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(12) **United States Design Patent** (10) **Patent No.:** **US D777,845 S**
Marcil et al. (45) **Date of Patent:** **** Jan. 31, 2017**

(54) **CONSTRUCTION SET ELEMENT**

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

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(51) **LOC (10) Cl.** **21-01**

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

USPC **D21/491**; D21/501

(58) **Field of Classification Search**

USPC D21/386, 389, 404, 468, 470, 471,
D21/484–505; 446/69, 85, 102–128;
434/208, 434/259, 403; 273/153, 156, 160
CPC A63H 33/00; A63H 33/04; A63H 33/044;
A63H 33/06; A63H 33/08; A63H 33/084;
A63H 33/086; A63H 33/088; A63H
33/10; A63H 33/12; A63H 33/105; A63H
33/108; A63H 3/00; A63H 3/16; A63H
3/46; E04C 1/00; E04C 1/40; E04B 2/14;
E04B 2/16; E04B 2/18

See application file for complete search history.

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Photograph of Box for MEGA BLOKS toy construction set No. 327U, "Dora Blok Town Playground," set sold in 2010, 1 page.

(Continued)

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(74) *Attorney, Agent, or Firm* — Plumsea Law Group, LLC

(57) **CLAIM**

The ornamental design for a construction set element, as shown and described.

DESCRIPTION

FIG. 1 is a top perspective view of a construction set element showing the new design;

FIG. 2 is a bottom perspective view of the construction set element of FIG. 1;

FIG. 3 is a top plan view of the construction set element of FIG. 1;

FIG. 4 is a bottom plan view of the construction set element of FIG. 1.

FIG. 5 is a front elevational view of the construction set element of FIG. 1;

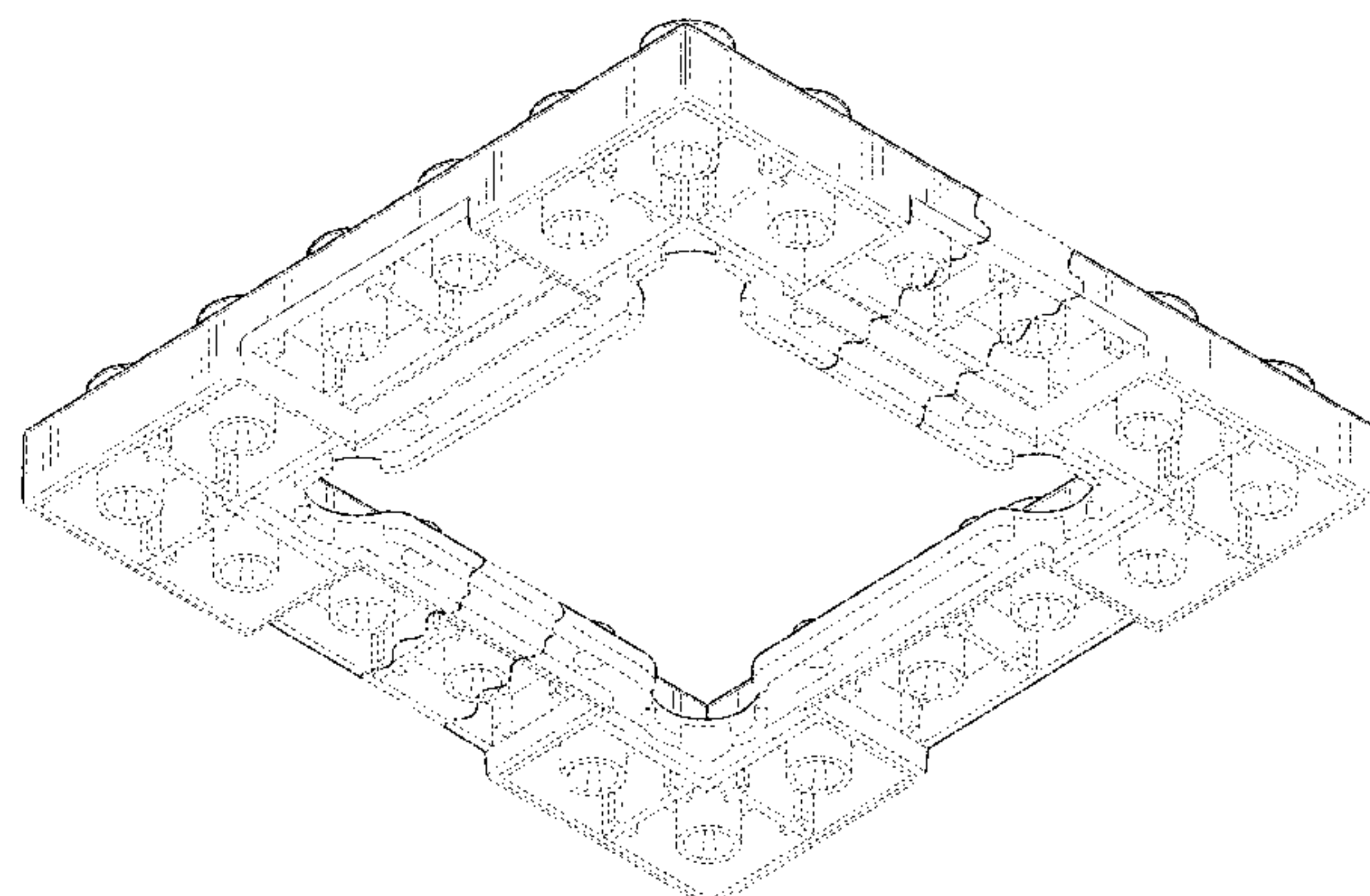
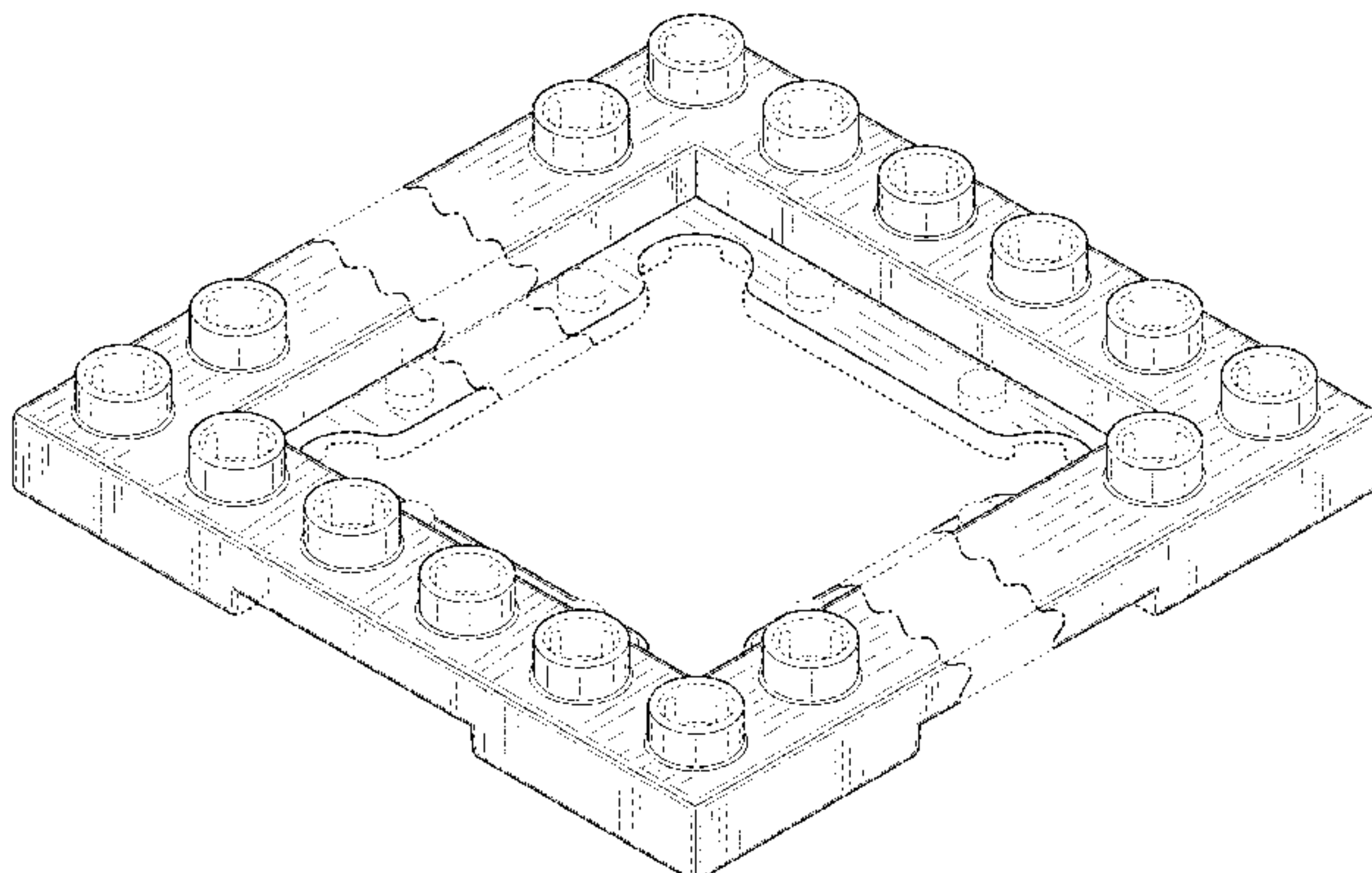
FIG. 6 is a rear elevational view of the construction set element of FIG. 1;

FIG. 7 is a right side elevational view of the construction set element of FIG. 1; and,

FIG. 8 is a left side elevational view of the construction set element of FIG. 1.

The dash-dot broken lines represent the bounds of the claim and all other broken lines represent unclaimed portions of the construction set element. The dash-dot boundaries indicate the appearance of any portion of the article between the boundaries forms no part of the claimed design. None of the broken lines or unshaded areas form a part of the claimed design.

1 Claim, 8 Drawing Sheets



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Photographs of Box for MEGA BLOKS toy construction set No. 3057, "Dora's Park Adventure," set sold in 2010, 2 pages.

Excerpt of 2012 MEGA BLOKS Catalog, showing MEGA BLOKS Chuggington toy construction set No. 96624 ("Go Koko Go!"), 96627 ("RoundHouse Racing"), and 96629 ("JetPack Adventure"), 2 pages.

MEGA BLOKS Chuggington toy construction set No. 96629 ("Jet-Pack Adventure") instruction manual, 2011, 20 pages.

Image of MEGA BLOKS frame part; part sold in 2010, 1 page.

Image of MEGA BLOKS frame part; part sold in 2012, 1 page.

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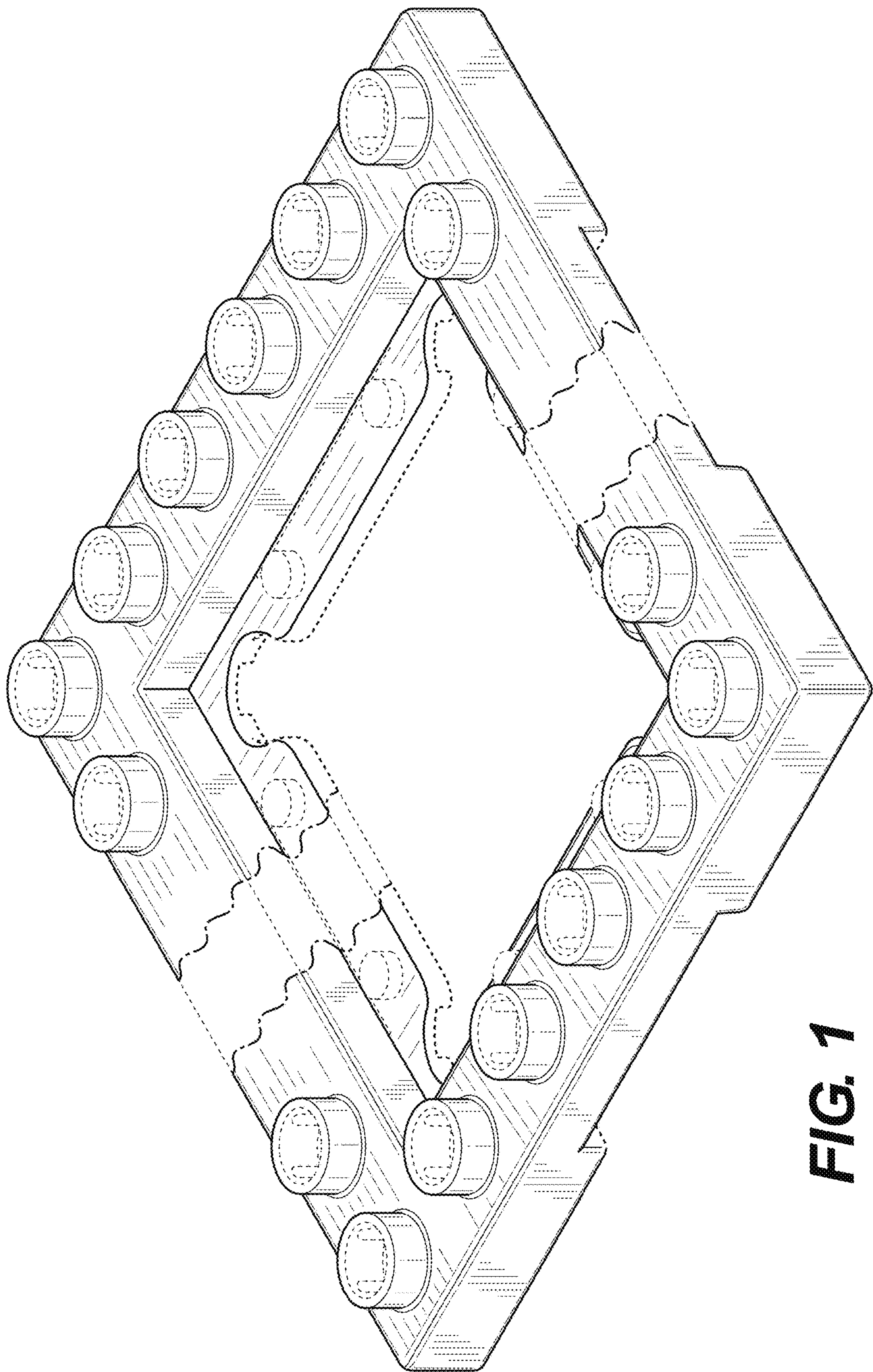


FIG. 1

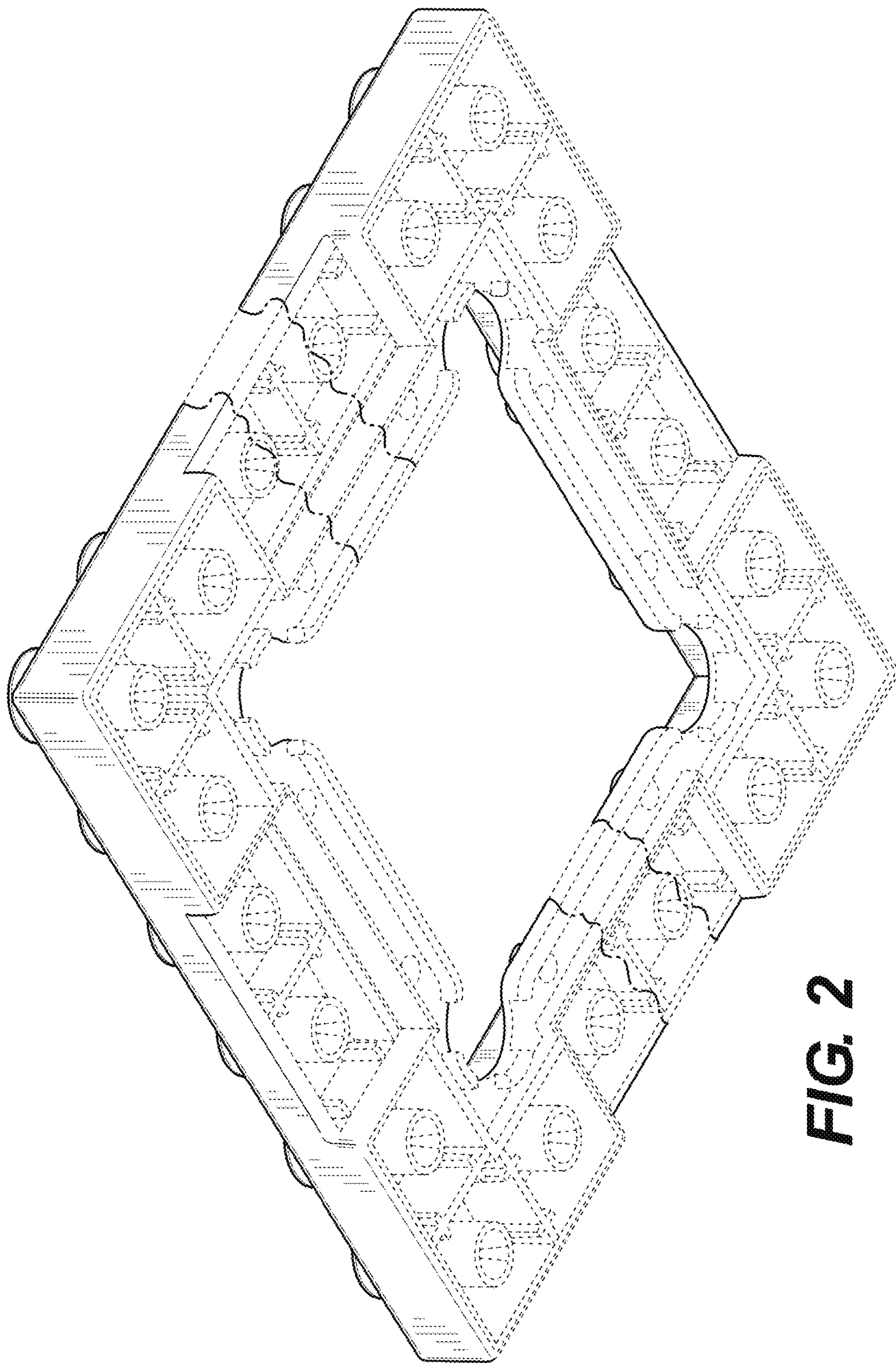


FIG. 2

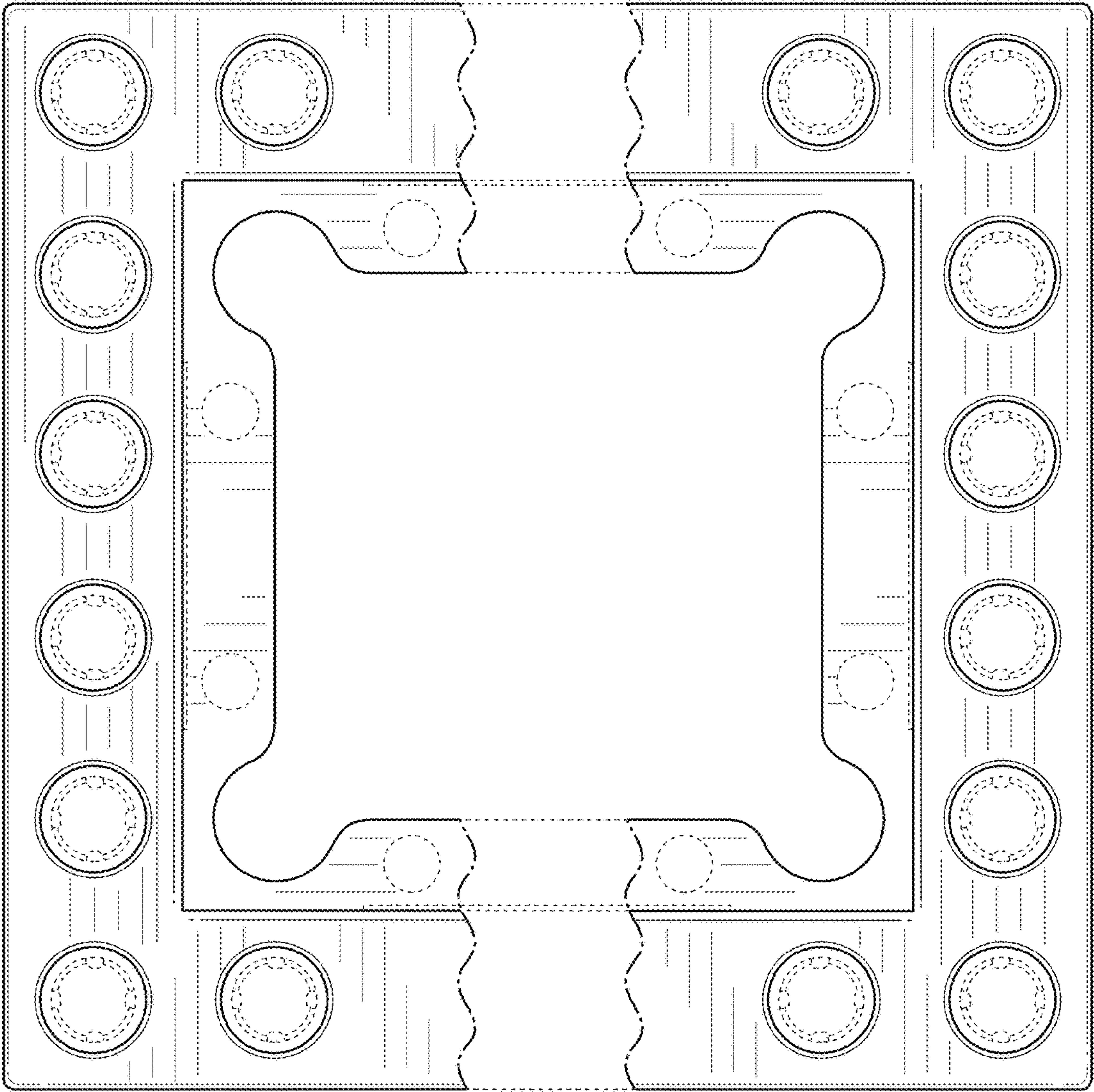


FIG. 3

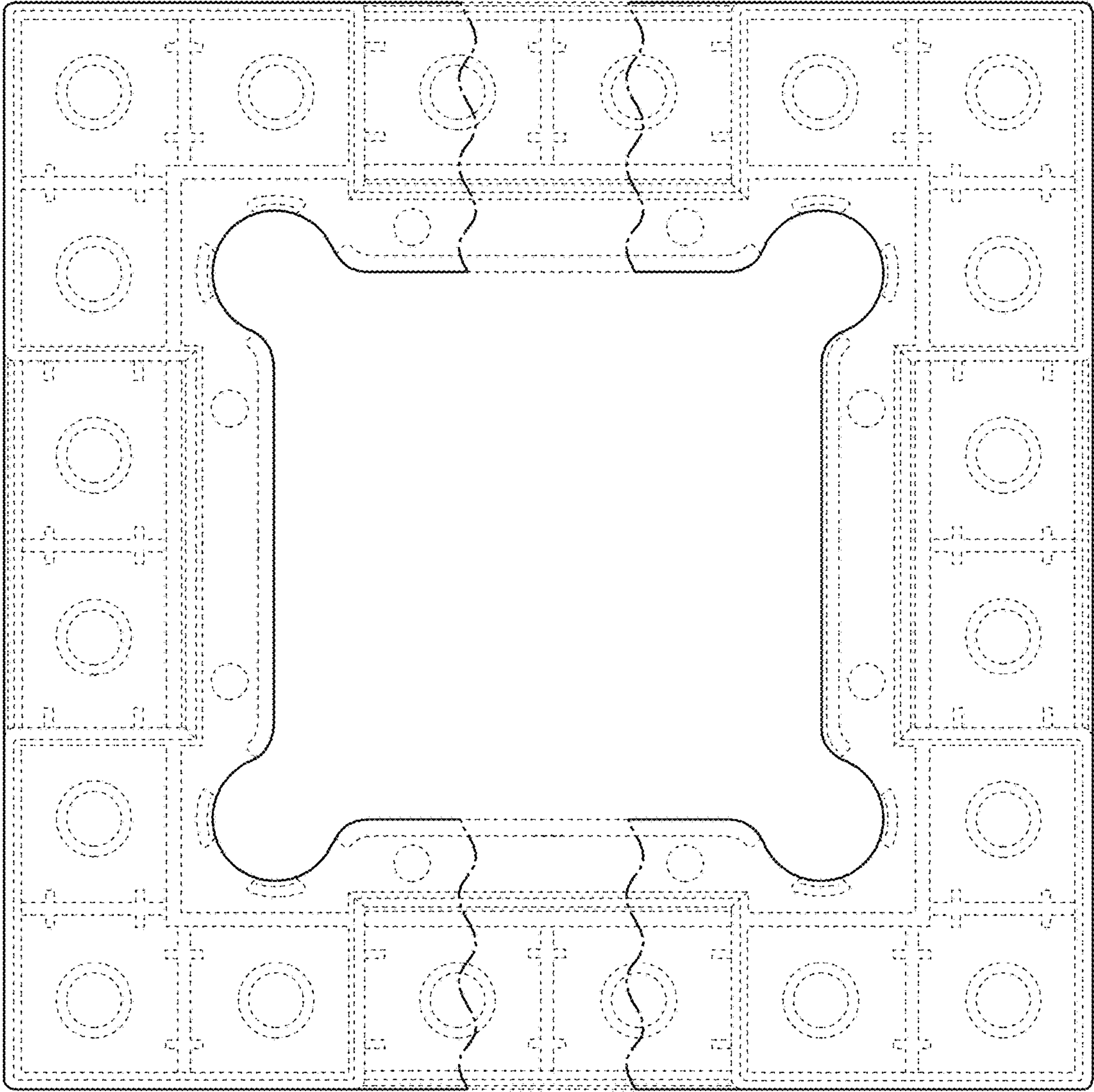


FIG. 4

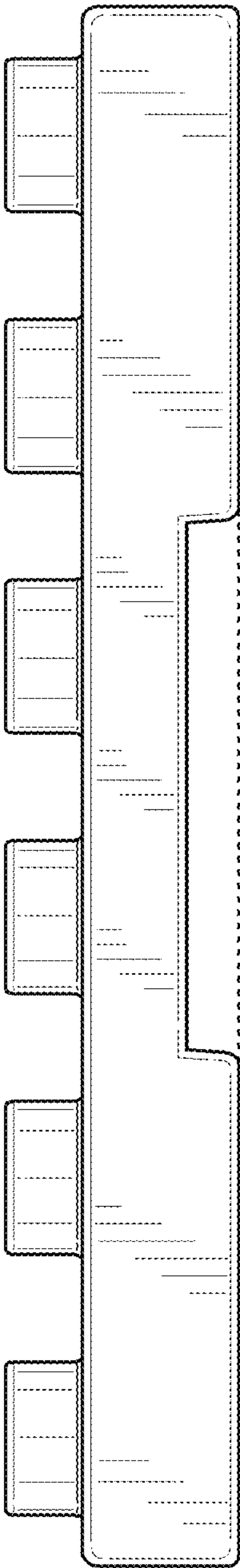


FIG. 5

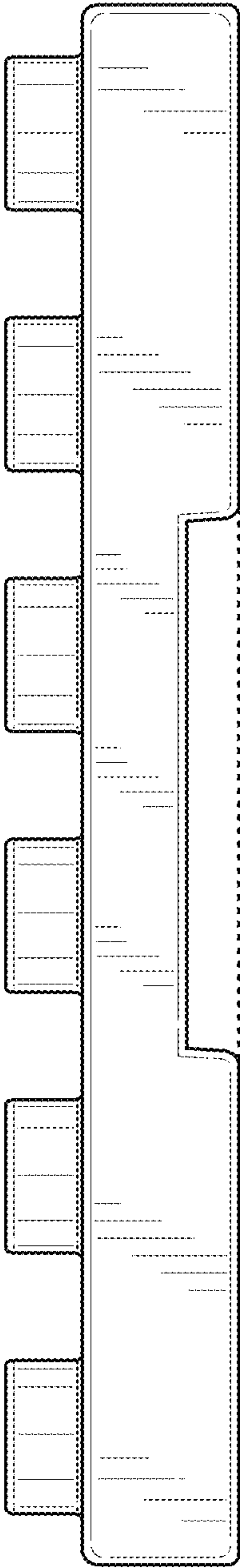


FIG. 6

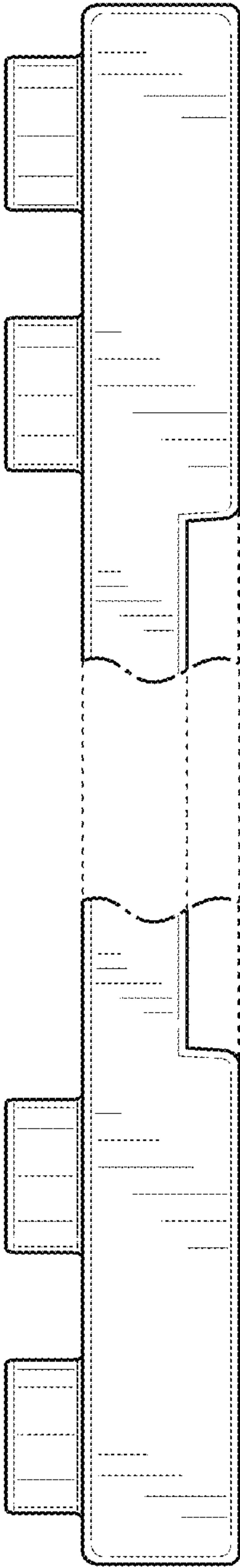


FIG. 7

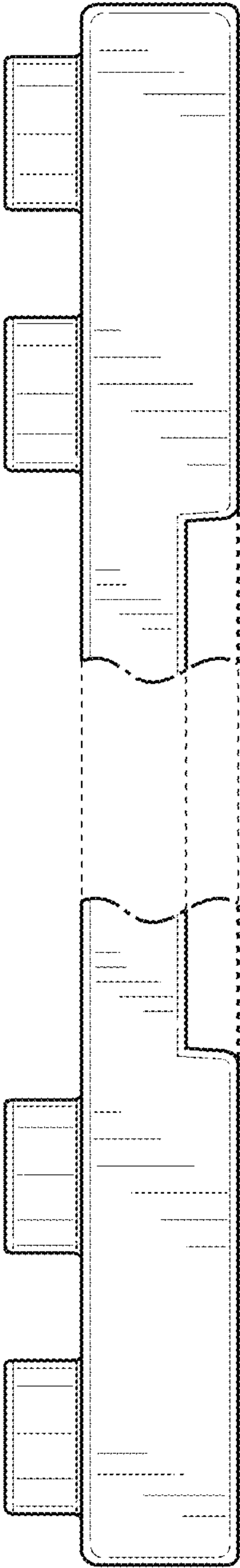


FIG. 8