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

(10) **Patent No.:** **US D727,671 S**  
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(54) **BEVERAGE CONTAINER**

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(73) Assignee: **Mocktail Beverages, Inc.**, Wenham, MA (US)

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

(21) Appl. No.: **29/451,696**

(22) Filed: **Apr. 5, 2013**

**Related U.S. Application Data**

(63) Continuation-in-part of application No. 13/341,795, filed on Dec. 30, 2011, now abandoned.

(51) **LOC (10) Cl.** ..... **07-01**

(52) **U.S. Cl.**  
USPC ..... **D7/300.1; D7/510**

(58) **Field of Classification Search**  
USPC ..... D7/300.1, 510, 511, 523, 509; 206/221; 220/568; 215/40, 12.1; D9/551, 502, D9/520

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

|               |         |                    |          |
|---------------|---------|--------------------|----------|
| 300,867 A     | 6/1884  | Hauck              |          |
| 1,740,223 A * | 12/1929 | Burvenick          | 220/568  |
| 1,765,129 A   | 6/1930  | Cooke              |          |
| D96,965 S *   | 9/1935  | Fuerst             | D7/300.1 |
| 2,090,320 A * | 8/1937  | Amick              | 215/12.1 |
| 2,385,648 A   | 9/1945  | Prager             |          |
| 2,433,248 A   | 12/1947 | Swicr              |          |
| 2,725,733 A   | 12/1955 | Davis              |          |
| 3,640,416 A   | 2/1972  | Temple             |          |
| 3,856,138 A   | 12/1974 | Maekawa et al.     |          |
| 4,203,517 A   | 5/1980  | Hildebrandt et al. |          |
| 4,682,689 A   | 7/1987  | Pereira et al.     |          |

|             |         |                   |
|-------------|---------|-------------------|
| 4,793,475 A | 12/1988 | Itzel             |
| D364,566 S  | 11/1995 | Douer             |
| 5,465,835 A | 11/1995 | Schumacher et al. |

(Continued)

**FOREIGN PATENT DOCUMENTS**

|    |                   |         |
|----|-------------------|---------|
| EP | 0 654 417         | 5/1995  |
| WO | WO 2010/126341 A2 | 11/2010 |
| WO | WO 2011/089505    | 7/2011  |

**OTHER PUBLICATIONS**

K&D Wines and Spirits, Cointreau Cocktail Recipes and Shaker, Sep. 9, 2010; retrieved from internet www.kdwine.com/r/article/9/9-Cointreau.

(Continued)

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(57) **CLAIM**

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

**DESCRIPTION**

This application is related to U.S. Design patent application Ser. No. 29/451,689, entitled "Beverage Container for Retail Sale" by William D. Gamelli and Craig Sawicki, filed on even date herewith, which presents further embodiments of the present invention.

FIG. 1 is a perspective view of a beverage container showing my new design;

FIG. 2 is a top plan view thereof;

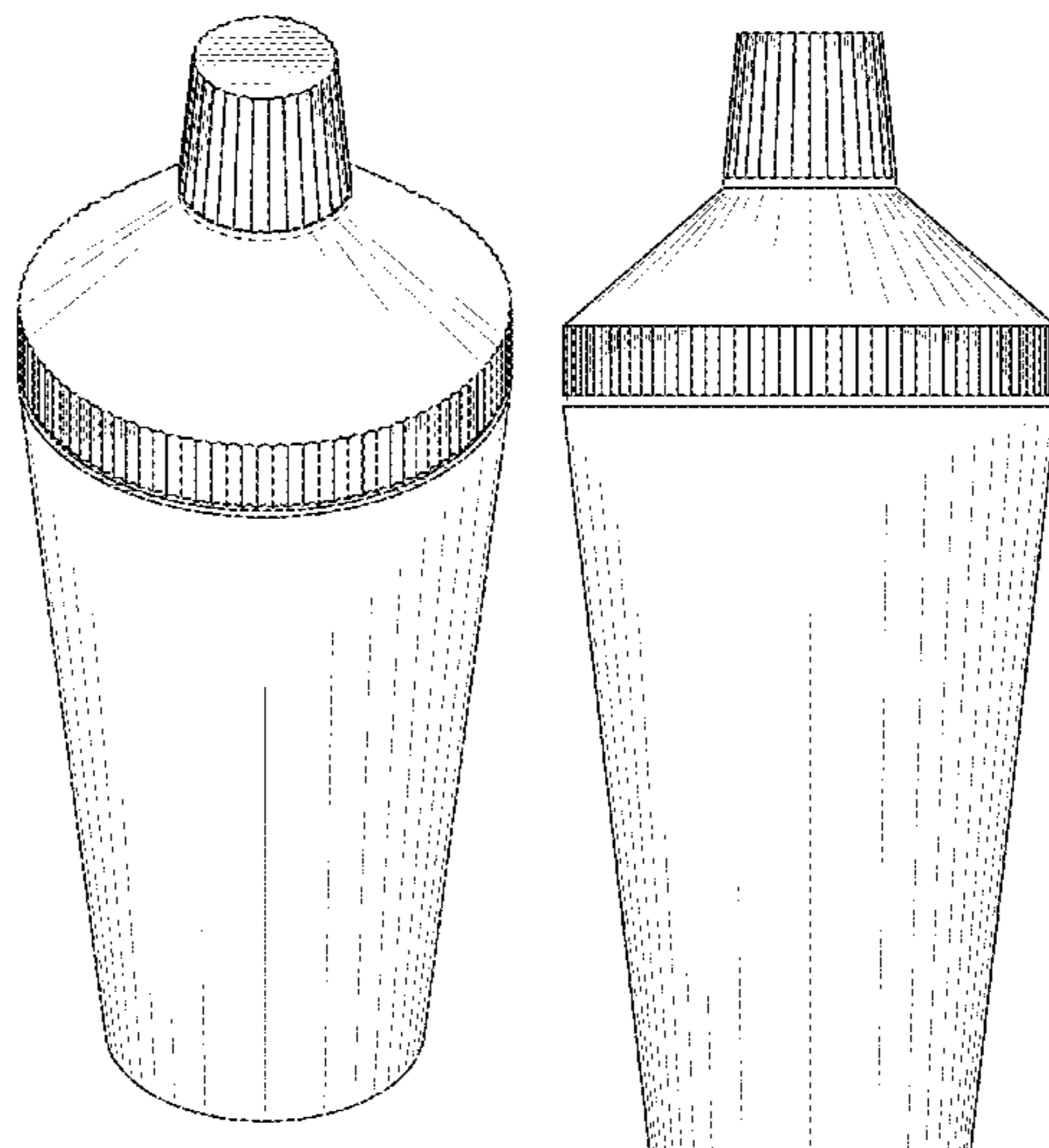
FIG. 3 is a side view thereof;

FIG. 4 is a bottom view thereof; and,

FIG. 5 is an exploded view thereof.

The broken lines in the drawings showing screw structures and threads and sealing gaskets in FIG. 5 are included for the purpose of illustration and form no part of the claimed design.

**1 Claim, 2 Drawing Sheets**



(56)

**References Cited**

U.S. PATENT DOCUMENTS

5,547,275 A 8/1996 Lillelund et al.  
 5,588,550 A 12/1996 Meyer  
 D384,236 S \* 9/1997 Douer ..... D7/300.1  
 D390,462 S 2/1998 Mao  
 D429,593 S 8/2000 Thuma  
 6,159,513 A 12/2000 Judlowe et al.  
 D438,758 S 3/2001 Tal et al.  
 D439,111 S 3/2001 Tal et al.  
 D480,590 S \* 10/2003 Linz et al. .... D7/300.1  
 D480,599 S 10/2003 Linz et al.  
 D483,981 S 12/2003 Linz et al.  
 D483,982 S \* 12/2003 Irvine ..... D7/300.1  
 D489,627 S 5/2004 Klitsner et al.  
 D510,497 S \* 10/2005 Hou ..... D7/300.1  
 D519,835 S 5/2006 Dubs et al.  
 D520,654 S \* 5/2006 Freeman et al. .... D26/16  
 D536,986 S \* 2/2007 Nix et al. .... D9/551  
 D576,495 S 9/2008 Slubski  
 7,571,830 B2 8/2009 Lin

D604,984 S \* 12/2009 Kalamaras ..... D7/300.1  
 D608,141 S 1/2010 Sanders  
 D610,005 S 2/2010 McKinney  
 D619,001 S 7/2010 McKinney  
 D694,109 S 11/2013 Tanner  
 2003/0002385 A1 1/2003 Pola et al.  
 2003/0230575 A1 12/2003 Laurent  
 2004/0066705 A1 4/2004 Linz et al.  
 2006/0102584 A1 5/2006 Wellman  
 2010/0024660 A1 2/2010 Wallace  
 2011/0024320 A1 2/2011 Roman et al.  
 2011/0042374 A1 2/2011 Chang  
 2011/0180545 A1 7/2011 Marino et al.  
 2011/0226770 A1 9/2011 Tiesberger  
 2013/0126369 A1 5/2013 Gamelli  
 2014/0312040 A1 10/2014 Gamelli

OTHER PUBLICATIONS

Notification of Transmittal of the International Search Report and  
 Written Opinion of PCT/US2012/065561 dated Feb. 2, 2013.

\* cited by examiner

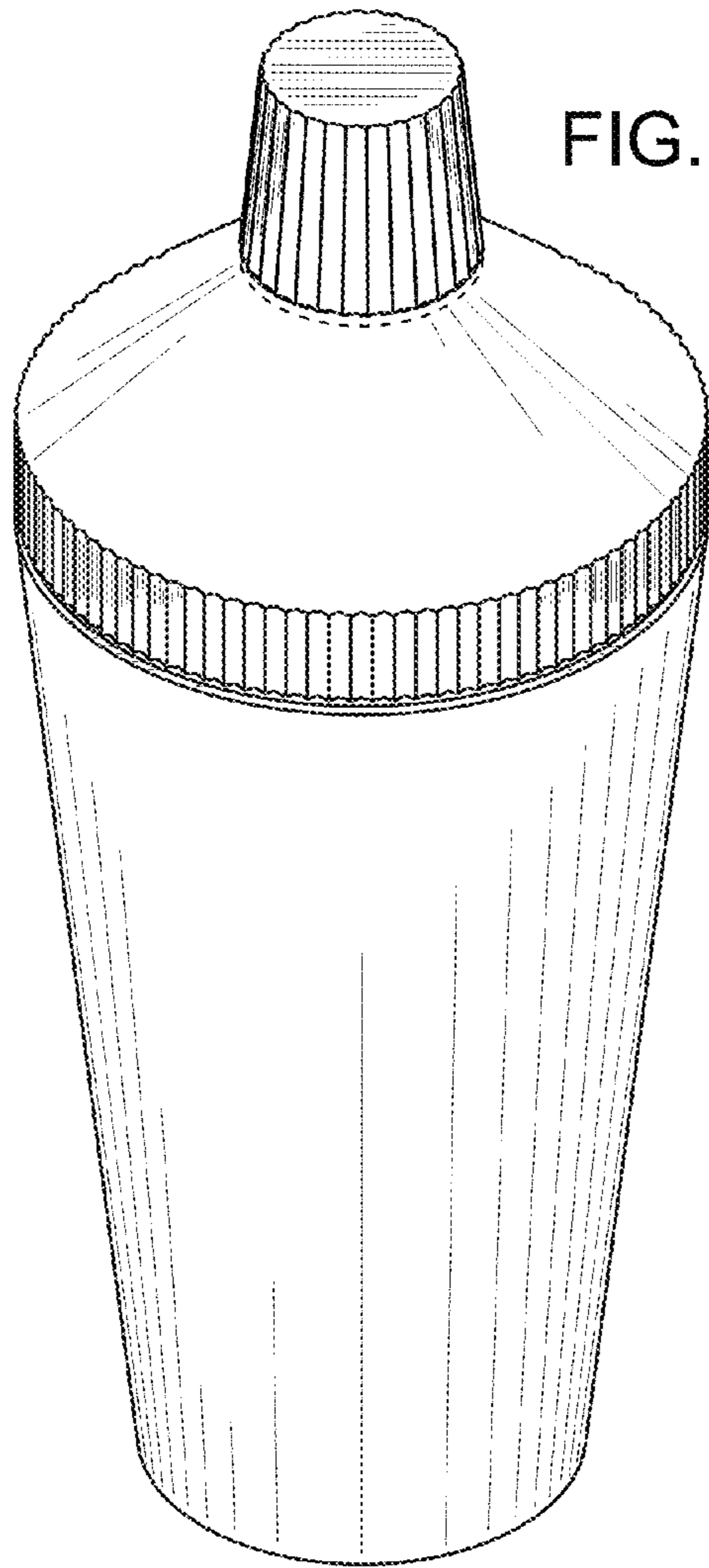


FIG. 1

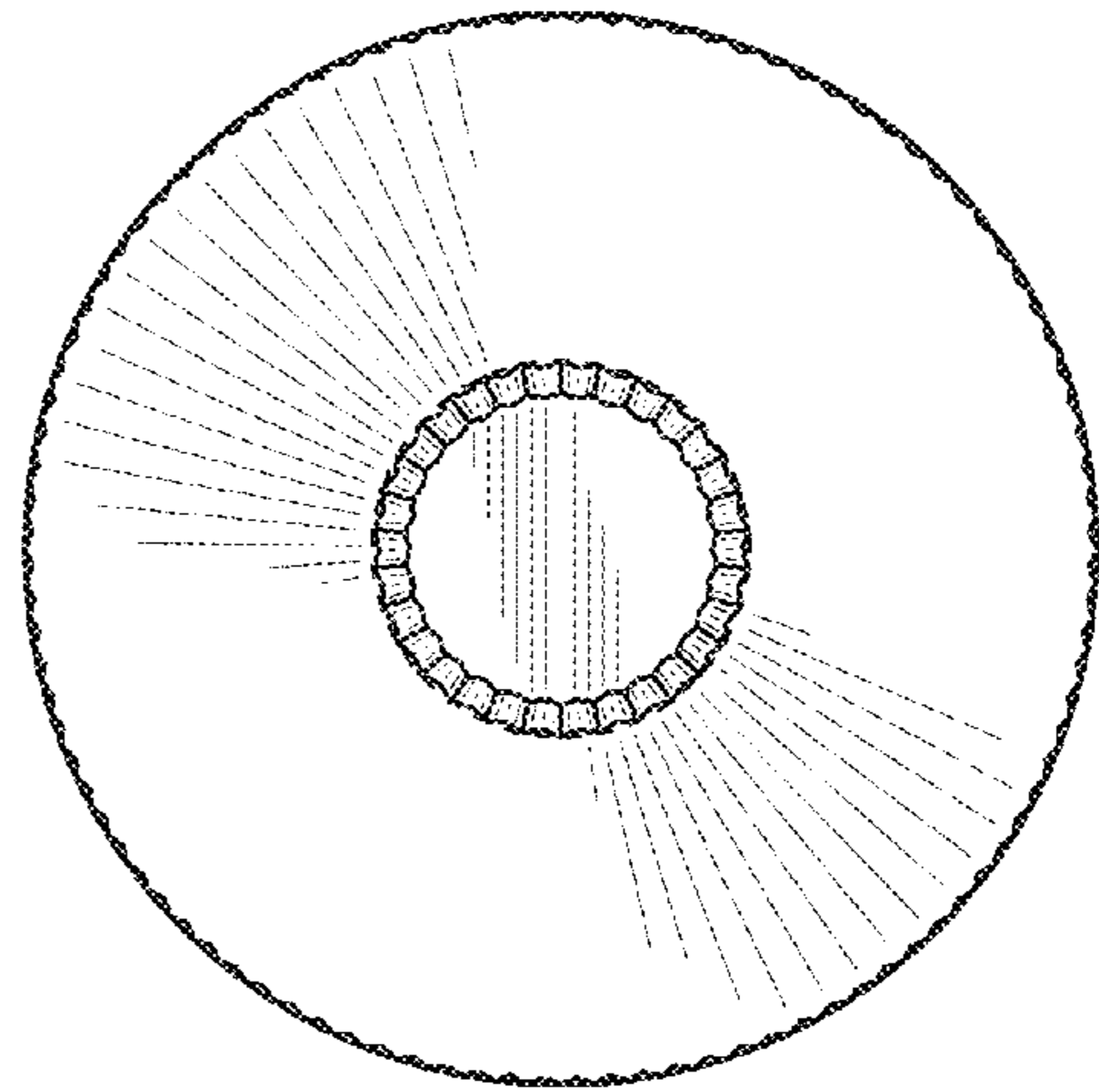


FIG. 2

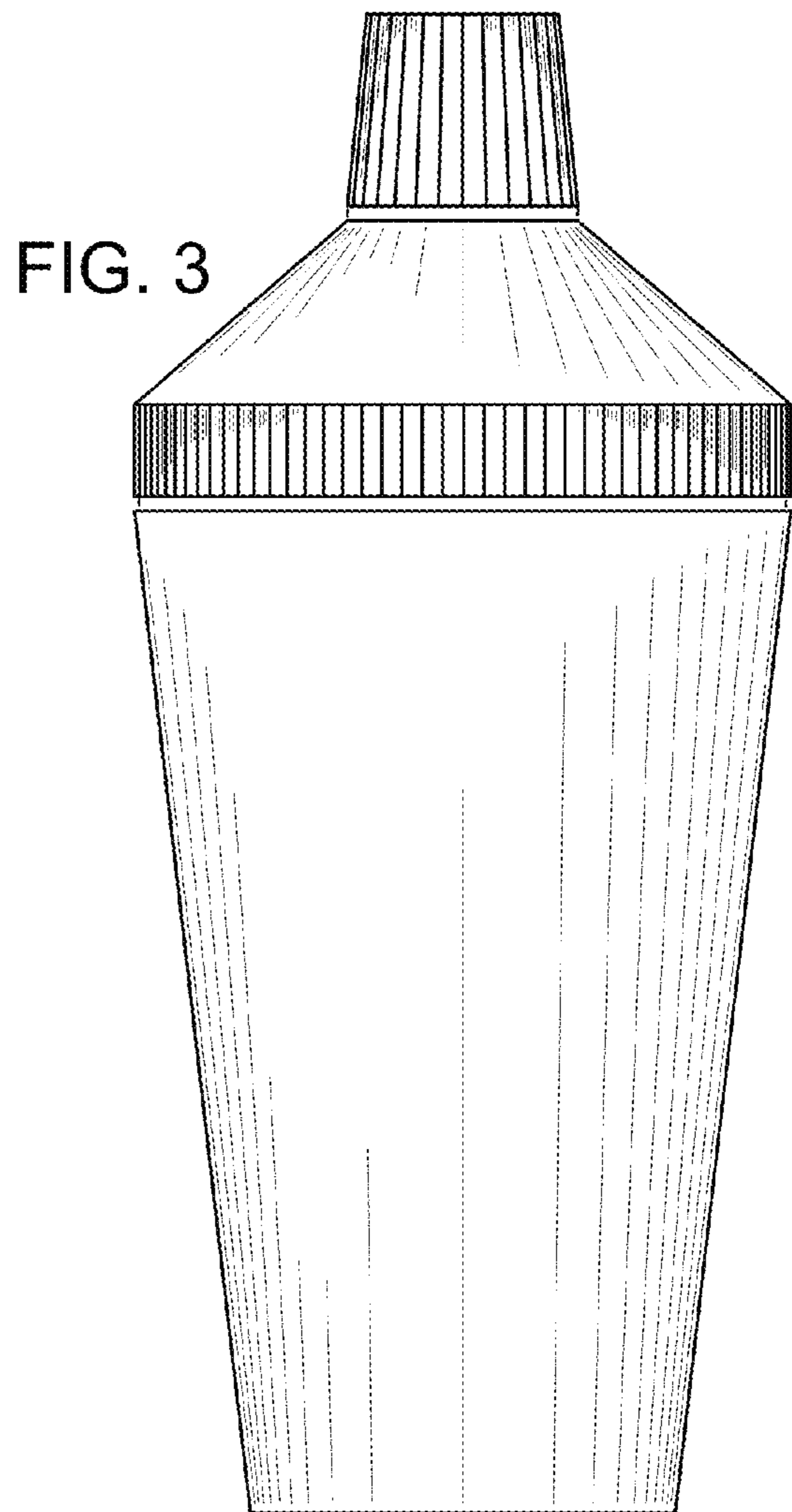


FIG. 3

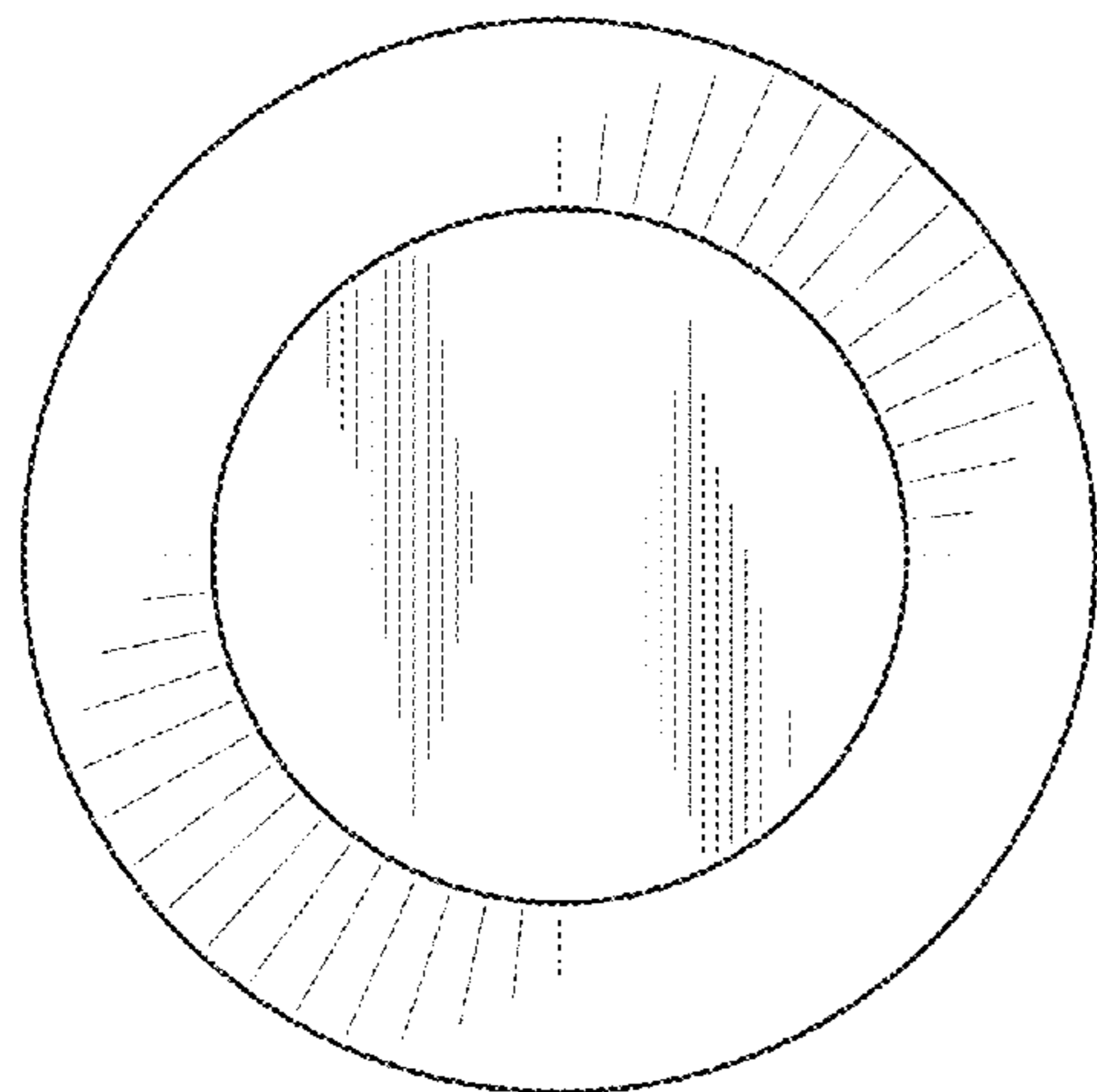


FIG. 4

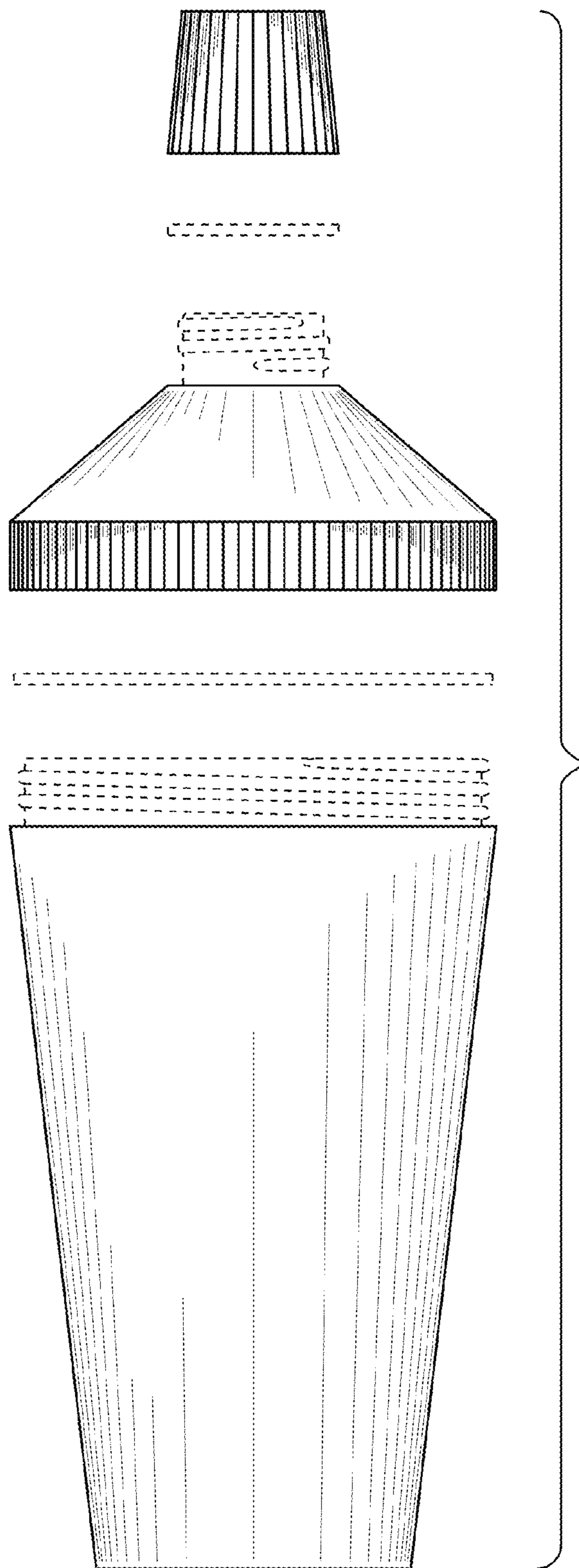


FIG. 5