



US00D775479S

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

(10) **Patent No.:** **US D775,479 S**
(45) **Date of Patent:** **** Jan. 3, 2017**

(54) **CHAISE LOUNGE**
(71) Applicant: **Marijn Aart Willem Oomen,**
Ophemert (NL)
(72) Inventor: **Marijn Aart Willem Oomen,**
Ophemert (NL)

3,899,797 A 4/1975 Schwartzman
3,965,506 A * 6/1976 Marks A47C 3/16
297/452.17
D240,480 S * 7/1976 Marks D6/377
4,011,611 A * 3/1977 Lederman A47C 3/16
273/DIG. 2

(Continued)

(73) Assignee: **Fatboy the Original B.V., 's**
-Hertogenbosch (NL)

OTHER PUBLICATIONS

Marijn Aart Willem Oomen v. Massive Air B.V., Judgment in
Preliminary Dutch Proceedings, May 13, 2016.

(Continued)

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

(21) Appl. No.: **29/567,512**

(22) Filed: **Jun. 9, 2016**

Primary Examiner — Mimosa De

(74) *Attorney, Agent, or Firm* — Charles T.J. Weigell,
Esq.; Fross Zelnick Lehrman & Zissu P.C.

Related U.S. Application Data

(63) Continuation of application No. 29/534,179, filed on
Jul. 27, 2015, now Pat. No. Des. 764,823.

(57) **CLAIM**

The ornamental design for a chaise lounge, as shown and
described.

(30) **Foreign Application Priority Data**

Jan. 28, 2015 (EM) 002621904

DESCRIPTION

(51) **LOC (10) Cl.** **06-01**

(52) **U.S. Cl.**
USPC **D6/361; D6/377**

(58) **Field of Classification Search**
USPC D6/334–336, 361, 371–373, 375, 377,
D6/381, 716, 716.1, 716.4; D21/803
CPC A47C 27/086; A47C 3/14; A47C 3/16;
A47C 4/54; A47C 7/18; A47C 7/24
See application file for complete search history.

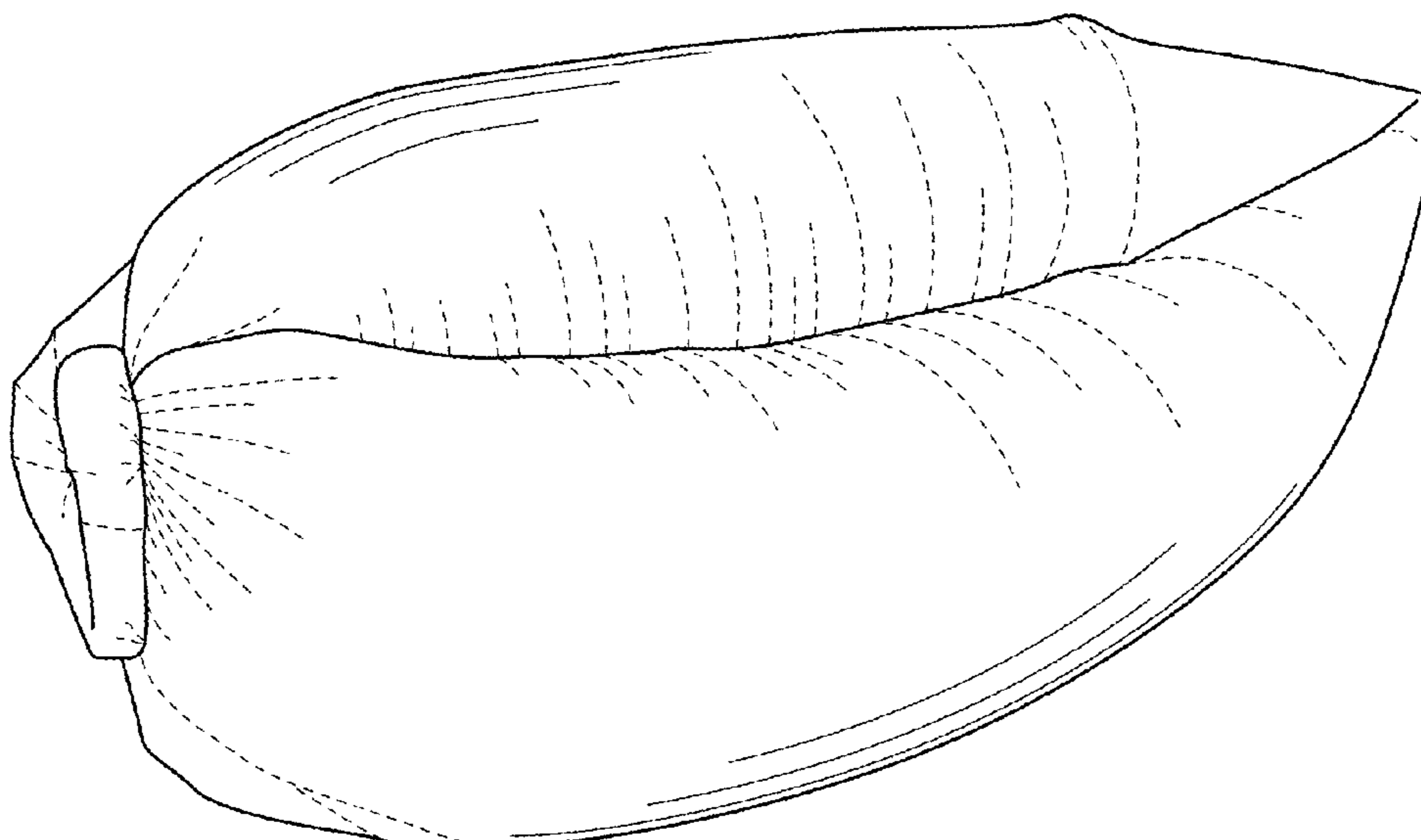
FIG. 1 shows a top view of the chaise lounge;
FIG. 2 shows a bottom view of the chaise lounge;
FIG. 3 shows a head end view of the chaise lounge;
FIG. 4 shows a foot end view of the chaise lounge;
FIG. 5 shows a right perspective side view of the chaise
lounge;
FIG. 6 shows a left perspective side view of the chaise
lounge;
FIG. 7 shows a top perspective view of the chaise lounge;
and,
FIG. 8 shows a detail of the right side foot end of the chaise
lounge.
The broken line showing of the crease lines, buckle, and
straps show unclaimed subject matter for the design.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D214,623 S * 7/1969 Williams D6/377
3,584,914 A 6/1971 Williams
D226,153 S 1/1973 Boak

1 Claim, 4 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

4,281,873	A *	8/1981	Holland	.....	A47C 3/16 297/118
D276,577	S	12/1984	Fitch		
D278,004	S	3/1985	Sigona		
D301,669	S	6/1989	Dwelly		
D371,252	S	7/1996	Chaput		
D399,086	S	10/1998	Costantino		
D407,123	S	3/1999	Peterson		
5,947,563	A	9/1999	Klimenko		
6,024,407	A *	2/2000	Eakin	.....	A47C 27/086 297/217.4
6,045,178	A *	4/2000	Miller	.....	A47C 27/086 297/129
6,152,530	A	11/2000	Hsu et al.		
D435,974	S	1/2001	Hsu et al.		
6,212,716	B1	4/2001	Logan, Jr. et al.		
D441,205	S	5/2001	Hsu et al.		
6,592,184	B1	7/2003	Segal et al.		
D487,207	S	3/2004	Manuel		
6,786,555	B2	9/2004	Brook		
D536,888	S	2/2007	Dykstra		
D541,058	S	4/2007	Dykstra		
D562,577	S *	2/2008	Dengler	.....	D6/361
7,370,379	B2	5/2008	Zheng		
D578,313	S	10/2008	Austen et al.		
D601,793	S *	10/2009	Sartor	.....	D3/201
D620,263	S	7/2010	Van Halder		
7,818,842	B2	10/2010	Marciano		
D637,435	S	5/2011	Lovinger et al.		
D661,936	S	6/2012	Jackson		
D672,996	S	12/2012	Kelly		
D674,206	S	1/2013	Urquiola Hidalgo		
8,458,830	B1	6/2013	Pierce		
D736,003	S	8/2015	Lagier		
9,144,318	B1	9/2015	Lagier		

OTHER PUBLICATIONS

Guangshan, Bagel Air Filled Inflatable Outdoor Sofa Furniture, http://www.alibaba.com/product-detail/air-filled-inflatable-outdoor-sofa-furniture_60323766591.html?spm=a2700.7724857.29.109.R1exki. Available as of Apr. 9, 2016.

Guangshan, Heart Inflatable Outdoor Sofa Furniture, http://www.alibaba.com/product-detail/PVC-inflatable-comfortable-single-heart-cheap_890938593.html?spm=a2700.7743248.51.1.TZJ0dt. Available as of Apr. 9, 2016.

Guangshan, Punctured Football Air Filled Inflatable Outdoor Sofa Furniture, http://www.alibaba.com/product-detail/Air-Filled-Inflatable-Sofa-Furniture_50027746761.html?spm=a2700.7724857.29.119.R1exki. Available as of Apr. 9, 2016.

Intex, Cafe Splash Lounge Inflatable Lounge Chair Dorm Gaming Seat, <http://www.ebay.com/itm/Intex-Cafe-Splash-Lounge-Inflatable-Lounge-Chair-Dorm-Gaming-Seat-/191174807463?hash=item2c82e80fa7:g:WQIAAOxy4dNS2FKf>. Available as of Apr. 9, 2016.

Relax Moda Blue Chair Comfi Air Camping Air Chairs Kids Room Chair, <http://www.ebay.com/itm/Relax-Moda-Blue-Chair-Comfi-Air-Camping-Air-Chairs-Kids-Room-Chair-/262256291374?hash=item3d0fb16e2e:g:kjIAAOSwd4tTsFKP>. Available as of Apr. 9, 2016.

Intex, Inflatable Colorful Cafe Chaise Lounge Chair w/ Ottoman, <http://www.ebay.com/itm/INTEX-Inflatable-Colorful-Cafe-Chaise-Lounge-Chair-w-Ottoman-Blue-68572E-/231762701803?hash=item35f6222deb:g:lf8AAOSwwpdW8-Ok>. Available as of Apr. 9, 2016.

Intex, Inflatable Lounge Beanless Lounger Bag Chair, http://www.ebay.com/itm/INTEX-Inflatable-Lounge-Beanless-Lounger-Bag-Chair-Grey-68579EP/351683303694?_trksid=p2047675.c100005.m1851&_trkparms=aid%3D222007%26algo%3DSIC.MBE%26ao%3D1%26asc%3D36333%26meid%3Dc1b2101420fa

4b6bbf609a2059058e2d%26pid%3D100005%26rk%3D2%26rkt%3D6%26sd%3D121655495750. Available as of Apr. 9, 2016.

Inflatable Couch Bean Bag Air Tube Chair Footstool Movies Gaming Reading Camping, http://www.ebay.com/itm/Inflatable-Couch-Bean-Bag-Air-Tube-Chair-Footstool-Movies-Gaming-Reading-Camping/262349922808?_trksid=p2047675.c100005.m1851&_trkparms=aid%3D222007%26algo%3DSIC.MBE%26ao%3D1%26asc%3D36333%26meid%3Dc1b2101420fa 4b6bbf609a2059058e2d%26pid%3D100005%26rk%3D3%26rkt%3D6%26sd%3D121655495750. Available as of Apr. 9, 2016.

Outdoor Lazy Circle stool Cylinder Inflatable Creative Leisure Green PVC Sofa, http://www.ebay.com/itm/Outdoor-Lazy-Circle-stool-Cylinder-Inflatable-Creative-Leisure-Green-PVC-Sofa/182039115594?_trksid=p2047675.c100005.m1851&_trkparms=aid%3D222007%26algo%3DSIC.MBE%26ao%3D1%26asc%3D36333%26meid%3Dc1b2101420fa 4b6bbf609a2059058e2d%26pid%3D100005%26rk%3D4%26rkt%3D6%26sd%3D121655495750. Available as of Apr. 9, 2016.

Bestway, Sofá Hinchable Beanless Bag Bestway, <https://www.elcorteingles.es/deportes/A15161064-sofa-hinchable-beanless-bag-bestway/>. Available as of Apr. 9, 2016.

HNJoytoys, Inflatable Long Sofa, http://www.alibaba.com/product-detail/blue-transparent-inflatable-long-sofa-inflatable_1563521987.html. Available as of Apr. 9, 2016.

Mirakey, Inflatable Floating Lounge Chair, http://www.alibaba.com/product-detail/Hot-selling-inflatable-floating-lounge-chair_1983774509.html. Available as of Apr. 9, 2016.

Bestway, Ultra Lounge Inflatable Waterproof Dorm Chair Gaming Sofa, <http://www.ebay.com/itm/BESTWAY-Ultra-Lounge-Inflatable-Waterproof-Dorm-Chair-Gaming-Sofa-/191062860642?hash=item2c7c3be362:g:3DoAAOSwIXdUWqFz>. Available as of Apr. 9, 2016.

FTF Zhenhan, Inflatable LED Bar Furniture Pvc Sofa, http://www.alibaba.com/product-detail/Inflatable-LED-Bar-Furniture-Pvc-Sofa_60144869218.html?spm=a2700.7724857.29.239.R1exki. Available as of Apr. 9, 2016.

Bestway, Sofá Hinchable Chaise Lounger Bestway, <https://www.elcorteingles.es/deportes/A18534534-sofa-hinchable-chaise-lounger-bestway/>. Available as of Apr. 9, 2016.

Mirakey, Air Filled Chair, http://www.alibaba.com/product-detail/Air-Filled-Chair_852320558.html. Available as of Apr. 9, 2016.

Inflatable Sofa Party Accessory, http://www.amazon.com/Rhode-Island-Novelty-Inflatable-Accessory/dp/B00539CU8S/ref=pd_sim_21_2?ie=UTF8&dpID=41Q0sMUQEYL&dpSrc=sims&preST=_AC_UL160_SR160%2C160_&refRID=00SAJV9CQKATZAT0ZN6E. Available as of Apr. 9, 2016.

Oomen, Marjin. Camp Airbag, 2010.

Big Agnes. Pumphouse. Dry sack and pad pump illustrations.

Exped LLC. Exped Schnozzel Pumpbag. Youtube.com. Jul. 7, 2010.

Fun and Function. Cozy Canoe. Images from website at: <https://funandfunction.com/cozy-canoe.html> and from youtube.com on May 27, 2015.

Fun and Function. Cozy Canoe website illustrations from <https://funandfunction.com/cozy-canoe.html> dated Apr. 31, 2014 retrieved from Wayback Archive.

Isaacs, Toby. Pea Pod illustrations, Over 40 “Must-Have” Popular Tools for Autism, <http://www.myspecialneedsnetwork.com/profiles/blogs/top-20-must-have-tools-for-autism>. Apr. 30, 2013.

Maffei, Michelle. Pea Pod illustrations, 9 Must-have gadgets for kids with autism, <http://www.sheknows.com/parenting/articles/1034307/9-must-have-gadgets-for-kids-with-autism>. May 21, 2014.

Marijn Aart Willem Oomen V. Massive Air B.V., Decision in Dutch Appeal, Jul. 20, 2016.

Landgericht Düsseldorf [LG][Regional Court of Dusseldorf] May 16, 2016 (Ger.) (issuing preliminary injunction against sale of Laybag lounger).

Fatboy the Original, B.V. and Fatboy USA, LLC v. DSL Ecommerce, LLC, United States District Court—Northern District of Texas, Complaint, Case 3:16-cv-02235-N, filed Aug. 2, 2016.

Fatboy the Original, B.V. and Fatboy USA, LLC v. EMRG, LLC, United States District Court—Northern District of Texas, Complaint, Case 3:16-cv-02520-D, filed Aug. 31, 2016.

Morgan Imports, LLC v. Fatboy the Original, B.V., United States District Court for the Central District of California, Complaint, Case 5:16-cv-01348-TJH-PLA, filed Jun. 23, 2016.

(56)

References Cited

OTHER PUBLICATIONS

Fatboy the Original, B.V. and Fatboy USA, LLC v. Value Max Products LLC, United States District Court—Northern District of Texas, Complaint, Case 3:16-cv-02544-L, filed Sep. 2, 2016.

Geary, Leigh, Review—Sumo Omni, Published on May 20, 2013. Retrieved on Sep. 7, 2016 from <http://www.coolsmartphone.com/2013/05/20/review-sumo-omni/>.

Massive Air B.V. v. Marijn Aart Willem Oomen and Fatboy the Original B.V., Judgment in Preliminary Proceedings, District Court of Hague, Jul. 14, 2016.

Fatboy the Original B.V. v. Mosel APS, Transcript of Bailiffs Records, Odense District Court, Denmark, Jul. 26, 2016.

Landgericht Düsseldorf [LG][Regional Court of Düsseldorf], Jun. 23, 2016, Case No. 14c 0 98/16 (Ger.) (issuing injunction against the sale of Roornox lounge in Germany).

Fatboy the Original, B.V. and Fatboy USA, LLC v. EMRG, LLC, United States District Court—Northern District of Texas, Answer, Defenses, and Counterclaims, Case 3:16-cv-02520-K, filed Sep. 27, 2016.

Fatboy the Original, B.V. and Fatboy USA, LLC v. Zuru, LLC and Zuru Ltd., United States District Court—Northern District of Texas, Complaint, Case 3:16-cv-02752-G, filed Sep. 28, 2016.

Fatboy the Original, B.V. and Fatboy USA, LLC v. EMRG, LLC, United States District Court—Northern District of Texas, Answer to Counterclaims, Case 3:16-cv-02520-K, filed Oct. 18, 2016.

EMRG, LLC, Petitioner v. Fatboy the Original B.V., Patent Owner, Petition for Post Grant Review of U.S. Pat. No. D764,823 and Accompanying Power or Attorney and Exhibits, Nov. 17, 2016, AIA Review No.PGR2017-0004.

* cited by examiner

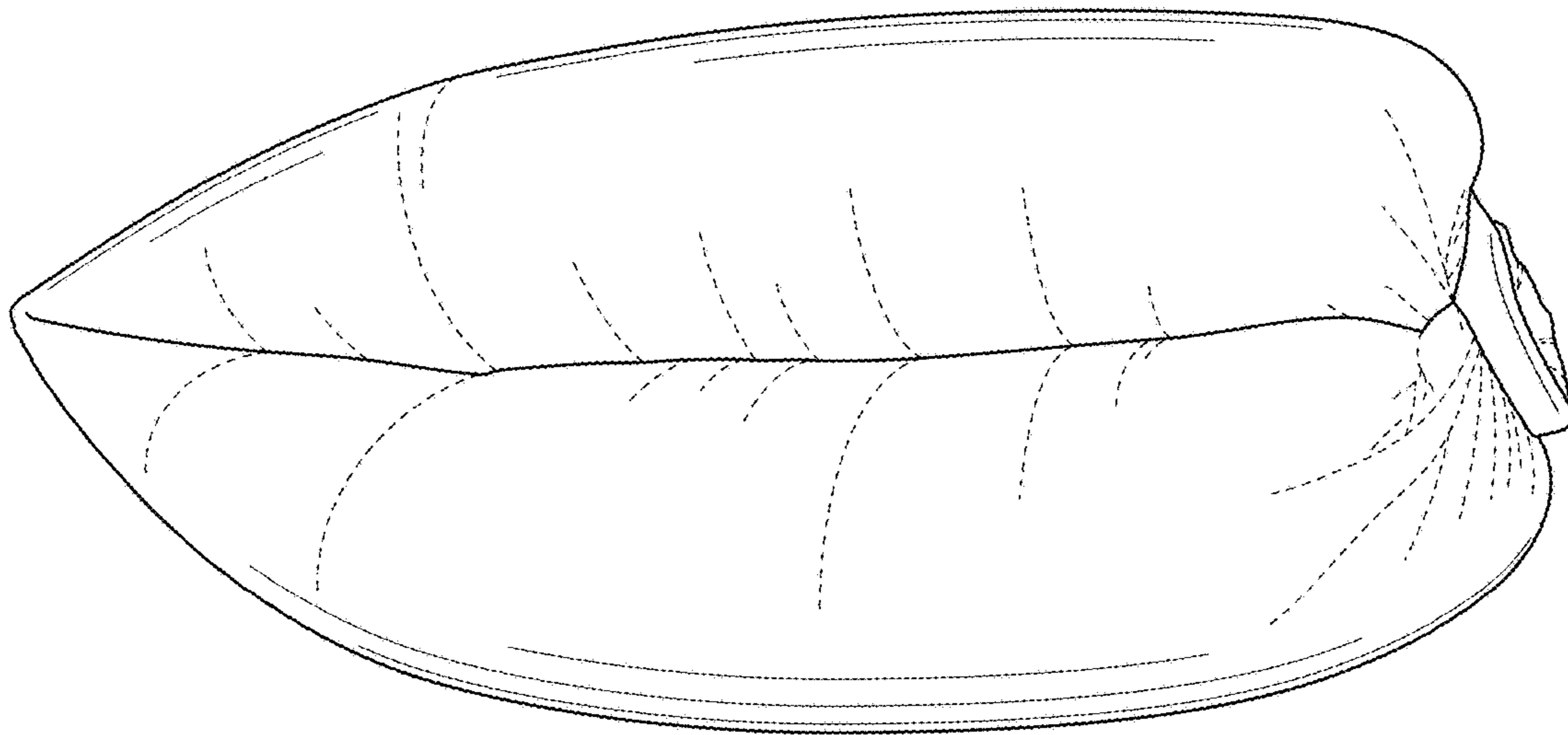


FIG. 1

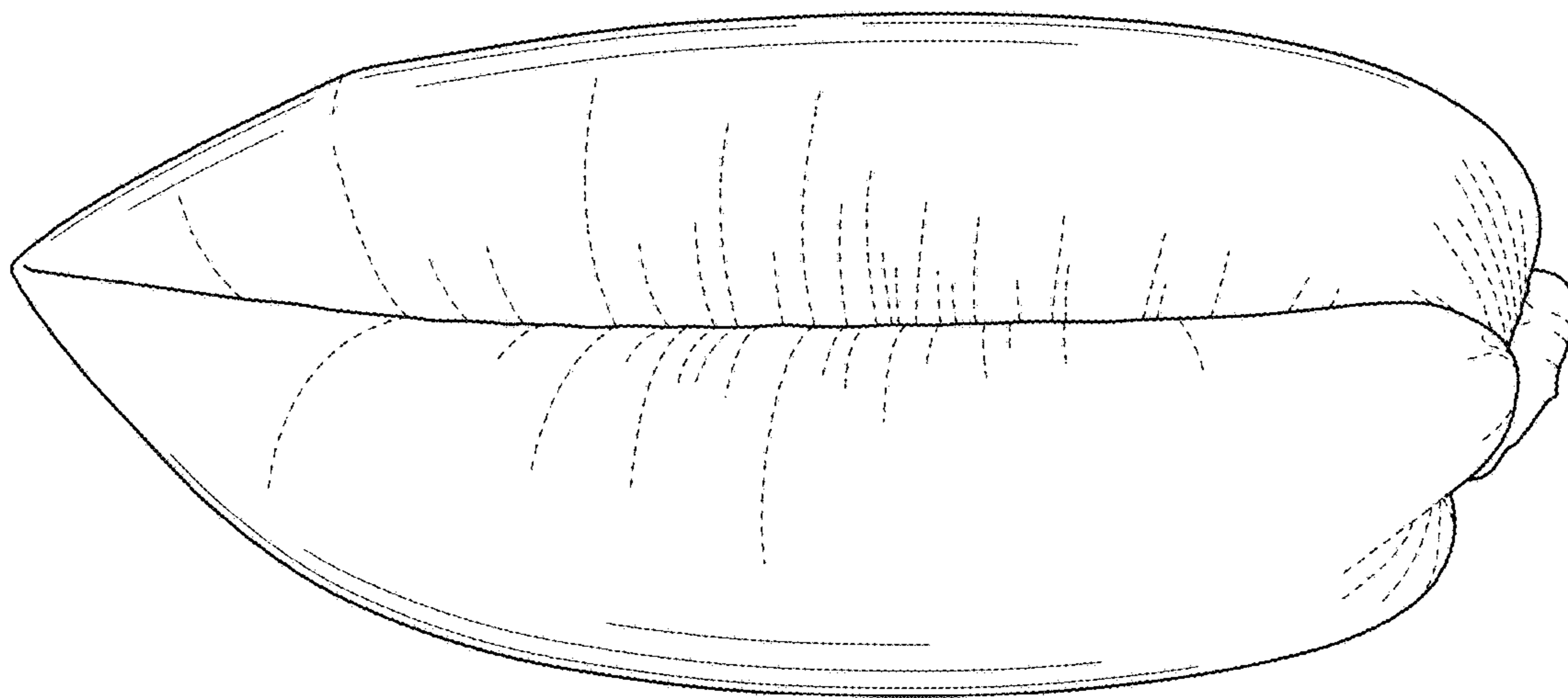


FIG. 2

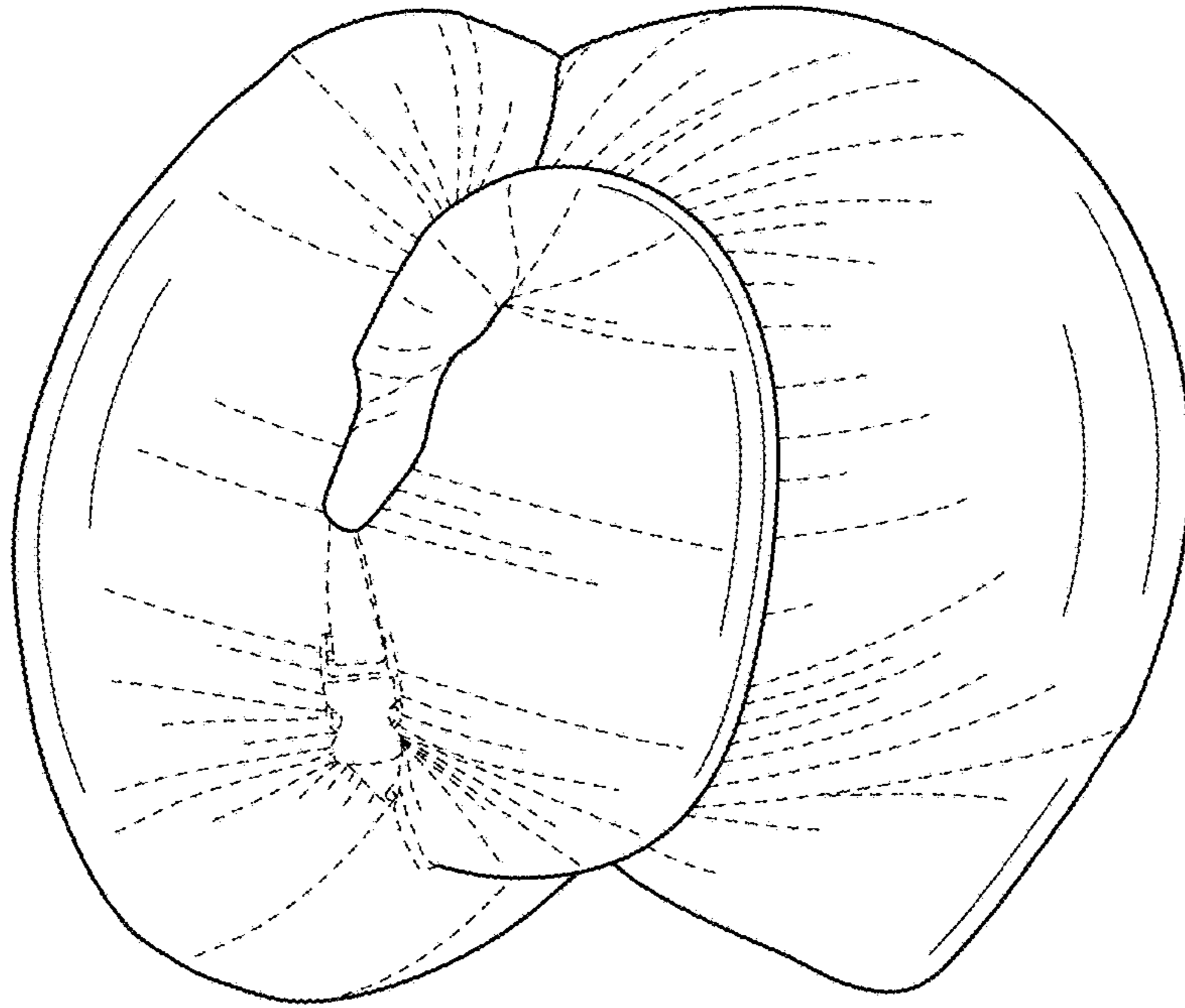


FIG. 3

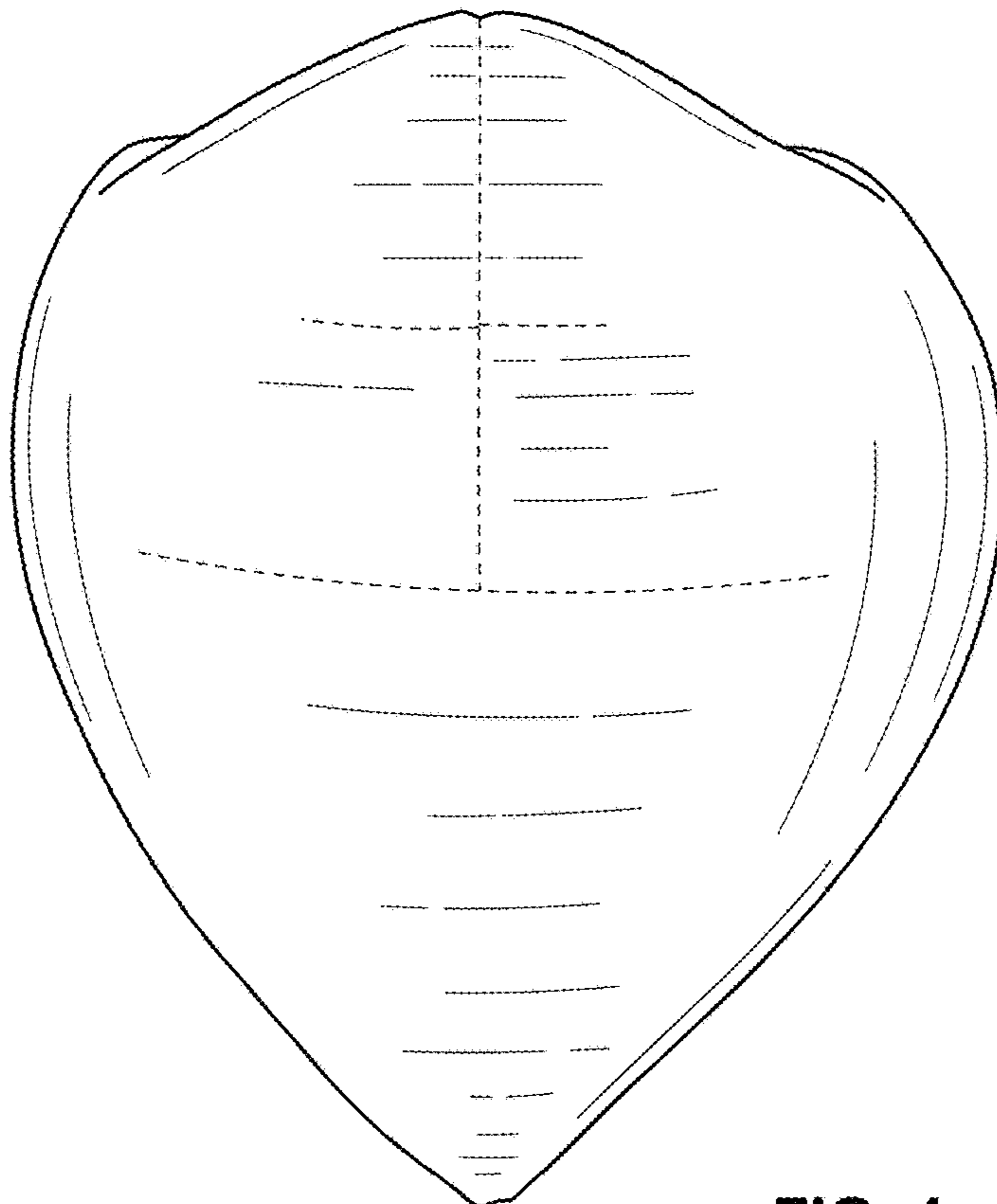


FIG. 4

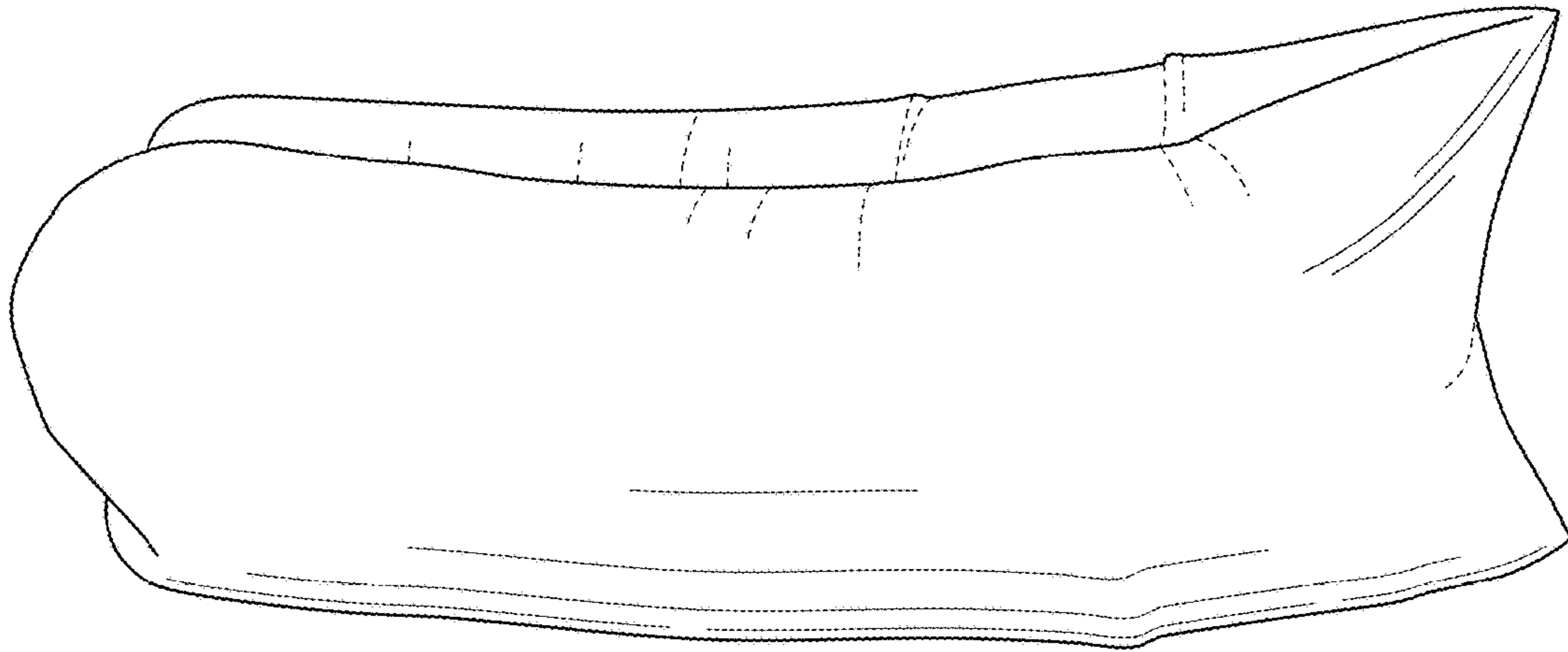


FIG. 5

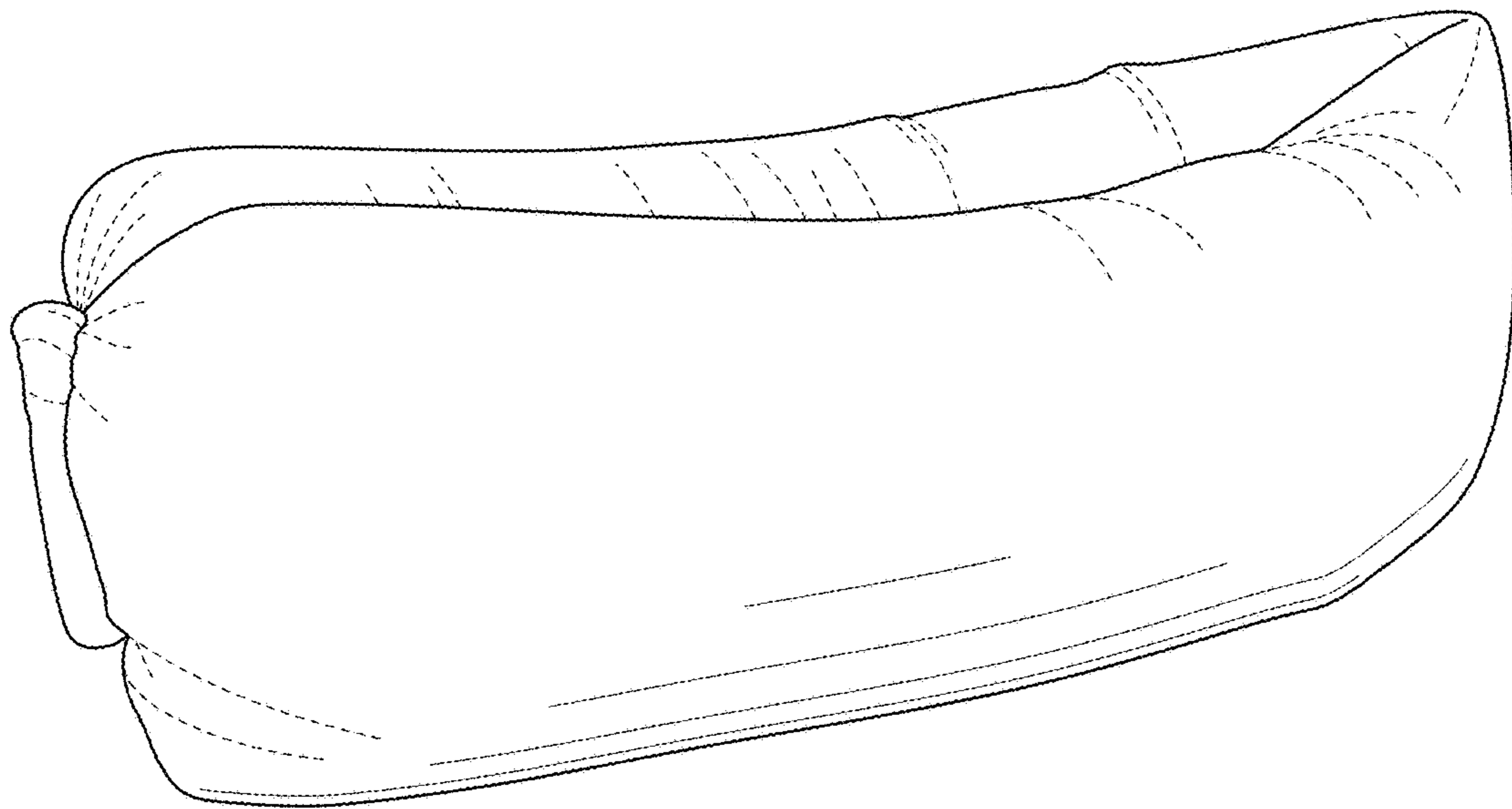


FIG. 6

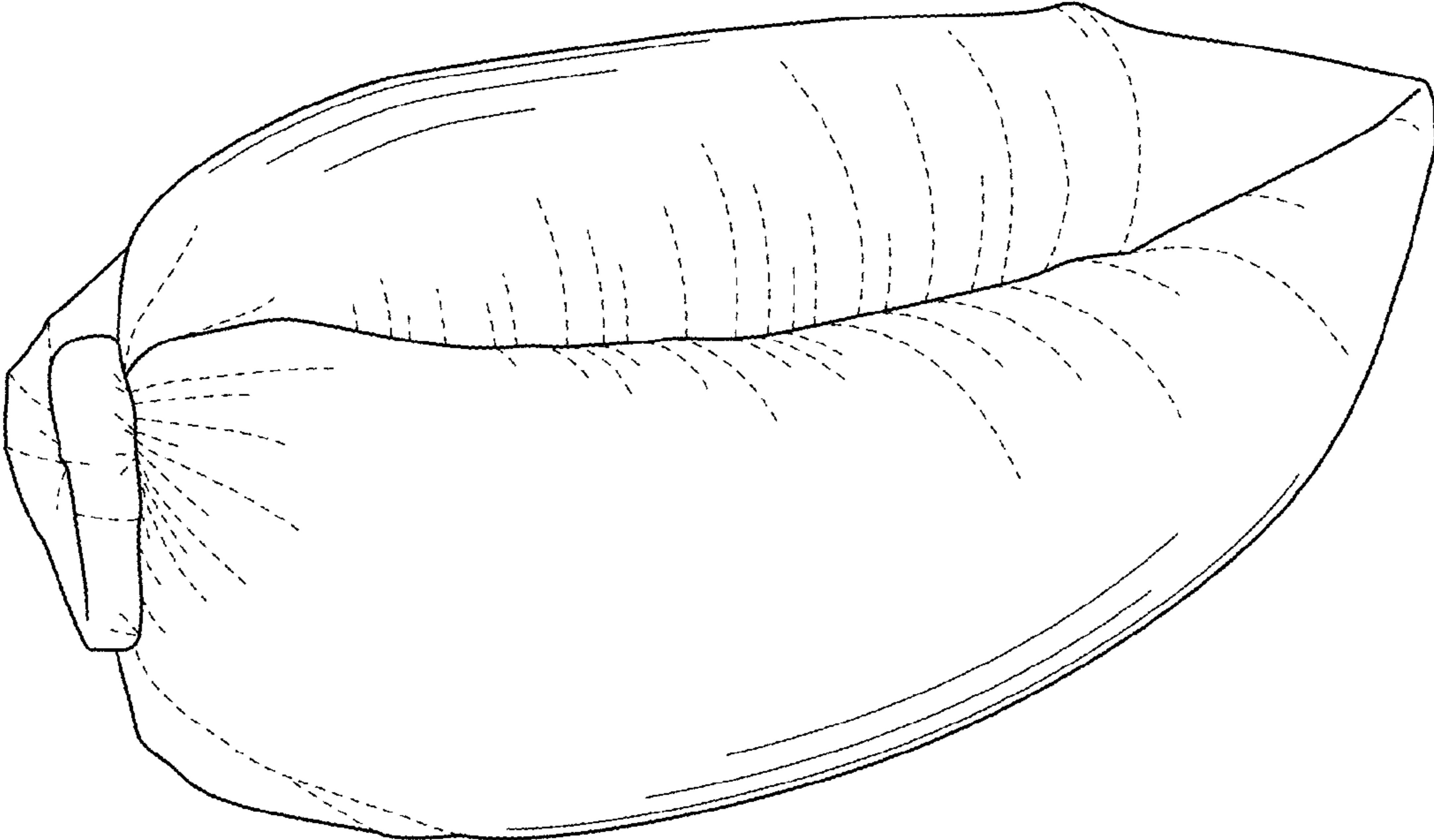


FIG. 7

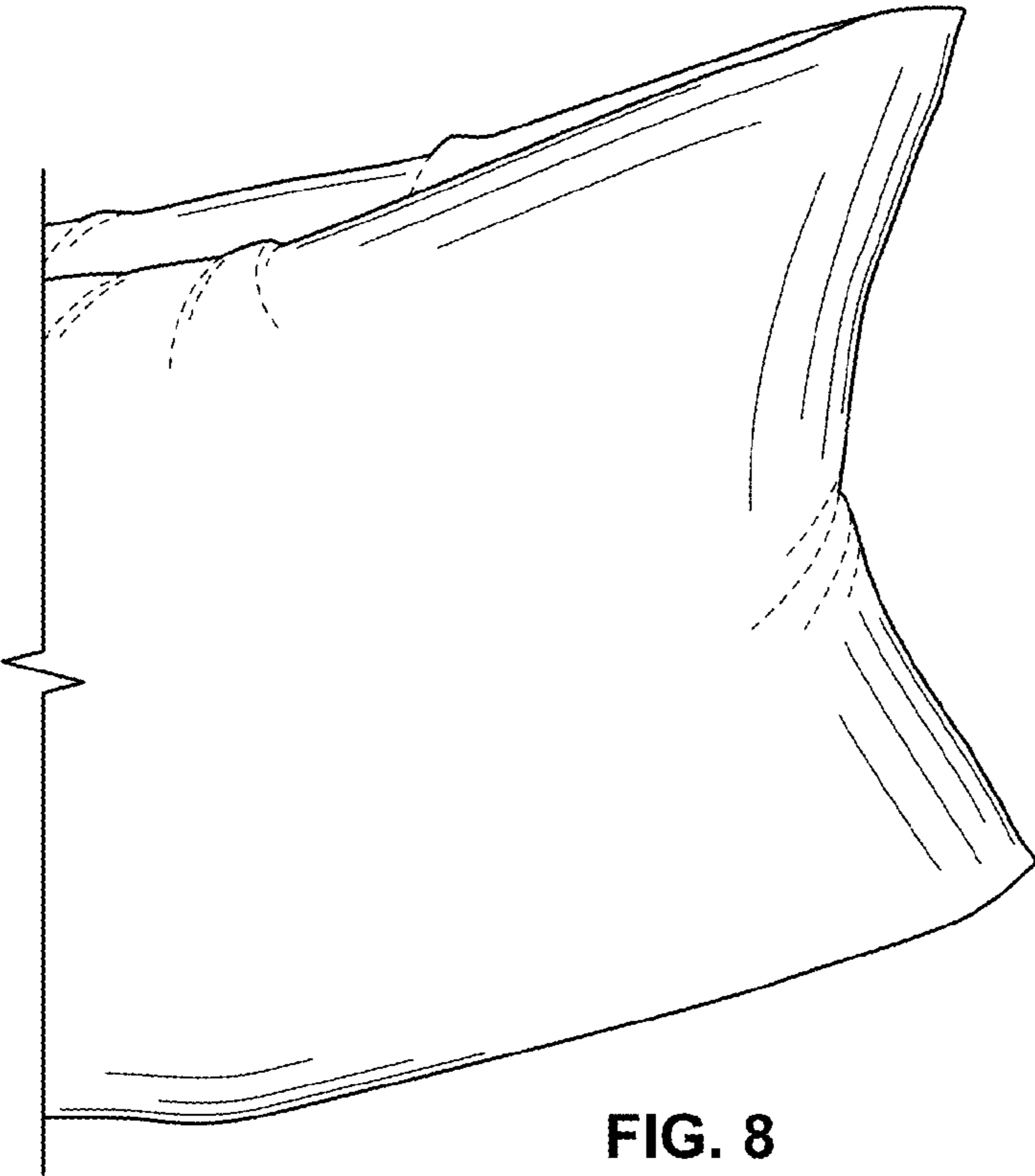


FIG. 8