



US00D685645S

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

(10) **Patent No.:** **US D685,645 S**
(45) **Date of Patent:** **** Jul. 9, 2013**

(54) **COSMETIC CONTAINER**
(75) Inventor: **Jenny DeMarco**, Frisco, TX (US)
(73) Assignee: **Mark Kay Inc.**, Dallas, TX (US)
(**) Term: **14 Years**

(21) Appl. No.: **29/404,988**
(22) Filed: **Oct. 27, 2011**
(51) **LOC (9) Cl.** **09-01**
(52) **U.S. Cl.**
USPC **D9/558**; D9/529; D9/539
(58) **Field of Classification Search**
USPC D9/516, 530, 541-546, 549, 558,
D9/571-575, 682, 686-692, 694, 500, 502-505,
D9/529, 837, 539-540, 552; D7/300, 598;
215/379, 381-382, 384; 220/660, 662, 669,
220/675
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

| | | | | |
|---------------|---------|---------------|-------|--------|
| D155,043 S * | 8/1949 | Serra | ..... | D9/504 |
| D206,292 S * | 11/1966 | Koenigsberg | ..... | D9/548 |
| D207,189 S * | 3/1967 | Thomson | ..... | D9/558 |
| D209,244 S * | 11/1967 | Koenigsberg | ..... | D9/548 |
| D225,730 S * | 1/1973 | Peterson | ..... | D9/529 |
| D248,449 S * | 7/1978 | Douglas | ..... | D9/502 |
| D263,115 S * | 2/1982 | Ohmori | ..... | D9/632 |
| D263,807 S * | 4/1982 | Kingsford | ..... | D9/504 |
| 4,919,981 A * | 4/1990 | Levey et al. | ..... | 428/26 |
| D350,899 S * | 9/1994 | Vasas | ..... | D9/503 |
| D387,994 S | 12/1997 | Heinz | ..... | D9/545 |
| D390,117 S | 2/1998 | Kan et al. | ..... | D9/529 |
| D438,785 S | 3/2001 | Baron | ..... | D9/689 |
| D448,306 S | 9/2001 | De Giovellina | ..... | D9/560 |
| D448,678 S | 10/2001 | Bakic | ..... | D9/574 |
| D449,537 S | 10/2001 | Feigenbaum | ..... | D9/529 |
| D460,697 S | 7/2002 | Del Bon | ..... | D9/565 |
| D472,147 S | 3/2003 | Hermann | ..... | D9/504 |

| | | | | |
|--------------|---------|----------------|-------|--------|
| D476,237 S | 6/2003 | Canepa | ..... | D9/545 |
| D481,947 S * | 11/2003 | Levesque | ..... | D9/444 |
| D491,691 S * | 6/2004 | Braaten et al. | ..... | D28/76 |
| D511,102 S | 11/2005 | Trudeau | ..... | D9/544 |

(Continued)

FOREIGN PATENT DOCUMENTS

| | | |
|----|----------|---------|
| JP | D1284268 | 9/2006 |
| RU | 257155 | 11/2003 |
| TW | D122554 | 12/2006 |
| TW | D122669 | 12/2006 |

OTHER PUBLICATIONS

Office Action issued in Russian Design Application No. 2011503588, dated Sep. 4, 2012.

(Continued)

Primary Examiner — Ian Simmons
Assistant Examiner — Dana L Meyrow
(74) *Attorney, Agent, or Firm* — Fulbright & Jaworski LLP

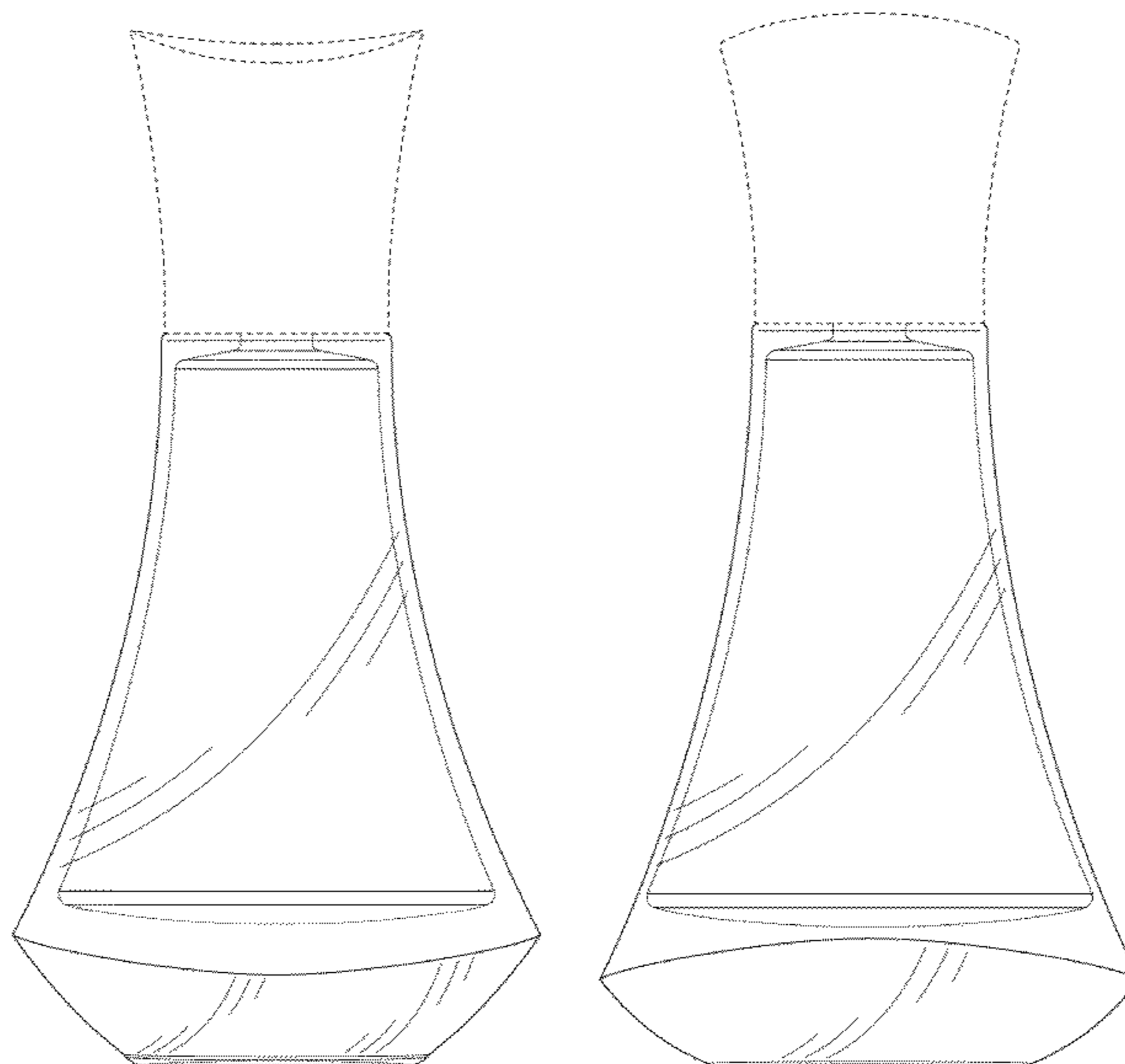
(57) **CLAIM**

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

DESCRIPTION

FIG. 1 is a top perspective view of a cosmetic container showing my new design;
FIG. 2 is a front view thereof;
FIG. 3 is a back view thereof;
FIG. 4 is a right side view thereof;
FIG. 5 is a left side view thereof; and,
FIG. 6 is a top plan view thereof, shown at an enlarged scale.
The dashed lines in FIGS. 1-6 represent environmental structure and form no part of the claimed design. All other surface (s) or portion(s) of the of my design not shown in the figures or otherwise described in the specification form no part of the claimed design.

1 Claim, 6 Drawing Sheets



US D685,645 S

Page 2

U.S. PATENT DOCUMENTS

D517,424 S 3/2006 Martos Sanchez D9/682
D521,386 S 5/2006 Priestman D9/529
D524,161 S * 7/2006 Sauer et al. D9/529
D531,041 S * 10/2006 Sauer et al. D9/529
D535,891 S 1/2007 Varlet D9/573
D538,673 S 3/2007 Sterling et al. D9/552
D541,167 S 4/2007 Matsumura et al. D9/558
D542,135 S * 5/2007 Machmadow D9/503
D546,697 S 7/2007 Schnipper et al. D9/529
D558,052 S 12/2007 Harper et al. D9/530
D564,893 S 3/2008 Adamson et al. D9/556
D565,420 S 4/2008 Adamson et al. D9/556
D565,954 S 4/2008 Adamson et al. D9/516
D570,690 S 6/2008 McGuinness D9/504
D576,044 S 9/2008 Lamb et al. D9/504
D582,278 S 12/2008 Bourne D9/504
D582,283 S * 12/2008 O'Donahue D9/529
D584,953 S 1/2009 Rica D9/544
D591,607 S 5/2009 Marotti et al. D9/571

D592,516 S 5/2009 Cummings et al. D9/530
D604,180 S 11/2009 Nevins et al. D9/691
D608,213 S 1/2010 Kuzma D9/573
D609,571 S 2/2010 Bulter et al. D9/504
D611,825 S 3/2010 Usui et al. D9/529
D619,900 S 7/2010 Rica D9/574
D621,268 S 8/2010 Morabito D9/529
D621,717 S 8/2010 Rica D9/574
D623,066 S 9/2010 Mongeon et al. D9/529
D623,521 S 9/2010 Marotti et al. D9/516
D627,651 S 11/2010 Marotti et al. D9/516
D627,658 S 11/2010 Hale et al. D9/552
D642,475 S * 8/2011 Crutchley et al. D9/542

OTHER PUBLICATIONS

Search Report issued in ROC (Taiwan) Design Application No.
100306496, dated Jul. 25, 2012.

* cited by examiner

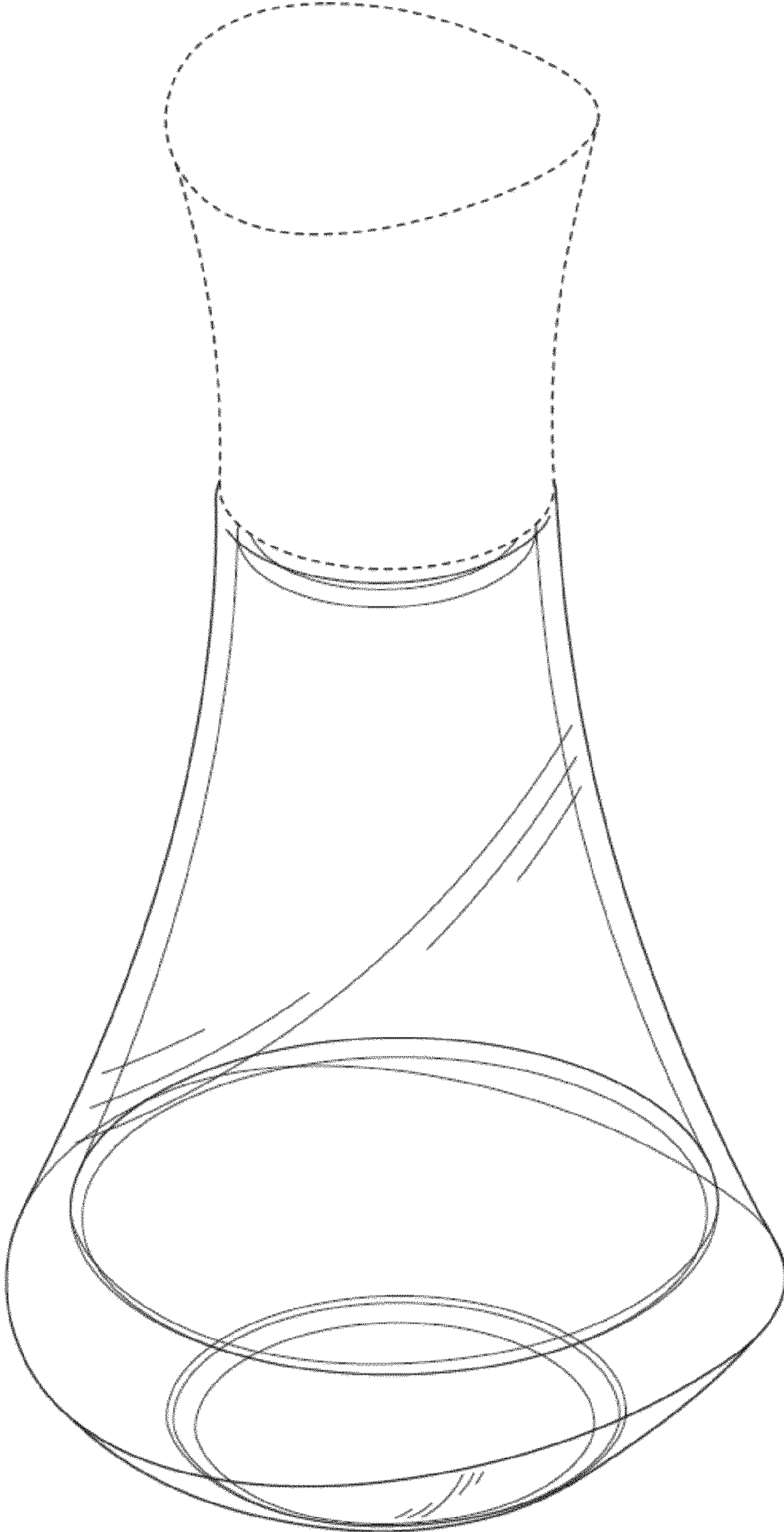


FIG. 1

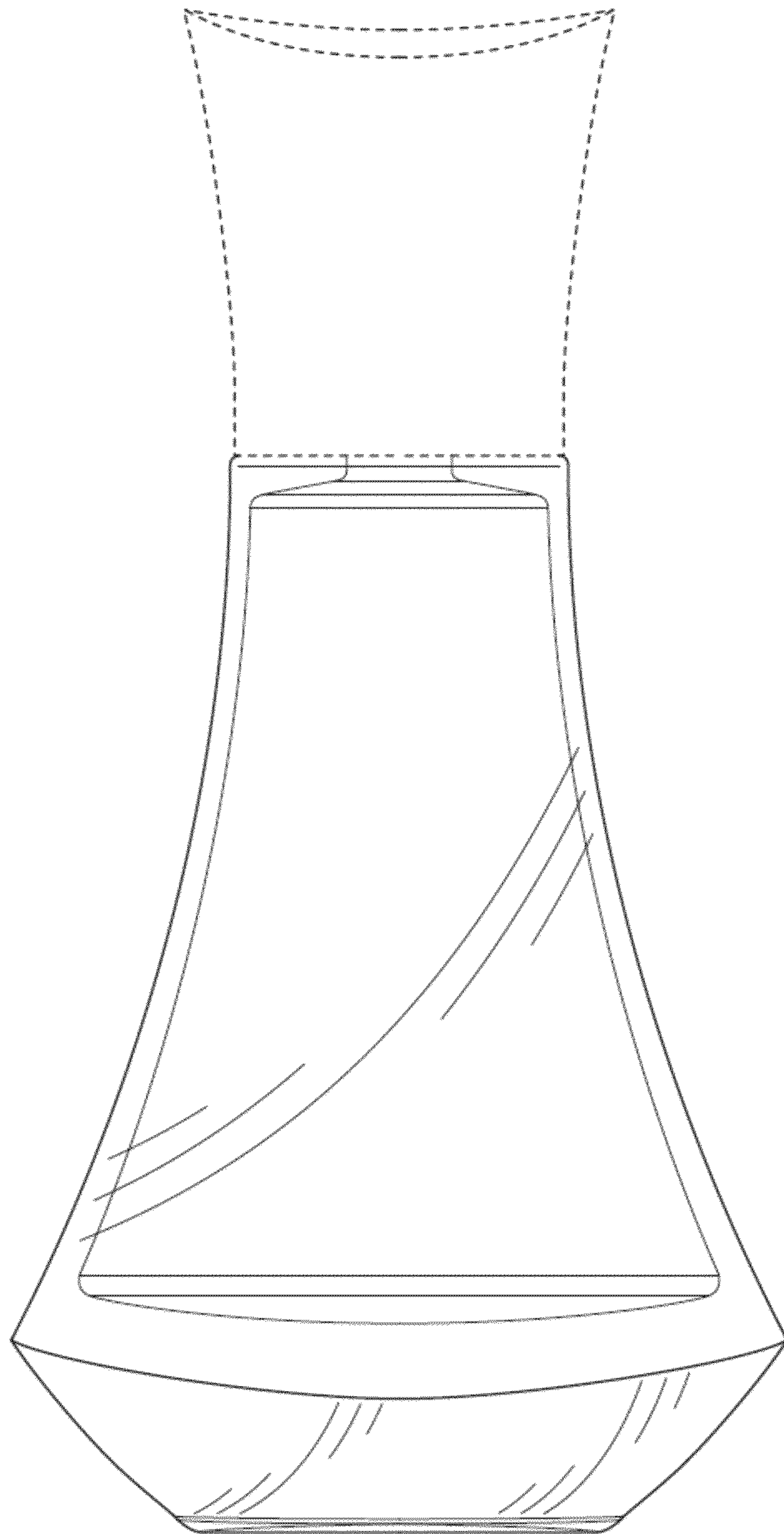


FIG. 2

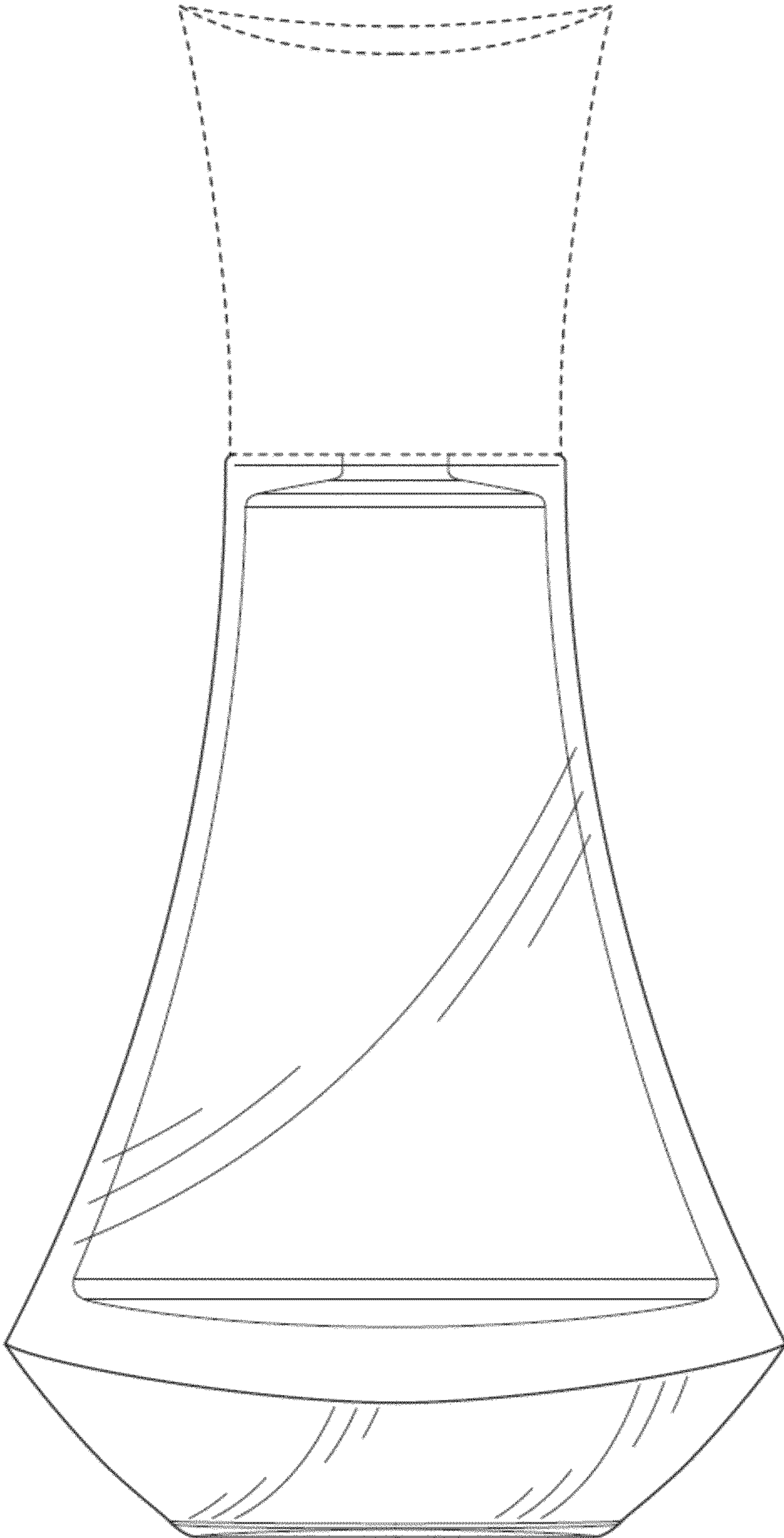


FIG. 3

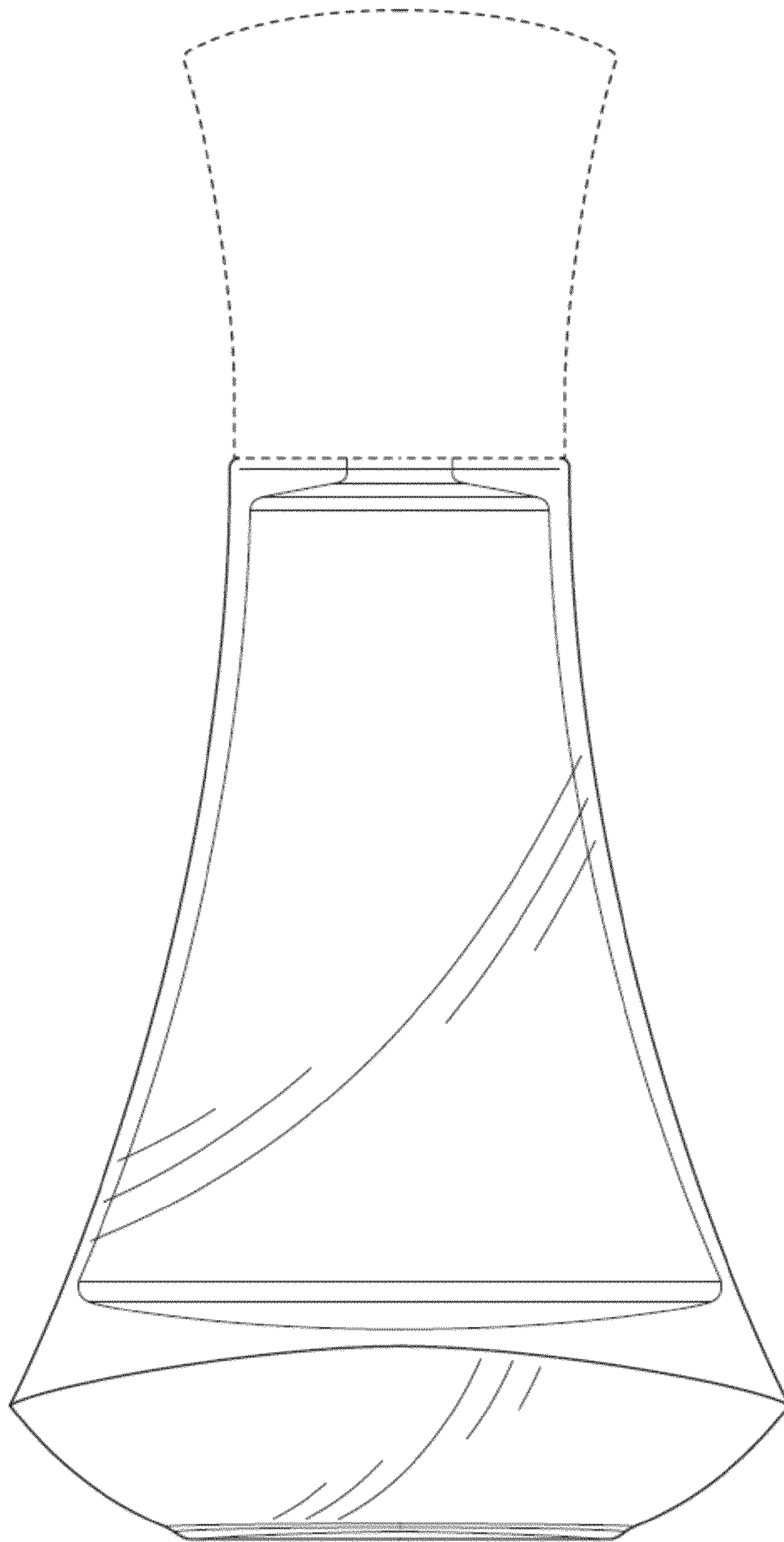


FIG. 4

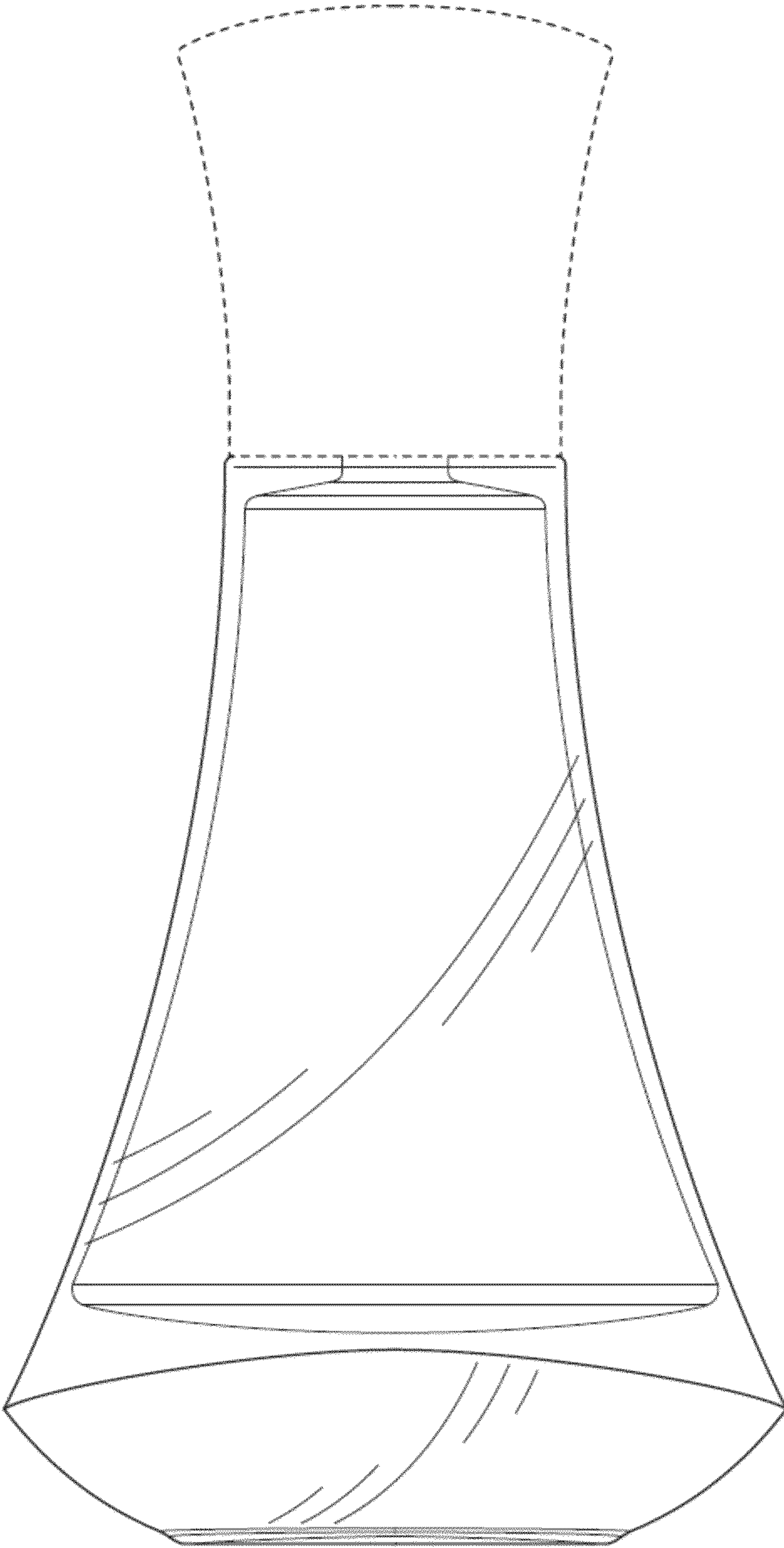


FIG. 5

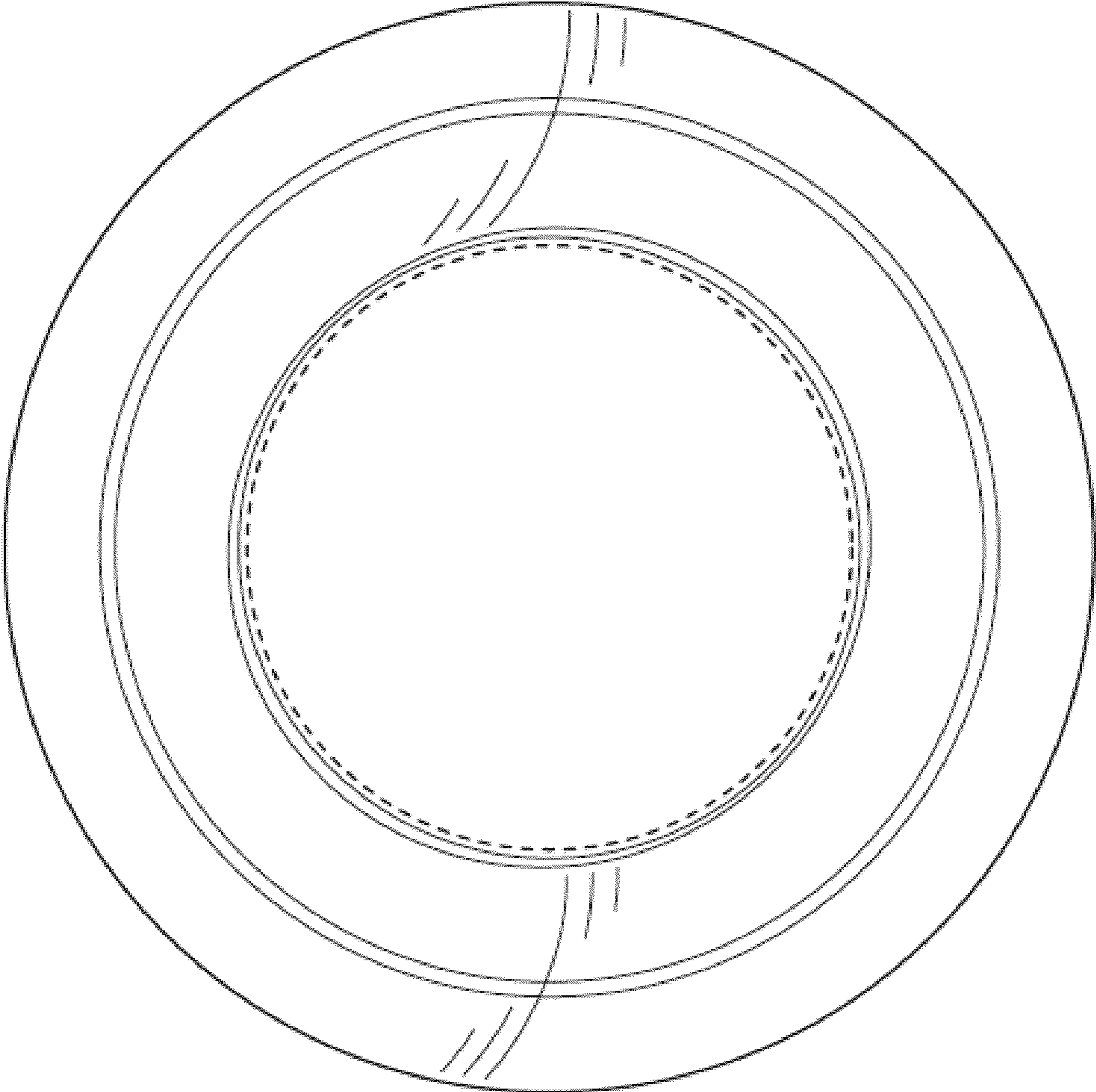


FIG. 6

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : D685,645 S
APPLICATION NO. : 29/404988
DATED : July 9, 2013
INVENTOR(S) : Jenny DeMarco

Page 1 of 1

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

On Title Page, Item (73) Assignee:, delete “Mark” and insert --Mary-- therefore.

On Title Page, DESCRIPTION, line 10, delete “of the”.

Signed and Sealed this
First Day of October, 2013



Teresa Stanek Rea
Deputy Director of the United States Patent and Trademark Office