

US00D626997S

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

(10) **Patent No.:** **US D626,997 S**

(45) **Date of Patent:** **** Nov. 9, 2010**

(54) **WRITING INSTRUMENT**

D541,343 S 4/2007 Losel D19/50

(75) Inventor: **Matthew J. Gerules**, Chicago, IL (US)

(Continued)

(73) Assignee: **Sanford, L.P.**, Oak Brook, IL (US)

FOREIGN PATENT DOCUMENTS

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

WO DM/069990 * 4/2008

(21) Appl. No.: **29/342,748**

OTHER PUBLICATIONS

(22) Filed: **Aug. 31, 2009**

Photograph of Sharpie Ultra Fine Retractable marker publicly available before Aug. 27, 2009.

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

(Continued)

(52) **U.S. Cl.** **D19/50**

(58) **Field of Classification Search** D19/35,
D19/36, 41-51, 53-57; 24/11 R, 11 F, 11 P;
401/52, 99, 100, 104-109, 192, 195, 196,
401/17

Primary Examiner—Elizabeth A Albert
(74) *Attorney, Agent, or Firm*—Marshall, Gerstein & Borun
LLP

See application file for complete search history.

(57) **CLAIM**

(56) **References Cited**

The ornamental design for a writing instrument, as shown and described.

U.S. PATENT DOCUMENTS

2,946,312 A *	7/1960	Craig	401/44
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D374,893 S	10/1996	Yazawa	D19/51
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D465,519 S *	11/2002	Kennedy et al.	D19/43
D474,810 S	5/2003	Morita	D19/51
D478,627 S	8/2003	Moon	D19/51
D478,932 S	8/2003	Moon	D19/51
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D499,141 S	11/2004	Chevalier	D19/48
D507,019 S	7/2005	Lovell	D19/51
D518,102 S	3/2006	Lovell	D19/51
D531,666 S	11/2006	Volk	D19/50
D533,592 S	12/2006	Cheng	D19/50
D535,693 S	1/2007	Gahlow et al.	D19/50
D540,387 S	4/2007	Losel	D19/51

DESCRIPTION

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

FIG. 2 is a front view of the writing instrument of FIG. 1;

FIG. 3 is a rear view of the writing instrument of FIG. 1;

FIG. 4 is a right side view of the writing instrument of FIG. 1;

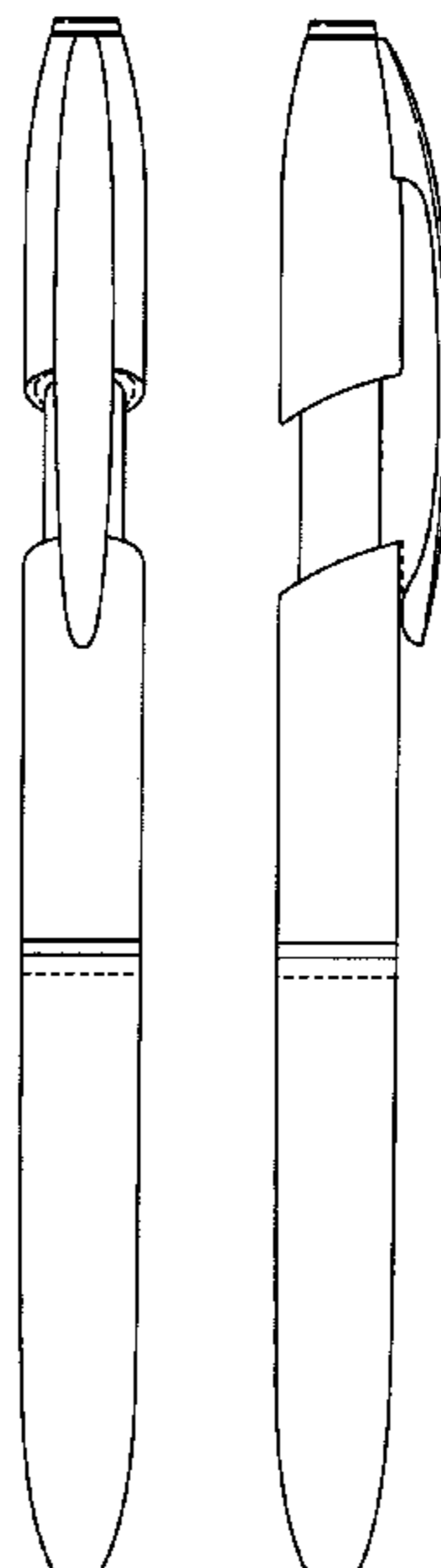
FIG. 5 is a left side view of the writing instrument of FIG. 1;

FIG. 6 is a bottom plan view of the writing instrument of FIG. 1; and,

FIG. 7 is a top plan view of the writing instrument of FIG. 1.

The dashed lines are for illustrative purposes only and form no part of the claimed design.

1 Claim, 2 Drawing Sheets



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Page 2

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Photograph of B2B pen publicly available before Aug. 27, 2009.

* cited by examiner

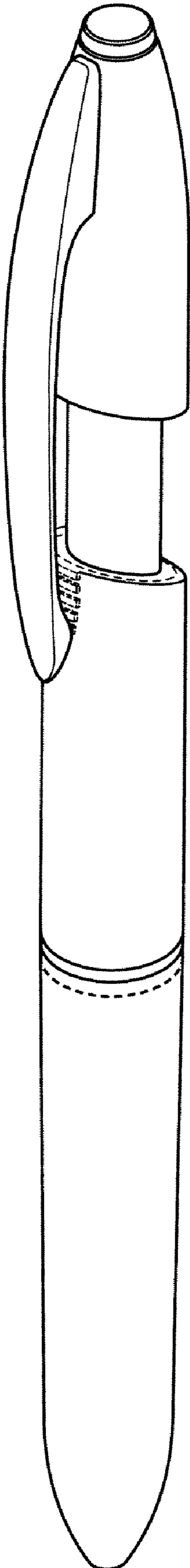


FIG. 1

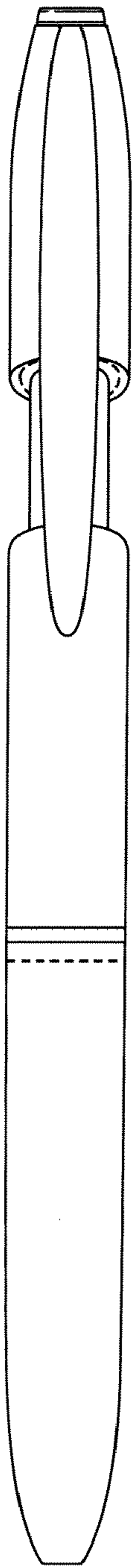


FIG. 2

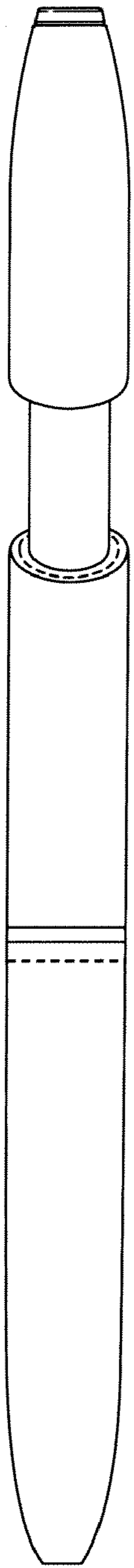


FIG. 3

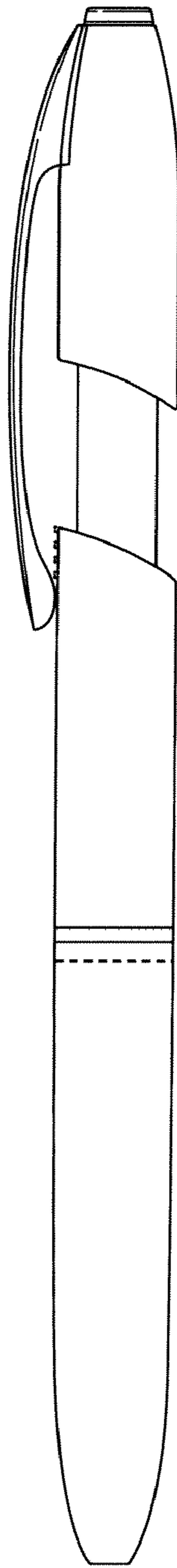


FIG. 4

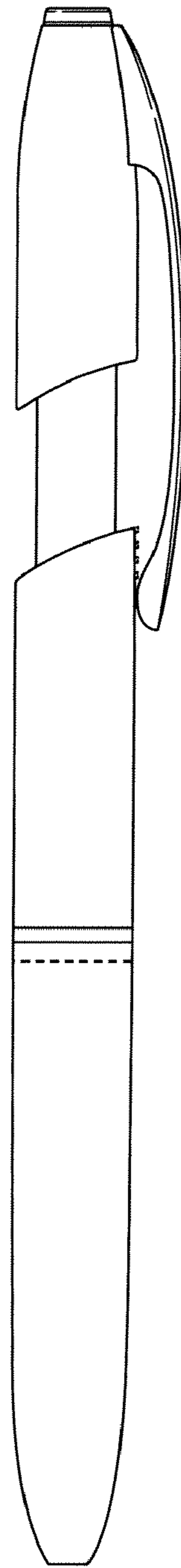


FIG. 5

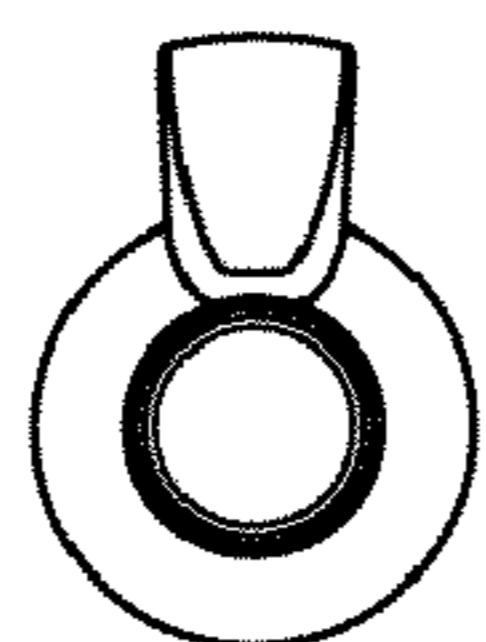


FIG. 6

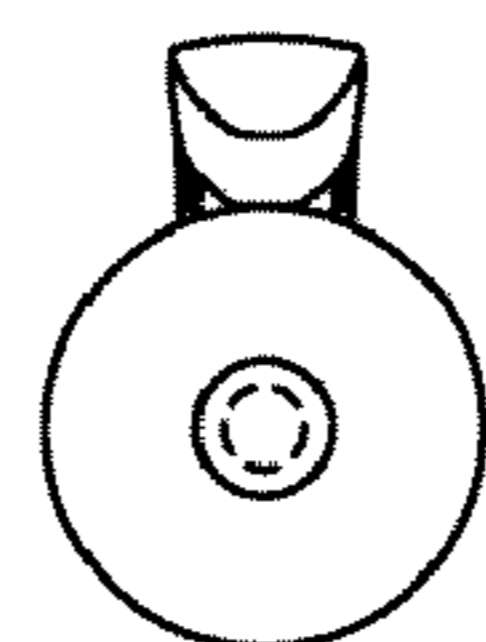


FIG. 7

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : D626,997 S
APPLICATION NO. : 29/342748
DATED : November 9, 2010
INVENTOR(S) : Matthew J. Gerules

Page 1 of 3

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

In the Drawings

The drawing sheets 1-2 consisting of Fig(s) 1-7 should be deleted and substitute therefore the attached drawing sheets 1-2 consisting of Fig(s) 1-7.

Signed and Sealed this
Nineteenth Day of July, 2011

A handwritten signature in black ink that reads "David J. Kappos". The signature is written in a cursive style with a large initial "D" and "K".

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

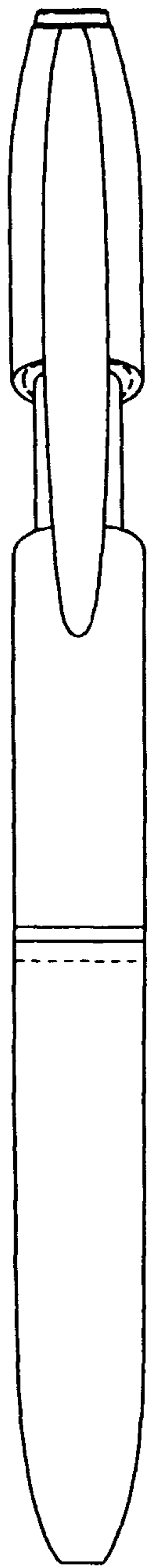


FIG. 2

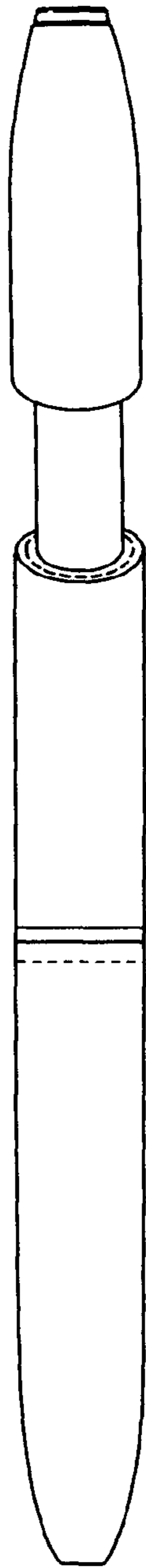


FIG. 3

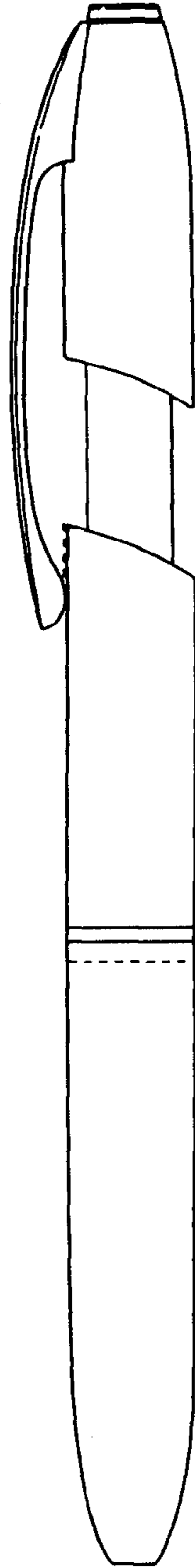


FIG. 4

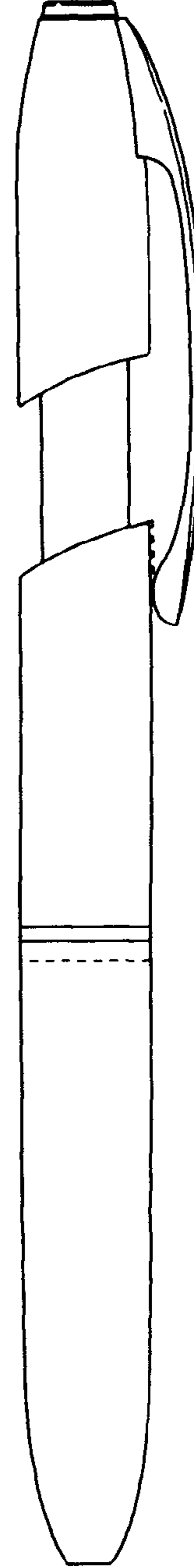


FIG. 5



FIG. 6

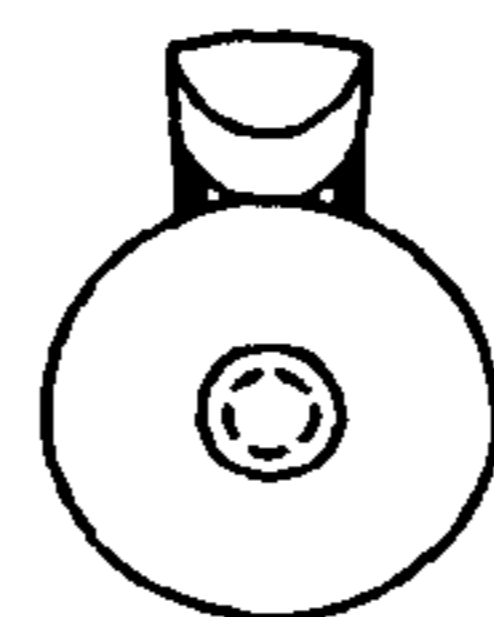


FIG. 7

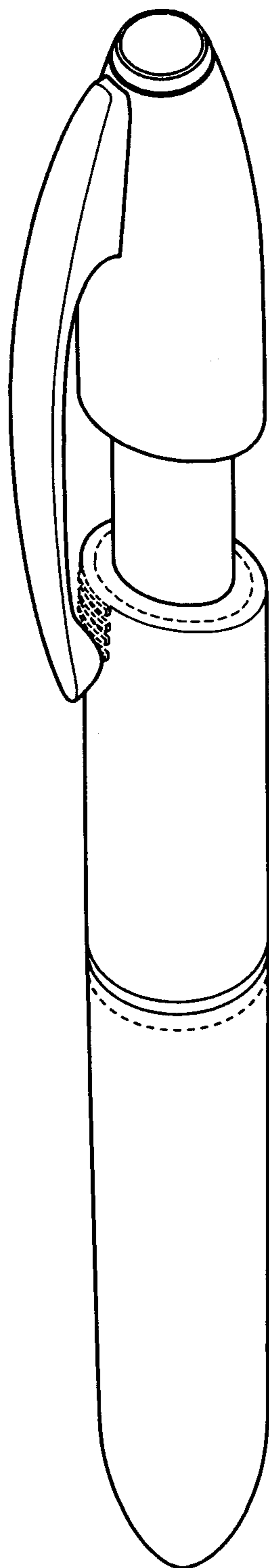


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Delete the title page and substitute therefore the attached title page consisting of the corrected illustrative figures.

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This certificate supersedes the Certificate of Correction issued July 19, 2011.

Signed and Sealed this
Sixteenth Day of August, 2011

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Director of the United States Patent and Trademark Office

(12) **United States Design Patent**
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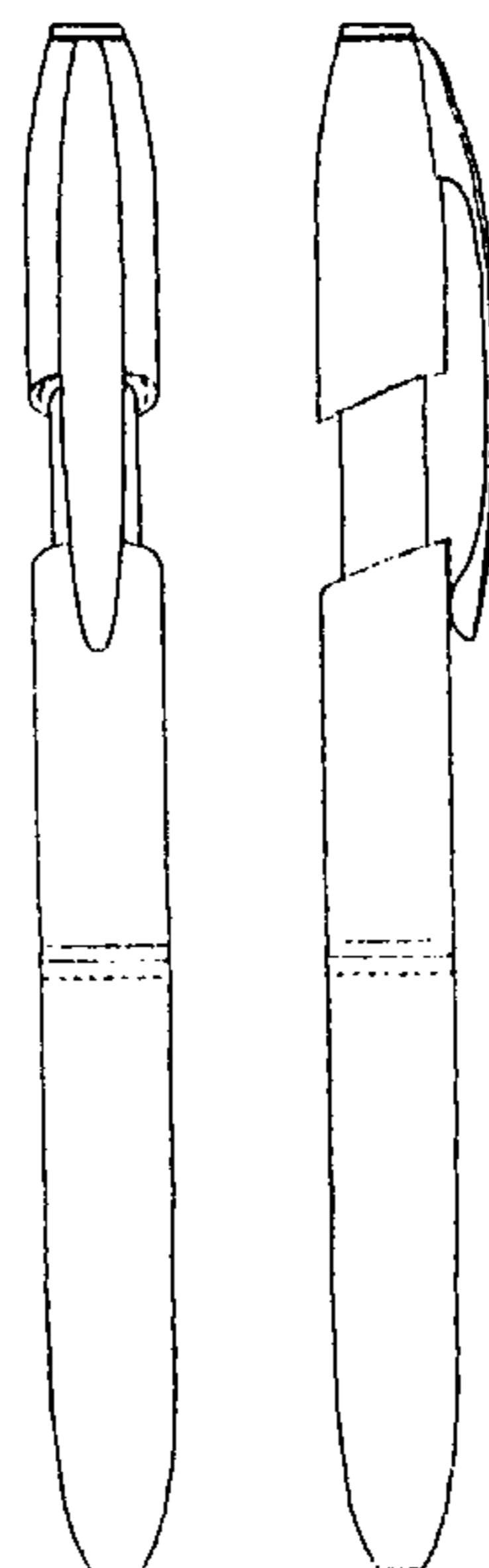
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1 Claim, 2 Drawing Sheets



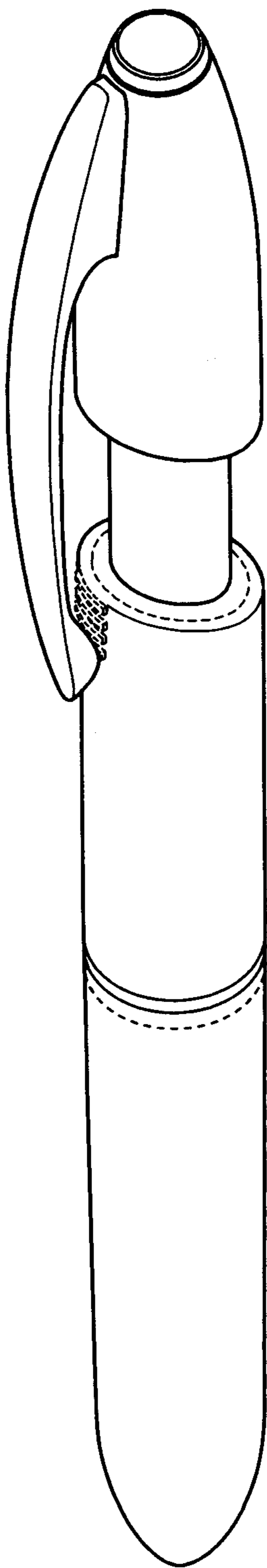


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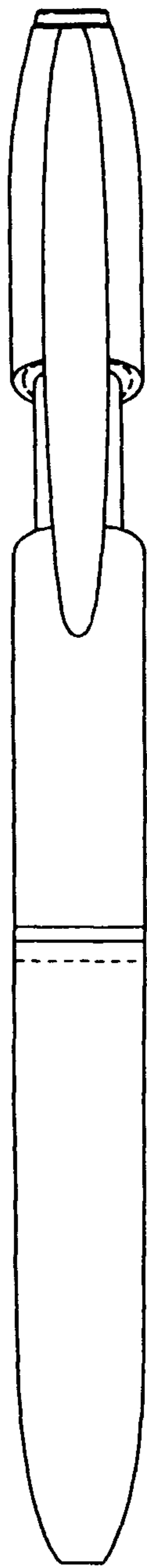


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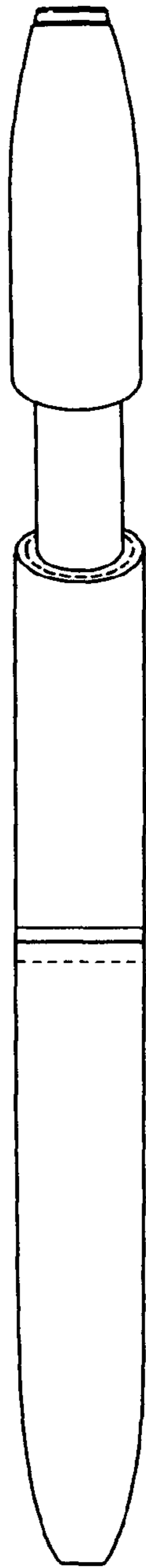


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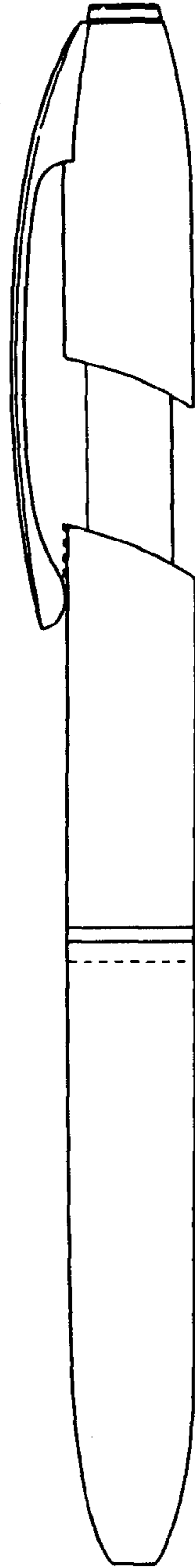


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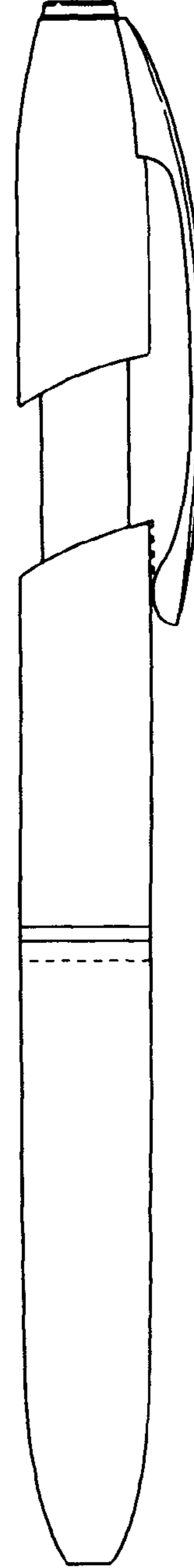


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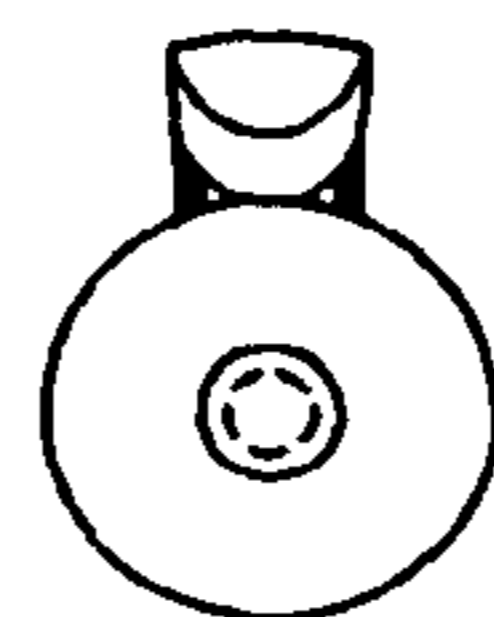


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