

US00D698668S

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

(10) **Patent No.:** **US D698,668 S**  
(45) **Date of Patent:** **\*\* Feb. 4, 2014**

(54) **METALLIC BEVERAGE CONTAINER**

(71) Applicant: **Ball Corporation**, Broomfield, CO (US)

(72) Inventor: **Michael L. Vaughn**, Hilton Head Island, SC (US)

(73) Assignee: **Ball Corporation**, Broomfield, CO (US)

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

(21) Appl. No.: **29/449,195**

(22) Filed: **Mar. 14, 2013**

(51) **LOC (10) Cl.** ..... **09-02**

(52) **U.S. Cl.**  
USPC ..... **D9/772**

(58) **Field of Classification Search**  
USPC ..... D9/500, 502, 516, 530, 537, 539, 542,  
D9/549, 763-783; 215/381-385; 220/660,  
220/662, 669; D7/601, 602, 612, 615, 630  
See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

|           |     |         |                 |         |
|-----------|-----|---------|-----------------|---------|
| 3,704,805 | A   | 12/1972 | Sheafe, III     |         |
| 4,015,744 | A * | 4/1977  | Brown           | 220/269 |
| 4,289,251 | A   | 9/1981  | Maliszewski     |         |
| 4,318,493 | A   | 3/1982  | Jacobsen et al. |         |
| D267,393  | S   | 12/1982 | Gruodis et al.  |         |
| 4,452,368 | A   | 6/1984  | Roth            |         |
| 5,346,087 | A   | 9/1994  | Klein           |         |
| 5,355,710 | A   | 10/1994 | Diekhoff        |         |
| 5,555,992 | A   | 9/1996  | Sedgeley        |         |
| 5,685,189 | A   | 11/1997 | Nguyen et al.   |         |
| D389,734  | S   | 1/1998  | Schultz et al.  |         |
| D392,566  | S   | 3/1998  | Vahjen et al.   |         |
| D394,810  | S   | 6/1998  | Rodea           |         |
| 5,765,709 | A   | 6/1998  | Scott           |         |
| 5,822,843 | A   | 10/1998 | Diekhoff et al. |         |
| D402,198  | S   | 12/1998 | Schultz et al.  |         |

|           |     |         |                 |        |
|-----------|-----|---------|-----------------|--------|
| 6,102,242 | A   | 8/2000  | Jansen          |        |
| D432,015  | S * | 10/2000 | Holiday         | D9/772 |
| 6,126,034 | A   | 10/2000 | Borden et al.   |        |
| 6,460,723 | B2  | 10/2002 | Nguyen et al.   |        |
| 6,968,724 | B2  | 11/2005 | Hubball         |        |
| D522,880  | S   | 6/2006  | Fuller et al.   |        |
| 7,100,789 | B2  | 9/2006  | Nguyen et al.   |        |
| 7,198,168 | B2  | 4/2007  | Mizuma          |        |
| D570,228  | S * | 6/2008  | van Dam         | D9/772 |
| 7,506,779 | B2  | 3/2009  | Jentzsch et al. |        |

(Continued)

**FOREIGN PATENT DOCUMENTS**

|    |             |        |
|----|-------------|--------|
| JP | 2000-159229 | 6/2000 |
| JP | 2002-145263 | 5/2002 |

(Continued)

**OTHER PUBLICATIONS**

Decision to Grant (with English translation) for Chinese Patent Application No. 2013300475670 dated Apr. 24, 2013, 4 pages.

(Continued)

*Primary Examiner* — Keli L Hill

(74) *Attorney, Agent, or Firm* — Sheridan Ross P.C.

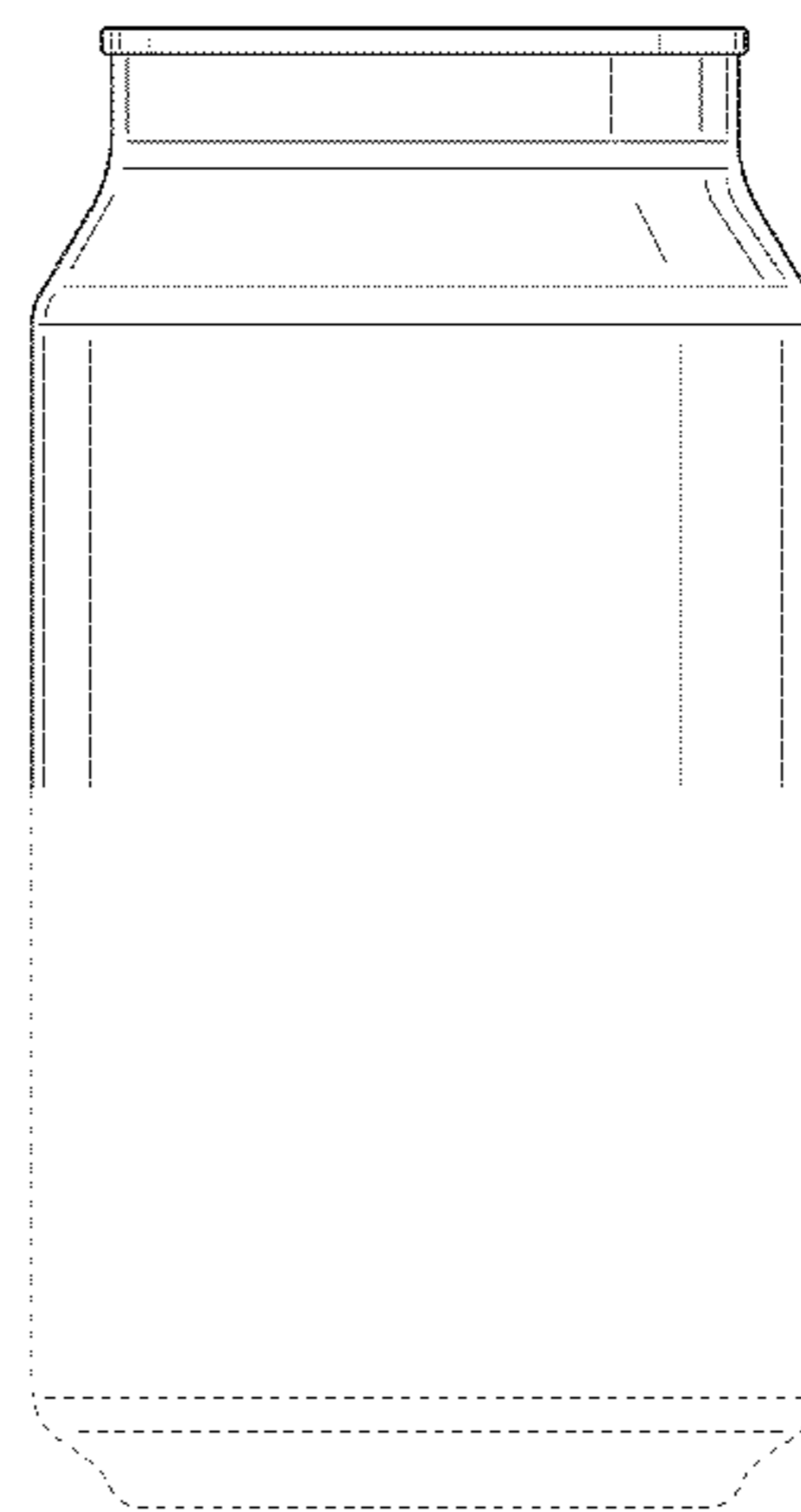
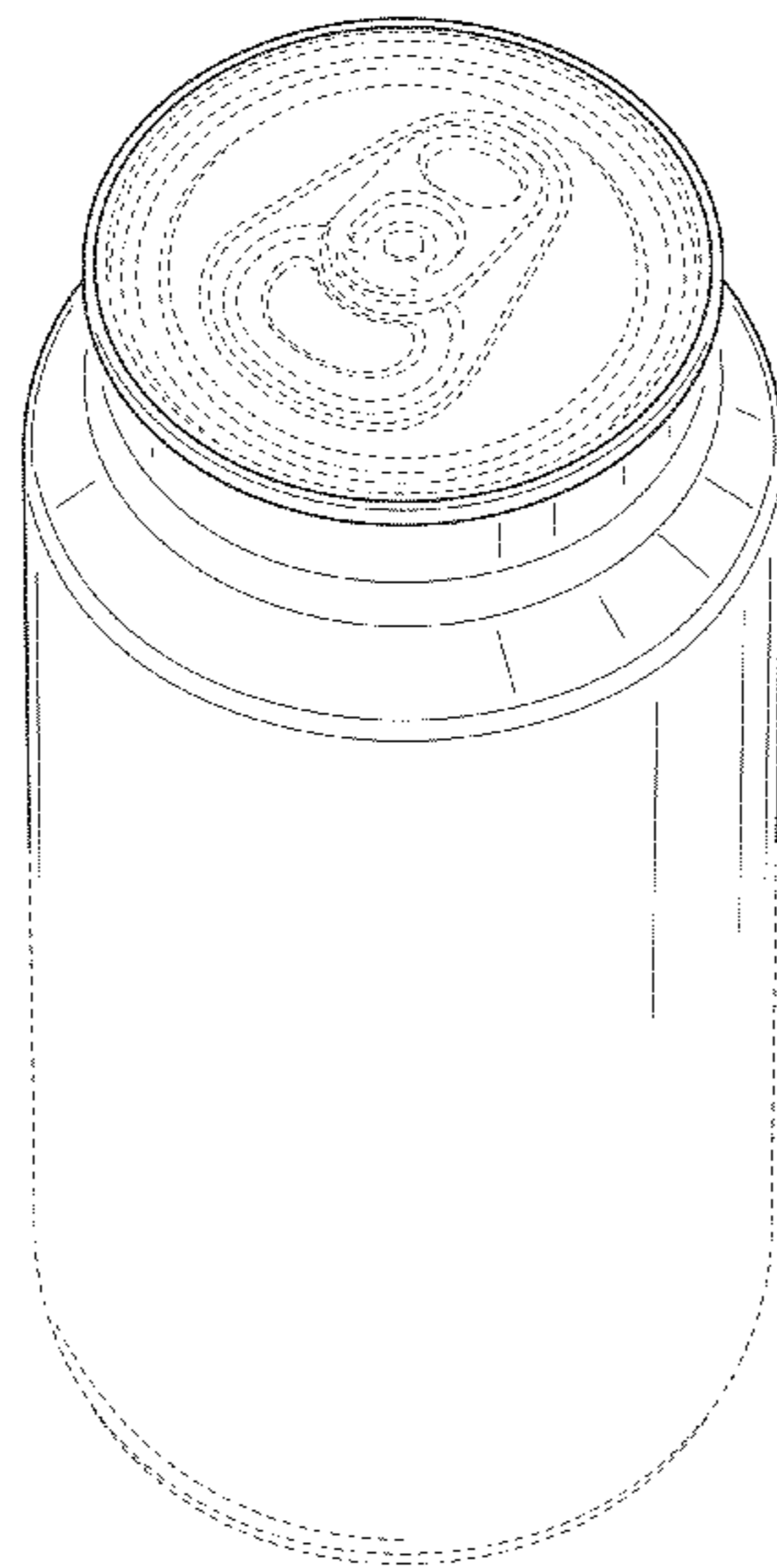
(57) **CLAIM**

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

**DESCRIPTION**

FIG. 1 is a front perspective view of a metallic beverage container, showing my new design; FIG. 2 is a top plan view thereof; and, FIG. 3 is a front elevation view thereof. The broken lines showing a metallic beverage container end closure are included for the purpose of illustrating environment and form no part of the claimed design.

**1 Claim, 2 Drawing Sheets**



(56)

**References Cited**

U.S. PATENT DOCUMENTS

7,513,383 B2 4/2009 Hwang  
 D605,038 S \* 12/2009 Olive-Bartres et al. .... D9/453  
 D618,115 S \* 6/2010 Huls et al. .... D9/772  
 D632,589 S \* 2/2011 George ..... D9/772  
 D641,644 S \* 7/2011 George ..... D9/772  
 D653,538 S \* 2/2012 Toms et al. .... D9/435  
 8,157,119 B2 4/2012 Watson et al.  
 2002/0158071 A1 10/2002 Chasteen et al.  
 2005/0029269 A1 2/2005 Stodd et al.  
 2005/0235726 A1 10/2005 Chupak  
 2006/0131255 A1 6/2006 Blondeel  
 2007/0138178 A1 \* 6/2007 Erickson ..... 220/254.4  
 2007/0177962 A1 8/2007 Boltshauser  
 2008/0011702 A1 1/2008 Walsh  
 2008/0099480 A1 5/2008 Chang  
 2008/0295558 A1 \* 12/2008 Reimer et al. .... 72/94  
 2009/0145929 A1 6/2009 Hall et al.  
 2009/0206079 A1 8/2009 Valderrama Chaparro

2010/0095696 A1 4/2010 Norris et al.  
 2012/0031056 A1 2/2012 Chasteen et al.  
 2012/0125935 A1 5/2012 Nguyen

FOREIGN PATENT DOCUMENTS

JP D1254559 10/2005  
 WO WO 99/67150 12/1999  
 WO WO 2008/057207 5/2008  
 WO WO 2011/053776 5/2011

OTHER PUBLICATIONS

U.S. Appl. No. 29/430,744, filed Aug. 29, 2012, Chasteen et al.  
 U.S. Appl. No. 13/669,153, filed Nov. 5, 2012, Jacober et al.  
 Official Action (no translation available) for Japanese Patent Application No. 2013-004036 mailed Aug. 23, 2013, 2 pages.  
 Official Action (no translation available) for Japanese Patent Application No. 2013-004037 mailed Aug. 23, 2013, 2 pages.  
 Official Action (no translation available) for Japanese Patent Application No. 2013-004038 mailed Aug. 23, 2013, 2 pages.

\* cited by examiner

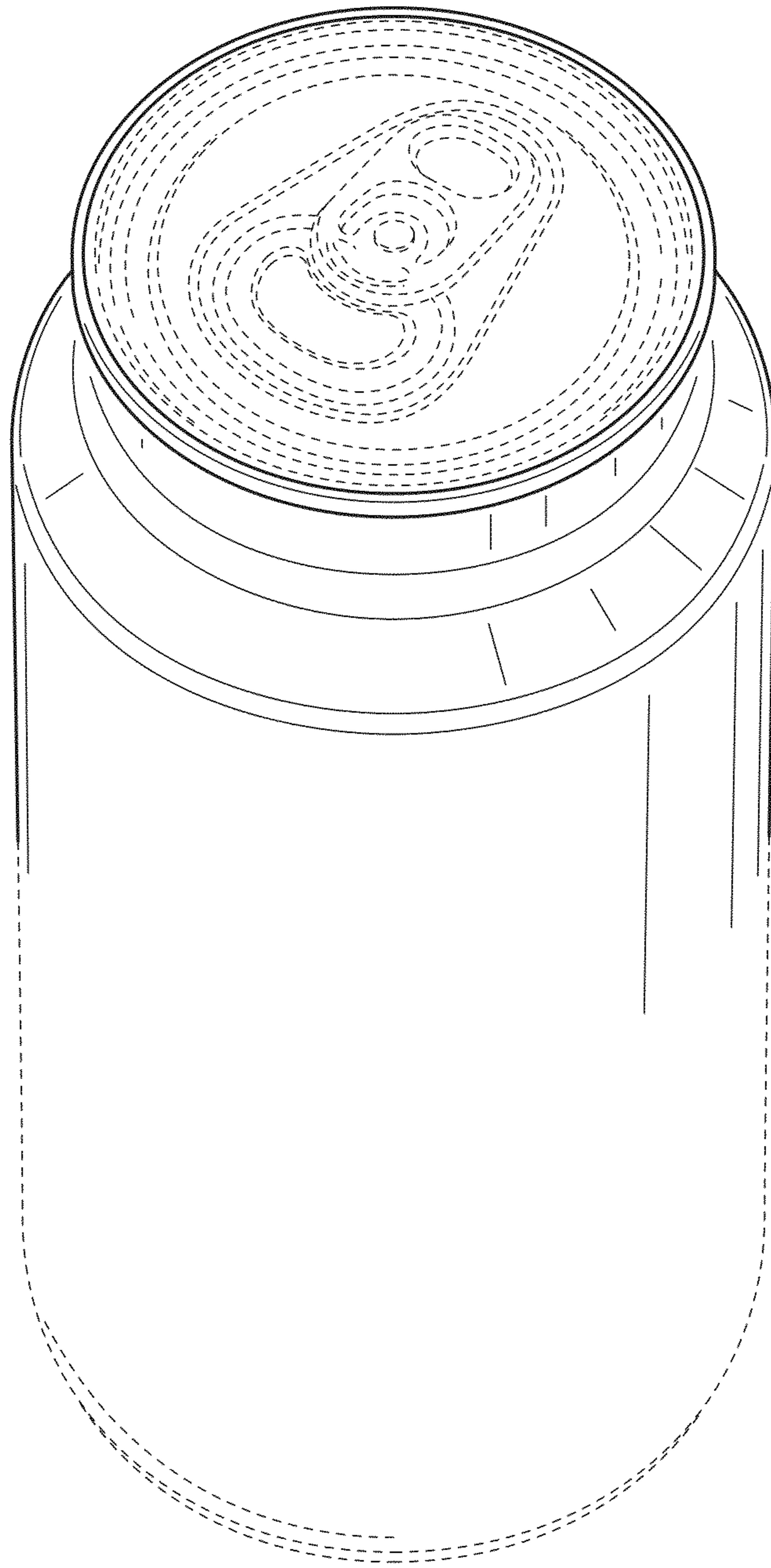


FIG. 1

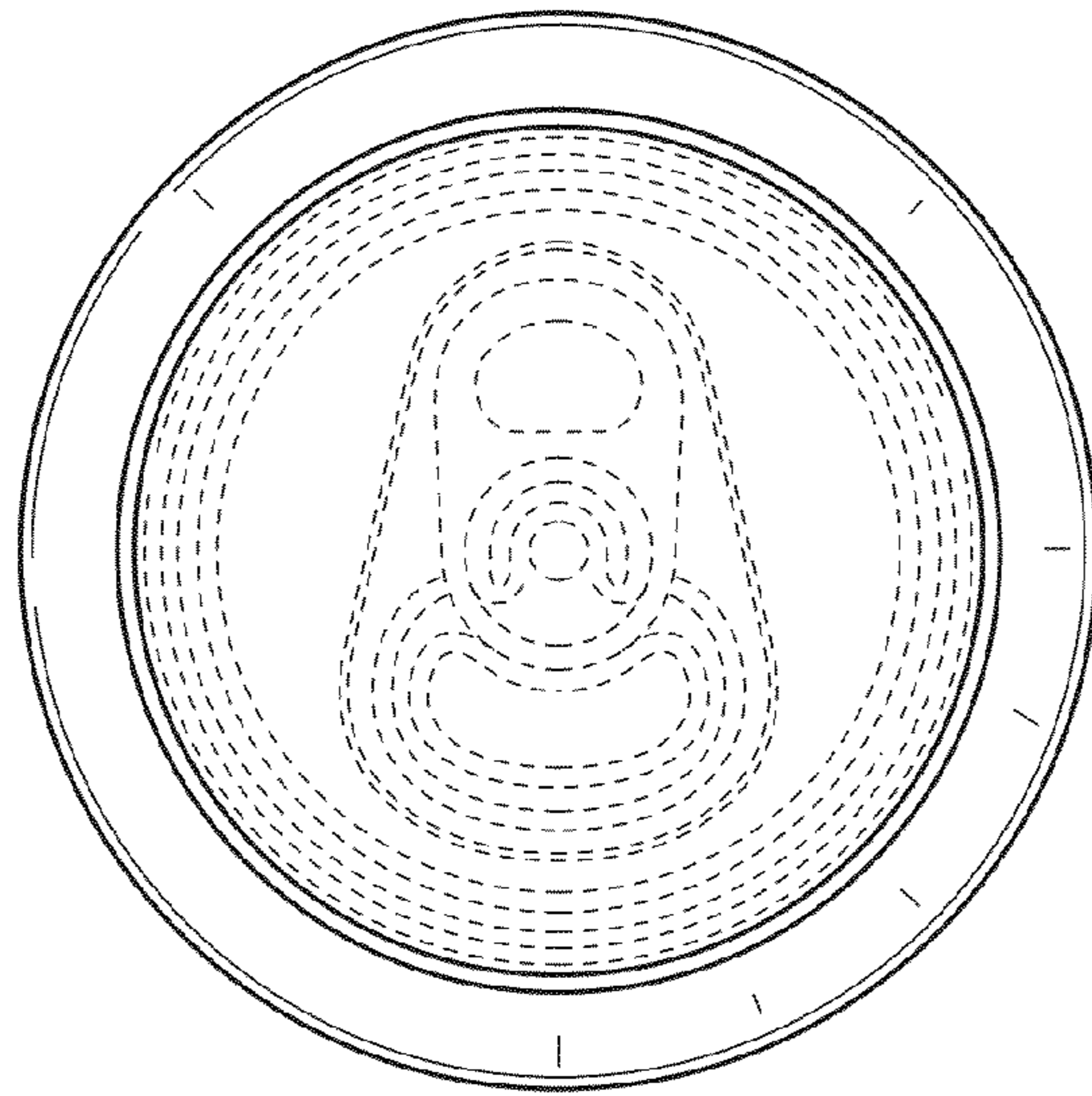


FIG. 2

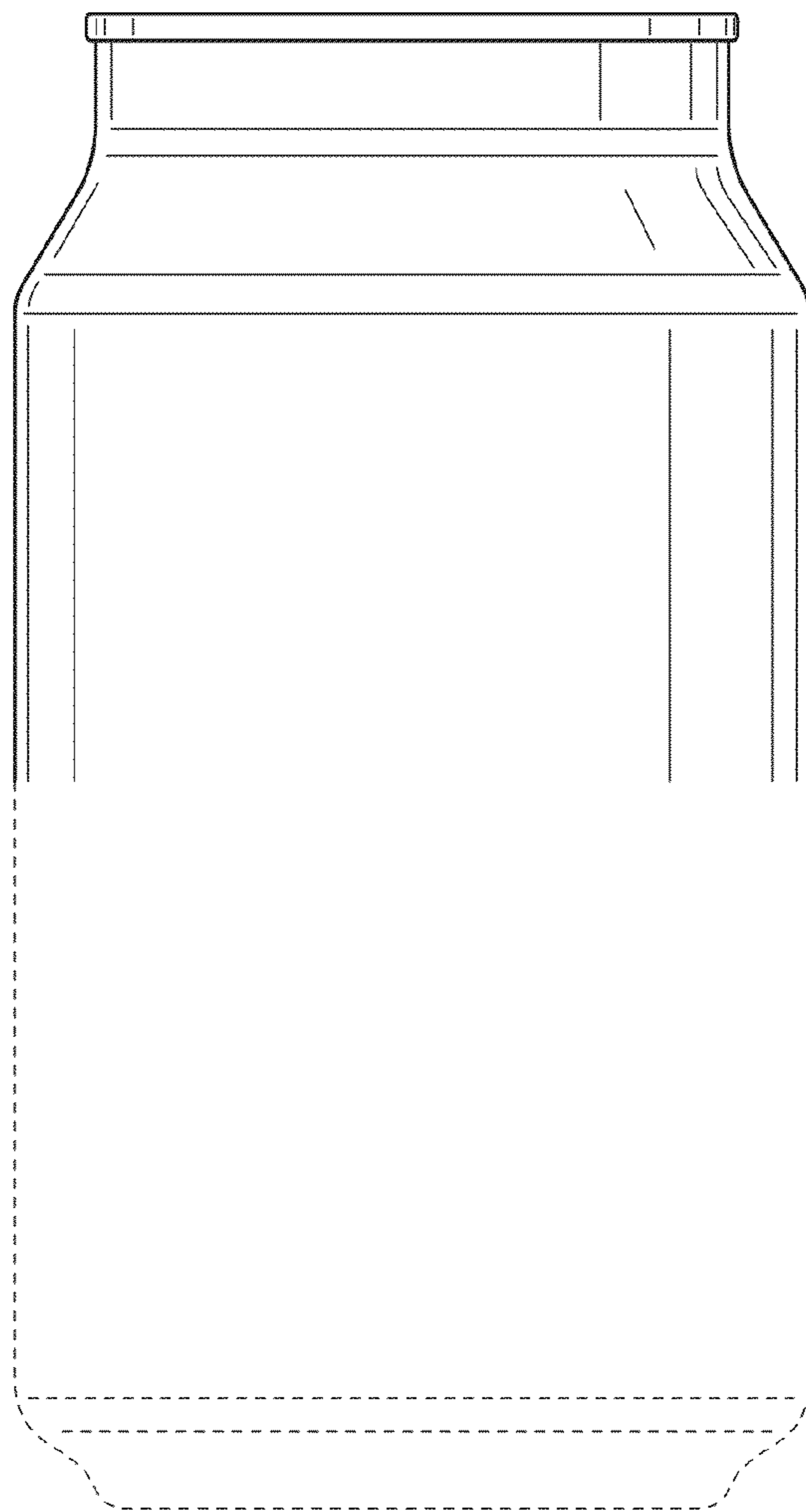


FIG. 3