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**Mitchell et al.**

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(54) **FITMENT**

(71) Applicant: **Gehl Foods, LLC**, Germantown, WI (US)

(72) Inventors: **Thomas Mitchell**, Chicago, IL (US); **Anders Olof Rostlund**, Chicago, IL (US); **Michael Sowieja**, Richfield, WI (US)

(73) Assignee: **Gehl Foods, LLC**, Germantown, WI (US)

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

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**Related U.S. Application Data**

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(51) **LOC (10) Cl.** ..... **09-07**

(52) **U.S. Cl.**  
USPC ..... **D9/447**

(58) **Field of Classification Search**

USPC ..... D9/434, 435, 440, 445, 447, 449, 454,  
D9/499, 695, 702, 703, 705, 707, 708, 711,  
D9/712; 215/18, 355, 380, 381;  
220/203.28, 203.29, 669, 676, DIG. 7;  
222/105, 380, 387, 536; D23/233;  
D7/300, 313

CPC ..... B65D 77/065  
See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

2,442,126 A 5/1948 Halstead  
2,775,368 A 12/1956 De Vries

(Continued)

**FOREIGN PATENT DOCUMENTS**

EP 0 538 91 2/1986  
GB 2 154 991 9/1985

**OTHER PUBLICATIONS**

DS Smith Plastics, <http://www.dssmith.com/plastics/offering/flexible-packaging--dispensing-solutions/rapak/rapak-bags/>, date accessed: Sep. 30, 2014, 3 pages.

(Continued)

*Primary Examiner* — Robert M Spear

(74) *Attorney, Agent, or Firm* — Foley & Lardner LLP

(57) **CLAIM**

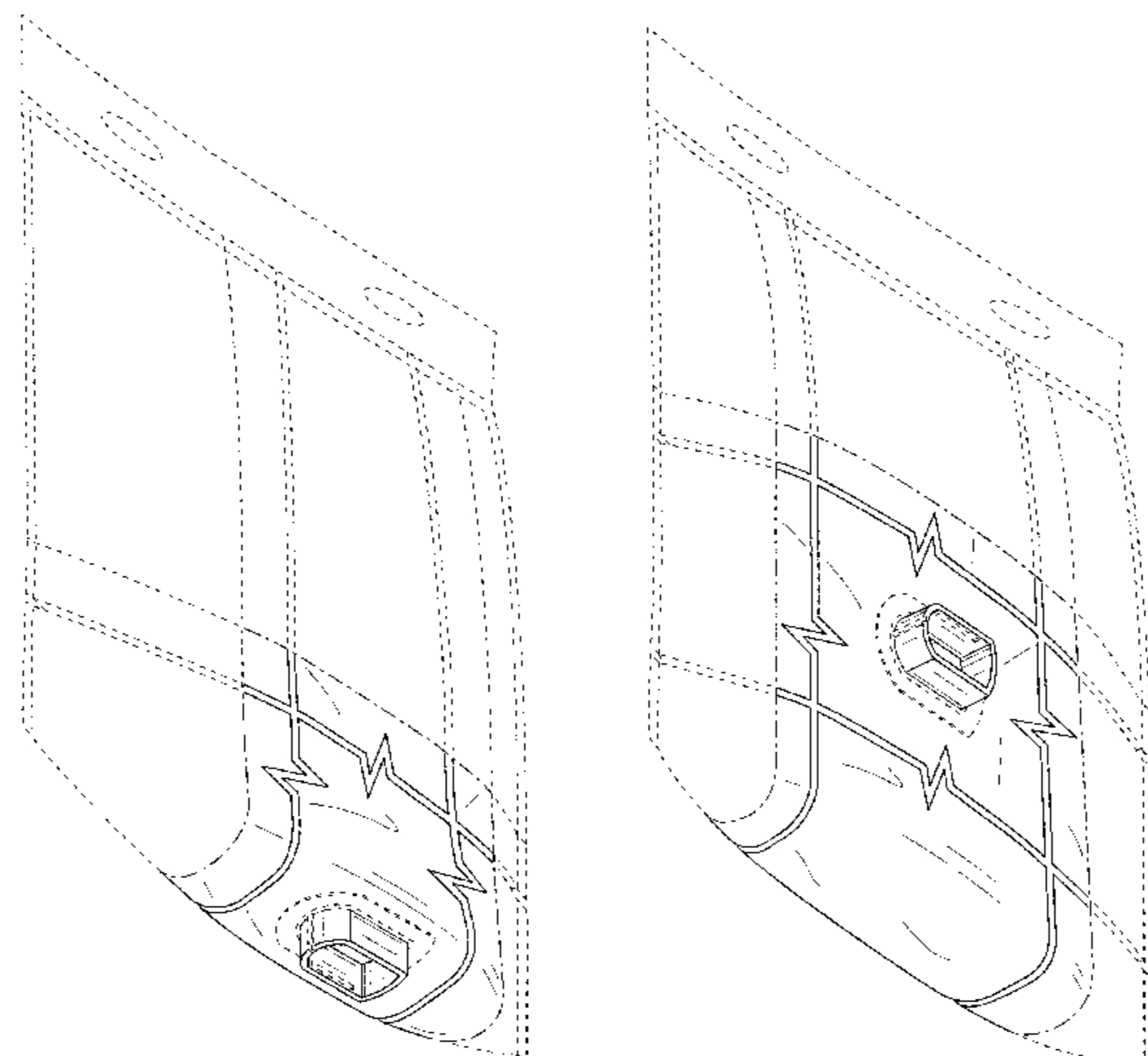
We claim the ornamental design for a fitment, as shown and described.

**DESCRIPTION**

FIG. 1 is a bottom, rear, left perspective view of a first embodiment of the claimed design; FIG. 2 is a rear elevation view thereof; FIG. 3 is a front elevation view thereof; FIG. 4 is a left elevation view thereof; FIG. 5 is a right elevation view thereof; FIG. 6 is a top plan view thereof; FIG. 7 is a bottom plan view thereof; FIG. 8 is a bottom, rear, left perspective view of another embodiment of the claimed design; FIG. 9 is a rear elevation view thereof; FIG. 10 is a front elevation view thereof; FIG. 11 is a left elevation view thereof; FIG. 12 is a right elevation view thereof; FIG. 13 is a top plan view thereof; and, FIG. 14 is a bottom plan view thereof.

The broken lines in the drawings form no part of the claimed design. Broken lines formed by equal length dashes show unclaimed subject matter. Broken lines formed by unequal length dashes (i.e., dash-dot) define bounds of the claimed design. The fitment is shown with symbolic breaks in its length and width. The appearance of any portion of the article between the break lines forms no part of the claimed design.

**1 Claim, 10 Drawing Sheets**



(56)

References Cited

U.S. PATENT DOCUMENTS

3,089,619 A 5/1963 Kass et al.  
 3,881,641 A 5/1975 Pliml et al.  
 3,924,777 A 12/1975 Peyser  
 4,018,357 A 4/1977 Ostrem  
 4,049,157 A 9/1977 Carson  
 4,214,675 A 7/1980 Schmit  
 4,322,019 A 3/1982 Smith  
 4,417,672 A 11/1983 Eppenbach  
 4,440,316 A 4/1984 Christine  
 4,497,351 A 2/1985 Garcia  
 4,621,750 A 11/1986 Roethel  
 4,690,307 A 9/1987 Hogan  
 4,776,488 A 10/1988 Gurzan  
 4,795,062 A 1/1989 Bedwell et al.  
 4,846,236 A 7/1989 Deruntz  
 4,925,034 A 5/1990 Robichaud et al.  
 4,946,040 A 8/1990 Ipenburg  
 4,961,508 A 10/1990 Weimer et al.  
 4,997,108 A 3/1991 Hata  
 5,150,802 A 9/1992 Jeffers  
 5,158,210 A 10/1992 Du  
 5,230,443 A 7/1993 Du  
 5,325,995 A 7/1994 Harrison et al.  
 5,337,775 A 8/1994 Lane et al.  
 5,350,083 A 9/1994 Du  
 5,361,943 A 11/1994 Du  
 5,428,066 A 6/1995 Larner et al.  
 5,429,681 A 7/1995 Mesenbring  
 5,435,463 A 7/1995 Hodgson  
 5,435,466 A 7/1995 Du  
 5,490,613 A 2/1996 Taylor et al.  
 5,573,047 A 11/1996 Akin  
 5,579,945 A 12/1996 Ichikawa et al.  
 5,579,959 A 12/1996 Bennett et al.  
 5,622,484 A 4/1997 Taylor-McCune et al.  
 5,624,056 A 4/1997 Martindale  
 5,752,319 A 5/1998 Su et al.  
 5,803,317 A 9/1998 Wheeler  
 5,833,120 A 11/1998 Evans et al.  
 5,836,482 A 11/1998 Ophardt et al.  
 5,845,812 A 12/1998 Morrison  
 6,003,733 A 12/1999 Wheeler  
 6,016,935 A 1/2000 Huegerich et al.  
 6,036,166 A 3/2000 Olson  
 6,082,587 A 7/2000 Martindale et al.  
 6,089,406 A 7/2000 Feldner  
 6,138,878 A 10/2000 Savage et al.  
 6,158,623 A 12/2000 Benavides et al.  
 6,189,736 B1 2/2001 Phallen et al.  
 6,193,111 B1 2/2001 Adams  
 6,196,420 B1 3/2001 Gutierrez et al.  
 6,227,420 B1 5/2001 Jepson  
 6,273,297 B1 8/2001 Schalow et al.  
 6,345,734 B2 2/2002 Schalow et al.  
 6,405,897 B1 6/2002 Jepson et al.  
 6,488,179 B1 12/2002 Vujicic et al.  
 6,691,894 B2 2/2004 Chrisman et al.  
 6,722,530 B1 4/2004 King et al.  
 6,814,262 B1 11/2004 Adams et al.  
 6,860,407 B2 3/2005 Gosselin

6,871,015 B2 3/2005 Gutierrez et al.  
 D509,137 S 9/2005 Hierzer et al.  
 6,938,801 B1 9/2005 Reddy et al.  
 D515,919 S 2/2006 Hierzer et al.  
 7,025,230 B1 4/2006 Salmela  
 7,278,553 B2 10/2007 Py et al.  
 7,322,491 B2 1/2008 Py et al.  
 7,357,277 B2 4/2008 Verespej et al.  
 7,651,015 B2 1/2010 Girard et al.  
 7,731,060 B2 6/2010 Jones  
 7,789,269 B2 9/2010 Pritchard  
 7,828,020 B2 11/2010 Girard et al.  
 7,850,051 B2 12/2010 Py et al.  
 7,980,424 B2 7/2011 Johnson  
 8,091,735 B2 1/2012 Girard et al.  
 8,146,780 B2 4/2012 Compton et al.  
 D659,008 S \* 5/2012 Gately et al. .... D9/565  
 8,205,771 B2 6/2012 Compton  
 8,206,034 B2 6/2012 Keen et al.  
 D671,620 S \* 11/2012 March et al. .... D23/233  
 8,353,428 B2 1/2013 Pritchard  
 8,474,495 B2 7/2013 Singleton et al.  
 8,528,807 B2 9/2013 Kaneko  
 D696,943 S \* 1/2014 Kim ..... D9/447  
 2002/0092879 A1 7/2002 Chrisman et al.  
 2002/0179605 A1 12/2002 Miani et al.  
 2003/0116584 A1 6/2003 Gutierrez et al.  
 2004/0222233 A1 11/2004 Gosselin  
 2004/0238563 A1 12/2004 Lin  
 2005/0167443 A1 8/2005 Sanfilippo et al.  
 2005/0167444 A1 8/2005 Sanfilippo et al.  
 2005/0252937 A1 11/2005 Gehl et al.  
 2006/0071020 A1 4/2006 Wiesner et al.  
 2006/0138167 A1 6/2006 McMahan et al.  
 2007/0029343 A1 2/2007 Sanfilippo et al.  
 2008/0078781 A1 4/2008 Py et al.  
 2008/0083788 A1 4/2008 Py et al.  
 2008/0105701 A1 5/2008 Niss et al.  
 2008/0116225 A1 5/2008 Py et al.  
 2008/0116226 A1 5/2008 Py et al.  
 2008/0169309 A1 7/2008 Kroeger  
 2008/0314923 A1 12/2008 Faller et al.  
 2009/0020559 A1 1/2009 Sanfilippo et al.  
 2009/0283541 A1 11/2009 Compton et al.  
 2010/0038380 A1 2/2010 Compton  
 2010/0147884 A1 6/2010 Compton et al.  
 2010/0176155 A1 7/2010 Baron et al.  
 2010/0264146 A1 10/2010 Casale et al.  
 2010/0288767 A1 11/2010 Seelhofer  
 2011/0024463 A1 2/2011 Py et al.  
 2011/0042410 A1 2/2011 Paulen  
 2012/0046785 A1 2/2012 Deo et al.  
 2012/0152976 A1 6/2012 Yoshida et al.  
 2012/0211519 A1 8/2012 Hauner et al.

OTHER PUBLICATIONS

Liqui-Box, "Fitments", <http://www.liquibox.com/fitments>, date accessed: Sep. 26, 2014, 2 pages.  
 Scholle Packaging, <http://www.scholle.com/products>, date accessed: Sep. 30, 2014, 3 pages.

\* cited by examiner

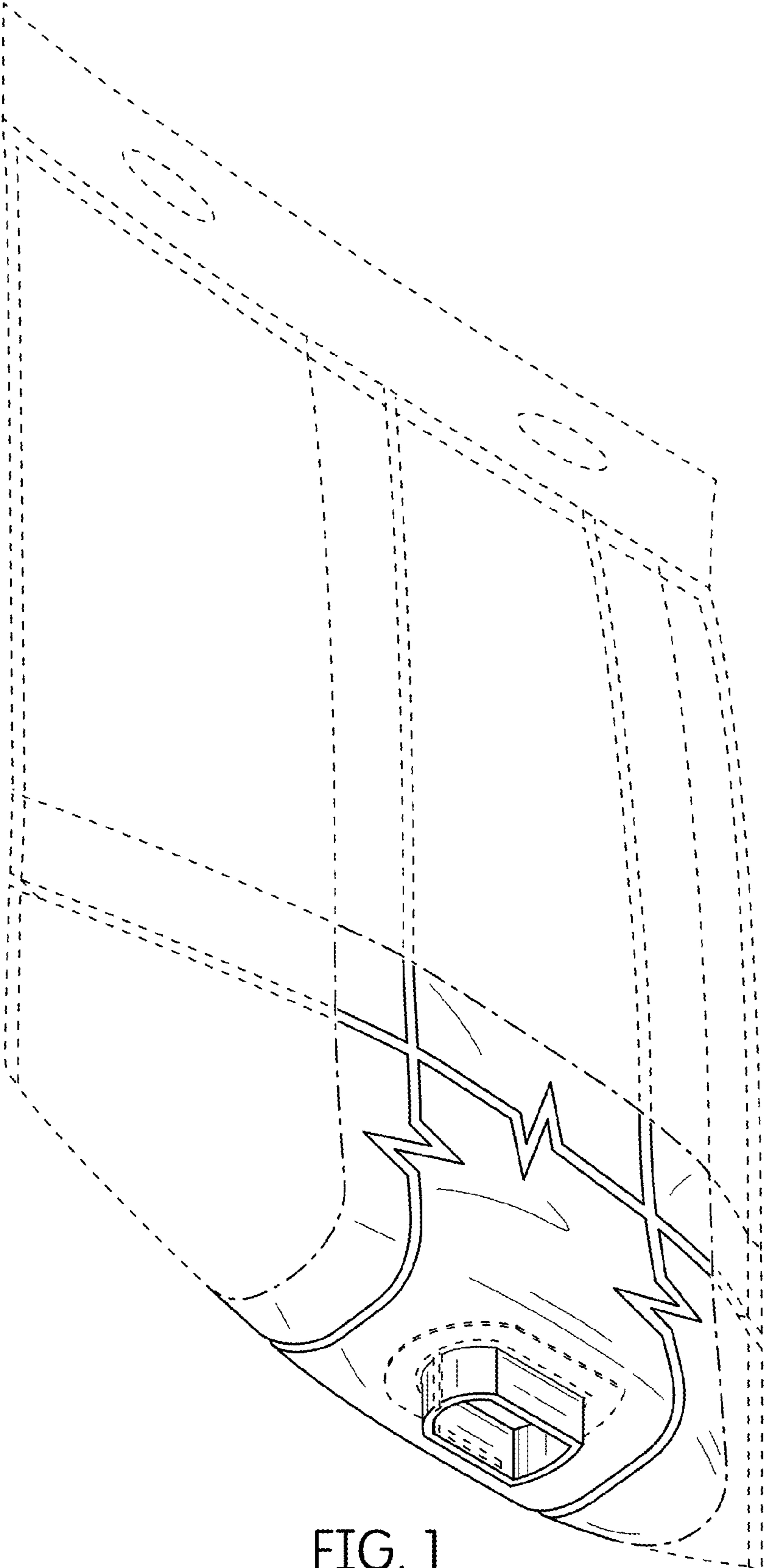


FIG. 1

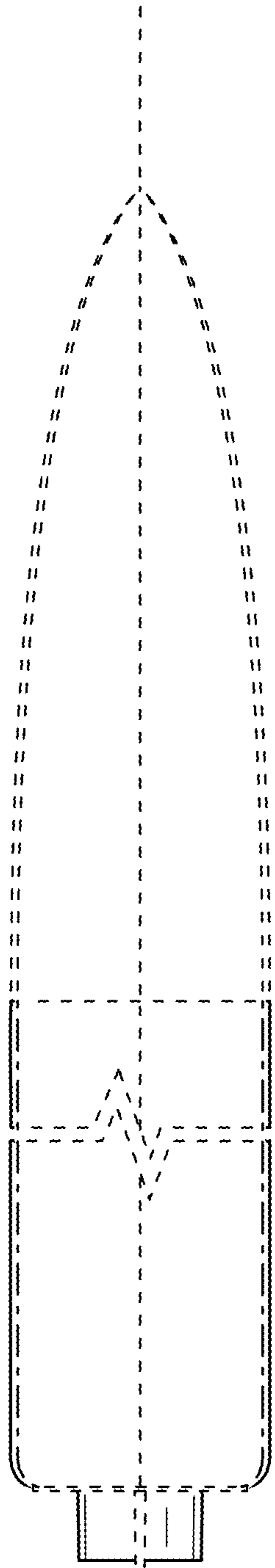


FIG. 2

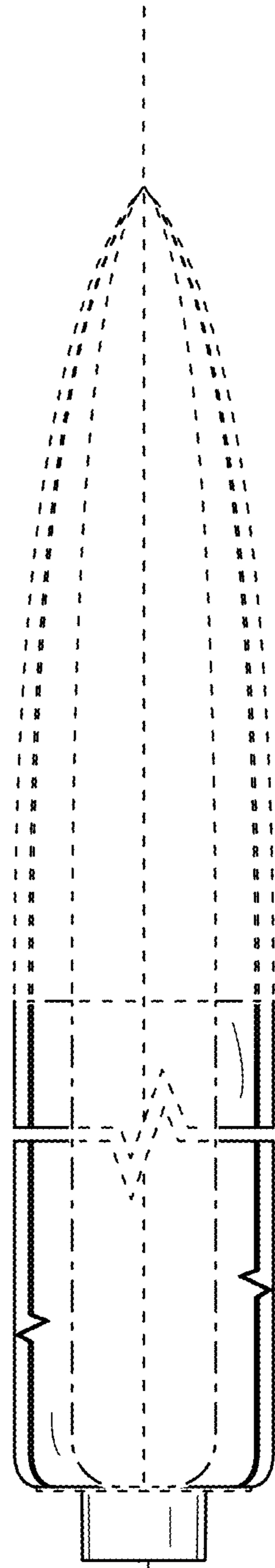


FIG. 3

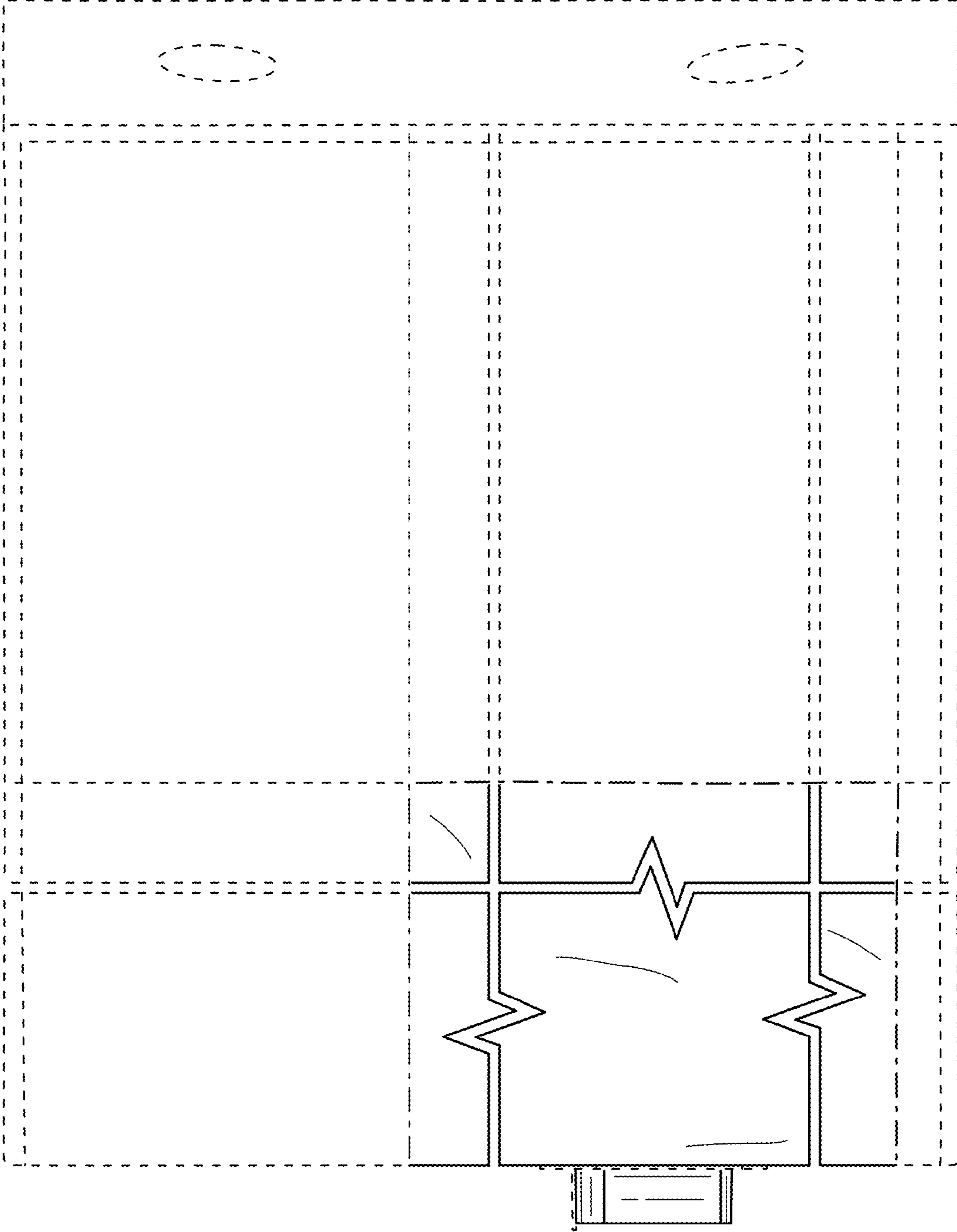


FIG. 4

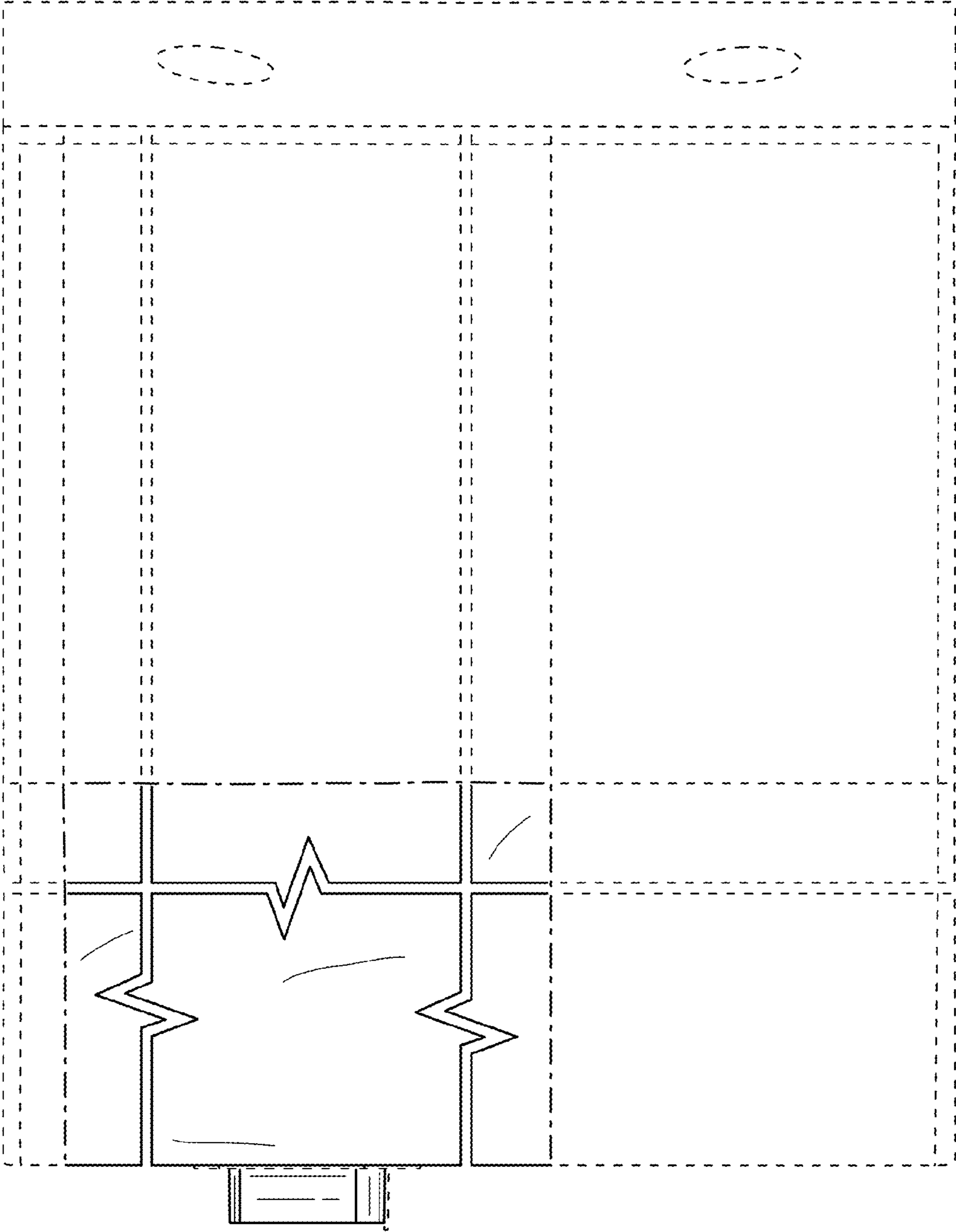


FIG. 5

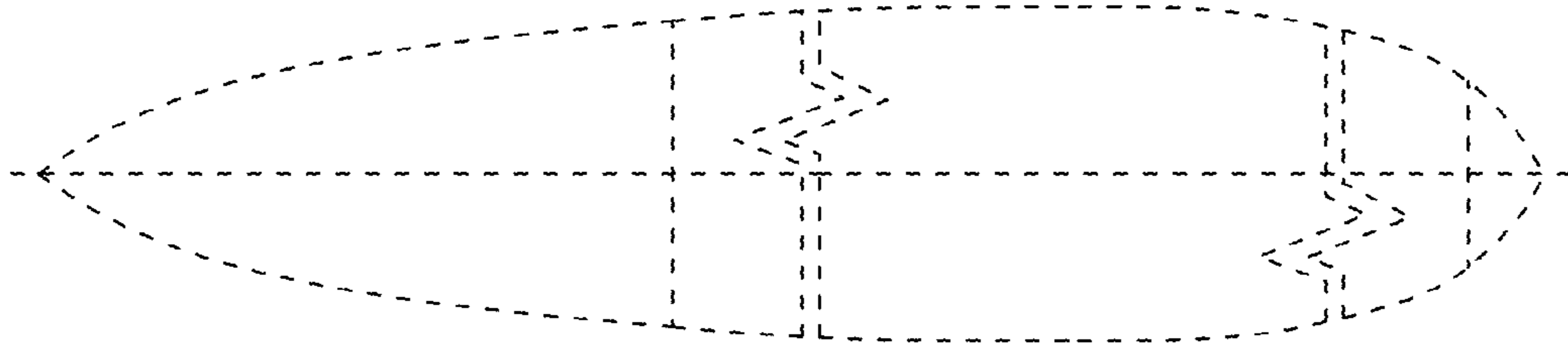


FIG. 6

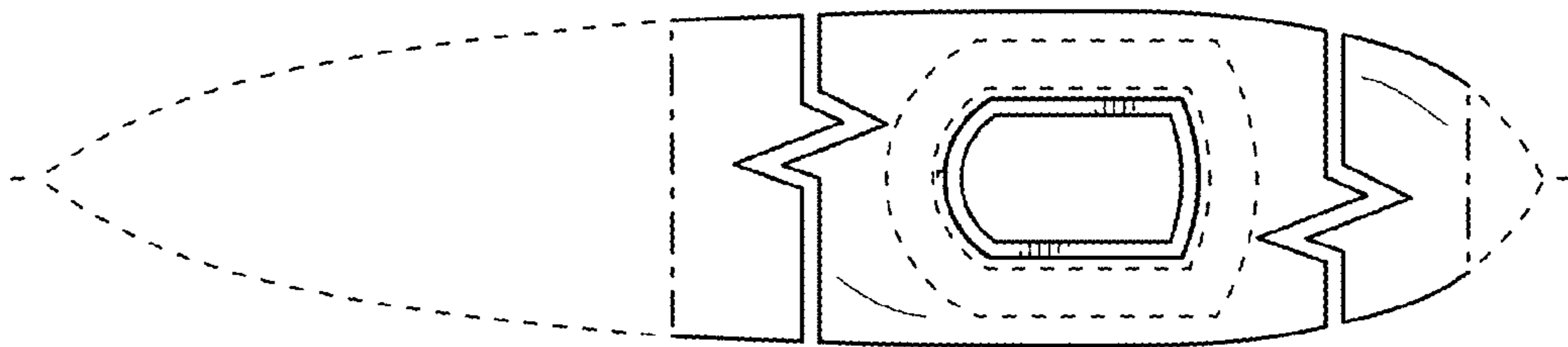


FIG. 7

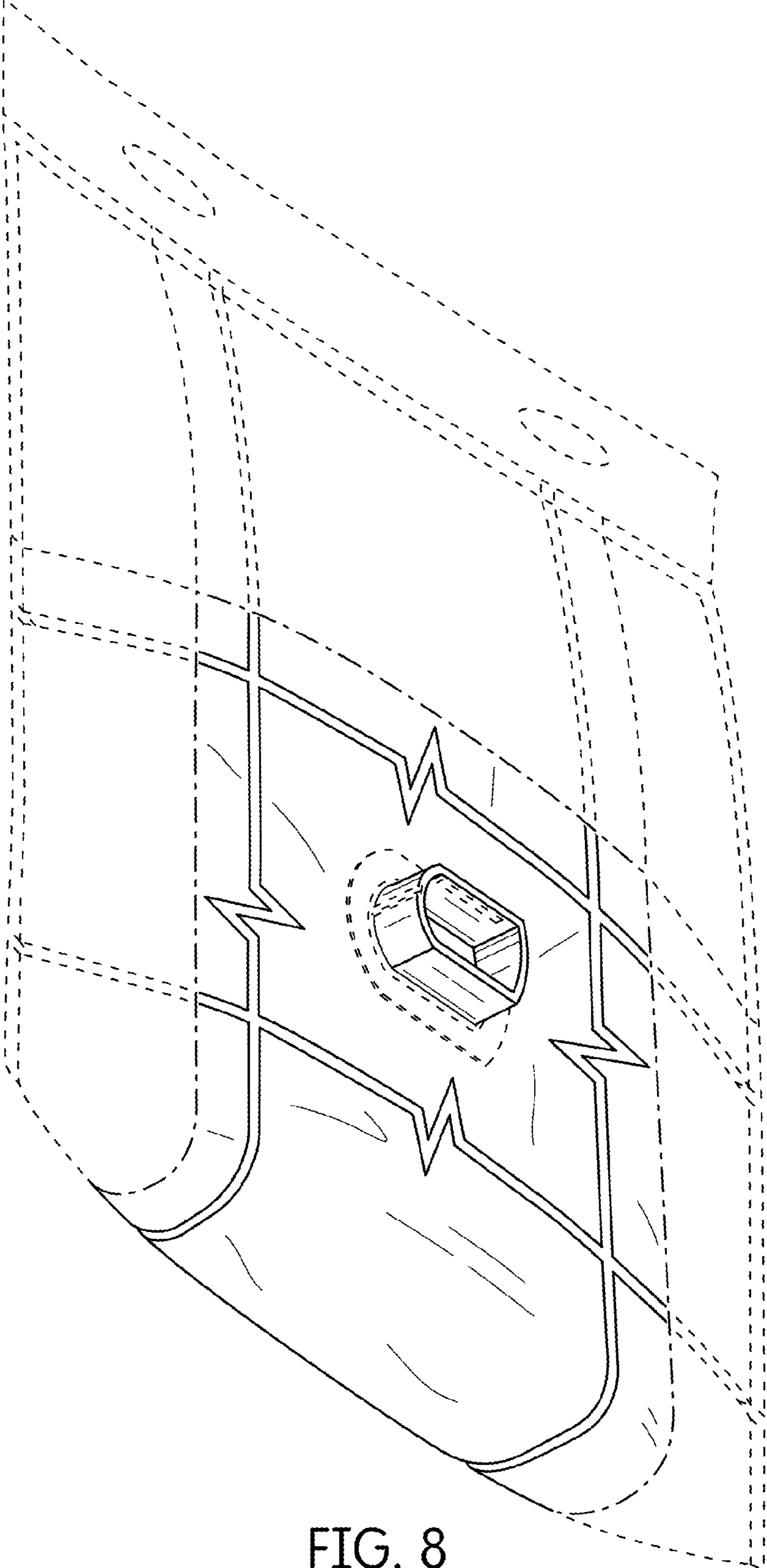


FIG. 8



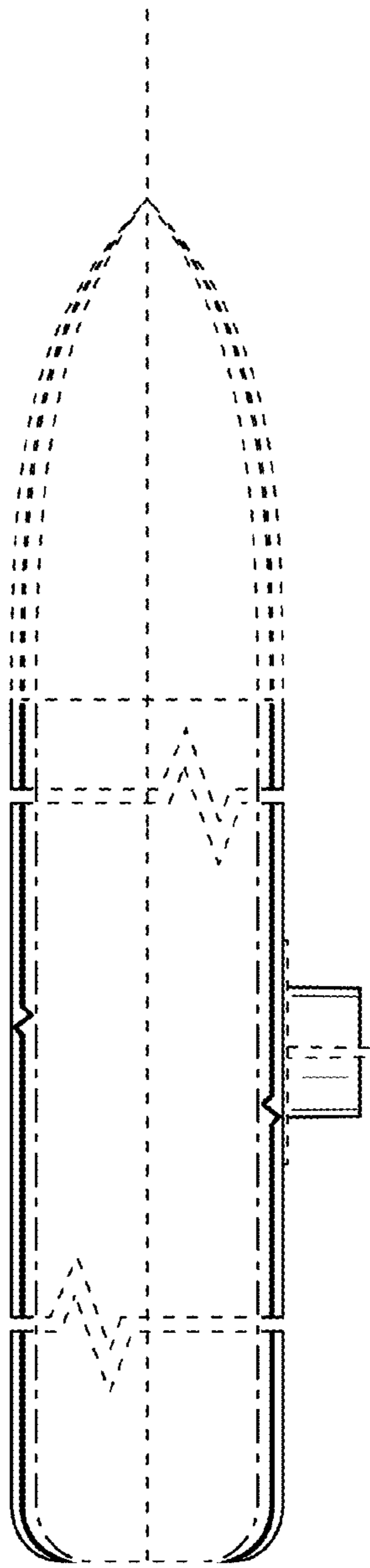


FIG. 9

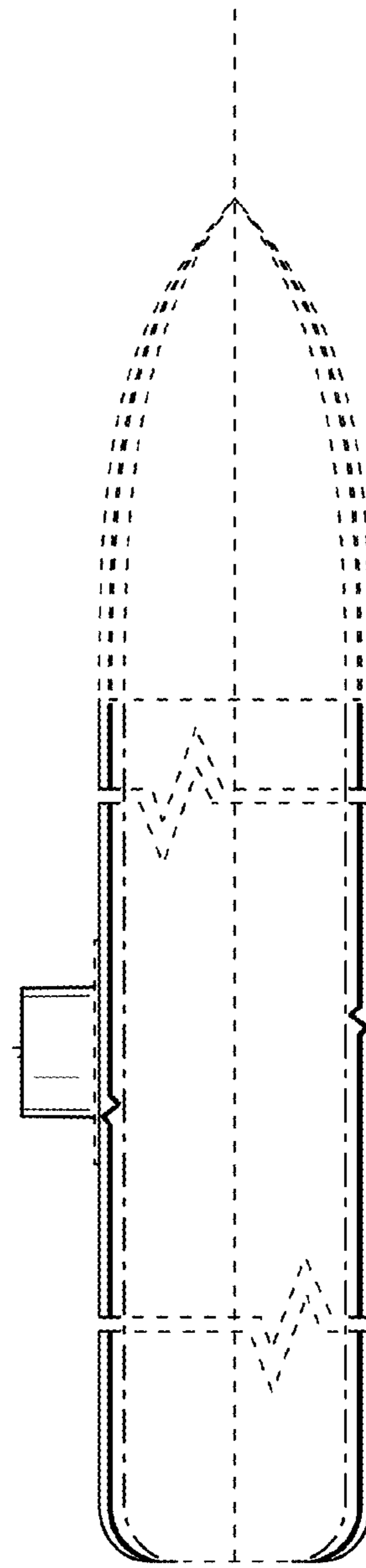


FIG. 10

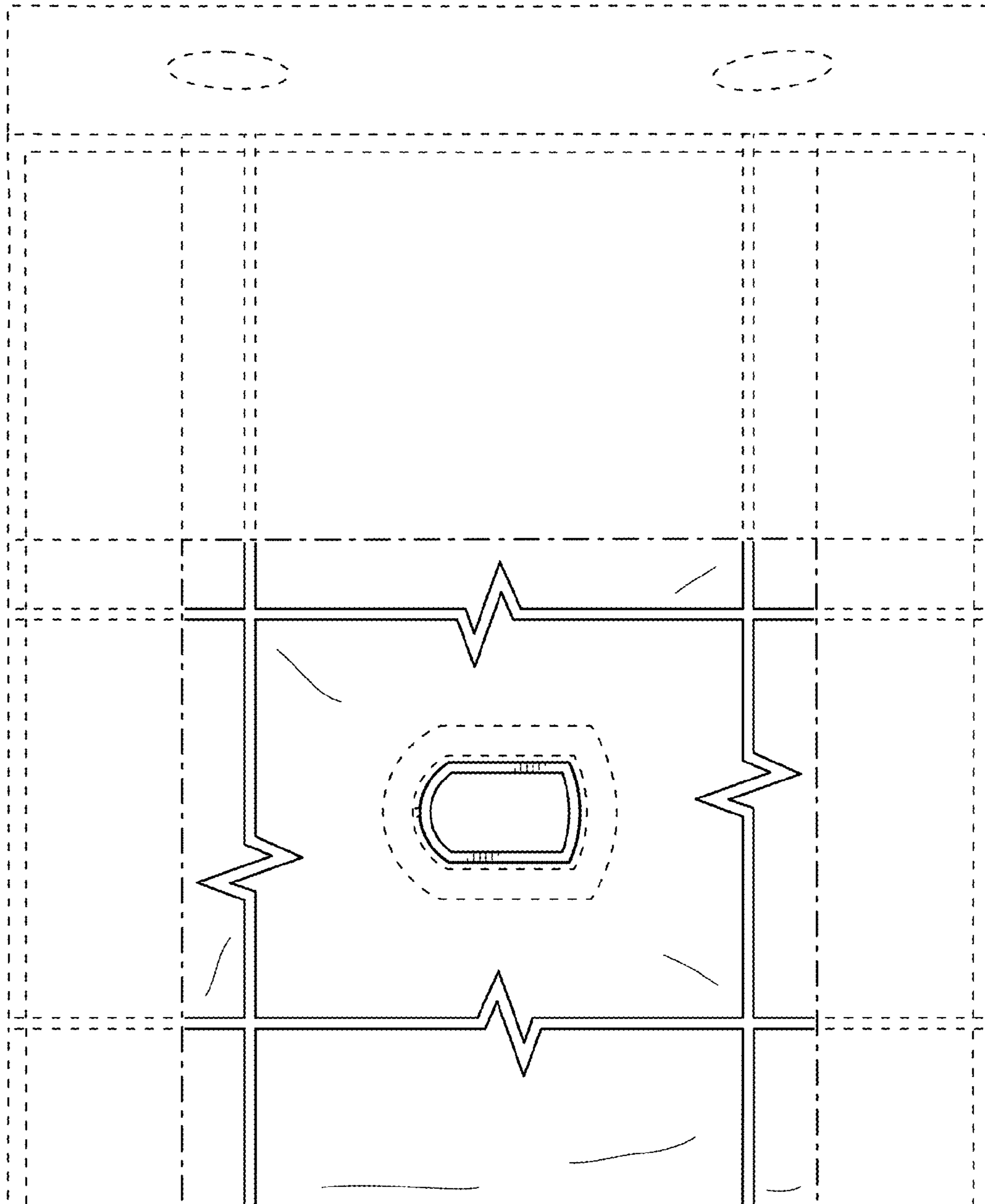


FIG. 11

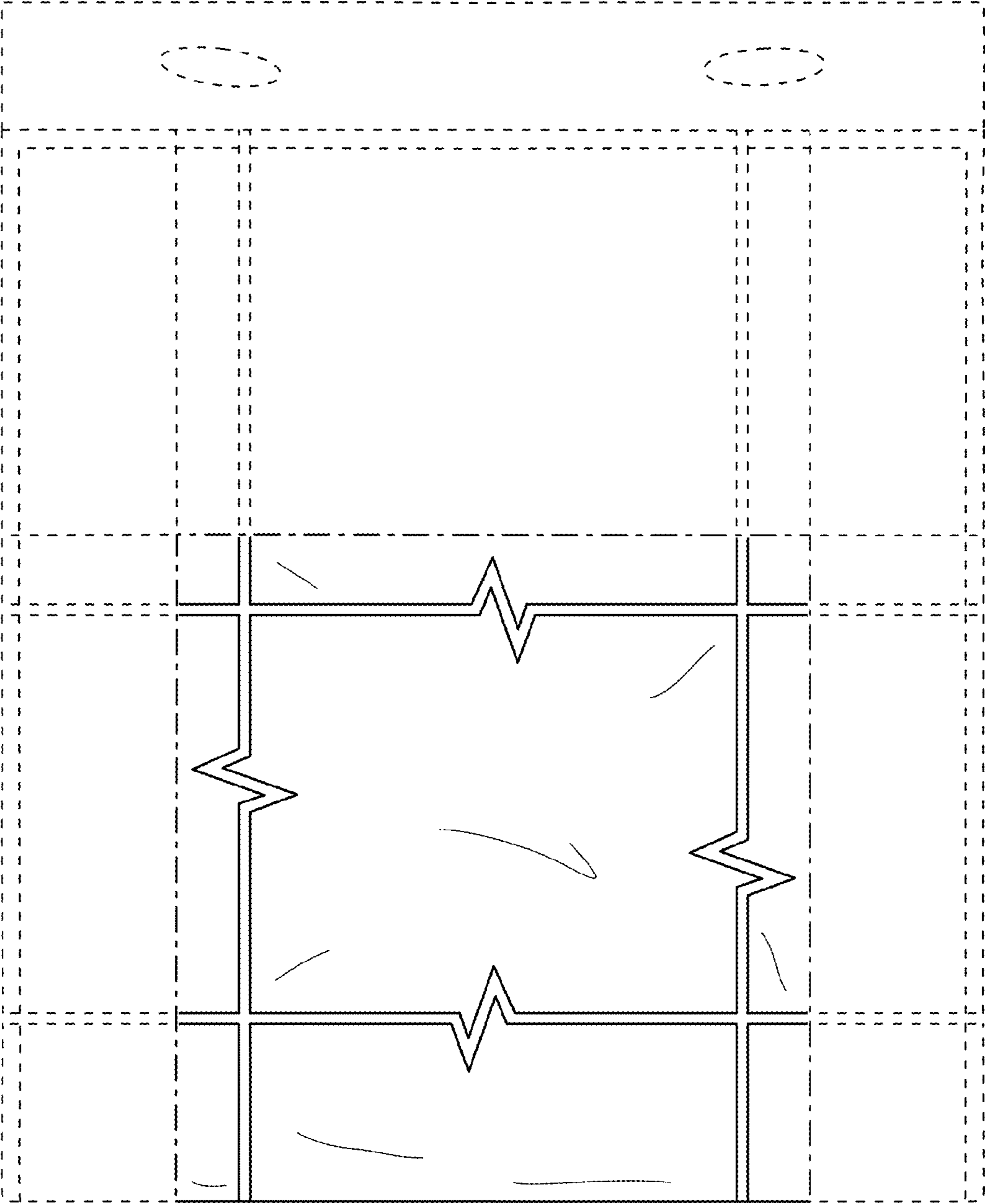


FIG. 12

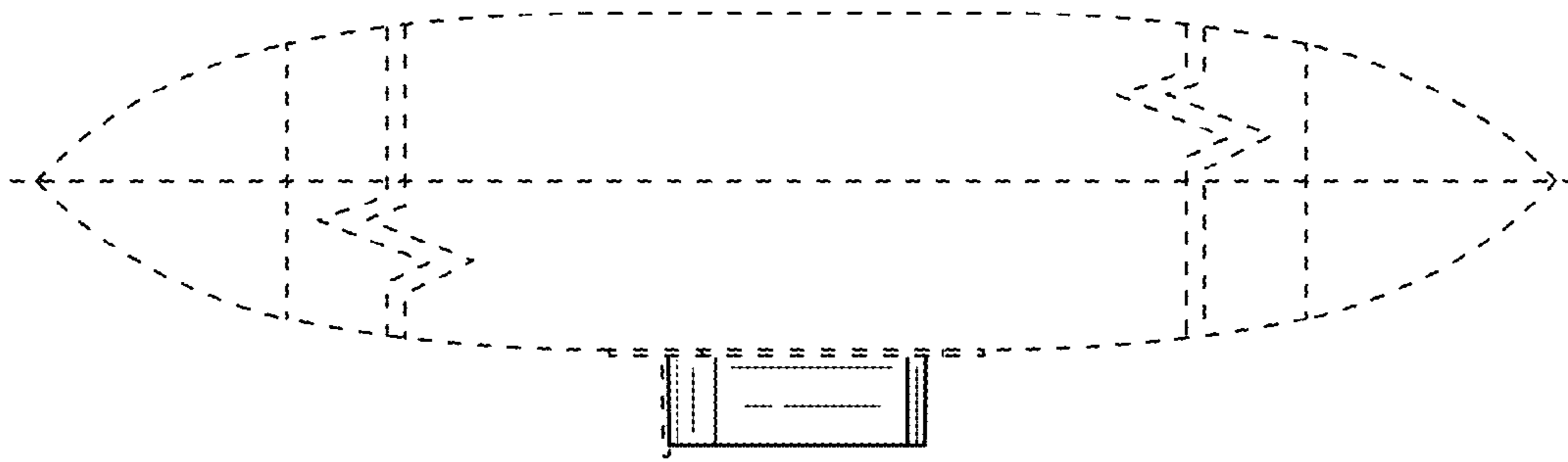


FIG. 13

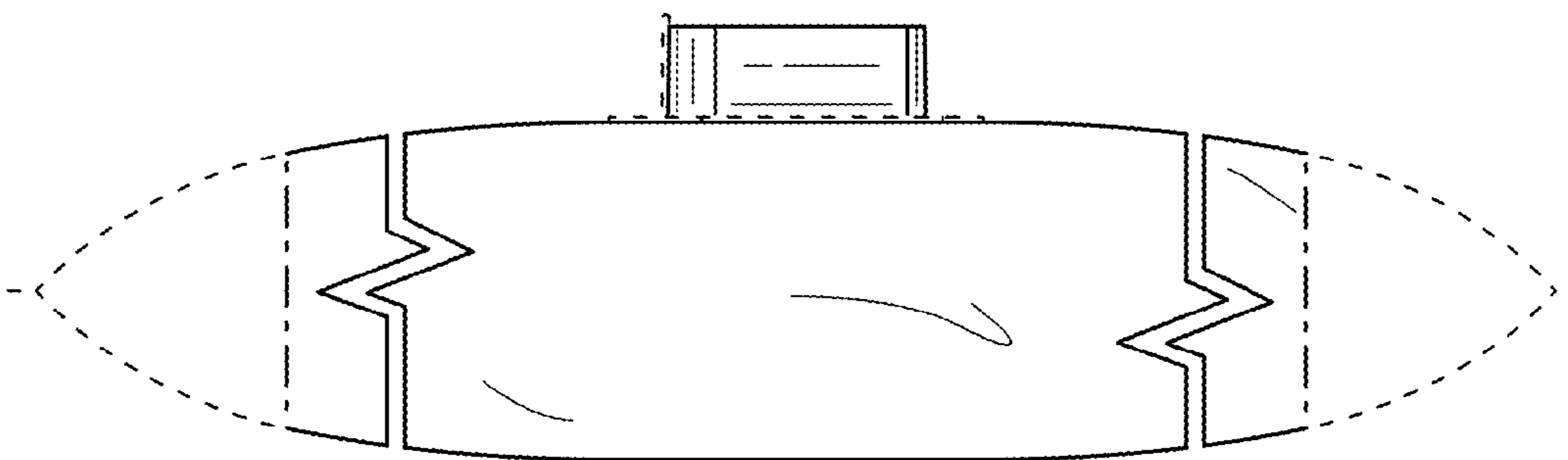


FIG. 14