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

(10) **Patent No.:** **US D763,576 S**

(45) **Date of Patent:** **** Aug. 16, 2016**

(54) **CONTAINER**

FOREIGN PATENT DOCUMENTS

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AT 00048071-0001 2/2002
DE 49000439-0001 5/1990

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(Continued)

(73) Assignee: **MEGA Brands Inc.**, Montreal, Quebec (CA)

OTHER PUBLICATIONS

(**) Term: **15 Years**

Amazon.com, "Ionix Jr. PAW Patrol, Adventure Bay Block Set", Reviewed as early as Aug. 24, 2015. (http://www.amazon.com/IONIX-Jr-Patrol-Adventure-Block/dp/B00TYHJ7NG/ref=cm_cr_pr_product_top?ie=UTF8).*

(21) Appl. No.: **29/538,426**

(Continued)

(22) Filed: **Sep. 3, 2015**

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Related U.S. Application Data

(57)

CLAIM

(63) Continuation-in-part of application No. 29/480,999, filed on Jan. 31, 2014, and a continuation-in-part of application No. 29/481,035, filed on Jan. 31, 2014, and a continuation-in-part of application No. 29/481,041,

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

(Continued)

DESCRIPTION

(51) **LOC (10) Cl.** **03-01**

(52) **U.S. Cl.**

USPC **D3/301**; D3/289

(58) **Field of Classification Search**

USPC 383/6-31, 67, 97, 106, 901, 907, 61.3; D3/273, 276, 285, 287, 289, 290, 291, D3/299, 301, 318, 321, 324-326, 232, 242, D3/243, 231; 190/115, 124-127; D7/607, D7/608; 206/232, 524.8, 769; 220/602, 220/662; D9/418; 229/162.1

CPC B65D 81/2023; B65D 85/16; B65D 25/54; A45C 2200/10

See application file for complete search history.

FIG. 1 is a front isometric perspective view of a container showing the new design; FIG. 2 is a front elevational view of the container of FIG. 1; FIG. 3 is a rear elevational view of the container of FIG. 1; FIG. 4 is a right side elevational view of the container of FIG. 1; FIG. 5 is a left side elevational view of the container of FIG. 1; FIG. 6 is a top plan view of the container of FIG. 1; FIG. 7 is a bottom plan view of the container of FIG. 1; FIG. 8 is a front isometric perspective view of a second embodiment of FIG. 1; FIG. 9 is a front elevational view of the container of FIG. 8; FIG. 10 is a rear elevational view of the container of FIG. 8; FIG. 11 is a right side elevational view of the container of FIG. 8; FIG. 12 is a left side elevational view of the container of FIG. 8; FIG. 13 is a top plan view of the container of FIG. 8; and, FIG. 14 is a bottom plan view of the container of FIG. 8. The broken lines immediately within the front panel illustrate the bounds of the claim. The remaining broken lines illustrate portions of the container and form no part of the claimed design.

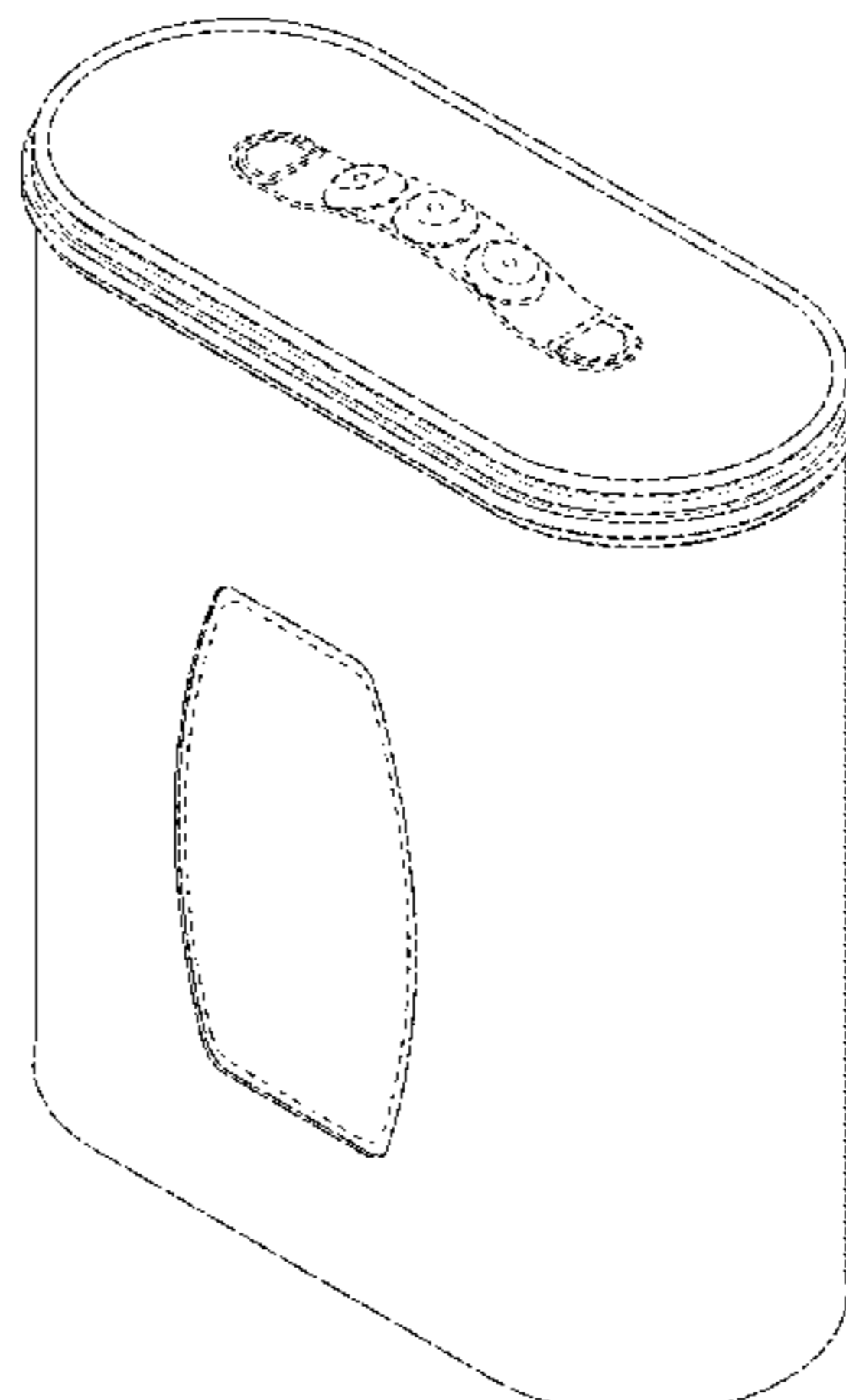
(56) **References Cited**

U.S. PATENT DOCUMENTS

1,161,012 A 11/1915 Summers
1,356,344 A 10/1920 Dister

(Continued)

1 Claim, 14 Drawing Sheets



Related U.S. Application Data

filed on Jan. 31, 2014, said application No. 29/480,999 is a continuation-in-part of application No. 29/455,216, filed on May 17, 2013, now Pat. No. Des. 699,439, said application No. 29/481,035 is a continuation-in-part of application No. 29/455,216, filed on May 17, 2013, now Pat. No. Des. 699,439, said application No. 29/481,041 is a continuation-in-part of application No. 29/455,216, filed on May 17, 2013, now Pat. No. Des. 699,439, which is a continuation of application No. 29/439,903, filed on Dec. 17, 2012, now Pat. No. Des. 684,364.

(56)

References Cited

U.S. PATENT DOCUMENTS

1,949,677	A	3/1934	Francis	
2,532,857	A	12/1950	Ricciardi	
D183,175	S	7/1958	Kelly	
2,954,891	A	10/1960	Harold	
3,312,337	A	4/1967	Martin	
D232,214	S	7/1974	Biderman	
D232,811	S	9/1974	Edgeington	
3,842,977	A	10/1974	Hollander	
D266,226	S	9/1982	Zdarsky et al.	
D282,897	S	3/1986	Conti et al.	
D306,094	S	2/1990	Carmichael	
D309,262	S *	7/1990	Coiner	D9/418
5,035,324	A	7/1991	Bertrand	
5,083,700	A	1/1992	Mello et al.	
D351,499	S	10/1994	Gay et al.	
D381,200	S	7/1997	Benson	
D384,276	S	9/1997	Casey et al.	
5,669,549	A *	9/1997	Robertson	B65D 3/04 229/125.05
D388,522	S *	12/1997	Pietrantonio	D26/9
D391,074	S	2/1998	Bean et al.	
D399,622	S	10/1998	Rashid	
D404,867	S	1/1999	Rashid	
D404,913	S	2/1999	Campbell	
5,894,780	A	4/1999	Taniguchi	
5,934,551	A *	8/1999	Kaufman	B65D 5/4204 206/232
D435,727	S	1/2001	Gordon	
D437,483	S	2/2001	Bisbal et al.	
D446,448	S *	8/2001	Jernigan	D9/418
6,309,717	B1	10/2001	Qiu et al.	
6,328,158	B1	12/2001	Bisbal et al.	
6,378,763	B1	4/2002	Nelson et al.	
D466,809	S	12/2002	Sagel	
D468,529	S	1/2003	Sabounjian	
D472,378	S	4/2003	Hassett	
D478,669	S	8/2003	Wear	
D480,209	S	10/2003	Davis et al.	
D485,066	S	1/2004	Wolf	
D499,019	S	11/2004	Sagmeister et al.	
6,926,152	B2	8/2005	Leung	
D525,872	S	8/2006	Haubert et al.	
D526,190	S	8/2006	Bolt et al.	
D527,252	S *	8/2006	Bolt	D9/418
D527,644	S	9/2006	Bakic	
D530,223	S *	10/2006	Mau	D9/558
D537,711	S	3/2007	Limber	
D539,136	S	3/2007	Limber	
D548,107	S *	8/2007	Glass	D9/704
D549,099	S *	8/2007	Edwards	D6/518
D551,447	S	9/2007	Ogawa	
D554,863	S	11/2007	Ayala	
D563,099	S	3/2008	Sandman	
D565,412	S	4/2008	Fuller	
D591,589	S *	5/2009	Myers	D7/615
7,549,548	B2	6/2009	Kraus et al.	
D596,856	S	7/2009	Udwin	
D605,051	S	12/2009	Bohache et al.	
D611,253	S	3/2010	Lown et al.	

D627,606	S	11/2010	Chuang	
D637,809	S	5/2011	Meldeau	
D639,676	S	6/2011	Wang	
D644,096	S	8/2011	Yadegaran	
D652,214	S	1/2012	Swartz et al.	
D655,085	S	3/2012	Holbrook	
D656,824	S	4/2012	Haile	
D660,597	S	5/2012	Leblanc	
D664,008	S	7/2012	Welch	
D664,261	S	7/2012	Kravitz et al.	
D671,401	S *	11/2012	Grabes	D9/418
D671,425	S	11/2012	Huljak et al.	
D671,829	S *	12/2012	Sung	D9/418
D683,618	S *	6/2013	Shirosawa	D9/424
D691,035	S *	10/2013	Sill	D9/418
D691,887	S *	10/2013	Macaulay	D9/434
D699,439	S *	2/2014	Leblanc	D3/289
D701,455	S *	3/2014	Shepherd	D9/418
D706,129	S *	6/2014	Boraczek	D9/418
D731,302	S *	6/2015	Lutgen	D9/418
D731,792	S *	6/2015	Lentner	D3/285
D745,388	S *	12/2015	Taylor	D9/418
2003/0217623	A1	11/2003	Brown	
2004/0094568	A1	5/2004	Dailey	
2006/0213856	A1	9/2006	Kraus et al.	
2007/0065049	A1	3/2007	Allredge-Howard et al.	
2008/0302680	A1	12/2008	Lord	
2011/0120907	A1	5/2011	Haile	
2012/0111751	A1	5/2012	Kryshak et al.	
2013/0067861	A1	3/2013	Turner et al.	

FOREIGN PATENT DOCUMENTS

DE	49002676-0001	2/1991
DE	40106675-0002	12/2001
DE	40110733-0001	7/2002
DE	40305039-0002	12/2003
DE	40502144.0010	6/2005
DE	40502121-0005	8/2005

OTHER PUBLICATIONS

Design U.S. Appl. No. 29/388,982, filed Apr. 5, 2011. Assignee MEGA Brands Inc.
 Excerpt of Toys-R-Us Product Circular, Oct. 31-Nov. 24, 2010, including cover and pp. 6 and 56.
 Excerpt of MEGA Bloks 2002 Product Catalog, including cover, unnumbered page, and pp. 6 and 7.
 Excerpt of MEGA Bloks 2003 Product Catalog, including cover and pp. 2 and 20.
 Excerpt of MEGA Bloks 2004 Product Catalog, including cover, table of contents, and p. 8.
 Excerpt of MEGA Bloks International 2005 Product Catalog, including cover, table of contents (p. 1), and p. 9.
 Excerpt of MEGA Bloks International 2006 Product Catalog, including cover, table of contents, and p. 2.
 Excerpt of MEGA Brands Inc. International 2007 Product Catalog, including cover, table of contents, and pp. 4 and 14.
 Excerpt of MEGA Brands Inc. International 2008 Toys & Activities Product Catalog, including cover, table of contents, and pp. 5 and 13.
 Excerpt of MEGA Brands Inc. 2010 Product Catalog, including cover, table of contents, and p. 4.
 Excerpt of MEGA Bloks 1994 Product Catalog, including cover, 3 pages total.
 Excerpt of MEGA Bloks 1995 Product Catalog, including cover, 4 pages total.
 Excerpt of MEGA Bloks 1996 Product Catalog, including cover, table of contents, and pp. 4-6; 5 pages total.
 Excerpt of MEGA Bloks 1997 Product Catalog, including cover, 3 pages total.
 Excerpt of MEGA Bloks 1998 Product Catalog, including cover, 3 pages total.
 Excerpt of MEGA Bloks 1999 Product Catalog, including cover, 3 pages total.
 Excerpt of MEGA Bloks 2000 Product Catalog, including cover, 2 pages total.

(56)

References Cited

OTHER PUBLICATIONS

Excerpt of MEGA Bloks 2001 Product Catalog, including cover, table of contents, and p. 12.

Excerpt of MEGA Bloks 2009 Product Catalog, including front cover, pp. P-54 and P-66, and back cover.

Excerpt of MEGA Brands Inc. 2011 Product Catalog, including cover, 5 pages total.

Chinese Application No. 201430176390.9 filed Jun. 11, 2014.

First Notification of Examination issued Sep. 1, 2014 in Chinese Application No. 201430176390.9, and English translation thereof.

Mitsides Group News, "The brand new pasta fun for kids range has arrived!" Posted Oct. 27, 2011. Accessed Sep. 11, 2015. ([http://www.mitsidesgroup.com/lang/en/2011/10/27/meet-the-new-pasta-fun-](http://www.mitsidesgroup.com/lang/en/2011/10/27/meet-the-new-pasta-fun-for-kids-range)

[for-kids-range](http://www.mitsidesgroup.com/lang/en/2011/10/27/meet-the-new-pasta-fun-for-kids-range) γωρί στε-τη-νέ α-σειρά -προϊό υτ/)

Amazon.com, "Avery Glossy Clear Permanent Multipurpose Round Labels." Reviewed on Jan. 5, 2012. Accessed on Sep. 22, 2015. (<http://www.amazon.com/Avery-Glossy-Permanent-Multipurpose-Diameter/dp/B002JFR60Q>).

Amazon.com, "Premium Spice Jar Label Custom Set of 145 Oval-Silver Bold." Reviewed on Jan. 22, 2013. Accessed on Sep. 21, 2015. (http://www.amazon.com/Premium-Spice-Labels-Custom-Oval-Silver/dp/B009Q6ZV1C/ref=cm_cr_pr_product_top?ie=UTF8).

Amazon.com, "Megabloks 80pc Lrg Mega Bloks Bag." Reviewed on Sep. 22, 2007. Accessed on Sep. 17, 2015. (http://www.amazon.com/Megabloks-80pc-Lrg-Mega-Bloks/dp/B000M8H8Y6/ref=cm_cr_pr_product_top?ie=UTF8).

Office Action mailed Sep. 25, 2015 in U.S. Appl. No. 29/480,999.

Office Action mailed Sep. 23, 2015 in U.S. Appl. No. 29/481,035.

Office Action mailed Sep. 22, 2015 in U.S. Appl. No. 29/481,041.

* cited by examiner

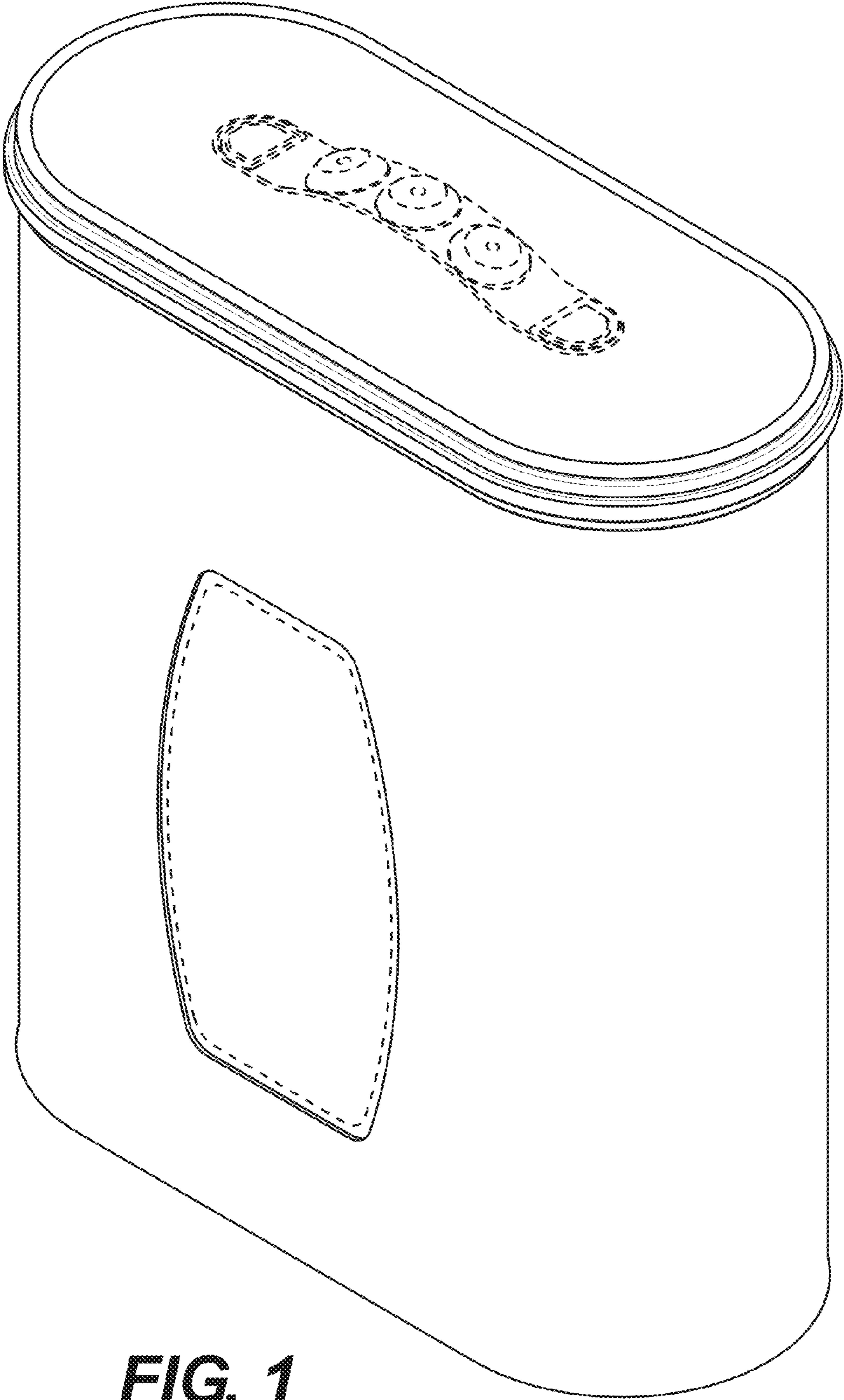


FIG. 1

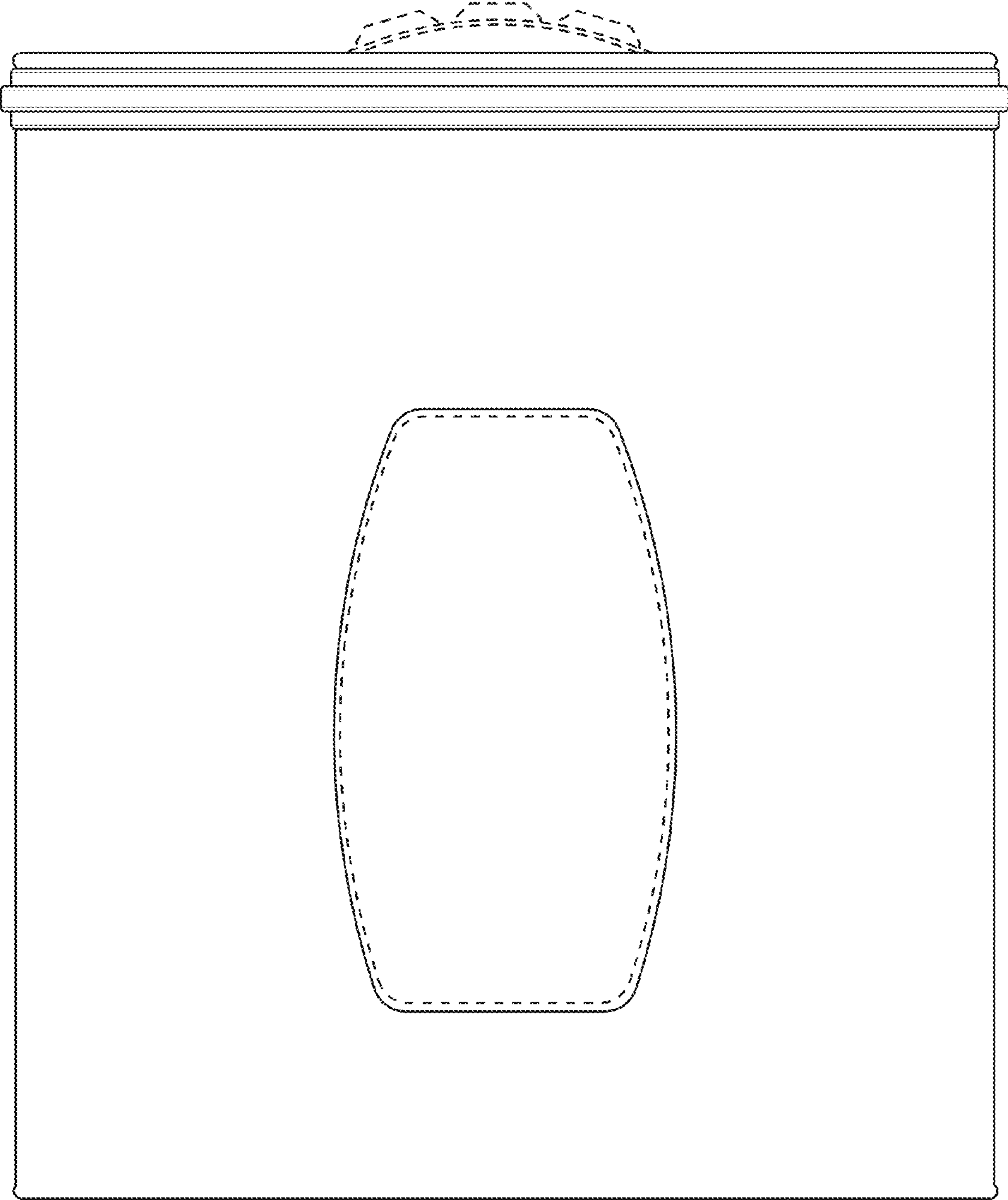


FIG. 2

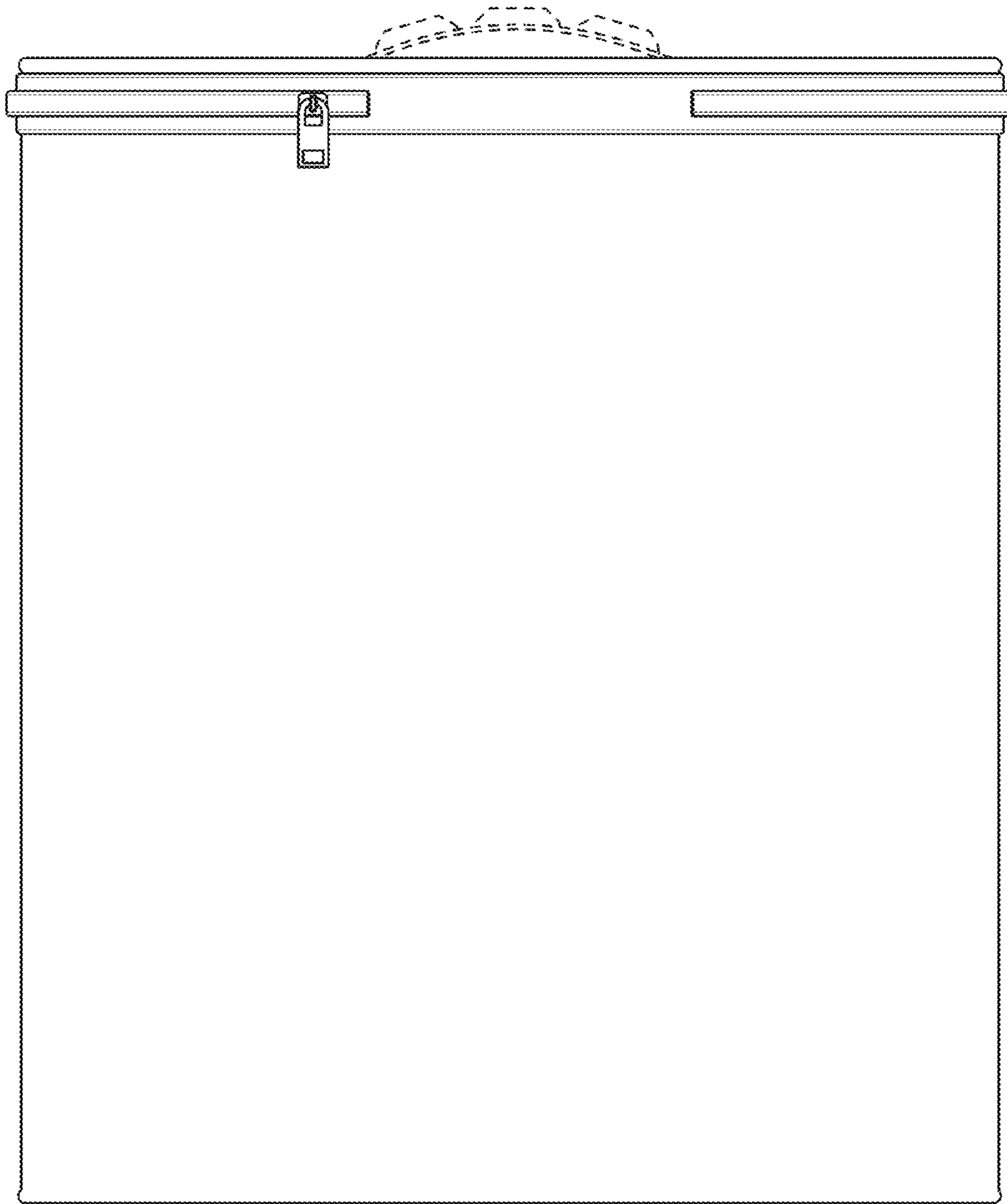


FIG. 3

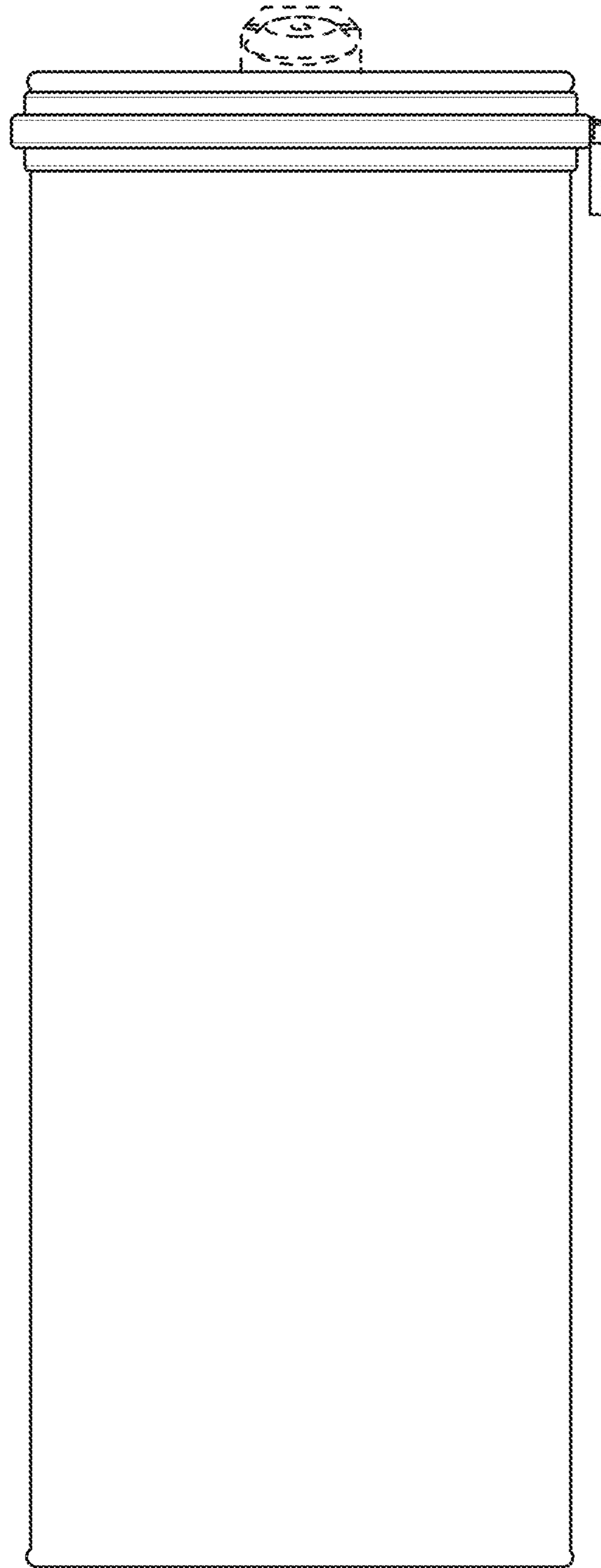


FIG. 4

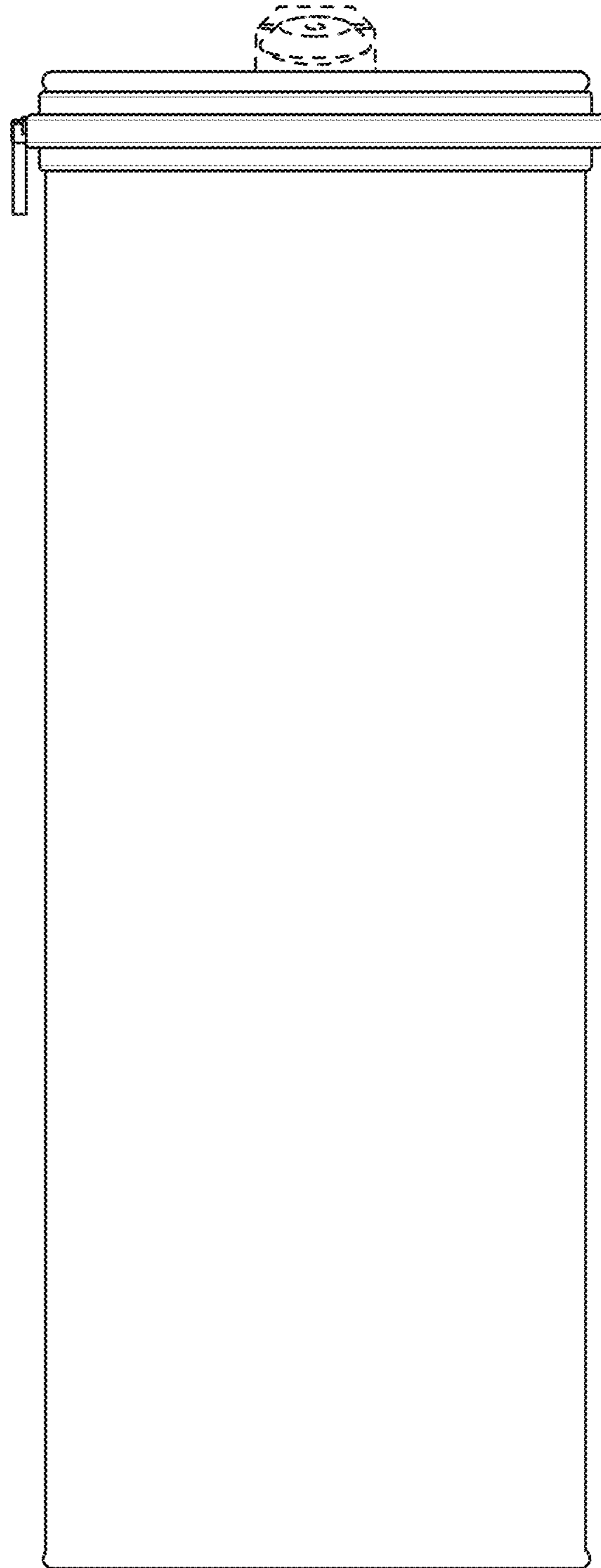


FIG. 5

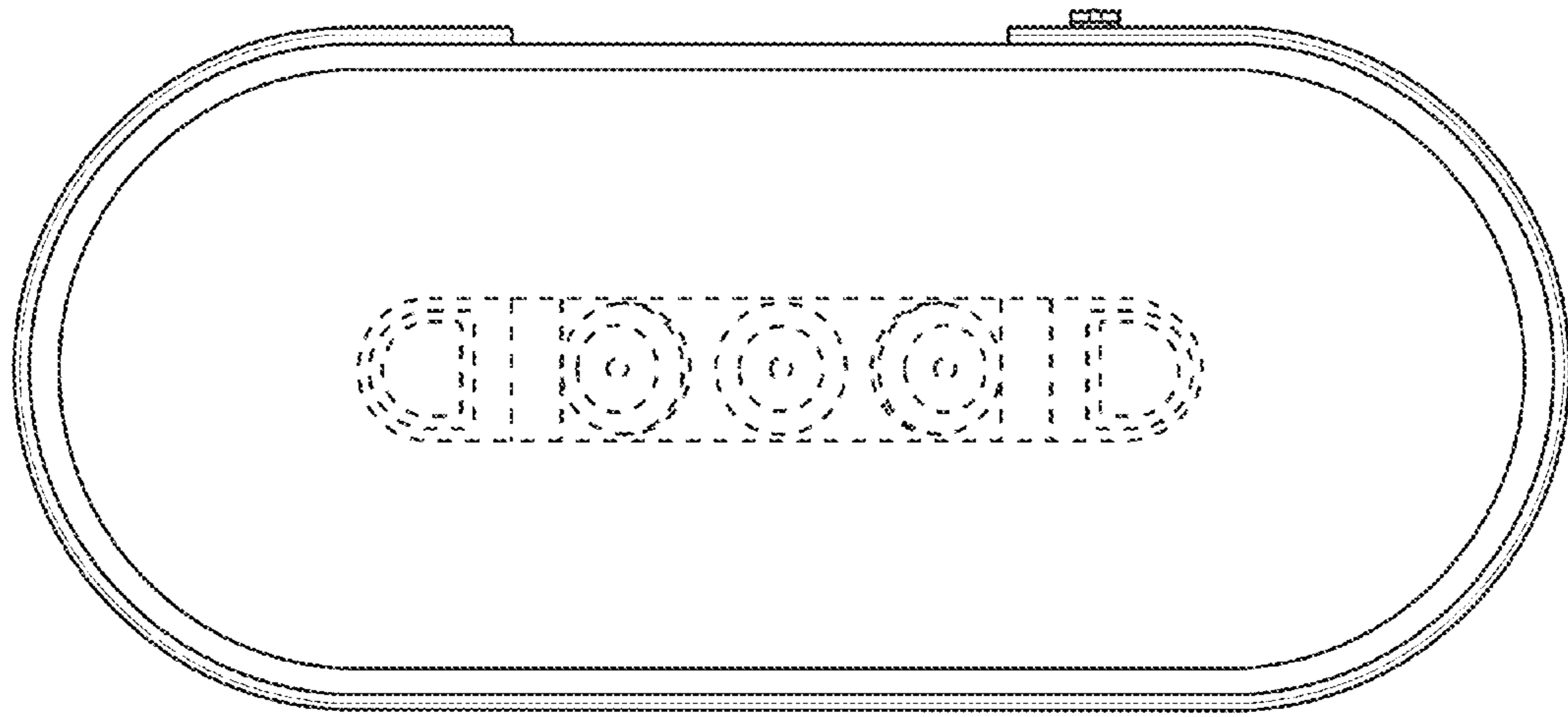


FIG. 6

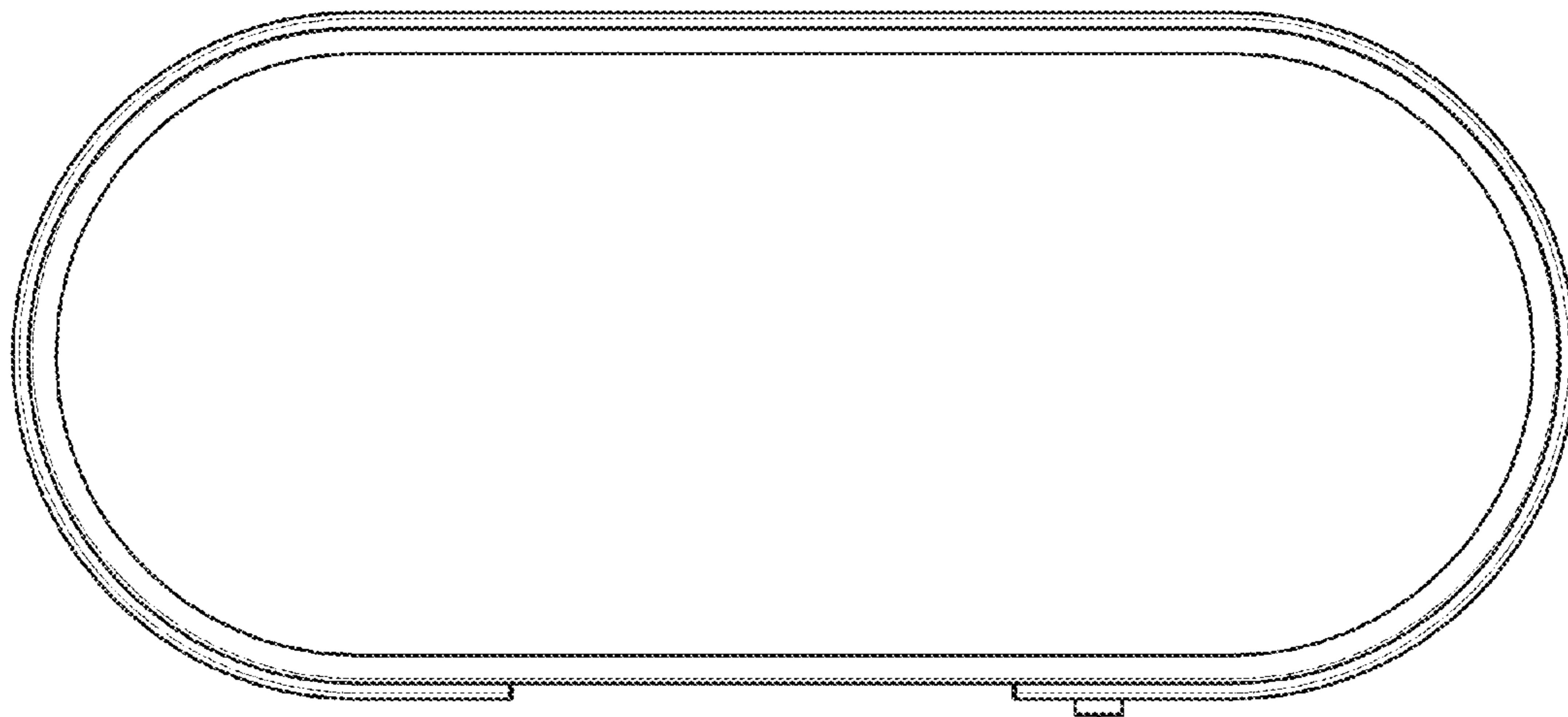


FIG. 7

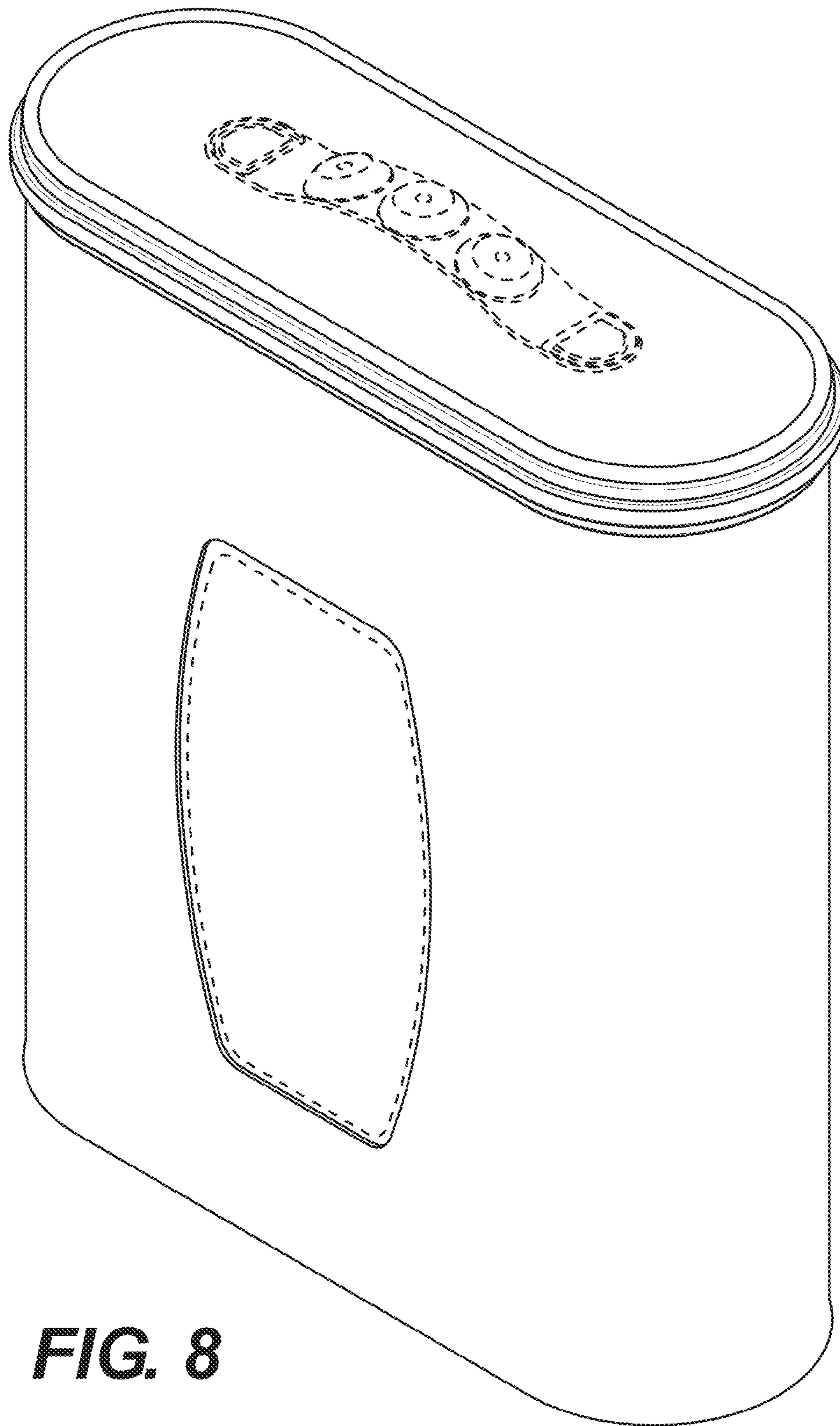


FIG. 8

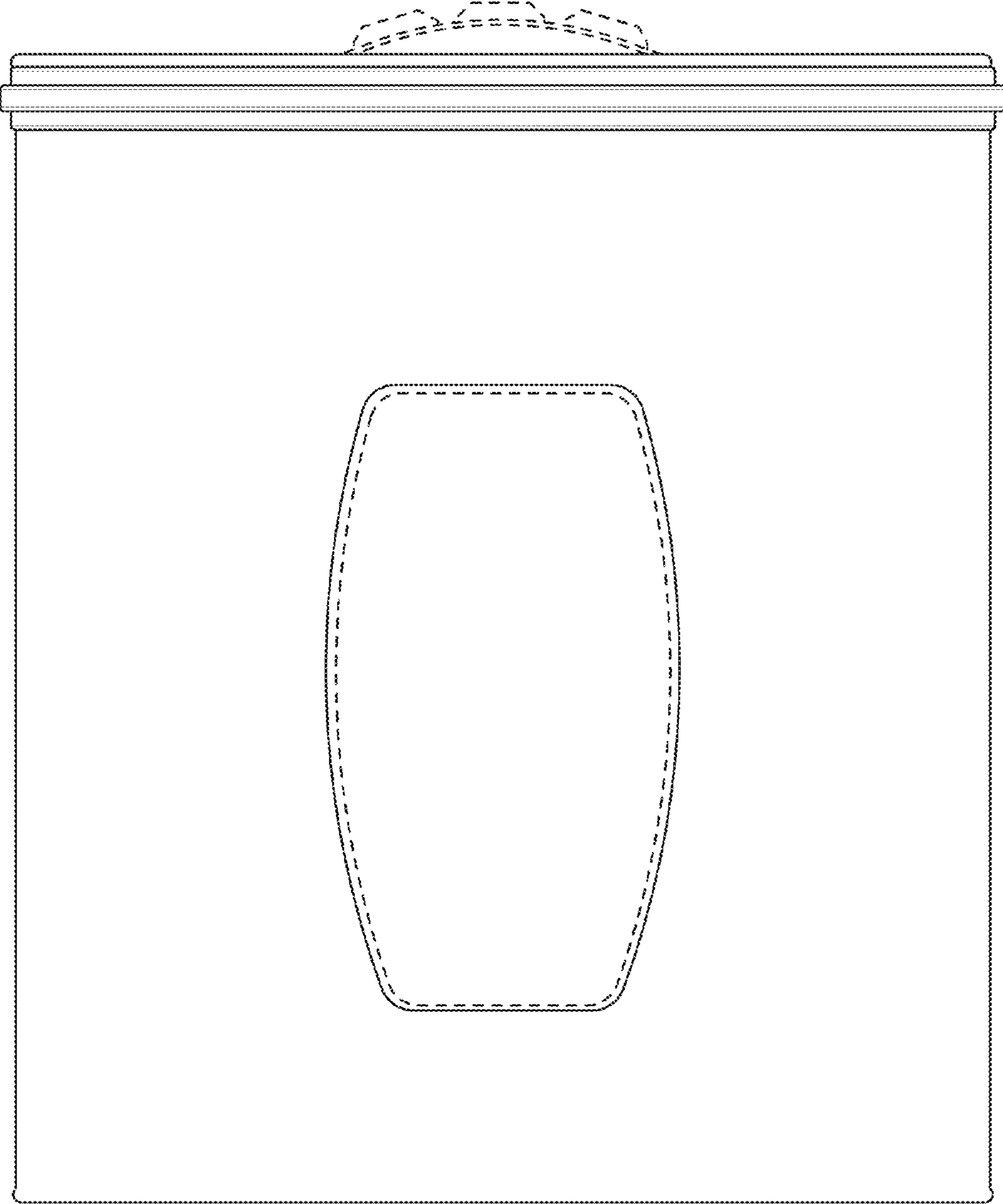


FIG. 9

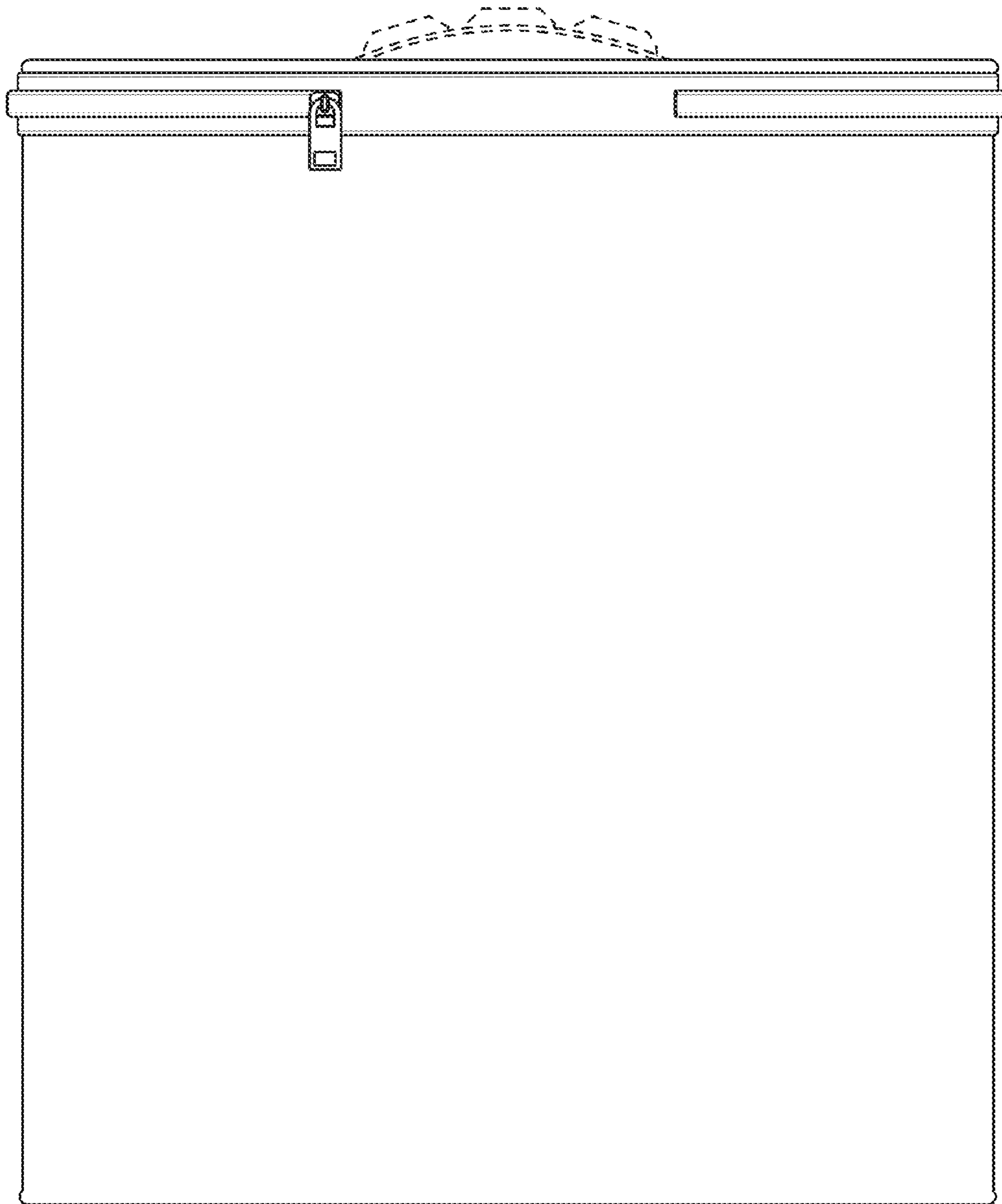


FIG. 10

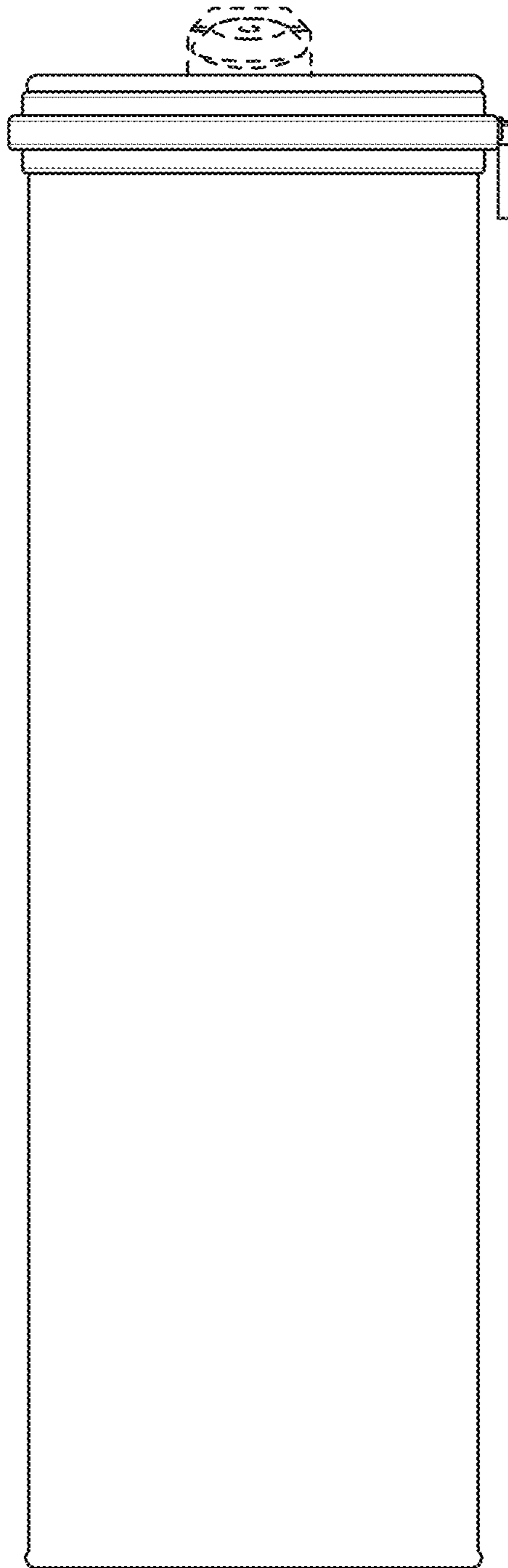


FIG. 11

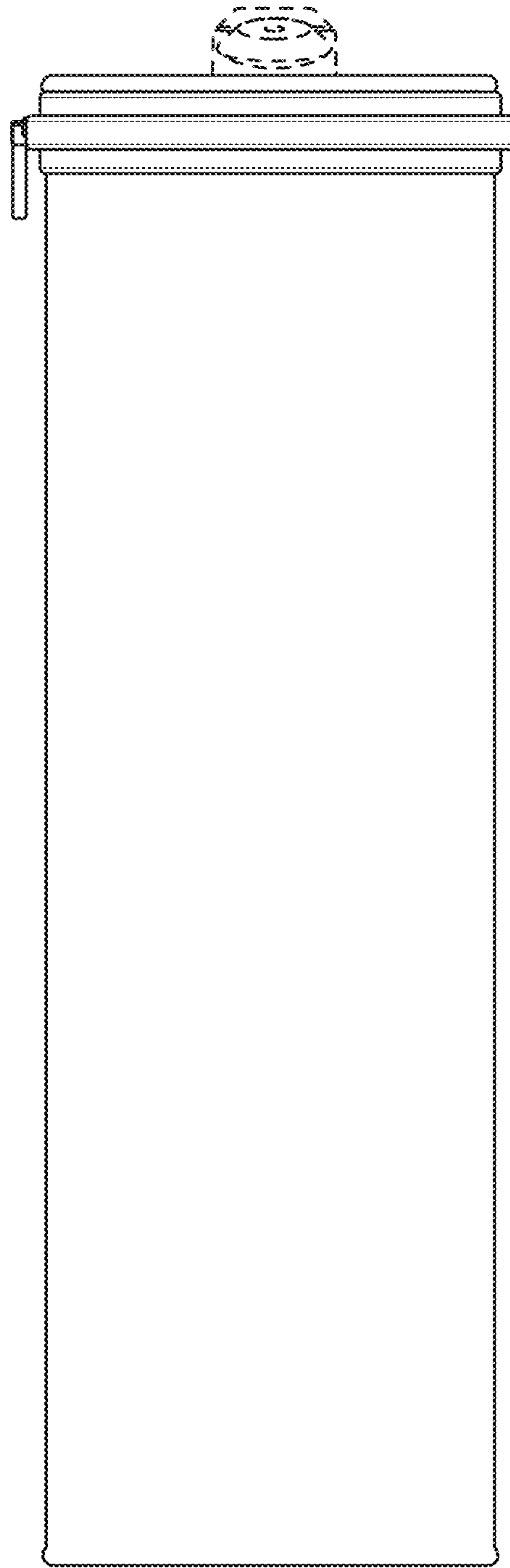


FIG. 12

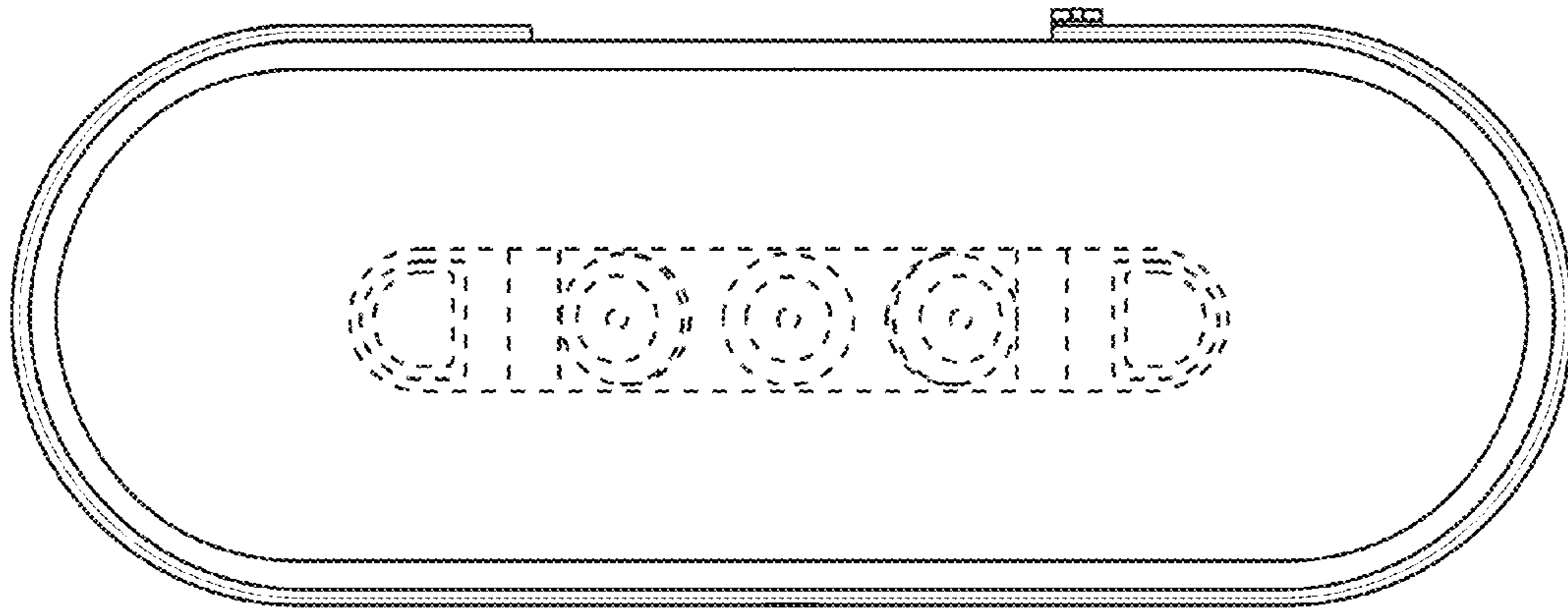


FIG. 13

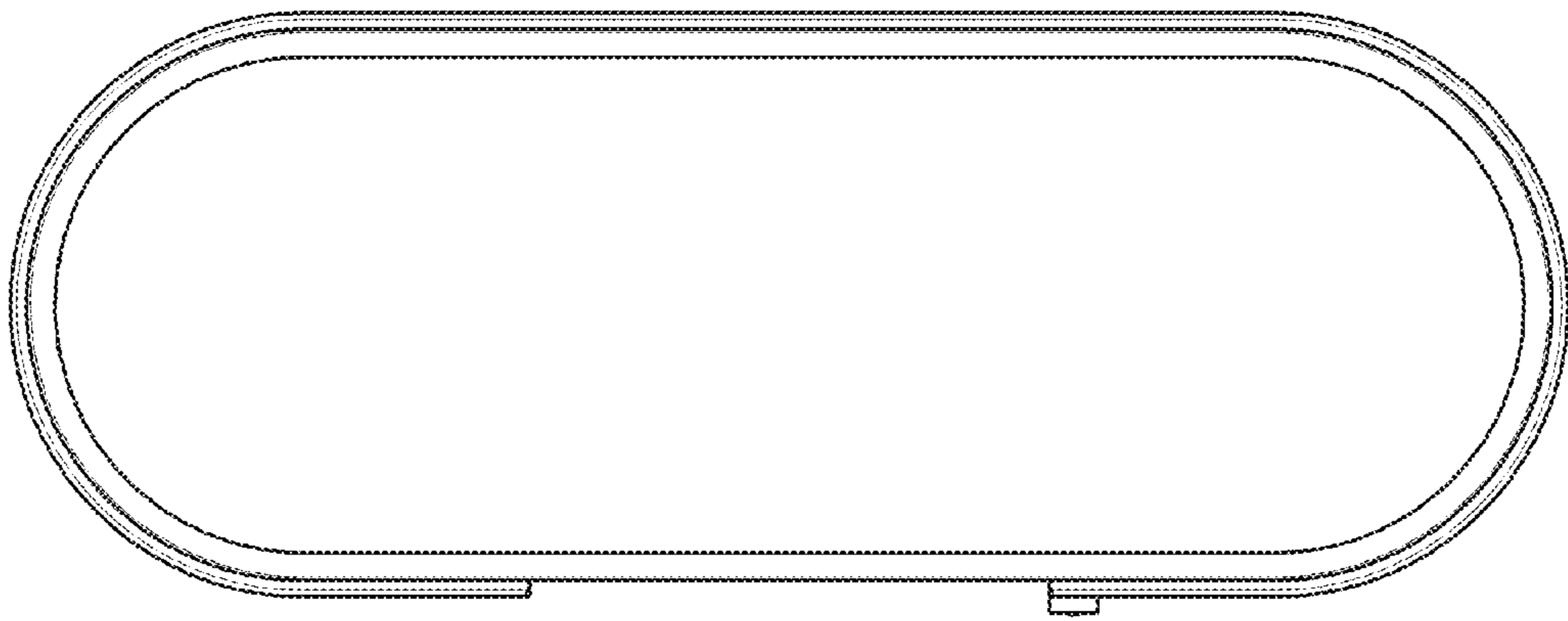


FIG. 14