

### (12) United States Design Patent (10) Patent No.: US D793,455 S Atterbury et al. (45) Date of Patent: \*\* Aug. 1, 2017

### (54) **REAR GUARD FOR TURF VEHICLE**

- (71) Applicant: Exmark Manufacturing Company, Incorporated, Beatrice, NE (US)
- (72) Inventors: C. Mark Atterbury, Lincoln, NE (US);
   Philip C. Dretzka, Woodbury, MN (US); David M. Converse, Lincoln, NE (US)

Primary Examiner — Mark Goodwin
(74) Attorney, Agent, or Firm — Mueting, Raasch & Gebhardt, P.A.

(57) **CLAIM** 

The ornamental design for a rear guard for turf vehicle, as shown and described.

### DESCRIPTION

- (73) Assignee: Exmark Manufacturing Company, Incorporated, Beatrice, NE (US)
- (\*\*) Term: 15 Years
- (21) Appl. No.: 29/565,915
- (22) Filed: May 25, 2016
- (58) Field of Classification Search
  - USPC ...... D15/14–18, 23, 28, 31; 56/13.3, 13.4, 56/16.1, 17.4, 15.8, 15.9, 16.7, 202, 255, (Continued)

(56) **References Cited** 

### U.S. PATENT DOCUMENTS

D344,959 S	*	3/1994	Patterson	D15/17
D398.311 S	*	9/1998	Smith	D15/15

FIG. 1 is a right rear perspective view of a rear guard for turf vehicle in accordance with the claimed design and shown attached to a riding lawn mower;

FIG. 2 is a right rear perspective view of the design of FIG. 1;

FIG. **3** is a rear elevation view of the design of FIG. **1**; FIG. **4** is a right side elevation view of the design of FIG. **1**; FIG. **5** is a left side elevation view of the design of FIG. **1**; and,

FIG. **6** is a top plan view of the design of FIG. **1**. The front elevation view and the bottom plan view are not shown and form no part of the claimed design.

The dot-dash broken lines in the figures represent a boundary between claimed and unclaimed subject matter and form no part of the claimed design.

The dash-dash broken lines in the figures (including the riding lawn mower in FIG. 1, the portions within a boundary of the dot-dash broken lines, and other aspects) form no part of the claimed design.

The labels used herein to describe orientation (e.g., front, rear, left, right) are merely for reference and are not intended to limit the interpretation of the design. Applicant reserves the right to convert: a portion or portions of any of the broken lines to solid lines such that the features described by those lines then form a part of the claimed design; and/or a portion or portions of any of the solid lines to broken lines such that the features described by those lines no longer form part of the claimed design.

(Continued)

#### OTHER PUBLICATIONS

IDS NPL Document 1, Gravely Riding Mower 1, Ariens Company, Brillion, WI, USA. Believed available at least as early as May 16, 2016; 1 page.

(Continued)

1 Claim, 6 Drawing Sheets



### US D793,455 S

### Page 2

	0.1, 320.2; 180/900, 273, 68.6, 180/69.21 ; A01D 34/64; A01D 43/0635;	IDS NPL Document 4, Snapper Pro Riding Mower, Briggs & Stratton Corporation, Wauwatosa, WI, USA. Believed available at least as early as May 16, 2016; 1 page. IDS NPL Document 5, Spartan SRT-HD Riding Mower, Spartan Mowers, Batesville, AR, USA. Believed available at least as early as May 16, 2016; 1 page.
See application file for	A01D 2101/00 or complete search history.	IDS NPL Document 6, Toro Riding Mower 1, The Toro Company, Minneapolis, MN, USA. Available at least as early as 2012; 1 page.
(56) <b>Referen</b>	nces Cited	IDS NPL Document 7, Exmark Riding Mower 1, Exmark Manu- facturing Co., Inc., Beatrice, NE, USA. Available at least as early as 2012; 1 page.
U.S. PATENT	DOCUMENTS	IDS NPL Document 8, Toro Riding Mower 2, The Toro Compnay, Minneapolis, MN, USA. Available at least as early as Feb. 2015; 1
D512.444 S * 12/2005	Ayers D15/15	page.
·	Higashikawa D15/10	IDS NPL Document 9, Ferris Riding Mower, Briggs & Stratton
	Moriguchi	Corporation, Wauwatosa, WI, USA. Believed available at least as
	Naslund D15/15	early as May 16, 2016; 1 page.
·	Ortlund D15/15	IDS NPL Document 10, Scag Tiger Cat Riding Mower, Scag Power
·	Higashikawa D15/15	Equipment, Mayville, WI, USA. Believed available at least as early
•	Higashikawa D15/15	
D681,685 S * 5/2013	Higashikawa D15/15	as May 16, 2016; 1 page.
D681,688 S * 5/2013	Higashikawa D15/15	IDS NPL Document 11, Scag Liberty Z Riding Mower, Scag Power
D705,822 S * 5/2014	Higashikawa D15/15	Equipment, Mayville, WI, USA. Believed available at least as early
D707,721 S * 6/2014	Hippoliti D15/15	as May 16, 2016; 1 page.
D715,329 S * 10/2014	Higashikawa D15/15	IDS NPL Document 12, Bob-cat Riding Mower, Schiller Grounds
D719,980 S * 12/2014	Foster D15/15	Care, Inc., Johnson Creek, WI, USA. Believed available at least as
D742,931 S * 11/2015	Burns, Jr D15/17	early as May 16, 2016; 1 page.
D748,676 S * 2/2016	Higashikawa D15/15	IDS NPL Document 13, Kubota Riding Mower, Kubota Tractor

tton st as wer arly wer arly inds st as ctor Corporation, Torrance, CA, USA. Believed available at least as early as May 16, 2016; 1 page. IDS NPL Document 14, Exmark Riding Mower 2, Exmark Manufacturing Co., Inc., Beatrice, NE, USA. Believed available at least as early as 2012; 1 page. IDS NPL Document 15, Exmark Riding Mower 3, Exmark Manufacturing Co., Inc., Beatrice, NE, USA. Believed available at least as early as 2010; 1 page.

#### OTHER PUBLICATIONS

IDS NPL Document 2, Gravely Riding Mower 2, Ariens Company, Brillion, WI, USA. Believed available at least as early as May 16, 2016; 1 page.

IDS NPL Document 3, Hustler Riding Mower, Hustler Turf Equipment, Hesston, KS, USA. Believed available at least as early as May 16, 2016; 1 page.

\* cited by examiner

## **U.S. Patent** Aug. 1, 2017 Sheet 1 of 6 US D793,455 S



## U.S. Patent Aug. 1, 2017 Sheet 2 of 6 US D793,455 S



## **U.S. Patent** Aug. 1, 2017 Sheet 3 of 6 US D793,455 S



## U.S. Patent Aug. 1, 2017 Sheet 4 of 6 US D793,455 S



## U.S. Patent Aug. 1, 2017 Sheet 5 of 6 US D793,455 S



## U.S. Patent Aug. 1, 2017 Sheet 6 of 6 US D793,455 S





### UNITED STATES PATENT AND TRADEMARK OFFICE **CERTIFICATE OF CORRECTION**

PATENT NO. APPLICATION NO. DATED INVENTOR(S)

: D793,455 S : 29/565915 : August 1, 2017 : Atterbury et al.

Page 1 of 1

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

### On the Title Page

Item [72] Inventors, please add --Gary L. Nicholson, Beatrice, NE (US)-- as a named inventor.

Signed and Sealed this Thirteenth Day of November, 2018

Andrei Jana

#### Andrei Iancu Director of the United States Patent and Trademark Office