



US00D753872S

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

(10) **Patent No.:** **US D753,872 S**
(45) **Date of Patent:** **** Apr. 12, 2016**

(54) **SMOKING ACCESSORY**

(71) Applicant: **Philip Morris Products S.A.**, Neuchatel (CH)
(72) Inventors: **Gregor Mittersinker**, Warwick, RI (US); **Aaron Abroff**, Acton, MA (US); **Laurent Manca**, Grandvaux (CH)
(73) Assignee: **PHILIP MORRIS PRODUCTS S.A.**, Neuchatel (CH)

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

(21) Appl. No.: **29/498,167**

(22) Filed: **Jul. 31, 2014**

Related U.S. Application Data

(62) Division of application No. 29/422,430, filed on May 21, 2012, now Pat. No. Des. 736,994.

(30) **Foreign Application Priority Data**

Nov. 21, 2011 (EM) 001303150-0001
Nov. 21, 2011 (EM) 001303150-0002
Nov. 21, 2011 (EM) 001303150-0003
Nov. 21, 2011 (EM) 001303150-0004
Nov. 21, 2011 (EM) 001303150-0005
Nov. 21, 2011 (EM) 001303150-0006

(51) **LOC (10) Cl.** **27-01**

(52) **U.S. Cl.**
USPC **D27/101**

(58) **Field of Classification Search**
USPC D27/100, 101, 163; 131/270-273, 131/360-368, 329, 330
CPC A24C 1/18; A24D 1/00; A61M 15/06; A24F 47/002

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

86,101 A * 1/1869 Reckendorfer B42K 29/0875
40/335
111,089 A 1/1871 Scholfield
D28,836 S 6/1898 Heitmann
D34,334 S 4/1901 Requard
1,672,934 A * 6/1928 Engstrom A24D 1/042
131/363
1,995,069 A * 3/1935 Lim A24C 1/32
131/365

(Continued)

FOREIGN PATENT DOCUMENTS

CN 300921772 5/2009
CN 300929777 5/2009

(Continued)

OTHER PUBLICATIONS

U.S. Appl. No. 29/422,430, filed May 21, 2012, Mittersinker et al.
(Continued)

Primary Examiner — Susan Bennett Hattan

Assistant Examiner — Janice Hallmark

(74) *Attorney, Agent, or Firm* — Oblon, McClelland, Maier & Neustadt, L.L.P.

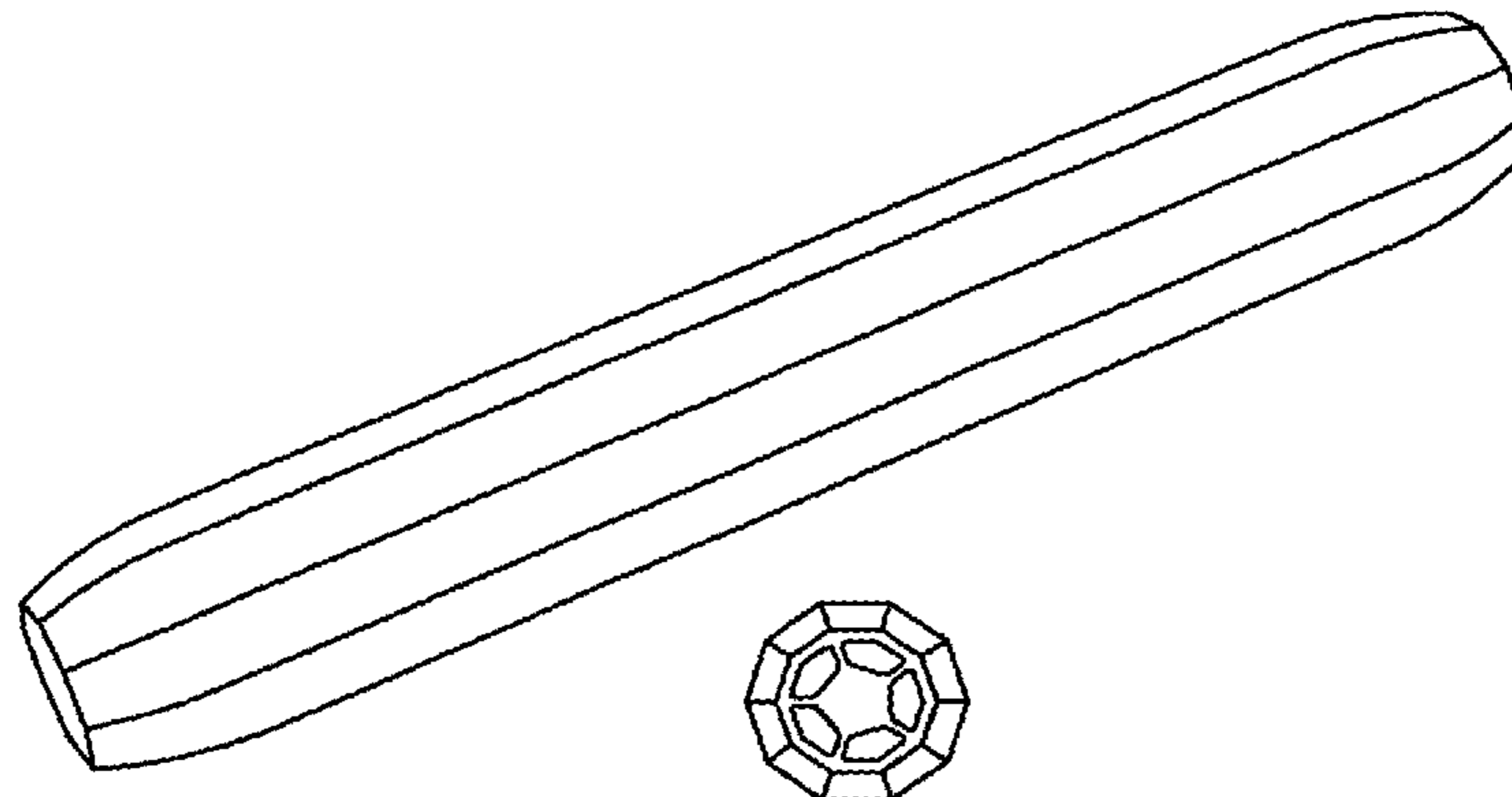
(57) **CLAIM**

The ornamental design for a smoking accessory, as shown and described.

DESCRIPTION

FIG. 1 shows a perspective view of the back, top, and left side of the design for a smoking accessory;
FIG. 2 shows a right side view thereof;
FIG. 3 shows a top plan view thereof;
FIG. 4 shows a left side view thereof;
FIG. 5 shows a bottom plan view thereof;
FIG. 6 shows a front plan view thereof; and,
FIG. 7 shows a back plan view thereof.

1 Claim, 7 Drawing Sheets



(56)

References Cited

FOREIGN PATENT DOCUMENTS

U.S. PATENT DOCUMENTS				CN			
2,027,596	A *	1/1936	Kurz	A23L 1/007	CN	301100296	12/2009
				426/102	CN	301114285	1/2010
2,075,493	A *	3/1937	Adair	A24D 1/042	CN	301168378	3/2010
				131/361	CN	301168379	3/2010
D132,773	S *	6/1942	Saulsbury	D19/186	CN	301168380	3/2010
2,364,849	A *	12/1944	Ibbotson	A01K 87/00	CN	301168381	3/2010
				124/23.1	CN	301168382	3/2010
2,445,476	A	7/1948	Folkman		CN	301168383	3/2010
3,516,417	A	6/1970	Moses		CN	301322530	S 8/2010
3,587,573	A	6/1971	Flack		CN	301357985	S 9/2010
D229,725	S	12/1973	Berger		CN	301376916	S 11/2010
D229,726	S *	12/1973	Finn	D27/163	CN	301412347	S 12/2010
D229,788	S	1/1974	Berger		CN	301428288	S 12/2010
D229,789	S	1/1974	Berger		CN	301547690	S 5/2011
D229,790	S	1/1974	Berger		CN	301547691	S 5/2011
RE30,704	E *	8/1981	Hughes	A24D 1/08	CN	301555201	S 5/2011
				131/351	CN	301722386	S 9/2011
					CN	301722384	S 11/2011
					CN	301744970	S 11/2011
5,042,510	A	8/1991	Curtiss et al.		CN	301970169	S 6/2012
5,269,327	A	12/1993	Counts et al.		EM	000084876-0001	1/2004
5,417,227	A	5/1995	West		EM	000084876-0002	1/2004
5,611,360	A	3/1997	Tang		EM	000084876-0003	1/2004
5,613,504	A	3/1997	Collins et al.		EM	000084876-0004	1/2004
D404,515	S *	1/1999	Dal Monte	D27/101	EM	000084876-0005	1/2004
D404,516	S *	1/1999	Benhamou	D27/101	EM	000084876-0006	1/2004
D404,517	S *	1/1999	Dal Monte	D27/101	EM	000084876-0007	1/2004
D404,518	S *	1/1999	Dal Monte	D27/101	EM	000084876-0008	1/2004
D404,519	S *	1/1999	Dal Monte	D27/101	EM	000084876-0009	1/2004
D405,219	S *	2/1999	Dal Monte	D27/101	EM	000084876-0010	1/2004
D405,220	S *	2/1999	Dal Monte	D27/101	EM	000084876-0011	1/2004
D405,221	S *	2/1999	Dal Monte	D27/101	EM	000084876-0012	1/2004
5,865,185	A	2/1999	Collins et al.		EM	000084876-0013	1/2004
D410,107	S *	5/1999	Dal Monte	D27/101	EM	000084876-0014	1/2004
D410,765	S	6/1999	Gawryk		EM	000084876-0015	1/2004
6,532,965	B1	3/2003	Abhulimen et al.		EM	000084876-0016	1/2004
D493,911	S *	8/2004	Somma	D27/101	EM	000084876-0017	1/2004
D590,988	S	4/2009	Hon		EM	001025779-0001	11/2008
D590,989	S	4/2009	Hon		EM	001857558-0001	5/2011
D614,346	S *	4/2010	Lik	D27/101	EM	001307649-0002	12/2011
D624,238	S	9/2010	Turner		EM	001307649-0003	12/2011
D642,330	S *	7/2011	Turner	D24/133	EM	001307649-0004	12/2011
D644,375	S	8/2011	Zhou		EM	001307649-0005	12/2011
D646,431	S	10/2011	Awty et al.		EM	001307649-0006	12/2011
D653,803	S	2/2012	Timmermans		EM	001303150-0001	1/2012
D654,950	S *	2/2012	Ryan	D19/133	EM	001303150-0002	1/2012
D655,036	S	2/2012	Zhou		EM	001303150-0003	1/2012
D657,091	S	4/2012	Braveman		EM	001303150-0004	1/2012
D662,257	S *	6/2012	Alelov	D27/101	EM	001303150-0005	1/2012
D666,355	S *	8/2012	Alelov	D27/101	EM	001303150-0006	1/2012
D667,878	S *	9/2012	Xie	D19/163	EM	001317556-0007	3/2012
D685,522	S	7/2013	Potter et al.		EM	001317556-0008	3/2012
D687,181	S	7/2013	Goch		EM	001317556-0009	3/2012
8,499,766	B1	8/2013	Newton		EM	001991100-0001	3/2012
D691,765	S	10/2013	Tucker et al.		EM	001991100-0002	3/2012
D691,766	S	10/2013	Tucker et al.		EM	001991100-0003	3/2012
D693,053	S *	11/2013	Chen	D27/101	EM	001991100-0004	3/2012
D694,468	S *	11/2013	Chen	D27/101	EM	001991100-0005	3/2012
D695,449	S	12/2013	Tucker et al.		EM	001991100-0006	3/2012
D696,455	S	12/2013	Abroff		EM	001991100-0007	3/2012
D696,815	S	12/2013	Abroff		EM	001991100-0008	3/2012
D699,391	S	2/2014	Abroff et al.		EM	001991100-0009	3/2012
8,646,461	B2	2/2014	von Borstel et al.		EM	001991100-0010	3/2012
D720,882	S *	1/2015	Albanese	D27/101	EM	001991126-0001	3/2012
D720,883	S *	1/2015	Albanese	D27/101	EM	001991126-0002	3/2012
D723,216	S *	2/2015	Chen	D27/101	EM	001991126-0003	3/2012
D725,310	S *	3/2015	Eksouzian	D27/101	EM	001991126-0004	3/2012
D725,821	S *	3/2015	Levin	D27/101	EM	001991126-0005	3/2012
D725,822	S *	3/2015	Liu	D27/101	EM	001991126-0006	3/2012
D736,994	S *	8/2015	Mittersinker	D27/101	EM	001991126-0007	3/2012
2003/0029465	A1	2/2003	Strickland et al.		EM	001307631-0003	4/2012
2011/0290268	A1	12/2011	Schennum		EM	001307631-0004	4/2012
2014/0352707	A1 *	12/2014	Liu	A24F 47/008	EM	001307631-0021	4/2012
				131/329	EM	001307649-0001	4/2012
					EM	001307656-0001	4/2012
					EM	001307656-0004	4/2012
					EM	001307656-0007	4/2012

(56)

References Cited

FOREIGN PATENT DOCUMENTS		
EM	001307656-0013	4/2012
EP	1536703	9/2006
FR	891209	2/1990
JP	D1273004	4/2006
JP	D1385679	3/2010
JP	D1385674	4/2010
JP	D1385675	4/2010
JP	D1385676	4/2010
JP	D1385677	4/2010
JP	D1409197	3/2011
KR	3003974070000	11/2005
KR	300402970001	7/2006
KR	3005589800000	4/2010
KR	3005838550000	1/2011
KR	3005838560000	1/2011
KR	3006097230000	8/2011
KR	300620302000	11/2011
VN	3-2012-00620	5/2012
VN	3-2012-00621	5/2012

VN	3-2012-00622	5/2012
VN	3-2012-00623	5/2012
VN	3-2012-00624	5/2012
VN	3-2012-00625	5/2012
WO	2008/113420	9/2008
WO	2009/079641	6/2009

OTHER PUBLICATIONS

Republic of Vietnam Office Action dated Mar. 12, 2014, in application No. 3-2012-00828, with English translation, 4 pp.
 Republic of Vietnam Office Action dated Mar. 12, 2014, in application No. 3-2012-00829, with English translation, 4 pp.
 Republic of Vietnam Office Action dated Mar. 12, 2014, in application No. 3-2012-00830, with English translation, 4 pp.
 Design U.S. Appl. No. 29/425,439, filed Jun. 22, 2012, including 3 pages of specification and 24 pages of drawing sheets.
 U.S. Appl. No. 29/498,175, filed Jul. 31, 2014, Mittersinker, et al.
 U.S. Appl. No. 29/498,177, filed Jul. 31, 2014, Mittersinker, et al.
 U.S. Appl. No. 29/479,202, filed Jan. 13, 2014, Abroff, et al.

* cited by examiner

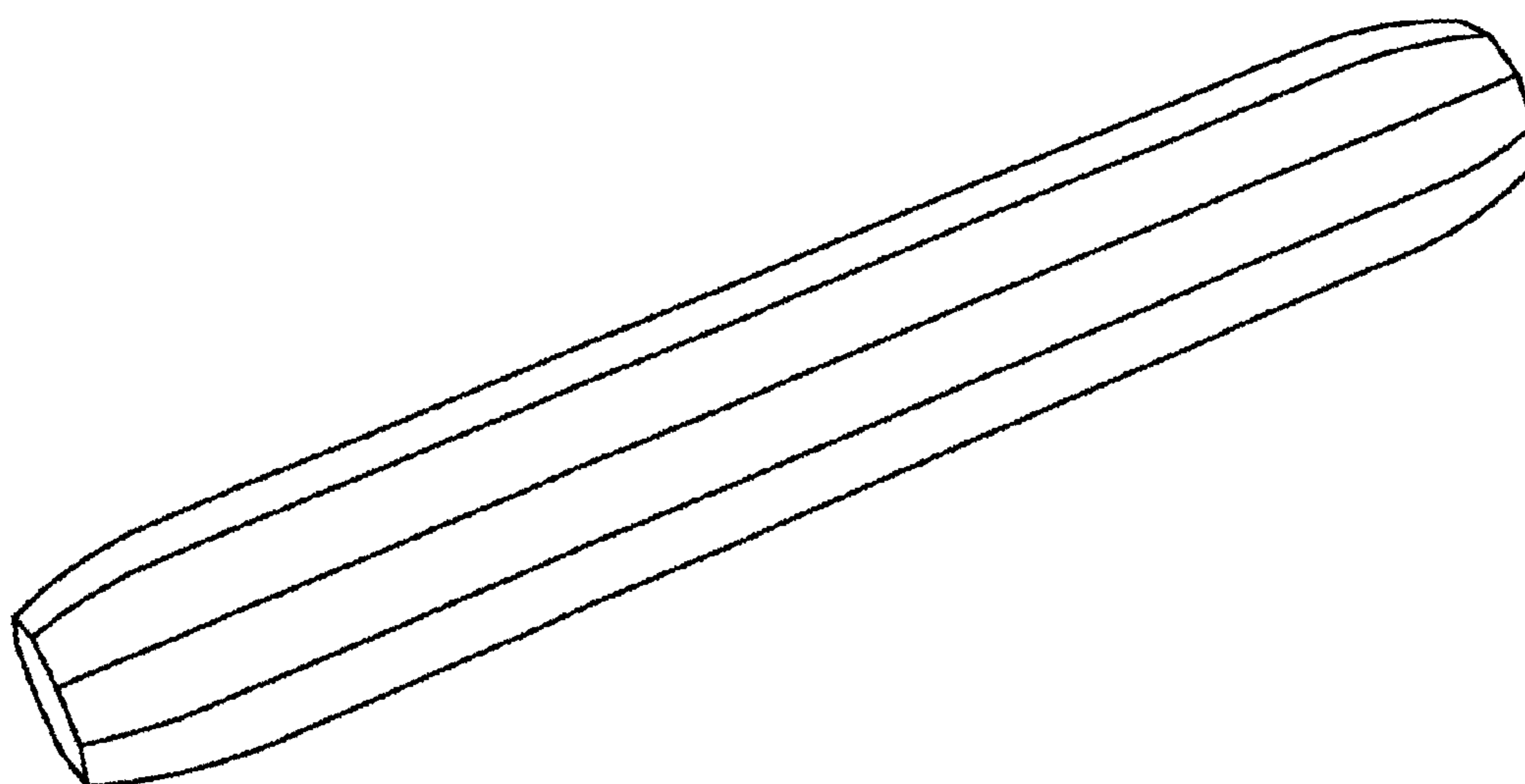


FIG. 1

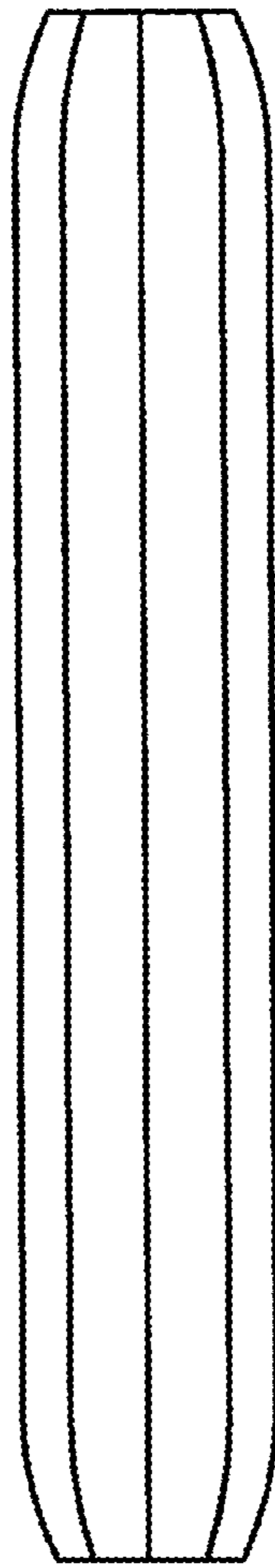


FIG. 2

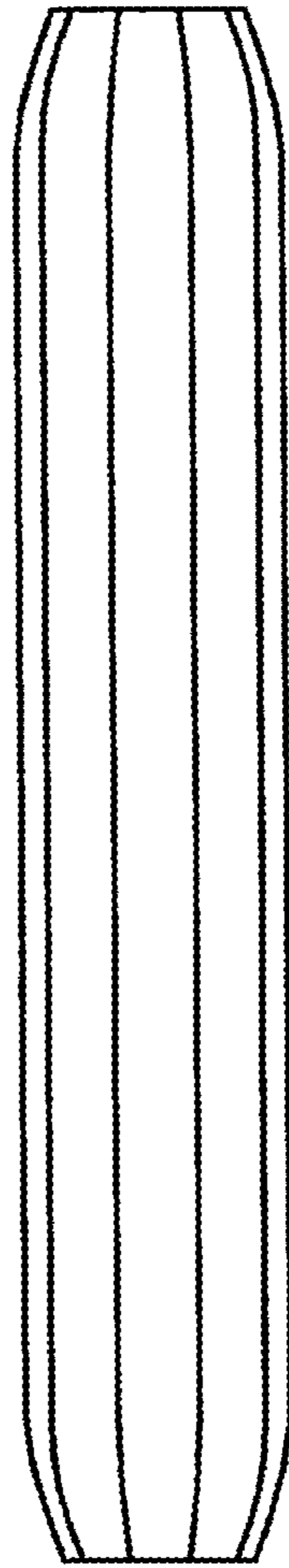


FIG. 3

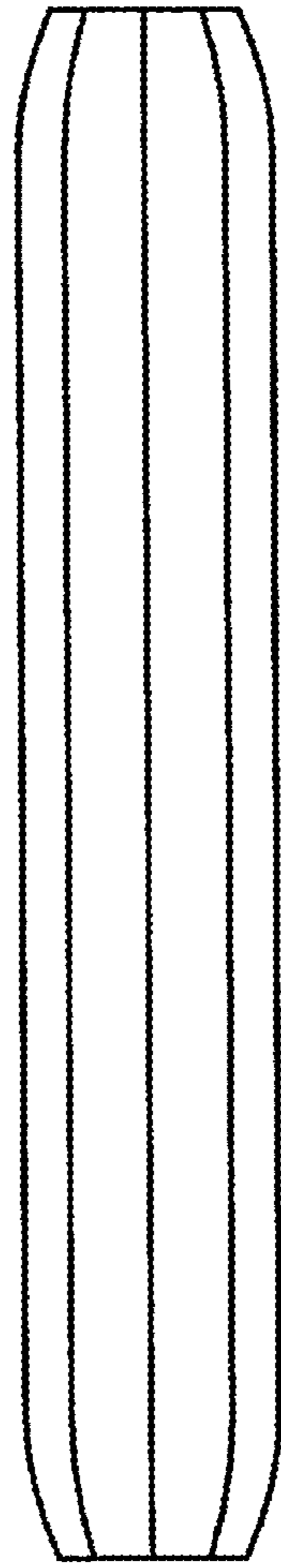


FIG. 4

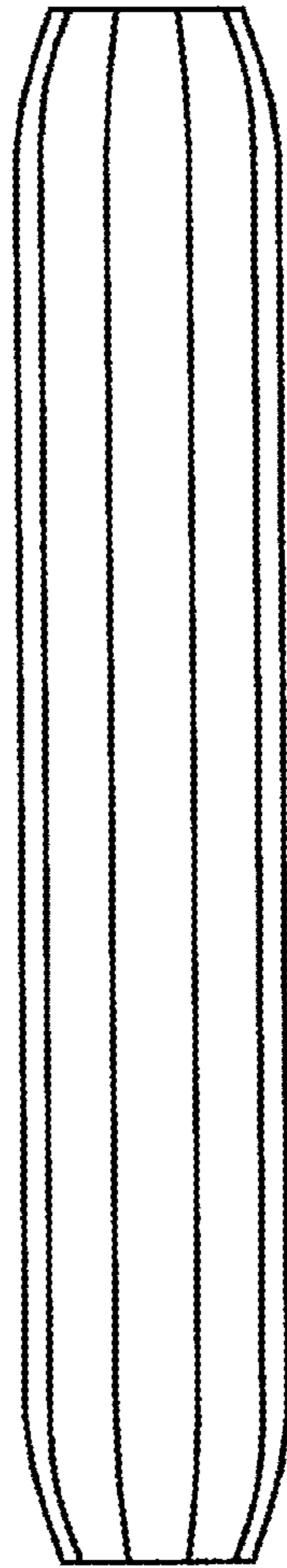


FIG. 5

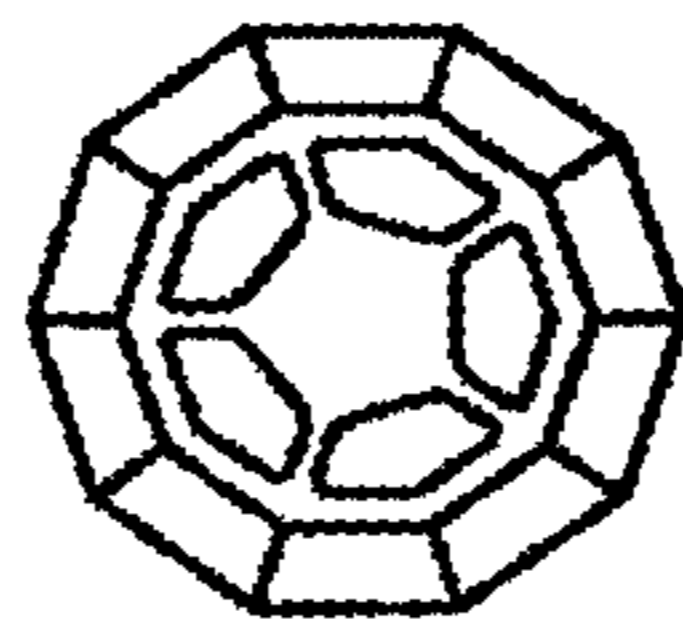


FIG. 6

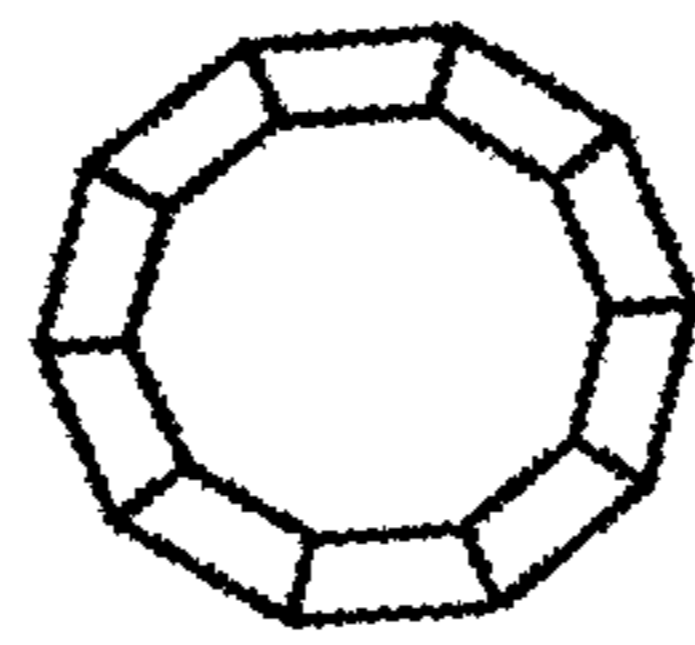


FIG. 7