



US00D799329S

(12) **United States Design Patent** (10) **Patent No.:** **US D799,329 S**
Peacock (45) **Date of Patent:** **** Oct. 10, 2017**

(54) **CONTAINER**
(71) Applicant: **GRAHAM PACKAGING COMPANY, L.P.**, York, PA (US)
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(73) Assignee: **GRAHAM PACKAGING COMPANY, L.P.**, York, PA (US)
(**) Term: **15 Years**
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(52) **U.S. Cl.**
USPC **D9/538**
(58) **Field of Classification Search**
USPC D9/516, 537-540, 554, 550, 556, 558, D9/565, 571, 574-579; 215/379, 215/381-385; 220/660, 669, 675
CPC B65D 1/02
See application file for complete search history.

D183,294 S 7/1958 Guedes
D187,345 S 3/1960 Fuerst
D190,835 S 7/1961 Fuerst
D197,905 S 4/1964 Friedman et al.
D212,276 S 9/1968 Lodding et al.
D216,361 S 12/1969 Pappas
D250,574 S 12/1978 Boyle
D264,434 S 5/1982 Pettengill
D265,971 S 8/1982 Kaufmann
(Continued)

OTHER PUBLICATIONS

Gatorade Energy Drink 500ml, posted on 21food.com, no posted date given, no production date given, [online], [site visited Nov. 23, 2016], Available from Internet, <URL: <http://www.21food.com/products/gatorade-energy-drink-500ml-757015.html>>.*

(Continued)

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(57) **CLAIM**

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

DESCRIPTION

FIG. 1 is a perspective view of an embodiment of our design for a container.

FIG. 2 is a front view of the container of FIG. 1.

FIG. 3 is a rear view of the container of FIG. 1.

FIG. 4 is a left side view of the container of FIG. 1.

FIG. 5 is a right side view of the container of FIG. 1.

FIG. 6 is a top view of the container of FIG. 1; and,

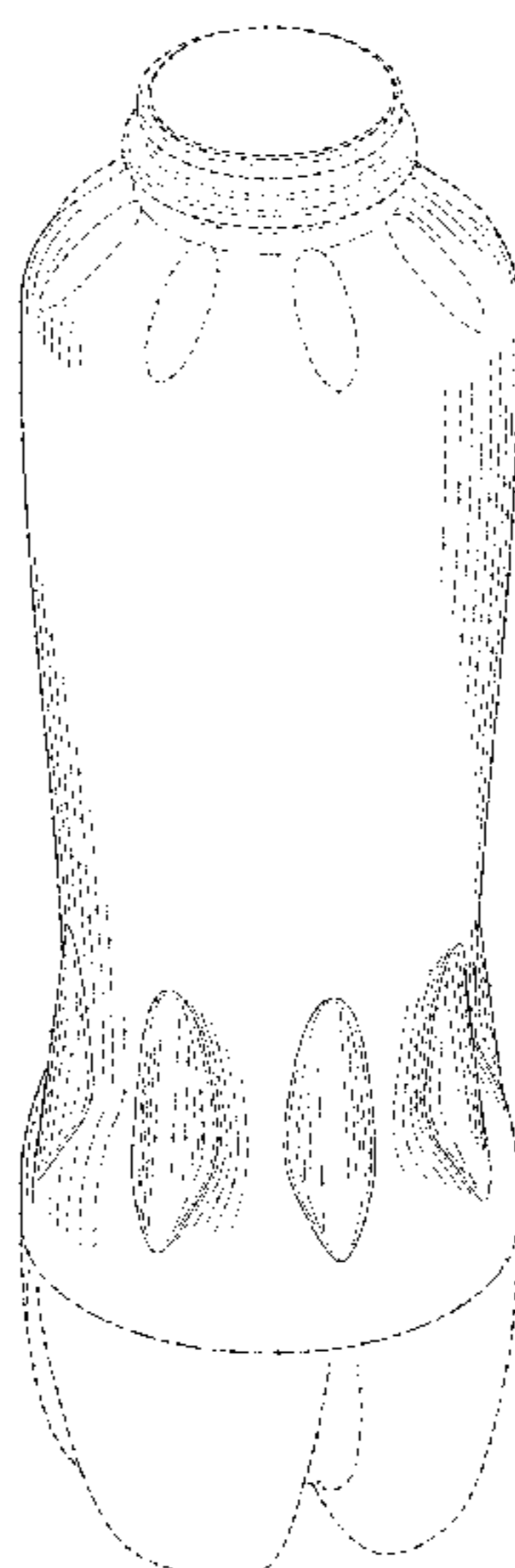
FIG. 7 is a bottom view of the container of FIG. 1.

The broken line showing portions of the container form no part of the claimed design.

The dash-dot line defines the bounds of the claimed design and forms no part thereof.

1 Claim, 6 Drawing Sheets

(56) **References Cited**
U.S. PATENT DOCUMENTS
D15,593 S 12/1884 Stickney
D20,059 S 7/1890 Irwin
D66,788 S 3/1925 Curran
D101,483 S 10/1936 Mott
D101,810 S 11/1936 Fuerst
D116,017 S 8/1939 Buckingham
D124,328 S 12/1940 Nagle
D135,569 S 4/1943 Buckingham
D144,500 S 4/1946 Frederics
D162,254 S 2/1951 Steuer
D168,523 S 12/1952 Sittason
D169,957 S 7/1953 Berkowitz
D178,917 S 10/1956 England et al.
D179,507 S 1/1957 Barbiers



(56)

References Cited

OTHER PUBLICATIONS

U.S. PATENT DOCUMENTS

D305,984 S 2/1990 Alberghini et al.
 D306,261 S 2/1990 Rader
 D319,183 S 8/1991 Halm
 D319,581 S 9/1991 Halm
 D358,547 S 5/1995 Darr
 D376,035 S 11/1996 Boucheron
 D380,671 S * 7/1997 Young D9/538
 D387,284 S 12/1997 Briggs et al.
 5,732,838 A * 3/1998 Young B65D 23/102
 215/375
 D393,208 S * 4/1998 Wilson D9/538
 D403,244 S 12/1998 Van Dyk et al.
 D404,651 S 1/1999 Warner et al.
 D406,065 S 2/1999 Cheng
 D413,269 S * 8/1999 Hebert D9/452
 D415,681 S 10/1999 Yourist
 D415,964 S 11/1999 Manderfield, Jr. et al.
 D420,284 S 2/2000 Sagel
 D423,939 S 5/2000 Ogg
 D427,518 S 7/2000 Steward
 D429,156 S 8/2000 Williams et al.
 D429,166 S 8/2000 Ogg
 D430,493 S 9/2000 Weick
 D435,219 S 12/2000 Williams et al.
 D443,519 S 6/2001 Warner et al.
 D447,422 S 9/2001 Peek
 D450,590 S 11/2001 Van Dyk et al.
 D457,066 S 5/2002 Weick
 D474,977 S 5/2003 Yourist et al.
 D522,873 S 6/2006 Forget
 D529,816 S * 10/2006 Yorn D9/538
 D558,582 S 1/2008 Venkataraman et al.
 D561,036 S * 2/2008 Boon D9/538
 D561,598 S 2/2008 Dellevigne
 D562,146 S 2/2008 Zboch et al.
 D567,098 S 4/2008 Sequeira
 D568,159 S 5/2008 Dellevigne
 D573,883 S 7/2008 Zboch et al.
 D576,886 S 9/2008 Venkataraman et al.
 D594,344 S 6/2009 Walsh et al.
 D601,906 S 10/2009 Leruste
 D614,963 S 5/2010 Arnell
 D618,110 S 6/2010 Arnell
 D619,897 S 7/2010 Arnell
 D623,950 S 9/2010 Eugui et al.
 D623,951 S 9/2010 Eugui et al.
 8,087,525 B2 1/2012 Kelley et al.
 D657,683 S 4/2012 Oommen et al.
 D664,437 S 7/2012 Barel
 D697,411 S 1/2014 Stern et al.
 D710,206 S * 8/2014 Rajesh D9/538
 D736,638 S 8/2015 Boon
 D738,735 S 9/2015 Chivot et al.
 D739,733 S * 9/2015 Steward D9/500
 D753,504 S 4/2016 Miller et al.
 D767,404 S 9/2016 Eaton et al.
 D770,288 S 11/2016 Verdura et al.
 D770,289 S * 11/2016 Evans D9/538
 D771,497 S 11/2016 Cole et al.
 D772,071 S * 11/2016 Eaton D9/516
 2010/0000962 A1 1/2010 Lepoitevin et al.

Signoraware Aqua Fresh Water Bottle Set, posted on amazon.in, first available Nov. 18, 2014, no production date given, [online], [site visited Nov. 23, 2016], Available from Internet, <URL: http://www.amazon.in/gp/product/B00PS403P0/ref=s9_acsd_ri_bw_c_x_13_r/254-6147469-4307415?pf_rd_m=A1VBAL9TL5WCBF&pf_rd_s=merchandised-search-4&pf_rd_r=0CFT4ZE>.*
 Cello Fresca Flip Polypropylene Bottle Set, 1 Litre, available on amazon.in, first available Jun. 24, 2015, no production date given, [online], [site visited Nov. 23, 2016], Available from Internet, <URL: http://www.amazon.in/gp/product/B010B8K2JE/ref=pd_sim_79_33?ie=UTF8&psc=1&refRID=00Q3XXY5STGXHTG5PZ6C>.*
 U.S. Appl. No. 29/538,030, Jul. 20, 2016 Notice of Allowance.
 U.S. Appl. No. 29/538,023, filed Aug. 31, 2015.
 U.S. Appl. No. 29/538,030, filed Aug. 31, 2015.
 U.S. Appl. No. 29/538,038, filed Aug. 31, 2015.
 U.S. Appl. No. 29/538,043, filed Aug. 31, 2015.
 U.S. Appl. No. 29/538,048, filed Aug. 31, 2015.
 U.S. Appl. No. 29/538,038, Dec. 30, 2016 Non-Final Office Action.
 U.S. Appl. No. 29/538,030, Oct. 19, 2016 Issue Fee Payment.
 U.S. Appl. No. 29/538,048, Dec. 16, 2016 Response to Non-Final Office Action.
 Lipton Green Tea with Citrus, posted on samsclub.com, earliest product review posted two years ago, no production date given, [online], [site visited Jan. 3, 2017], Available from Internet, <URL: <http://www.samsclub.com/sams/lipton-green-tea-citrus-24-16-9-oz-bottles/prod4460060.ip>>.
 Tropicana Orange Juice, posted on coffeeforless.com, no publication date given, no production date given, [online], [site visited Jan. 3, 2017], Available from Internet, >URL: <http://www.coffeeforless.com/tropicana-orange-juice-10oz-bottles-24ct-case.html>>.
 U.S. Appl. No. 29/538,048, Sep. 16, 2016 Non-Final Office Action.
 U.S. Appl. No. 29/538,043, dated Dec. 14, 2016 Non-Final Office Action.
 Natural Spring Water, posted on zerbee.com, no posted date given, no production date given, [online], [site visited Nov. 23, 2016], Available on Internet, <URL: https://www.zerbee.com/products/natural-spring-water-169-oz-bottle-40-bottlescarton_nle1039244.aspx?cpch=g1&cptoken=b66e2ee4&gclid=i3jo7pmv9acfdg1gqodvlihpq>.
 Poland Spring Brand 100% Natural Spring Water, posted on walmart.com, no posted date given, no production date given, [online], [site visited Nov. 23, 2016], Available on Internet, <URL: <http://www.walmart.com/ip/POLAND-SPRING-Brand-100-Natural-Spring-Water-50-7-ounce-plastic-deposit-bottle/137223416?wmlspartner=wlp&selectedSellerId=371&adid=22222222>>.
 Pure Life Purified Water, posted on jet.com, no posted date given, no production date given, [on line], [site visited Nov. 23, 2016], Available on Internet, <URL: https://jet.com/product/detail/90b8076e4ac246629fc46a4e9dfbe4f8?jcmp=pla:ggl:b_nj_cons_gen_food_beverages_tobacco_a3_b1:beverages_water_a3_other:na:PLA_648323255_39635032384_aud-155003204480>.

* cited by examiner

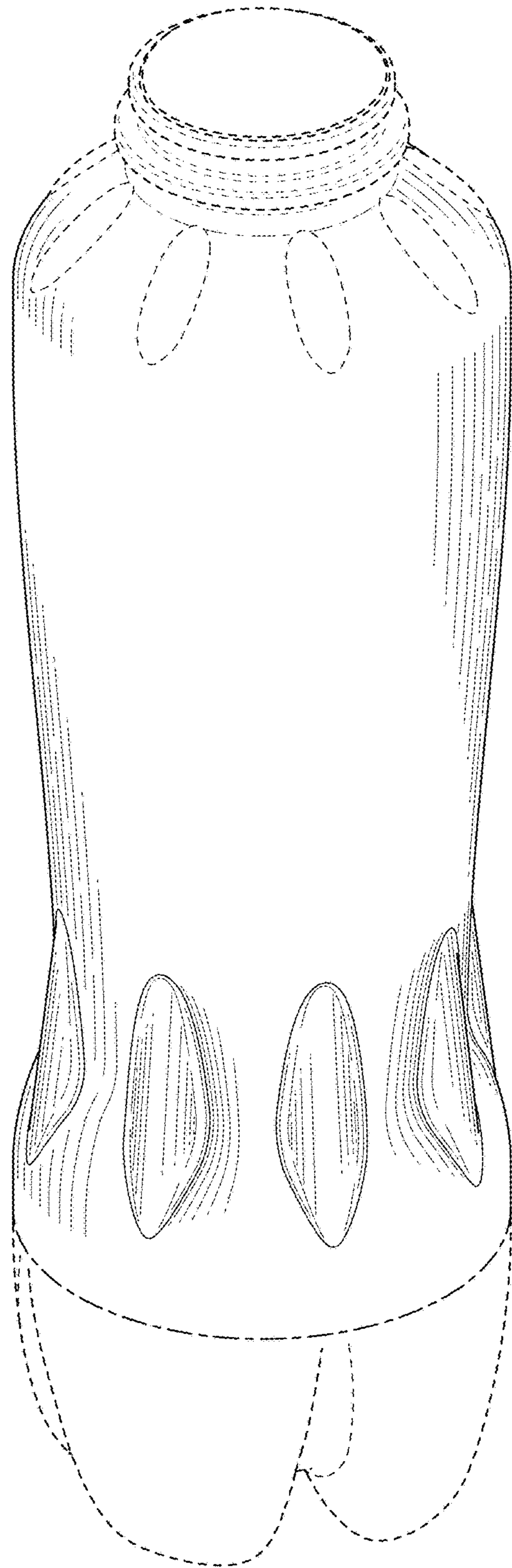


FIG. 1

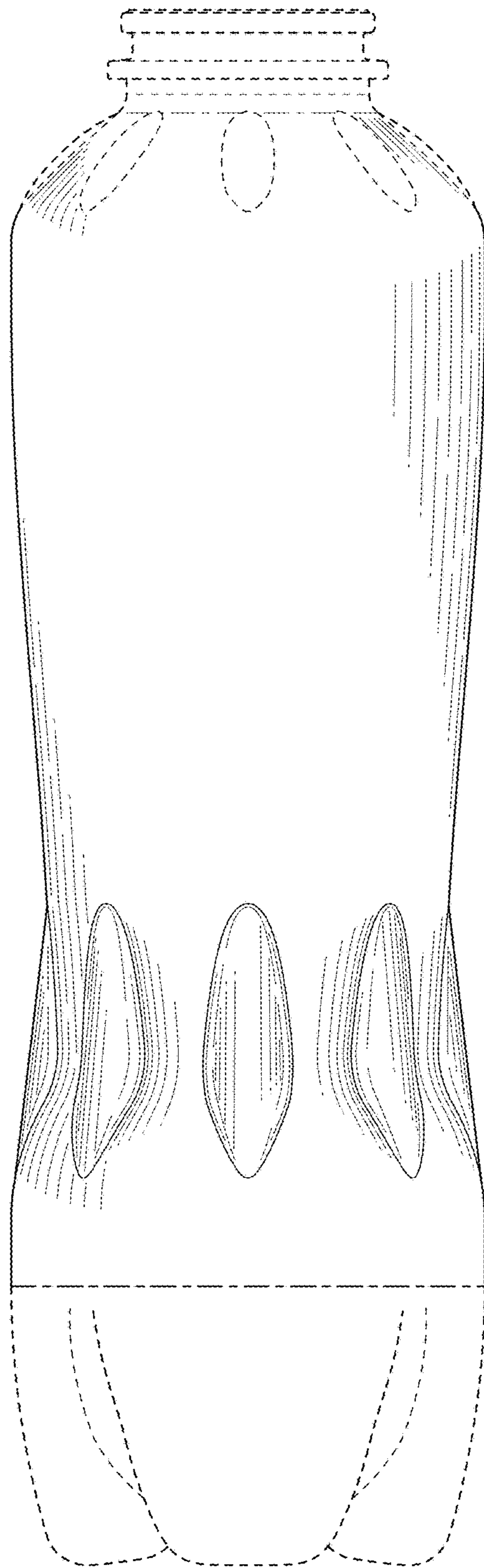


FIG. 2

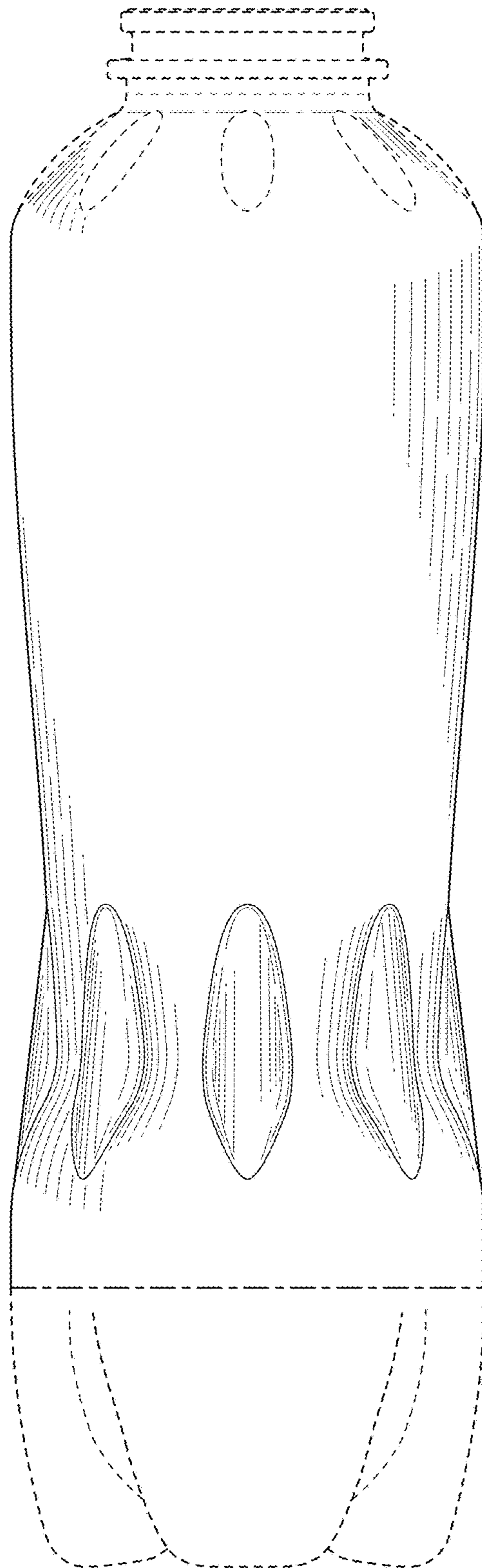


FIG. 3

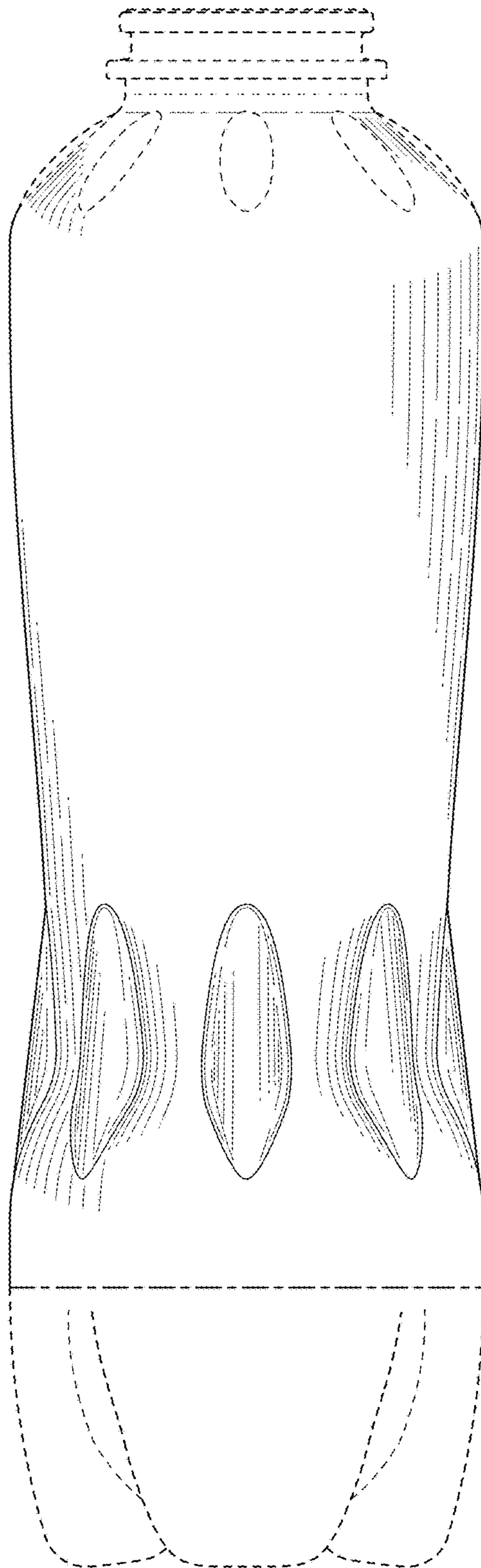


FIG. 4

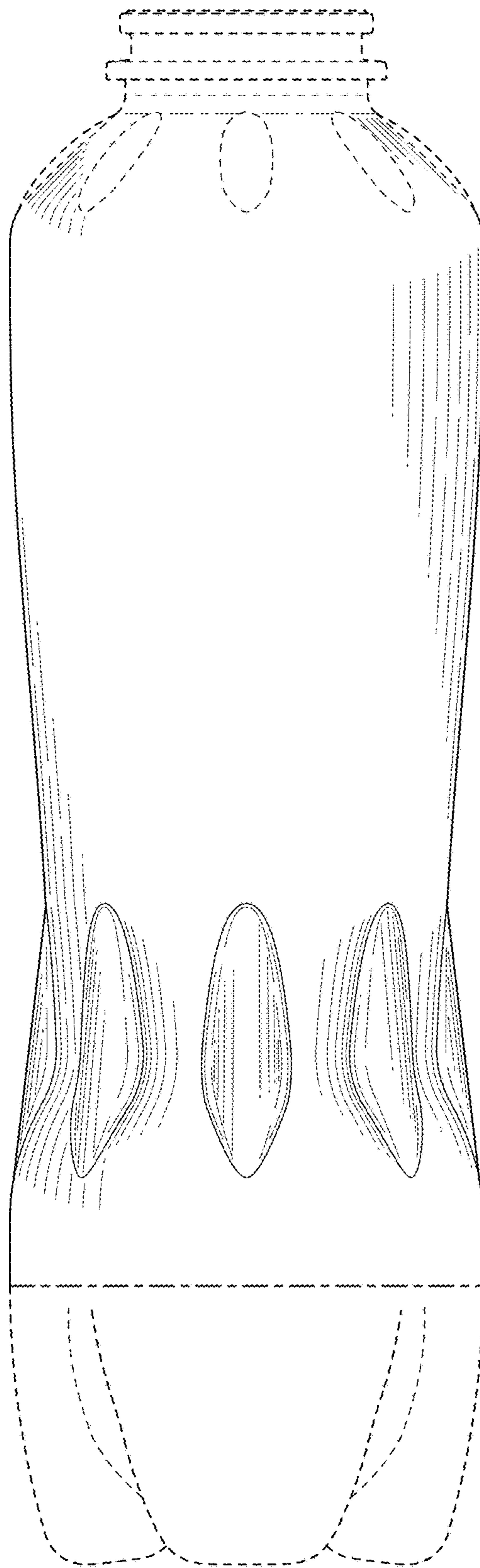


FIG. 5

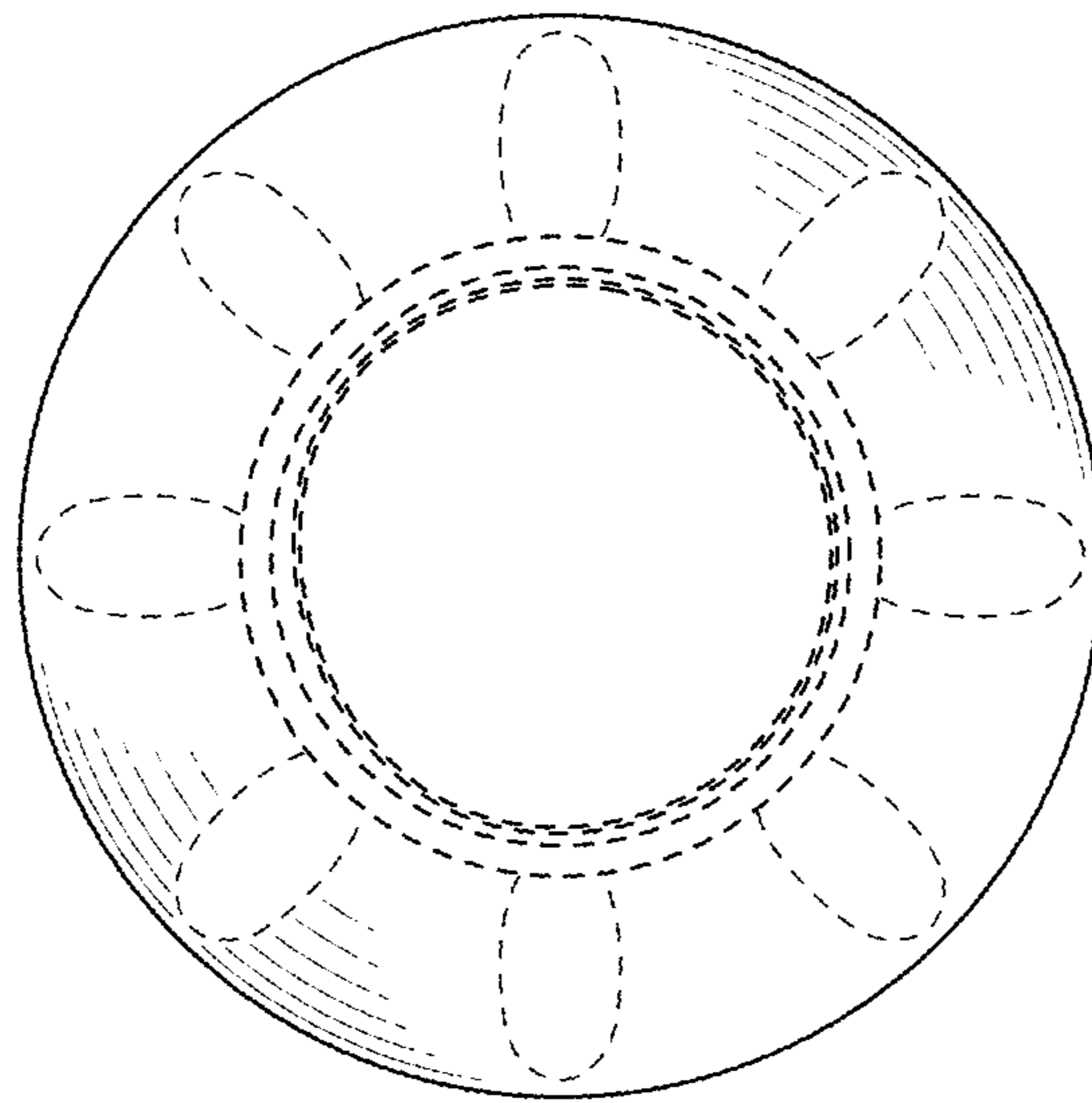


FIG. 6

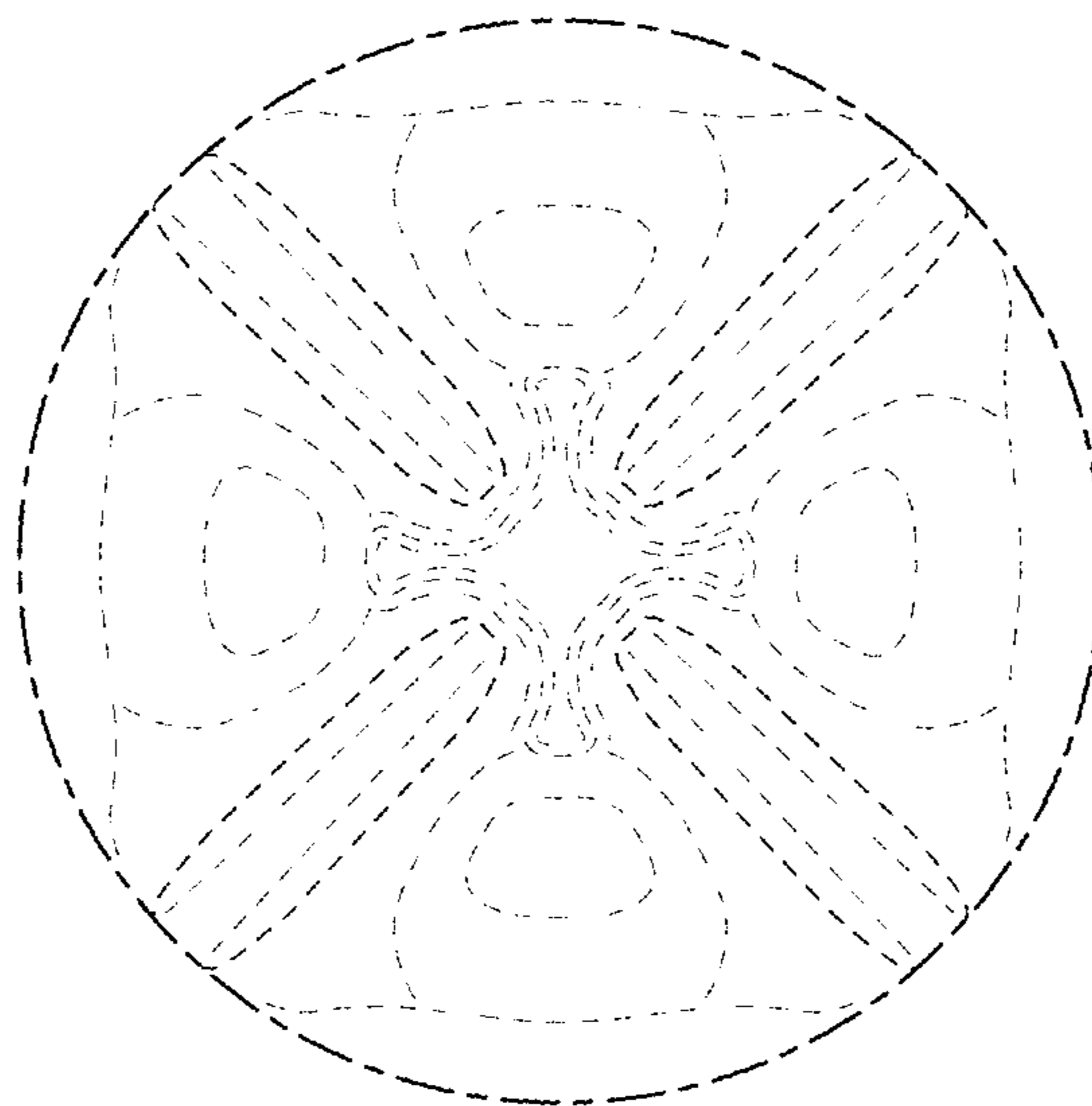


FIG. 7