



US00D712975S

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

(10) **Patent No.:** **US D712,975 S**
(45) **Date of Patent:** **** Sep. 9, 2014**

- (54) **GAMING MACHINE**
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- (**) Term: **14 Years**
- (21) Appl. No.: **29/452,500**
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- (51) **LOC (10) Cl.** **21-03**
- (52) **U.S. Cl.**
USPC **D21/369**; D21/385
- (58) **Field of Classification Search**
USPC D14/485-486; D21/324-325, 329,
D21/369-371, 385; 273/146, 274; 463/17,
463/20, 46-47; 715/781, 786
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

2,661,954 A	12/1953	Koci	463/57
D236,720 S	9/1975	Baker	D21/370

(Continued)

FOREIGN PATENT DOCUMENTS

EP	649 671 A1	4/1995	A63F 7/02
JP	03210172 B2	2/1993	A63F 9/22

OTHER PUBLICATIONS

Product Sheet for "American Eagle," Eagle Co. Ltd., 1997 (2 pages).

(Continued)

Primary Examiner — Sandra Morris

(74) *Attorney, Agent, or Firm* — Nixon Peabody LLP

(57) **CLAIM**

We claim the ornamental design for a "gaming machine," as shown and described.

DESCRIPTION

FIG. 1 is a left isometric view of a gaming machine, according to a first embodiment.

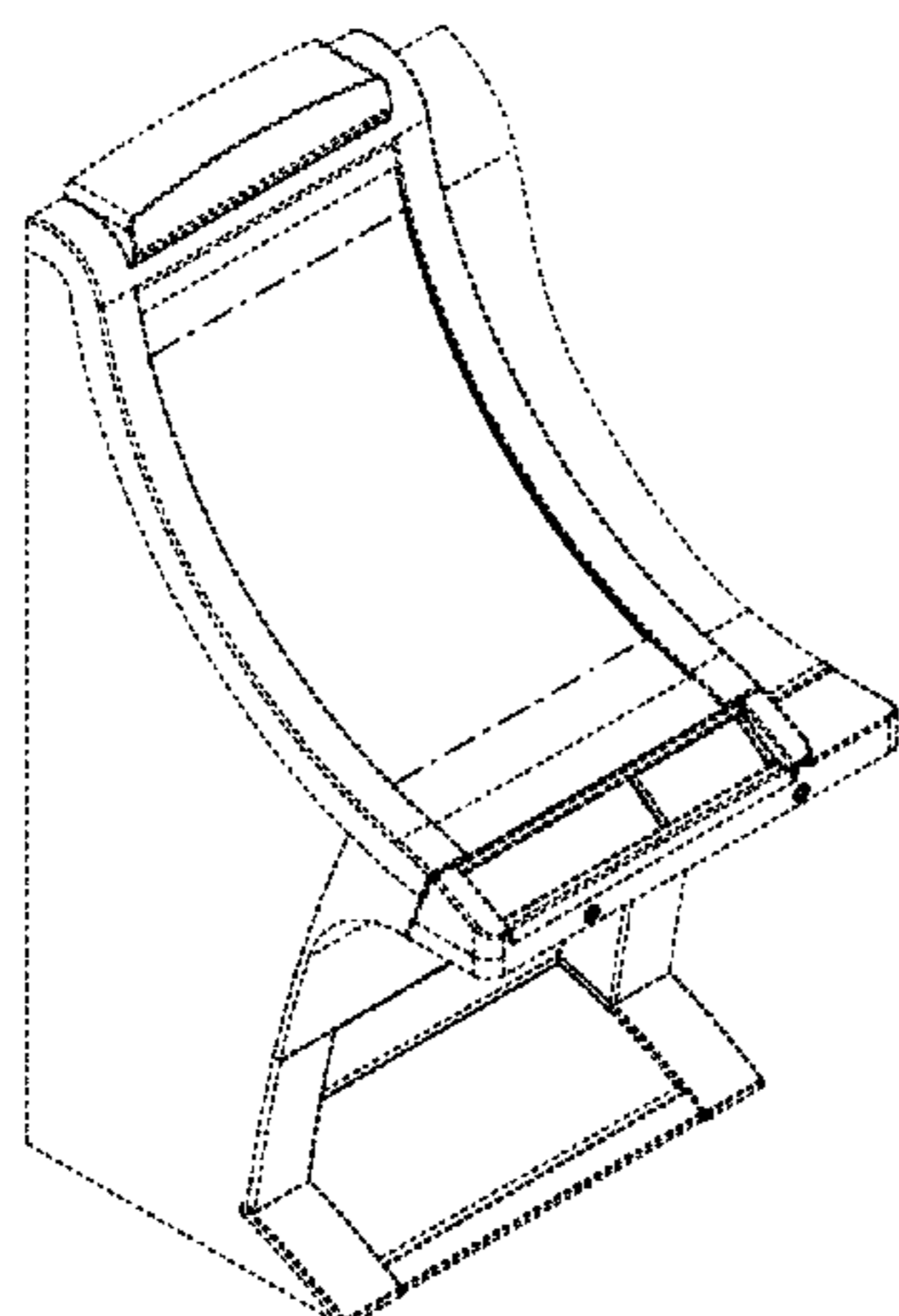


FIG. 2 is a right isometric view of the gaming machine shown in FIG. 1.

FIG. 3 is a front view of the gaming machine shown in FIG. 1. FIG. 4 is a top view of the gaming machine shown in FIG. 1. FIG. 5 is a right cross-sectional view along lines "5-5" shown in FIG. 4.

FIG. 6 is a left isometric view of a gaming machine, according to a second embodiment.

FIG. 7 is a right isometric view of the gaming machine shown in FIG. 6.

FIG. 8 is a front view of the gaming machine shown in FIG. 6. FIG. 9 is a top view of the gaming machine shown in FIG. 6.

FIG. 10 is a right cross-sectional view along lines "10-10" shown in FIG. 9.

FIG. 11 is a left isometric view of a gaming machine, according to a third embodiment.

FIG. 12 is a right isometric view of the gaming machine shown in FIG. 11.

FIG. 13 is a front view of the gaming machine shown in FIG. 11.

FIG. 14 is a top view of the gaming machine shown in FIG. 11.

FIG. 15 is a right cross-sectional view along lines "15-15" shown in FIG. 14.

FIG. 16 is a left isometric view of a gaming machine, according to a fourth embodiment.

FIG. 17 is a right isometric view of the gaming machine shown in FIG. 16.

FIG. 18 is a front view of the gaming machine shown in FIG. 16.

FIG. 19 is a top view of the gaming machine shown in FIG. 16; and,

FIG. 20 is a right cross-sectional view along lines "20-20" shown in FIG. 19.

The broken lines shown in dashed form are only for illustrative purposes to show visible environmental structure and form no part of the claimed design.

The boundary lines shown in dot-dash form do not exist in reality in the gaming machine embodying the design and are only for illustrative purposes to show bounds of the claimed design. It is understood that the claimed design extends to the boundary but does not include the boundary.

The right cross-sectional views, i.e., FIGS. 5, 10, 15, and 20, are mirror images of respective left cross-sectional views along the cross-sectional lines, and are included to clarify an exterior shape of the claimed design.

1 Claim, 20 Drawing Sheets

(56)

References Cited

U.S. PATENT DOCUMENTS

- | | | | | | | | |
|-------------|---------|-------------------|------------|--------------|---------|---------------------|-----------|
| 4,046,419 A | 9/1977 | Schmitt | 297/153 | 5,791,731 A | 8/1998 | Infanti | 297/217.3 |
| D264,485 S | 5/1982 | Kitchen | D21/370 | 5,806,851 A | 9/1998 | Gomez et al. | 273/121 A |
| 4,373,725 A | 2/1983 | Ritchie | 273/121 | 5,820,460 A | 10/1998 | Fulton | 463/13 |
| D275,772 S | 10/1984 | Akopian et al. | D21/13 | 5,833,236 A | 11/1998 | Oursler et al. | 273/127 R |
| D280,835 S | 10/1985 | Berge et al. | D21/13 | D405,473 S | 2/1999 | Tikhonski et al. | D20/42 |
| D280,836 S | 10/1985 | Ludzia et al. | D21/13 | D407,759 S | 4/1999 | Isetani et al. | D21/326 |
| 4,606,545 A | 8/1986 | Ritchie | 273/121 | D408,366 S | 4/1999 | Popadiuk | D13/58 |
| 4,705,274 A | 11/1987 | Lubeck | 273/148 | 5,890,715 A | 4/1999 | Gomez et al. | 273/118 R |
| 4,840,343 A | 6/1989 | Gasser | 248/500 | 5,899,454 A | 5/1999 | Eddy et al. | 273/127 C |
| 4,861,037 A | 8/1989 | Oursler | 273/121 D | 5,924,690 A | 7/1999 | Kopera et al. | 273/127 R |
| 4,960,117 A | 10/1990 | Moncrief et al. | 463/46 | 5,934,672 A | 8/1999 | Sines et al. | 273/143 R |
| 4,981,298 A | 1/1991 | Lawlor et al. | 273/121 A | 5,938,195 A | 8/1999 | Anghelo et al. | 273/127 D |
| D315,110 S | 3/1991 | Slater | D10/88 | 5,944,309 A | 8/1999 | Popadiuk et al. | 273/121 A |
| 5,015,189 A | 5/1991 | Wenzinger, Jr. | 434/63 | 5,984,782 A | 11/1999 | Inoue | 463/20 |
| 5,074,558 A | 12/1991 | Bleich et al. | 273/121 A | 6,000,697 A | 12/1999 | Popadiuk et al. | 273/118 R |
| 5,083,738 A | 1/1992 | Infanti | 248/500 | D419,201 S | 1/2000 | De Haas | D21/370 |
| 5,091,677 A | 2/1992 | Bleich et al. | 315/360 | D419,606 S | 1/2000 | Toriyama | D21/325 |
| 5,102,192 A | 4/1992 | Barile | 297/257 | 6,036,188 A | 3/2000 | Gomez et al. | 273/118 R |
| 5,110,120 A | 5/1992 | Smolucha | 273/121 R | 6,047,962 A | 4/2000 | Popadiuk | 273/119 A |
| 5,114,112 A | 5/1992 | Infanti | 248/500 | 6,047,963 A | 4/2000 | Pierce et al. | 273/143 R |
| 5,120,058 A | 6/1992 | Trudeau et al. | 773/121 R | D424,122 S | 5/2000 | Dickenson et al. | D21/325 |
| 5,123,647 A | 6/1992 | Lawlor et al. | 273/121 A | 6,071,190 A | 6/2000 | Weiss et al. | 463/25 |
| 5,143,055 A | 9/1992 | Eakin | 601/47 | D428,062 S | 7/2000 | Hayashi | D21/325 |
| 5,149,094 A | 9/1992 | Tastad | 273/121 A | 6,089,663 A | 7/2000 | Hill | 297/258.1 |
| D333,164 S | 2/1993 | Kraft et al. | D21/325 | 6,102,394 A | 8/2000 | Wurz et al. | 273/138.2 |
| 5,193,807 A | 3/1993 | Schilling et al. | 273/121 R | 6,113,097 A | 9/2000 | Krutsch et al. | 273/118 A |
| 5,195,746 A | 3/1993 | Boyd et al. | 463/37 | 6,117,010 A | 9/2000 | Canterbury | 463/20 |
| D335,150 S | 4/1993 | Biagi et al. | D21/48 | 6,120,021 A | 9/2000 | Piotrowski et al. | 273/118 R |
| 5,226,653 A | 7/1993 | Bil et al. | 273/121 A | 6,129,353 A | 10/2000 | DeMar et al. | 273/119 R |
| 5,232,191 A | 8/1993 | Infanti | 248/500 | 6,129,355 A | 10/2000 | Hahn et al. | 273/142 R |
| 5,290,034 A | 3/1994 | Hineman | 273/148 | 6,135,449 A | 10/2000 | Cornell et al. | 273/119 R |
| 5,297,793 A | 3/1994 | DeMar et al. | 273/129 V | 6,135,562 A | 10/2000 | Infanti | 297/440.2 |
| 5,316,303 A | 5/1994 | Trudeau et al. | 273/121 A | 6,149,153 A | 11/2000 | Sheats, Jr. | 273/129 V |
| 5,322,283 A | 6/1994 | Ritchie et al. | 273/177 | 6,155,565 A | 12/2000 | Gomez et al. | 273/118 R |
| 5,326,104 A | 7/1994 | Pease et al. | 273/138 A | 6,155,925 A | 12/2000 | Giobbi et al. | 463/20 |
| 5,350,174 A | 9/1994 | Ritchie et al. | 273/121 A | 6,158,737 A | 12/2000 | Cornell et al. | 273/118 R |
| D351,869 S | 10/1994 | Rothschild et al. | D21/37 | 6,159,098 A | 12/2000 | Slomiany et al. | 463/25 |
| 5,351,954 A | 10/1994 | Oursler et al. | 273/127 R | 6,164,644 A | 12/2000 | Cornell et al. | 273/118 R |
| 5,357,104 A | 10/1994 | Bleich | 250/229 | 6,173,955 B1 | 1/2001 | Perrie et al. | 273/146 |
| 5,358,241 A | 10/1994 | Anghelo et al. | 273/118 R | 6,199,861 B1 | 3/2001 | Hume et al. | 273/118 R |
| 5,358,242 A | 10/1994 | Trudeau et al. | 273/119 R | D439,931 S | 4/2001 | Yamaguchi | D21/369 |
| 5,358,243 A | 10/1994 | Eddy et al. | 273/121 D | 6,210,279 B1 | 4/2001 | Dickinson | 463/37 |
| D352,738 S | 11/1994 | Anghelo et al. | D21/13 | 6,224,482 B1 | 5/2001 | Bennett | 463/20 |
| 5,383,663 A | 1/1995 | Anghelo et al. | 273/118 R | 6,227,614 B1 | 5/2001 | Rubin | 297/172 |
| 5,405,144 A | 4/1995 | Ritchie et al. | 273/121 A | 6,227,970 B1 | 5/2001 | Shimizu et al. | 463/20 |
| 5,409,296 A | 4/1995 | Barile | 297/344.1 | D443,313 S | 6/2001 | Brettschneider | D21/369 |
| 5,411,257 A | 5/1995 | Fulton | 273/85 | D446,252 S | 8/2001 | Yamaguchi | D21/325 |
| 5,415,402 A | 5/1995 | Morrison et al. | 273/121 A | 6,283,546 B1 | 9/2001 | Hill | 297/271.1 |
| 5,415,403 A | 5/1995 | Ritchie et al. | 273/121 A | 6,290,229 B1 | 9/2001 | Perez | 273/148 |
| 5,417,425 A | 5/1995 | Oursler et al. | 273/127 R | D450,094 S | 11/2001 | Hedrick et al. | D21/369 |
| 5,437,453 A | 8/1995 | Hineman | 273/148 | 6,334,612 B1 | 1/2002 | Wurz et al. | 273/143 R |
| 5,465,963 A | 11/1995 | Patla, Sr. | 273/118 R | 6,354,660 B1 | 3/2002 | Friedrich | 297/217.1 |
| 5,472,197 A | 12/1995 | Gwiasda et al. | 273/143 R | D459,402 S | 6/2002 | Wurz et al. | D21/325 |
| 5,494,286 A | 2/1996 | DeMar et al. | 273/121 A | 6,422,670 B1 | 7/2002 | Hedrick et al. | 312/223.1 |
| 5,507,488 A | 4/1996 | Eddy et al. | 273/127 R | 6,422,941 B1 | 7/2002 | Thorner et al. | 463/30 |
| 5,511,783 A | 4/1996 | Popadiuk | 273/118 R | 6,439,993 B1 | 8/2002 | O'Halloran | 463/16 |
| 5,516,103 A | 5/1996 | Lawlor et al. | 273/127 R | D463,504 S | 9/2002 | Stephan | D21/325 |
| 5,522,641 A | 6/1996 | Infanti | 297/344.13 | D464,377 S | 10/2002 | Wurz et al. | D21/325 |
| 5,524,887 A | 6/1996 | Trudeau et al. | 273/129 S | D465,813 S | 11/2002 | Randall | D21/370 |
| 5,533,726 A | 7/1996 | Nordman et al. | 273/119 R | D466,160 S | 11/2002 | Hirato et al. | D21/325 |
| 5,542,748 A | 8/1996 | Barile | 297/463.1 | D467,977 S | 12/2002 | Gatto et al. | D21/326 |
| D376,391 S | 12/1996 | Okumura | D21/326 | D468,364 S | 1/2003 | Beadell et al. | D21/325 |
| 5,580,052 A | 12/1996 | Popadiuk et al. | 273/127 R | 6,530,842 B1 | 3/2003 | Wells et al. | 463/46 |
| 5,632,482 A | 5/1997 | Anghelo | 273/121 R | 6,530,872 B2 | 3/2003 | Freshland et al. | 494/49 |
| D380,014 S | 6/1997 | Yang | D21/370 | 6,572,187 B2 | 6/2003 | Laufer | 297/217.1 |
| 5,655,965 A | 8/1997 | Takemoto et al. | 463/20 | 6,589,114 B2 | 7/2003 | Bradley | 463/20 |
| 5,664,777 A | 9/1997 | Nordman et al. | 273/127 R | 6,609,972 B2 | 8/2003 | Seelig | 463/20 |
| 5,669,818 A | 9/1997 | Thorner et al. | 463/30 | 6,616,142 B2 | 9/2003 | Adams | 273/292 |
| 5,678,886 A | 10/1997 | Infanti | 297/217.3 | 6,620,047 B1 | 9/2003 | Alcorn et al. | 463/37 |
| 5,697,612 A | 12/1997 | Piotrowski et al. | 273/127 R | D481,078 S | 10/2003 | Stephan | D21/369 |
| 5,704,835 A | 1/1998 | Dietz, II | 463/20 | 6,646,695 B1 | 11/2003 | Gauselmann | 349/58 |
| 5,707,059 A | 1/1998 | Sullivan et al. | 273/121 A | D483,075 S | 12/2003 | Kang | D21/326 |
| 5,720,480 A | 2/1998 | Lawlor et al. | 273/118 A | D484,548 S | 12/2003 | Franco Muñoz et al. | D21/370 |
| D395,436 S | 6/1998 | Scott et al. | D21/38 | D485,583 S | 1/2004 | Porto | D21/369 |
| 5,762,617 A | 6/1998 | Infanti | 601/49 | 6,715,756 B2 | 4/2004 | Inoue | 273/138 |
| | | | | 6,729,618 B1 | 5/2004 | Koenig et al. | 273/138.2 |
| | | | | D492,363 S | 6/2004 | Seelig et al. | D21/370 |
| | | | | D492,364 S | 6/2004 | Seelig et al. | D21/370 |
| | | | | D492,365 S | 6/2004 | Muñoz et al. | D21/370 |

(56)

References Cited

U.S. PATENT DOCUMENTS

D492,676 S 7/2004 Monson et al. D14/306
 D493,843 S 8/2004 Jackson et al. D21/327
 D493,846 S 8/2004 Seelig et al. D21/370
 D495,754 S 9/2004 Wurz et al. D21/370
 D495,755 S 9/2004 Wurz et al. D21/370
 D498,267 S 11/2004 Crouch D21/370
 D500,098 S 12/2004 Doi D21/477
 6,880,825 B2 4/2005 Seelig et al. 273/143 R
 D508,268 S 8/2005 Hanchar et al. D21/369
 D508,269 S 8/2005 Wichinsky D21/369
 D508,719 S 8/2005 de Haas D21/369
 D508,961 S 8/2005 Gatto et al. D21/369
 D509,254 S 9/2005 Rasmussen et al. D21/369
 D512,105 S 11/2005 Chitrapongse et al. D21/370
 6,997,810 B2 2/2006 Cole 463/46
 7,063,615 B2 6/2006 Alcorn et al. 463/1
 7,108,237 B2 9/2006 Gauselmann 248/220.22
 D531,677 S 11/2006 Mallory et al. D21/369
 7,184,277 B2 2/2007 Beirne 361/807
 D539,854 S 4/2007 Luciano et al. D21/369
 D549,785 S 8/2007 Luciano, Jr. et al. D21/370
 7,267,612 B2 9/2007 Alcorn et al. 463/16
 D559,328 S 1/2008 Rasmussen et al. D21/333
 D559,917 S 1/2008 Cole D21/369
 D560,724 S 1/2008 Johnson D21/370
 D560,725 S 1/2008 Johnson D21/370
 D563,326 S 3/2008 Patel et al. D13/164
 D563,481 S 3/2008 Looks et al. D21/370
 D564,600 S 3/2008 Greenberg et al. D21/370
 D564,601 S 3/2008 Strahinic et al. D21/370
 D566,197 S 4/2008 Greenberg et al. D21/370
 D572,314 S 7/2008 Vallejo et al. D21/370
 D578,168 S 10/2008 Looks et al. D21/369
 D581,983 S 12/2008 Bergström D20/2
 RE40,625 E 1/2009 Wurz et al. D21/325
 RE40,671 E 3/2009 Wurz et al. D21/325
 7,503,849 B2 3/2009 Hornik et al. 463/20
 D599,858 S 9/2009 Lesley et al. D21/370
 D599,859 S 9/2009 Lesley et al. D21/370
 D599,860 S 9/2009 Lesley et al. D21/385
 D604,368 S 11/2009 Lesley et al. D21/370
 7,628,693 B2 12/2009 Thomas 463/20
 7,686,689 B2 3/2010 Thomas 463/27
 D615,598 S 5/2010 McComb et al. D21/370
 7,713,119 B2 5/2010 Pacey et al. 463/20
 D622,780 S 8/2010 Lesley et al. D21/369
 D622,781 S 8/2010 Lesley et al. D21/369
 D622,782 S 8/2010 Lesley et al. D21/385
 7,811,167 B2 10/2010 Giobbi et al. 463/24
 7,976,393 B2 7/2011 Haga et al. 463/46
 7,985,139 B2 7/2011 Lind et al. 463/46
 8,002,424 B2 8/2011 Hwang et al. 362/125
 8,002,626 B2 8/2011 Englman 463/20
 D646,337 S 10/2011 Kelly et al. D21/370
 D649,605 S 11/2011 Terpstra et al. D21/370
 8,152,623 B2 4/2012 Fiden 463/20
 8,162,740 B2 4/2012 Aoki 463/20

8,216,061 B2 7/2012 Pacey 463/25
 8,267,764 B1 9/2012 Aoki et al. 463/16
 8,292,451 B2 10/2012 Hwang et al. 362/125
 8,303,420 B2 11/2012 Chudek et al. 463/46
 8,323,114 B2 12/2012 Burak et al. 463/46
 8,353,755 B2 1/2013 Vann et al. 463/20
 8,371,920 B2 2/2013 Gomez et al. 463/17
 8,371,927 B2 2/2013 Englman 463/20
 8,371,928 B2 2/2013 Englman et al. 463/20
 8,376,832 B2 2/2013 O'Connor et al. 463/20
 8,430,756 B2 4/2013 McComb et al. 463/46
 D685,033 S 6/2013 Wudtke D21/370
 2002/0041069 A1 4/2002 Steelman 273/138.1
 2003/0122973 A1 7/2003 Huang 348/836
 2004/0018877 A1 1/2004 Tastad et al. 463/46
 2004/0053662 A1 3/2004 Pacey 463/16
 2005/0014547 A1 1/2005 Gomez et al. 463/16
 2006/0009284 A1 1/2006 Schwartz et al. 463/30
 2006/0079316 A1 4/2006 Flemming et al. 463/25
 2006/0131810 A1 6/2006 Nicely 273/292
 2006/0183553 A1 8/2006 Kiriyaama et al. 463/46
 2006/0199638 A1 9/2006 Walker et al. 463/30
 2006/0281559 A1 12/2006 Luciano 463/46
 2006/0287111 A1 12/2006 Mitchell et al. 463/46
 2008/0039213 A1 2/2008 Cornell et al. 463/46
 2008/0051202 A1 2/2008 Lube 463/46
 2012/0122569 A1 5/2012 Kowolik et al. 463/30

OTHER PUBLICATIONS

Product Sheet for "Monopoly Chairman of the Board™," WMS Gaming Inc., 1999 (2 pages).
 Product Sheet for "American Eagle," Eagle Co., Ltd., 2000 (2 pages).
 Product Sheet for "Survivor," WMS Gaming Inc., 2001 (4 pages).
 Product Sheet for "ProSLOT®6000," Bally Gaming Systems, 2002 (4 pages).
 Product Sheet for "EVO™ Hybrid," Bally Gaming Systems, 2002 (4 pages).
 Product Sheet for "3RV™," WMS Gaming Inc., 2002 or earlier (2 pages).
 Product Sheet for "Miss America," AC Coin & Slot, 2002 or earlier (2 pages).
 Product Catalog for Ainsworth Game Technology Ltd, date estimated as early as 2007 (6 pages).
 Product Sheet for "Ultrapi™," Global VR, 2007 (1 pages).
 Brochure for "Virtual Pinball," Tab-Austria, 2007 (8 pages).
 Catalog for Atronic®-Spielo®, date estimated as early as 2008 (2 pages).
 Product Catalog for "Alpha Elite™," Bally Technologies, date estimated as early as 2008-2009 (2 pages).
 Cabinet Brochure for Hydako Co., date estimated as early as 2009 (1 page).
 Product Catalog for Bally Technologies, date estimated as early as 2010 (2 pages).
 Fall & Winter Catalog for Aristocrat, date estimated as early as 2010-2011 (7 pages).
 Catalog for "Your Partner Innovation," Bally Technologies, date estimated as early as 2011 (4 pages).

FIG. 1

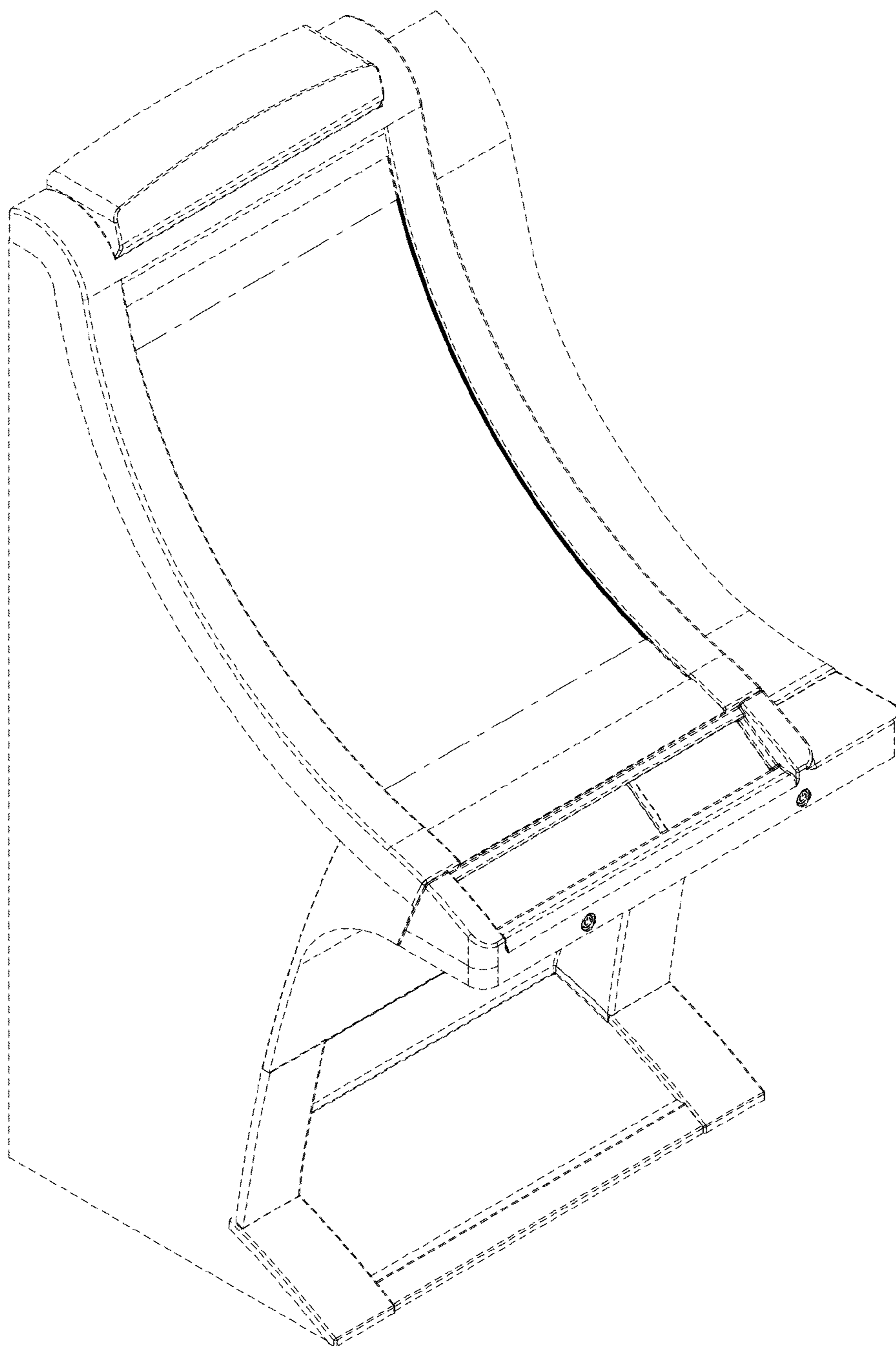


FIG. 2

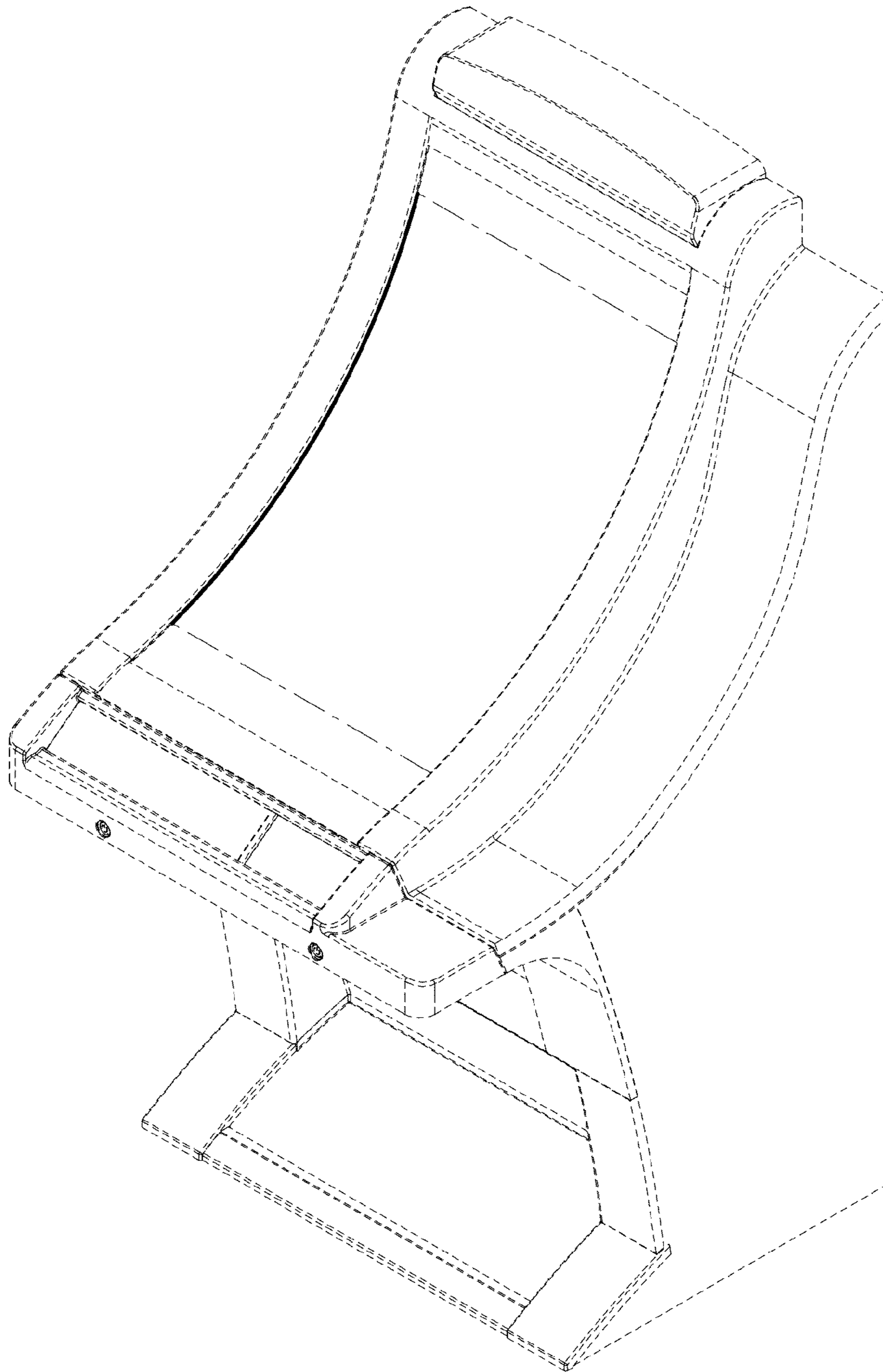


FIG. 3

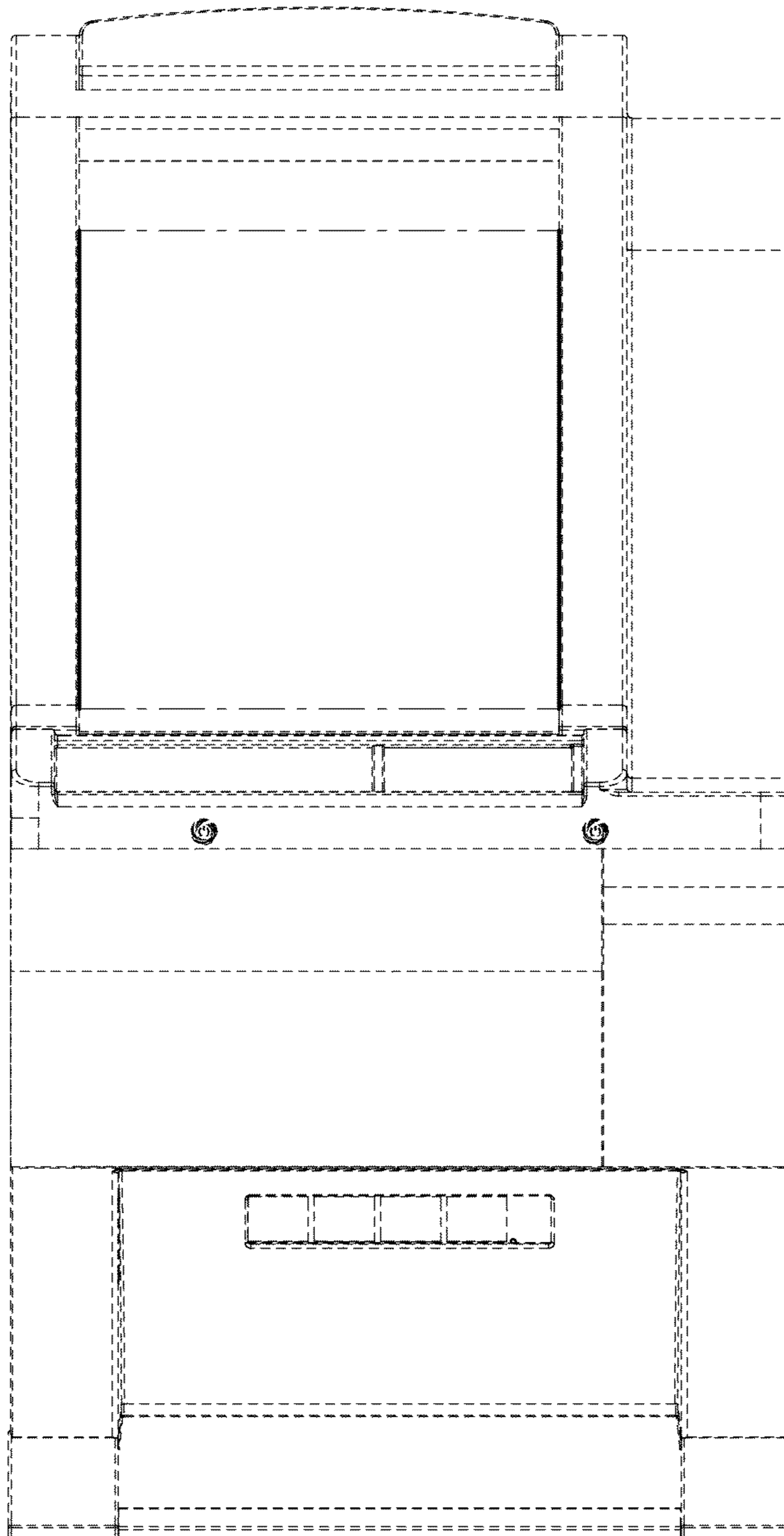


FIG. 4

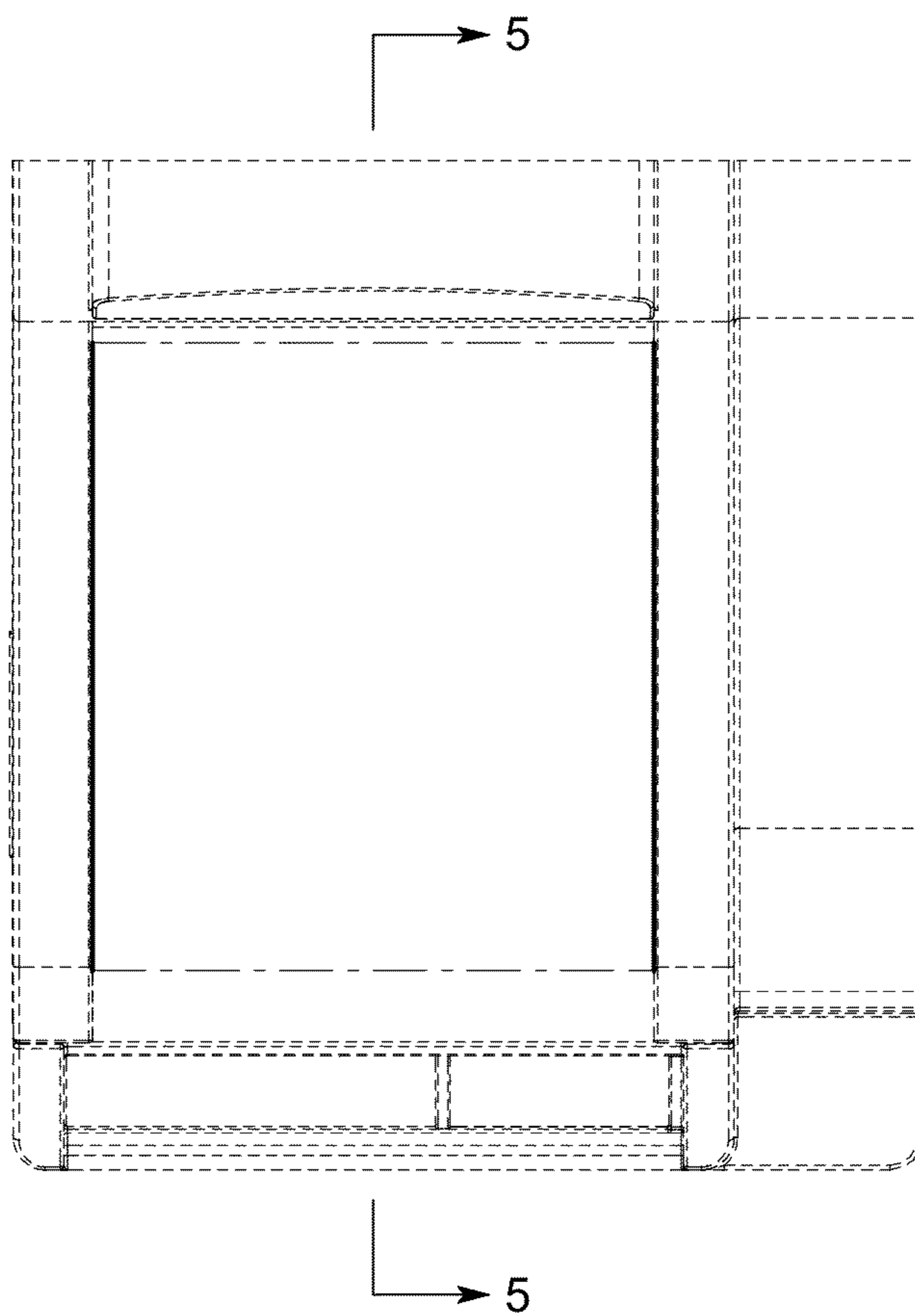
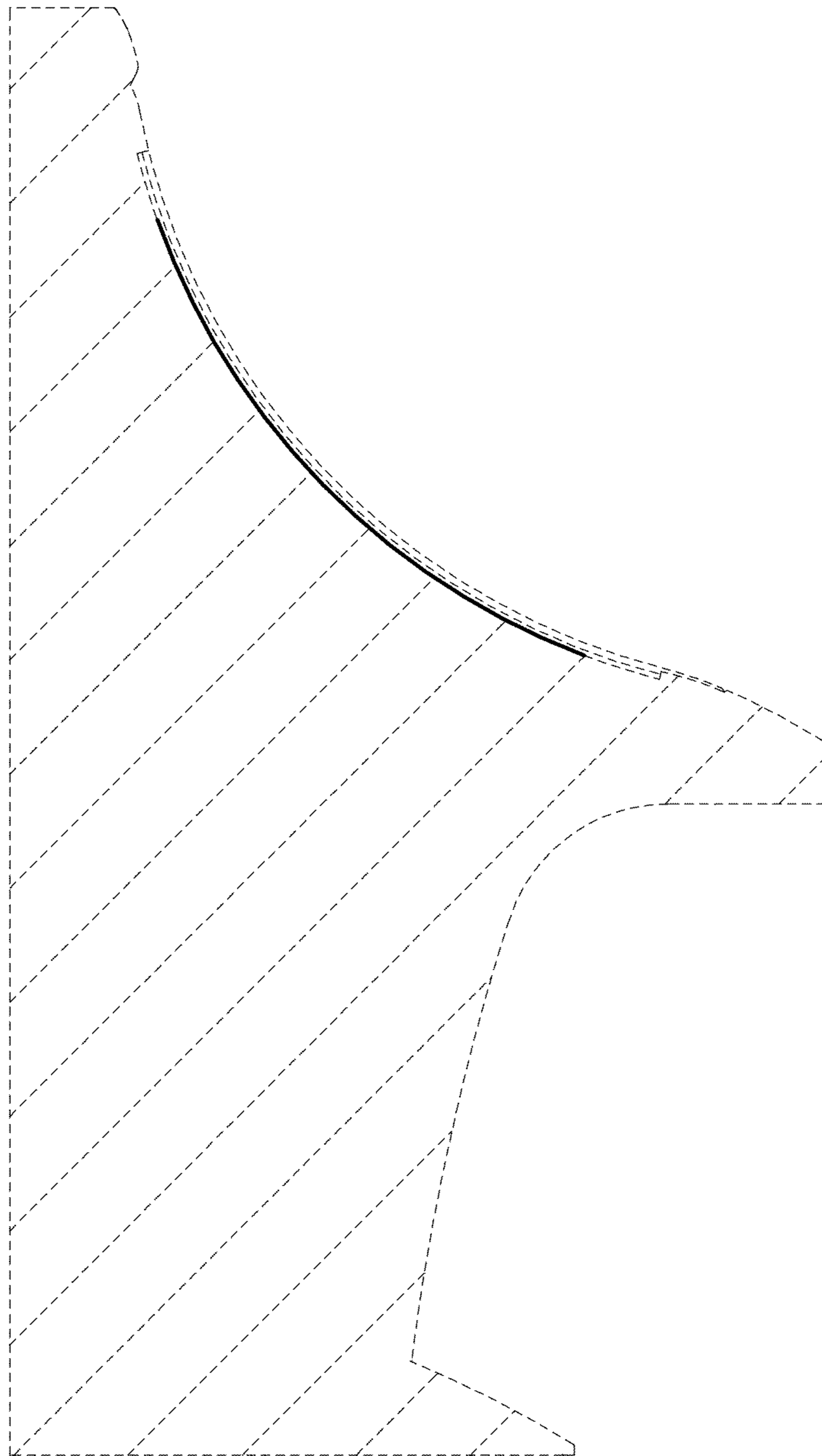


FIG. 5



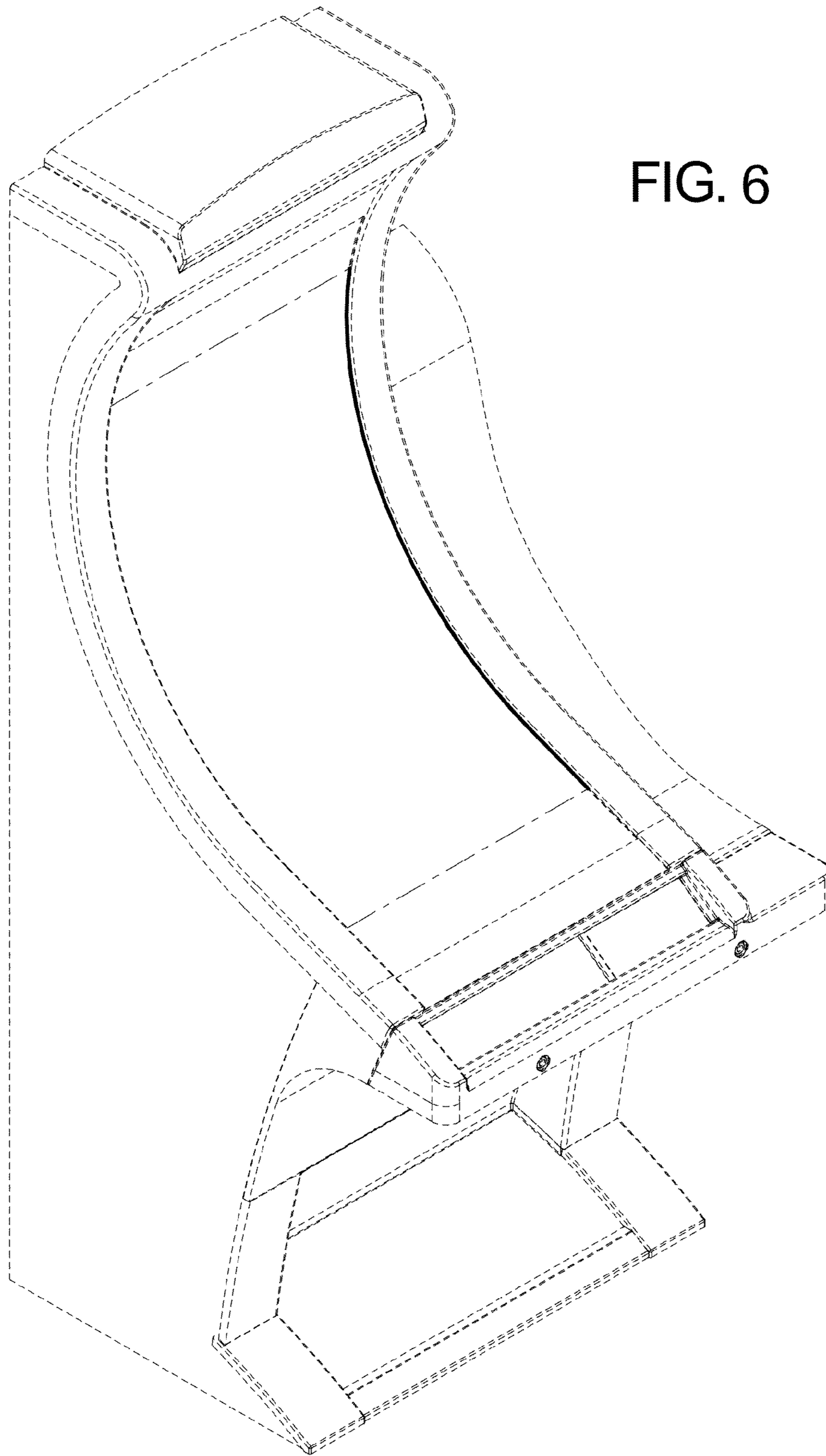


FIG. 6

FIG. 7

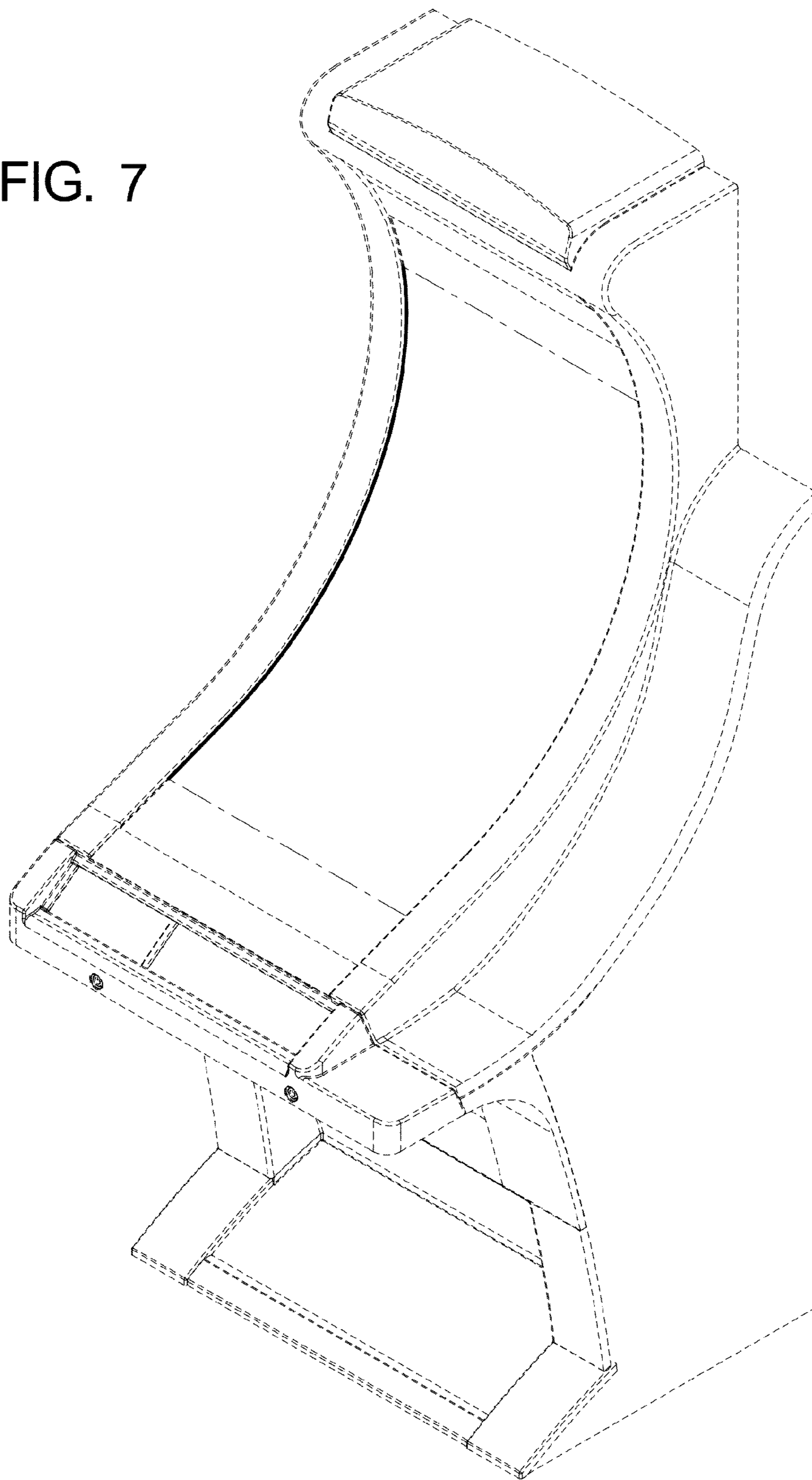


FIG. 8

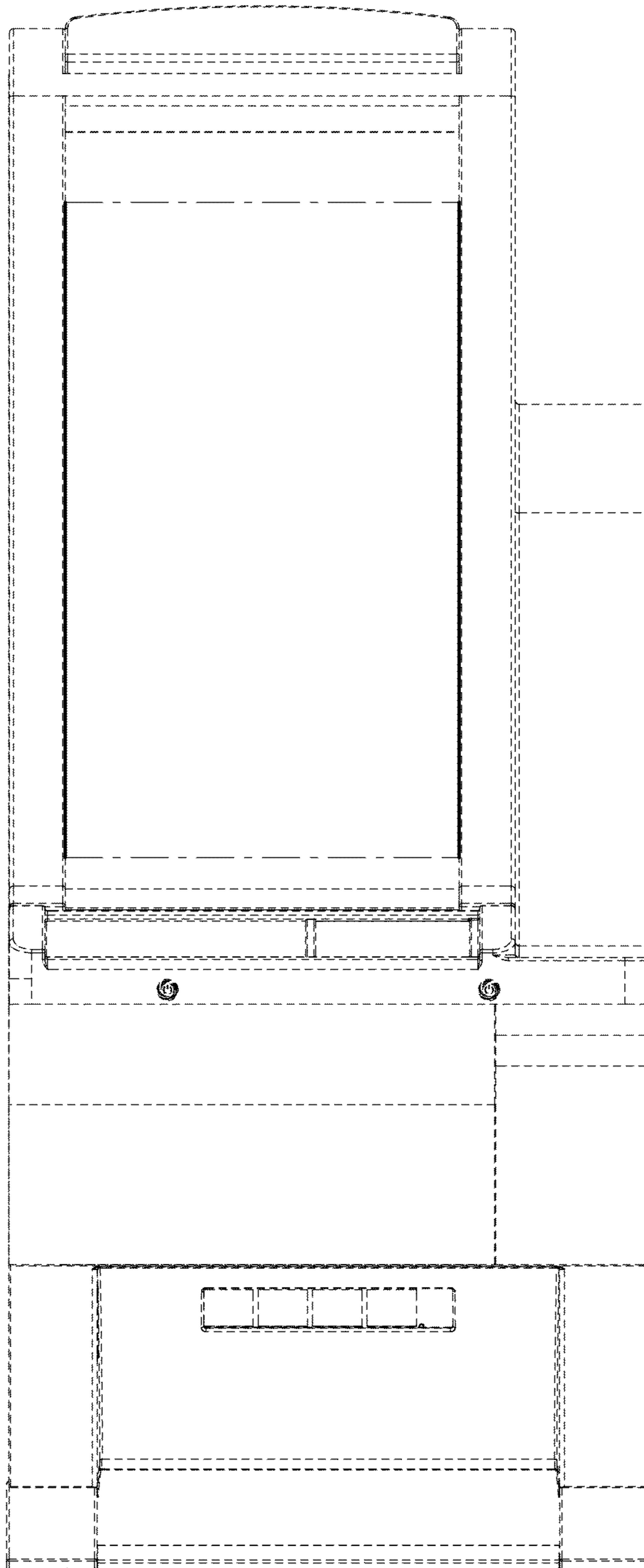


FIG. 9

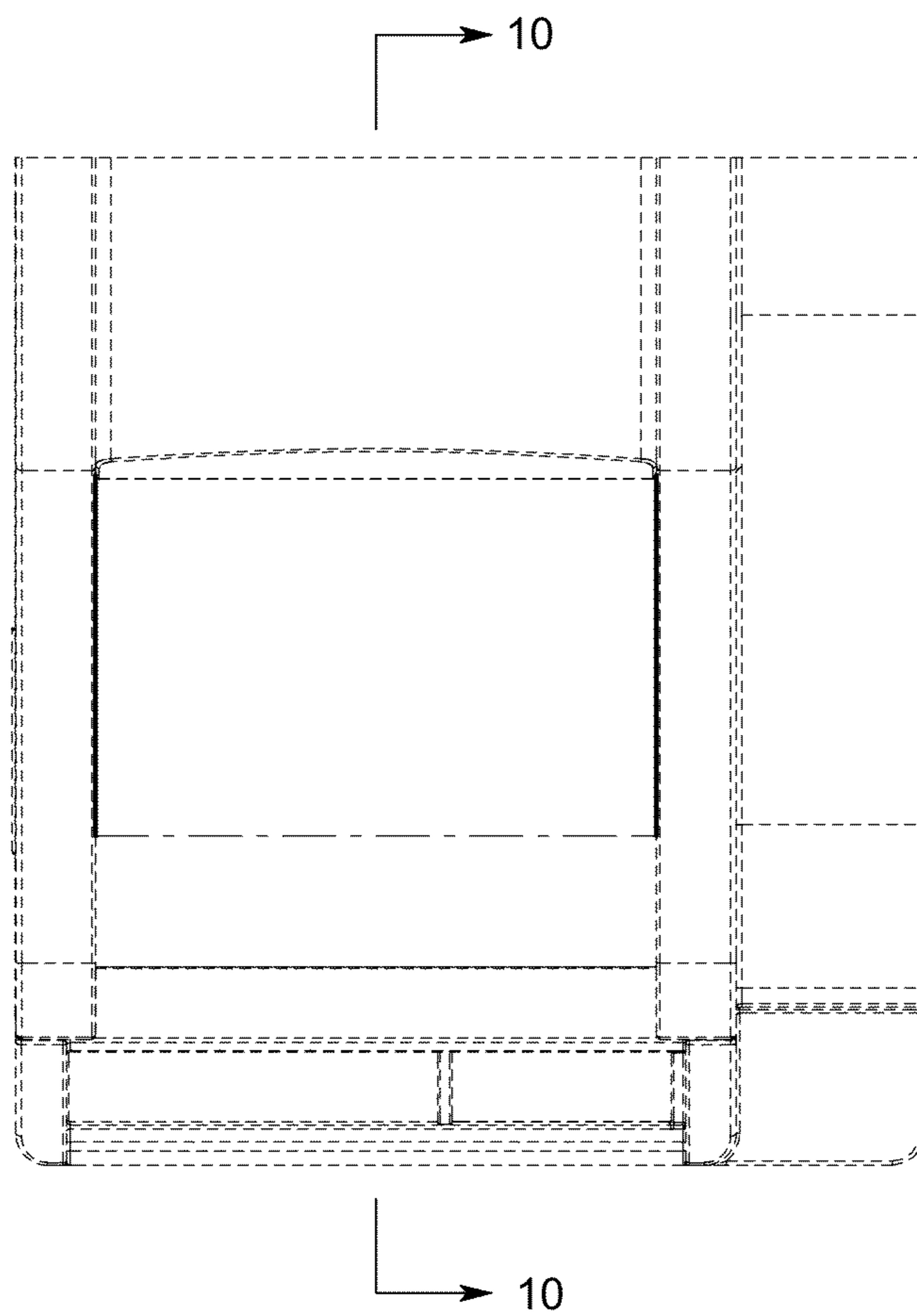


FIG. 10

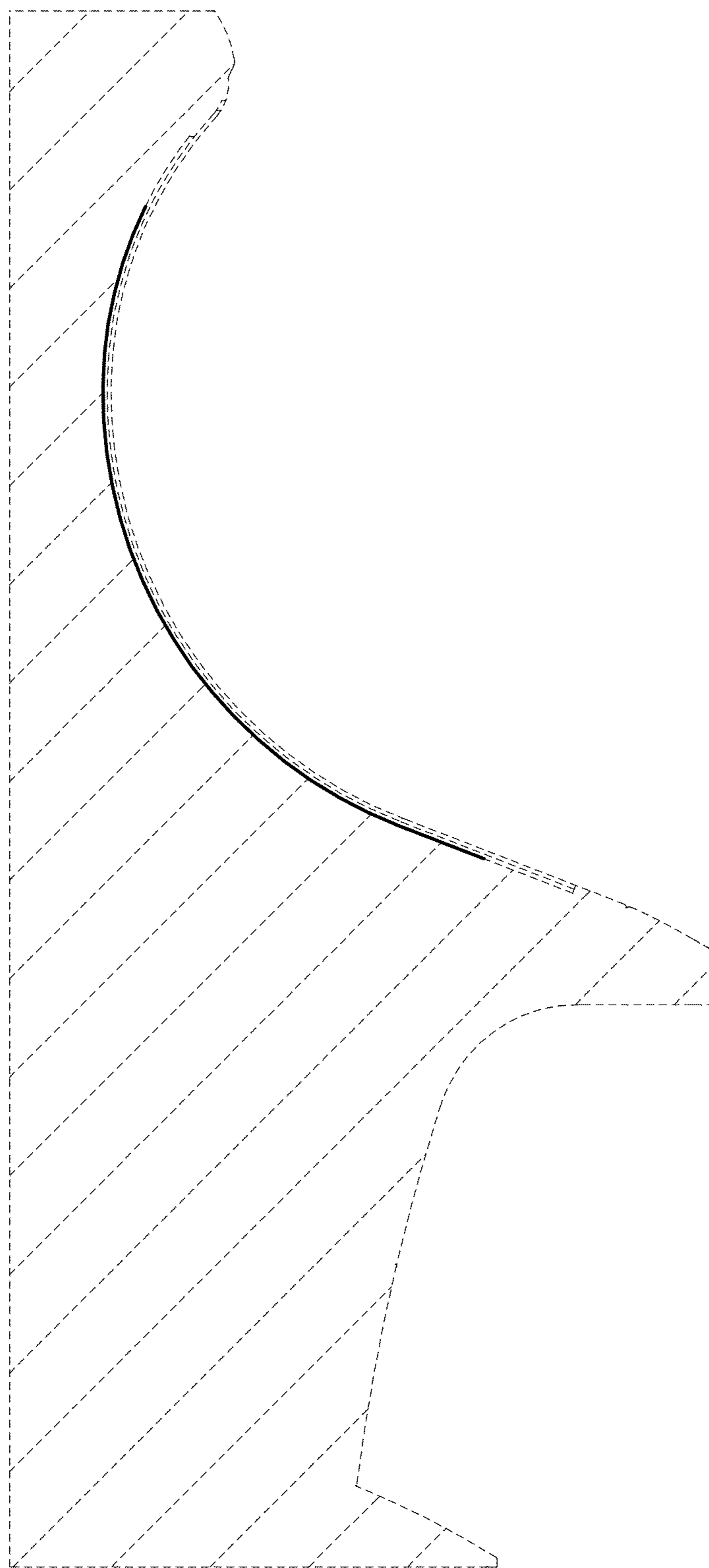


FIG. 11

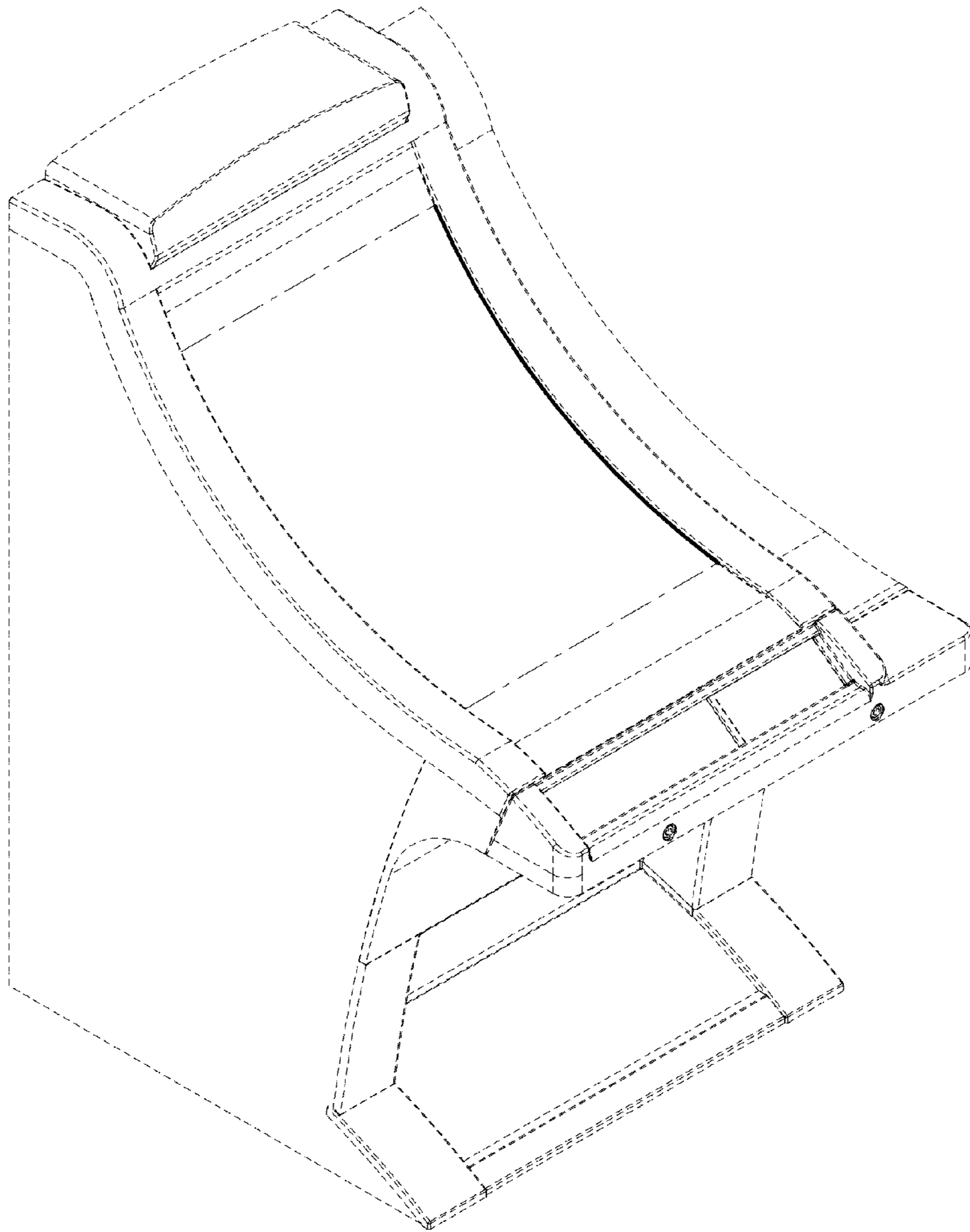


FIG. 12

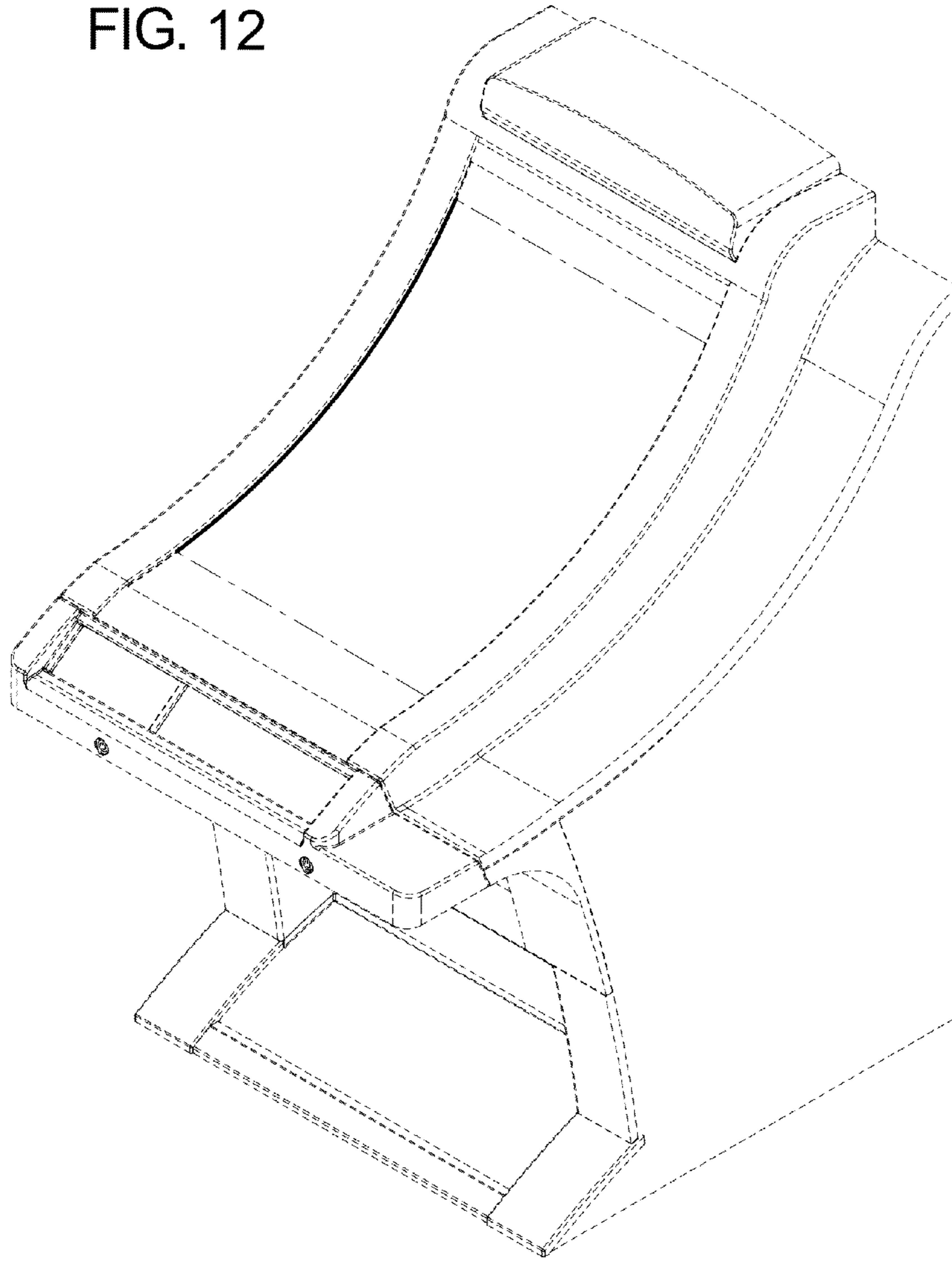


FIG. 13

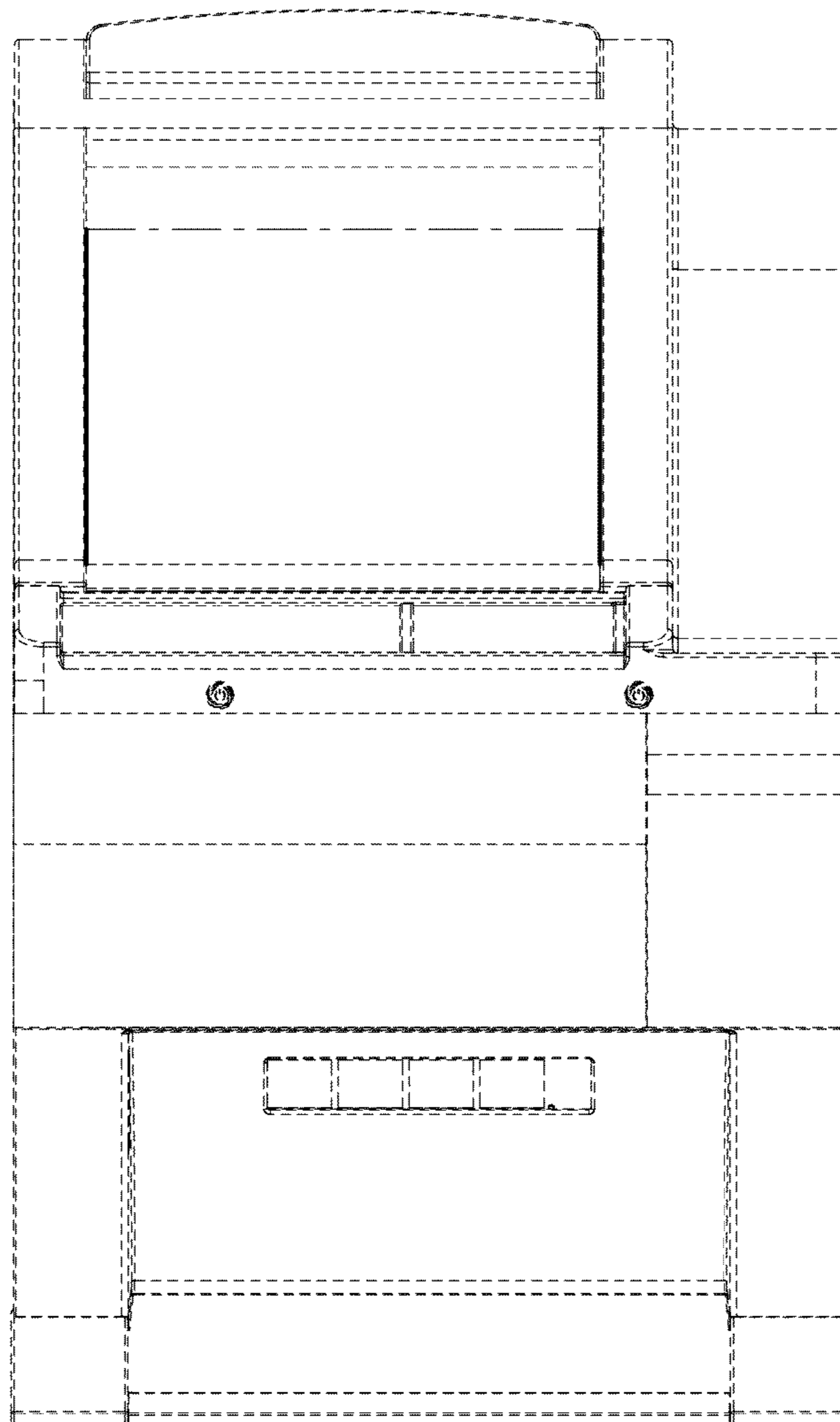


FIG. 14

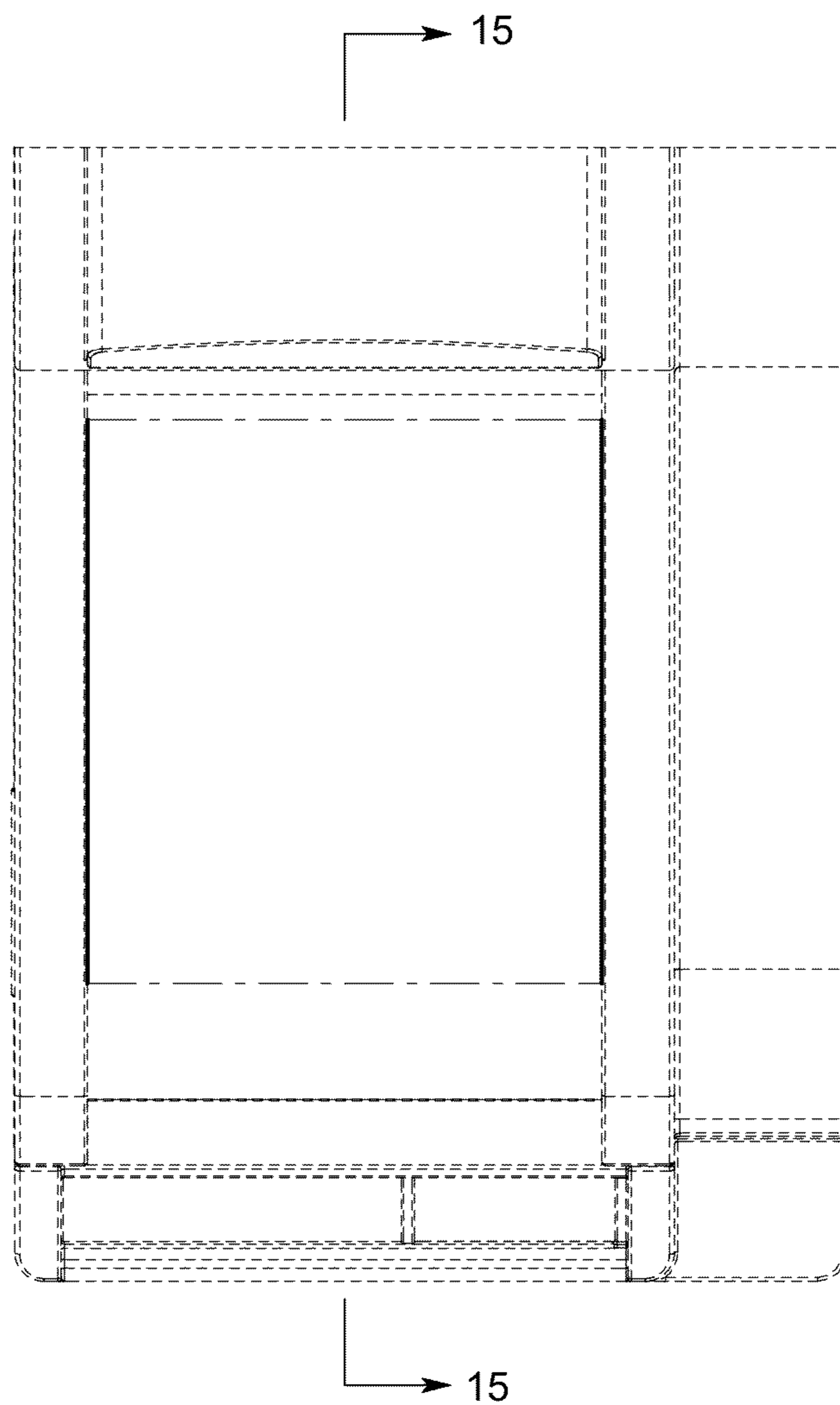


FIG. 15

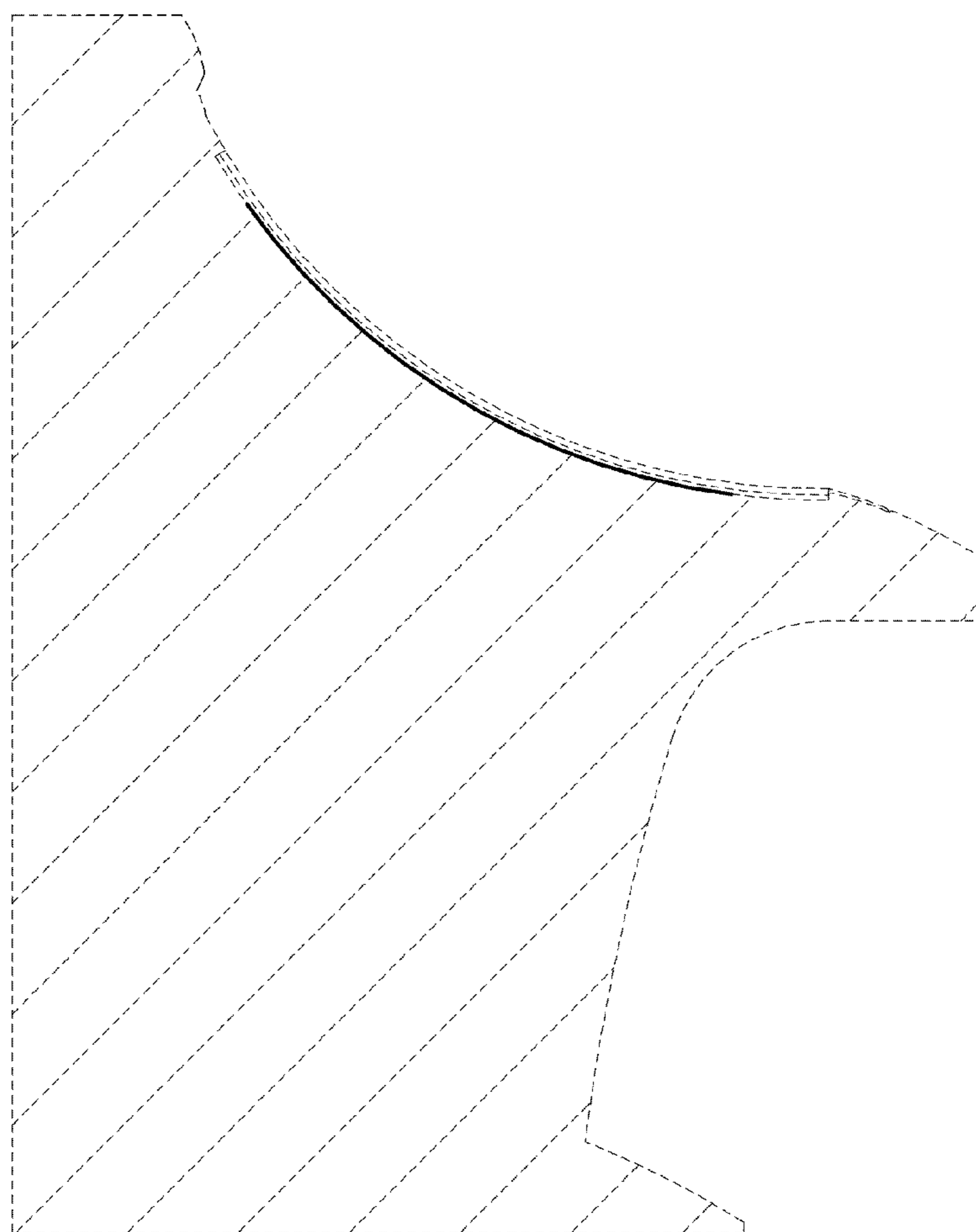


FIG. 16

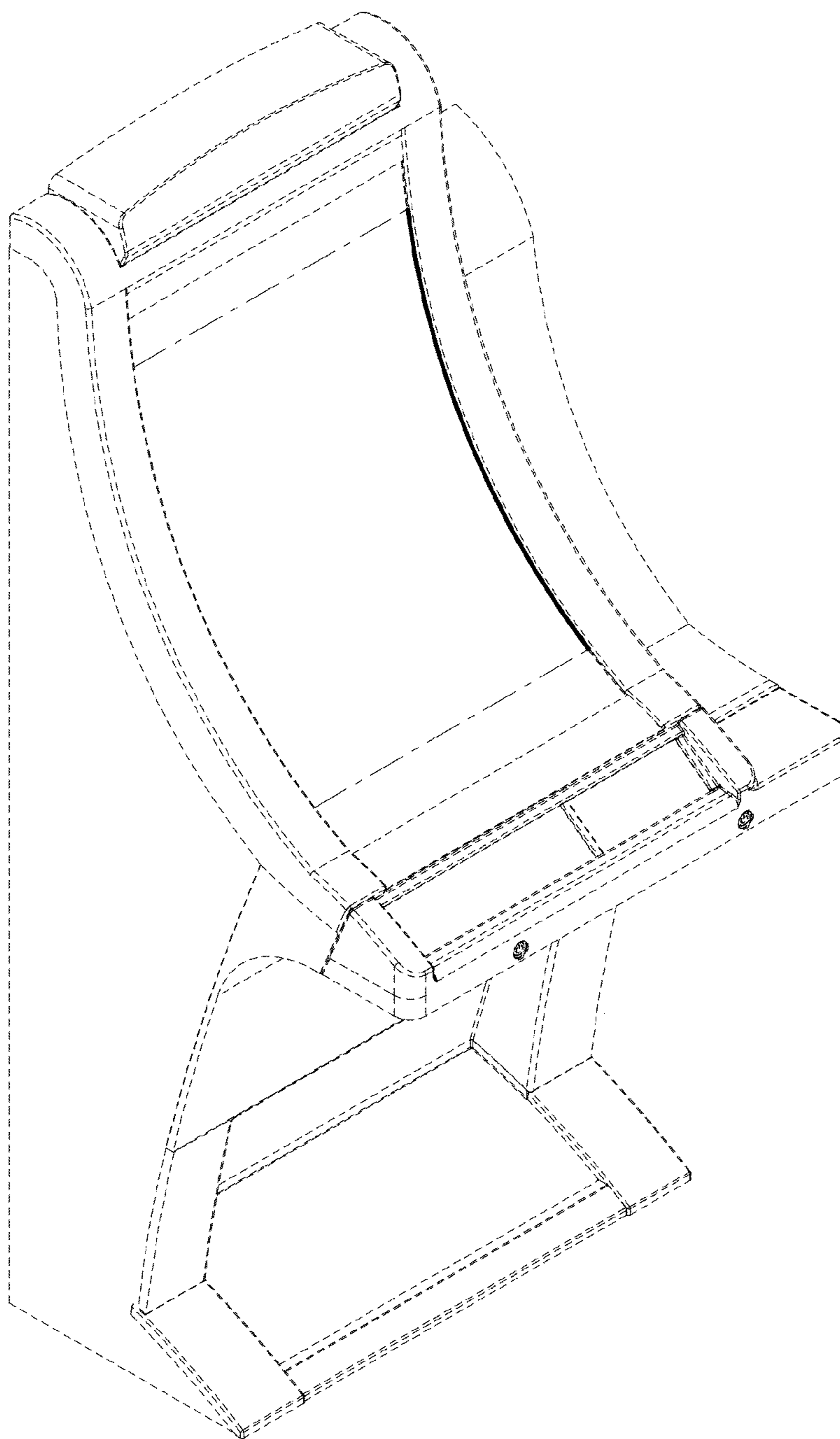


FIG. 17

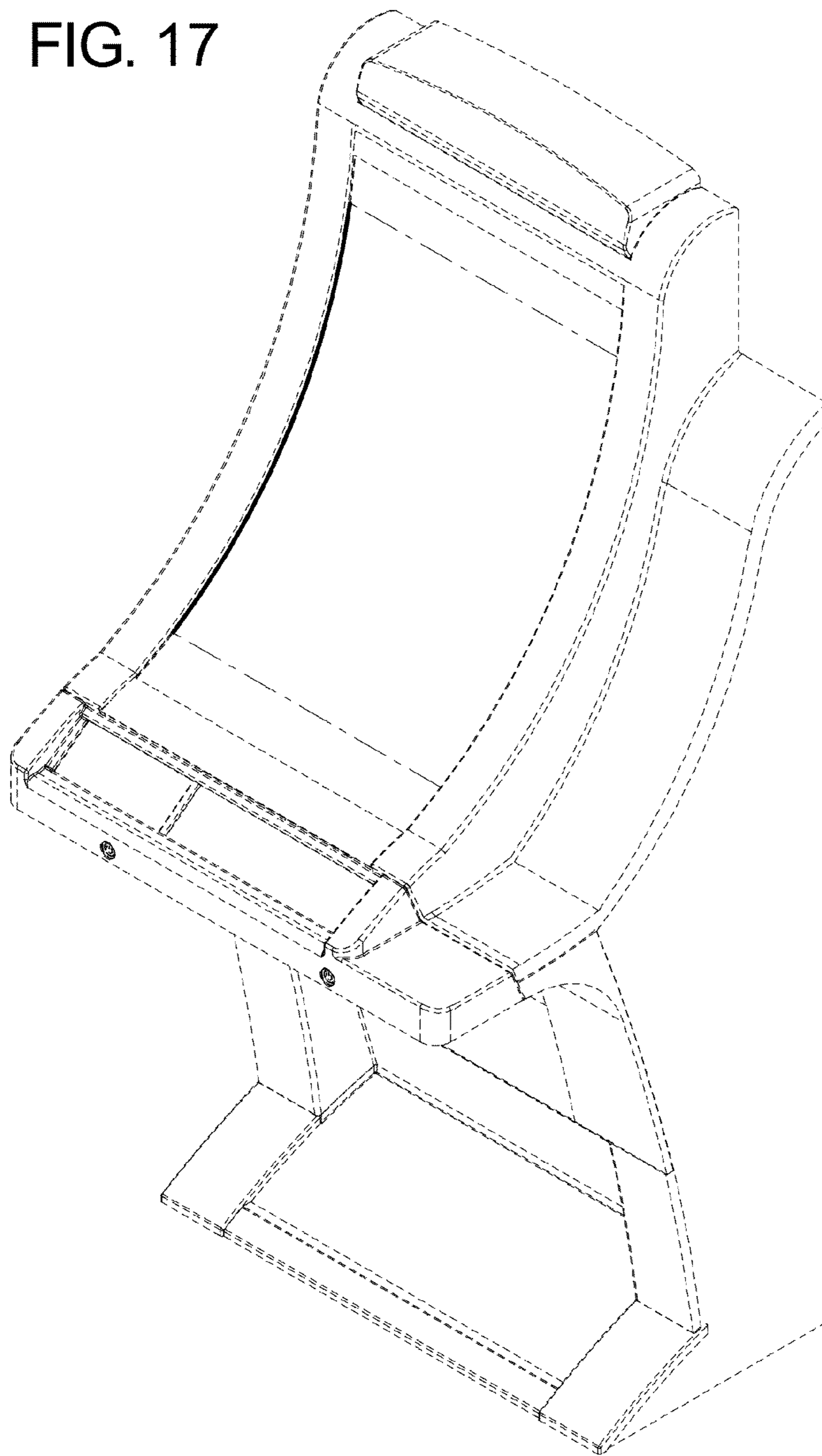


FIG. 18

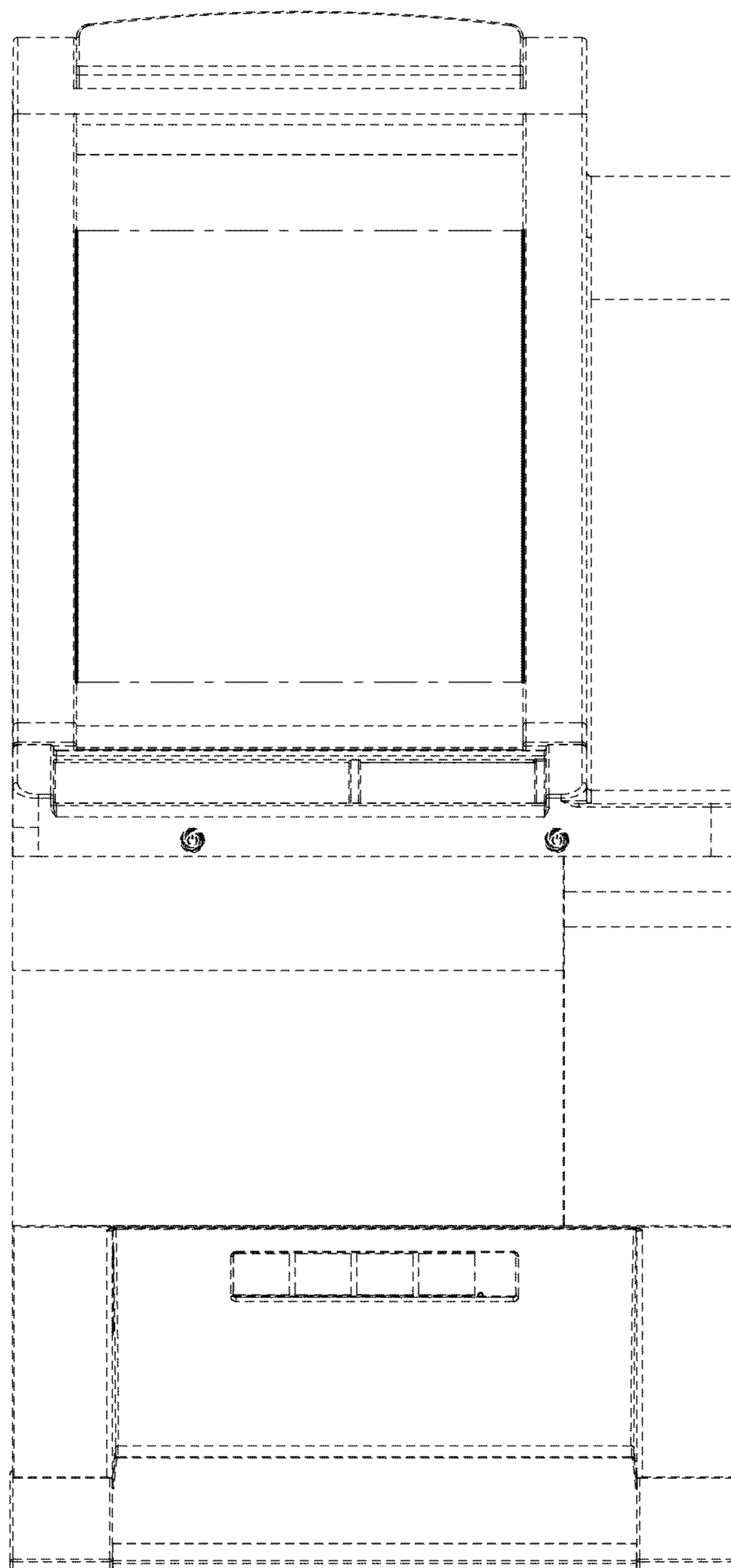


FIG. 19

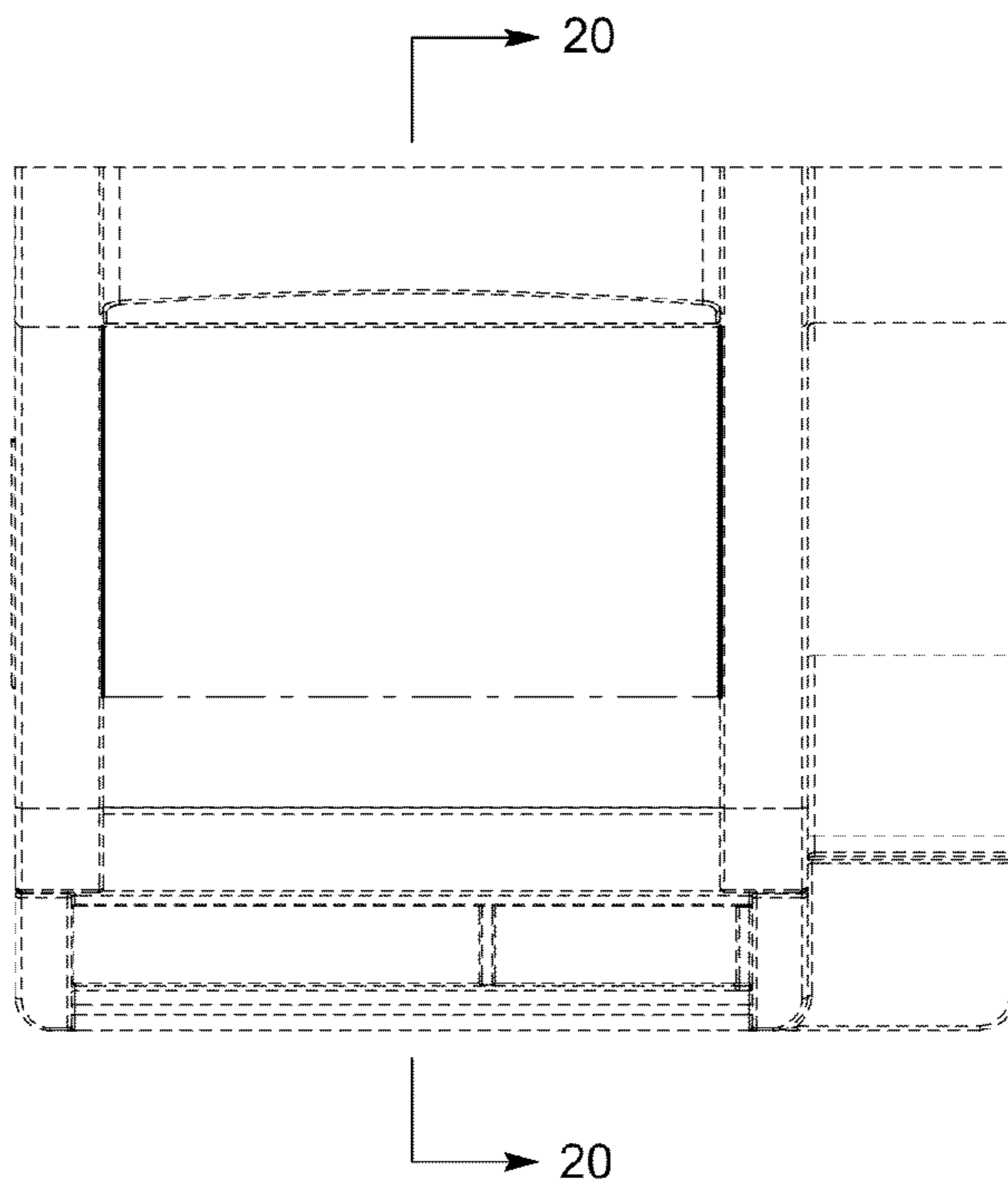


FIG. 20

