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

(10) **Patent No.:** **US D705,066 S**  
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(54) **COSMETIC CONTAINER**

FOREIGN PATENT DOCUMENTS

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JP D1313437 10/2007  
TW D129476 7/2009  
TW D143716 11/2011

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OTHER PUBLICATIONS

(\*) Notice: This patent is subject to a terminal disclaimer.

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

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(51) **LOC (10) Cl.** ..... **09-01**

(57) **CLAIM**

(52) **U.S. Cl.**

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

USPC ..... **D9/503**

(58) **Field of Classification Search**

**DESCRIPTION**

USPC ..... D9/435, 454, 500, 502–505, 516,  
D9/529–530, 537–540, 549, 558, 575, 682,  
D9/686, 688–691; D7/509–511, 523, 608;  
D28/4, 76–77, 85, 88–89; 215/379,  
215/381–382; 220/660, 669–673, 675

See application file for complete search history.

FIG. 1 is a top, front perspective view of my design comprising a cosmetic container, wherein the cap is opaque and the base is translucent;

FIG. 2 is a front elevation view thereof;

FIG. 3 is a back elevation view thereof;

FIG. 4 is a right side elevation view thereof;

FIG. 5 is a left side elevation view thereof;

FIG. 6 is a top plan view thereof; and,

FIG. 7 is a top, front perspective view of a second embodiment of my design comprising a cosmetic container, with the only difference from the first embodiment being that the base is transparent in the second embodiment. Otherwise, the overall shape of the container in the second embodiment is the same as that shown in FIGS. 2-6.

The bottom surface of the cosmetic container is translucent in FIGS. 1-6 and transparent in FIG. 7. All other surface(s) or portion(s) of my design not shown in the figures or otherwise described in the specification form no part of the claimed design.

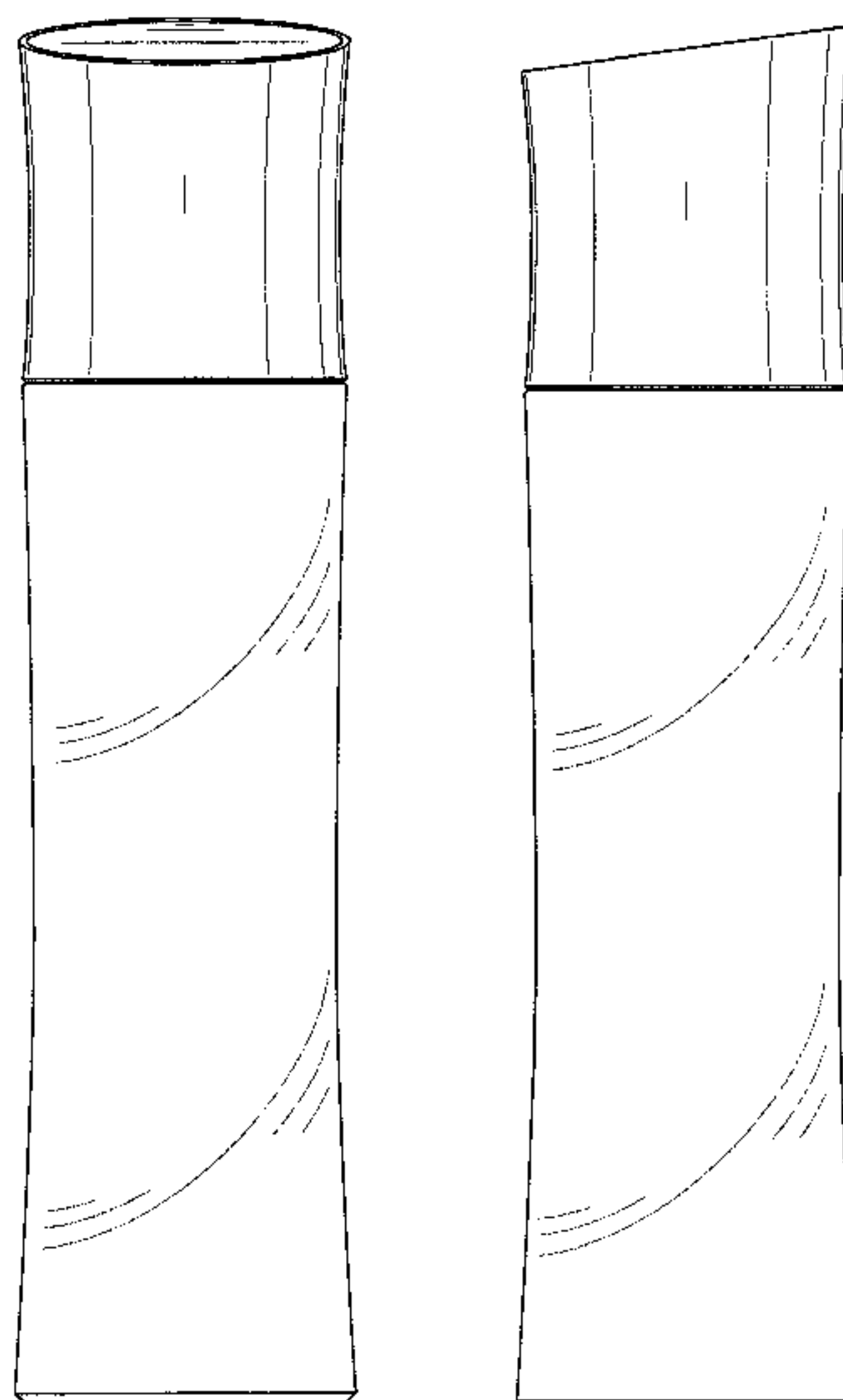
(56) **References Cited**

U.S. PATENT DOCUMENTS

D252,911 S 9/1979 Levy ..... D28/76  
D330,783 S 11/1992 Dinand et al. .... D28/91.1  
D332,050 S 12/1992 Schmidt ..... D9/502  
D334,705 S 4/1993 Pereira et al. .... D9/689  
D375,255 S 11/1996 Uhl et al. .... D9/694  
5,624,057 A 4/1997 Lifshay ..... 222/212  
D382,804 S 8/1997 Boucheron ..... D9/564  
D383,980 S 9/1997 Abfier et al. .... D9/502  
D394,389 S 5/1998 Kudo ..... D9/545  
D399,130 S 10/1998 Monaghan ..... D9/686  
5,829,607 A 11/1998 Ibrahim ..... 215/44

(Continued)

**1 Claim, 7 Drawing Sheets**



(56)

References Cited

U.S. PATENT DOCUMENTS

5,865,350 A 2/1999 Losenno et al. .... 222/402  
D424,942 S 5/2000 Ohchi et al. .... D9/503  
D434,645 S 12/2000 Adachi et al. .... D9/694  
D437,212 S 2/2001 Adachi et al. .... D9/686  
D438,785 S 3/2001 Baron ..... D9/689  
6,450,367 B1 9/2002 Sittler ..... 222/39  
D463,735 S 10/2002 Gobe ..... D9/689  
D463,973 S 10/2002 Gobe ..... D9/689  
D465,410 S 11/2002 Kikuchi ..... D9/691  
D488,064 S 4/2004 Crawford ..... D9/502  
D517,424 S 3/2006 Sanchez ..... D9/682  
D521,383 S 5/2006 Priestman ..... D9/529  
D521,384 S 5/2006 Priestman ..... D9/529  
D521,385 S 5/2006 Priestman ..... D9/529  
D521,386 S 5/2006 Priestman ..... D9/529  
D541,164 S 4/2007 Yamaski et al. .... D9/529  
D542,149 S 5/2007 Boucher ..... D9/686  
D554,505 S 11/2007 Gilbert ..... D9/503  
D557,607 S 12/2007 Misawa ..... D9/503  
D561,594 S \* 2/2008 Condon et al. .... D9/529  
D563,223 S 3/2008 Cornet et al. .... D9/504  
D566,558 S 4/2008 Bakic ..... D9/503  
D568,153 S 5/2008 Harrison et al. .... D9/448  
D570,690 S 6/2008 McGuinness ..... D9/504  
D580,765 S 11/2008 Amann ..... D9/504  
D584,961 S 1/2009 Yakoby ..... D9/690  
D585,298 S 1/2009 Yakoby ..... D9/688

D585,761 S 2/2009 Oates ..... D9/686  
D589,361 S 3/2009 Murata ..... D9/689  
D609,571 S 2/2010 Butler et al. .... D9/504  
D610,459 S 2/2010 Nagata ..... D9/504  
D611,814 S \* 3/2010 Marotti et al. .... D9/454  
D611,815 S 3/2010 Pearson ..... D9/502  
D613,174 S 4/2010 Pecora ..... D9/529  
D614,493 S 4/2010 Creed et al. .... D9/503  
D614,961 S 5/2010 Thomas et al. .... D9/529  
D615,405 S 5/2010 Bakic ..... D9/503  
D616,608 S \* 5/2010 Maddy ..... D28/76  
D621,709 S 8/2010 Minakuchi ..... D9/503  
D626,005 S 10/2010 Duquet ..... D9/686  
D627,603 S \* 11/2010 Eyal ..... D7/510  
D637,910 S 5/2011 Yeung ..... D9/504  
D639,166 S \* 6/2011 Carreno ..... D9/504  
8,083,427 B2 \* 12/2011 Maddy ..... 401/194  
D666,912 S \* 9/2012 Kawai ..... D9/504  
D671,836 S \* 12/2012 DeMarco ..... D9/503  
D676,324 S \* 2/2013 DeMarco ..... D9/503  
D683,184 S \* 5/2013 Lin ..... D7/510  
D685,638 S \* 7/2013 DeMarco ..... D9/504  
2003/0017236 A1 1/2003 Makita ..... 426/115

OTHER PUBLICATIONS

Office Communication issued in Canadian Patent Application No. 143349, dated Mar. 28, 2012.

\* cited by examiner

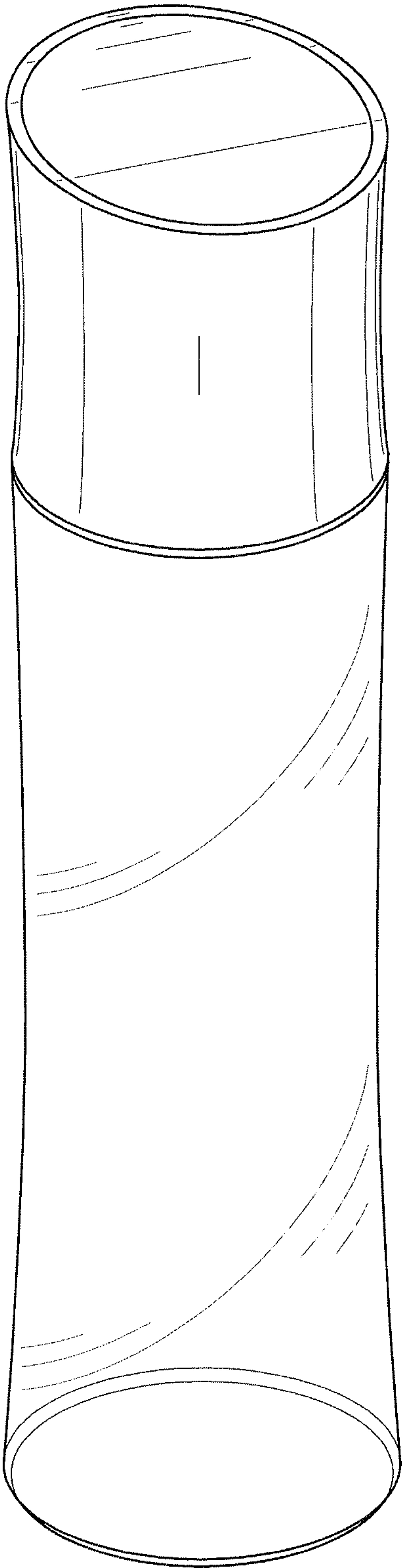


FIG. 1

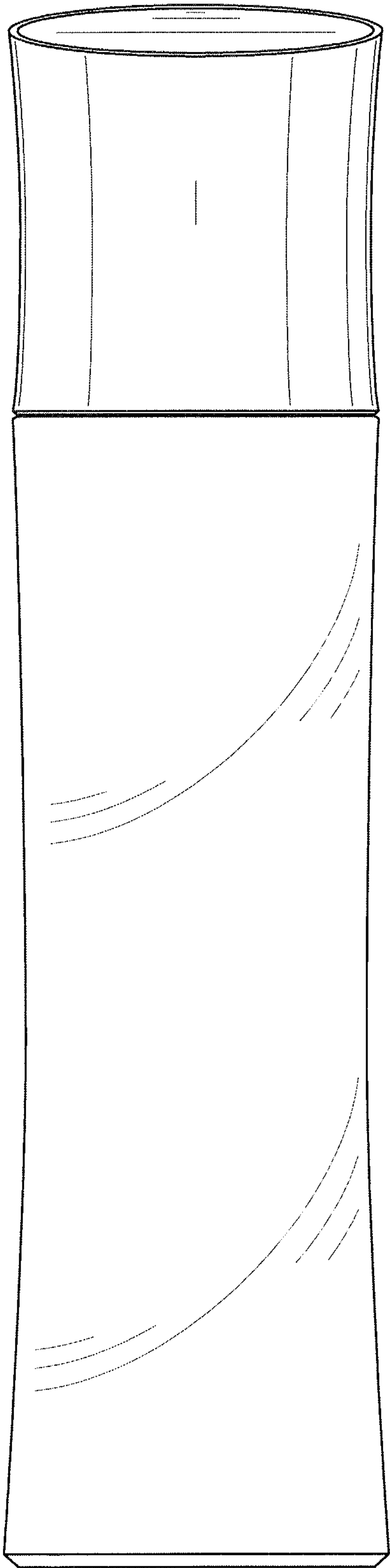


FIG. 2

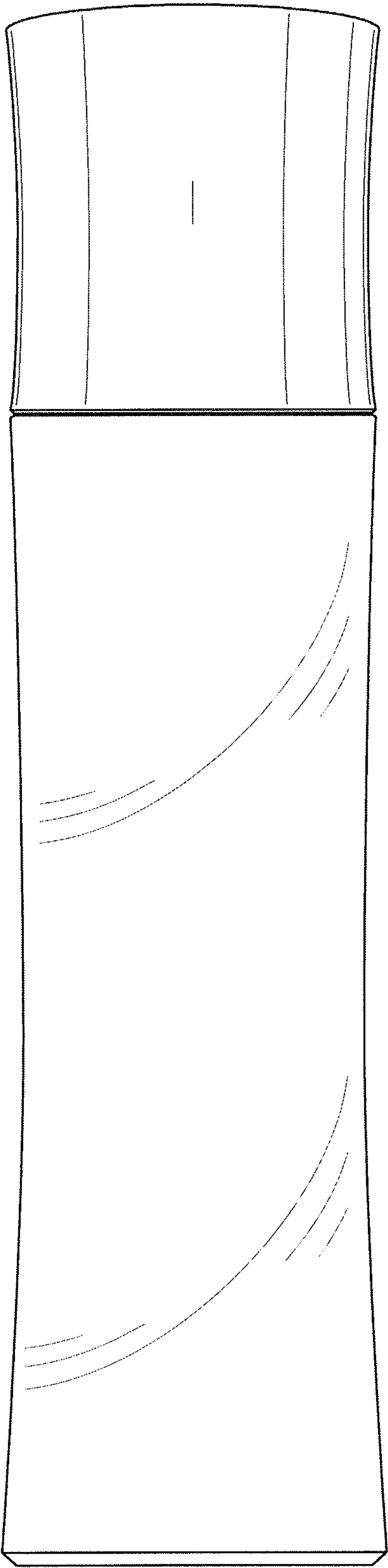


FIG. 3

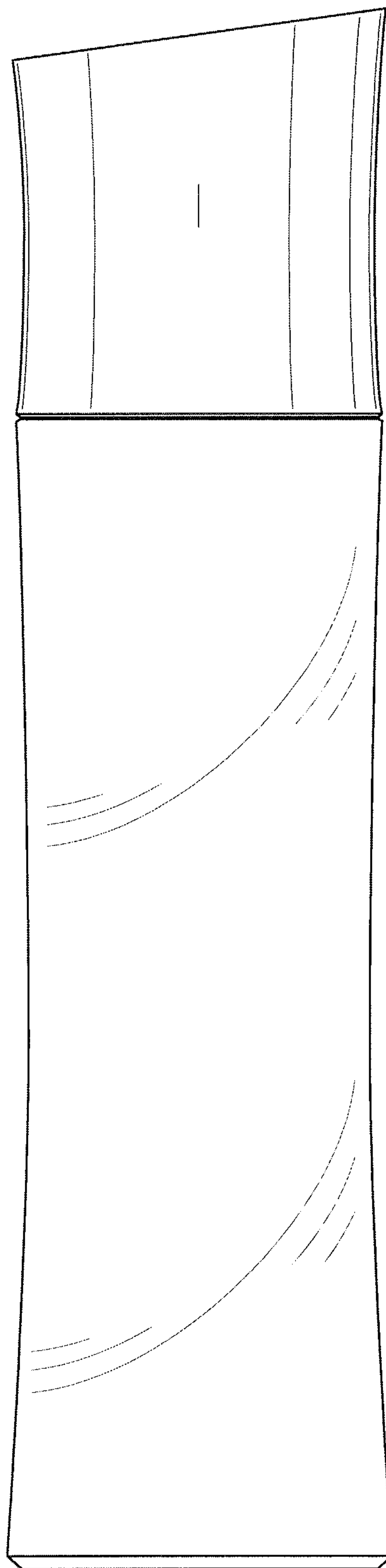


FIG. 4

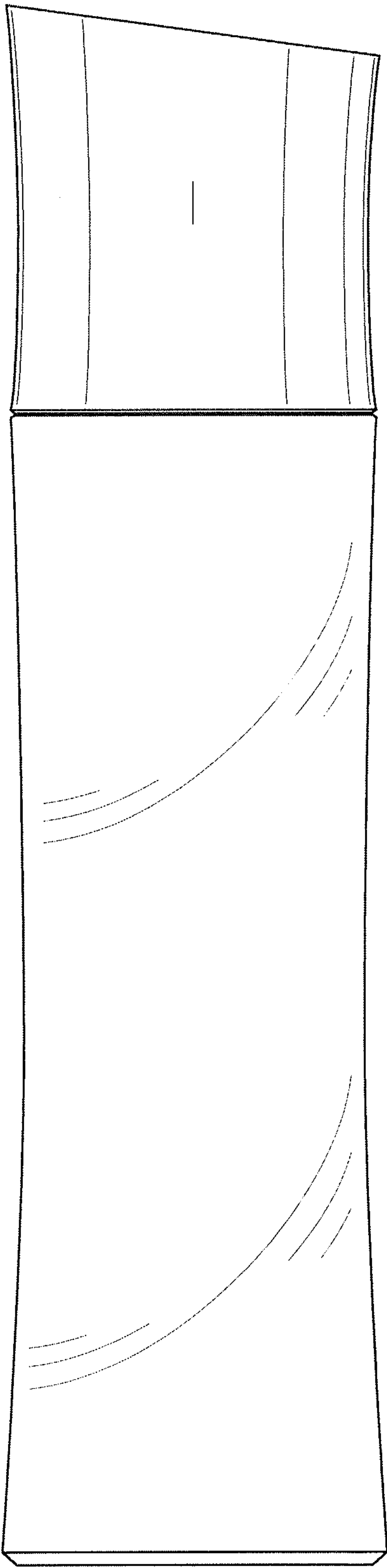


FIG. 5

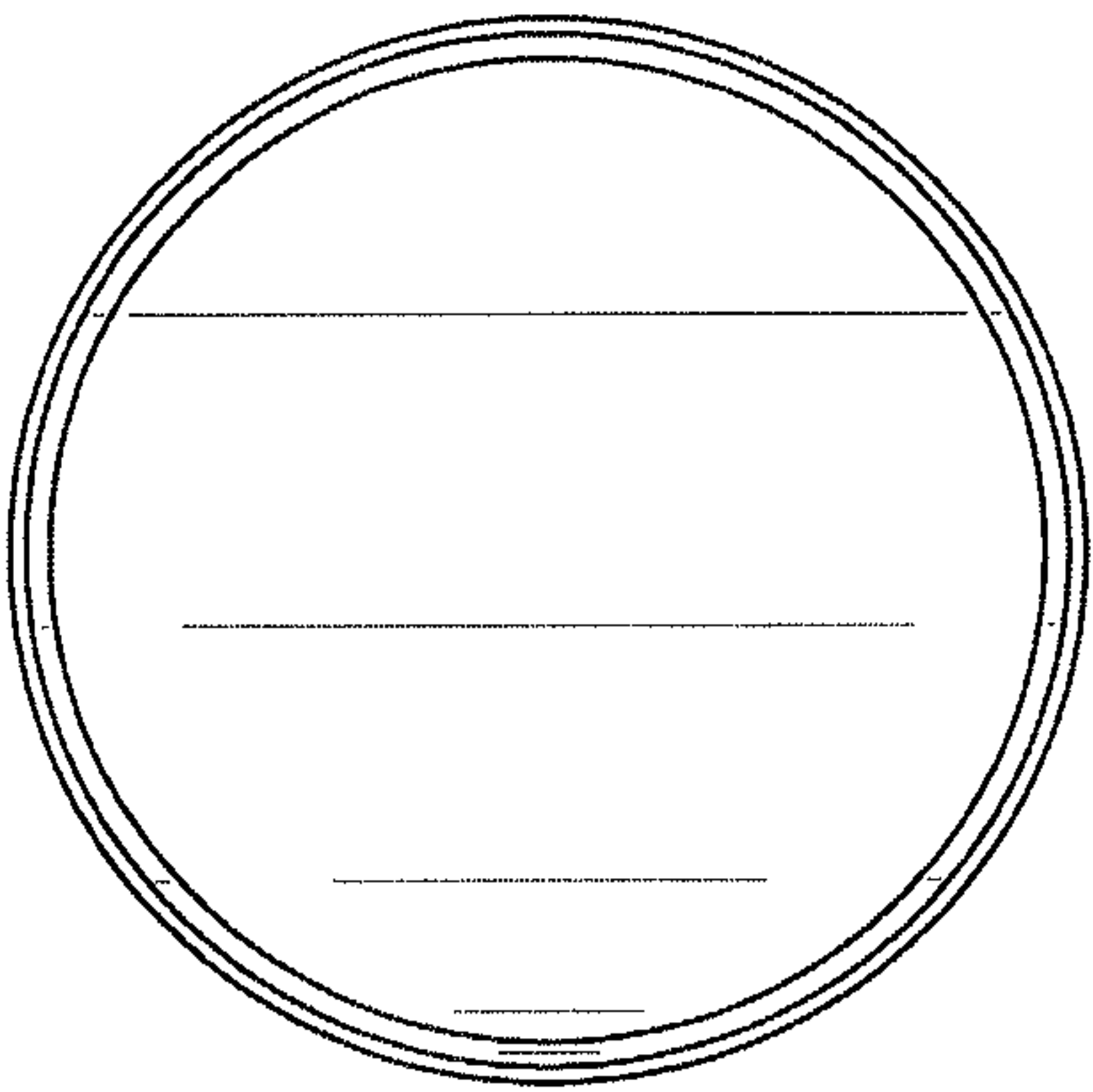


FIG. 6

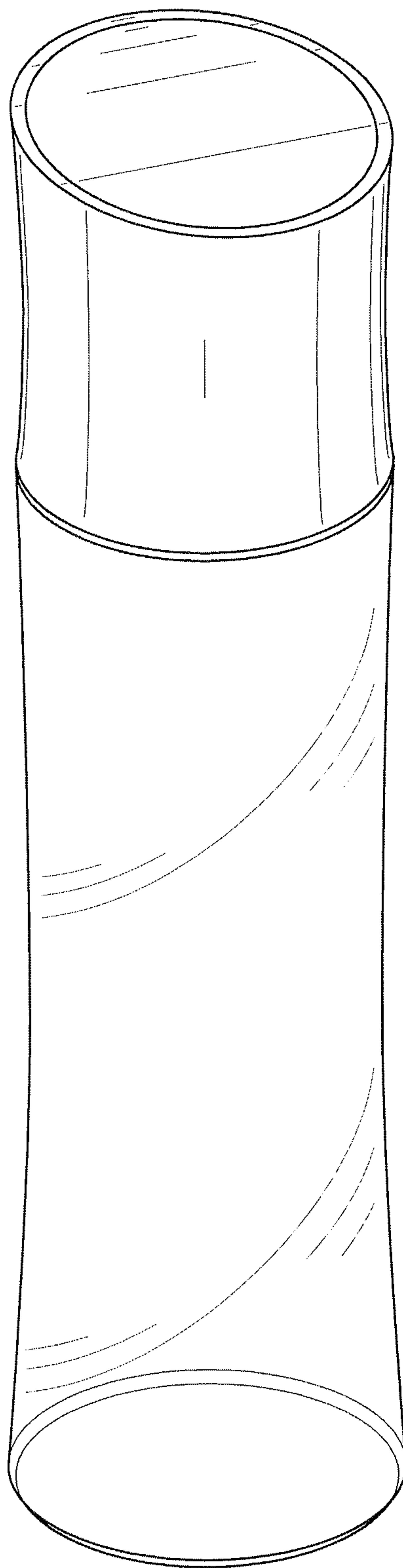


FIG. 7