



US00D804905S

(12) **United States Design Patent**  
**Seiders et al.**

(10) **Patent No.:** **US D804,905 S**  
(45) **Date of Patent:** **\*\* Dec. 12, 2017**

- (54) **CONTAINER**
- (71) Applicant: **YETI Coolers, LLC**, Austin, TX (US)
- (72) Inventors: **Roy Joseph Seiders**, Austin, TX (US);  
**Steve Nichols**, Austin, TX (US)
- (73) Assignee: **YETI Coolers, LLC**, Austin, TX (US)
- (\*\*) Term: **15 Years**
- (21) Appl. No.: **29/558,202**
- (22) Filed: **Mar. 15, 2016**

D217,781 S 6/1970 Stone  
 D229,006 S 11/1973 Sauey  
 3,938,690 A 2/1976 Butler  
 (Continued)

**FOREIGN PATENT DOCUMENTS**

AU 2011211425 A1 9/2011  
 CN 301355584 9/2010  
 (Continued)

**OTHER PUBLICATIONS**

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. Home Depot U.S.A., Inc.*, Takeya USA Corporation, Case: 1:17-cv-00342, Document #1, filed Apr. 12, 2017, 24 pages.

(Continued)

*Primary Examiner* — Marianne Pandozzi  
*Assistant Examiner* — Jae Liang  
 (74) *Attorney, Agent, or Firm* — Banner & Witcoff, Ltd.

**Related U.S. Application Data**

- (63) Continuation of application No. 29/538,064, filed on Aug. 31, 2015, now abandoned, and a continuation of application No. 29/544,605, filed on Nov. 4, 2015, now Pat. No. Des. 751,338.
- (51) **LOC (10) Cl.** ..... **07-01**
- (52) **U.S. Cl.**  
USPC ..... **D7/510; D7/511; D7/523**
- (58) **Field of Classification Search**  
USPC ..... D7/509, 510, 511, 523, 529, 531, 532, D7/533, 535, 536, 508, 392.1, 396.2, 387, D7/543, 608; D8/33, 34; 220/592.16, 220/592.17, 295.03, 718, 719, 495.03, 220/62.12, 710.5; D9/517, 567, 554, 555, D9/558, 503, 504, 552, 540, 454  
CPC .. B25B 13/52; B67B 7/00; B67B 7/14; B67B 7/16; A47G 19/22; A47G 19/2227; A45F 3/20  
See application file for complete search history.

(57) **CLAIM**

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

**DESCRIPTION**

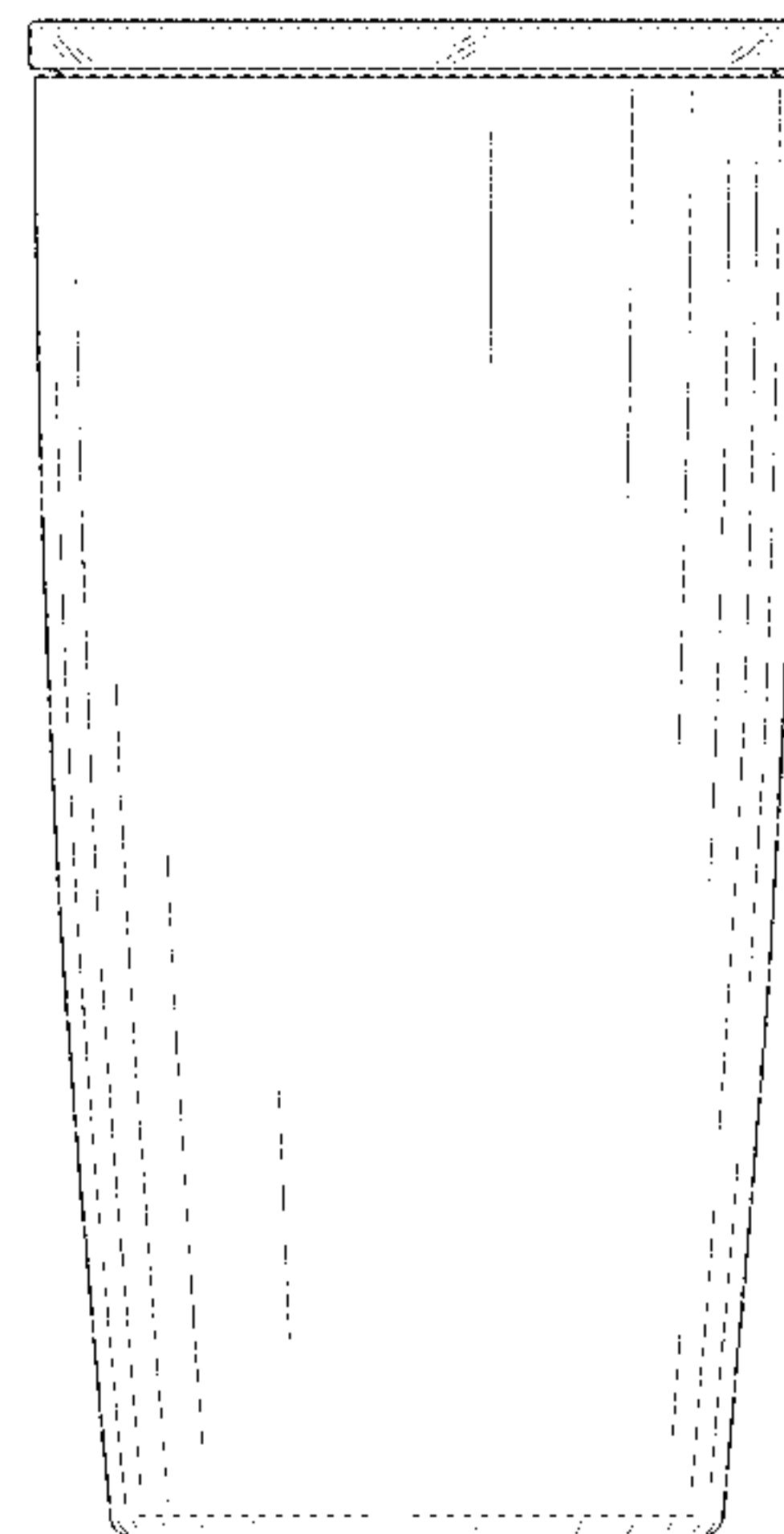
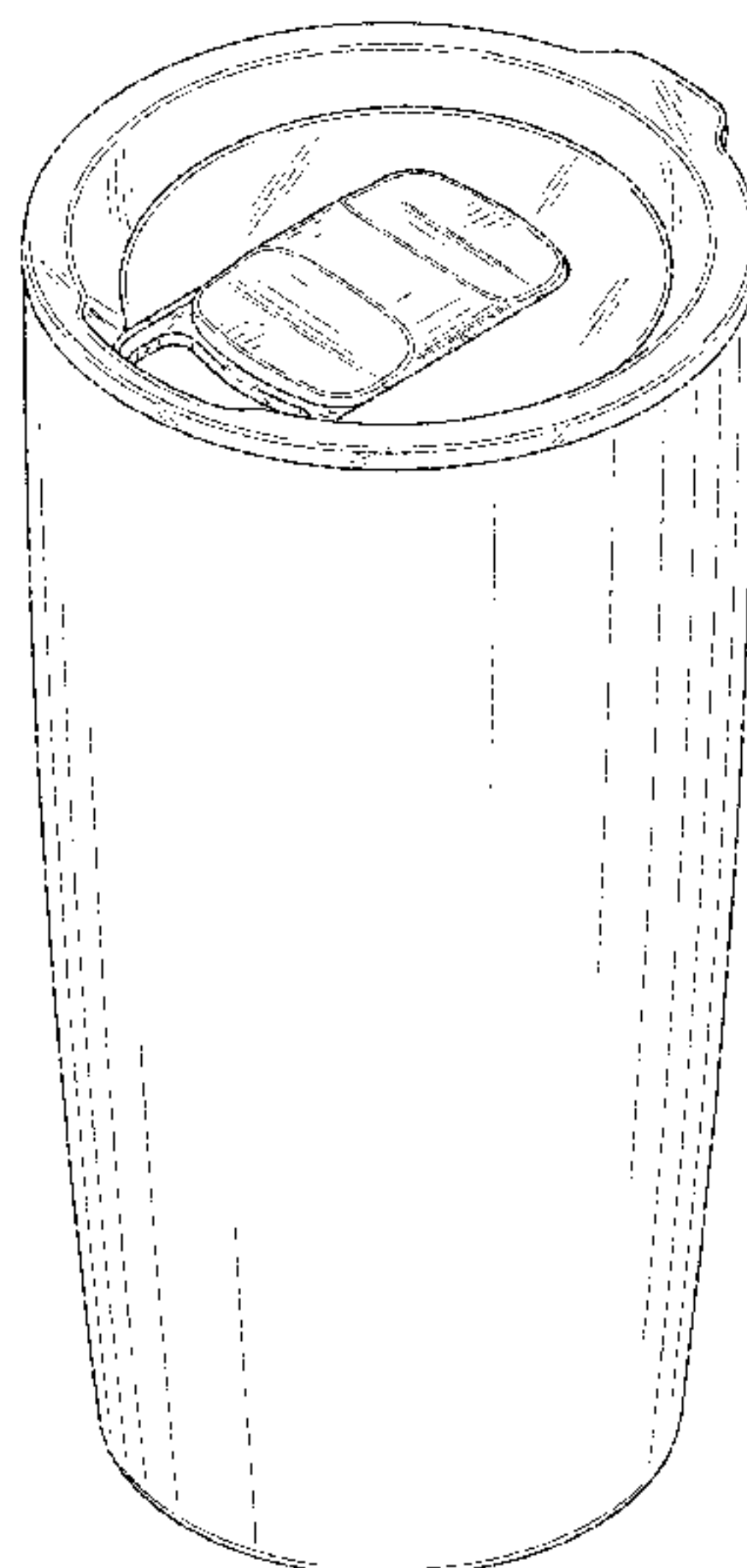
FIG. 1 is a top, front, right perspective view of a container showing our new design;  
 FIG. 2 is a front view thereof;  
 FIG. 3 is a rear view thereof;  
 FIG. 4 is a right side view thereof, wherein the left side view is a mirror image of FIG. 4;  
 FIG. 5 is a top view thereof;  
 FIG. 6 is a bottom view thereof; and,  
 FIG. 7 is a top, front, right perspective view of a container showing our new design in an alternate closed position.  
 The broken lines in the drawing depict portions of the container that form no part of the claimed design.

**1 Claim, 6 Drawing Sheets**

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D177,559 S 5/1956 Emmert  
 2,762,621 A 9/1956 Zumwalt  
 D209,308 S 11/1967 Schilling



(56)

References Cited

U.S. PATENT DOCUMENTS

|           |    |           |                    |           |    |           |                      |          |
|-----------|----|-----------|--------------------|-----------|----|-----------|----------------------|----------|
| 4,057,167 | A  | 11/1977   | Lee                | 7,275,653 | B2 | 10/2007   | Tedford, Jr.         |          |
| 4,570,817 | A  | 2/1986    | Hambleton et al.   | D554,431  | S  | 11/2007   | Tien                 |          |
| D285,032  | S  | 8/1986    | Alonzo             | D558,523  | S  | 1/2008    | Bhavnani             |          |
| D289,484  | S  | 4/1987    | Forquer et al.     | D568,107  | S  | * 5/2008  | Bhavnani .....       | D7/509   |
| D307,743  | S  | 5/1990    | Pierce et al.      | D569,182  | S  | 5/2008    | Homma                |          |
| D379,738  | S  | 6/1997    | Liming et al.      | D569,183  | S  | 5/2008    | Blake                |          |
| D384,646  | S  | 10/1997   | Miller et al.      | D571,152  | S  | 6/2008    | Tien                 |          |
| D412,806  | S  | 8/1999    | Pierce             | D571,154  | S  | 6/2008    | Pearson              |          |
| D416,755  | S  | 11/1999   | Trombly            | D572,083  | S  | 7/2008    | Tien                 |          |
| D416,757  | S  | 11/1999   | Ginuntoli          | D572,473  | S  | 7/2008    | Tuttle               |          |
| 5,984,156 | A  | 11/1999   | Bridges            | D572,474  | S  | 7/2008    | Tuttle               |          |
| D417,589  | S  | 12/1999   | Parker             | D572,475  | S  | 7/2008    | Tuttle               |          |
| D417,819  | S  | * 12/1999 | Kelly-Pollet ..... | D573,839  | S  | 7/2008    | Sun                  | D7/510   |
| D425,374  | S  | 5/2000    | Besser et al.      | D577,260  | S  | 9/2008    | Bodum                |          |
| D433,876  | S  | 11/2000   | Freed              | D582,206  | S  | 12/2008   | Fuller               |          |
| D436,295  | S  | 1/2001    | Furman et al.      | D583,191  | S  | 12/2008   | Wong                 |          |
| D446,687  | S  | 8/2001    | Furman et al.      | D584,102  | S  | 1/2009    | Valderrama et al.    |          |
| D448,620  | S  | 10/2001   | Neal               | D586,182  | S  | 2/2009    | Trombly              |          |
| D449,963  | S  | 11/2001   | Neal               | D589,747  | S  | 4/2009    | Wong                 |          |
| D455,610  | S  | 4/2002    | Bridges            | D589,751  | S  | 4/2009    | Liu et al.           |          |
| D456,212  | S  | 4/2002    | Bridges            | D591,103  | S  | 4/2009    | Wong                 |          |
| D457,389  | S  | 5/2002    | Snell              | 7,513,380 | B2 | 4/2009    | Canedo               |          |
| D457,395  | S  | 5/2002    | Gluck              | D591,556  | S  | 5/2009    | Fuller               |          |
| D458,081  | S  | 6/2002    | Bodum              | D593,802  | S  | 6/2009    | Baek                 |          |
| D458,082  | S  | 6/2002    | Gluck              | D600,073  | S  | 9/2009    | Carreno              |          |
| RE37,773  | E  | * 7/2002  | Trombly .....      | 7,591,389 | B2 | 9/2009    | Wong                 |          |
|           |    |           | A47G 19/2227       | D604,102  | S  | 11/2009   | Pearson              |          |
|           |    |           | D7/511             | 7,611,029 | B2 | 11/2009   | Wong                 |          |
| D461,679  | S  | 8/2002    | Robinson et al.    | D609,526  | S  | 2/2010    | Tuttle               |          |
| D462,575  | S  | 9/2002    | Gluck              | D613,554  | S  | 4/2010    | Koennecke            |          |
| D463,715  | S  | 10/2002   | Dretzka            | D615,358  | S  | * 5/2010  | Wahl .....           | D7/510   |
| D466,371  | S  | 12/2002   | Parker             | D618,050  | S  | 6/2010    | Eisenhardt           |          |
| D471,763  | S  | 3/2003    | Hurlbut et al.     | D618,964  | S  | 7/2010    | Eisenhardt           |          |
| D472,101  | S  | 3/2003    | Janky              | D621,659  | S  | 8/2010    | Liu                  |          |
| D475,891  | S  | 6/2003    | Bin                | D622,548  | S  | 8/2010    | Jensen et al.        |          |
| D476,193  | S  | 6/2003    | Janky              | D625,951  | S  | 10/2010   | Baek                 |          |
| D477,185  | S  | 7/2003    | Janky              | D629,653  | S  | 12/2010   | Gullickson et al.    |          |
| D477,532  | S  | 7/2003    | Wong               | 7,845,510 | B2 | 12/2010   | Schmidtner et al.    |          |
| 6,626,326 | B2 | 9/2003    | Murakami           | 7,850,037 | B2 | 12/2010   | Schmidtner et al.    |          |
| D481,590  | S  | 11/2003   | Lin                | D631,284  | S  | 1/2011    | Fuller               |          |
| D481,591  | S  | 11/2003   | Lin                | 7,874,447 | B2 | 1/2011    | Schmidtner et al.    |          |
| D482,238  | S  | 11/2003   | Lin                | D631,699  | S  | 2/2011    | Moreau               |          |
| D483,165  | S  | 12/2003   | Dretzka            | D647,760  | S  | 11/2011   | Pearson              |          |
| D483,995  | S  | 12/2003   | Otake              | D648,599  | S  | * 11/2011 | Watanabe .....       | D7/509   |
| D486,996  | S  | 2/2004    | Karp               | D651,045  | S  | 12/2011   | Eyal                 |          |
| D488,672  | S  | 4/2004    | Oas                | D652,248  | S  | 1/2012    | Valderrama et al.    |          |
| D490,274  | S  | * 5/2004  | Irvine .....       | D659,474  | S  | 5/2012    | Wahl et al.          | D7/523   |
| 6,752,287 | B1 | * 6/2004  | Lin .....          | D660,082  | S  | 5/2012    | Wahl                 |          |
|           |    |           | A47G 19/2272       | D664,001  | S  | 7/2012    | Liu                  |          |
|           |    |           | 220/254.9          | 8,215,519 | B2 | 7/2012    | Steininger           |          |
| D493,068  | S  | 7/2004    | Slater et al.      | D666,052  | S  | 8/2012    | Trombly              |          |
| D498,979  | S  | 11/2004   | Bhavnani           | D667,268  | S  | * 9/2012  | Pallotto .....       | D7/510   |
| 6,824,003 | B1 | 11/2004   | Wong               | D667,272  | S  | 9/2012    | Fishman et al.       |          |
| D511,653  | S  | 11/2005   | Oas                | D669,306  | S  | 10/2012   | Barreto et al.       |          |
| D522,855  | S  | 6/2006    | Liebe et al.       | D669,310  | S  | 10/2012   | Barreto et al.       |          |
| D523,692  | S  | 6/2006    | Meehan             | D669,735  | S  | * 10/2012 | Wong .....           | D7/510   |
| D530,153  | S  | 10/2006   | Karp               | D675,063  | S  | 1/2013    | Wahl                 |          |
| D531,033  | S  | 10/2006   | Schmidtner et al.  | D677,122  | S  | 3/2013    | Liu                  |          |
| D531,451  | S  | 11/2006   | Bin                | 8,397,934 | B2 | 3/2013    | Lai                  |          |
| D533,402  | S  | 12/2006   | Bin                | 8,397,940 | B2 | 3/2013    | Steininger           |          |
| D533,747  | S  | 12/2006   | Jin                | 8,403,166 | B2 | 3/2013    | Steininger           |          |
| D533,748  | S  | 12/2006   | Bresler            | D693,176  | S  | 11/2013   | Kaiser               |          |
| D533,779  | S  | 12/2006   | Schmidtner et al.  | D696,586  | S  | * 12/2013 | Huang .....          | D7/511   |
| D534,396  | S  | 1/2007    | Kramer             | D698,200  | S  | 1/2014    | Lauwagie             |          |
| D536,213  | S  | * 2/2007  | Schuler .....      | 8,640,904 | B2 | 2/2014    | Steininger et al.    | D7/392.1 |
| D536,214  | S  | 2/2007    | Schuler et al.     | D712,701  | S  | 9/2014    | Boroski              |          |
| D537,677  | S  | 3/2007    | Bresler            | D713,202  | S  | 9/2014    | Lin                  |          |
| D539,609  | S  | 4/2007    | Ying et al.        | D713,686  | S  | 9/2014    | Eyal                 |          |
| D541,105  | S  | 4/2007    | Jin                | D715,100  | S  | * 10/2014 | Eyal .....           | D7/510   |
| D545,128  | S  | 6/2007    | Liu et al.         | D717,605  | S  | 11/2014   | Kristinik            |          |
| D545,129  | S  | 6/2007    | Tien               | D717,606  | S  | 11/2014   | Kristinik            |          |
| D548,012  | S  | 8/2007    | Tien               | D718,087  | S  | 11/2014   | Marasligiller et al. |          |
| D548,522  | S  | 8/2007    | Greenspon          | D720,183  | S  | * 12/2014 | Chiang .....         | D7/510   |
| D548,523  | S  | 8/2007    | Greenspon          | 8,919,593 | B2 | 12/2014   | Sinacori et al.      |          |
| D550,032  | S  | 9/2007    | Tien               | 8,925,756 | B2 | 1/2015    | Tarapata et al.      |          |
| D550,503  | S  | 9/2007    | Liu                | D725,970  | S  | 4/2015    | Karussi et al.       |          |
| D553,440  | S  | 10/2007   | Bodum              | D728,313  | S  | * 5/2015  | Bo .....             | D7/510   |
|           |    |           |                    | D729,581  | S  | 5/2015    | Boroski              |          |
|           |    |           |                    | 9,022,239 | B2 | 5/2015    | Mackenzie et al.     |          |



(56)

References Cited

U.S. PATENT DOCUMENTS

|              |      |         |                      |                            |
|--------------|------|---------|----------------------|----------------------------|
| D731,251     | S    | 6/2015  | Lane                 |                            |
| D732,338     | S    | 6/2015  | Boroski              |                            |
| D732,343     | S    | 6/2015  | Romley               |                            |
| D732,895     | S *  | 6/2015  | McClellan            | D7/529                     |
| D734,092     | S    | 7/2015  | Kristinik            |                            |
| D736,564     | S    | 8/2015  | Thornton et al.      |                            |
| D742,173     | S    | 11/2015 | Perman               |                            |
| D744,280     | S *  | 12/2015 | Chiang               | D7/510                     |
| D751,338     | S *  | 3/2016  | Seiders              | D7/396.2                   |
| D751,339     | S *  | 3/2016  | Seiders              | D7/396.2                   |
| D751,340     | S *  | 3/2016  | Seiders              | D7/396.2                   |
| D751,341     | S *  | 3/2016  | Seiders              | D7/396.2                   |
| D758,792     | S    | 6/2016  | Karussi              |                            |
| D761,619     | S *  | 7/2016  | Seiders              | D7/392.1                   |
| 2005/0121015 | A1   | 6/2005  | Postorivo            |                            |
| 2007/0272650 | A1   | 11/2007 | Kishi et al.         |                            |
| 2008/0006643 | A1   | 1/2008  | Ma                   |                            |
| 2008/0073343 | A1   | 3/2008  | Shadrach et al.      |                            |
| 2008/0073347 | A1   | 3/2008  | Shadrach             |                            |
| 2008/0087264 | A1   | 4/2008  | Postorivo            |                            |
| 2010/0200590 | A1   | 8/2010  | Shadrach, III et al. |                            |
| 2010/0206874 | A1 * | 8/2010  | Masurier             | A47G 19/2272<br>220/203.01 |
| 2010/0251119 | A1   | 9/2010  | Geppert et al.       |                            |
| 2011/0079601 | A1   | 4/2011  | Steininger           |                            |
| 2012/0080429 | A1   | 4/2012  | Steininger           |                            |
| 2012/0080456 | A1   | 4/2012  | Steininger           |                            |
| 2012/0205371 | A1   | 8/2012  | Lee                  |                            |
| 2012/0305558 | A1   | 12/2012 | Steininger           |                            |
| 2012/0305559 | A1   | 12/2012 | Steininger           |                            |
| 2012/0305563 | A1   | 12/2012 | Steininger           |                            |
| 2012/0312816 | A1   | 12/2012 | Barreto et al.       |                            |
| 2013/0140316 | A1   | 6/2013  | Flowers et al.       |                            |
| 2013/0213978 | A1   | 8/2013  | Libourel et al.      |                            |
| 2013/0320013 | A1   | 12/2013 | Bratsch              |                            |
| 2015/0102032 | A1 * | 4/2015  | Dunn                 | A47G 19/2272<br>220/231    |
| 2015/0102046 | A1   | 4/2015  | Steininger           |                            |
| 2016/0272384 | A1   | 9/2016  | Lee et al.           |                            |

FOREIGN PATENT DOCUMENTS

|    |                |    |         |
|----|----------------|----|---------|
| CN | 102802462      | A  | 11/2012 |
| CN | 302770712      |    | 3/2014  |
| CN | 302823399      |    | 5/2014  |
| CN | 302846547      |    | 6/2014  |
| CN | 303176496      |    | 4/2015  |
| CN | 303652430      |    | 11/2015 |
| CN | 303589339      |    | 2/2016  |
| CN | 303883775      |    | 10/2016 |
| EA | 002775078-0001 |    | 11/2015 |
| EP | 2432349        | A1 | 3/2012  |
| EP | 2432349        | B1 | 4/2013  |
| JP | D1507225       |    | 9/2014  |
| WO | 2007087185     | A2 | 8/2007  |
| WO | 2008021523     | A2 | 2/2008  |
| WO | 2008121942     | A2 | 10/2008 |
| WO | 2012031994     | A1 | 3/2012  |
| WO | 2012107861     | A2 | 8/2012  |

OTHER PUBLICATIONS

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. Ideastage Promotions, LLC, d/b/a Swag Brokers*, Case: 1:15-cv-00774, Document #1, filed Sep. 2, 2015, 22 pages.

United States District Court Western District of Texas Austin Division, "Order," *YETI Coolers, LLC v. Ideastage Promotions, LLC, d/b/a Swag Brokers*, Case: 1:15-cv-00774-RP, Document #19, filed Dec. 21, 2015, 1 page.

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. Imagen Brands, LLC,*

*d/b/a Crown Products, and Ebsco Industries, Inc.*, Case: 1:16-cv-00578-RP, Document #1, filed May 16, 2016, 20 pages.

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. Kaiser Group Inc., d/b/a Thermo Steel, d/b/a Vino2GO, d/b/a Brew2Go*, Case: 1:15-cv-00725, Document #1, filed Aug. 19, 2015, 21 pages.

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. Kuer Outdoors, LLC*, Case: 1:16-cv-00631, Document #1, filed May 27, 2016, 89 pages.

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. Magnum Solace LLC*, Case: 1:16-cv-00663-RP, Document #1, filed Jun. 7, 2016, 24 pages.

United States District Court Western District of Texas Austin Division, "Defendant's Rule 12(B)(6) Motion to Dismiss For Failure to State a Claim," *YETI Coolers, LLC v. Magnum Solace LLC*, Case: 1:16-cv-00663-RP, Document #10, filed Aug. 5, 2016, 30 pages.

United States District Court Western District of Texas Austin Division, "Defendant's Answer," *YETI Coolers, LLC v. Magnum Solace LLC*, Case: 1:16-cv-00663-RP, Document #34, filed Apr. 13, 2017, 7 pages.

United States District Court Western District of Texas Austin Division, "Defendant's Answer to Plaintiff's Complaint and Affirmative Defenses," *YETI Coolers, LLC v. MyCrew, LLC, MyCrew Drinkware, LLC and NNRiverLife, LLC*, Case: 1:16-cv-01008-RP, Document #14, filed Nov. 29, 2016, 12 pages.

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. MyCrew, LLC, MyCrew Drinkware, LLC and NNRiverLife, LLC*, Case: 1:16-cv-01008, Document #1, filed Aug. 26, 2016, 29 pages.

United States District Court Western District of Texas Austin Division, "Plaintiff Yeti Coolers, LLC's Original Complaint," *YETI Coolers, LLC v. Ontel Products Corporation and World Pack USA, LLC*, Case: 1:17-cv-00091-RP, Document #1, filed Feb. 8, 2017, 65 pages.

United States District Court Western District of Texas Austin Division, "RTIC Drinkware's First Amended Complaint for Declaratory Judgment," *RTIC Drinkware, LLC v. YETI Coolers, LLC*, Case: 1:16-cv-00907-RP, Document #52, filed Nov. 14, 2016, 124 pages.

United States District Court Western District of Texas Austin Division, "YETI Coolers, LLC's Answer to RTIC Drinkware's First Amended Complaint," *RTIC Drinkware, LLC v. YETI Coolers, LLC*, Case: 1:16-cv-00907-RP, Document #58, filed Dec. 1, 2016, 15 pages.

United States District Court Western District of Texas Austin Division, "YETI Coolers, LLC's Answer to RTIC Drinkware LLC's Complaint," *RTIC Drinkware, LLC v. YETI Coolers, LLC*, Case: 1:16-cv-00907-RP, Document #35, filed Aug. 9, 2016, 27 pages.

United States District Court for the Southern District of Texas Houston Division, "RTIC Drinkware's Original Complaint or Declaratory Judgment, Damages, and Injunctive Relief," *RTIC Drinkware, LLC v. YETI Coolers, LLC*, Case: 4:16-cv-01201, Document #1, filed May 2, 2016, 58 pages.

United States District Court Western District of Texas Austin Division, "Order," *RTIC Drinkware, LLC v. YETI Coolers, LLC*, Case: 1:16-cv-00907-RP, Document #47, filed Oct. 13, 2016, 3 pages.

United States District Court Western District of Texas Austin Division, "Yeti Coolers, LLC's First Amended Complaint," *YETI Coolers, LLC v. RTIC Coolers, LLC, RTIC Drinkware, LLC, RTIC Web Services, LLC, Corporate Support & Fulfillment, LLC, John Jacobsen, and James Jacobsen*, Case: 1:16-cv-00264-RP, Document #15, filed May 16, 2016, 110 pages.

United States District Court Western District of Texas Austin Division, "Defendant RTIC Drinkware, LLC, RTIC Web Services, LLC, Corporate Support & Fulfillment, LLC, John Jacobsen, and James Jacobsen's Answer and counterclaims to YETI's First Amended Complaint for Damages and Injunctive Relief," *YETI Coolers, LLC v. RTIC coolers, LLC, RTIC Drinkware, LLC, RTIC Web Services, LLC, Corporate Support & Fulfillment, LLC; John Jacobsen; and James Jacobsen*, Case: 1:16-cv-00264-RP, Document #25, filed Jun. 13, 2016, 42 pages.



(56)

## References Cited

## OTHER PUBLICATIONS

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. RTIC Coolers, LLC*, Case: 1:16-cv-00264, Document #1, filed Mar. 2, 2016, 34 pages.

United States District Court Western District of Texas Austin Division, “YETI Coolers, LLC’s Answer to RTIC Drinkware, LLC’s, RTIC Web Services, LLC’s, Corporate Support & Fulfillment, LLC’s, John Jacobsen’s, and James Jacobsen’s Counterclaims,” *YETI Coolers, LLC v. RTIC Coolers, LLC, RTIC Drinkware, LLC, RTIC Web Services, LLC, Corporate Support & Fulfillment, LLC, John Jacobsen, and James Jacobsen*, Case: 1:16-cv-00264-RP, Document #31, filed Jul. 7, 2016, 7 pages.

United States District Court Western District of Texas Austin Division, “First Amended Complaint,” *YETI Coolers, LLC v. Sam’s West, Inc., and Sam’s East, Inc.*, Case: 1:16-cv-00829-RP, Document #32, filed Jan. 9, 2017, 24 pages.

United States District Court Western District of Texas Austin Division, “Defendants Sam’s West, Inc. and Sam’s East, Inc.’s Answer to Complaint,” *YETI Coolers, LLC v. Sam’s West, Inc., and Sam’s East, Inc.*, Case: 1:16-cv-00829-RP, document #16, filed Aug. 26, 2016, 11 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Sam’s West, Inc., and Sam’s East, Inc.*, Case: 1:16-cv-00829, Document #1, Jun. 30, 2016, 21 pages.

United States District Court Western District of Texas Austin Division, “First Amended Complaint,” *YETI Coolers, LLC v. Sic Products LLC, d/b/a Sic Cups, d/b/a Sic*, Case: 1:16-cv-00117-RP, Document #34, Nov. 21, 2016, 25 pages.

United States District Court Western District of Texas Austin Division, “Sic Products, LLC’s Answer, Affirmative Defenses, and Counterclaims to Plaintiff’s Amended Complaint,” *YETI Coolers, LLC v. Sic Products LLC, d/b/a Sic cups, d/b/a Sic*, Case: 1:16-cv-00117-RP, Document #35, Dec. 5, 2016, 81 pages.

United States District Court Western District of Texas Austin Division, “Sic Products, LLC’s Answer, Affirmative Defenses, and Counterclaims to Plaintiff’s Complaint,” *YETI Coolers, LLC v. Sic Products LLC, d/b/a Sic Cups, d/b/a Sic*, Case: 1:16-cv-00117-RP, Document #14, Jun. 3, 2016, 38 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Sic Products LLC, d/b/a Sic Cups, d/b/a Sic*, Case: 1:16-cv-00117-RP, Document #1, Feb. 4, 2016, 23 pages.

United States District Court Western District of Texas Austin Division, “YETI Coolers, LLC’s Answer to Sic Products, LLC Counterclaims,” *Yeti Coolers, LLC v. Sic Products LLC, d/b/a Sic Cups, d/b/a Sic*, Case: 1:16-cv-00117-RP, Document #21, Sep. 29, 2016, 15 pages.

United States District Court Western District of Texas Austin Division, “YETI Coolers, LLC’s Answer to Sic Products, LLC Counterclaims to YETI Coolers, LLC’s Amended Complaint,” *YETI Coolers, LLC v. Sic Products LLC, d/b/a Sic cups, d/b/a Sic*, Case: 1:16-cv-00117-RP, Document #38, Dec. 19, 2016, 20 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. The Allen company, d/b/a Allen Color Craft*, Case: 1:15-cv-00888-RP, Document #1, Oct. 6, 2015, 24 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Titan Custom Products, Inc.*, Case: 1:15-cv-00775, Document #1, Sep. 2, 2015, 22 pages.

United States District Court Western District of Texas Austin Division, “Answer,” *YETI Coolers, LLC v. Tree Leaf Marketing, LLC d/b/a Big Frig*, Case: 1:16-cv-00699-RP, Document #11, Oct. 21, 2016, 8 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Tree Leaf Marketing, LLC d/b/a Big Frig*, Case: 1:16-cv-00699, Document #1, Jun. 17, 2016, 33 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. US Imprints, LLC, d/b/a GOimprints*, Case: 1:15-cv-00773, Document #1, Sep. 2, 2015, 22 pages.

United States District Court Western District of Texas Austin Division, “Order,” *YETI Coolers, LLC v. US Imprints, LLC, d/b/a GOimprints*, Case: 1:15-cv-00773-RP, Document #23, Apr. 25, 2016, 1 page.

United States District Court Western District of Texas Austin Division, “Veterinary Internet Company, LLC d/b/a VetInternetCo’s Answer to Plaintiffs Complaint,” *YETI Coolers, LLC v. Polar Pad LLC, d/b/a Polar Drifter, d/b/a Polar Dad, and Veterinary Internet Company, LLC, d/b/a VetInternetCo*, Case: 1:16-cv-00677-RP, Document #11, Aug. 19, 2016, 12 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Polar Pad LLC, d/b/a Polar Pad Drifter, d/b/a Polar Pad, and Veterinary Internet Company, LLC, d/b/a VetInternetCo*, Case: 1:16-cv-00128, Document #1, Feb. 12, 2016, 24 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Polar Pad LLC, d/b/a Polar Pad Drifter, d/b/a Polar Pad, and Veterinary Internet Company, LLC, d/b/a VetInternetCo*, Case: 1:16-cv-00677, Document #1, Jun. 10, 2016, 25 pages.

United States District Court Western District of Texas Austin Division, “Order,” *YETI Coolers, LLC v. Polar Pad LLC, d/ b/a Polar Pad Drifter, d/b/a Polar Pad, and Veterinary Internet Company, LLC, d/b/a VetInternetCo*, Case: 1:16-cv-00128-RP, Document #17, Jun. 17, 2016, 1 page.

United States District Court Western District of Texas Austin Division, “[Proposed] Order Granting Stipulated Motion to Dismiss Defendant Polar Pad, LLC, Without Prejudice, Pursuant to Fed. R. Civ. P. 21,” *YETI Coolers, LLC v. Polar Pad LLC, d/b/a Polar Pad Drifter, d/b/a Polar Pad, and Veterinary Internet Company, LLC, d/b/a VetInternetCo*, Case: 1:16-cv-00677-RP, Document #14, Sep. 15, 2016, 1 page.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Vickery Products, LLC d/b/a Axis Cups, f/d/b/a Frio Cups*, Case: 1:17-cv-00260, Document #1, Mar. 24, 2017, 52 pages.

United States District Court Western District of Texas Austin Division, “First Amended Complaint,” *YETI Coolers, LLC v. Wal-Mart Stores, Inc. and Olympia Tools International, Inc.*, Case: 1:16-cv-00454-RP, Document #17, May 24, 2016, 26 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Wal-Mart Stores, Inc.*, Case: 1:16-cv-00454, Document #1, Apr. 8, 2016, 29 pages.

United States District Court Western District of Texas Austin Division, “Olympia Tools International, Inc.’s Answer to YETI Coolers, LLC’s First Amended Complaint,” *YETI Coolers, LLC v. Wal-Mart Stores, Inc. and Olympia Tools International, Inc.*, Case: 1:16-cv-00454-RP, Document #28, Jul. 14, 2016, 12 pages.

United States District Court Western District of Texas Austin Division, “Wal-Mart Stores, Inc.’s Answer to First Amended Complaint,” *YETI Coolers, LLC v. Wal-Mart Stores, Inc. and Olympia Tools International, Inc.*, Case: 1:16-cv-00454-RP, Document #22, Jun. 7, 2016, 13 pages.

Pictures of Great American Products Tumbler, published date unknown, but prior to the filed of the present application.

Photographic image of YETI 30oz Rambler Tumbler, published date unknown, but prior to the filed of the present application.

Second photographic image of YETI 30oz Rambler Tumbler, published date unknown, but prior to the filed of the present application.

Promotional Items, Inc., “Stainless Steel 14oz. Deluxe Coffee Insulated Tumbler Lid”, retrieved from <[http://www.promotional-items-inc.com/catalog/stainless\\_steel\\_18oz\\_commuter\\_coffee\\_mug\\_lid.html](http://www.promotional-items-inc.com/catalog/stainless_steel_18oz_commuter_coffee_mug_lid.html)> on Aug. 27, 2015.

The Product Farm, “BeerNStein Rocks Tumbler Lid—Blue”, retrieved from <<http://store.theproductfarm.com/beerstein-rocks-tumbler-lid-blue/>> on Aug. 27, 2015.

Hit Promotional Products, “24 Oz. Biggie Tumbler with Lid”, retrieved from <<http://www.hitpromo.net/product/show/5853/24-oz-biggie-tumbler-with-lid>> on Aug. 27, 2015.



(56)

## References Cited

## OTHER PUBLICATIONS

The Alexon Group, “16 Oz. Stainless Steel Travel Mug with Slide Action Lid and Plastic Inner Liner”, retrieved from <<https://alexongroup.com/16-oz-stainless-steel-travel-mug-with-slide-action-lid-and-plastic-inner-liner>> on Aug. 27, 2015.

“New 16oz Insulated Coffee Travel Mug Stainless Steel Double Wall Thermos Tumbler”, retrieved from <<http://www.ebay.com/itm/New-16oz-Insulated-Coffee-Travel-Mug-Stainless-Steel-Double-Wall-Thermos-Tumbler-/171416296921>> on Aug. 27, 2015.

“Stainless Steel Travel Mug with Slide Action Lid and Plastic Inner Liner—16oz.”, retrieved from <<http://waterbottles.com/stainless-steel-travel-mug-with-slide-action-lid-and-plastic-inner-liner-16-oz>> on Aug. 27, 2015.

Vat19, “16 oz. Dual Auto/USB Heated Mug”, retrieved from <<https://www.vat19.com/item/16-oz-dual-auto-usb-heater-coffee-mug>> on Aug. 27, 2015.

Timolino, “Signature Thermal Travel Mug Slide—Tab Lid”, retrieved from <<http://timolino.com/products/signature-thermal-travel-mug-slide-tab-lids>> on Aug. 27, 2015.

Eshine Industrial & Maoyuan International, “400ml Double Wall Stainless Steel Travel Mug with Sliding Drink Lid”, retrieved from <<http://www.chinawaterbottle.com/product/400ml-double-wall-stainless-steel-travel-mug-with-sliding-drink-lid-77-520.html>> on Aug. 27, 2015.

Photo USA Electronic Graphic Inc., “17fl oz Personalised Travel Mug (Plastic Insert and Metal Shell, Reverse Screw)”, retrieved from <<http://www.meikeda.com/stainless-steel-mug/item/15-oz-personalised-travel-mug.html>> on Aug. 27, 2015.

Promo Industrial Co., Limited, “16 Oz. Blue Bullet Travel Mug W/ Handle”, retrieved from <[http://www.oempromo.com/Bottle-cup-and-mug/Mugs/index\\_73.htm](http://www.oempromo.com/Bottle-cup-and-mug/Mugs/index_73.htm)> on Aug. 27, 2015.

Gold Bond Inc., “16CT—16 oz Cafe Tumbler”, retrieved from <<http://www.goldbondinc.com/16ct>> on Aug. 27, 2015.

“Tervis Lids”, retrieved from <http://www.tervis.com/designs/Accessories/Travel-lids/dc0fe00377e0ec722da5bd146541427c#!upc=093597437694&upc=093597240386> on Sep. 10, 2015.

Aladdin, “Recycled & Recyclable Travel Mug—Grey Replacement Lid”, retrieved from <http://www.shopaladdin-pmi.com/product/recycled-recyclable-travel-mug-grey-replacement-lid> on Sep. 10, 2015.

Zak! Designs, “Grip 16 oz Travel Coffee Mug—Sapphire”, retrieved from <http://www.zak.com/planet—zak—blue—stainless—steel—water—bottle—0187-5720> on Sep. 10, 2015.

Promotional Items, Inc., “Stainless Steel 14 oz. Tool Box Travel Mug Lid”, retrieved from <http://www.promotional-items-inc.com/catalog/stainless—steel—14oz—tool—box—travel—mug—lid.html> on Sep. 10, 2015.

“Starbucks® Stainless Steel Logo Tumbler, 16 fl oz”, retrieved from <<http://store.starbucks.com/starbucks-stainless-steel-logo-tumbler-16-fl-oz-011023529.html>> on Nov. 3, 2015.

“Corkcicle Tumbler”, retrieved from <<http://corkcicle.com/pages/tumbler>> on Nov. 3, 2015.

“Tervis Travel Lids”, Tervis.com, captured Nov. 20, 2015, pp. 1.

“Stainless Steel Tumbler”, Starbucks.com, captured Nov. 20, 2015, pp. 1.

“Tumbler”, Corkcicle.com, captured Nov. 20, 2015, pp. 1-2.

“YETI Rambler 20 and 30 oz”, published on Apr. 19, 2014, retrieved from <https://web.archive.org/web/20140419041951/http://yeticoolers.com/rambler-tumblers/> on Sep. 2, 2015.

Photographic image of YETI 20oz Rambler Tumbler, published date unknown, but prior to the filed of the present application.

Apr. 4, 2017—(PCT) International Search Report and Written Opinion—App PCT/US2016/059514.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Godinger Silver Art, Ltd., Cathy’s Concepts, Inc., Viatek Consumer Products Group, Inc.*, Case: 1:17-cv-00467, Document #1, filed May 16, 2017, 22 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Bayou Ice Boxes, Inc.*, Case: 1:17-cv-00261, Document #1, filed Mar. 24, 2017, 41 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Vickery Products, LLC d/b/a Axis Cups, f/d/b/a Frio Cups*, Case: 1:17-cv-00260, Document #1, filed Mar. 24, 2017, 52 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Gourmet Home Products, LLC*, Case: 1:17-cv-00533, Document #1, filed Jun. 2, 2017, 25 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Wadley Holdings, LLC d/b/a Meadowcraft, and Southern Sales & Marketing Group, Inc. d/b/a nICE*, Case 1:17-cv-00421, Document 1, filed May 5, 2017, 121 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. JDS Industries, Inc., Lionel Laundry Jr., d/b/a Accolades Awards & Engraving, Creating and Fast LLC d/b/a Promotional Products San Antonio, Kelly Scoggins d/b/a King Engraving, Jamey Z. Apps d/b/a Roberts Trophies, and Eagle Media, Inc.*, Case 1:17-cv-00424, Document 1, filed May 5, 2017, 62 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Glacier coolers, LLC, and Tecomate Holdings, LLC*, Case 1:17-cv-00586, Document 1, filed Jun. 15, 2017, 161 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Gametime Sidekicks, LLC*, Case 1:17-cv-00413, Document 1, filed May 5, 2017, 107 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Kodiak coolers, LLC and Flexible Automation LLC*, Case 1:17-cv-00422, Document 1, filed May 5, 2017, 51 pages.

English translation of Office Action dated Oct. 18, 2016 for JP Application No. 2016-004374, 4 pages.

“Osulloc Green Cup”, retrieved from [http://www.edaymall.com/display/goods.do?media\\_code=E06&goods\\_code=10183708](http://www.edaymall.com/display/goods.do?media_code=E06&goods_code=10183708) on Sep. 6, 2016.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Benner China and Glassware Florida, Inc.*, Case: 1:16-cv-00142-RP, Document #1, filed Feb. 16, 2016, 21 pages.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. Blackbird Products Group, LLC, d/b/a Mammoth Coolers*, Case: 1:15-cv-01105, Document #1, filed Dec. 7, 2015, 266 pages.

United States District Court Western District of Texas Austin Division, “Defendant Blackbird Products Group, LLC’s Answer and Affirmative Defenses to Plaintiff YETI Coolers, LLC’s Complaint,” *YETI Coolers, LLC v. Blackbird Products Group, LLC, d/b/a Mammoth Coolers*, Case: 1:15-cv-01105-SS, Document #13, filed Dec. 28, 2015, 11 pages.

United States District Court Western District of Texas Austin Division, “Order,” *YETI Coolers, LLC v. Blackbird Products Group, LLC, d/b/a Mammoth Coolers*, Case: 1:15-cv-01105-RP, Document #26, filed Apr. 20, 2016, 1 page.

United States District Court Western District of Texas Austin Division, “Complaint,” *YETI Coolers, LLC v. The Boelter Companies, Inc., Boelter Brands, LLC and Boelter Beverage, LLC*, Case: 1:16-cv-00456, Document #1, filed Apr. 8, 2016, 20 pages.

United States District Court Western District of Texas Austin Division, “Defendants’ Answer to Complaint,” *YETI Coolers, LLC v. The Boelter Companies, Inc., Boelter Brands, LLC and Boelter Beverage, LLC*, Case: 1:16-cv-00456-RP, Document #21, filed Jun. 7, 2016, 9 pages.

United States District Court Western District of Texas Austin Division, “Consent Judgment,” *YETI Coolers, LLC v. The Boelter Companies, Inc., Boelter Brands, LLC and Boelter Beverage, LLC*, Case: 1:16-cv-00456-RP, Document #25, filed Sep. 13, 2016, 3 pages.



(56)

**References Cited**

## OTHER PUBLICATIONS

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. Jennifer Leverne Bootz Evans d/b/a Bling and Burlap Buy In's and Blanks*, Case: 1:15-cv-00995, Document #1, filed Nov. 2, 2015, 128 pages.

United States District Court Western District of Texas Austin Division, "Order," *YETI Coolers, LLC v. Jennifer Levene Bootz Evans d/b/a Bling and Burlap Buy In's and Blanks*, Case: 1:15-cv-00995-RP, Document #18, filed Apr. 18, 2016, 1 page.

United States District Court Western District of Texas Austin Division, "Defendant Kaiser Group Inc.'s Answer, Affirmative Defenses, and Counterclaims to Plaintiff YETI Coolers, LLC's Complaint," *YETI Coolers, LLC v. Kaiser Group Inc., d/b/a Thermo Steel, d/b/a Vino2Go, d/b/a Brew2GO*, Case: 1:15-cv-00725-RP, Document #14, filed Oct. 13, 2015, 65 pages.

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. Great American Products, Ltd.*, Case: 1:15-cv-00686, Document #1, filed Aug. 6, 2015, 20 pages.

United States District Court Western District of Texas Austin Division, "Order," *YETI Coolers, LLC v. Great American Products, Ltd.*, Case: 1:15-cv-00686-RP, Document #25, filed Mar. 14, 2016, 1 page.

United States District Court Western District of Texas Austin Division, "Complaint" *YETI Coolers, LLC v. Zhejiang Zhuosheng Industry & Trade Co, Ltd., d/b/a Wuyi Zhuosheng Household Metal Products Co., Ltd., d/b/a Yongkang Zhuosheng Metal Products Co., Ltd., d/b/a Zhejiang Zhuosheng Industry & Trade Co, Ltd.*, Case 1:17-cv-00821, Document 1, filed Aug. 23, 2017, 27 pages.

United States District Court Western District of Texas Austin Division, "Second Amended Complaint," *YETI Coolers, LLC v. Sam's West, Inc., and Sam's East, Inc., and CY Top, Ltd.*, Case: 1:16-cv-00829-RP, Document #51, filed Sep. 22, 2017, 49 pages.

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. Bonanza.com, Inc.*, Case: 1:17-cv-00935, Document #1, filed Sep. 28, 2017, 142 pages.

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. Alibaba Group Holding Limited, Alibaba (China) Technology Co., Ltd., Alibaba.com Hong Kong Limited, Alibaba.com Singapore E-Commerce Private Limited, Hangzhou Alibaba Advertising Co. Ltd., and Huizhou Dashu Trading Co., Ltd*, Case: 1:17-cv-00936, Document #1, filed Sep. 28, 2017, 272 pages.

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. ContextLogic, Inc. d/b/a Wish.com*, Case: 1:17-cv-00937, Document #1, filed Sep. 28, 2017, 238 pages.

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. Dunhuang Group, SZ Flowerfairy Technology Co., Ltd., Tan Er Pa Technology Co., Ltd., Shenzhen Great Electronic Technology Co., Ltd., and Huangong Trading Co.*, Case: 1:17-cv-00938, Document #1, filed Sep. 28, 2017, 272 pages.

United States International Trade Commission of Washington, DC, "Complaint Under Section 337 of the Tariff Act of 1930, as Amended," *YETI Coolers, LLC vs. Alibaba.com Singapore E-Commerce Private Limited, Bonanza.com, Inc., ContextLogic, Inc. d/b/a Wish, Dunhuang Group Hangzhou Alibaba Advertising Co. Ltd., Huizhou Dashu Trading Co., Ltd. Huangong Trading Co., and Tan Er Pa Technology Co., Ltd.*, Case: 337-TA-3261, filed Sep. 28, 2017, 191.

\* cited by examiner

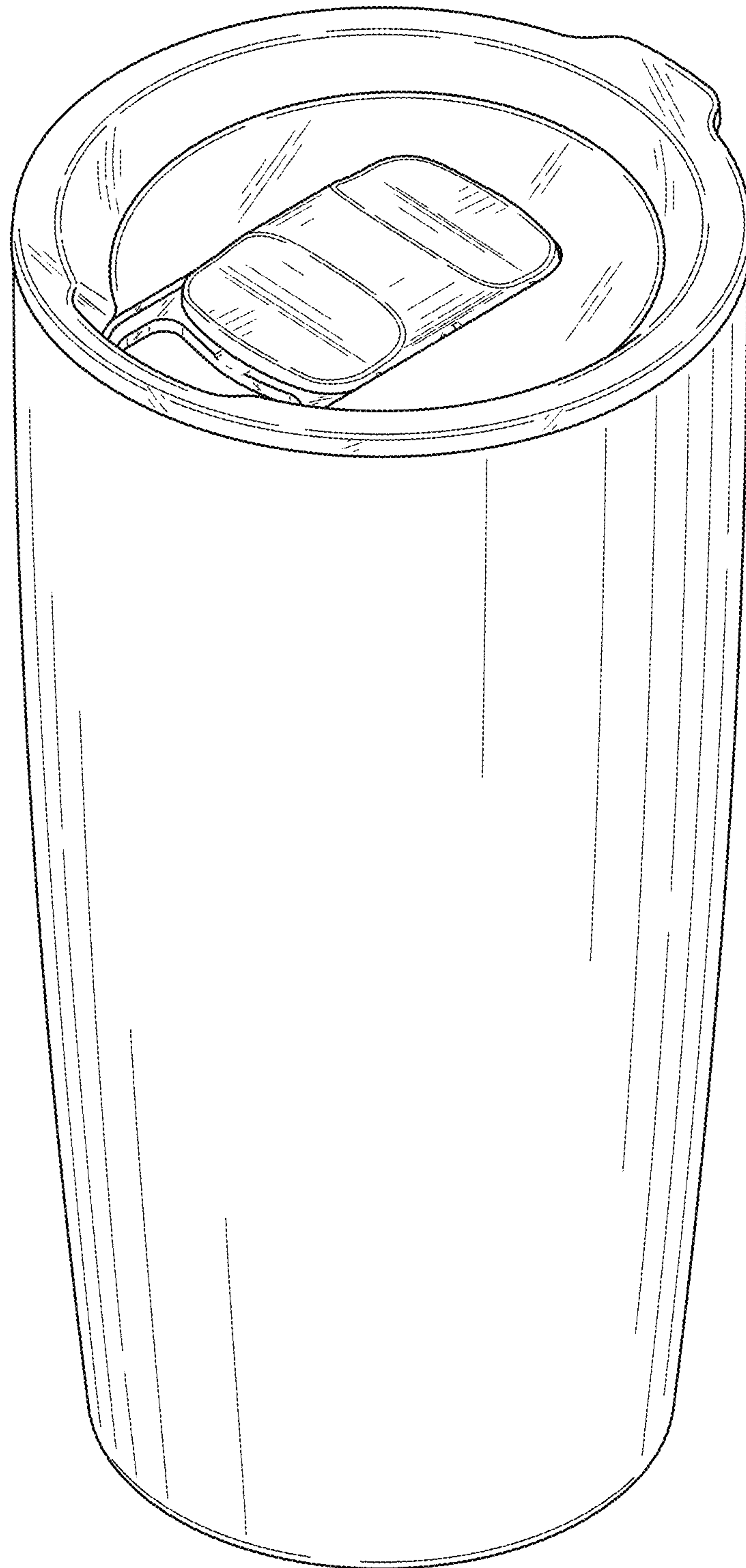


FIG. 1

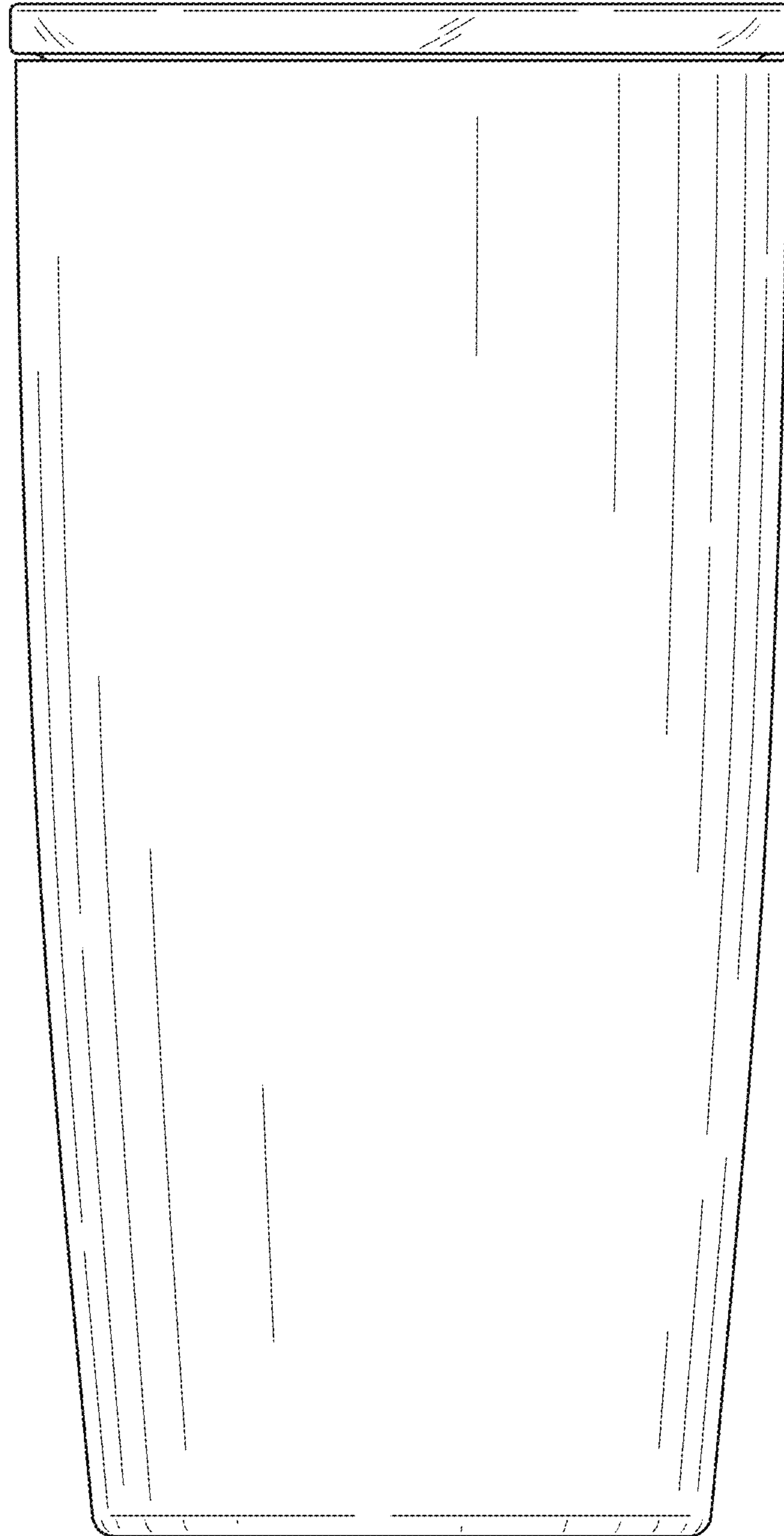


FIG. 2



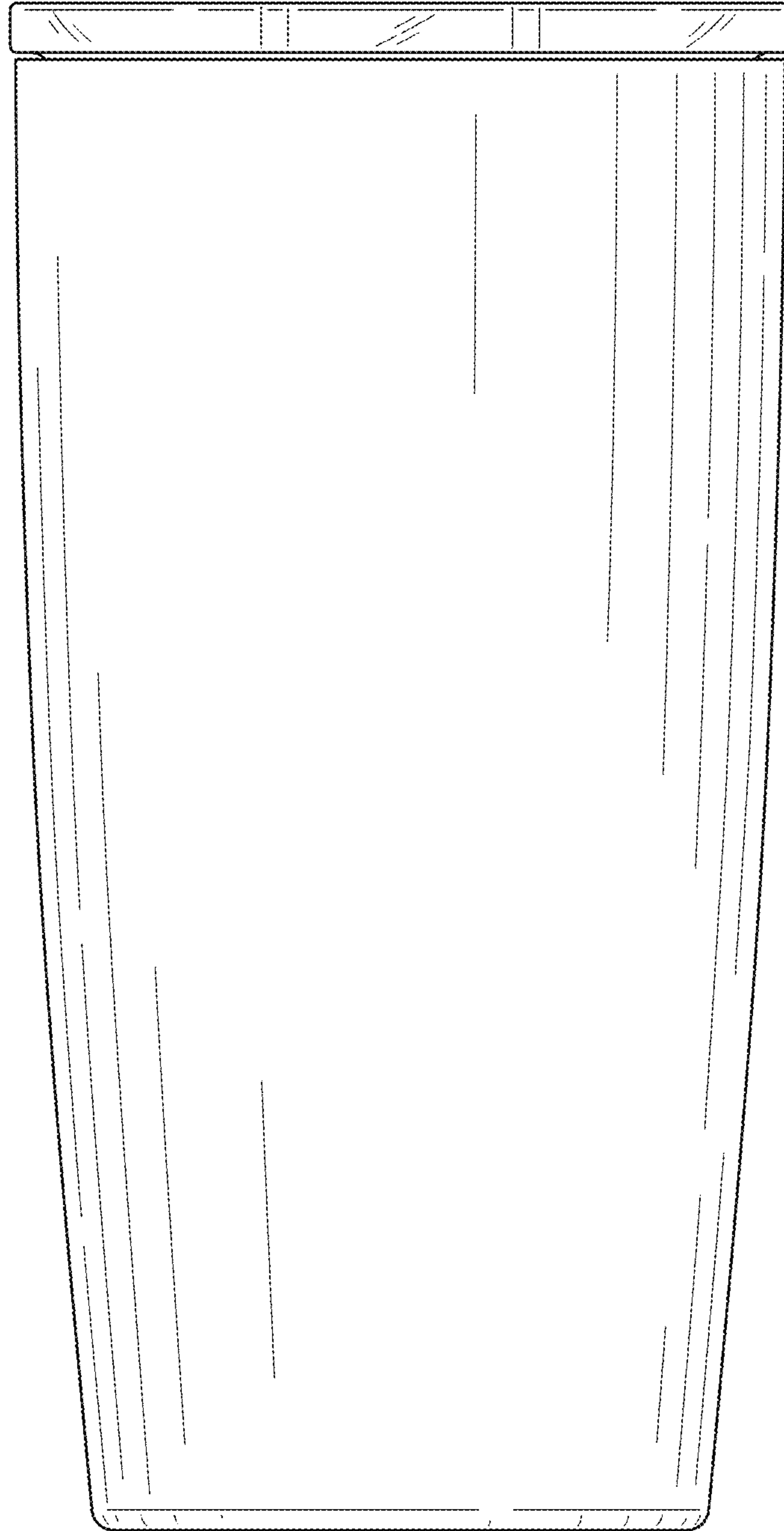


FIG. 3

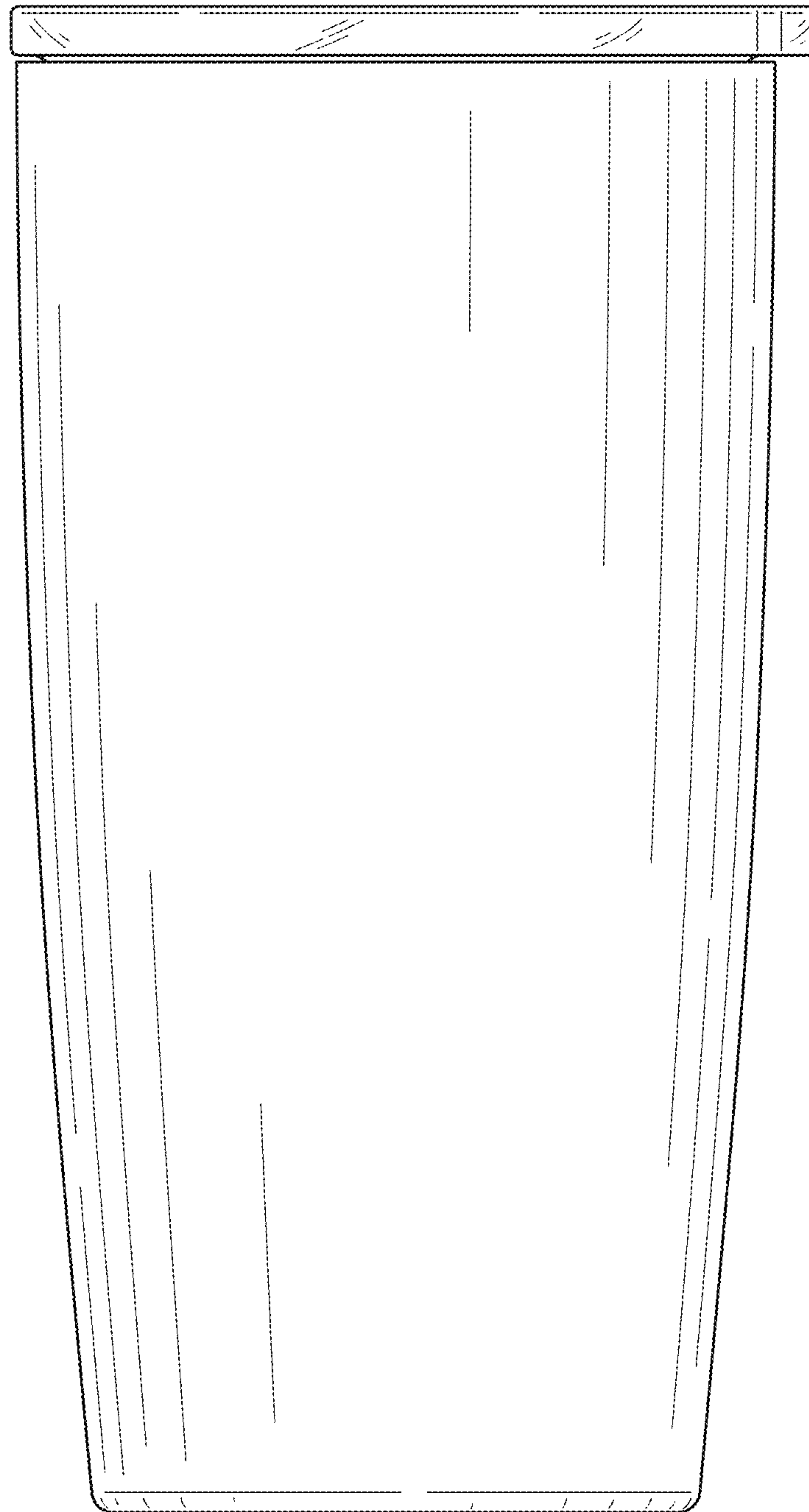


FIG. 4



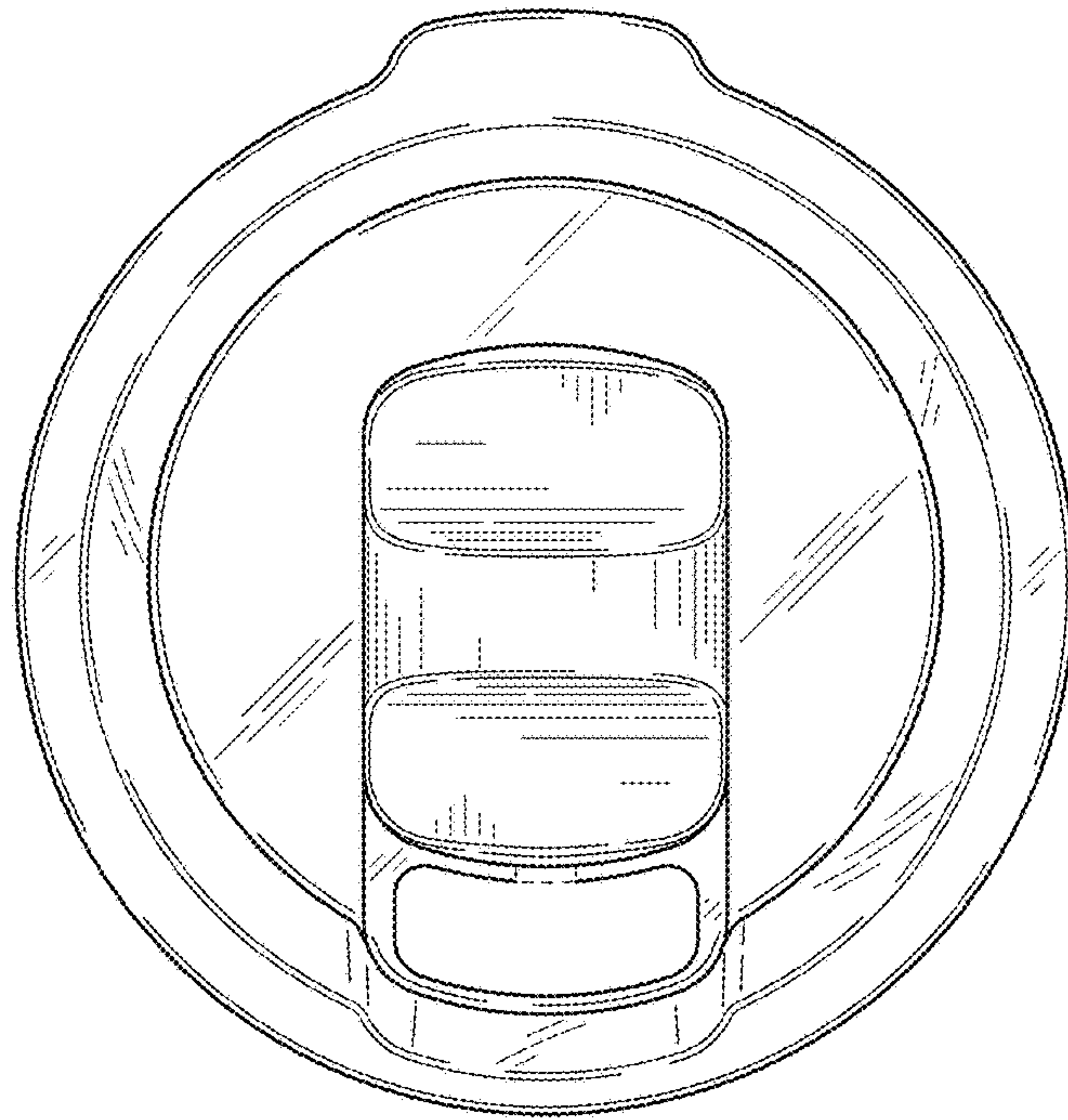


FIG. 5

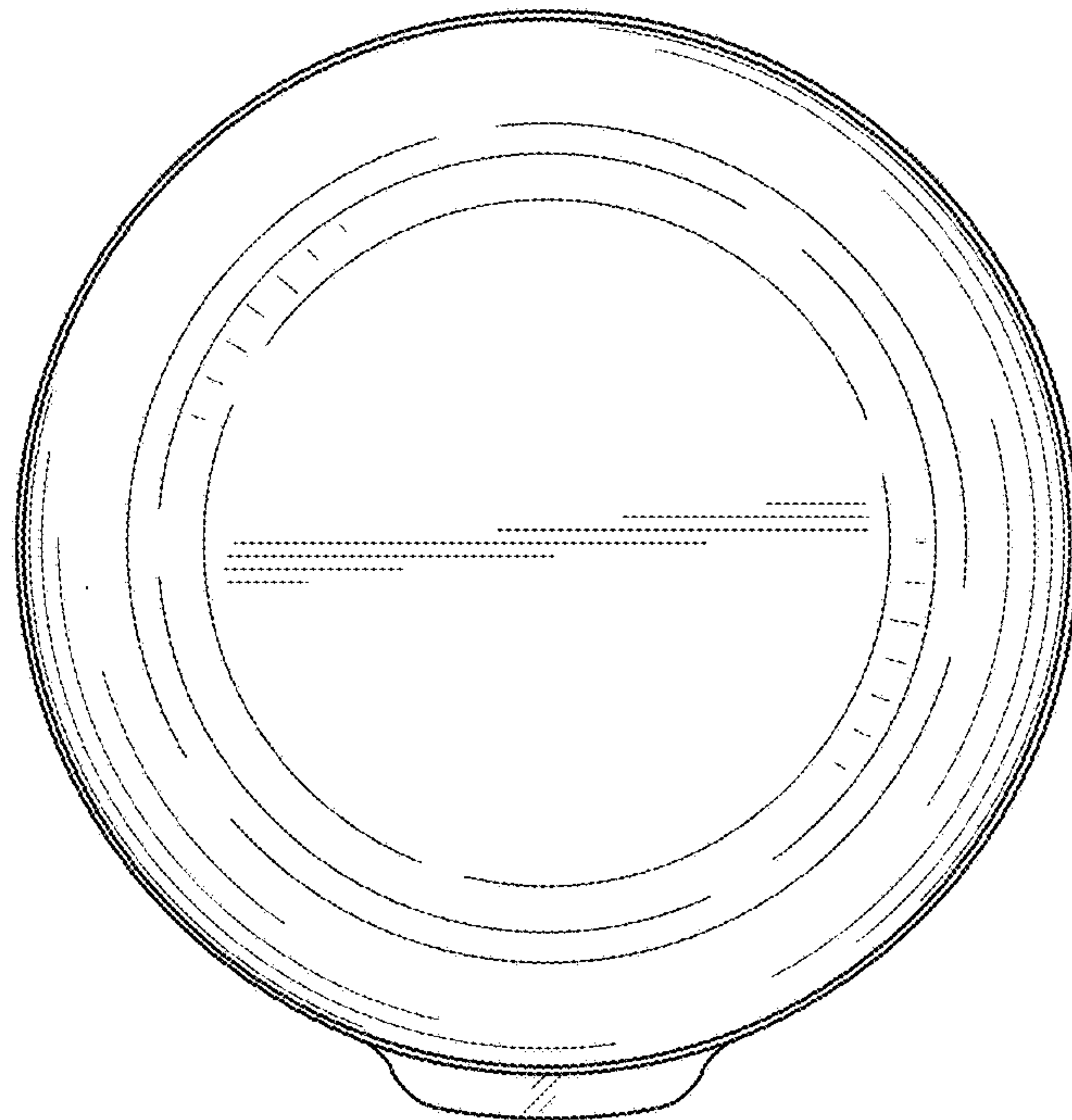


FIG. 6

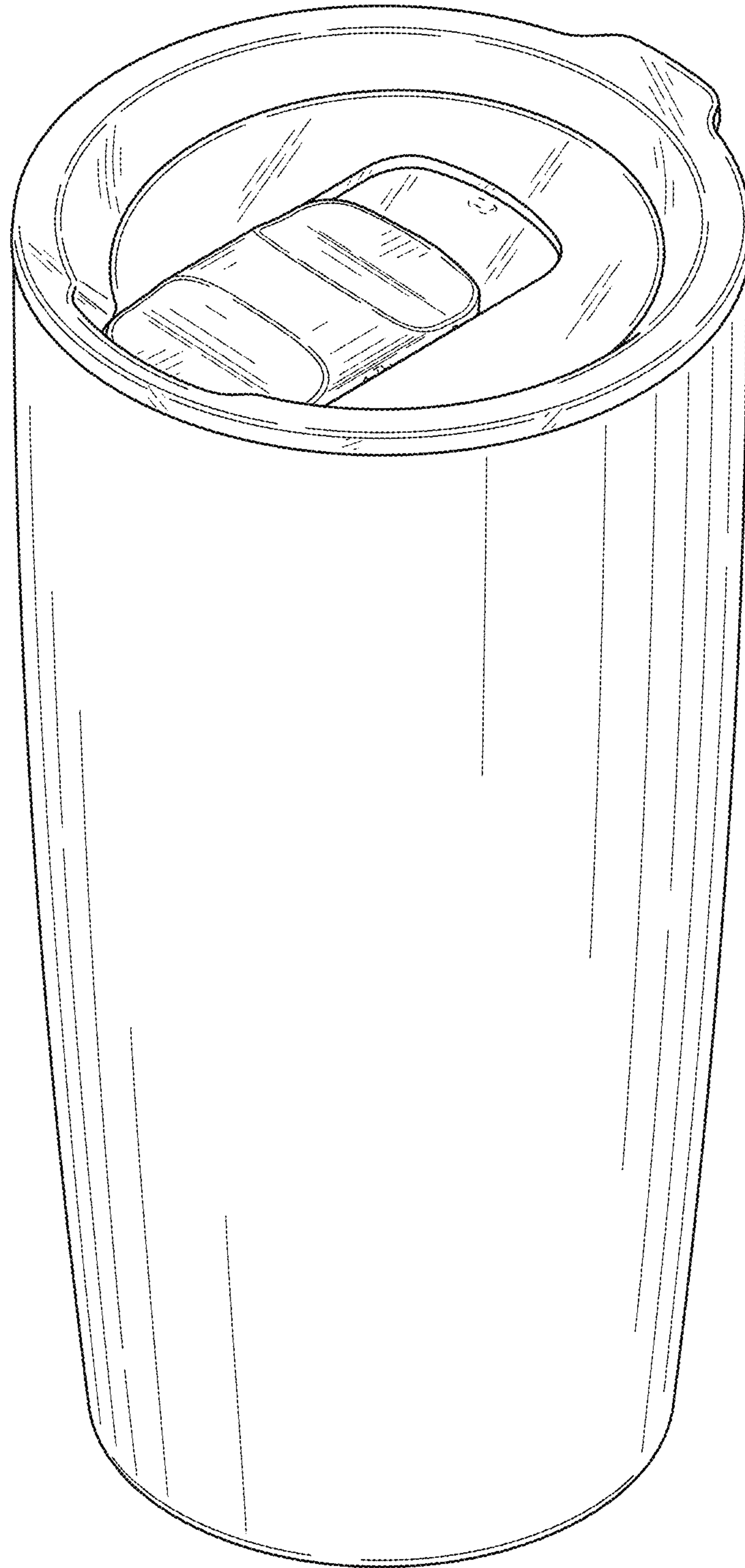


FIG. 7