



US00D705945S

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

(10) **Patent No.:** **US D705,945 S**
(45) **Date of Patent:** **** May 27, 2014**

(54) **FENCE RAIL**

(75) Inventors: **Wayne Dixon**, Chuckey, TN (US);
Mark DeZolt, Lakewood, OH (US)

(73) Assignee: **Barrette Outdoor Living, Inc.**,
Middleburg Heights, OH (US)

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

(21) Appl. No.: **29/429,077**

(22) Filed: **Aug. 7, 2012**

(51) **LOC (10) Cl.** **25-02**

(52) **U.S. Cl.**
USPC **D25/38.1; D25/121**

(58) **Field of Classification Search**
USPC D25/38.1, 44; 256/59, 19, 65.04, 65.07
See application file for complete search history.

4,346,872 A	8/1982	Tornya
4,585,214 A	4/1986	Cope
4,623,128 A	11/1986	Dutch et al.
4,809,955 A	3/1989	Veilleux
4,962,914 A	10/1990	Taylor
5,011,325 A	4/1991	Antonioli
5,192,056 A	3/1993	Espinueva
5,200,240 A	4/1993	Baker
5,215,290 A	6/1993	Khalessi
D347,699 S	6/1994	Krueger
5,480,126 A	1/1996	Teasdale
5,613,664 A	3/1997	Svalbe
D382,978 S	8/1997	Gearing

(Continued)

Primary Examiner — Doris Clark

(74) *Attorney, Agent, or Firm* — Luedeka Neely Group, PC

(57) **CLAIM**

The ornamental design for a fence rail, as shown and described.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D199,024 S	9/1964	Huret
D199,392 S	10/1964	Van Riper
D210,519 S	3/1968	Kusel
3,395,489 A	8/1968	Banse
3,454,262 A	7/1969	Romano
3,522,933 A	8/1970	Braun, III
3,648,981 A	3/1972	Allen
3,712,590 A	1/1973	Tochner et al.
3,822,053 A	7/1974	Daily
3,924,834 A	12/1975	Young
3,955,799 A	5/1976	Lauzier
4,007,919 A	2/1977	Totten
D244,500 S	5/1977	Copeland
4,027,855 A	6/1977	Lauzier
4,067,548 A	1/1978	Murphy
4,188,019 A	2/1980	Meredith
4,202,532 A	5/1980	Mills

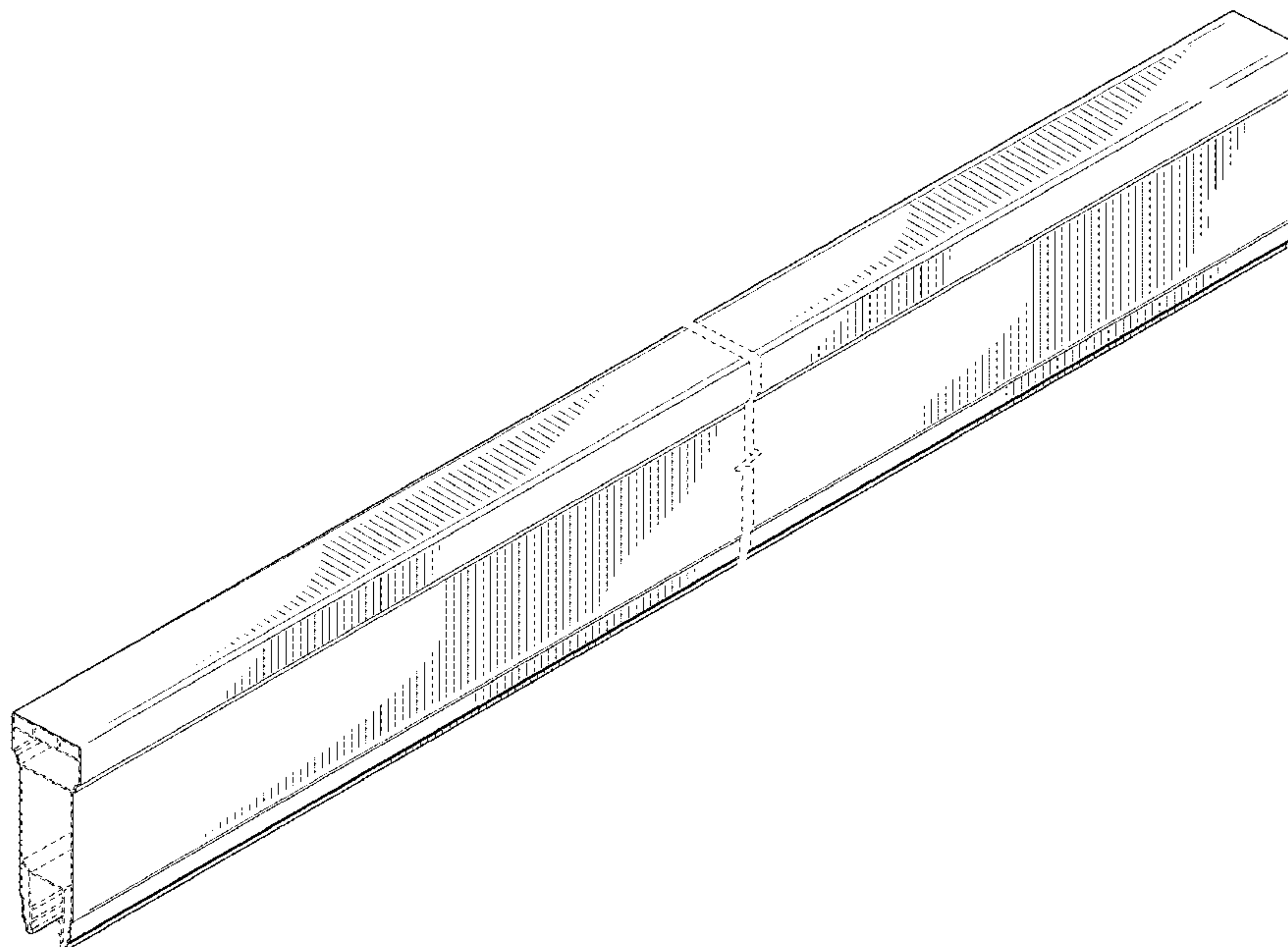
DESCRIPTION

FIG. 1 is a perspective view of a fence rail of our new design; FIG. 2 is a left end view of the fence rail of FIG. 1; FIG. 3 is a right end view of the fence rail of FIG. 1; FIG. 4 is a front elevation view of the fence rail of FIG. 1; FIG. 5 is a rear elevation view of the fence rail of FIG. 1; FIG. 6 is a top plan view of the fence rail of FIG. 1; and, FIG. 7 is a bottom plan view of the fence rail of FIG. 1.

The relative directional references to left, right, front, rear, top, and bottom relate to the orientation of the fence rail as it is depicted in FIG. 1, it being understood that the fence rail could be otherwise oriented.

The broken lines in the drawings are included for the purpose of illustrating unclaimed features and form no part of the claimed design.

1 Claim, 7 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

5,702,090 A 12/1997 Edgman
D396,308 S 7/1998 Hagglund
5,938,184 A 8/1999 DeSouza
D416,333 S 11/1999 Stansfield
D446,315 S 8/2001 Forbis

D461,568 S 8/2002 Forbis
6,595,497 B1 * 7/2003 Linford et al. 256/19
D487,158 S 2/2004 Forbis
6,702,259 B2 * 3/2004 Pratt 256/65.03
D490,543 S 5/2004 Forbis
D548,363 S * 8/2007 Hein D25/38.1
D661,813 S * 6/2012 Walker D25/38.1

* cited by examiner

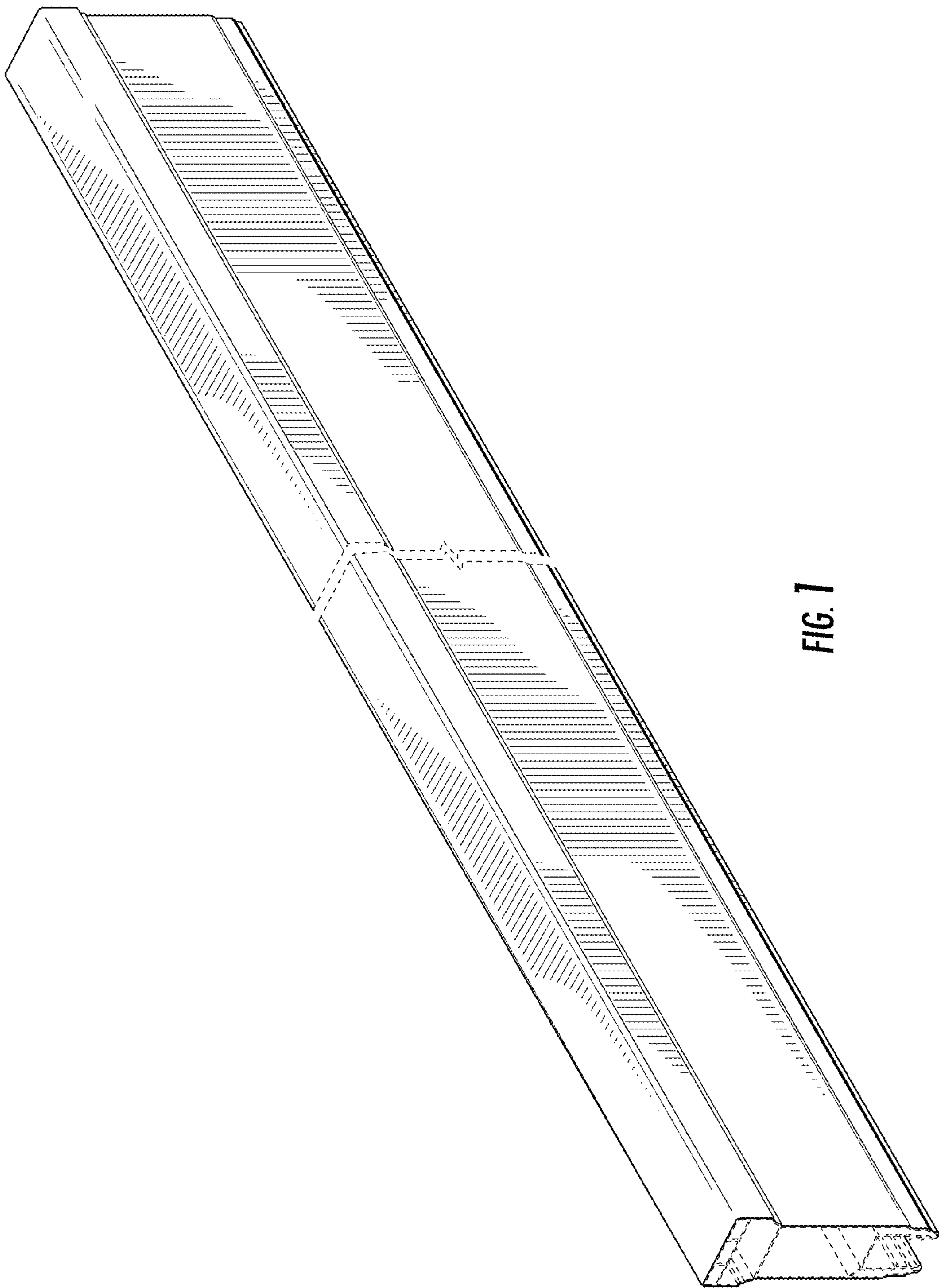


FIG. 1



FIG. 2

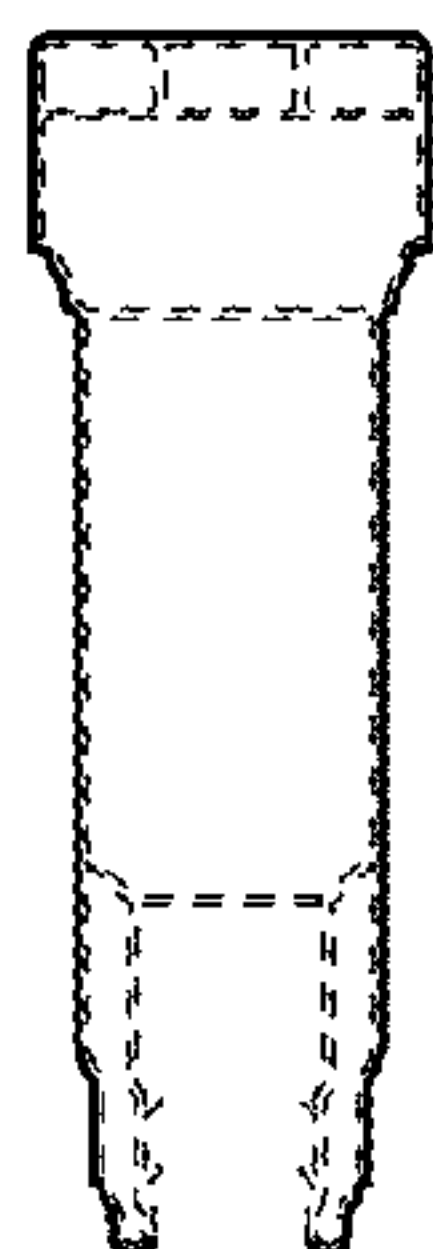


FIG. 3

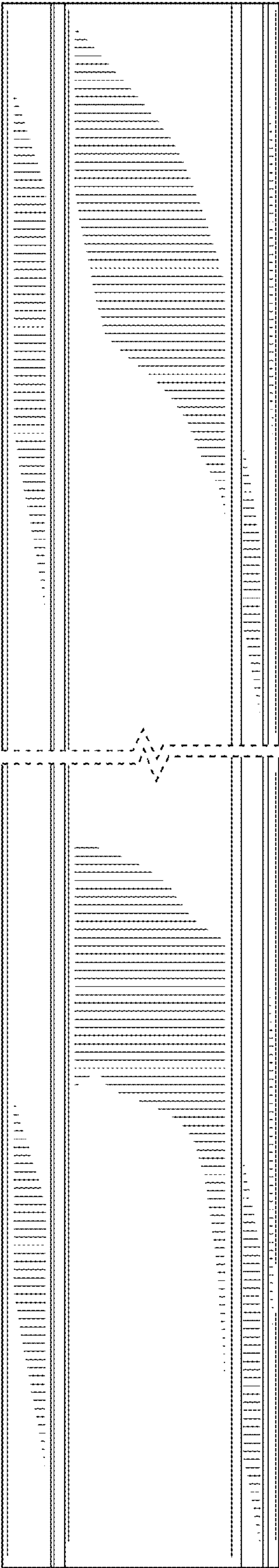


FIG. 4

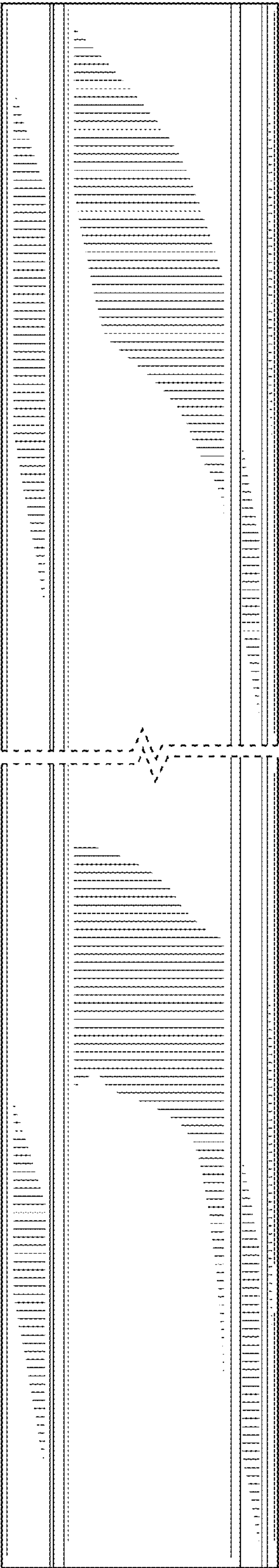


FIG. 5

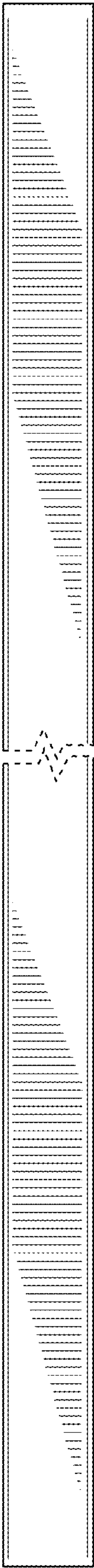


FIG. 6



FIG. 7