



US00D702283S

(12) **United States Design Patent**
Markovitz et al.

(10) **Patent No.:** **US D702,283 S**
(45) **Date of Patent:** **** Apr. 8, 2014**

- (54) **EYEGLASSES**
- (75) Inventors: **Aaron Markovitz**, New York, NY (US);
Artiss Akarra, Johnston, RI (US)
- (73) Assignee: **Cross Optical Group, Inc.**, Daytona
Beach, FL (US)
- (**) Term: **14 Years**
- (21) Appl. No.: **29/405,567**
- (22) Filed: **Nov. 3, 2011**
- (51) **LOC (10) Cl.** **16-06**
- (52) **U.S. Cl.**
USPC **D16/326**
- (58) **Field of Classification Search**
USPC D16/101, 300-342, 900; D29/109-110;
351/41, 44, 51-52, 62, 158, 92,
351/103-123, 140-153, 45-46; 2/426-432,
2/447-449, 441, 434-437, 13, 15;
D21/483, 659-661; D14/372
See application file for complete search history.

- D192,884 S 5/1962 Petitto
- D193,028 S 6/1962 Petitto
- 3,052,160 A 9/1962 Ratti
- D202,658 S 10/1965 Petitto
- D204,812 S 5/1966 Schindler
- D207,028 S 2/1967 Griss
- D209,861 S 1/1968 Demmel
- D209,862 S 1/1968 McCracken
- D210,697 S 4/1968 Ramp
- D210,698 S 4/1968 Simon
- 3,395,406 A 8/1968 Smith
- D213,595 S 3/1969 Simon
- D216,563 S 2/1970 Ramp
- D218,128 S 7/1970 Bloch
- D218,953 S 10/1970 Malese
- D220,289 S 3/1971 Mitchell
- D220,291 S 3/1971 Block

(Continued)

OTHER PUBLICATIONS

Fathom, GlassMirror Lens. Costa Del Mar. Downloaded Dec. 7, 2006
at <http://www.eyeglasses.com/product/1091472073-1091472073>.

(Continued)

Primary Examiner — Raphael Barkai

(74) *Attorney, Agent, or Firm* — Malloy & Malloy, P.L.

(56) **References Cited**

U.S. PATENT DOCUMENTS

- D84,596 S 2/1931 Rohman
- D135,992 S 7/1943 Pomeranz
- 2,403,223 A 7/1946 Kaesz
- D146,004 S 12/1946 Jacobson
- D146,602 S 4/1947 Jaffe
- D149,312 S 4/1948 Schwartz
- D151,070 S 9/1948 Rohman
- D151,222 S 10/1948 Ditto
- 2,482,195 A 9/1949 Martin
- D155,580 S 10/1949 Coen
- D170,745 S 11/1953 Carmichael
- D173,868 S 1/1955 Belgard
- 2,749,800 A 6/1956 Gagnon
- 2,781,693 A 2/1957 Brumby
- D185,987 S 8/1959 Marfuggi

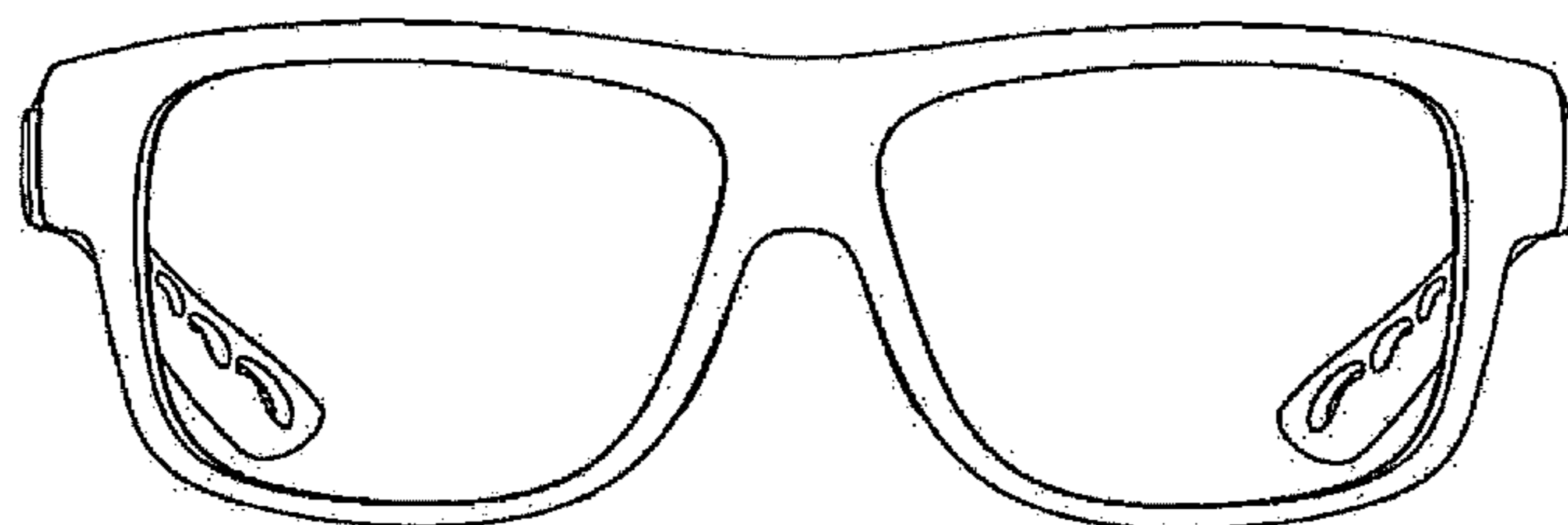
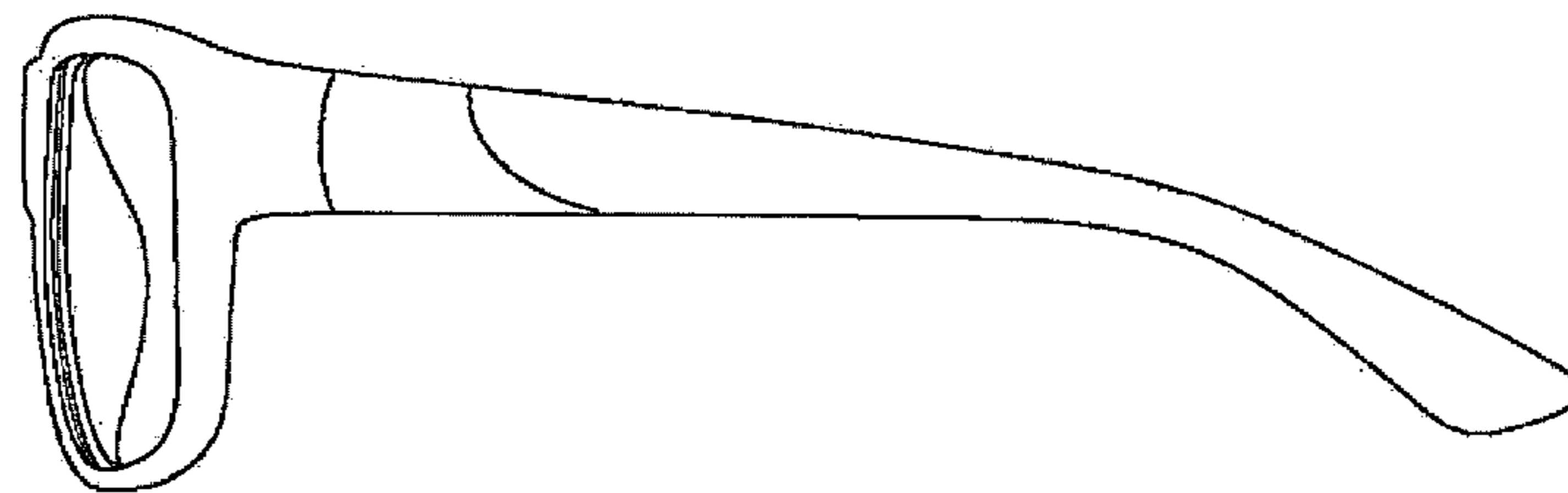
(57) **CLAIM**

The ornamental design for eyeglasses, as shown and described.

DESCRIPTION

FIG. 1 is a top plan view illustrating our design for eyeglasses;
FIG. 2 is a front perspective view thereof;
FIG. 3 is a left side view thereof; the right side being a mirror
image thereof;
FIG. 4 is a front plan view thereof;
FIG. 5 is a bottom view thereof; and,
FIG. 6 is a rear view thereof.

1 Claim, 6 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

| | | | | | |
|--------------|---------|----------------------|--------------|---------|------------------|
| D227,405 S | 6/1973 | Shindler | D437,871 S | 2/2001 | Tortorella |
| D232,380 S | 8/1974 | Johnsen | D441,002 S | 4/2001 | Stark et al. |
| D243,084 S | 1/1977 | Johnsen | 6,233,342 B1 | 5/2001 | Fernandez |
| 4,222,640 A | 9/1980 | Bononi | D445,821 S | 7/2001 | Agnoli |
| D263,058 S | 2/1982 | Johnsen | 6,253,388 B1 | 7/2001 | Lando |
| 4,345,824 A | 8/1982 | Daubignard | 6,264,327 B1 | 7/2001 | Copeland |
| D275,204 S | 8/1984 | Kanoûi | D449,640 S | 10/2001 | Grundy |
| 4,470,674 A | 9/1984 | Piampiano | D449,641 S | 10/2001 | Arnette |
| D276,349 S | 11/1984 | Zeni | D450,744 S | 11/2001 | Rhoades et al. |
| D282,668 S | 2/1986 | Haas | D451,120 S | 11/2001 | Venezia |
| D285,020 S | 8/1986 | Schmidthaler | D452,522 S | 12/2001 | Chiou |
| D290,465 S | 6/1987 | Levoy | D453,024 S | 1/2002 | Bonnemere |
| D300,226 S | 3/1989 | Ramp | 6,334,680 B1 | 1/2002 | Larson |
| D302,559 S | 8/1989 | Samuel | D453,783 S | 2/2002 | Ho |
| D314,779 S | 2/1991 | Ramp | D456,038 S | 4/2002 | Arnette |
| D321,523 S | 11/1991 | Cherian | D456,441 S | 4/2002 | Jannard et al. |
| D324,394 S | 3/1992 | Jannard | D464,669 S | 10/2002 | Thixton et al. |
| 5,343,259 A | 8/1994 | Nakanishi | D469,459 S | 1/2003 | Moritz |
| 5,373,331 A | 12/1994 | Vallalla et al. | D470,167 S | 2/2003 | Jannard et al. |
| 5,423,092 A | 6/1995 | Kawaii | D470,883 S | 2/2003 | Teng |
| D369,375 S | 4/1996 | Jannard et al. | D472,915 S | 4/2003 | Rohrbach et al. |
| D369,376 S | 4/1996 | Guo | D474,224 S | 5/2003 | Chen |
| D371,384 S | 7/1996 | Bonnemere | 6,561,647 B1 | 5/2003 | Chen |
| 5,541,674 A | 7/1996 | Jannard et al. | D475,390 S | 6/2003 | Wang-Lee |
| D372,929 S | 8/1996 | Conway | D475,733 S | 6/2003 | Lee |
| D376,810 S | 12/1996 | Ohie | D476,354 S | 6/2003 | Chen |
| 5,608,469 A | 3/1997 | Bollé | D477,348 S | 7/2003 | Lane |
| D380,487 S | 7/1997 | Nevitt | 6,604,824 B2 | 8/2003 | Larson |
| D382,291 S | 8/1997 | Wilson | 6,637,877 B1 | 10/2003 | Hartley et al. |
| D382,892 S | 8/1997 | Murai | D481,750 S | 11/2003 | Stables |
| D383,478 S | 9/1997 | Wilson | D481,751 S | 11/2003 | Stables |
| D385,291 S | 10/1997 | Jannard et al. | D483,393 S | 12/2003 | Chen |
| D385,897 S | 11/1997 | Lin | D487,477 S | 3/2004 | Lane |
| D391,596 S | 3/1998 | Simioni | D488,499 S | 4/2004 | Mage |
| D393,653 S | 4/1998 | Howard, IV | 6,715,873 B2 | 4/2004 | Nahmias |
| D394,871 S | 6/1998 | Simioni | 6,729,725 B1 | 5/2004 | Cheng |
| 5,764,333 A | 6/1998 | Somsel | D493,188 S | 7/2004 | Brueck |
| 5,768,716 A | 6/1998 | Porsche | 6,767,095 B1 | 7/2004 | Altelaar et al. |
| D397,350 S | 8/1998 | Jannard et al. | 6,783,235 B1 | 8/2004 | Lin |
| D397,712 S | 9/1998 | Simioni | D496,064 S | 9/2004 | Magnum |
| D398,022 S | 9/1998 | Jannard et al. | D500,781 S | 1/2005 | Mage |
| D398,330 S | 9/1998 | Lin | D501,218 S | 1/2005 | Teng |
| 5,815,235 A | 9/1998 | Runckel | 6,863,395 B1 | 3/2005 | Teng |
| D399,238 S | 10/1998 | Simioni | D503,949 S | 4/2005 | Teng |
| D399,866 S | 10/1998 | Yee | D508,515 S | 8/2005 | Yee et al. |
| D401,610 S | 11/1998 | Flanagan | D513,518 S | 1/2006 | Stables |
| D404,754 S | 1/1999 | Yee et al. | D515,617 S | 2/2006 | Stables |
| D407,099 S | 3/1999 | Wang | D515,618 S | 2/2006 | Stables |
| D407,427 S | 3/1999 | Matera | D518,502 S | 4/2006 | Teng |
| D408,839 S | 4/1999 | Matera | D519,146 S | 4/2006 | Yasuhara |
| D408,841 S | 4/1999 | Conway | D519,148 S | 4/2006 | Wu |
| D409,224 S | 5/1999 | Matera | 7,036,927 B2 | 5/2006 | Kopfer |
| D410,022 S | 5/1999 | Conway | D525,278 S | 7/2006 | Krefman |
| 5,903,331 A | 5/1999 | Lin | D532,438 S | 11/2006 | Yang |
| D413,137 S | 8/1999 | Lin | D533,892 S | 12/2006 | Moody et al. |
| D414,796 S | 10/1999 | Arnette | 7,150,525 B1 | 12/2006 | Yang |
| 5,963,296 A | 10/1999 | Matera | D534,569 S | 1/2007 | Teng |
| D420,035 S | 2/2000 | Hartman | D534,573 S | 1/2007 | Mage |
| D422,005 S | 3/2000 | Martinant de Preneuf | D534,942 S | 1/2007 | Lynch |
| D423,034 S | 4/2000 | Arnette | D535,316 S | 1/2007 | Teng |
| D423,550 S | 4/2000 | Matera | D535,317 S | 1/2007 | Wolfe |
| D423,551 S | 4/2000 | Lamy | D535,682 S | 1/2007 | Paulson |
| D424,094 S | 5/2000 | Conway | D536,028 S | 1/2007 | Paulson |
| D424,598 S | 5/2000 | Simioni | D537,861 S | 3/2007 | Teng |
| D425,102 S | 5/2000 | Matera | D537,863 S | 3/2007 | Markovitz et al. |
| D425,103 S | 5/2000 | Yee et al. | D538,326 S | 3/2007 | Guo |
| 6,056,399 A | 5/2000 | Jannard et al. | D539,330 S | 3/2007 | Hester |
| D426,567 S | 6/2000 | Gugler | D539,829 S | 4/2007 | Chuang |
| D427,227 S | 6/2000 | Conway | D539,834 S | 4/2007 | Hester |
| D427,622 S | 7/2000 | Conway | D540,370 S | 4/2007 | Sheldon |
| D428,907 S | 8/2000 | Matera | D540,846 S | 4/2007 | Sheldon |
| D429,754 S | 8/2000 | Markovitz | D541,839 S | 5/2007 | Sheldon |
| D434,064 S | 11/2000 | Lane | D542,330 S | 5/2007 | Elmore |
| D434,789 S | 12/2000 | Lane | D543,572 S | 5/2007 | Yee et al. |
| 6,168,271 B1 | 1/2001 | Houston et al. | D544,018 S | 6/2007 | Huang |
| | | | D544,521 S | 6/2007 | Lee |
| | | | D545,348 S | 6/2007 | Chen |
| | | | D545,871 S | 7/2007 | Yee |
| | | | D545,872 S | 7/2007 | Yee et al. |

(56)

References Cited

U.S. PATENT DOCUMENTS

| | | | | | |
|--------------|----------|---------------------------|--------------|-----------|------------------------|
| D545,873 S | 7/2007 | Sheldon | D585,928 S | 2/2009 | Markovitz |
| D546,867 S | 7/2007 | Teng | D586,379 S | 2/2009 | Thixton et al. |
| D547,355 S | 7/2007 | Fuchs | D586,380 S | 2/2009 | Yee |
| D547,794 S | 7/2007 | Jannard et al. | D587,740 S | 3/2009 | Friedman |
| D548,268 S | 8/2007 | Yee | D588,183 S | 3/2009 | Friedman |
| D548,269 S | 8/2007 | Baden et al. | D588,626 S | 3/2009 | Markovitz |
| D548,769 S | 8/2007 | Chen | D589,079 S | 3/2009 | Markovitz et al. |
| D549,268 S | 8/2007 | Daems et al. | D590,433 S | 4/2009 | Lane et al. |
| D549,746 S | 8/2007 | Popov | D590,869 S | 4/2009 | Yang |
| D549,764 S | 8/2007 | Teng | D591,789 S | 5/2009 | Li |
| D550,272 S | 9/2007 | Markovitz et al. | D594,052 S | 6/2009 | Yang |
| D550,753 S | 9/2007 | Li | D595,333 S | 6/2009 | Markovitz et al. |
| D550,755 S | 9/2007 | Fuchs | D597,124 S | 7/2009 | Markovitz |
| D550,757 S | 9/2007 | Li | D599,837 S | 9/2009 | Markovitz et al. |
| D552,155 S | 10/2007 | Markovitz | D599,838 S | 9/2009 | Rohrbach |
| D552,665 S | 10/2007 | Mage | D599,840 S | 9/2009 | Daems et al. |
| D553,177 S | 10/2007 | Chen | D600,271 S | 9/2009 | Markovitz et al. |
| D553,663 S | 10/2007 | Moody | D601,181 S | 9/2009 | Fuchs |
| D554,687 S | 11/2007 | Arnette | D601,613 S | 10/2009 | Yee |
| D554,689 S | 11/2007 | Jannard et al. | D601,615 S | 10/2009 | Mage |
| D555,705 S | 11/2007 | Chuang | D602,975 S | 10/2009 | Fuchs |
| D556,243 S | 11/2007 | Elmore | D602,977 S | 10/2009 | Falvo |
| D556,245 S | 11/2007 | Lane | D603,446 S | 11/2009 | Moody |
| D556,246 S | 11/2007 | Yee et al. | D603,447 S | 11/2009 | Markovitz et al. |
| D556,248 S | 11/2007 | Elmore | D603,448 S | 11/2009 | Markovitz |
| D556,813 S | 12/2007 | Brück | D605,686 S | 12/2009 | Yasuhara |
| D557,324 S | 12/2007 | Moody | D606,112 S | 12/2009 | Markovitz et al. |
| D557,325 S | 12/2007 | Janard et al. | D606,575 S | 12/2009 | Markovitz et al. |
| D557,730 S | 12/2007 | Mage | D606,578 S | 12/2009 | Markovitz et al. |
| D557,731 S | 12/2007 | Mage | D606,580 S | 12/2009 | Markovitz et al. |
| D558,816 S | 1/2008 | Yee | D607,039 S | 12/2009 | Yee |
| D559,301 S | 1/2008 | Elmore | D607,040 S | * 12/2009 | Rohrbach D16/326 |
| D559,888 S | 1/2008 | Yang | D607,918 S | 1/2010 | Khubani |
| D561,809 S | 2/2008 | Yee | 7,648,233 B2 | 1/2010 | Blanshay et al. |
| D561,810 S | 2/2008 | Fox et al. | D610,604 S | 2/2010 | Thixton |
| D561,812 S | 2/2008 | Fox et al. | D613,788 S | 4/2010 | Friedman |
| D561,813 S | 2/2008 | Baden et al. | D614,359 S | 4/2010 | Gleason et al. |
| D561,814 S | 2/2008 | Thixton et al. | D615,579 S | 5/2010 | Markovitz |
| D563,455 S | 3/2008 | Markovitz et al. | D616,013 S | 5/2010 | Reed |
| D564,569 S | 3/2008 | Mage | D616,014 S | 5/2010 | Yang |
| D564,570 S | 3/2008 | Mage | D616,015 S | 5/2010 | Markovitz et al. |
| D564,571 S | 3/2008 | Jannard et al. | D616,016 S | 5/2010 | Markovitz et al. |
| D565,085 S | 3/2008 | Mage | D616,919 S | 6/2010 | Thixton |
| D565,087 S | 3/2008 | Yee et al. | D617,365 S | 6/2010 | Akara et al. |
| D565,090 S | 3/2008 | Yee | D617,366 S | 6/2010 | Fulton |
| D568,365 S | 5/2008 | Fuchs | D619,160 S | 7/2010 | Sheldon |
| D568,369 S | 5/2008 | Della Valle | D621,438 S | 8/2010 | Markovitz et al. |
| D568,371 S | 5/2008 | Chen | D622,302 S | 8/2010 | Yee |
| D568,921 S | 5/2008 | Anderl | D623,216 S | 9/2010 | Rohrbach |
| D568,924 S | 5/2008 | Markovitz | D623,217 S | 9/2010 | Markovitz et al. |
| D570,900 S | 6/2008 | Markovitz | D623,684 S | 9/2010 | Yee |
| D572,294 S | 7/2008 | Markovitz | D626,990 S | 11/2010 | Markovitz |
| D572,747 S | * 7/2008 | Baden et al. D16/326 | D628,229 S | 11/2010 | Fuchs |
| D572,748 S | 7/2008 | Markovitz | D629,036 S | 12/2010 | Yee et al. |
| D575,323 S | 8/2008 | Jannard et al. | D629,443 S | 12/2010 | Markovitz et al. |
| D575,813 S | 8/2008 | Li | D629,444 S | 12/2010 | Markovitz et al. |
| D580,475 S | 11/2008 | Markovitz et al. | D629,829 S | 12/2010 | Akara et al. |
| D581,443 S | 11/2008 | Jannard et al. | D629,830 S | 12/2010 | Markovitz et al. |
| D581,444 S | 11/2008 | Jannard et al. | D629,831 S | 12/2010 | Markovitz |
| D581,449 S | 11/2008 | Yee et al. | 7,856,673 B2 | 12/2010 | Reed |
| D581,450 S | 11/2008 | Moritz | D630,674 S | 1/2011 | Markovitz et al. |
| D581,966 S | 12/2008 | Serlenga | D632,721 S | 2/2011 | Chou |
| D582,960 S | 12/2008 | Fuchs | D633,129 S | 2/2011 | Chou |
| D582,966 S | 12/2008 | Serlenga | D634,773 S | 3/2011 | Fuchs |
| D583,403 S | 12/2008 | Lane et al. | D635,179 S | 3/2011 | Della Valle et al. |
| D583,404 S | 12/2008 | Baden et al. | D635,180 S | 3/2011 | Della Valle et al. |
| D583,852 S | 12/2008 | Chen | D636,428 S | 4/2011 | Della Valle et al. |
| D583,853 S | 12/2008 | Markovitz et al. | D637,644 S | 5/2011 | Gonzalez |
| D584,330 S | 1/2009 | Chen | D638,463 S | 5/2011 | Scott |
| D584,332 S | 1/2009 | Moody | D639,845 S | 6/2011 | Fuchs |
| D584,758 S | 1/2009 | Mage | D640,311 S | 6/2011 | Lombardo et al. |
| D584,759 S | 1/2009 | Yang | D640,312 S | 6/2011 | Lombardo et al. |
| D585,474 S | 1/2009 | Tu | D645,074 S | 9/2011 | Markovitz et al. |
| D585,475 S | 1/2009 | Yang | D645,075 S | 9/2011 | Markovitz et al. |
| 7,481,529 B1 | 1/2009 | Chen | D645,076 S | 9/2011 | Markovitz et al. |
| | | | D646,317 S | 10/2011 | Serlenga |
| | | | D647,124 S | 10/2011 | Li |
| | | | D647,125 S | 10/2011 | Fuchs |
| | | | D647,950 S | 11/2011 | Markovitz et al. |

(56)

References Cited

U.S. PATENT DOCUMENTS

D650,826 S 12/2011 Markovitz et al.
 D653,699 S 2/2012 Shin
 D654,529 S 2/2012 Markovitz et al.
 D654,530 S 2/2012 Markovitz et al.
 D654,531 S 2/2012 Markovitz et al.
 D654,946 S 2/2012 Markovitz et al.
 D658,704 S 5/2012 Markovitz et al.
 D664,589 S 7/2012 Gonzalez
 D667,044 S 9/2012 Markovitz et al.
 D669,925 S 10/2012 Faber et al.
 D671,978 S 12/2012 Markovitz et al.
 D671,984 S 12/2012 Fuchs
 D673,205 S 12/2012 Earley
 D673,599 S 1/2013 Earley
 D674,432 S 1/2013 Earley
 D674,434 S 1/2013 Rohrbach
 D675,670 S 2/2013 Fuchs
 D675,671 S 2/2013 Markovitz et al.
 D677,311 S 3/2013 Markovitz et al.
 D677,312 S 3/2013 Markovitz et al.
 D677,313 S 3/2013 Markovitz et al.

D677,314 S 3/2013 Markovitz et al.
 D677,316 S 3/2013 Markovitz et al.
 D681,094 S 4/2013 Markovitz et al.
 D681,095 S 4/2013 Markovitz et al.
 D681,099 S 4/2013 Markovitz et al.
 D681,100 S 4/2013 Markovitz et al.
 D685,409 S 7/2013 Sheldon
 D688,728 S 8/2013 Markovitz et al.
 2006/0238698 A1 10/2006 Sheldon
 2006/0238700 A1 10/2006 Del Vecchio
 2006/0268218 A1 11/2006 Medana
 2007/0261155 A1 11/2007 Tabacchi
 2010/0085533 A1 4/2010 Calilung et al.

OTHER PUBLICATIONS

José, Blue Mirror Lens. Costa Del Mar. Downloaded Apr. 20, 2012 at <http://www.costadelmar.com/shop/sunglasses/jose>.
 Cheeca, Copper Lens. Costa Del Mar. Downloaded Apr. 20, 2012 at <http://www.costadelmar.com/shop/sunglasses/cheeca>.
 Bonita, Gray Lens. Costa Del Mar. Downloaded Apr. 20, 2012 at <http://www.costadelmar.com/shop/sunglasses/bonita>.

* cited by examiner

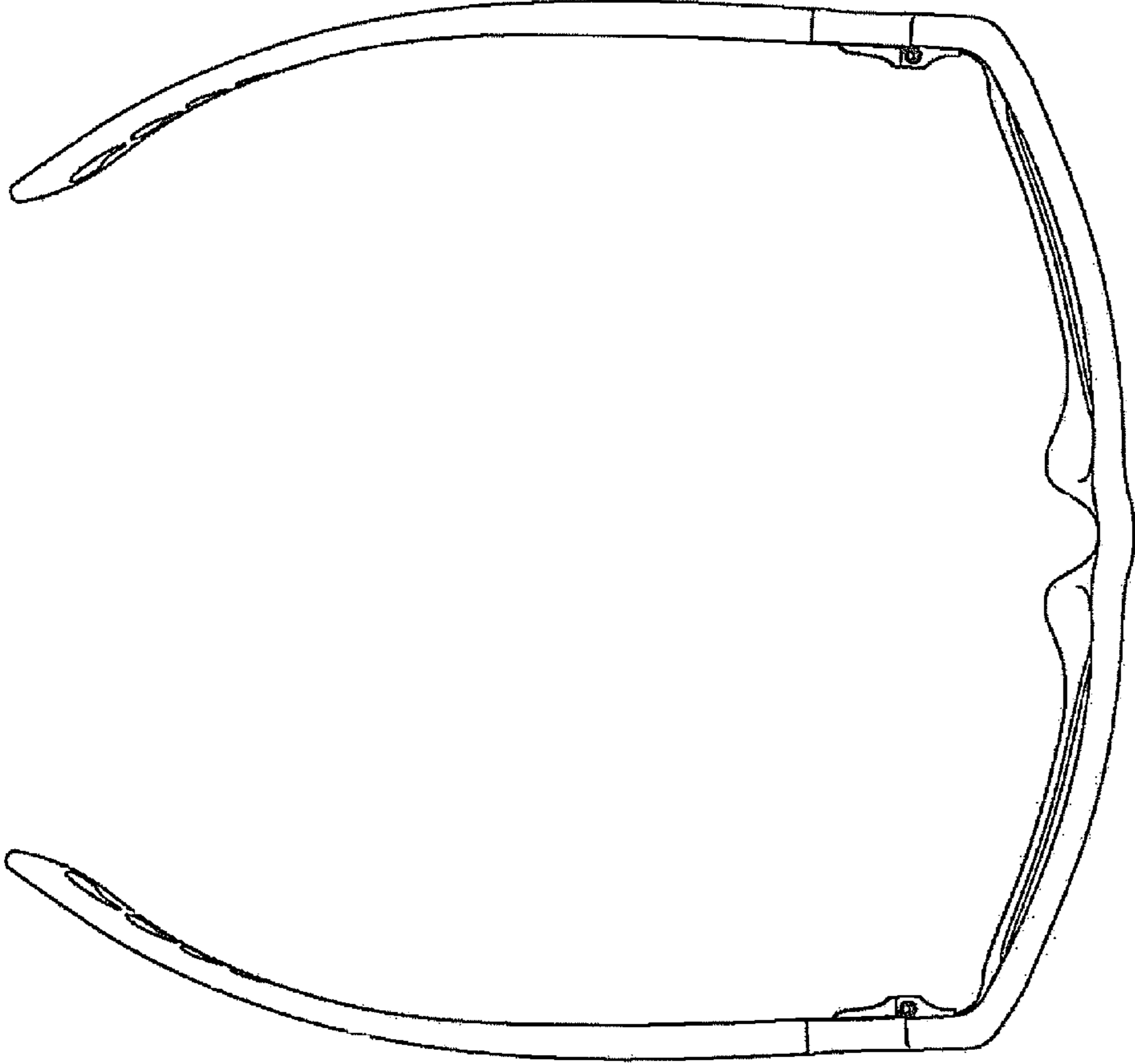


Figure 1

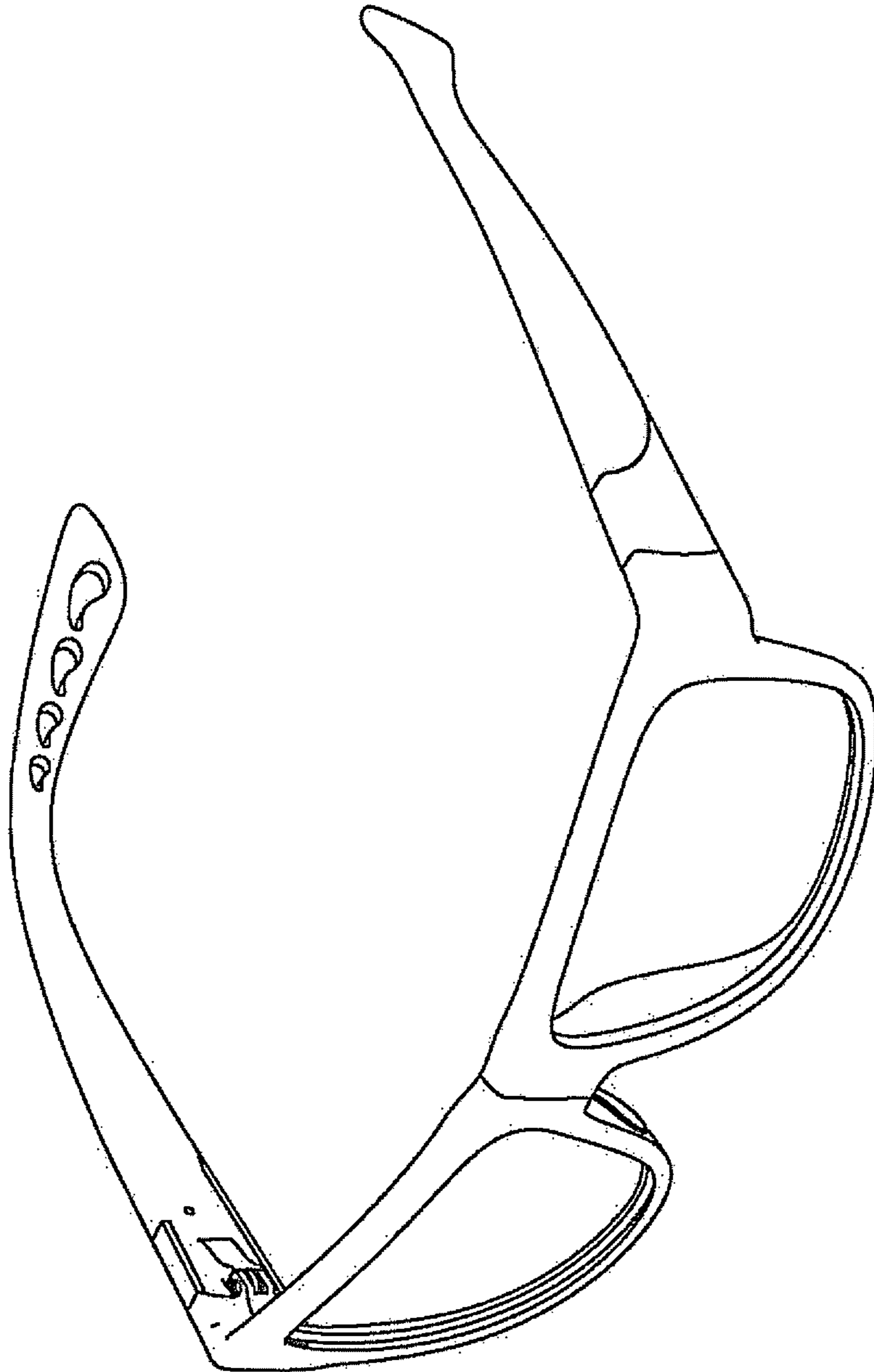


FIGURE 2

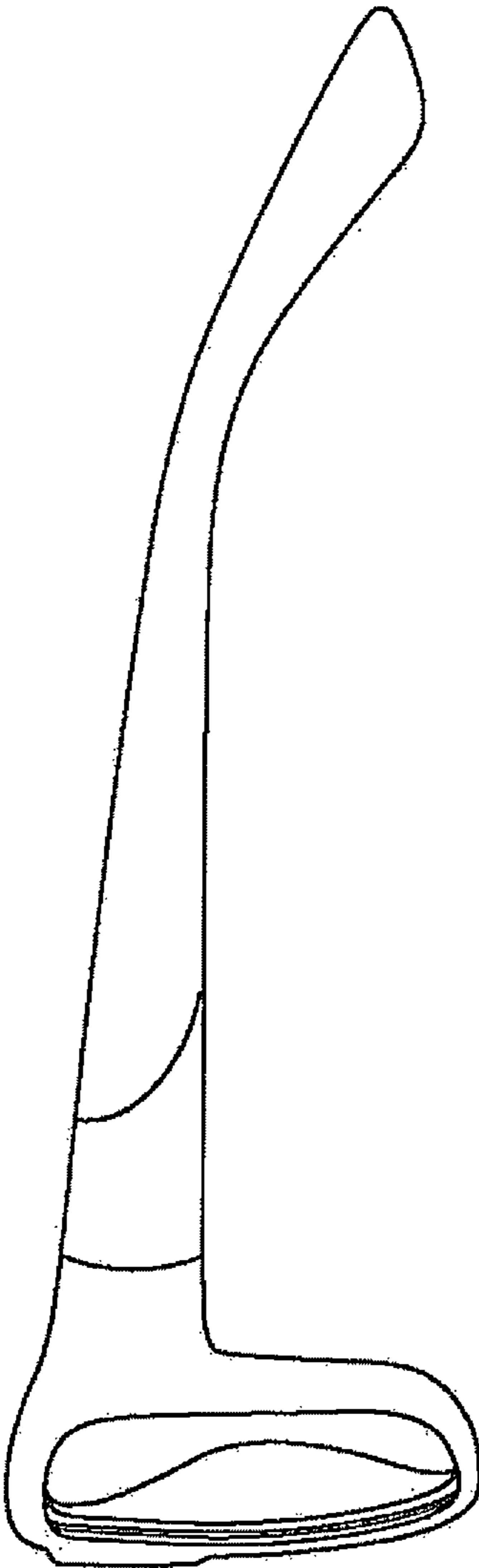


FIGURE 3

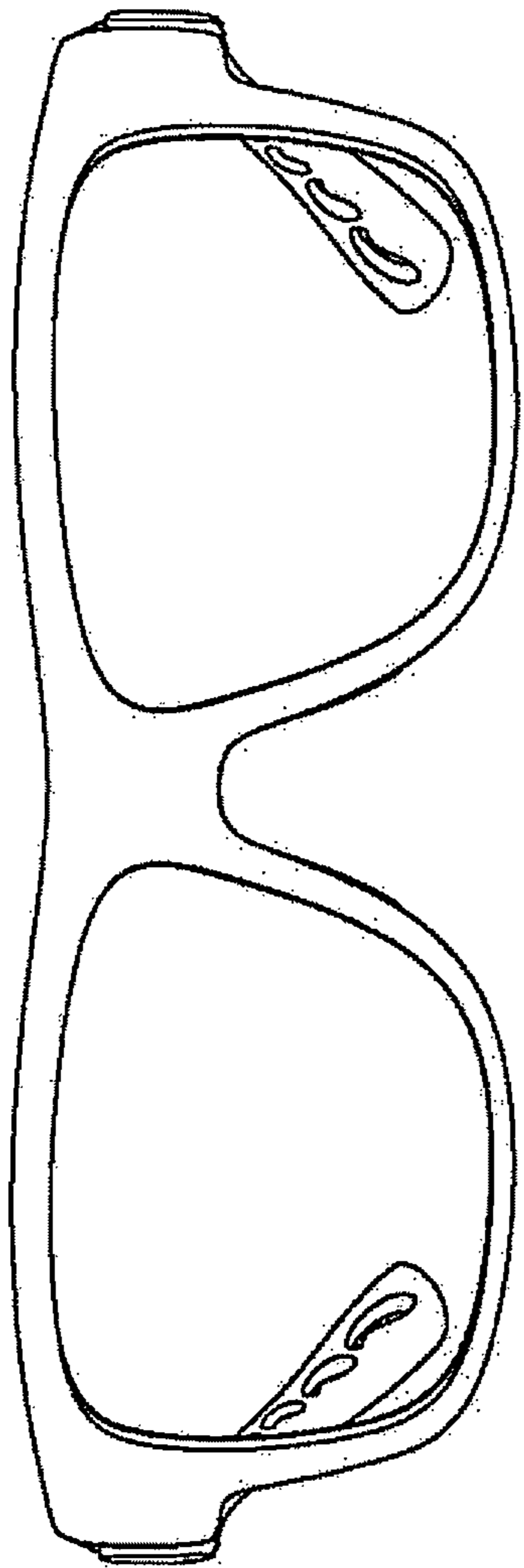
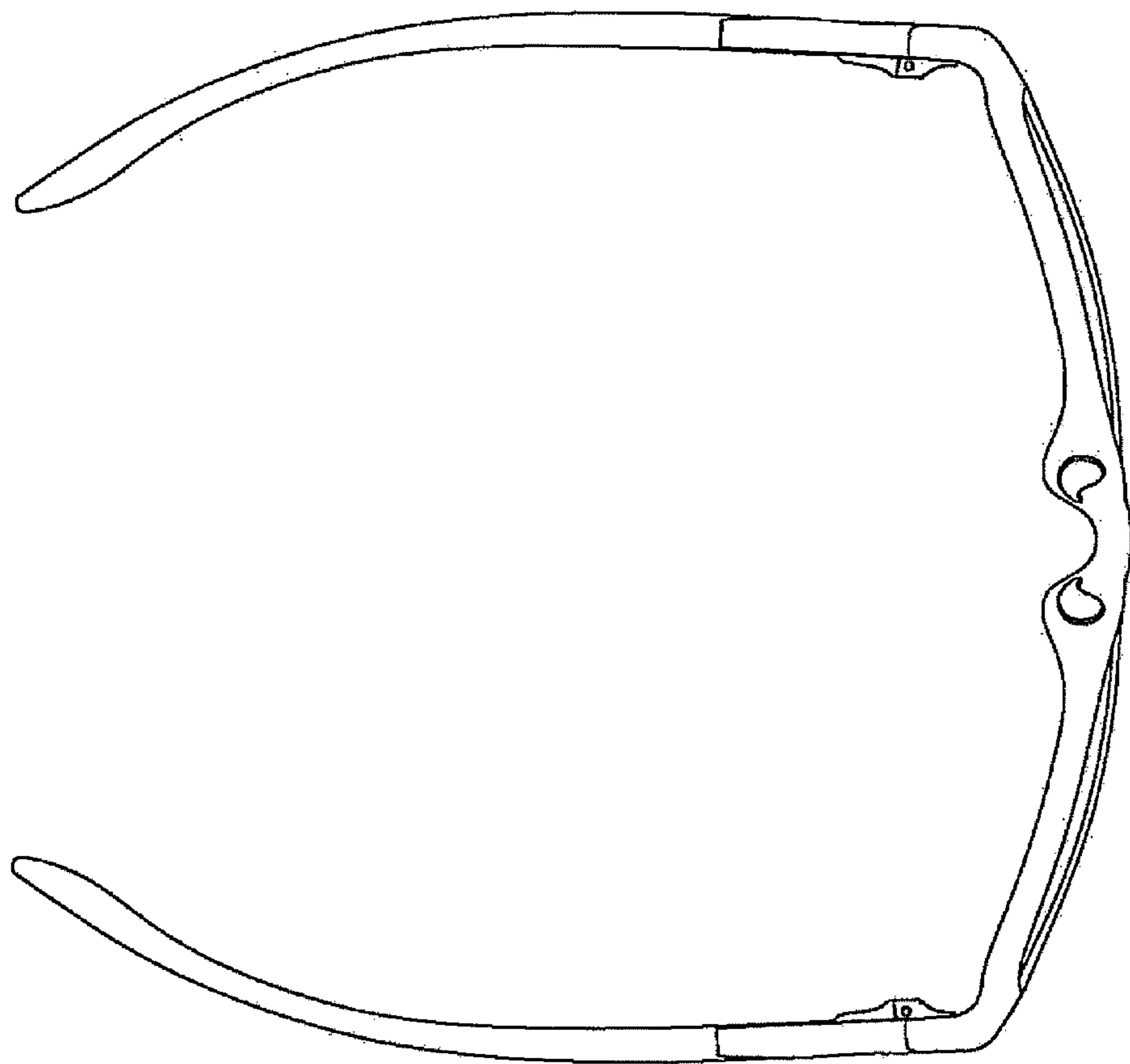


Figure 4



Figures 5

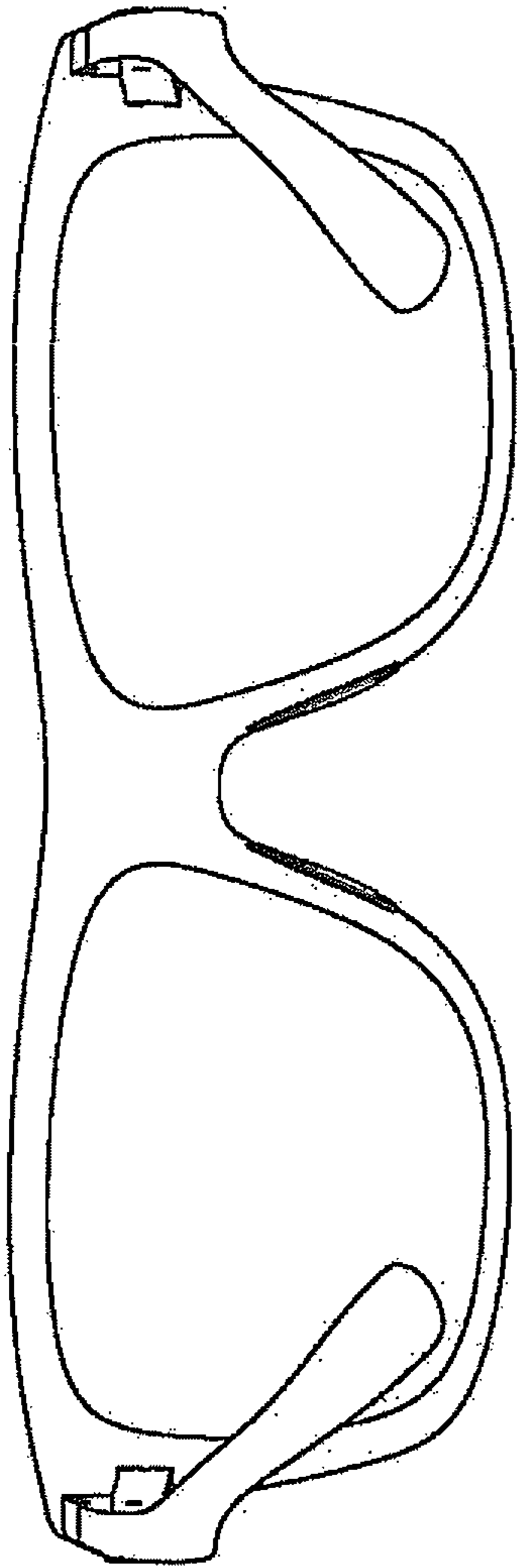


FIGURE 6