

US00D700652S

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

(10) **Patent No.:** **US D700,652 S**
(45) **Date of Patent:** **** Mar. 4, 2014**

(54) **WRITING INSTRUMENT**

(75) Inventor: **Fabian Fischer**, Berlin (DE)

(73) Assignee: **Senator GmbH & Co. KGAA**,
Gross-Bieberau (DE)

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

(21) Appl. No.: **29/426,040**

(22) Filed: **Jun. 29, 2012**

(30) **Foreign Application Priority Data**

Dec. 29, 2011 (DE) 40 2011 006 413

(51) **LOC (10) Cl.** **19-06**

(52) **U.S. Cl.**
USPC **D19/51**

(58) **Field of Classification Search**
USPC D14/411; D19/35, 36, 41-51, 53-58;
24/11 F, 11 P, 11 R; 401/52, 99-109,
401/192, 195, 196

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

| | | | |
|--------------|---------|------------------|--------|
| D179,450 S | 12/1956 | Harper et al. | |
| D191,185 S | 8/1961 | Burnham | |
| D247,246 S | 2/1978 | Verona | |
| D256,136 S | 7/1980 | Muller | |
| D312,837 S * | 12/1990 | Oka | D19/51 |
| D325,398 S | 4/1992 | von Edler et al. | |
| D334,407 S * | 3/1993 | Petterson | D19/49 |
| D345,577 S * | 3/1994 | Hohner | D19/48 |
| D444,502 S | 7/2001 | Luntz | |
| D523,081 S * | 6/2006 | Pellissa Beneyto | D19/51 |
| D539,349 S | 3/2007 | Katami | |
| D552,176 S | 10/2007 | Schnug | |
| D564,026 S * | 3/2008 | Bhavnani | D19/51 |

| | | | |
|--------------|---------|--------|--------|
| D573,186 S * | 7/2008 | Rommel | D19/51 |
| D573,642 S * | 7/2008 | Loesel | D19/50 |
| D585,093 S | 1/2009 | Schnug | |
| D589,559 S * | 3/2009 | Slemp | D19/51 |
| D596,228 S * | 7/2009 | Koch | D19/41 |
| D601,627 S | 10/2009 | Liu | |
| D606,587 S | 12/2009 | Zhang | |

(Continued)

FOREIGN PATENT DOCUMENTS

| | | |
|----|---------------|--------|
| DE | 49108997-0010 | 6/1992 |
| DE | 40004588-0001 | 9/2000 |

(Continued)

OTHER PUBLICATIONS

DM/073,211, Feb. 25, 2010, International Designs Bulletin, Figs. 1.1-1.5.

(Continued)

Primary Examiner — Elizabeth Albert
(74) *Attorney, Agent, or Firm* — Hunton & Williams LLP

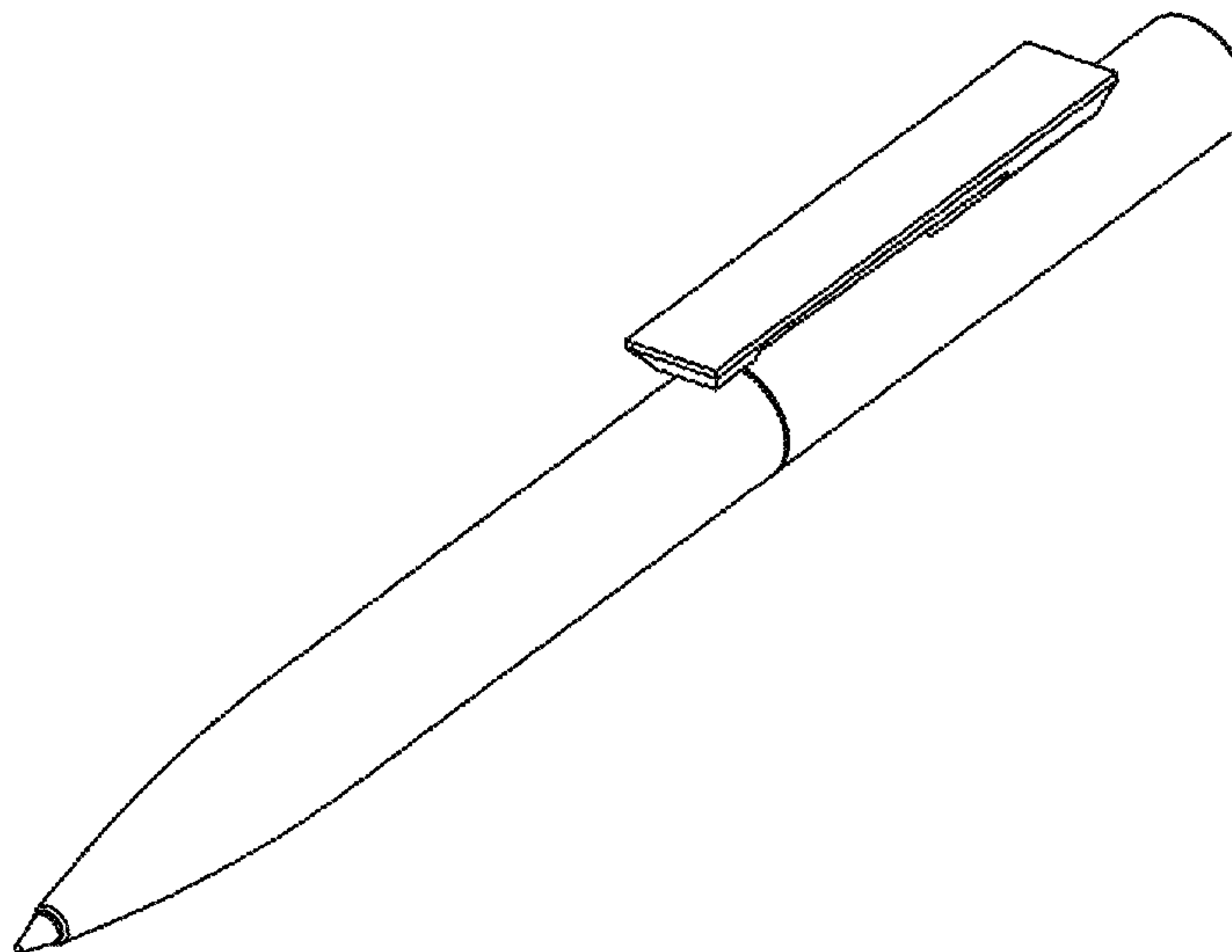
(57) **CLAIM**

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

DESCRIPTION

FIG. 1 shows a perspective view of a writing instrument showing my new design;
FIG. 2 shows a first side elevation view of FIG. 1;
FIG. 3 shows a back elevation view of FIG. 1;
FIG. 4 shows a second side elevation view of FIG. 1;
FIG. 5 shows a front elevation view of FIG. 1;
FIG. 6 shows a top plan view of FIG. 1; and,
FIG. 7 shows a bottom plan view of FIG. 1.

1 Claim, 7 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

| | | | | |
|-----------------|---------|-----------------|-------|--------|
| D626,176 S * | 10/2010 | Rommel | | D19/50 |
| D644,691 S * | 9/2011 | Pagani | | D19/51 |
| D650,012 S * | 12/2011 | Losel | | D19/50 |
| D662,985 S * | 7/2012 | Liu | | D19/51 |
| D663,770 S * | 7/2012 | Koch | | D19/47 |
| 2007/0192999 A1 | 8/2007 | Kageyama et al. | | |

FOREIGN PATENT DOCUMENTS

| | | |
|----|---------------|---------|
| DE | 40100311-0002 | 5/2001 |
| DE | 40100311-0005 | 5/2001 |
| DE | 40100883-0007 | 9/2001 |
| DE | 40200023-0001 | 7/2002 |
| EM | 01167753-0001 | 10/2009 |
| EM | 01818196-0006 | 2/2011 |
| IR | 00010127-0007 | 3/1988 |
| IR | 00050654-0001 | 4/2000 |
| IR | 00054487-0001 | 2/2001 |
| IR | 00060237-0001 | 7/2002 |
| IR | 00071170-0001 | 2/2009 |

OTHER PUBLICATIONS

DM/067,556, Feb. 3, 2006, International Designs Bulletin, Figs. 1.1-1.3.
 DM/046,173, Dec. 18, 1998, International Design Bulletin, Figs. 1.1-2.2.
 DM/045,076, Jul. 20, 1998, International Design Bulletin, Figs. 1.1-1.2 and 2.1-2.2.
 DM/038,017, Oct. 28, 1996, International Design Bulletin, Figs. 1-1-1.2; 2-5.
 DM/032,515, Mar. 24, 1995, International Design Bulletin, Figs. 1.1-1.2.

DM/029,053, Mar. 1994, International Design Bulletin, Figs. 3.1-3.2.
 DM/022,915, May 1992, International Designs Bulletin, Figs. 5.1-5.2; 6.1-6.2.
 DM/015,940, Feb. 21, 1990, International Designs Bulletin, Fig. 1.1.
 DM/011,586, Aug. 25, 1988, International Designs Bulletin, Figs. 1.1-1.2; 2, 3, 4.
 DM/002,240, February 1983, International Designs Bulletin.
 TMW023, Jul. 2007, TTI Industrial Limited.
 001066872-0005, Jul. 1, 2009, J.S. Staedtler, http://oami.europa.eu/bulletin/red/2009/2009_023/001066872_005htm, 2 pages, Figs. 0005.1.
 001226401-0001, Jul. 22, 2010, Schneider Schreibgerate GmbH, http://oami.europa.eu/bulletin.red/2010_166/01226401_0001.htm, 2 pages, Figs. 0001.1-0001.6.
 RCD-Online, Geschmacksmusterrecherche—Angaben zum GGM, <http://oami.europa.eu/RCDOnline/RequestManager?print=1>, Aug. 26, 2013, 4 pages.
 000359344-001, Jun. 15, 2005, Tombow Pencil Co., Ltd., http://oami.eu.int/bulletin/red/2005/2005_074/000359344_0001.htm, 4 pages, Figs. 0001.1-0001.7.
 DM/045,207, International Design Bulletin, Sep. 11, 1998, Figs. 1.1-1.4; 2.1-2.2.
 DM/062460, Jul. 9, 2002, Deposits Published under the 1960 Act, <http://www.wipo.int/cgi-hag/guest/iftetch5?ENG+Ha>; Figs. 1.1-1.4; 2.2-2.4; 3.1-3.2.
 AL9040, Jul. 2007, TTI Industrial Limited.
 TMF 001, Jul. 2007, TTI Industrial Limited.
 Stripe, Strip SI, UMA Product Catalog, Jul. 2007, p. 25.
 Tigra, Jupiter, Jupiter L, UMA Product Catalog, Jul. 2007, p. 95.
 Twin Pen, Twin Touch Pen, Duo Pen, UMA Product Catalog, Jul. 2007, p. 99.
 New Products, Plastic Pen, Hangzhou Tonglu Guanghua Stationary Co., Ltd., <http://www.guanghuapen.com/Product/EN/newproduct.asp>, Jul. 2007.

* cited by examiner

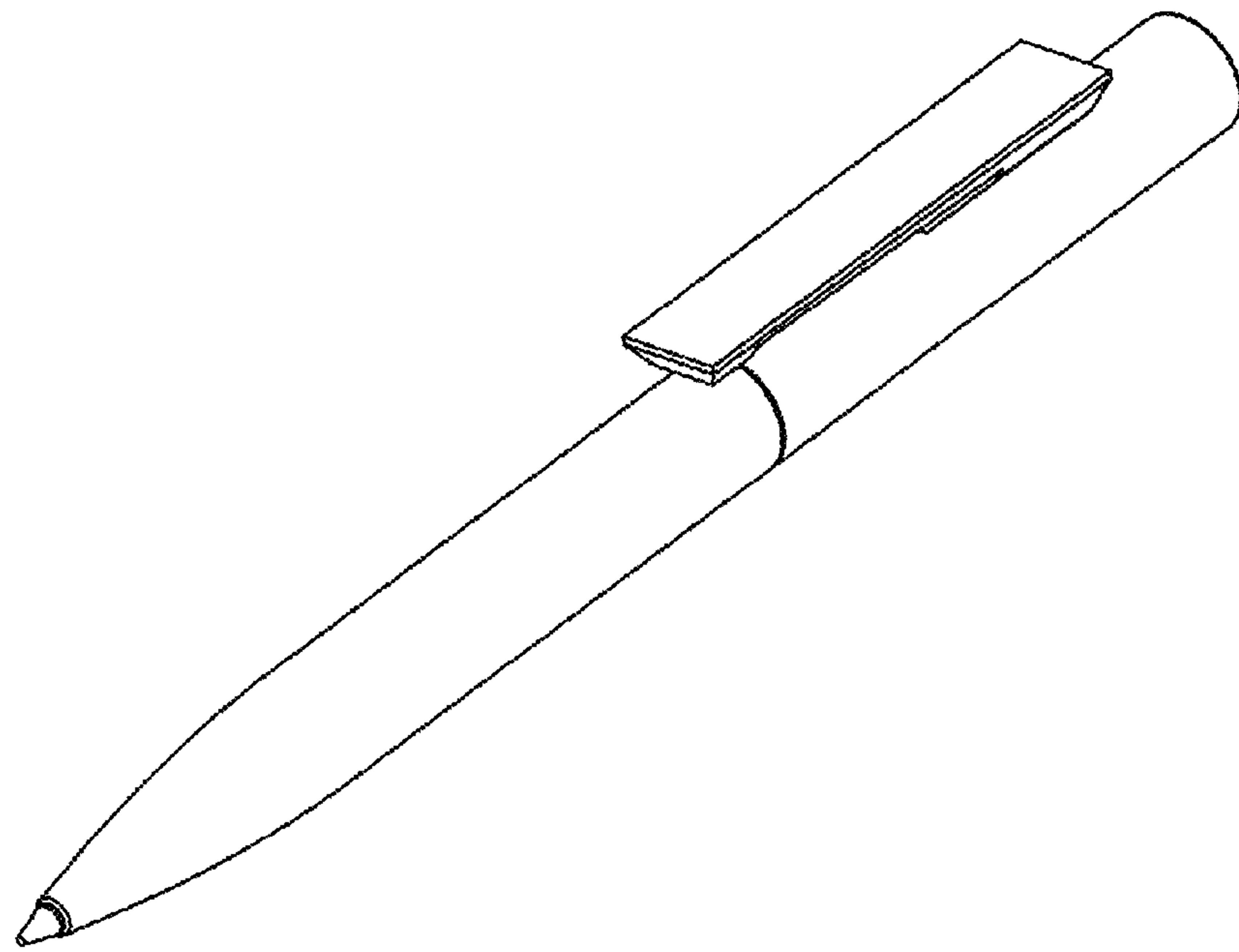


Figure 1



Figure 2

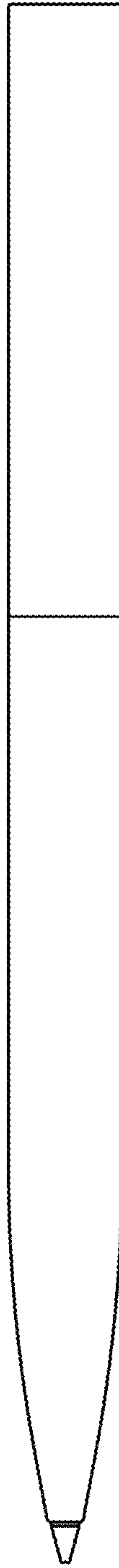


Figure 3

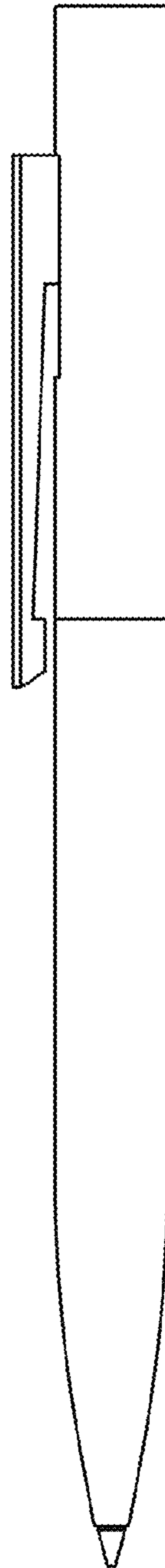


Figure 4

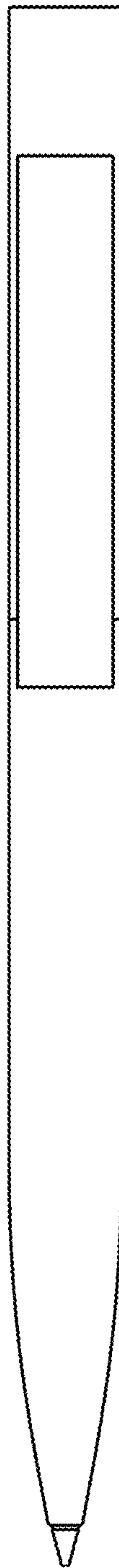


Figure 5

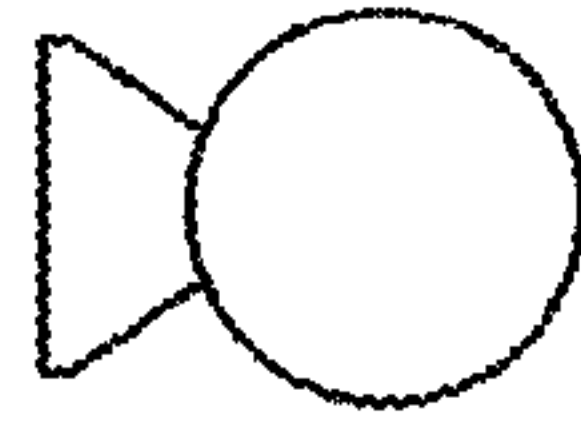


Figure 6

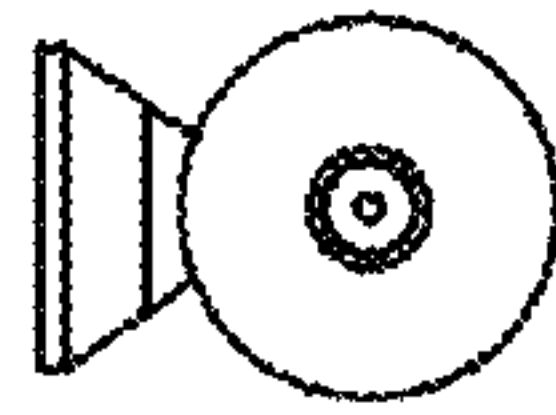


Figure 7