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Markovitz et al.

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- (54) **EYEGLASSES**
- (71) Applicants: **Aaron Markovitz**, New York, NY (US);
Artiss Akarra, Johnston, RI (US)
- (72) Inventors: **Aaron Markovitz**, New York, NY (US);
Artiss Akarra, Johnston, RI (US)
- (73) Assignee: **Cross Optical Group, Inc.**, Daytona
Beach, FL (US)
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351/103-123, 140-153, 45-46; 2/426-432,
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See application file for complete search history.

- 2,781,693 A 2/1957 Brumby
- D185,987 S 8/1959 Marfuggi
- D187,752 S 4/1960 Lindblom
- 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 Grise
- 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

(Continued)

OTHER PUBLICATIONS

Fathom, GlassMirror Lens. Costa Del Mar. Downloaded Dec. 7, 2006
at <http://www.eyeglasses.com/product/1091472073-1071472073>.

(Continued)

Primary Examiner — Raphael Barkai
(74) *Attorney, Agent, or Firm* — Malloy & Malloy, P.L.

(56) **References Cited**
U.S. PATENT DOCUMENTS

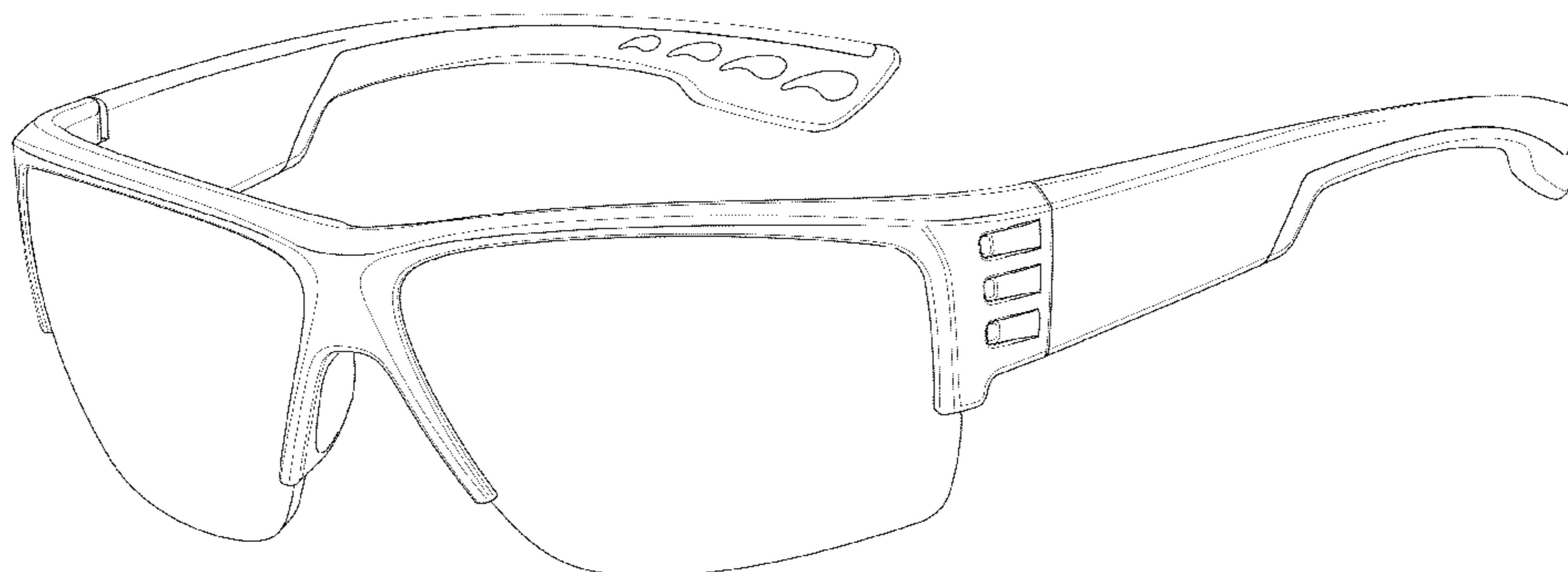
- D84,596 S 2/1931 Rohman
- D135,992 S 7/1943 Pomeranz
- 2,403,223 A 7/1946 Kaesz
- D146,004 S 12/1946 Jacobson
- D146,602 S 4/1947 Jaffe
- D149,312 S 4/1948 Schwartz
- D151,070 S 9/1948 Rohman
- D151,222 S 10/1948 Ditto
- 2,482,195 A 9/1949 Martin
- D155,580 S 10/1949 Coen
- D170,745 S 11/1953 Carmichael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

(57) **CLAIM**
The ornamental design for eyeglasses, as shown and described.

DESCRIPTION

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

1 Claim, 6 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D220,291 S	3/1971	Leominster	D429,754 S	8/2000	Markovitz
D227,405 S	6/1973	Shindler	D429,755 S	8/2000	Markovitz et al.
D232,380 S	8/1974	Johnsen	D434,064 S	11/2000	Lane
D243,084 S	1/1977	Johnsen	D434,789 S	12/2000	Lane
4,222,640 A	9/1980	Bononi	6,168,271 B1	1/2001	Houston et al.
D263,058 S	2/1982	Johnsen	D437,871 S	2/2001	Tortorella
4,345,824 A	8/1982	Daubignard	D441,002 S	4/2001	Stark et al.
D275,204 S	8/1984	Kanoûi	6,233,342 B1	5/2001	Fernandez
4,470,674 A	9/1984	Piampiano	D445,821 S	7/2001	Agnoli
D276,349 S	11/1984	Zeni	6,253,388 B1	7/2001	Lando
D282,668 S	2/1986	Haas	6,264,327 B1	7/2001	Copeland
D285,020 S	8/1986	Schmidthaler	D447,763 S	9/2001	Lane
4,665,598 A	5/1987	Murai et al.	D449,640 S	10/2001	Grundy
D290,465 S	6/1987	Levoy	D449,641 S	10/2001	Arnette
D300,226 S	3/1989	Ramp	D450,744 S	11/2001	Rhoades et al.
D302,559 S	8/1989	Samuel	D451,120 S	11/2001	Venezia
D314,779 S	2/1991	Ramp	D452,522 S	12/2001	Chiou
D321,523 S	11/1991	Cherian	D453,024 S	1/2002	Bonnemere
D324,394 S	3/1992	Jannard	6,334,680 B1	1/2002	Larson
5,343,259 A	8/1994	Nakanishi	D453,783 S	2/2002	Ho
5,373,331 A	12/1994	Vallalla et al.	D455,168 S	4/2002	Bonnemere
5,423,092 A	6/1995	Kawaii	D456,038 S	4/2002	Arnette
D369,375 S	4/1996	Jannard et al.	D456,441 S	4/2002	Jannard et al.
D369,376 S	4/1996	Guo	D463,815 S	10/2002	Katz et al.
D371,384 S	7/1996	Bonnemere	D464,669 S	10/2002	Thixton et al.
5,541,674 A	7/1996	Jannard et al.	D469,459 S	1/2003	Moritz
D372,929 S	8/1996	Conway	D470,167 S	2/2003	Jannard et al.
D376,810 S	12/1996	Ohie	D470,883 S	2/2003	Teng
D377,037 S	12/1996	Stolt	D472,915 S	4/2003	Rohrbach et al.
5,608,469 A	3/1997	Bollé	D474,224 S	5/2003	Chen
D380,487 S	7/1997	Nevitt	6,561,647 B1	5/2003	Chen
D382,291 S	8/1997	Wilson	D475,390 S	6/2003	Wang-Lee
D382,892 S	8/1997	Murai	D475,733 S	6/2003	Lee
D383,478 S	9/1997	Wilson	D476,354 S	6/2003	Chen
D385,291 S	10/1997	Jannard et al.	D477,348 S	7/2003	Lane
D385,897 S	11/1997	Lin	6,604,824 B2	8/2003	Larson
D391,596 S	3/1998	Simioni	D481,059 S	10/2003	Egbert et al.
D393,653 S	4/1998	Howard, IV	6,637,877 B1	10/2003	Hartley et al.
D394,871 S	6/1998	Simioni	D481,750 S	11/2003	Stables
5,764,333 A	6/1998	Somsel	D481,751 S	11/2003	Stables
5,768,716 A	6/1998	Porsche	D483,393 S	12/2003	Chen
D397,350 S	8/1998	Jannard et al.	D487,477 S	3/2004	Lane
D397,712 S	9/1998	Simioni	D488,499 S	4/2004	Mage
D398,022 S	9/1998	Jannard et al.	6,715,873 B2	4/2004	Nahmias
D398,330 S	9/1998	Lin	6,729,725 B1	5/2004	Cheng
5,815,235 A	9/1998	Runckel	D493,188 S	7/2004	Brueck
D399,238 S	10/1998	Simioni	6,767,095 B1	7/2004	Altelaar et al.
D399,866 S	10/1998	Yee	6,783,235 B1	8/2004	Lin
D401,610 S	11/1998	Flanagan	D496,064 S	9/2004	Mangum
D404,754 S	1/1999	Yee et al.	D500,781 S	1/2005	Mage
D407,099 S	3/1999	Wang	D501,218 S	1/2005	Teng
D407,427 S	3/1999	Matera	6,863,395 B1	3/2005	Teng
D408,839 S	4/1999	Matera	D503,949 S	4/2005	Teng
D408,841 S	4/1999	Conway	D508,514 S	8/2005	Hester
D409,224 S	5/1999	Matera	D508,515 S	8/2005	Yee et al.
D410,022 S	5/1999	Conway	D513,518 S	1/2006	Stables
5,903,331 A	5/1999	Lin	D514,615 S	2/2006	Mangum
D412,008 S	7/1999	Hall et al.	D515,617 S	2/2006	Stables
D413,137 S	8/1999	Lin	D515,618 S	2/2006	Stables
D414,796 S	10/1999	Amette	D518,502 S	4/2006	Teng
5,963,296 A	10/1999	Matera	D519,146 S	4/2006	Yasuhara
D420,035 S	2/2000	Hartman	D519,148 S	4/2006	Wu
D422,005 S	3/2000	Martinant de Preneuf	7,036,927 B2	5/2006	Kopfer
D423,034 S	4/2000	Amette	D525,278 S	7/2006	Krefman
D423,550 S	4/2000	Matera	D532,438 S	11/2006	Yang
D423,551 S	4/2000	Lamy	D533,892 S	12/2006	Moody et al.
D424,094 S	5/2000	Conway	7,150,525 B1	12/2006	Yang
D424,598 S	5/2000	Simioni	D534,569 S	1/2007	Teng
D425,102 S	5/2000	Matera	D534,573 S	1/2007	Mage
D425,103 S	5/2000	Yee et al.	D534,942 S	1/2007	Lynch
6,056,399 A	5/2000	Jannard et al.	D535,316 S	1/2007	Teng
D426,567 S	6/2000	Gugler	D535,317 S	1/2007	Wolfe
D427,227 S	6/2000	Conway	D535,682 S *	1/2007	Paulson D16/315
D427,622 S	7/2000	Conway	D536,028 S	1/2007	Paulson
D428,907 S	8/2000	Matera	D537,861 S	3/2007	Teng
			D537,863 S	3/2007	Markovitz et al.
			D538,326 S	3/2007	Guo
			D539,330 S	3/2007	Hester
			D539,829 S	4/2007	Chuang

(56)

References Cited

U.S. PATENT DOCUMENTS

D539,834 S	4/2007	Hester	
D540,370 S	4/2007	Sheldon	
D540,846 S	4/2007	Sheldon	
D541,839 S	5/2007	Sheldon	
D542,330 S	5/2007	Elmore	
D543,572 S *	5/2007	Yee et al.	D16/315
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.	
D545,873 S	7/2007	Sheldon	
D546,867 S	7/2007	Teng	
D547,355 S	7/2007	Fuchs	
D547,794 S	7/2007	Jannard et al.	
D548,268 S	8/2007	Yee	
D548,269 S	8/2007	Baden et al.	
D548,769 S	8/2007	Chen	
D549,268 S	8/2007	Daems et al.	
D549,746 S	8/2007	Popov	
D549,763 S	8/2007	Daems et al.	
D549,764 S	8/2007	Teng	
D550,272 S	9/2007	Markovitz et al.	
D550,753 S	9/2007	Li	
D550,755 S	9/2007	Fuchs	
D550,757 S	9/2007	Li	
D552,155 S	10/2007	Markovitz	
D552,665 S	10/2007	Mage	
D553,177 S	10/2007	Chen	
D553,663 S	10/2007	Moody	
D554,687 S	11/2007	Arnette	
D554,689 S	11/2007	Jannard et al.	
D555,705 S	11/2007	Chuang	
D556,243 S	11/2007	Elmore	
D556,245 S	11/2007	Lane	
D556,246 S	11/2007	Yee et al.	
D556,248 S	11/2007	Elmore	
D556,813 S	12/2007	Brück	
D557,324 S	12/2007	Moody	
D557,325 S	12/2007	Jannard et al.	
D557,730 S	12/2007	Mage	
D557,731 S	12/2007	Mage	
D558,816 S	1/2008	Yee	
D559,301 S	1/2008	Elmore	
D559,888 S	1/2008	Yang	
D561,809 S	2/2008	Yee	
D561,810 S	2/2008	Fox et al.	
D561,812 S	2/2008	Fox et al.	
D561,813 S	2/2008	Baden et al.	
D561,814 S	2/2008	Thixton et al.	
D563,455 S	3/2008	Markovitz et al.	
D564,569 S	3/2008	Mage	
D564,570 S	3/2008	Mage	
D564,571 S	3/2008	Jannard et al.	
D565,085 S	3/2008	Mage	
D565,087 S	3/2008	Yee et al.	
D565,090 S	3/2008	Yee	
D567,838 S	4/2008	Fuchs	
D568,365 S	5/2008	Fuchs	
D568,369 S	5/2008	Della Valle	
D568,371 S	5/2008	Chen	
D568,921 S	5/2008	Anderl	
D568,924 S	5/2008	Markovitz	
D570,900 S	6/2008	Markovitz	
D572,294 S	7/2008	Markovitz	
D572,747 S	7/2008	Baden et al.	
D572,748 S	7/2008	Markovitz	
D572,749 S	7/2008	Yee	
D575,323 S	8/2008	Jannard et al.	
D575,813 S	8/2008	Li	
D577,759 S	9/2008	Yee	
D580,475 S	11/2008	Markovitz et al.	
D581,443 S	11/2008	Jannard et al.	
D581,444 S	11/2008	Jannard et al.	
D581,449 S	11/2008	Yee et al.	
D581,450 S	11/2008	Moritz	
D581,966 S	12/2008	Serlenga	
D582,960 S	12/2008	Fuchs	
D582,966 S	12/2008	Serlenga	
D583,403 S	12/2008	Lane et al.	
D583,404 S	12/2008	Baden et al.	
D583,852 S	12/2008	Chen	
D583,853 S	12/2008	Markovitz et al.	
D584,330 S *	1/2009	Chen	D16/315
D584,332 S	1/2009	Moody	
D584,335 S	1/2009	Baden et al.	
D584,758 S	1/2009	Mage	
D584,759 S	1/2009	Yang	
D585,474 S	1/2009	Tu	
D585,475 S	1/2009	Yang	
7,481,529 B1	1/2009	Chen	
D585,928 S	2/2009	Markovitz	
D586,379 S	2/2009	Thixton et al.	
D586,380 S	2/2009	Yee	
D587,740 S	3/2009	Friedman	
D588,183 S	3/2009	Friedman	
D588,626 S	3/2009	Markovitz	
D589,079 S	3/2009	Markovitz et al.	
D590,433 S	4/2009	Lane et al.	
D590,869 S	4/2009	Yang	
D591,789 S	5/2009	Li	
D594,052 S	6/2009	Yang	
D595,333 S	6/2009	Markovitz et al.	
D597,124 S	7/2009	Markovitz	
D599,837 S	9/2009	Markovitz et al.	
D599,838 S	9/2009	Rohrbach	
D599,840 S	9/2009	Daems et al.	
D600,271 S	9/2009	Markovitz et al.	
D601,181 S	9/2009	Fuchs	
D601,613 S	10/2009	Yee	
D601,615 S	10/2009	Mage	
D602,975 S	10/2009	Fuchs	
D602,977 S	10/2009	Falvo	
D603,446 S	11/2009	Moody	
D603,447 S	11/2009	Markovitz et al.	
D603,448 S	11/2009	Markovitz	
D605,686 S	12/2009	Yasuhara	
D606,112 S	12/2009	Markovitz et al.	
D606,113 S	12/2009	Daems et al.	
D606,575 S	12/2009	Markovitz et al.	
D606,578 S	12/2009	Markovitz et al.	
D606,580 S	12/2009	Markovitz et al.	
D607,039 S	12/2009	Yee	
D607,040 S	12/2009	Rohrbach	
D607,918 S	1/2010	Khubani	
D630,674 S	1/2010	Markovitz et al.	
7,648,233 B2	1/2010	Blanshay et al.	
D610,604 S	2/2010	Thixton	
D613,788 S	4/2010	Friedman	
D614,359 S	4/2010	Gleason et al.	
D615,579 S	5/2010	Markovitz	
D616,013 S	5/2010	Reed	
D616,014 S	5/2010	Yang	
D616,015 S	5/2010	Markovitz et al.	
D616,016 S	5/2010	Markovitz et al.	
D616,919 S	6/2010	Thixton	
D617,365 S	6/2010	Akara et al.	
D617,366 S	6/2010	Fulton	
D619,160 S	7/2010	Sheldon	
D621,438 S	8/2010	Markovitz et al.	
D621,868 S	8/2010	Gonzalez	
D622,302 S	8/2010	Yee	
D622,757 S	8/2010	Mouclier	
D623,216 S	9/2010	Rohrbach	
D623,217 S	9/2010	Markovitz et al.	
D623,683 S *	9/2010	Rohrbach	D16/315
D623,684 S	9/2010	Yee	
D626,988 S	11/2010	Yang	
D626,990 S	11/2010	Markovitz	
D628,229 S *	11/2010	Fuchs	D16/315
D629,036 S	12/2010	Yee et al.	
D629,443 S	12/2010	Markovitz et al.	
D629,444 S	12/2010	Markovitz et al.	
D629,829 S	12/2010	Akara et al.	

(56)

References Cited

U.S. PATENT DOCUMENTS

D629,830 S 12/2010 Markovitz et al.
 D629,831 S 12/2010 Markovitz
 7,856,673 B2 12/2010 Reed
 D631,084 S 1/2011 Phillips
 D632,721 S 2/2011 Chou
 D633,129 S 2/2011 Chou
 D634,773 S 3/2011 Fuchs
 D635,179 S 3/2011 Della Valle et al.
 D635,180 S 3/2011 Della Valle et al.
 D636,428 S 4/2011 Della Valle et al.
 D637,644 S 5/2011 Gonzalez
 D638,463 S 5/2011 Scott
 D639,845 S 6/2011 Fuchs
 D640,308 S 6/2011 Yang
 D640,311 S 6/2011 Lombardo et al.
 D640,312 S 6/2011 Lombardo et al.
 D645,074 S 9/2011 Markovitz et al.
 D645,075 S 9/2011 Markovitz et al.
 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.
 D648,772 S 11/2011 Shin et al.
 D649,579 S 11/2011 Thixton
 D650,825 S 12/2011 Yee et al.
 D650,826 S 12/2011 Markovitz et al.
 D652,442 S 1/2012 Yee 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.
 D659,182 S 5/2012 Shin et al.
 D661,340 S 6/2012 Kim et al.
 D663,764 S 7/2012 Serlenga
 D664,589 S 7/2012 Gonzalez
 D664,590 S 7/2012 Shin
 D667,044 S 9/2012 Markovitz et al.

D669,925 S 10/2012 Faber et al.
 D671,163 S 11/2012 Markovitz et al.
 D671,591 S 11/2012 Markovitz et al.
 D671,978 S 12/2012 Markovitz et al.
 D671,980 S 12/2012 Sallard
 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
 D675,665 S 2/2013 Faber et al.
 D675,666 S 2/2013 Thixton et al.
 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. D16/315
 D677,313 S 3/2013 Markovitz et al.
 D677,314 S 3/2013 Markovitz et al.
 D677,316 S 3/2013 Markovitz et al.
 D680,577 S 4/2013 Slosar et al.
 D681,094 S * 4/2013 Markovitz et al. D16/315
 D681,095 S 4/2013 Markovitz et al.
 D681,099 S 4/2013 Markovitz et al.
 D681,100 S 4/2013 Markovitz et al.
 D683,389 S 5/2013 Stables
 D685,409 S * 7/2013 Sheldon D16/315
 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

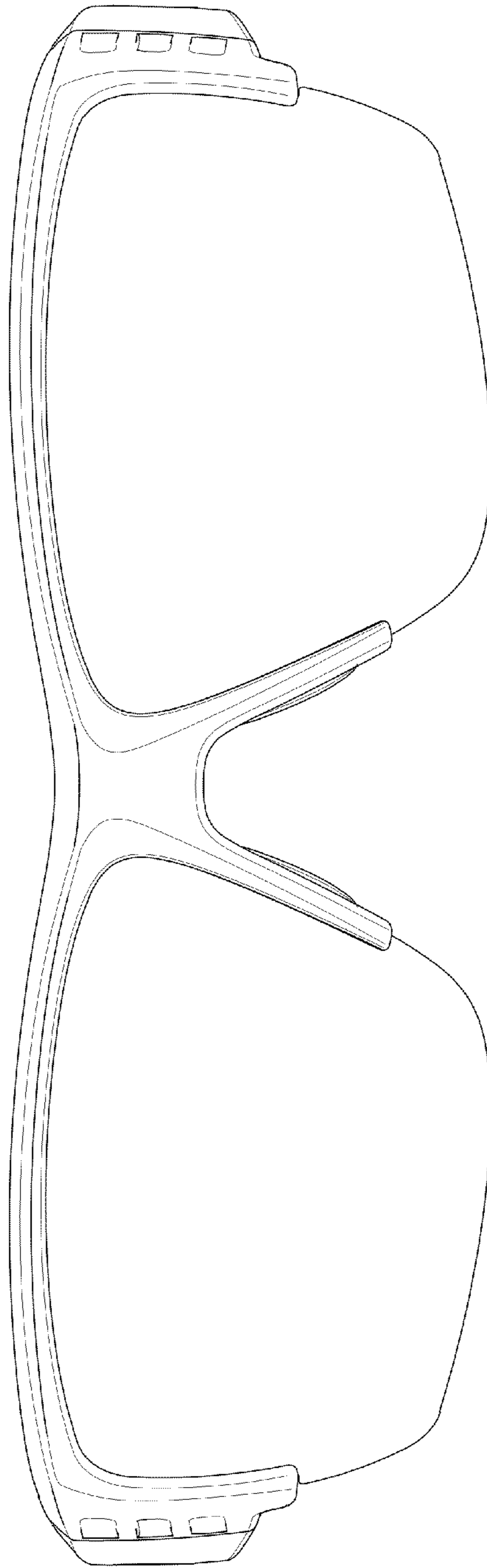


FIGURE 1

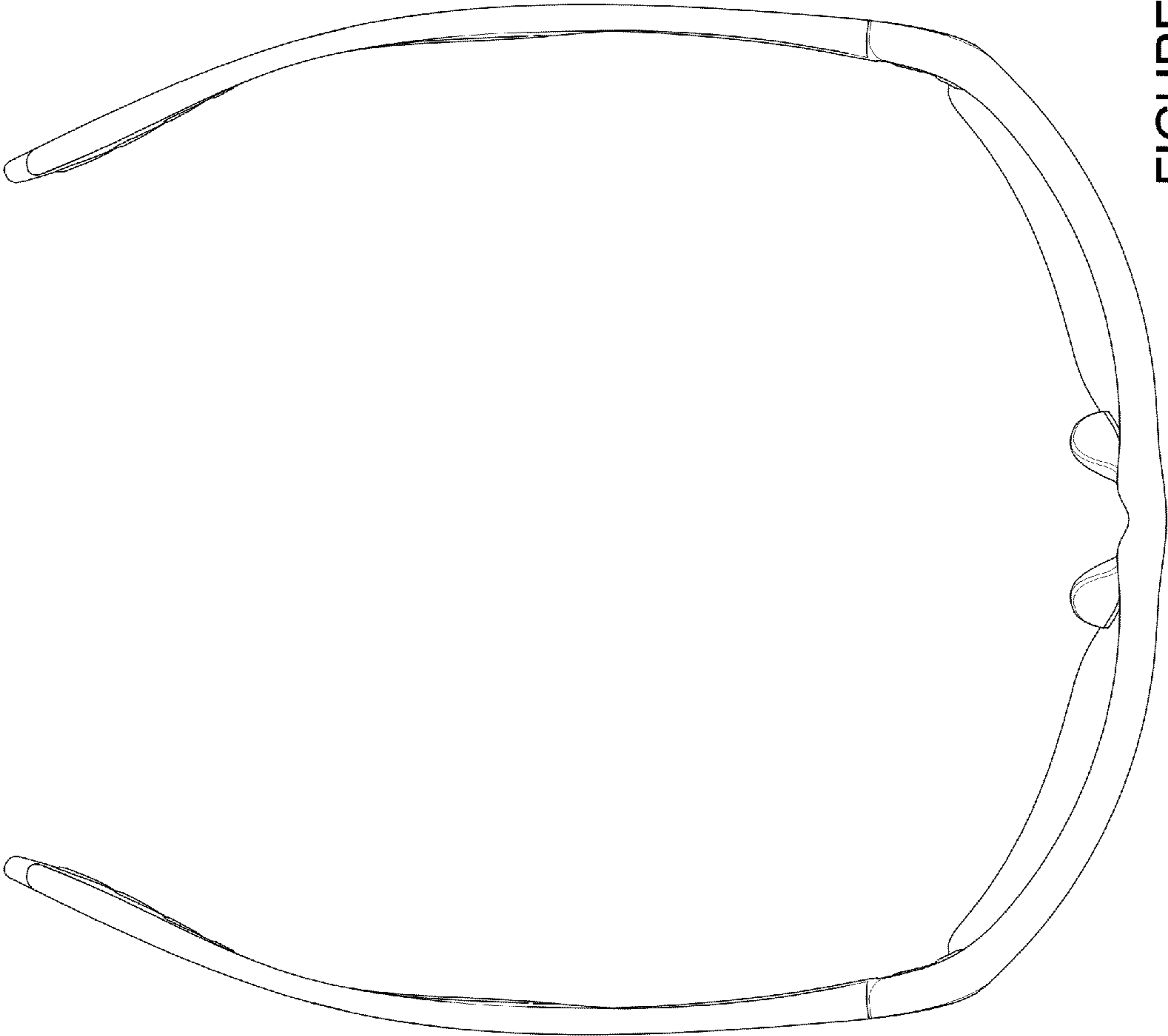


FIGURE 2

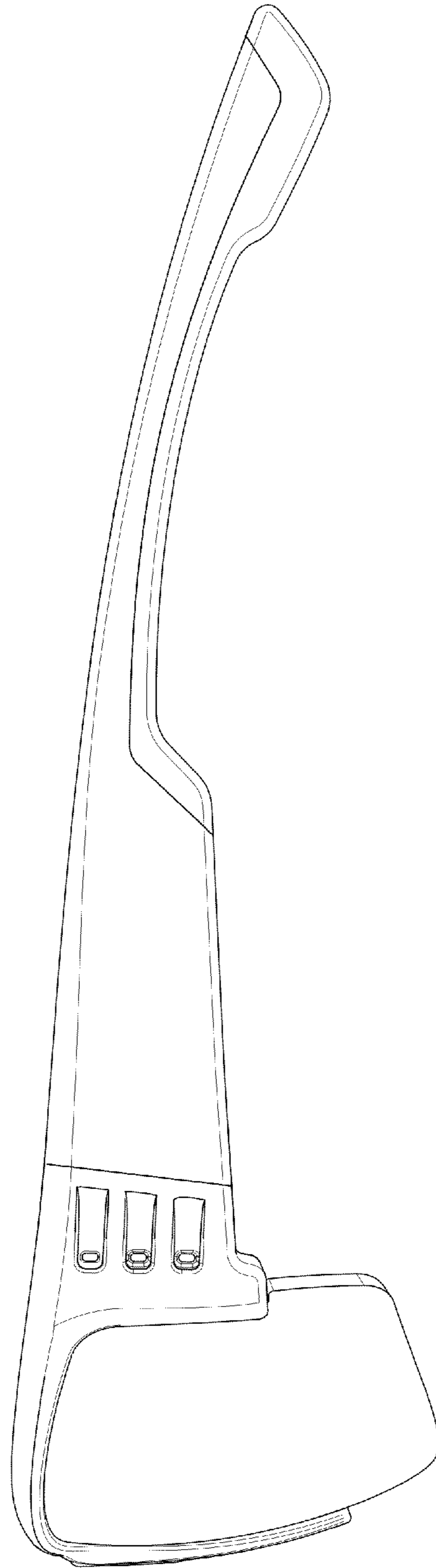


FIGURE 3

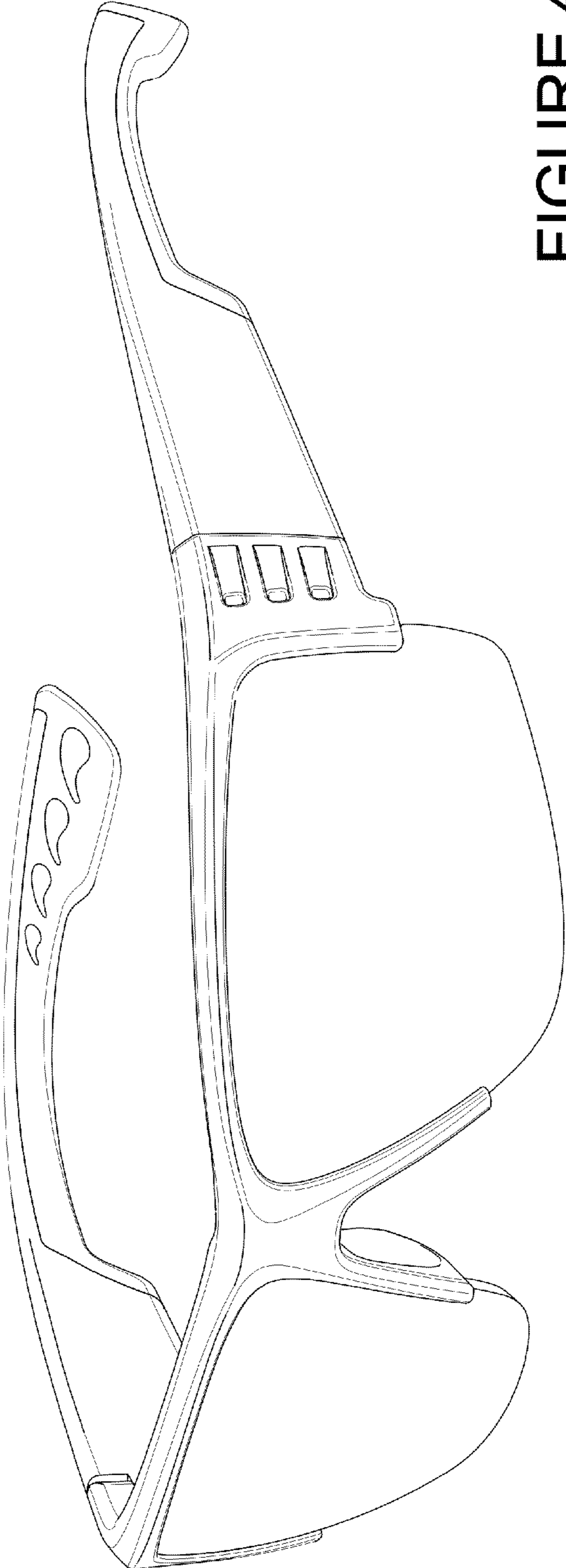


FIGURE 4

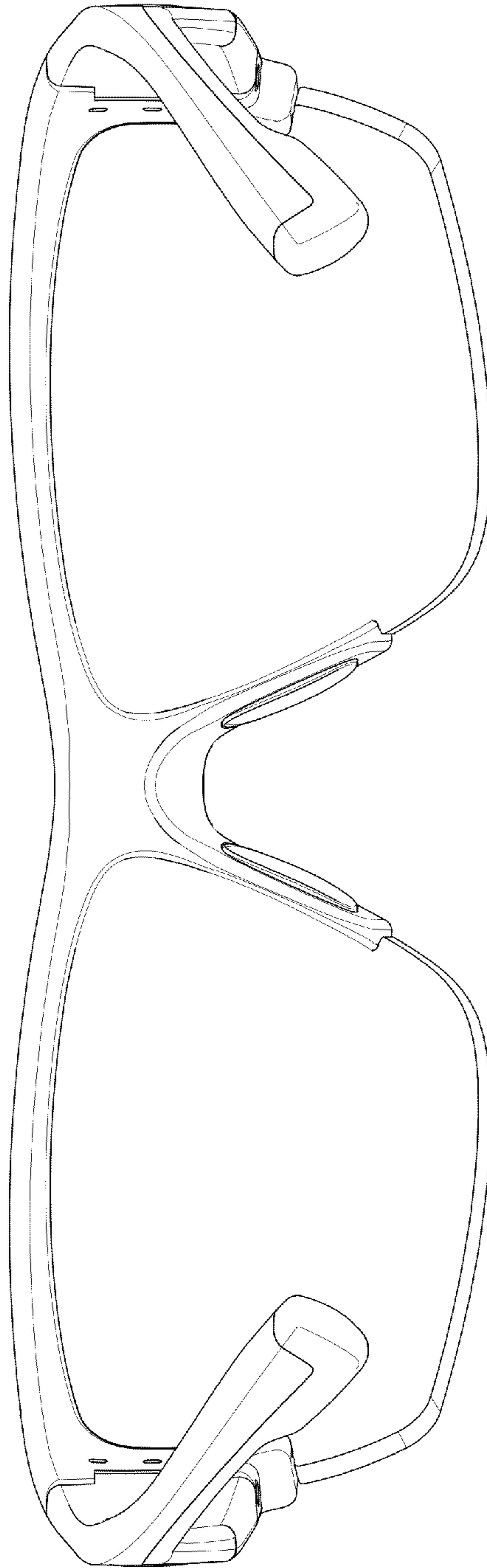


FIGURE 5

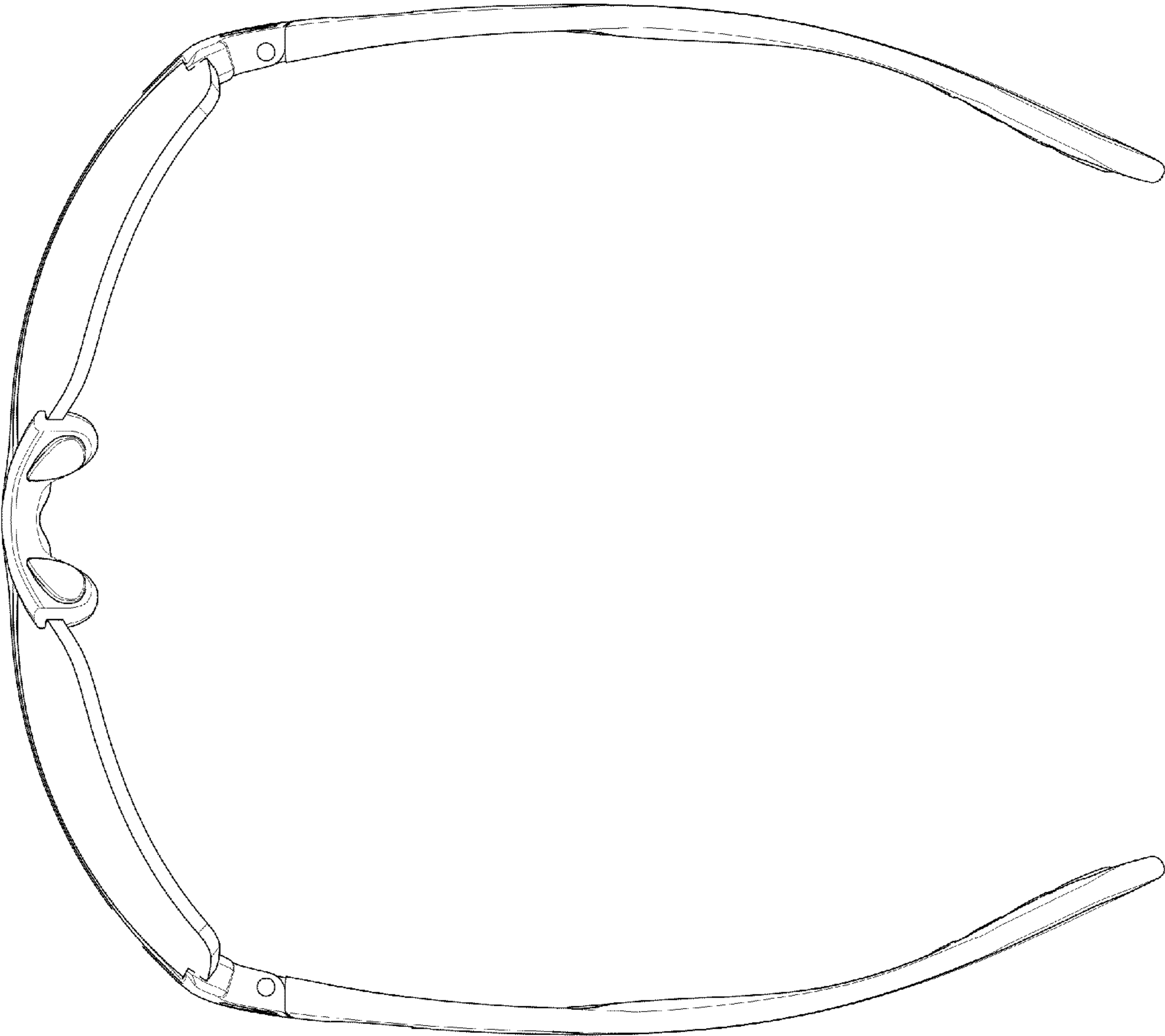


FIGURE 6