



US00D758744S

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

(10) **Patent No.:** **US D758,744 S**
(45) **Date of Patent:** **** Jun. 14, 2016**

(54) **UPPER BODY GARMENT WITH OUTER SURFACE ORNAMENTATION**

(71) Applicant: **Under Armour, Inc.**, Baltimore, MD (US)

(72) Inventors: **Kyle Sanders Blakely**, Baltimore, MD (US); **Peter Fong**, Vancouver (CA); **Julian McClain**, Baltimore, MD (US)

(73) Assignee: **Under Armour, Inc.**, Baltimore, MD (US)

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

(21) Appl. No.: **29/490,376**

(22) Filed: **May 9, 2014**

Related U.S. Application Data

(60) Division of application No. 29/448,227, filed on Mar. 11, 2013, now Pat. No. Des. 704,455, and a continuation of application No. 13/618,835, filed on Sep. 14, 2012.

(51) **LOC (10) Cl.** **05-05**

(52) **U.S. Cl.**
USPC **D5/56; D2/840**

(58) **Field of Classification Search**
USPC D5/30, 43, 44, 53, 55-57, 59-63, 99;
D6/602, 612, 613, 617; D19/1;
D25/139, 149-151, 163; D2/742
CPC . A47K 10/16; A47G 23/0303; A47G 11/003;
B31F 1/07; B32B 5/024; B44F 3/00; B44F
5/00; B44F 7/00; B44F 9/02; B44F 11/02;
B44F 11/04; C11D 17/049; D03D 1/00;
D10B 2503/04; D21H 27/02
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D7,888 S 11/1874 Myers
586,211 A * 7/1897 Basquin E06B 9/24
359/592
D39,690 S * 12/1908 Gibson D19/98
D46,761 S * 12/1914 Tyrrell D5/53
D88,005 S 9/1932 Willheim
D88,131 S 10/1932 Willheim
D88,162 S 11/1932 Lukas
D88,563 S * 12/1932 Lukas D5/61

(Continued)

FOREIGN PATENT DOCUMENTS

CN 1094928 11/1994
CN 2484763 4/2002

(Continued)

OTHER PUBLICATIONS

Koo, K., The application of PCMMcs and SiC by commercially direct dual-complex coating on textile polymer, Applied Surface Science, 2009, p. 8313-8318, Elsevier B.V.
Gangolli, S., The Dictionary of Substances and their Effects, Royal Society of Chemistry, 3rd Edition, 2005, p. s29.

Primary Examiner — Karen S Acker

(74) *Attorney, Agent, or Firm* — Maginot, Moore & Beck LLP

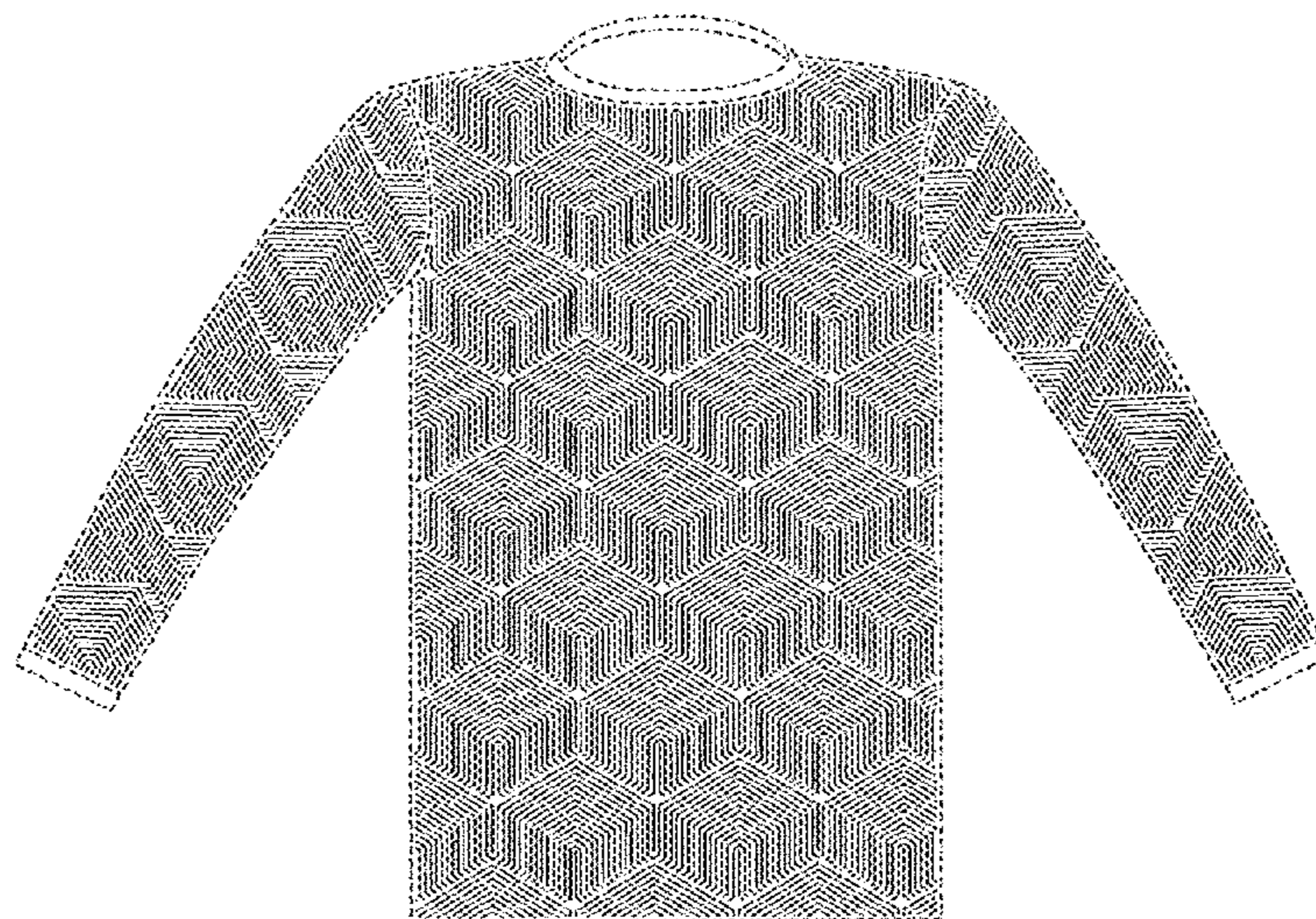
(57) **CLAIM**

The ornamental design for an upper body garment with outer surface ornamentation, as shown and described.

DESCRIPTION

The sole FIGURE is a plan view of an upper body garment with outer surface ornamentation showing our new design. The broken lines surrounding the fabric with surface ornamentation in the sole figure represent the boundaries of the claim and form no part thereof.

1 Claim, 1 Drawing Sheet



(56)

References Cited

U.S. PATENT DOCUMENTS

D88,812 S 12/1932 Megroz
 D96,593 S 8/1935 Coe
 2,157,482 A 5/1939 Crossingham
 D118,357 S 12/1939 Wechsler
 D124,131 S 12/1940 Tips
 D127,623 S 6/1941 Tips
 D131,794 S 3/1942 Weinberg
 2,695,895 A 11/1954 Barnard et al.
 D177,060 S * 3/1956 McCord D5/53
 D182,137 S 2/1958 McCord
 2,954,838 A 10/1960 Nuorivaara
 3,849,802 A 11/1974 Govaars
 3,924,929 A 12/1975 Holmen et al.
 D243,370 S 2/1977 Collier
 4,145,112 A 3/1979 Crone et al.
 D253,492 S 11/1979 Augurt
 4,202,600 A 5/1980 Burke
 4,211,261 A 7/1980 Mehta et al.
 4,316,931 A 2/1982 Tischer et al.
 4,420,521 A 12/1983 Carr
 4,569,874 A 2/1986 Kuznetz
 4,622,253 A 11/1986 Levy
 4,637,947 A 1/1987 Maekawa et al.
 4,856,294 A 8/1989 Scaringe et al.
 5,010,589 A * 4/1991 Hamilton A41D 13/00
 2/1
 5,072,455 A 12/1991 St. Ours
 5,073,222 A 12/1991 Fry
 5,098,795 A 3/1992 Webb et al.
 5,122,902 A 6/1992 Benson
 5,219,367 A * 6/1993 Fields A62B 17/001
 2/227
 5,265,278 A 11/1993 Watanabe
 5,411,791 A 5/1995 Forry et al.
 5,632,946 A 5/1997 Bacon et al.
 5,754,338 A 5/1998 Wilson et al.
 5,759,468 A 6/1998 Smith et al.
 5,792,714 A 8/1998 Schindler et al.
 5,820,799 A * 10/1998 Barnett B29C 39/003
 264/245
 5,919,556 A 7/1999 Barnholtz
 5,978,966 A * 11/1999 Dicker A41D 13/0015
 2/115
 D417,514 S 12/1999 Von Langsdorff
 6,007,245 A 12/1999 Looy
 D418,308 S 1/2000 Lu
 6,089,194 A 7/2000 LaBelle
 6,103,345 A 8/2000 Oshima et al.
 D436,139 S 1/2001 Cummings
 6,176,819 B1 1/2001 Boegli et al.
 6,219,852 B1 4/2001 Bain et al.
 6,321,386 B1 11/2001 Monica
 6,332,221 B1 12/2001 Gracey
 6,415,453 B1 7/2002 Anderson et al.
 D464,806 S 10/2002 Carter
 6,520,330 B1 2/2003 Batra
 6,599,850 B1 7/2003 Heifetz
 6,824,819 B2 11/2004 Vogt et al.
 6,931,665 B2 8/2005 Feduzi et al.
 7,043,761 B2 5/2006 Epling
 7,127,842 B2 10/2006 Murthy
 7,217,456 B1 5/2007 Rock et al.
 D575,933 S 9/2008 Rhodes
 7,428,772 B2 9/2008 Rock
 D600,012 S 9/2009 Ledbetter et al.
 7,687,134 B2 3/2010 Withers
 7,743,476 B2 6/2010 Rock et al.
 D628,773 S * 12/2010 Bengyak D2/840
 D636,206 S 4/2011 Tuleen
 7,977,261 B2 7/2011 Szczesuil
 D642,808 S 8/2011 Hutchison
 8,028,386 B2 10/2011 Rock et al.
 D652,634 S * 1/2012 Leimbach D5/60
 D655,921 S 3/2012 Snyder
 D657,093 S 4/2012 Snyder

D666,837 S 9/2012 Elser
 D670,435 S * 11/2012 Blackford D29/101.1
 8,397,542 B2 3/2013 Tokumoto et al.
 8,424,119 B2 4/2013 Blackford
 8,453,270 B2 6/2013 Blackford
 8,479,322 B2 7/2013 Blackford et al.
 8,510,871 B2 8/2013 Blackford et al.
 D700,174 S 2/2014 Li
 D705,549 S * 5/2014 Korkala D5/62
 D710,116 S 8/2014 Blackford
 8,852,722 B2 10/2014 Benson et al.
 2002/0137417 A1 9/2002 Tebber
 2002/0189608 A1 12/2002 Raudenbush
 2004/0011107 A1 1/2004 Boegli
 2004/0250331 A1 * 12/2004 Bayer A41D 3/00
 2/69
 2005/0009429 A1 1/2005 Park et al.
 2006/0052020 A1 * 3/2006 Marmarpoulos A61K 8/11
 442/301
 2006/0135019 A1 6/2006 Russell et al.
 2007/0022510 A1 2/2007 Chapuis et al.
 2008/0155729 A1 7/2008 Schwarz
 2009/0025126 A1 * 1/2009 Crossman F41H 1/02
 2/456
 2009/0061131 A1 3/2009 Monfalcone et al.
 2009/0176054 A1 * 7/2009 Laib A41D 13/005
 428/137
 2010/0058509 A1 3/2010 Lambertz
 2010/0269242 A1 10/2010 Stubiger
 2010/0282433 A1 11/2010 Blackford
 2011/0041230 A1 2/2011 Huang et al.
 2011/0083246 A1 4/2011 Vitarana
 2011/0119811 A1 * 5/2011 Rock A41D 31/0038
 2/243.1
 2011/0126341 A1 * 6/2011 Soriano A41B 1/02
 2/113
 2011/0274903 A1 * 11/2011 Stuart A63B 21/0607
 428/219
 2012/0131733 A1 * 5/2012 Mertz A41B 13/10
 2/455
 2012/0260395 A1 * 10/2012 Maynard A41D 13/0015
 2/84
 2013/0014311 A1 1/2013 Chapuis
 2013/0160193 A1 6/2013 Cremin
 2014/0150154 A1 * 6/2014 Aquino F41H 1/02
 2/2.5
 2014/0196190 A1 * 7/2014 Brown A41C 3/0057
 2/69

FOREIGN PATENT DOCUMENTS

CN 101405452 4/2009
 CN 20150961 U 6/2010
 DE 247637 A 7/1987
 EP 18116254 A1 8/2007
 GB 2205533 12/1988
 GB 2350073 A 11/2000
 GB 2389073 A 12/2003
 JP 01188336 A 7/1989
 JP 01207403 A 8/1989
 JP H01207403 8/1989
 JP 182968 7/1990
 JP 03033251 A 2/1991
 JP 03051301 A 3/1991
 JP 03137284 A 6/1991
 JP 03167301 A 7/1991
 JP 05186728 A 7/1993
 JP H1150378 2/1999
 JP 2000129566 A 5/2000
 JP 2000129567 A 5/2000
 JP 2001337601 A 12/2001
 JP 2002088647 A 3/2002
 JP 2002166505 A 6/2002
 JP 2002371465 A 12/2002
 JP 2003236971 A 8/2003
 JP 2003239111 A 8/2003
 JP 3096192 U 9/2003
 JP 2006348414 A 12/2006
 JP 2010043388 A 2/2010

(56)

References Cited

FOREIGN PATENT DOCUMENTS

KR 20030019662 A 3/2003
TW 571009 B 1/2004
TW 200949043 12/2009

WO 0232692 4/2002
WO 02103108 12/2002
WO 2005049745 6/2005
WO 2011114025 9/2011

* cited by examiner

