



US00D746138S

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

(10) **Patent No.:** **US D746,138 S**
(45) **Date of Patent:** **** Dec. 29, 2015**

(54) **CARTON**
(71) Applicant: **SOCIETE DES PRODUITS NESTLE SA, Vevey (CH)**

D316,672 S 5/1991 Wood
D319,388 S 8/1991 McIntosh et al.
5,328,030 A 7/1994 Sutherland

(Continued)

(72) Inventor: **Lyn Bernstein, Norcross, GA (US)**

FOREIGN PATENT DOCUMENTS

(73) Assignee: **SOCIETE DES PRODUITS NESTLE SA, Vevey (CH)**

EP 1262417 A2 12/2002
EP 794907 B1 9/2008

(Continued)

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

OTHER PUBLICATIONS

(21) Appl. No.: **29/510,323**

(22) Filed: **Nov. 26, 2014**

(51) **LOC (10) Cl.** **09-99**

(52) **U.S. Cl.**
USPC **D9/499**

(58) **Field of Classification Search**
USPC D9/414, 415, 416, 434, 435, 437, 457,
D9/499; 131/366; 206/121, 180, 183;
229/120.09

CPC B65D 21/0204; B65D 5/0085
See application file for complete search history.

Butschli, Variety-pack box reveals four 22-oz glass bottles inside, Packworld.com, <http://www.packworld.com/package-design/structural/variety-pack-box-revealsfour-22-oz-glass-bottles-inside>, Jul. 3, 2012.

(Continued)

Primary Examiner — Robert M Spear
Assistant Examiner — Darcey E Heflin
(74) *Attorney, Agent, or Firm* — Holland & Hart LLP

(57) **CLAIM**

The ornamental design for a carton, as shown and described.

DESCRIPTION

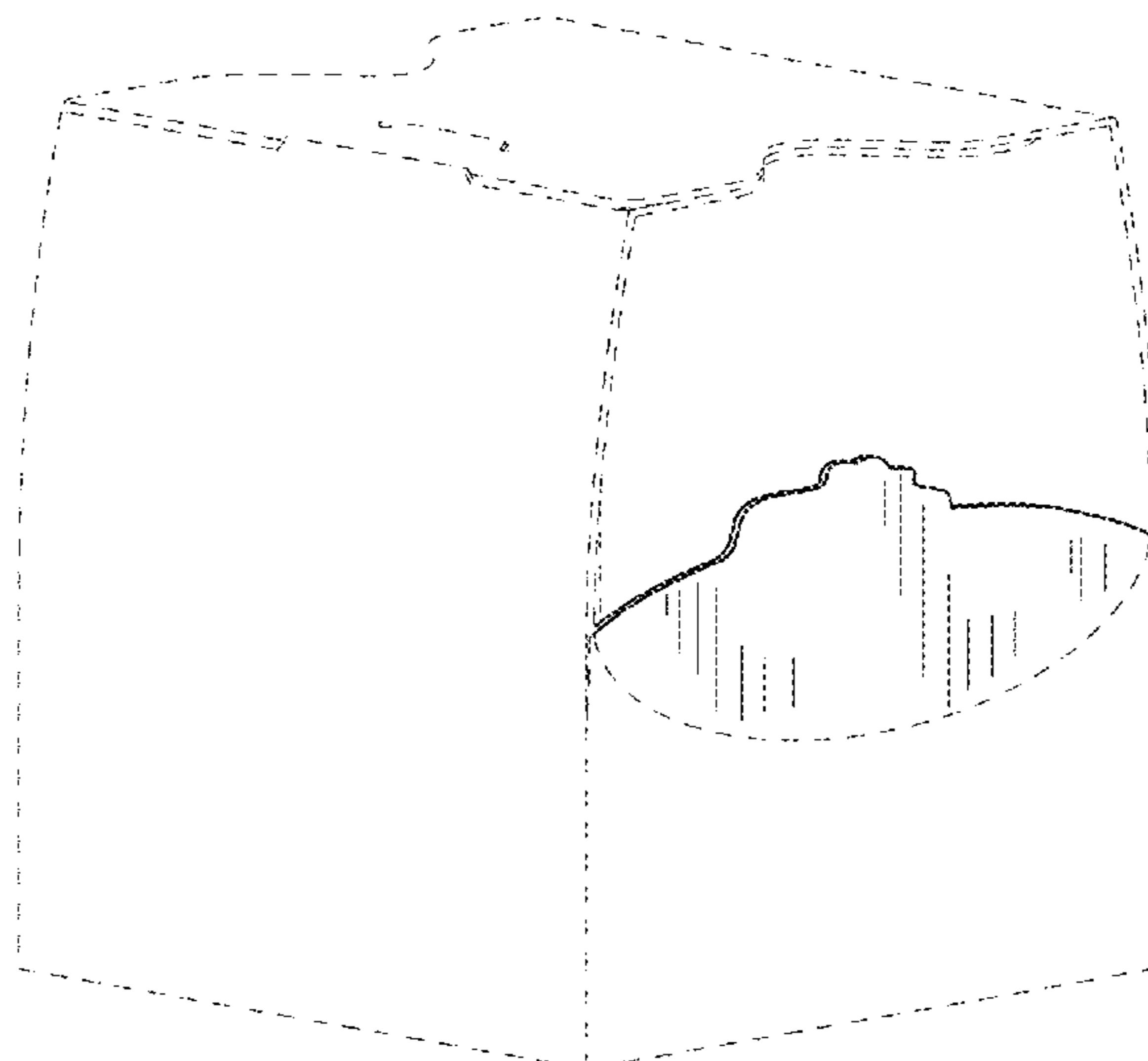
FIG. 1 is a top perspective view of the carton, showing my new design;
FIG. 2 is a right side view of the design illustrated in FIG. 1;
FIG. 3 is a left side view of the design illustrated in FIG. 1;
FIG. 4 is a rear view of the design illustrated in FIG. 1;
FIG. 5 is a front view of the design illustrated in FIG. 1;
FIG. 6 is a top view of the design illustrated in FIG. 1; and,
FIG. 7 is a bottom top view of the design illustrated in FIG. 1.
The broken lines in the drawings are for the purpose of illustrating unclaimed portions of the carton and form no part of the claimed design.

(56) **References Cited**

U.S. PATENT DOCUMENTS

2,241,660	A *	5/1941	Ford	A24F 27/00 206/121
2,527,478	A	10/1950	Gray		
3,963,121	A	6/1976	Kipp		
3,986,658	A	10/1976	Arneson		
D254,844	S	4/1980	Cravens		
D266,226	S	9/1982	Zdarsky et al.		
4,375,258	A	3/1983	Crayne et al.		
4,378,877	A	4/1983	Botterman et al.		
4,385,687	A	5/1983	Dutcher		
4,919,266	A	4/1990	McIntosh et al.		

1 Claim, 4 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

5,375,715 A 12/1994 Serre et al.
 5,381,948 A 1/1995 Coalier et al.
 D355,598 S * 2/1995 Aronhalt D9/415
 D360,827 S 8/1995 Mats
 5,551,556 A 9/1996 Sutherland
 5,593,027 A 1/1997 Sutherland
 5,682,995 A 11/1997 Sutherland
 5,692,614 A 12/1997 Harris
 D394,205 S * 5/1998 Bates D3/308
 D395,007 S 6/1998 Miller et al.
 D395,601 S 6/1998 Miller et al.
 5,944,253 A 8/1999 Miller et al.
 5,947,367 A 9/1999 Miller et al.
 D415,423 S 10/1999 Miller et al.
 D465,416 S * 11/2002 Dzwil D9/432
 D538,647 S * 3/2007 Holley, Jr. D9/434
 D540,668 S * 4/2007 Aldridge D9/434
 D578,385 S * 10/2008 Ancona D9/423
 D589,788 S * 4/2009 Brand D9/423
 D620,353 S 7/2010 Block et al.
 D620,354 S 7/2010 Block
 D655,170 S * 3/2012 Bohache D9/434
 D672,646 S * 12/2012 Vanden Boom D9/434
 8,347,591 B2 1/2013 Coltri-Johnson
 D686,911 S * 7/2013 Coble D9/414
 D727,146 S * 4/2015 Kawai D9/434
 D729,058 S * 5/2015 Ishikawa D9/423
 2004/0011674 A1 1/2004 Theelen
 2009/0065559 A1 3/2009 Parkes

FOREIGN PATENT DOCUMENTS

FR 2650991 A1 2/1991
 WO 2013142814 A1 9/2013

OTHER PUBLICATIONS

Wallin, My First Farm Friends, Magues & Quinn Booksellers, available from http://www.magersandquinn.com/index.php?page=product_info&products_id=2864861&isbn_id=5879941, Sep. 24, 2014.
 Ella's Kitchen The Red One Fruit Smoothie Multipack, Big-GreenSmile.com, available from <http://www.biggreensmile.com/products/ellas-kitchen-the-red-one-fruit-smoothiemultipack/elsmtredmulti.aspx?productid=elsmtredmulti>, accessed on Apr. 4, 2014.
 \$.14 Boost Kid Essentials Drinks @ Safeway, available from <http://www.extremesavingswithdivadesirae.com/2012/09/14-boost-kid-essentialsdrinks-safeway/>, accessed on Apr. 4, 2014.
 Amazon.com, Illy issimo caffè drink, available from http://www.amazon.com/Coffee-Drink-Caffe-Value-pack/dp/B005GRBQ0K/ref=sr_1_12?s=grocery&ie=UTF8&qid=1396636644&sr=1-12, accessed on Apr. 4, 2014.
 Horsnel, Tumult Gets Brand Redesign, Brands.com—Drinks, available from <http://drink-brands.com/drinks/soft-drink/tumult-gets-brand-redesign/>, accessed on Apr. 4, 2014.
 Creative Packaging, Wines and Beverages, available from <http://www.creativepackaging.com.au/products/prod-wine-beverages.aspx>, accessed on Apr. 4, 2014.
 English Abstract and English machine translation of the specification and claims for FR2650991. Feb. 22, 1991.

* cited by examiner

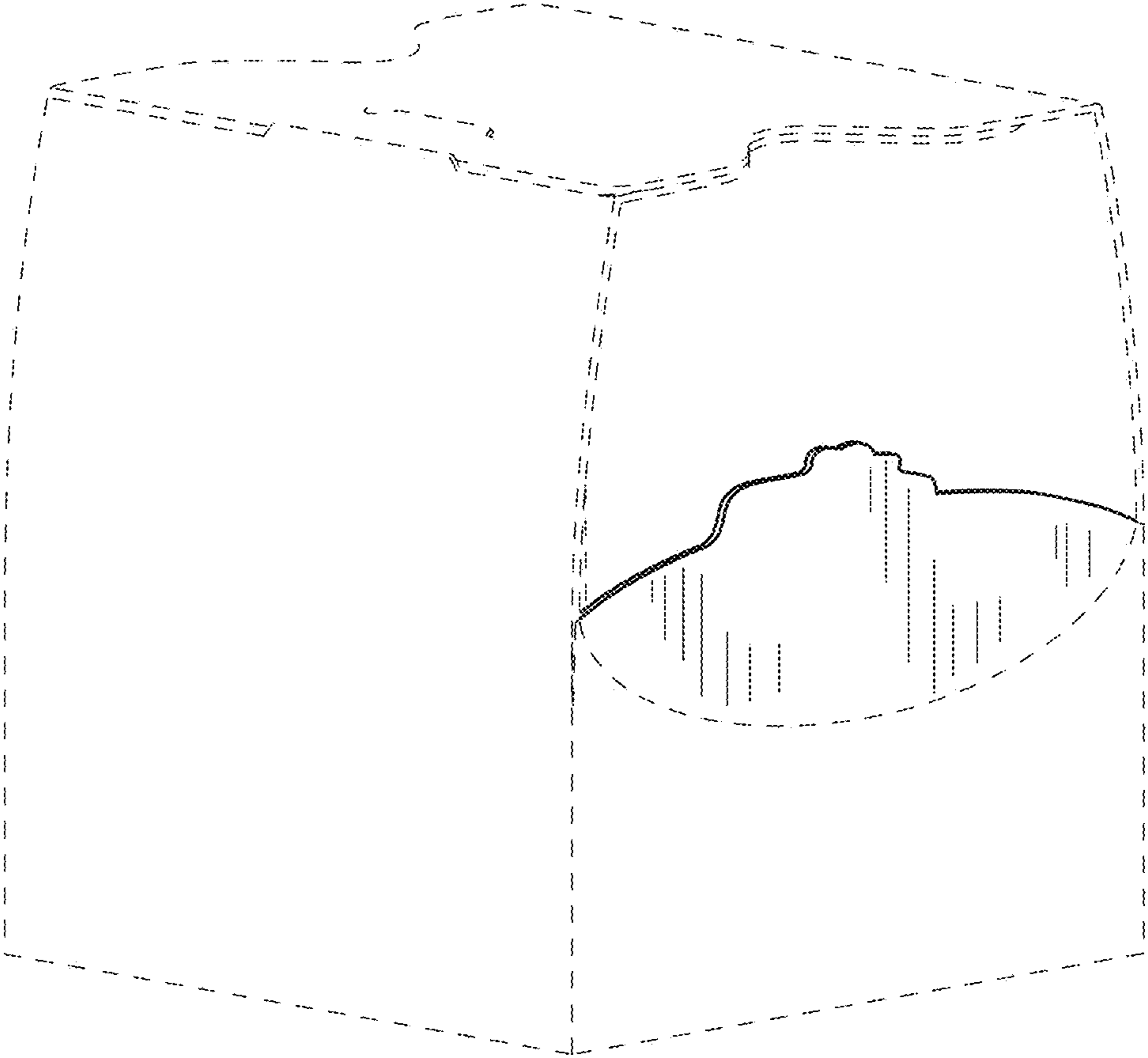


FIG.1

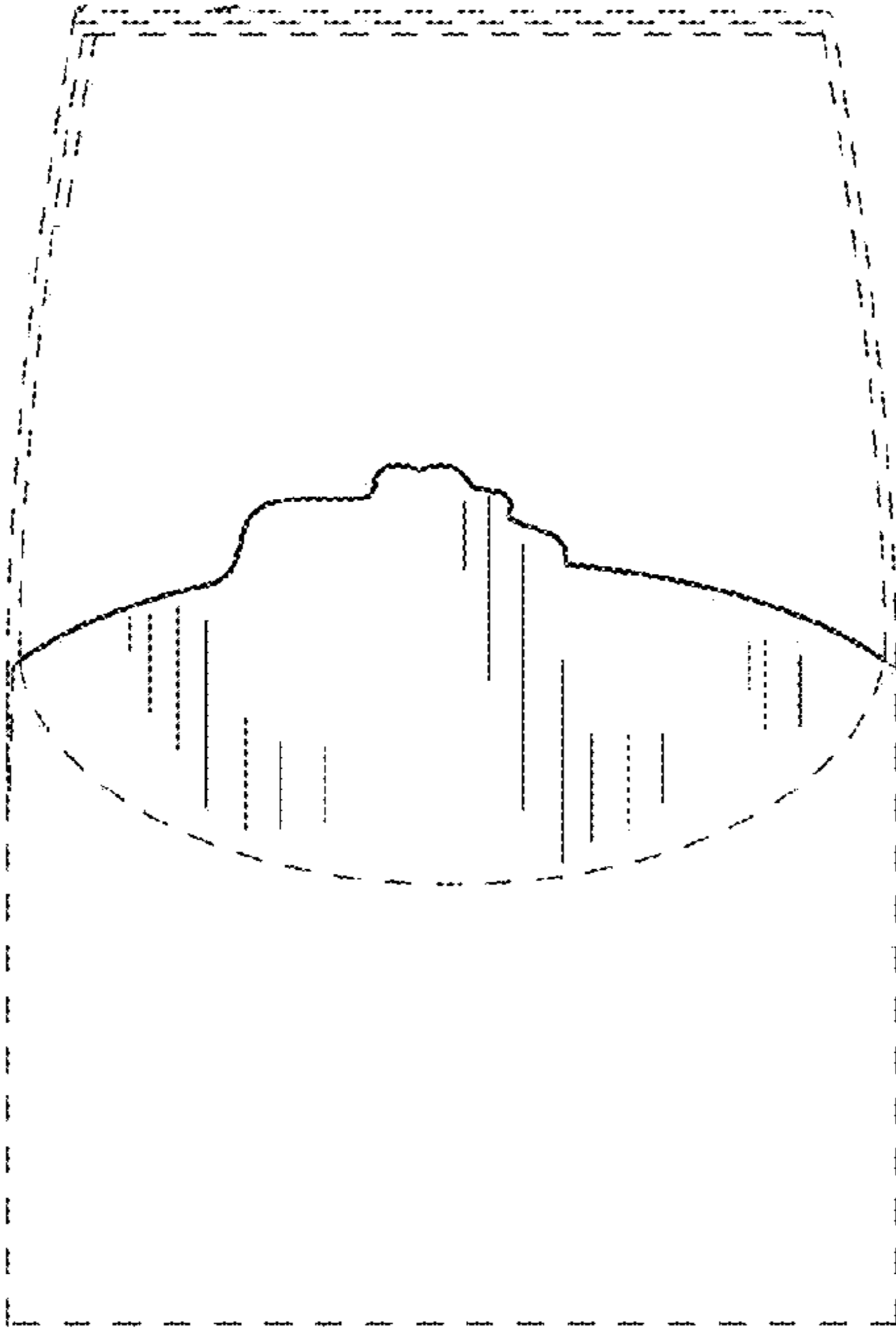


FIG. 2

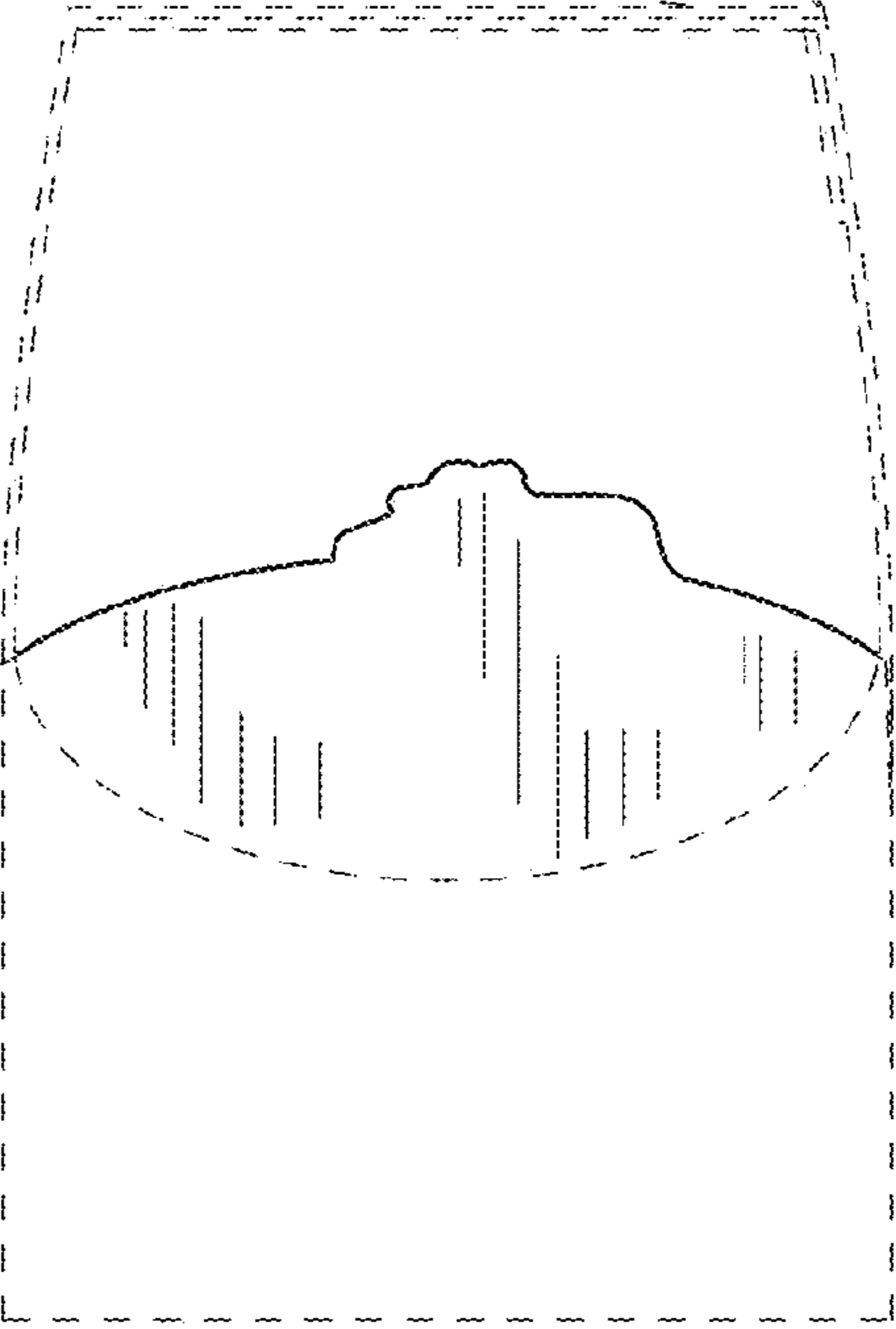


FIG. 3

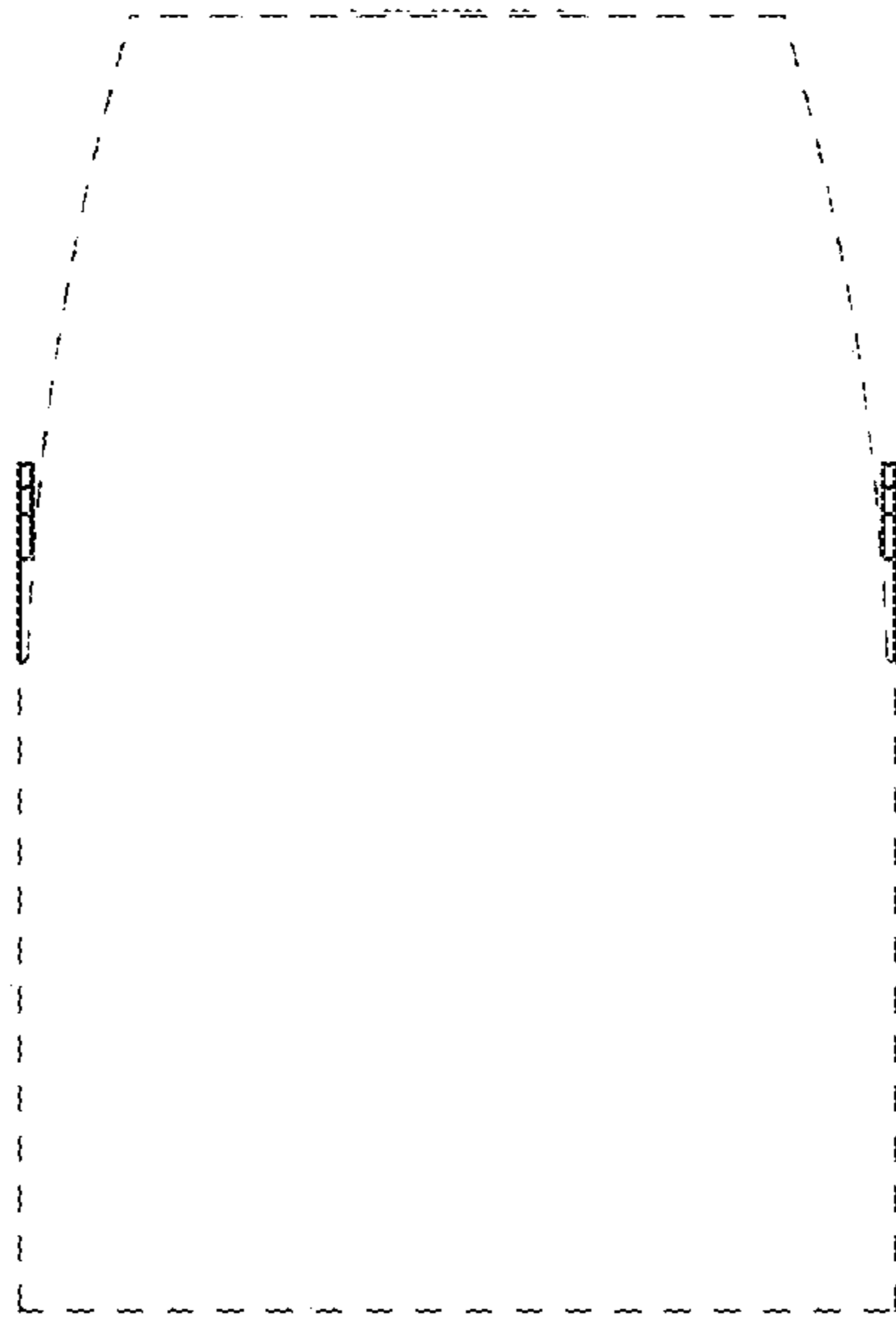


FIG.4

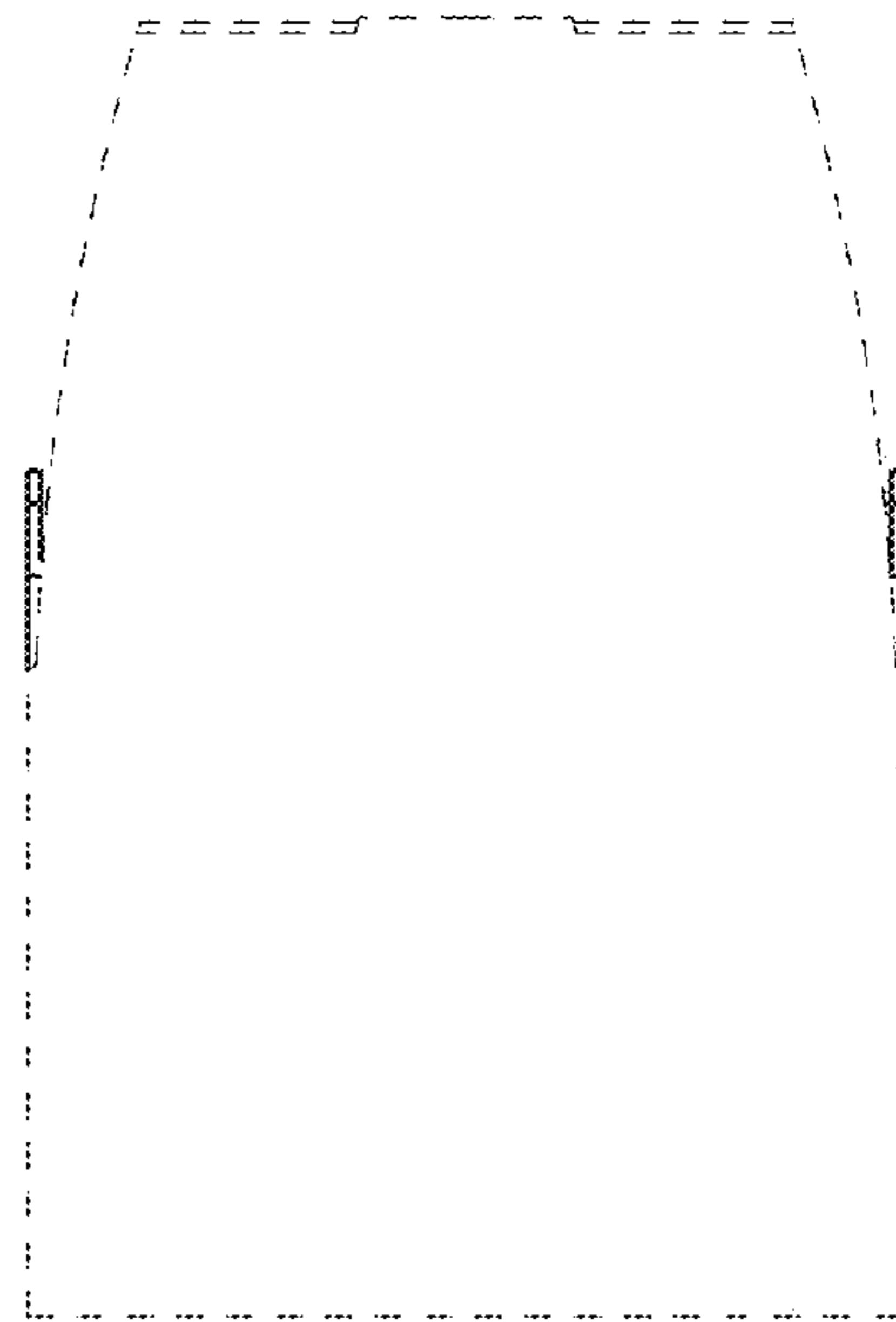


FIG.5

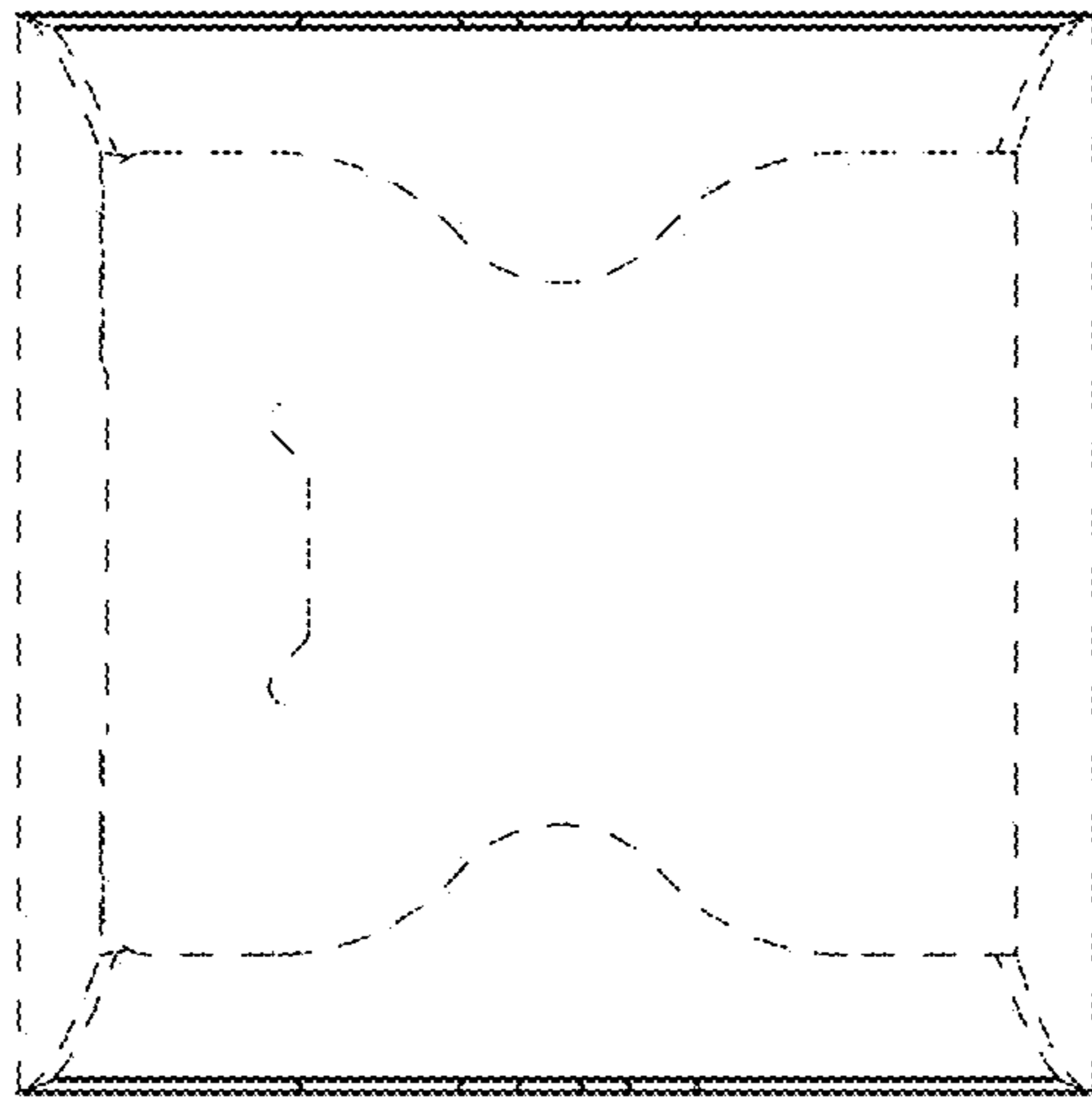


FIG. 6

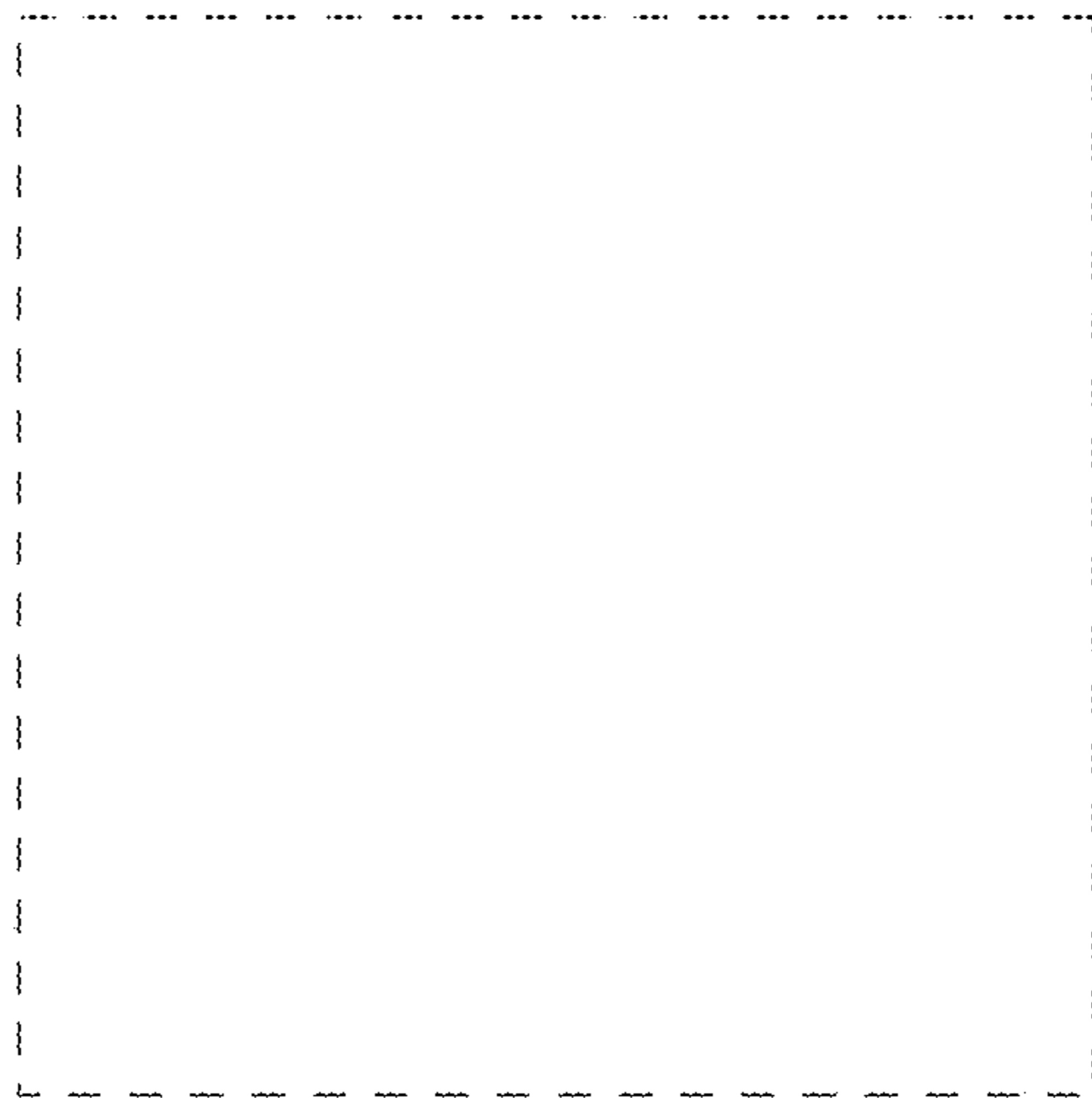


FIG. 7