



US00D649834S

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

(10) **Patent No.:** **US D649,834 S**

(45) **Date of Patent:** **** Dec. 6, 2011**

(54) **FOOD STORAGE CUP**

(75) Inventor: **Lenny Sands**, Los Angeles, CA (US)

(73) Assignee: **Baby Bullet, LLC**, Los Angeles, CA (US)

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

(21) Appl. No.: **29/394,458**

(22) Filed: **Jun. 16, 2011**

2,530,455 A	11/1950	Forss
D173,548 S	11/1954	Talge
D178,593 S	8/1956	Cervený et al.
D179,382 S	11/1956	Danin
2,795,958 A	6/1957	Frank
2,800,310 A	7/1957	Snyder
D183,542 S	9/1958	Posener
RE24,607 E	2/1959	Seyfried

(Continued)

FOREIGN PATENT DOCUMENTS

CN 322076 9/2003

(Continued)

Related U.S. Application Data

(63) Continuation of application No. 29/381,542, filed on Dec. 20, 2010, now abandoned.

(51) **LOC (9) Cl.** **07-02**

(52) **U.S. Cl.** **D7/413**; D7/376; D7/378; D7/384; D7/412

(58) **Field of Classification Search** D7/305–313, D7/317–318, 368, 372, 376–386, 412–415, D7/665; D14/403; D19/73; D22/122; D27/106; 99/326, 348, 508–511; 241/30–37.5, 101.01–101.2, 241/166–169.1, 282.2, 285.1–285.3, 291, 241/292.1; 366/64–67, 98, 142, 197–211, 366/241–254, 279–292, 341–347; 416/75–76, 416/70 R, 163

See application file for complete search history.

OTHER PUBLICATIONS

S. Korean advertisement, Jun. 22, 2000, Il jin Binics Co., Ltd., p. 11 picture.

(Continued)

Primary Examiner — Ricky Pham

(74) *Attorney, Agent, or Firm* — Trojan Law Offices

(57)

CLAIM

The ornamental design for a food storage cup, as shown and described.

DESCRIPTION

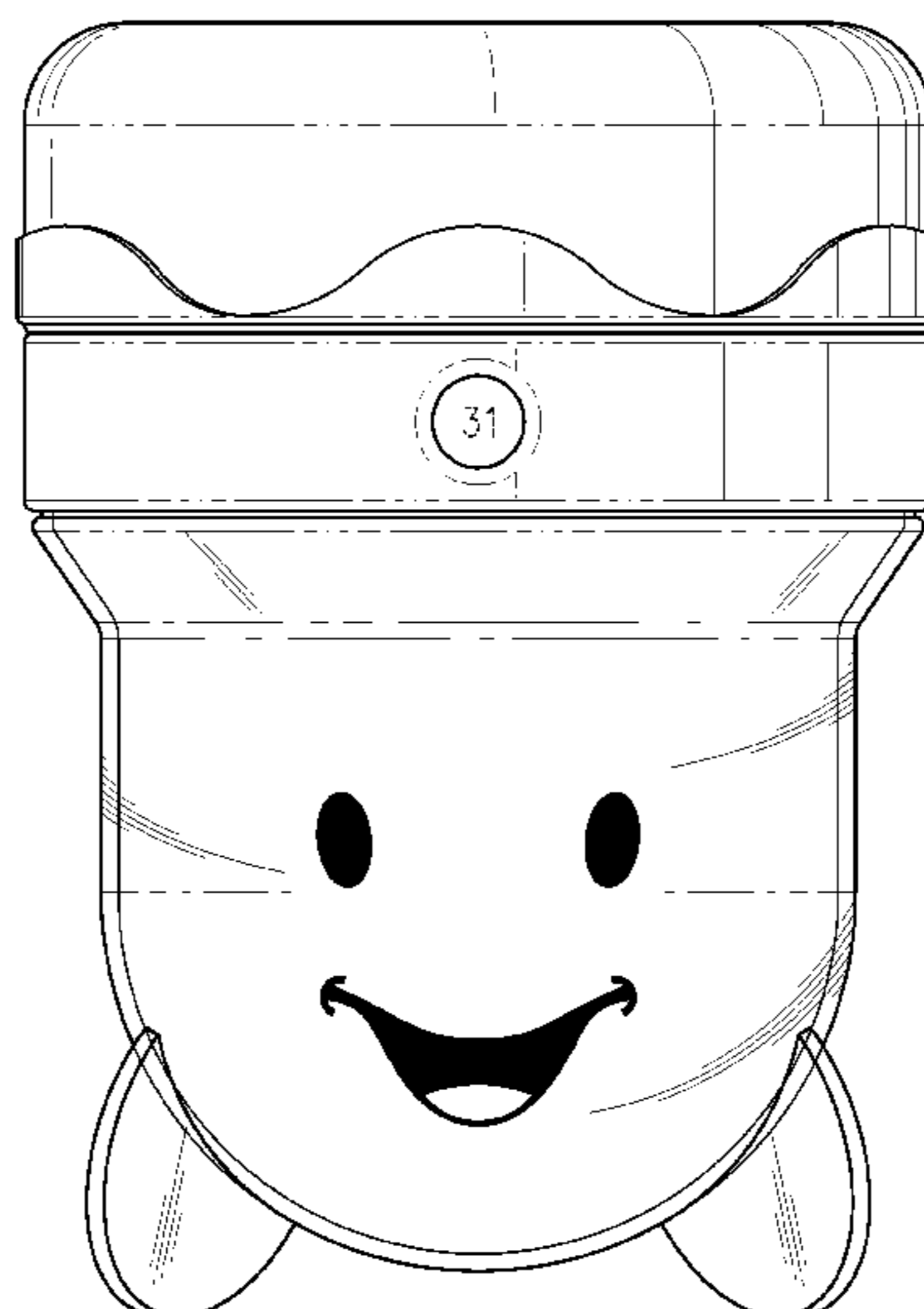
FIG. 1 is a front view of the food storage cup; FIG. 2 is a right side view of the food storage cup; FIG. 3 is a left side view of the food storage cup; FIG. 4 is a rear view of the food storage cup, wherein the smiley face located on the front is seen through a transparent material structure in the rear view; FIG. 5 is a top view of the food storage cup; and, FIG. 6 is a bottom view of the food storage cup. The broken line portions showing number 31 in FIG. 1 are for illustrative purposes only and form no part of the claimed design.

1 Claim, 6 Drawing Sheets

(56) **References Cited**

U.S. PATENT DOCUMENTS

1,480,914 A	1/1924	Poplawski
1,606,992 A	11/1926	Gilchrist
2,086,911 A	7/1937	Hill
D114,673 S	5/1939	Cravaritis
2,169,778 A	8/1939	Wildermann
D121,136 S	6/1940	Benson
2,299,730 A	10/1942	Bornstein
2,304,476 A	12/1942	Poplawski
2,433,248 A	12/1947	Sweier, Jr.



US D649,834 S

U.S. PATENT DOCUMENTS							
2,920,875	A	1/1960	Marfuggi	5,323,973	A	6/1994	Ferrara, Jr.
2,975,946	A	3/1961	Westgate	5,325,982	A	7/1994	Cobb, Jr.
3,032,087	A	5/1962	Rodwick	5,353,697	A	10/1994	Venturati et al.
3,064,949	A	11/1962	Dewenter	5,355,784	A	10/1994	Franklin et al.
D195,073	S	4/1963	Freedman	5,397,097	A	3/1995	Dale
3,085,710	A	4/1963	McIlroy	5,405,096	A	4/1995	Seol
3,101,107	A	8/1963	Posener et al.	5,446,995	A	9/1995	Huber
3,101,857	A	8/1963	Freedman	5,460,082	A	10/1995	Kooyker et al.
3,140,019	A	7/1964	Barr	5,479,851	A	1/1996	McClellan et al.
D204,924	S	5/1966	Di Sesa	5,480,043	A	1/1996	Wingo
3,299,226	A	1/1967	Edwards	5,487,482	A	1/1996	Rocheleau
3,315,946	A	4/1967	Nissman	5,500,967	A	3/1996	Wilson et al.
3,346,029	A	10/1967	Harris, Jr.	5,524,530	A	6/1996	Nijzingsh et al.
3,417,972	A	12/1968	Conway	5,531,353	A	7/1996	Ward et al.
3,504,816	A	4/1970	Weichsel	D372,835	S	8/1996	Leverrier
3,537,691	A	11/1970	Miyoshi et al.	5,580,926	A	12/1996	Shalati et al.
D220,416	S	4/1971	Folden	5,592,872	A	1/1997	Kooyker et al.
3,612,125	A	10/1971	Krauth	5,636,923	A	6/1997	Nejat-Bina
3,612,126	A	10/1971	Emmons et al.	5,639,161	A	6/1997	Sirianni
3,627,008	A	12/1971	Samuelian	5,662,032	A	9/1997	Baratta
3,704,864	A	12/1972	Lee	5,690,021	A	11/1997	Grey
3,818,858	A	6/1974	Kramer et al.	D388,275	S	12/1997	Joergensen
D233,929	S	12/1974	Yuen	5,692,630	A	12/1997	Hsu
3,881,705	A	5/1975	Greenspan	5,720,552	A	2/1998	Schindlegger
3,885,710	A	5/1975	Cohen	D395,200	S	6/1998	Bidwell
3,895,548	A	7/1975	Suave	5,799,811	A	9/1998	Bruckner et al.
3,970,258	A	7/1976	Mantelet	D399,050	S	10/1998	Evans
3,990,596	A	11/1976	Hoftman	D400,757	S	11/1998	Hippen et al.
4,000,839	A	1/1977	Tecco et al.	D403,202	S	12/1998	Cousins
4,087,053	A	5/1978	Voglesonger	D404,247	S	1/1999	Spagnolo
D248,204	S	6/1978	Daenen	5,863,118	A	1/1999	Ackels et al.
4,111,372	A	9/1978	Hicks et al.	D406,154	S	2/1999	Copland et al.
4,194,697	A	3/1980	Lembeck	5,875,706	A	3/1999	Borger et al.
4,233,891	A	11/1980	Schindler et al.	5,882,113	A	3/1999	Binder
4,240,338	A	12/1980	McLean	D410,388	S	6/1999	Fisher
4,274,563	A	6/1981	Otterson	5,911,504	A	6/1999	Schindlegger, Jr.
D260,350	S	8/1981	Kahlcke	D412,262	S	7/1999	Roundtree
4,284,200	A	8/1981	Bush et al.	D413,761	S	9/1999	Conran et al. D7/384
4,345,517	A	8/1982	Arao et al.	5,979,806	A	11/1999	Borger et al.
4,350,087	A	9/1982	Ramirez	D422,208	S	4/2000	Brose
4,368,826	A	1/1983	Thompson	6,050,180	A	4/2000	Moline
4,397,427	A	8/1983	Howard	D423,872	S	5/2000	Blaise
4,480,926	A	11/1984	Lattery, Jr. et al.	6,065,861	A	5/2000	Chen
4,487,509	A	12/1984	Boyce	D426,423	S	6/2000	Lee D7/384
4,506,601	A	3/1985	Ramirez et al.	6,112,649	A	9/2000	Jeong
D278,602	S	4/1985	Rosenstein	6,116,469	A	9/2000	Wallays et al.
4,542,857	A	9/1985	Akasaka	6,135,019	A	10/2000	Chou
D281,945	S	12/1985	Boyce	D434,415	S	11/2000	Levey et al.
4,561,782	A	12/1985	Jacobsen et al.	6,189,441	B1	2/2001	Beaudet et al.
4,621,670	A	11/1986	Yuen	6,193,407	B1	2/2001	Kubicz
4,688,478	A	8/1987	Williams	D439,808	S	4/2001	McClellan et al.
4,708,487	A	11/1987	Marshall	D440,813	S	4/2001	Gort-Barten
4,714,203	A	12/1987	Williams	D441,370	S	5/2001	Alviar
4,716,823	A	1/1988	Capdevila	6,223,652	B1	5/2001	Calia et al.
4,723,719	A	2/1988	Williams	D444,032	S	6/2001	Isaacs
4,744,522	A	5/1988	Borgmann et al.	D444,702	S	7/2001	Castleberry, II
4,773,765	A	9/1988	Erskine	D445,634	S	7/2001	Feil
D298,204	S	10/1988	Mikami	D445,635	S	7/2001	Gort-Barten
4,842,158	A	6/1989	Reyes, Jr.	D446,995	S	8/2001	Porsche et al.
4,889,248	A	12/1989	Bennett	6,299,085	B1	10/2001	Ekstrom
D309,364	S	7/1990	Shaw et al.	D463,194	S	9/2002	Busick et al.
4,955,513	A	9/1990	Bennett	D465,127	S	11/2002	Lee
D317,722	S	6/1991	Todd	6,481,342	B2	11/2002	Thackray
D318,398	S	7/1991	Disco	D468,389	S	1/2003	Israel et al.
D320,717	S	10/1991	O'Brien	D470,050	S	2/2003	Renz et al.
5,071,077	A	12/1991	Arroubi et al.	6,523,994	B2	2/2003	Lawson
5,074,201	A	12/1991	Takeyama et al.	D471,408	S	3/2003	Fouquet
D325,322	S	4/1992	Maass	6,536,335	B1	3/2003	Ashworth
D335,065	S	4/1993	Gildersleeve	6,598,518	B2	7/2003	Wong
D335,382	S	5/1993	O'Brien	D478,592	S	8/2003	Heard et al.
5,222,430	A	6/1993	Wang	6,609,821	B2	8/2003	Wulf et al.
5,232,552	A	8/1993	Lundberg et al.	D479,666	S	9/2003	Barker D7/378
D341,522	S	11/1993	Lamson et al.	D483,607	S	12/2003	Chang Chien
5,257,575	A	11/1993	Harrison et al.	D483,994	S	12/2003	Boyle et al.
D343,987	S	2/1994	Rotte	D486,997	S	2/2004	Janky
5,289,763	A	3/1994	Le Rouzic et al.	D487,213	S	3/2004	Boyle et al.
5,302,021	A	4/1994	Jennett et al.	D487,668	S	3/2004	Sands
D347,966	S	6/1994	Doggett	D488,957	S	4/2004	Holderfield et al.
				D490,875	S	6/2004	Kim

US D649,834 S

6,758,592 B2	7/2004	Wulf et al.	D613,547 S	4/2010	Day et al.
6,786,440 B2	9/2004	Ling et al.	D625,138 S	10/2010	Feller et al.
6,796,705 B1	9/2004	Khubani	D630,467 S *	1/2011	Harrod D7/376
6,814,323 B2	11/2004	Starr et al.	D644,478 S *	9/2011	Czach D7/372
6,817,750 B1	11/2004	Sands	2001/0036124 A1	11/2001	Rubenstein
D499,603 S	12/2004	Nikkhah	2001/0046183 A1	11/2001	Lawson
6,832,543 B2	12/2004	Siano et al.	2002/0012288 A1	1/2002	Masip
D500,633 S	1/2005	Sands	2002/0176320 A1	11/2002	Wulf et al.
D501,310 S	2/2005	Smarte	2003/0193833 A1	10/2003	Wulf et al.
D501,370 S	2/2005	Hensel et al.	2003/0213373 A1	11/2003	Dickson, Jr.
D501,759 S	2/2005	Sands	2003/0214875 A1	11/2003	Dickson, Jr.
D504,049 S	4/2005	Morano et al.	2003/0226923 A1	12/2003	Starr et al.
D506,108 S	6/2005	Cohen et al.	2003/0230658 A1	12/2003	Ling et al.
6,938,768 B2	9/2005	Ferretti et al.	2004/0045972 A1	3/2004	Stokes
D512,265 S	12/2005	McCurrach	2004/0173105 A1	9/2004	Kim et al.
6,978,908 B2	12/2005	Morano et al.	2005/0047272 A1	3/2005	Sands
D513,943 S	1/2006	Hsu	2005/0068846 A1	3/2005	Wulf et al.
D514,396 S	2/2006	Feil	2005/0068847 A1	3/2005	Sands
D515,729 S	2/2006	Haywood	2005/0112024 A1	5/2005	Guo et al.
D517,862 S	3/2006	Sands	2005/0122837 A1	6/2005	Bravard et al.
D518,994 S	4/2006	Lin	2005/0185507 A1	8/2005	Beesley et al.
D519,314 S	4/2006	Blaise	2005/0194342 A1	9/2005	Nhan et al.
D519,321 S	4/2006	Sands	2005/0207270 A1	9/2005	Beesley
D521,802 S	5/2006	Sands	2005/0229795 A1	10/2005	Stuckey
7,040,220 B1	5/2006	Cohen et al.	2006/0007779 A1	1/2006	Fernandez et al.
7,040,799 B2	5/2006	Pryor, Jr.	2006/0075907 A1	4/2006	Hsu
D522,321 S	6/2006	Hsu	2006/0105095 A1	5/2006	Anthony et al.
7,063,456 B2	6/2006	Miller et al.	2006/0120215 A1	6/2006	Sands
7,066,640 B2	6/2006	Sands	2006/0153003 A1	7/2006	Sands
D525,482 S	7/2006	Kassenaar	2006/0176770 A1	8/2006	Sands
D526,156 S	8/2006	Yeung	2006/0209627 A1	9/2006	McGill
D526,540 S	8/2006	Cohen et al.	2007/0107609 A1	5/2007	Barker et al.
D529,758 S	10/2006	Beesley et al.	2007/0147171 A1	6/2007	Reyes et al.
D530,565 S	10/2006	Grcic	2007/0183256 A1	8/2007	Sands
D530,975 S	10/2006	Fernandez	2007/0212465 A1	9/2007	Visram et al.
D532,251 S	11/2006	Kassenaar	2008/0196602 A1	8/2008	Sands
D532,255 S	11/2006	Sands	2008/0264270 A1	10/2008	Peng
D532,648 S	11/2006	Sands	2010/0116145 A1	5/2010	Tracy et al.
D533,020 S	12/2006	Kassenaar et al.			
D533,395 S	12/2006	Drees et al.			
D534,394 S	1/2007	Zhiwen et al.			
D536,216 S	2/2007	Sands			
D537,303 S	2/2007	Stuckey			
D537,674 S	3/2007	Davenport et al.			
D538,115 S	3/2007	Lin			
D538,116 S	3/2007	Siu			
D539,080 S	3/2007	Zhiwen et al.			
D543,072 S	5/2007	Ting et al.			
7,213,965 B2	5/2007	Daniels, Jr.			
7,220,049 B2	5/2007	Lee			
D546,118 S	7/2007	Sands			
D550,029 S	9/2007	Nikkhah			
D551,521 S	9/2007	Chang Chien			
7,267,478 B2	9/2007	Miller et al.			
D551,914 S	10/2007	Chang Chien			
D553,909 S	10/2007	Bodum			
7,278,779 B2	10/2007	Beesley et al.			
D554,426 S	11/2007	Sands			
D554,427 S	11/2007	Sands			
D554,938 S	11/2007	Garman et al.			
D556,505 S	12/2007	Wu			
D557,559 S	12/2007	Sands			
7,320,542 B2	1/2008	Tai			
D560,963 S	2/2008	Alzheimer et al.			
D560,972 S	2/2008	Snug			
D563,154 S	3/2008	Comstock et al.			
D563,164 S	3/2008	Sands			
D565,412 S	4/2008	Fuller			
7,364,348 B1	4/2008	Jones			
7,371,004 B1	5/2008	Branson et al.			
D570,648 S	6/2008	Bodum			
D571,144 S	6/2008	Nikkhah			
7,384,182 B2	6/2008	Bhavnani			
D572,092 S	7/2008	Since			
D577,257 S	9/2008	Kuan			
D580,986 S *	11/2008	Farnworth et al. D19/73			
D588,864 S	3/2009	Sands			
7,520,453 B2 *	4/2009	Clapp et al. 241/37.5			
7,617,766 B2	11/2009	Tracy et al.			

FOREIGN PATENT DOCUMENTS

DE	19602147	7/1997
EP	0562310	9/1993
GB	2361470	10/2001
GB	2403707	7/2003
GB	2428961	8/2005
JP	01145030	6/1989
JP	04017820	1/1992
JP	5-199943	8/1993
JP	5-199944	8/1993
JP	05199943	8/1993
JP	05245052	9/1993
JP	6-319656	11/1994
JP	07204110	8/1995
JP	07227165	8/1995
JP	07227166	8/1995
JP	07231856	9/1995
JP	08196439	8/1996
JP	9-65988	3/1997
JP	10-117944	5/1998
JP	11-137454	5/1999
JP	2000-201837	7/2000
JP	2000-201838	7/2000
JP	2002-177155	6/2002
JP	2002-291627	10/2002
JP	2002-336139	11/2002
JP	2003-259995	9/2003
JP	2003259994	9/2003
JP	2004-16693	1/2004
JP	2005066351	3/2005
JP	2005-177126	7/2005
JP	2006-061639	3/2006
JP	2006-231085	9/2006
JP	2007275503	10/2007
KR	10-0263732	5/2000
KR	20-0202865	8/2000
KR	10-0323245	1/2002
WO	03003888	1/2003
WO	03005871	1/2003

US D649,834 S

Page 4

WO 03075726 9/2003
WO 2006117444 11/2006
WO 2007126409 11/2007

OTHER PUBLICATIONS

<http://www.kissmixer.com/order/order1.htm>; downloaded Oct. 27, 2004.
<http://www.kissmixer.com/feature/feature1.htm> Downloaded Oct. 28, 2004.

STP America, Inc., Kiss Mixer Blender, Mar. 7, 2006. Published on <http://www.kissmixer.com/feature/feature1.htm>, pertinent pp. 4.

STP America, Inc., Kiss Mixer Blender, Mar. 7, 2006. Published on <http://www.kissmixer.com/order/order1.htm>, pertinent pp. 2.

STP America, Inc., Kiss Mixer Blender, Mar. 7, 2006. Published on <http://www.kissmixer.com/order/as1.htm>, pertinent pp. 3.

* cited by examiner

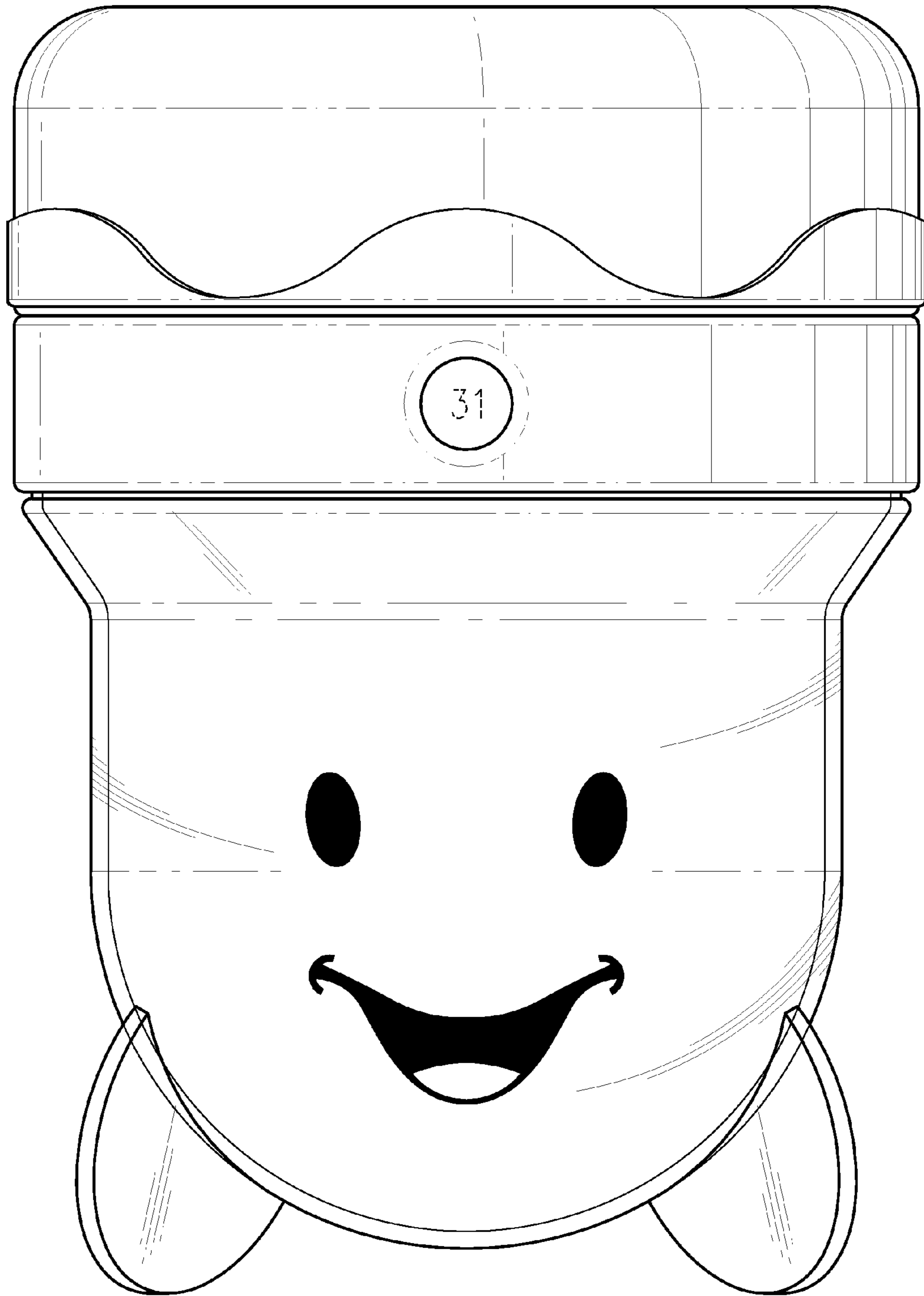


FIG. 1

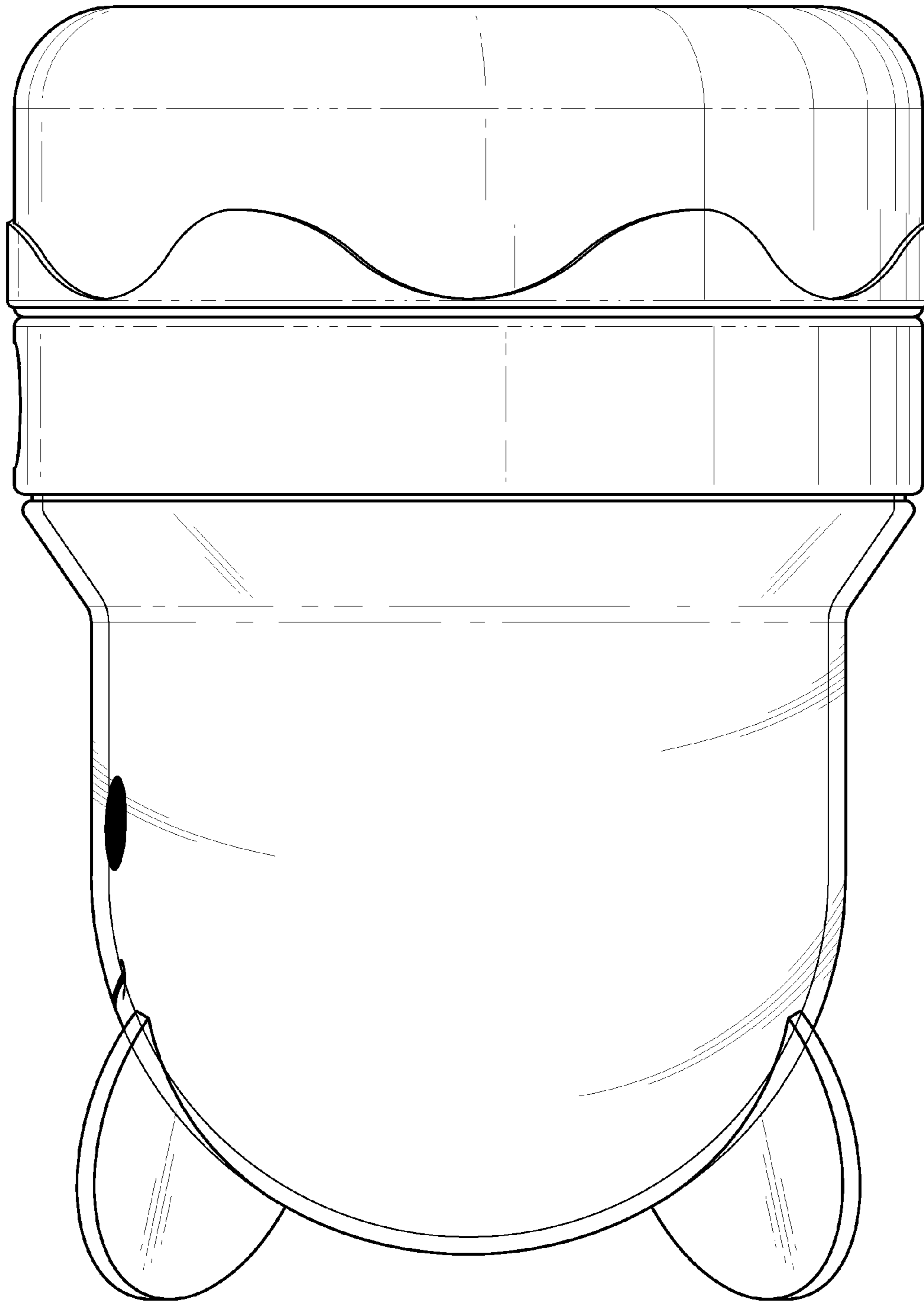


FIG. 2

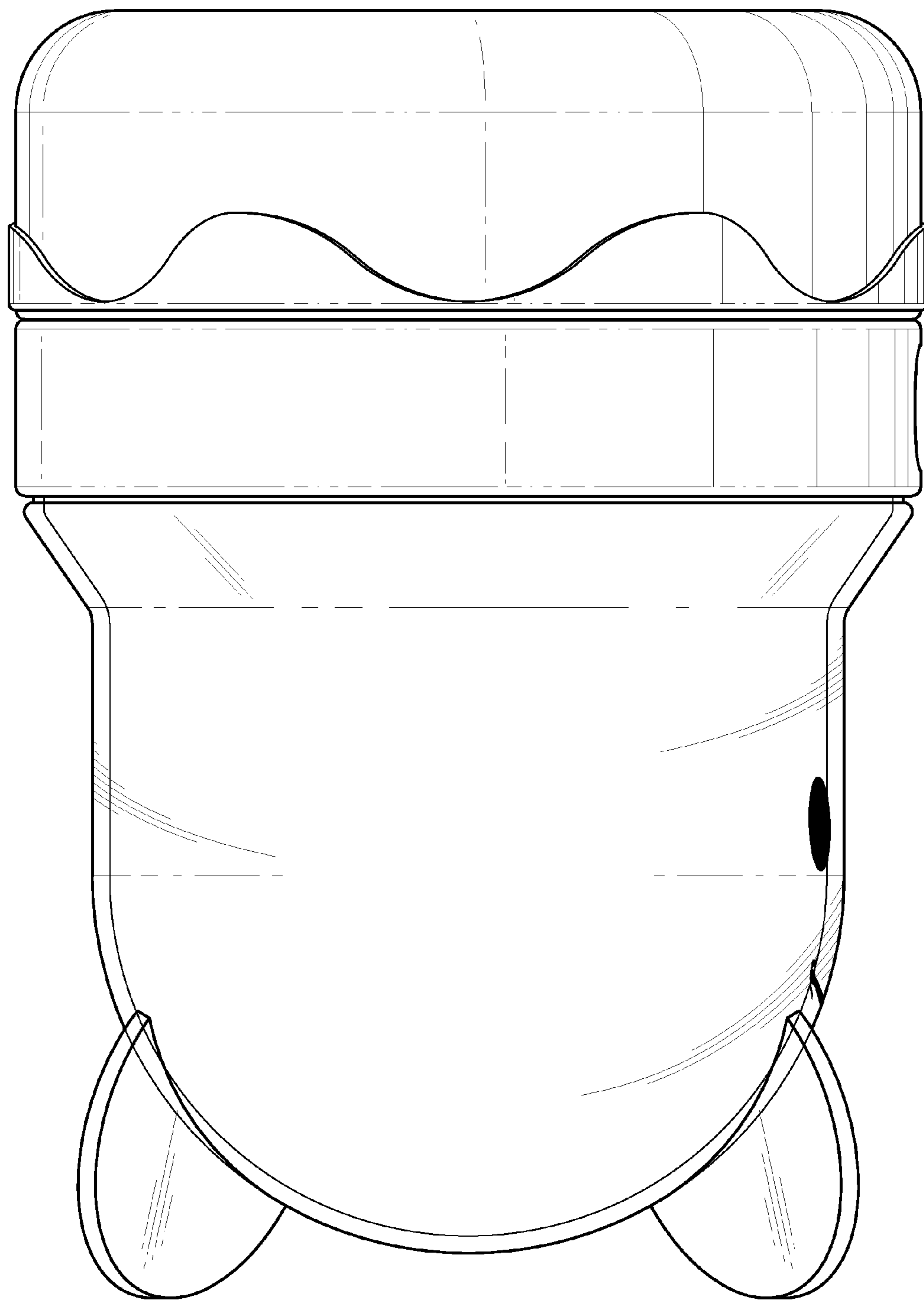


FIG. 3

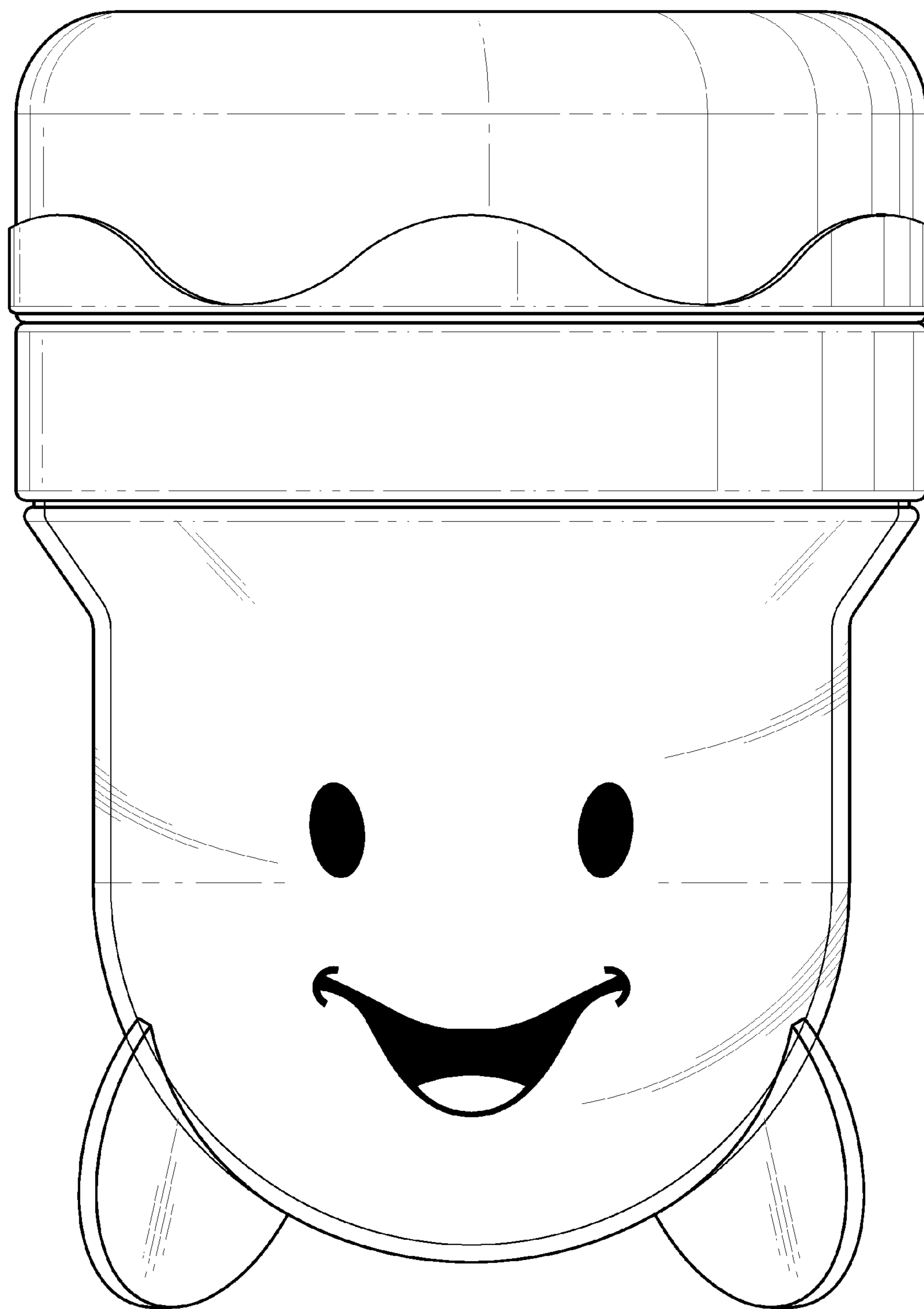


FIG. 4

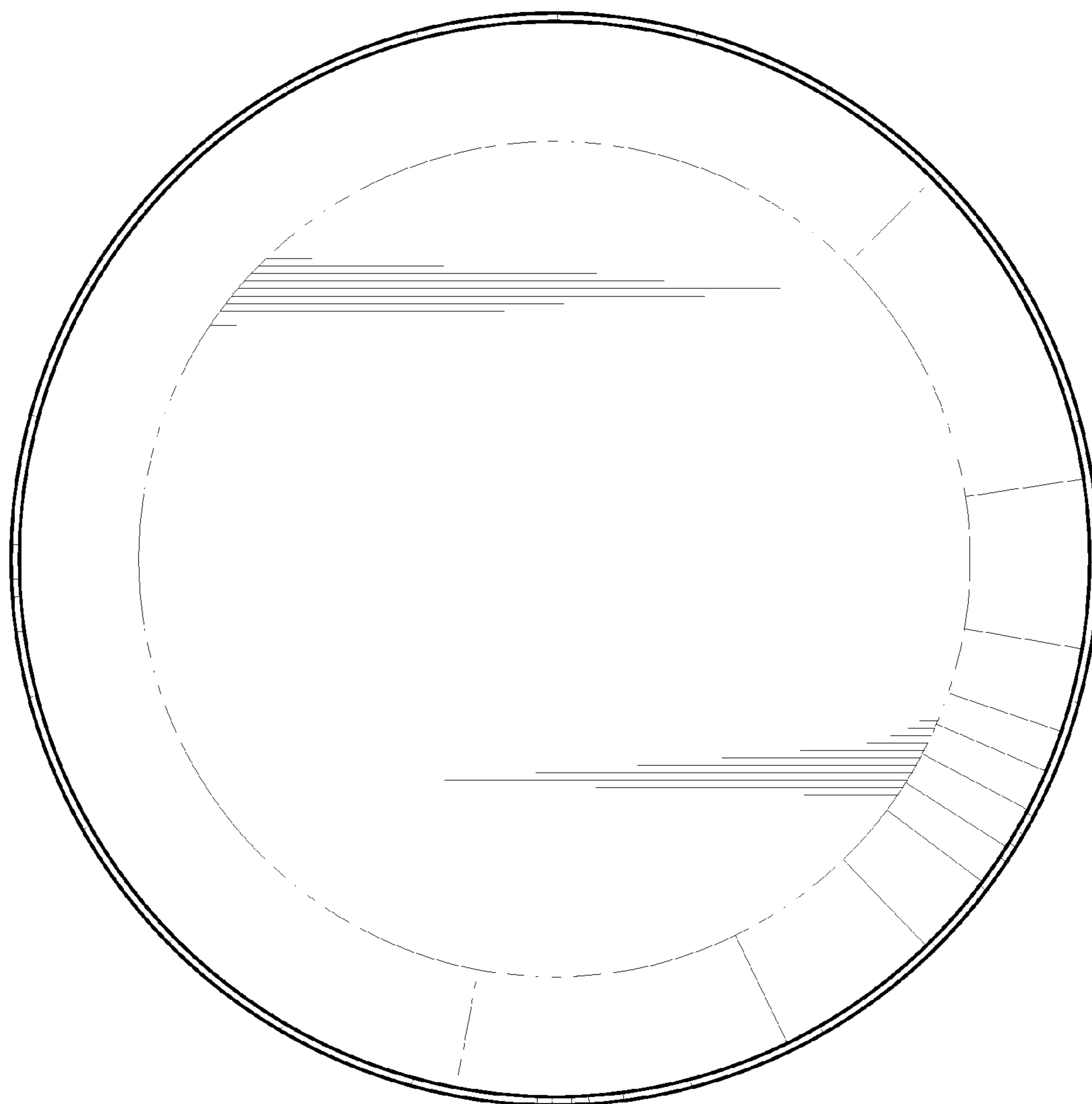


FIG. 5

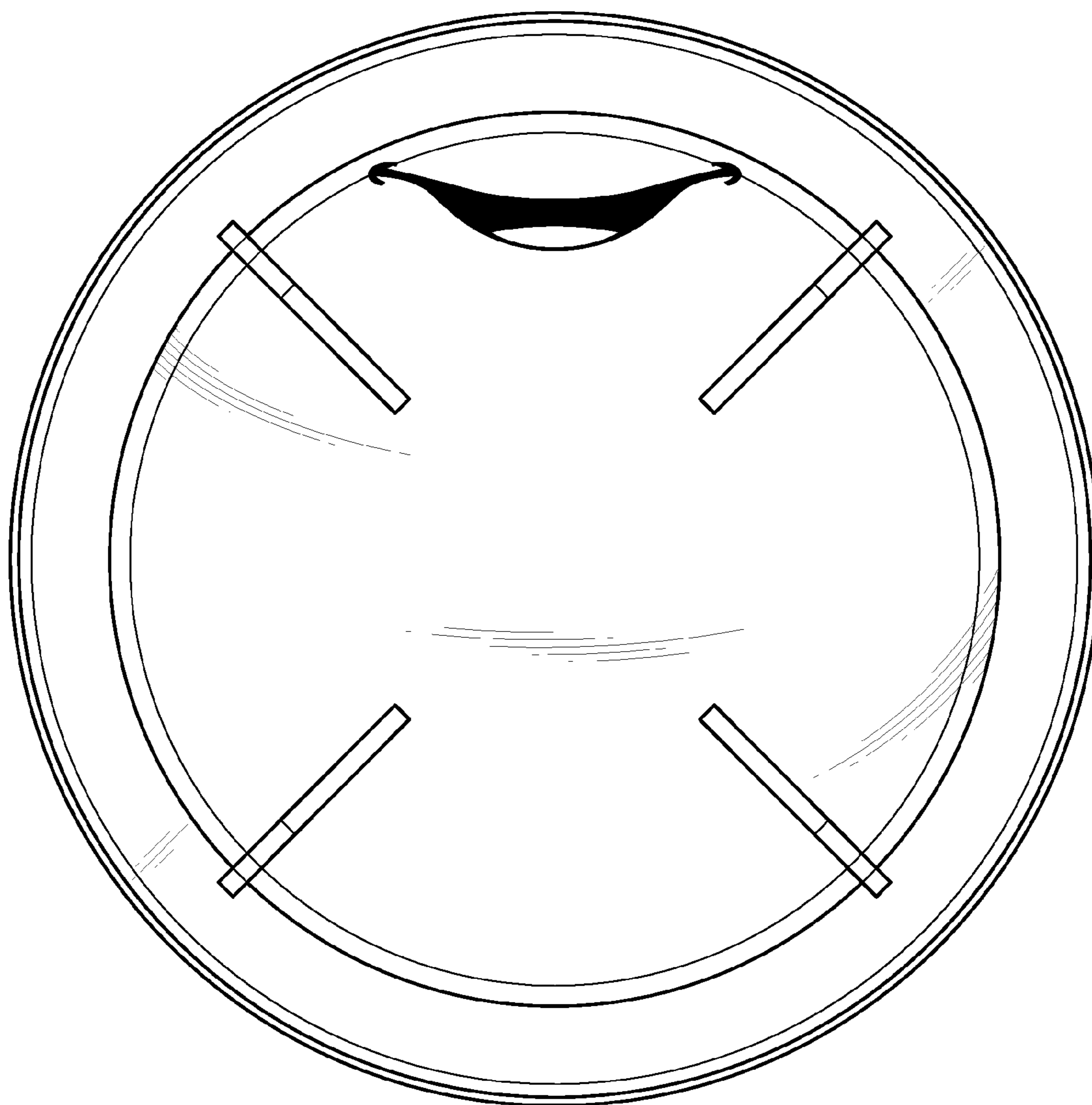


FIG. 6