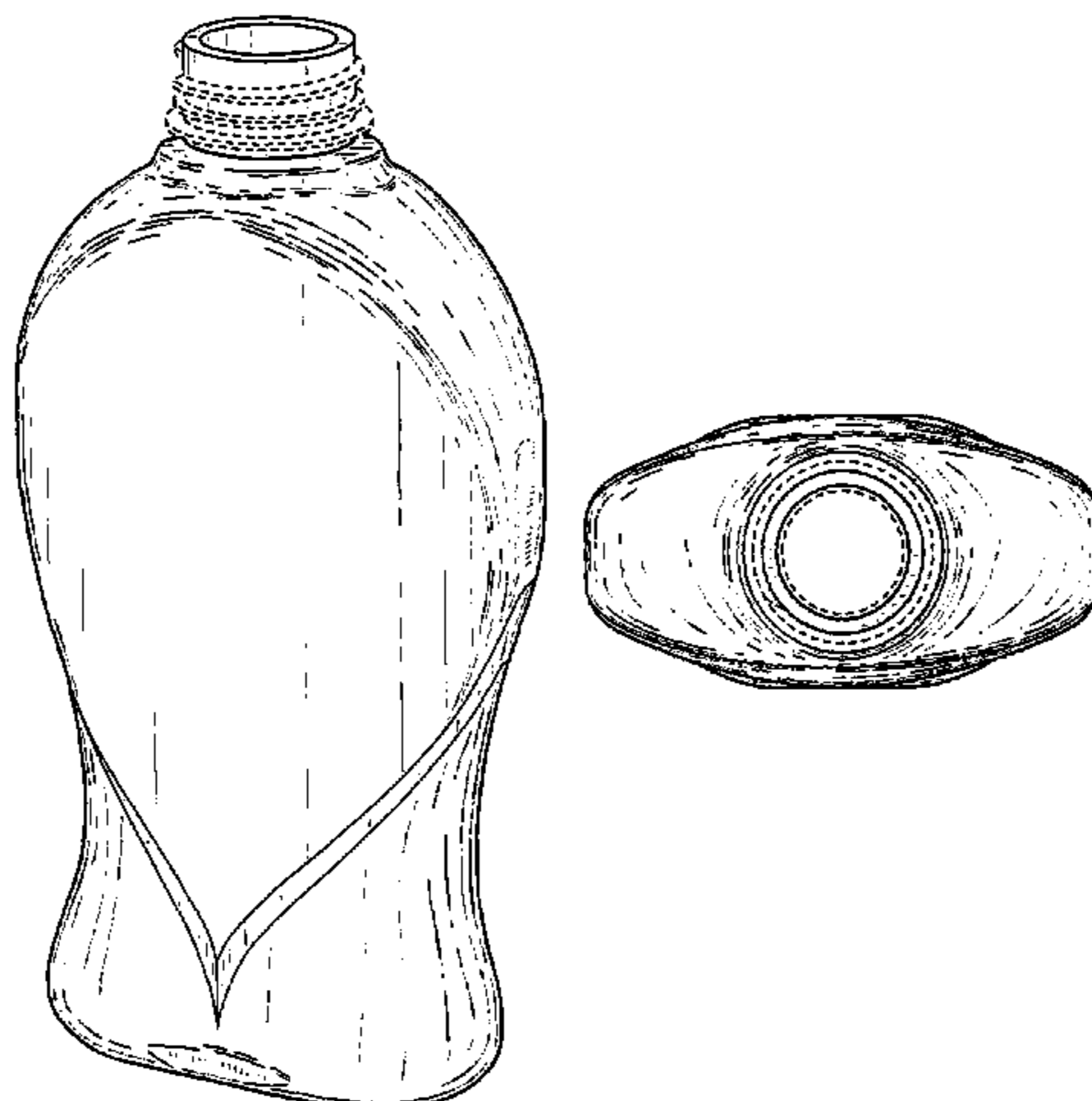
FIG. 5 is a right side elevation view thereof.

FIG. 6 is a top plan view thereof; and,

FIG. 7 is a bottom plan view thereof.

The broken line showing of threads on the pour spout is included for the purpose of illustrating environmental structure and forms no part of the claimed design.

1 Claim, 6 Drawing Sheets



US D616,758 S

U.S. PATENT DOCUMENTS					
D88,325 S	11/1932	Tourtois	D219,124 S	11/1970	Gortz et al.
D89,420 S	3/1933	Smith	D220,029 S *	3/1971	Johnson D9/542
D89,786 S *	5/1933	Nester D9/553	D220,562 S	4/1971	Quintal
D90,290 S	7/1933	McDonald	D220,563 S *	4/1971	Northgrave D9/556
D92,364 S	5/1934	Noble	D222,529 S *	11/1971	Terner D9/500
D92,828 S	7/1934	Stever	D224,643 S	8/1972	Mascia et al.
D94,413 S	1/1935	Fuerst	D225,155 S	11/1972	Schafer
D95,576 S	5/1935	Brenner	D225,834 S	1/1973	Kneapler
D95,849 S	6/1935	Leach	D228,281 S	9/1973	Hoffman
D97,831 S	12/1935	Avedon	D229,168 S	11/1973	Silfang
D97,855 S	12/1935	Leach	D229,543 S	12/1973	Weckman
D98,958 S	3/1936	Piazzoli	D229,544 S	12/1973	Weckman
D98,969 S	3/1936	Stevenagle	D230,689 S	3/1974	Schweizer
D99,634 S	5/1936	Wick	D234,394 S	2/1975	Metzger
D99,648 S	5/1936	Mulhens	D234,492 S	3/1975	Peterson
D100,424 S	7/1936	Guerlain	D236,432 S	8/1975	McKibben
D103,287 S	2/1937	Reynolds	D238,555 S	1/1976	Blank
D104,666 S	5/1937	Lloyd	D239,368 S	3/1976	McDonald
D108,023 S	1/1938	Stever	D239,922 S	5/1976	Utley
D112,387 S	11/1938	Street, Jr.	D240,798 S	8/1976	Smith
D115,848 S	7/1939	Fuerst	D242,841 S	12/1976	Kretz et al.
D125,922 S	3/1941	McIntosh	D244,176 S	5/1977	Pardo
D127,585 S	6/1941	Lorenzen	D244,350 S	5/1977	Torongo
D127,820 S	6/1941	Tomasson	D245,316 S	8/1977	McConnell
D129,515 S	9/1941	Payne	D246,893 S	1/1978	Eron
D139,381 S	11/1944	Harris et al.	D247,302 S	2/1978	Federico et al.
D146,351 S	2/1947	Dunnock	D248,088 S	6/1978	Britt
D155,931 S	11/1949	Serra	D251,111 S	2/1979	Furlong
D157,508 S	2/1950	Montenier	D252,014 S	6/1979	Furlong et al.
D166,002 S	2/1952	Serra	D254,651 S	4/1980	Shortino
D167,637 S	9/1952	Knight	D254,710 S	4/1980	Leger
D168,390 S	12/1952	Baird	D255,986 S	7/1980	Chang et al.
D169,642 S	5/1953	St. Clair	D257,504 S	11/1980	Weckman
D169,984 S	7/1953	Miller	D259,467 S	6/1981	Halbeisen et al.
D180,828 S	8/1957	Funkey	D260,238 S	8/1981	Costa
D184,394 S	2/1959	Du Pree	D265,975 S	8/1982	Vaissanvin
D184,434 S	2/1959	Goula	D266,620 S	10/1982	Krech
D185,526 S	6/1959	Alvey	D266,990 S	11/1982	Cook
D185,538 S *	6/1959	Dike D9/539	D270,235 S	8/1983	Ewry
D187,244 S	2/1960	Morris	D270,238 S	8/1983	Vilval
D187,396 S	3/1960	Du Pree	D270,711 S	9/1983	Weckman
D187,820 S	5/1960	Vuilleminot	D272,988 S	3/1984	Podall et al.
D188,628 S	8/1960	Heintze	D274,093 S	5/1984	Kenna
D190,399 S	5/1961	Agin	D274,221 S	6/1984	Biesecker
D190,888 S	7/1961	Arens	D276,889 S	12/1984	Biesecker
D195,368 S	6/1963	Koenigsberg	D278,411 S	4/1985	Reitzel et al.
D195,787 S	7/1963	Thompson	D280,603 S	9/1985	Johnson et al.
D196,455 S	10/1963	Stern	D282,441 S	2/1986	Shiokawa
D197,582 S	2/1964	Campbell	D282,529 S	2/1986	Pereira et al.
D198,762 S	7/1964	Ferree	D283,981 S	5/1986	Culbreath
D199,460 S	10/1964	Utley	D286,374 S	10/1986	Bussell
D199,763 S	12/1964	Roberts	D286,984 S *	12/1986	Durand D9/565
D200,019 S	1/1965	Gould	D289,979 S	5/1987	Crawford
D200,262 S	2/1965	Heintze	D291,656 S	9/1987	Bussell
D202,383 S	9/1965	Du Pree	D293,768 S	1/1988	Mantani
D204,707 S	5/1966	Abbott	D294,007 S	2/1988	Mathias
D205,731 S	9/1966	Levy	D295,145 S	4/1988	Jeanjean
D205,734 S	9/1966	Du Pree	D312,396 S	11/1990	Lunderman
D207,800 S	5/1967	Roberts	D312,570 S	12/1990	Lunderman
D207,925 S	6/1967	Koenigsberg	D314,703 S	2/1991	Segati
D208,171 S	7/1967	Marchant	D315,499 S	3/1991	Durand
D208,825 S *	10/1967	Hutton D9/686	D316,969 S	5/1991	Wiseman et al.
D210,251 S	2/1968	Jeronimus	D321,131 S	10/1991	Wiseman et al.
D210,271 S	2/1968	Sterges	D321,132 S	10/1991	Wiseman et al.
D211,319 S	6/1968	Jeronimus	D321,133 S	10/1991	Wiseman et al.
D213,308 S	2/1969	Kneapler	D321,321 S	11/1991	Wilgus
D213,355 S	2/1969	Kneapler	D321,479 S	11/1991	Wiseman et al.
D214,554 S	7/1969	Oltman et al.	D322,392 S	12/1991	Schneider et al.
D217,591 S	5/1970	Biscoe et al.	D323,110 S	1/1992	Simms et al.
D217,804 S	6/1970	Douglas	D323,291 S	1/1992	Wilgus
D219,096 S	11/1970	Mauri-Closs	D323,331 S	3/1992	Schmidt
			D324,998 S	3/1992	Klapwald
			D327,003 S	6/1992	Schneider et al.

US D616,758 S

D328,025 S	7/1992	Farricielli	D414,117 S	9/1999	Mikla
D328,710 S	8/1992	Deflander	D414,684 S	10/1999	Usui et al.
D328,712 S	8/1992	Butler et al.	D415,413 S	10/1999	Cummings
D332,920 S	2/1993	Tiramani et al.	D416,199 S	11/1999	Alguire et al.
D333,619 S	3/1993	Lemahieu	D416,805 S	11/1999	Mikla
D334,705 S	4/1993	Pereira et al.	D418,746 S	1/2000	Featherston et al.
D335,259 S	5/1993	Waine	D418,748 S	1/2000	Kuzma et al.
D336,237 S	6/1993	Rossi	D419,455 S	1/2000	Macaulley et al.
D336,845 S	6/1993	Carroll et al.	D420,594 S	2/2000	Weinstein et al.
D337,055 S	7/1993	Medlycott	D420,595 S	2/2000	Herrmann
D337,275 S	7/1993	Tutssel	D421,058 S	2/2000	Regan et al.
D338,828 S	8/1993	Segati	D421,913 S	* 3/2000	Meecker et al. D9/563
D341,782 S	11/1993	Kokenge et al.	D422,902 S	4/2000	Kikuchi
D342,680 S	12/1993	Pereira et al.	D423,360 S	4/2000	Hirato et al.
D344,236 S	2/1994	Drounau	D423,369 S	4/2000	Tacconelli
D345,698 S	4/1994	Gobe	D423,939 S	5/2000	Ogg
D346,746 S	5/1994	Desgrippes	D424,948 S	5/2000	Ullmo
D347,571 S	6/1994	Wacker	D425,785 S	5/2000	Hirato et al.
D347,791 S	6/1994	Lathrop et al.	D426,093 S	6/2000	Cayouette
D348,832 S	7/1994	Gobe	D426,300 S	6/2000	Conforti
D351,991 S	11/1994	Bertolini et al.	D426,775 S	6/2000	Zimmer et al.
D352,906 S	11/1994	Gobe	D427,073 S	6/2000	Gaffney et al.
D353,221 S	12/1994	Scott et al.	D428,343 S	7/2000	Waitzenegger
D353,543 S	12/1994	Matsumoto	D428,344 S	7/2000	Preston
D353,773 S	12/1994	Desgrippes	D429,165 S	8/2000	Zogg et al.
D353,775 S	12/1994	Thompson	D429,645 S	8/2000	Erckelbout et al.
D354,000 S	1/1995	Hoyt	D430,034 S	8/2000	Kikuchi
D356,263 S	3/1995	Matsumoto	D430,493 S	9/2000	Weick
D356,947 S	4/1995	Mueller	D431,006 S	9/2000	Kotyuk
D357,870 S	5/1995	O'Neill et al.	D432,020 S	10/2000	Steward et al.
D362,391 S	9/1995	Gobe	D432,425 S	10/2000	Feigenbaum
D363,225 S	10/1995	Kudo	D432,922 S	10/2000	Gose
D365,761 S	1/1996	Abfier et al.	D433,335 S	11/2000	Zimmer et al.
D365,991 S	1/1996	Varlet	D433,623 S	11/2000	Crawford
D370,409 S	6/1996	Lathrop et al.	D433,624 S	11/2000	Negre
D371,076 S	6/1996	Farce et al.	D433,637 S	11/2000	Hailey et al.
D372,859 S	8/1996	Lathrop et al.	D434,663 S	12/2000	Jones et al.
D372,860 S	8/1996	Lathrop et al.	D435,220 S	* 12/2000	Lee D9/545
5,542,585 A	8/1996	Peters et al.	D435,450 S	12/2000	Eisenbarth
D375,052 S	10/1996	Lathrop et al.	D441,293 S	5/2001	Togasawa
D375,454 S	11/1996	Lathrop et al.	D444,393 S	7/2001	Ebert
D376,310 S	12/1996	Crawford	D444,700 S	7/2001	Ebert
D376,762 S	12/1996	Fenton et al.	D446,129 S	8/2001	de Giovellina
D378,276 S	3/1997	Kotoucek et al.	D447,061 S	8/2001	Peek
D378,665 S	4/1997	Fenton et al.	D448,300 S	9/2001	Walters et al.
D380,390 S	7/1997	Varlet et al.	D449,002 S	10/2001	Valente
D380,684 S	7/1997	Del Bianco	D449,229 S	10/2001	Mohary et al.
D381,272 S	7/1997	Coons	D449,537 S	10/2001	Feigenbaum
D382,487 S	* 8/1997	Tippitt et al. D9/571 X	D449,538 S	10/2001	Burleson et al.
D382,811 S	8/1997	Kotyuk, Jr. et al.	D450,247 S	11/2001	Johnson et al.
D384,285 S	9/1997	D'Amico et al.	D452,446 S	12/2001	Shear
D385,778 S	* 11/1997	Luh et al. D9/574 X	D452,827 S	1/2002	Cointreau
D386,963 S	12/1997	Hsu	D455,964 S	4/2002	Patterson
D386,973 S	12/1997	Stoecker	D456,717 S	5/2002	Roher
D387,281 S	12/1997	Thompson	D458,537 S	6/2002	Crawford et al.
D391,853 S	3/1998	Green et al.	D459,996 S	7/2002	Kuzma et al.
D396,634 S	8/1998	Andren et al.	D460,348 S	7/2002	Crawford et al.
D398,238 S	9/1998	Bertolini et al.	D463,262 S	9/2002	Gobe
D398,519 S	9/1998	Keene	D463,283 S	9/2002	Haynes
D398,855 S	9/1998	Ito et al.	D463,735 S	10/2002	Gobe
D399,752 S	10/1998	Farmer et al.	D463,973 S	10/2002	Gobe
D400,783 S	11/1998	de Mourgues	D463,983 S	10/2002	Wendt et al.
D400,795 S	11/1998	de Baschmakoff	D468,214 S	1/2003	Kuzma et al.
D401,507 S	11/1998	Gonda et al.	D468,643 S	1/2003	Kuzma et al.
D403,592 S	1/1999	Everard et al.	D469,022 S	1/2003	Kuzma et al.
D404,293 S	1/1999	Bertolini et al.	D470,043 S	2/2003	Crawford
D404,295 S	1/1999	Bertolini et al.	D470,402 S	2/2003	Kunesh et al.
D406,066 S	2/1999	Crawford	D470,416 S	2/2003	Blair et al.
D406,769 S	3/1999	Ackroyd	D471,086 S	3/2003	Helleu
D409,051 S	5/1999	Huang	D471,818 S	3/2003	Weber
D412,281 S	7/1999	Lindsay et al.	D472,147 S	3/2003	Herrmann
D413,257 S	8/1999	Favre	D476,900 S	7/2003	Katz et al.
D413,807 S	9/1999	Mikla	D477,990 S	8/2003	Dretzka

US D616,758 S

D480,008 S	9/2003	Maus	D535,567 S	1/2007	Snyder
D480,308 S	10/2003	Grisdale et al.	D537,360 S	2/2007	Snell
D481,636 S	11/2003	Camacho	D537,362 S	2/2007	Ivankovic
D481,639 S	11/2003	Crawford	D538,673 S	3/2007	Sterling et al.
D481,938 S	11/2003	McRae	D538,674 S	3/2007	Sterling et al.
D481,949 S	11/2003	Pinnavaia	D540,172 S	4/2007	Haller et al.
D482,624 S	11/2003	Hadkte et al.	D540,682 S	4/2007	Shurtleff et al.
D484,039 S	12/2003	Dretzka	D541,167 S	4/2007	Matsumura et al.
D484,402 S	12/2003	Crawford	D541,661 S	5/2007	Wang et al.
D484,403 S	12/2003	Crawford	D541,663 S	5/2007	Sørensen et al.
D485,185 S	1/2004	Versace	D542,665 S	5/2007	Poe, II et al.
D485,308 S	1/2004	DeLuca et al.	D543,852 S	6/2007	Warren
D486,065 S	2/2004	Hutchinson et al.	D543,861 S	6/2007	Garcia-Ruiz
D486,066 S	2/2004	Hannen et al.	D544,364 S	6/2007	Archeny et al.
D486,395 S	2/2004	Lovell et al.	D545,682 S	7/2007	Mongeon et al.
D486,400 S	2/2004	Bakic	D546,560 S	7/2007	Green
D486,741 S	2/2004	Houghton	D547,190 S	7/2007	Kuzma et al.
D486,743 S	2/2004	Nelson et al.	D547,655 S	7/2007	van der Heijden et al.
D488,382 S	4/2004	Calello	D548,596 S	8/2007	van der Heijden et al.
D490,320 S	5/2004	Guislain	D548,599 S	8/2007	Blasko
D490,321 S	5/2004	Durant et al.	D548,602 S	8/2007	Escobosa et al.
D491,813 S	6/2004	Calello	D550,564 S *	9/2007	Spencer D9/558
D492,199 S	6/2004	Rashid	D551,087 S	9/2007	Snell
D493,110 S	7/2004	Levesque	D551,555 S	9/2007	Escobosa et al.
D494,473 S	8/2004	Yourist	D552,479 S	10/2007	Mongeon et al.
D495,957 S	9/2004	Bakic	D552,997 S	10/2007	Blasko
D496,262 S	9/2004	Dretzka	D552,998 S	10/2007	Blasko
D496,283 S	9/2004	Busa, Jr.	D553,800 S	10/2007	Hollmann et al.
D497,810 S	11/2004	Maus	D553,989 S	10/2007	Blasko
D498,145 S	11/2004	McLeish	D555,484 S	11/2007	Norris et al.
D498,415 S	11/2004	Schuller et al.	D558,578 S	1/2008	Mongeon et al.
D498,422 S	11/2004	Theunynck	D558,590 S	1/2008	Cowan-Hughes et al.
D498,681 S	11/2004	Fenton et al.	D558,591 S	1/2008	Blasko et al.
D502,110 S	2/2005	Theunynck	D560,018 S	1/2008	Morris et al.
D503,086 S	3/2005	Tsai	D564,882 S	3/2008	Crawford et al.
D503,626 S	4/2005	Maus	D564,891 S	3/2008	Clark et al.
D504,320 S	4/2005	Maus	D566,569 S	4/2008	Matthiesen
D504,620 S	5/2005	Kazuo et al.	D567,107 S	4/2008	Crawford et al.
D506,140 S	6/2005	Maus	D570,218 S	6/2008	Crawford et al.
D510,025 S	9/2005	Venkataraman et al.	D574,245 S	8/2008	Crawford et al.
D510,033 S	9/2005	McLeish	D576,492 S	9/2008	Crawford et al.
D511,970 S	11/2005	Cleary	D578,398 S *	10/2008	Kuzma et al. D9/539
D512,322 S	12/2005	Collins et al.	D581,274 S *	11/2008	Xanthos D9/516
D512,642 S	12/2005	Busa, Jr. et al.	D587,583 S *	3/2009	Crawford D9/516
D512,916 S	12/2005	Floyd et al.	D587,590 S	3/2009	Crawford et al.
D512,938 S	12/2005	Morris et al.	D587,591 S	3/2009	Crawford
D513,189 S	12/2005	Busa, Jr. et al.	D587,593 S *	3/2009	Crawford D9/563
D513,592 S	1/2006	O'Day	D588,009 S *	3/2009	Bowers et al. D9/542
D514,945 S	2/2006	Busa, Jr. et al.	D589,357 S *	3/2009	Crawford D9/563
D514,948 S	2/2006	Busa, Jr. et al.	D589,358 S *	3/2009	Crawford D9/563
D517,416 S	3/2006	Borgerson et al.	D589,786 S	4/2009	Suehiro et al.
D518,384 S	4/2006	Walters et al.	D594,334 S	6/2009	Casey et al.
D524,162 S	7/2006	Harris et al.	D598,769 S *	8/2009	Toh et al. D9/552 X
D525,132 S	7/2006	Todd			
D525,873 S	8/2006	Haubert et al.			
D526,903 S	8/2006	Duranthon			
D529,805 S	10/2006	Cadena			
D529,811 S	10/2006	Ratzlaff			
D529,812 S	10/2006	Ratzlaff			
D530,215 S	10/2006	Brown et al.			
D531,903 S	11/2006	Haubein			
D532,314 S	11/2006	Todd			
D534,174 S	12/2006	Chen et al.			

FOREIGN PATENT DOCUMENTS

FR	27583	11/1960
FR	997952	4/2000
WO	DM061105	5/2002
WO	DM051955	3/2005
WO	DM69272	7/2007

* cited by examiner

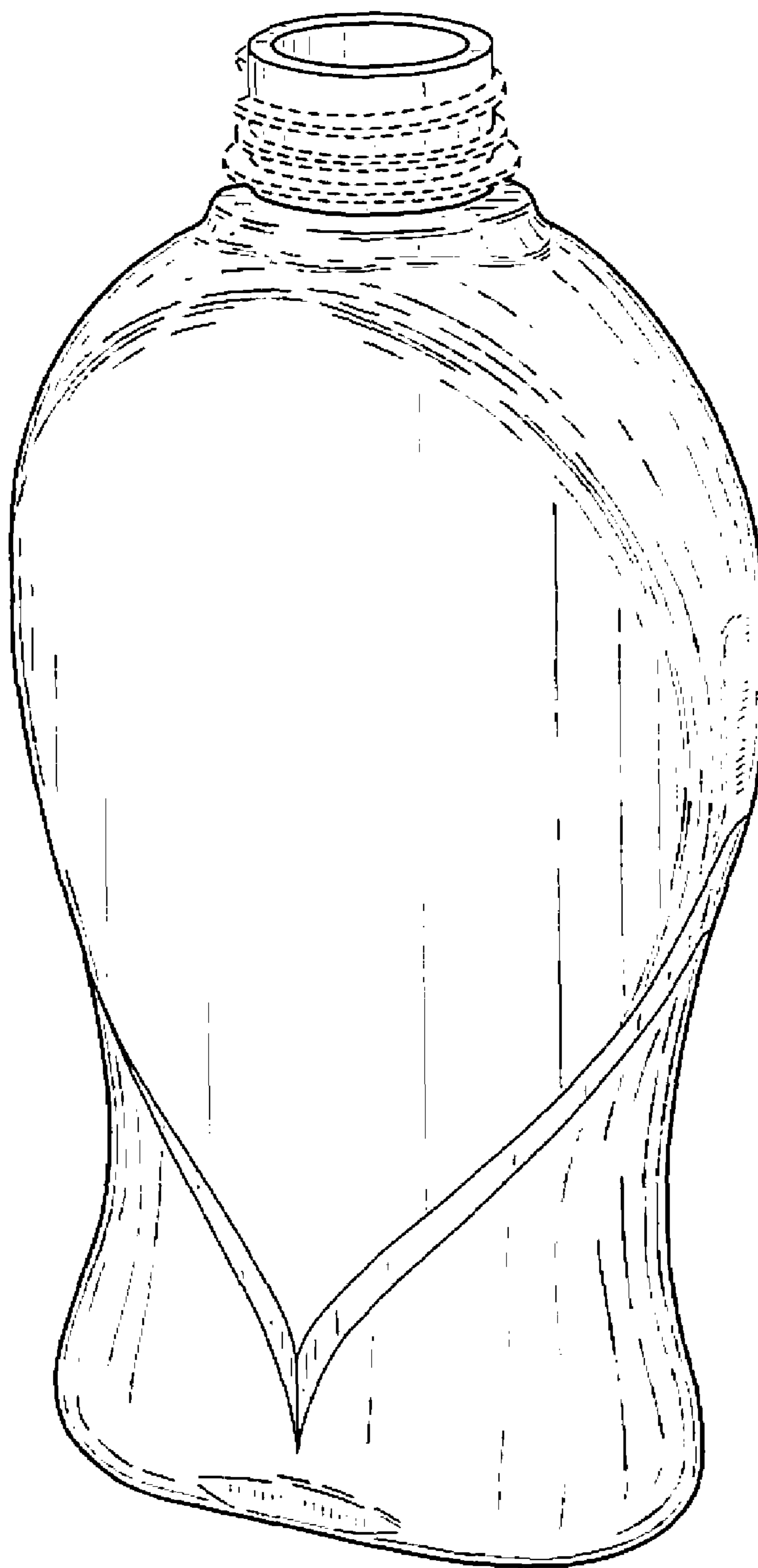


FIG. 1

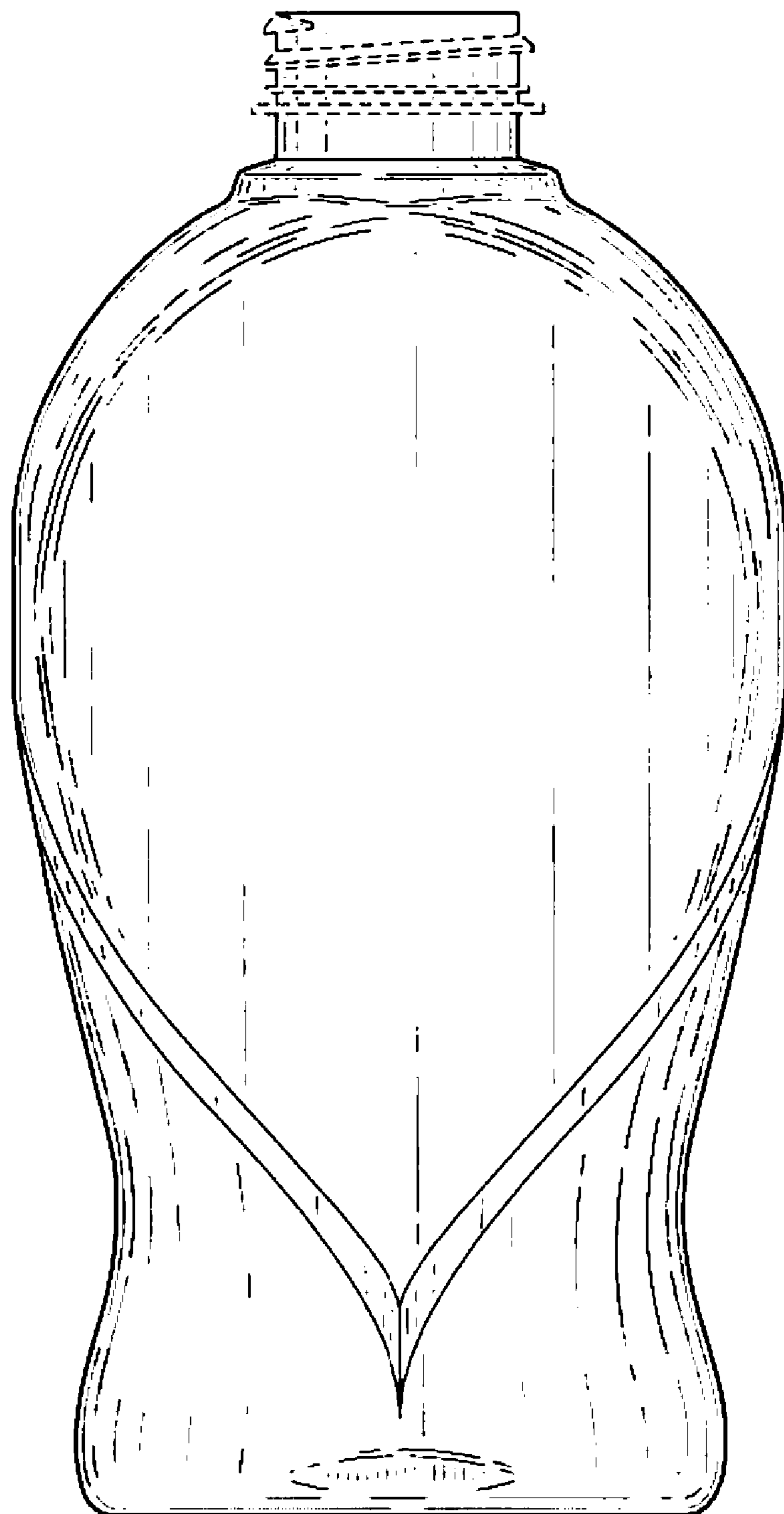


FIG. 2

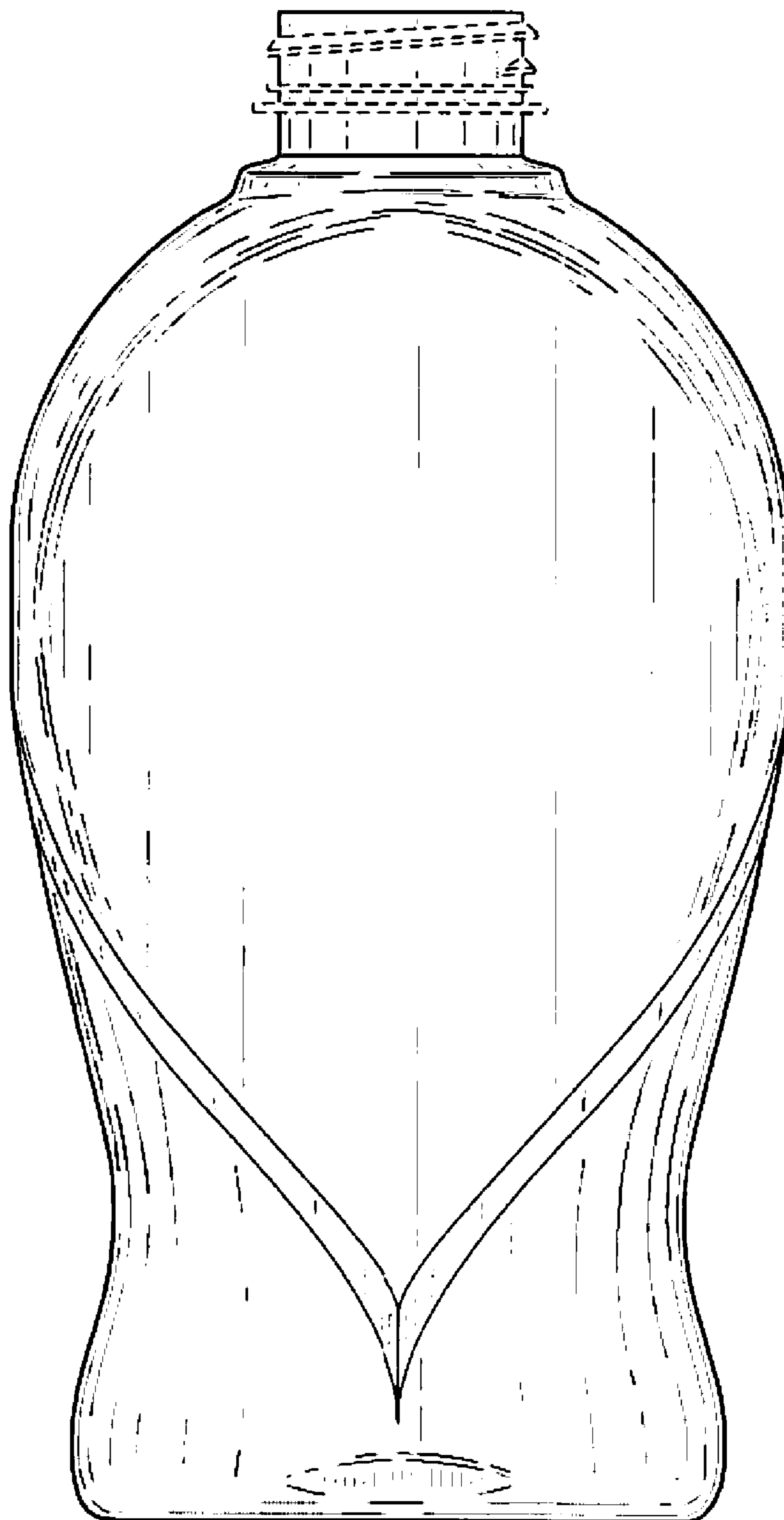


FIG. 3

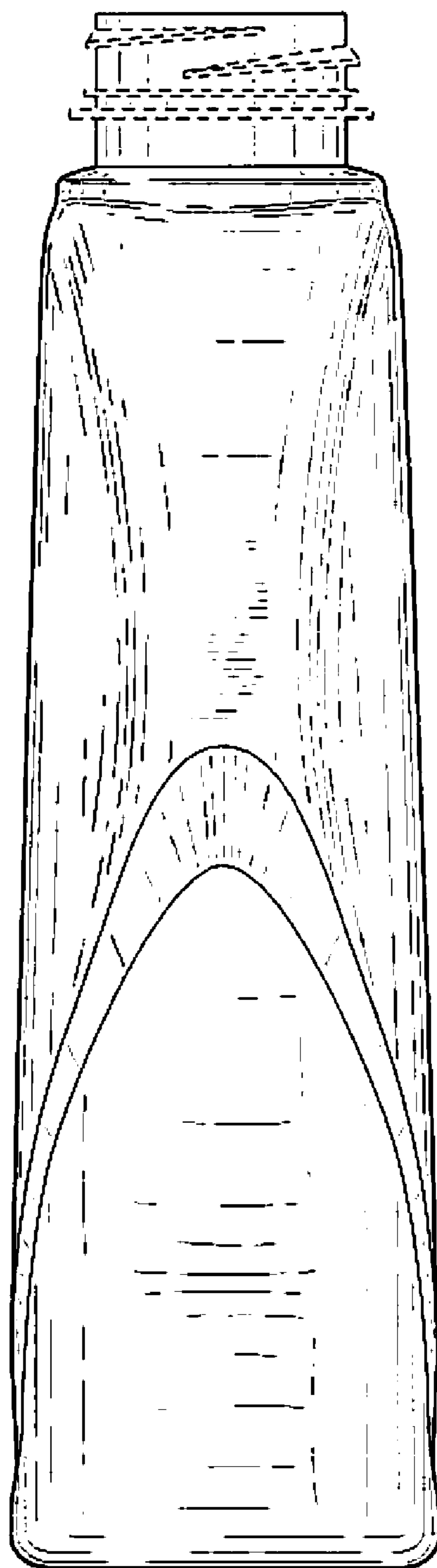


FIG. 4

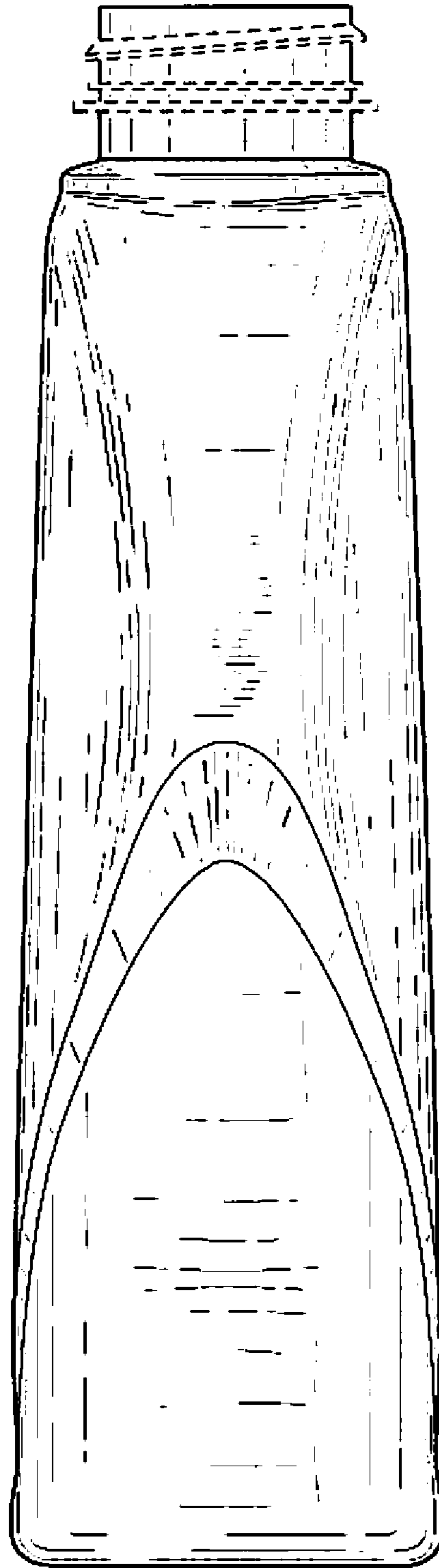


FIG. 5

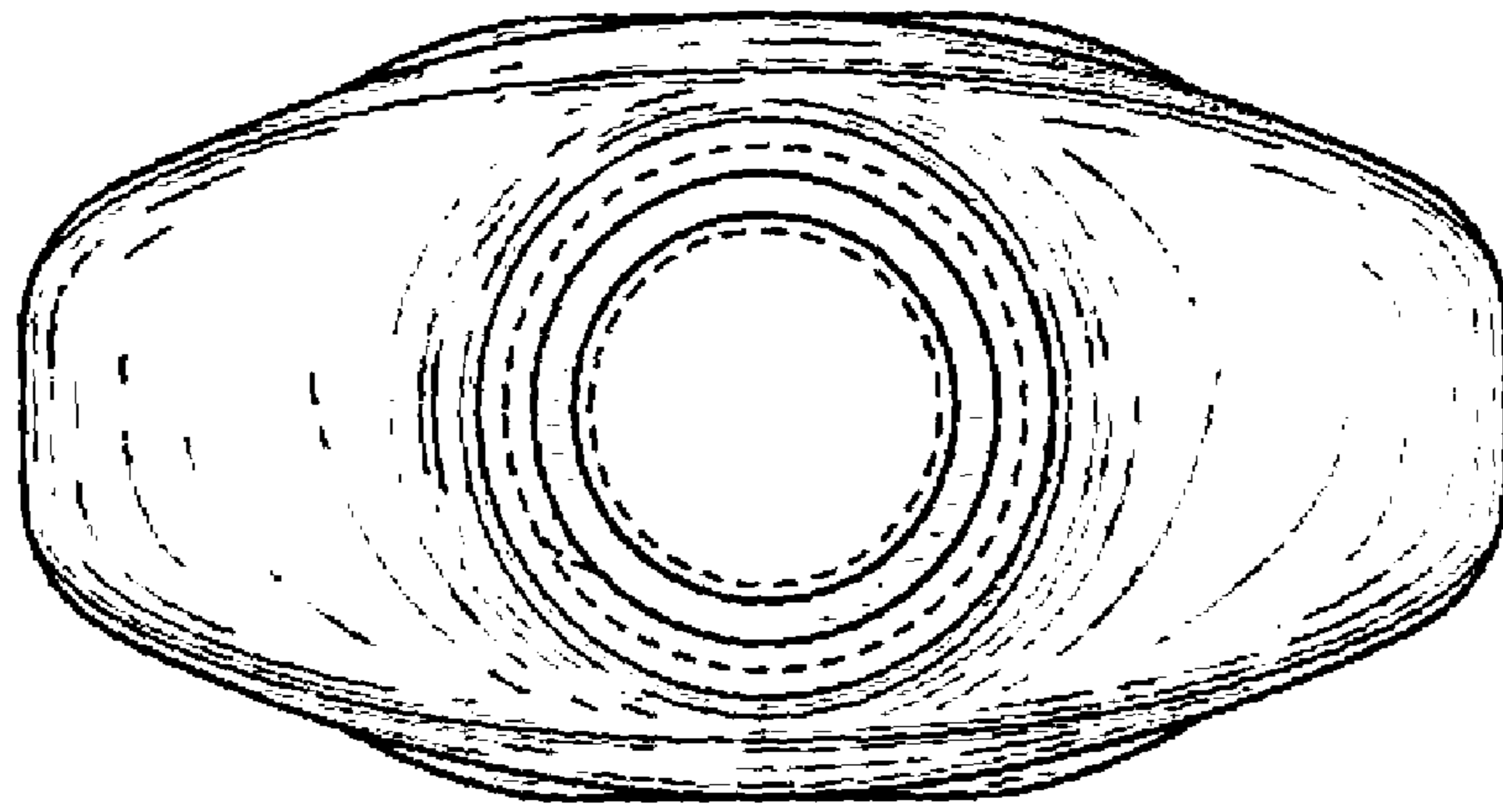


FIG. 6

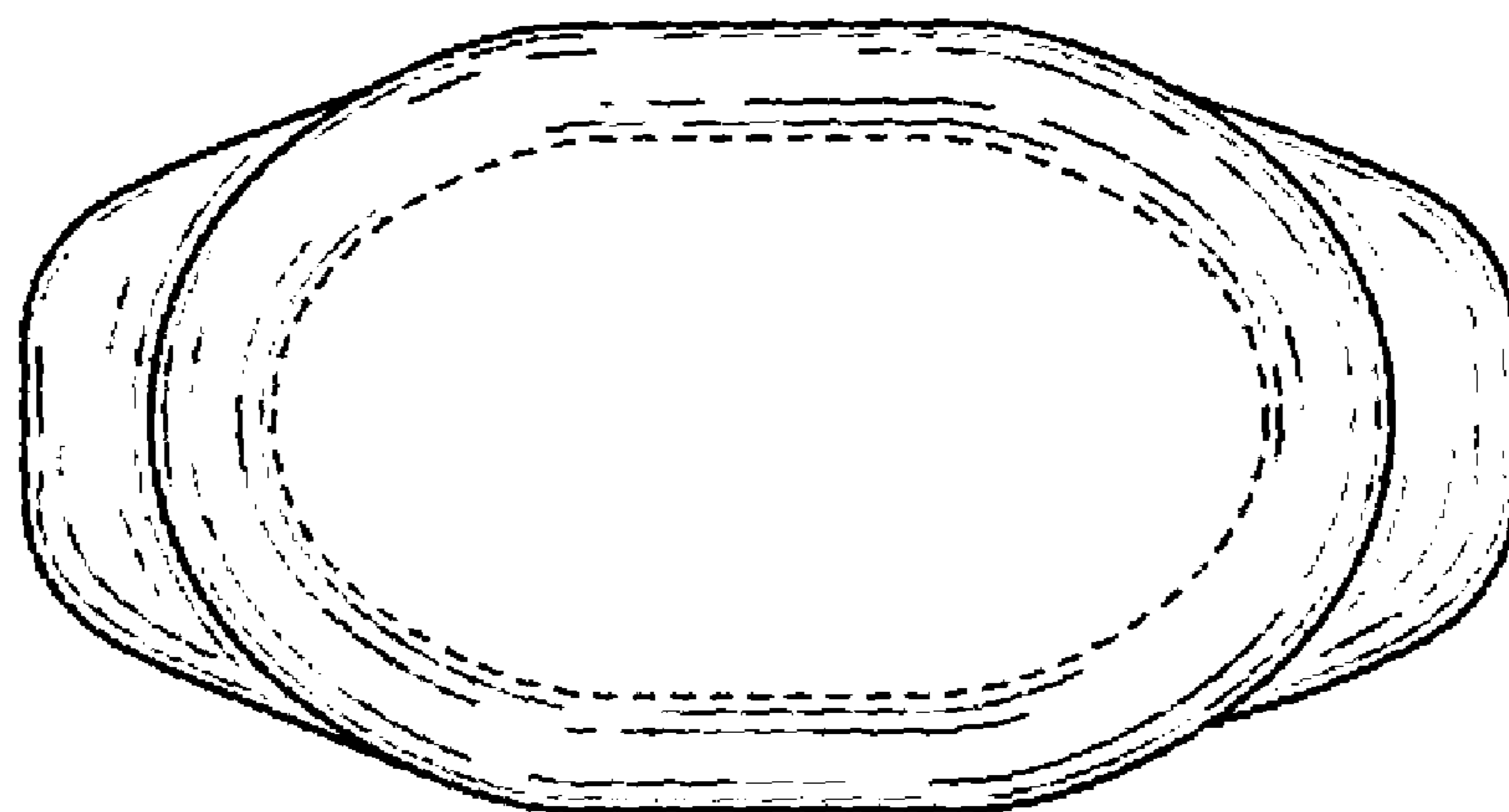


FIG. 7