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

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(54) **TOE STRAIGHTENER**  
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(US)  
(\*\*) Term: **14 Years**

5,830,553 A 11/1998 Huang  
5,906,007 A 5/1999 Roberts  
5,946,823 A 9/1999 Yates  
D420,785 S 2/2000 Perez  
D428,673 S 7/2000 Ikeda  
6,093,163 A 7/2000 Chong et al.  
6,151,801 A \* 11/2000 Frederiksen et al. .... 36/11.5  
D439,704 S 3/2001 Ikeda  
6,270,872 B1 8/2001 Cline et al.

(Continued)

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(51) **LOC (9) Cl.** ..... **28-03**  
(52) **U.S. Cl.** ..... **D28/57; D24/192**  
(58) **Field of Classification Search** ..... D28/56,  
D28/57, 61; D2/916, 917, 969; 36/11.5,  
36/94; 132/73; 302/30; 264/DIG. 30; D24/192  
See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

607,950 A 7/1898 Pierrepont et al.  
1,055,811 A 3/1913 Scholl  
1,103,465 A 7/1914 Jajies  
1,163,490 A 12/1915 Weil  
1,566,063 A 12/1925 Barry  
2,335,665 A 11/1943 Goldmerstein  
2,499,768 A 3/1950 McGlumphy  
2,595,640 A \* 5/1952 Christopoulos ..... 132/73  
2,628,623 A \* 2/1953 Reid ..... 132/73  
2,751,693 A \* 6/1956 Baker ..... 36/94  
2,808,662 A 10/1957 Webb  
2,949,112 A 8/1960 Murray  
3,049,120 A 8/1962 Edith  
3,299,894 A 1/1967 Charlebois  
3,429,309 A 2/1969 Kurth  
D271,156 S \* 11/1983 Williamson ..... D2/916  
D306,084 S \* 2/1990 Volz et al. .... D28/61  
4,940,046 A 7/1990 Jacoby  
5,076,263 A 12/1991 Funatogawa  
5,497,789 A 3/1996 Zook  
5,623,734 A 4/1997 Pugliatti  
D393,931 S 4/1998 Rue

**OTHER PUBLICATIONS**

<http://www.feetrelief.com/feetrelief/products2.htm>, "Gel & Non Gel Products For The Balls of The Feet & Toes", Internet Ad, 1 Page Printed Mar. 6, 2011.

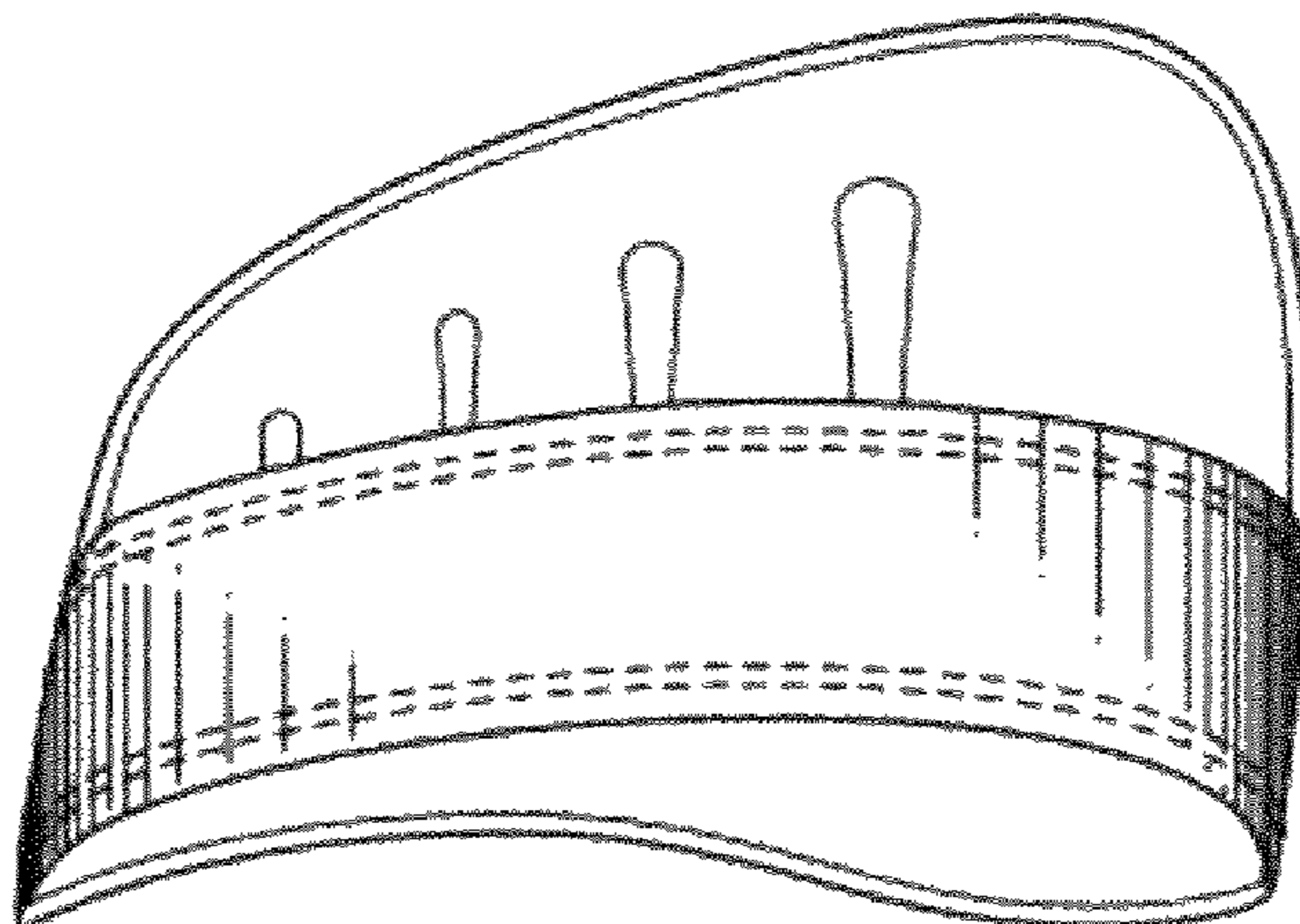
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(57) **CLAIM**  
An ornamental design for a toe straightener, as shown and described.

**DESCRIPTION**

FIG. 1 is a top plan view of my new design;  
FIG. 2 is a left side view thereof;  
FIG. 3 is a right side view thereof;  
FIG. 4 is a rear end view thereof;  
FIG. 5 is a front end view thereof;  
FIG. 6 is a bottom plan view thereof;  
FIG. 7 is a top plan view thereof, with a strap portion appearing in FIG. 1 removed;  
FIG. 8 is a left side view thereof, with the strap portion removed; and,  
FIG. 9 is a right side view thereof, with the strap portion removed.  
The broken line showings of FIGS. 1-9 are for illustrative purposes only and form no part of the claimed design.  
The strap has been removed in FIGS. 7-9 for convenience of illustration.

**1 Claim, 2 Drawing Sheets**



# US D661,429 S

Page 2

## U.S. PATENT DOCUMENTS

D468,056 S	12/2002	Goldberg et al.					
6,678,971 B2	1/2004	Brooks					
D498,916 S	11/2004	Lowell					
D575,484 S *	8/2008	Kalinsky .....	D2/917				
D591,487 S	5/2009	Hayek					
D593,733 S *	6/2009	Frederiksen et al. ....	D2/917				
D612,946 S	3/2010	Ferri					
7,681,332 B2	3/2010	Allen					
D613,909 S	4/2010	Oban					
7,847,143 B2	12/2010	Moramarco et al.					
				D632,013 S *	2/2011	Irwin .....	D28/57
				D646,870 S *	10/2011	Patterson .....	D2/917
				2004/0055179 A1	3/2004	Wang	
				2005/0251081 A1	11/2005	McClanahan	
				2006/0243291 A1*	11/2006	Daley .....	132/73
				2008/0132820 A1	6/2008	Buckman et al.	
				2008/0255490 A1	10/2008	Daley	
				2010/0170027 A1	7/2010	Steel	
				2010/0263237 A1*	10/2010	Cuellar et al. ....	36/136

\* cited by examiner

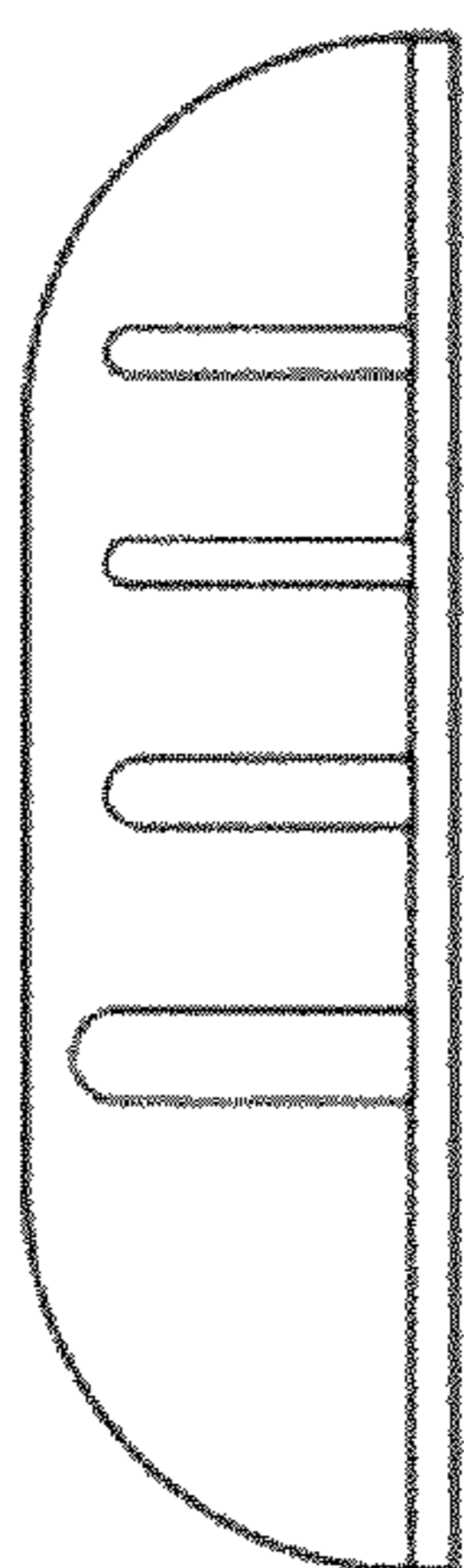


FIG. 4

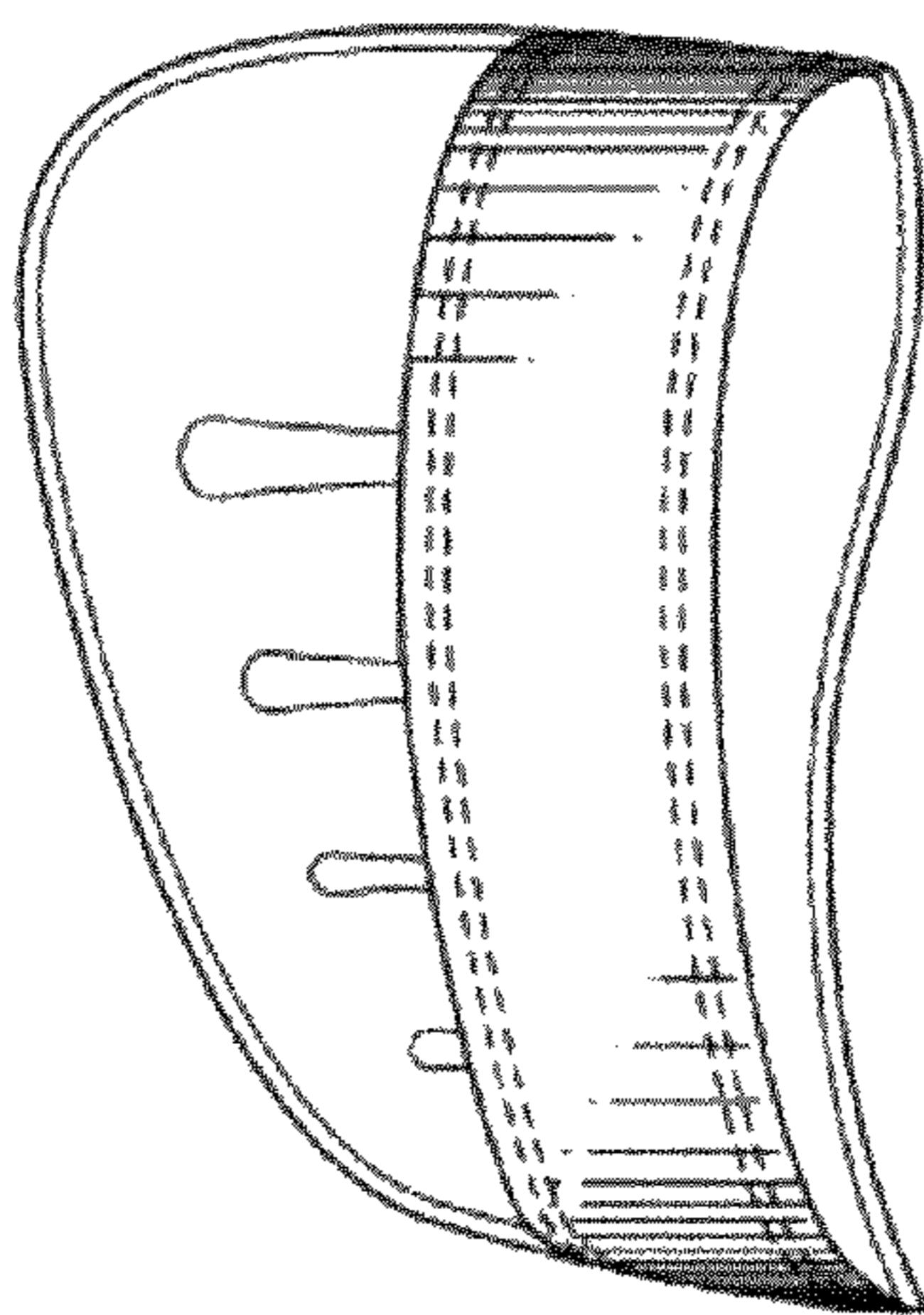


FIG. 1

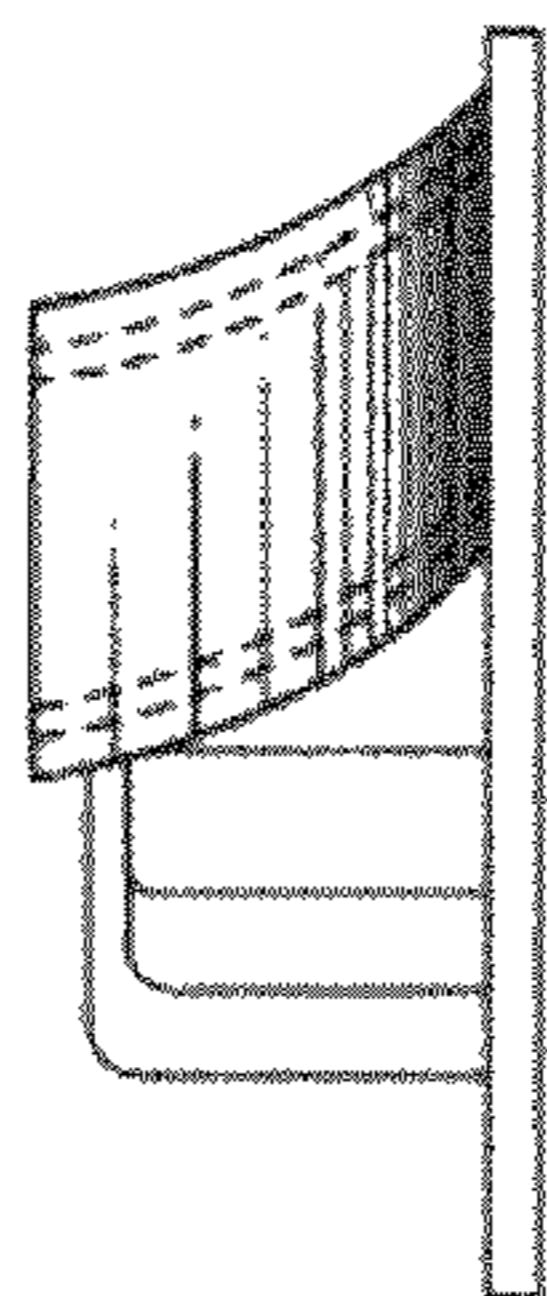


FIG. 2

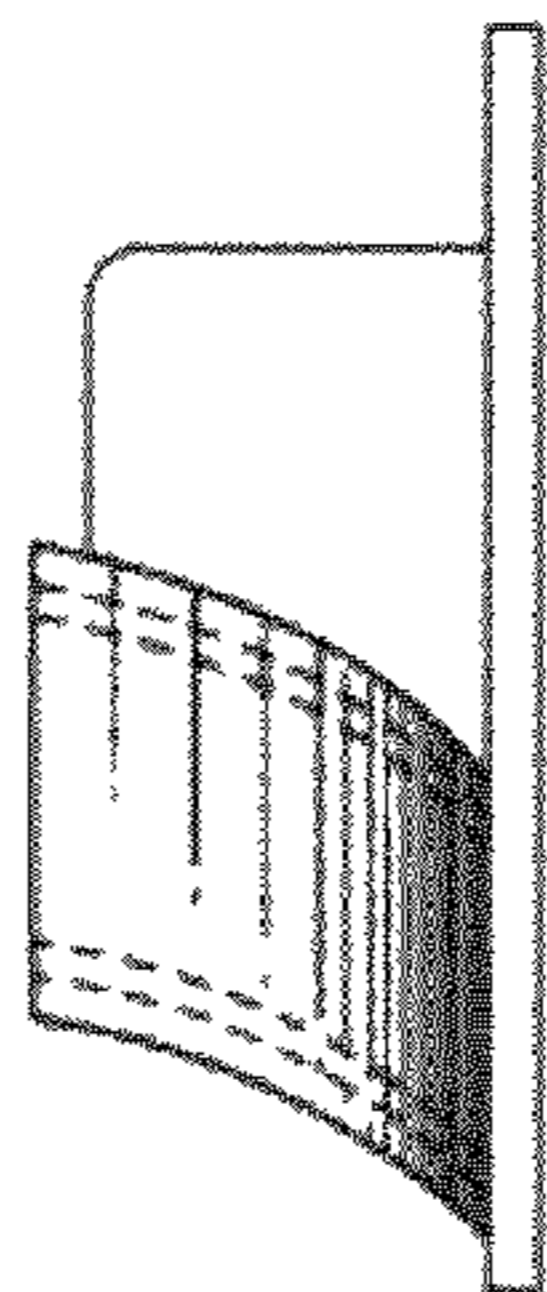


FIG. 3

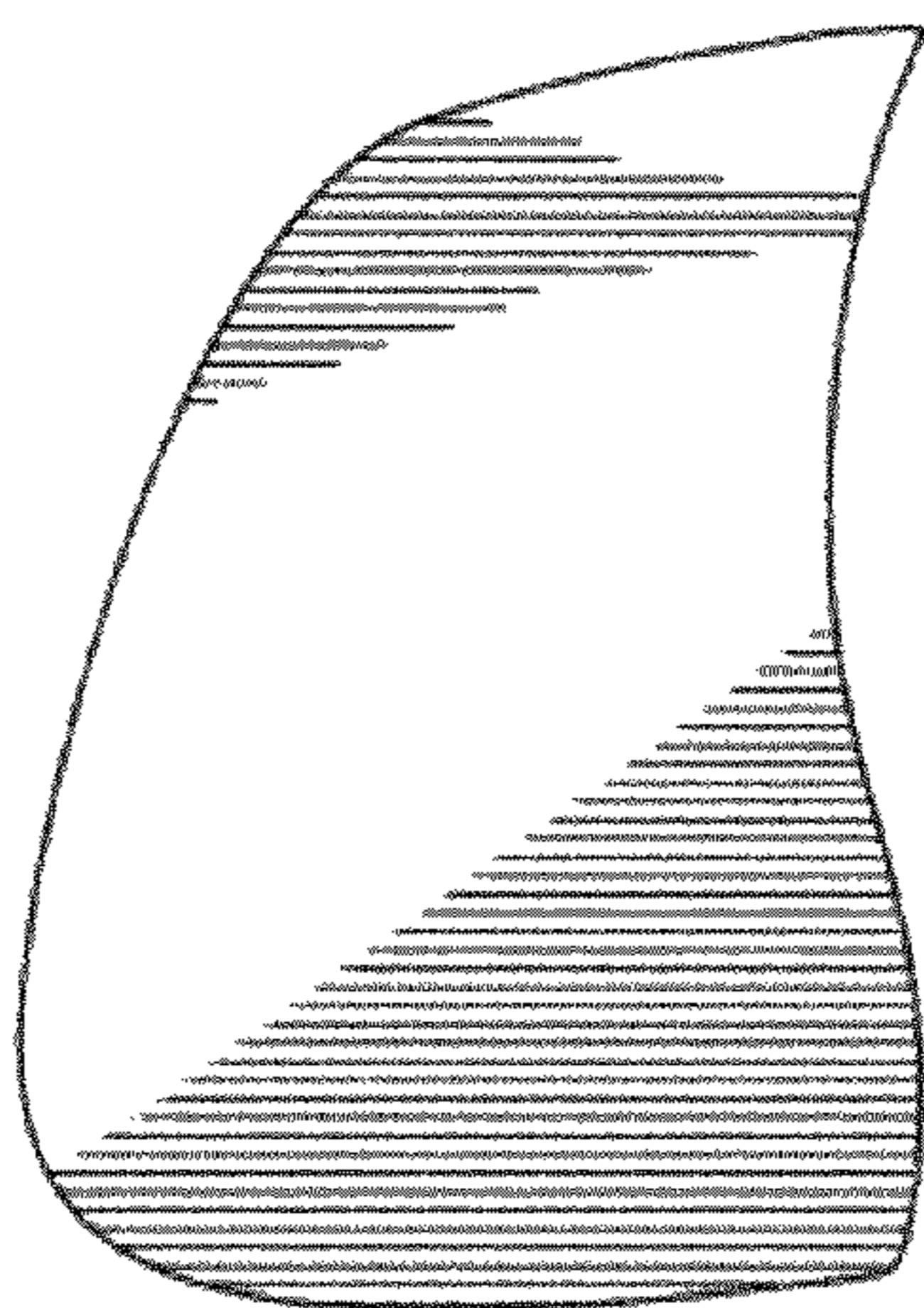


FIG. 6

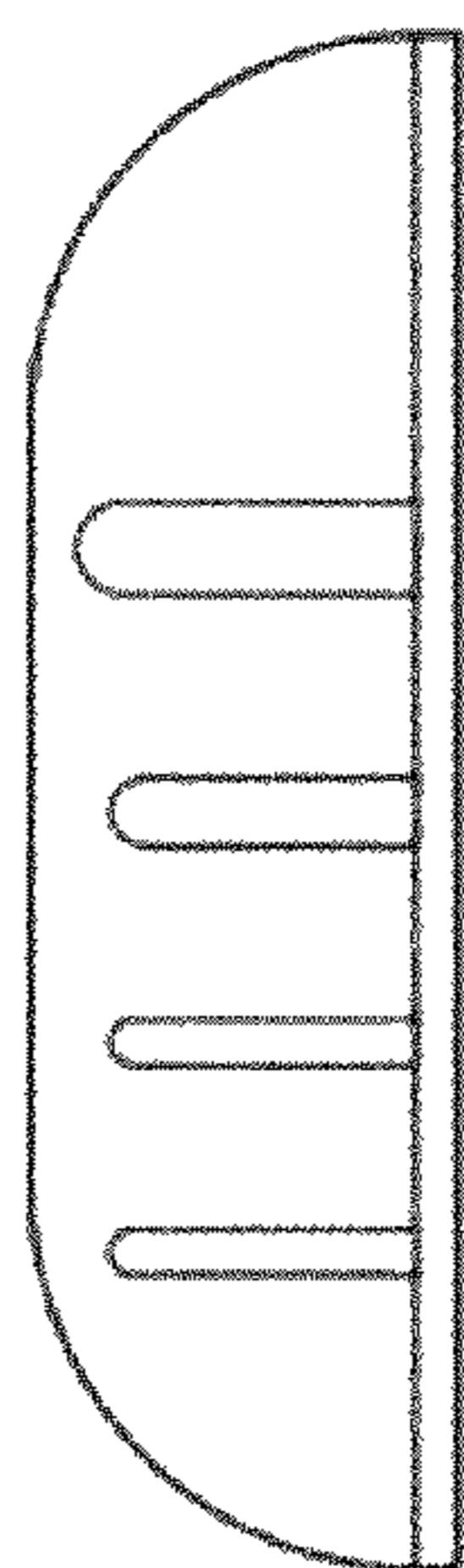
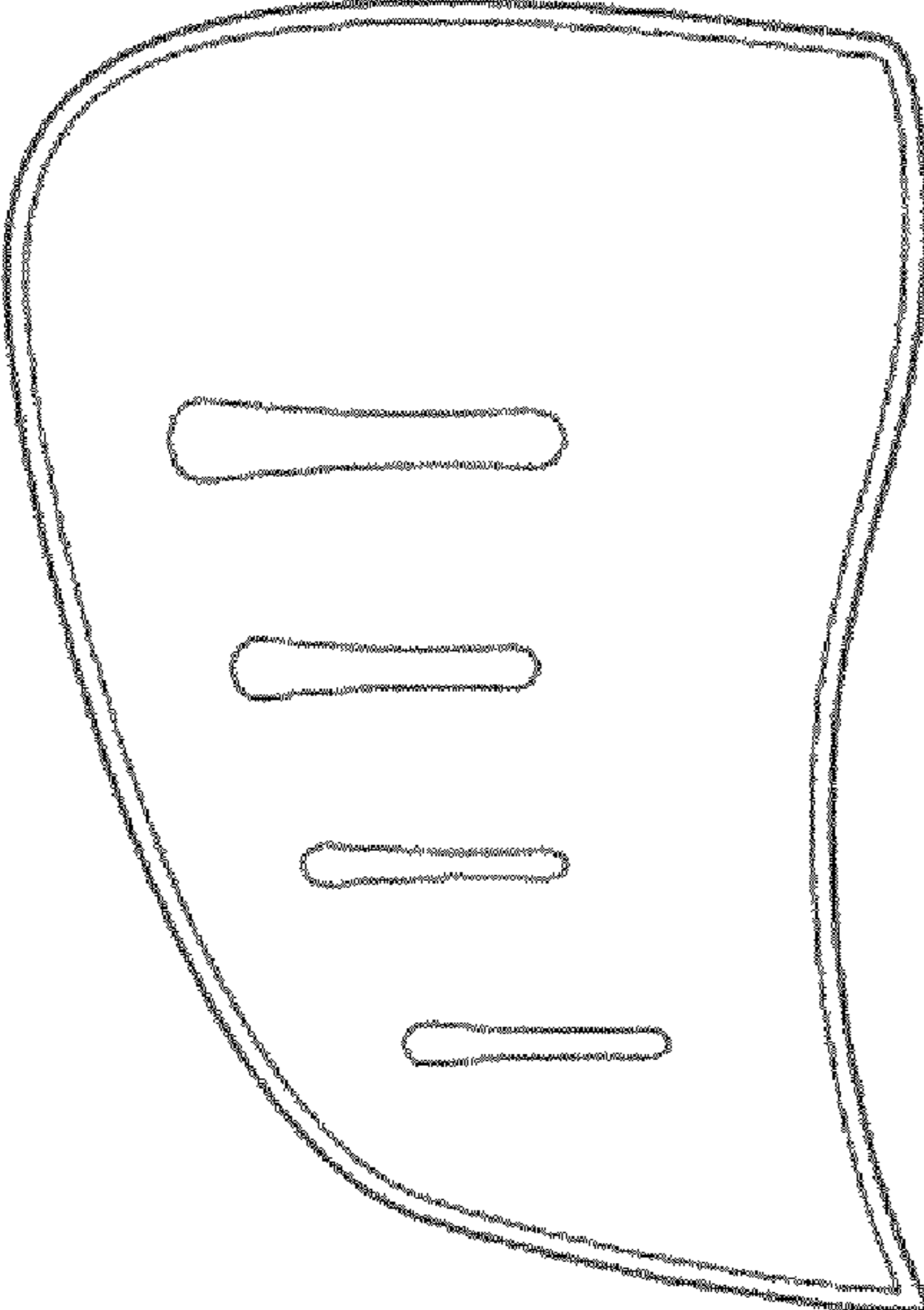
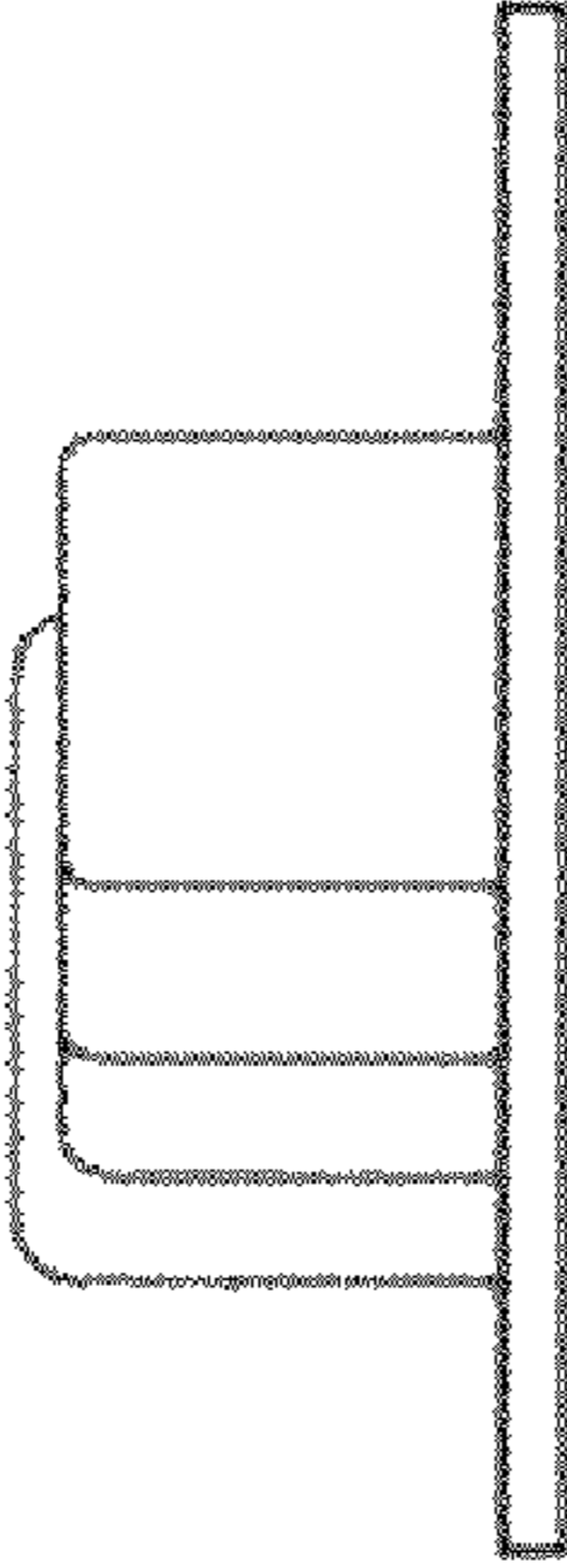


FIG. 5

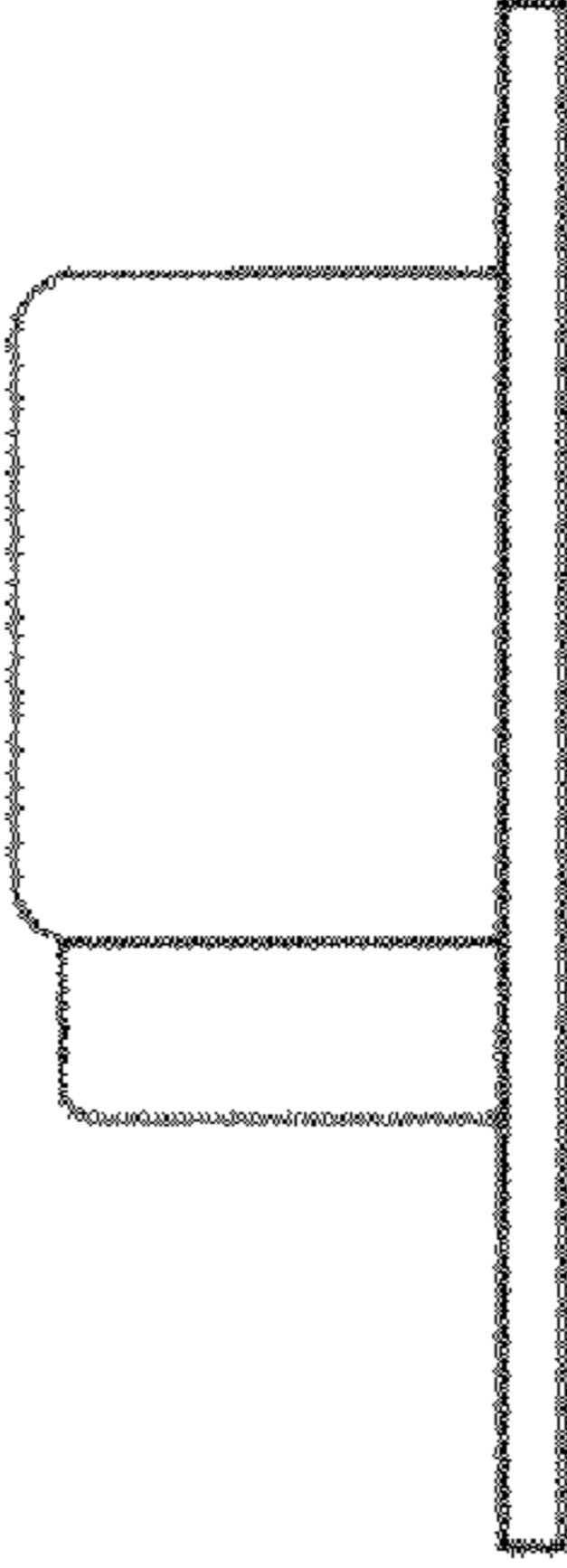




**FIG. 7**



**FIG. 8**



**FIG. 9**