



US00D815908S

(12) **United States Design Patent** (10) **Patent No.:** **US D815,908 S**
Kauss et al. (45) **Date of Patent:** **** Apr. 24, 2018**

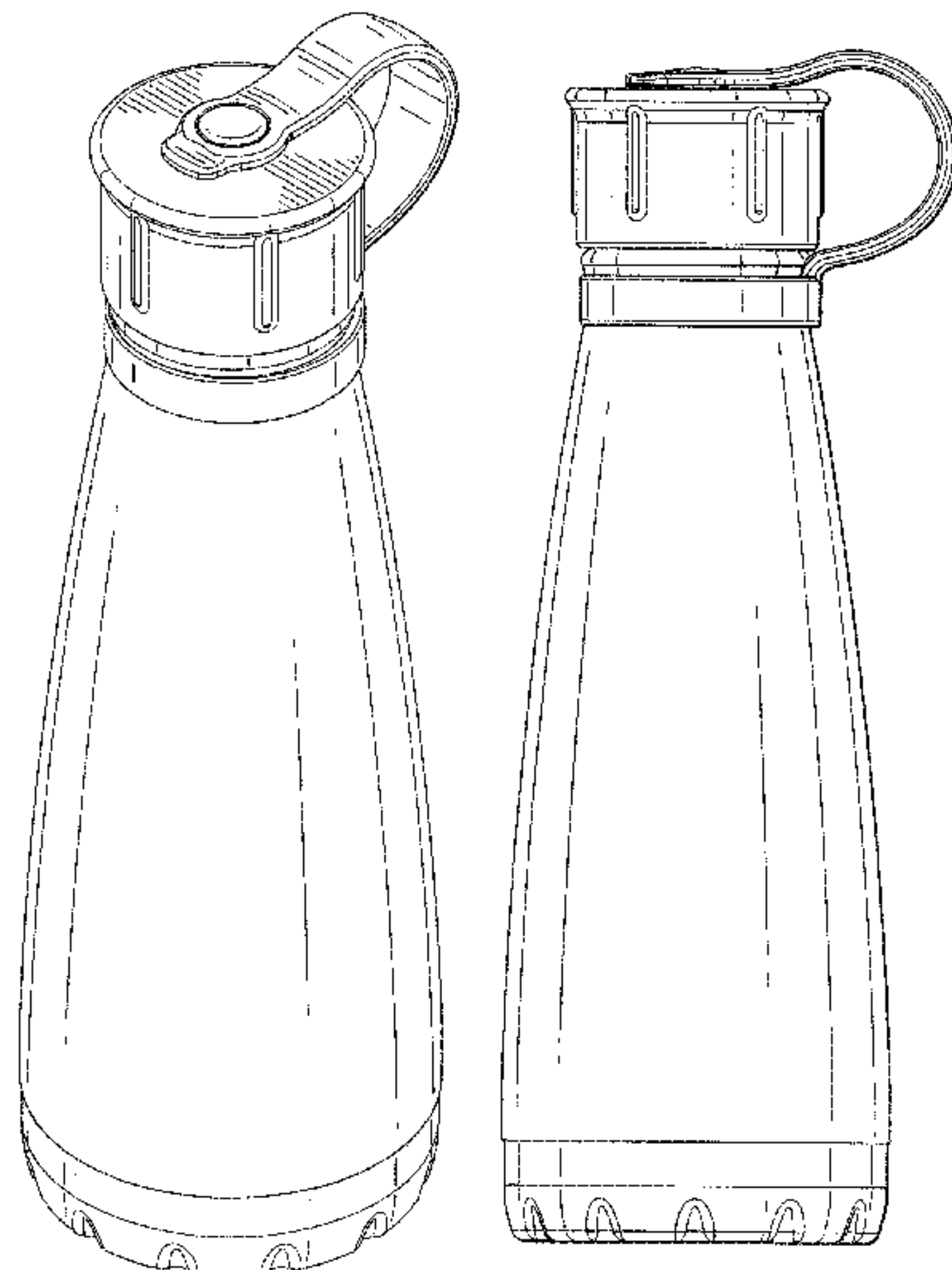
(54) **BOTTLE WITH ATTACHED CAP**
(71) Applicant: **Can't Live Without It, LLC**, New York, NY (US)
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(73) Assignee: **CAN'T LIVE WITHOUT IT, LLC**, New York, NY (US)
(**) Term: **15 Years**
(21) Appl. No.: **29/592,744**
(22) Filed: **Feb. 1, 2017**
(51) **LOC (11) Cl.** **09-01**
(52) **U.S. Cl.**
USPC **D7/511; D9/446; D9/453; D9/454; D9/539; D9/558**
(58) **Field of Classification Search**
USPC **D9/434-435, 443, 446-447, 449, D9/453-454, 500, 503-504, 516, 530,**
(Continued)
(56) **References Cited**
U.S. PATENT DOCUMENTS
D12,943 S 5/1882 Sanborn
2,691,548 A 10/1954 Otto et al.
(Continued)
OTHER PUBLICATIONS
"S'well Water Bottles" TLC Shopping, posted Jul. 8, 2015, 4 pages,
< <http://tlcshopping.ca/blog/swell-water-bottles/> >.*
(Continued)

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(74) *Attorney, Agent, or Firm* — Kilpatrick Townsend & Stockton LLP

(57) **CLAIM**
We claim the ornamental design for a bottle with attached cap, as shown and described.

DESCRIPTION
FIG. 1 is a top, front right side perspective view of a bottle with attached cap;
FIG. 2 is a front elevation view thereof;
FIG. 3 is a rear elevation view thereof;
FIG. 4 is a right side elevation view thereof;
FIG. 5 is a left side elevation view thereof;
FIG. 6 is a top plan view thereof;
FIG. 7 is a bottom plan view thereof;
FIG. 8 is a bottom, rear, left side perspective view thereof;
FIG. 9 is a top, front right side perspective view of a second embodiment of the bottle with attached cap;
FIG. 10 is a front elevation view thereof;
FIG. 11 is a rear elevation view thereof;
FIG. 12 is a right side elevation view thereof;
FIG. 13 is a left side elevation view thereof;
FIG. 14 is a top plan view thereof;
FIG. 15 is a bottom plan view thereof;
FIG. 16 is a bottom, rear, left side perspective view thereof;
FIG. 17 is a top, front right side perspective view of a third embodiment of the bottle with attached cap;
FIG. 18 is a front elevation view thereof;
FIG. 19 is a rear elevation view thereof;
FIG. 20 is a right side elevation view thereof;
FIG. 21 is a left side elevation view thereof;
FIG. 22 is a top plan view thereof;
FIG. 23 is a bottom plan view thereof; and,
FIG. 24 is a bottom, rear, left side perspective view thereof.
The short dash-long dash broken line on the bottom surface of the bottle with attached cap defines the bounds of the claim and forms no part thereof.

1 Claim, 17 Drawing Sheets



(58) **Field of Classification Search**

USPC D9/537–539, 549, 557–558, 715, 719;
 D7/391–392, 507, 509–511, 523, 608
 CPC B65D 1/00; B65D 1/02; B65D 1/0223;
 B65D 23/00; B65D 81/00; B65D
 2501/00; B65D 2501/0009; A45F 3/16;
 A45F 2003/163; A47G 19/22; A47G
 19/2205; A47G 19/2288
 See application file for complete search history.

D702,131 S	4/2014	Handy	
D711,180 S	8/2014	Villa	
D726,018 S *	4/2015	Archer	D9/446
D733,282 S *	6/2015	Peterson	D23/328
D745,398 S *	12/2015	Cotton	D9/500
D760,590 S *	7/2016	Renner	D9/500
D762,476 S *	8/2016	Velmer	D9/445
D772,070 S *	11/2016	Broen	D9/415
D774,826 S *	12/2016	Boroski	D7/510
D787,939 S *	5/2017	Lam	D9/503
D804,254 S	12/2017	Seiders et al.	

(56) **References Cited**

U.S. PATENT DOCUMENTS

2,987,212 A	6/1961	Scanlon	
2,991,896 A *	7/1961	Glover	B65D 23/0814 215/12.2
D219,125 S	11/1970	Gortz et al.	
4,124,148 A *	11/1978	Vieler	B05B 11/3052 222/3
D322,936 S *	1/1992	Maginnis, Jr.	D9/538
D392,565 S *	3/1998	Blackburn	D9/500
D409,051 S	5/1999	Huang	
D481,949 S *	11/2003	Pinnavaia	D9/500
D483,264 S	12/2003	Canepa	
D500,444 S *	1/2005	Drake	D9/503
D582,278 S	12/2008	Bourne	
D596,942 S	7/2009	Britto	
D609,536 S *	2/2010	Tang	D7/679
D620,742 S	8/2010	Lion et al.	
D644,489 S *	9/2011	Trombly	D7/510
D663,618 S	7/2012	Cohen et al.	
D671,409 S	11/2012	Cohen et al.	
D688,912 S *	9/2013	Rosbach	D7/392.1
D693,688 S	11/2013	Russell et al.	

OTHER PUBLICATIONS

AquaFlask; <http://www.theaquafask.com/shop-2/aquafask-insulated-double-wall-stainless-steel-water-bottle-with-handle-27-ounce-glossy-stainless-steel>; page accessed on Sep. 7, 2016.
 Eco promotions online; personalized stainless steel water bottles; page accessed on Sep. 7, 2016.
 Caribou Coffee; Ombre double walled stainless steel water bottle; <https://web.archive.org/web/20100923223026/https://cariboucoffee.com/asp/shop/det/ail.asp?c=4&p=777>; published Sep. 23, 2010.
 GoodLifeBottles; www.goodlifebottles.com; page accessed on Feb. 2, 2017.
 DIY Trade; Double-wall stainless steel sports bottle; Yongkang Merle Industry & Trade Co., Ltd.; http://www.diytrade.com/china/pd/7276391/double_wall_Stainless_Steel_Sports_Bottle.html; published Dec. 2010.
 Bottle “A” identified prior to Nov. 18, 2016.
 Bottle “B” identified prior to Nov. 18, 2016.
 U.S. Appl. No. 29/625,984, “Notice of Allowance”, dated Jan. 30, 2018, 15 pages.

* cited by examiner

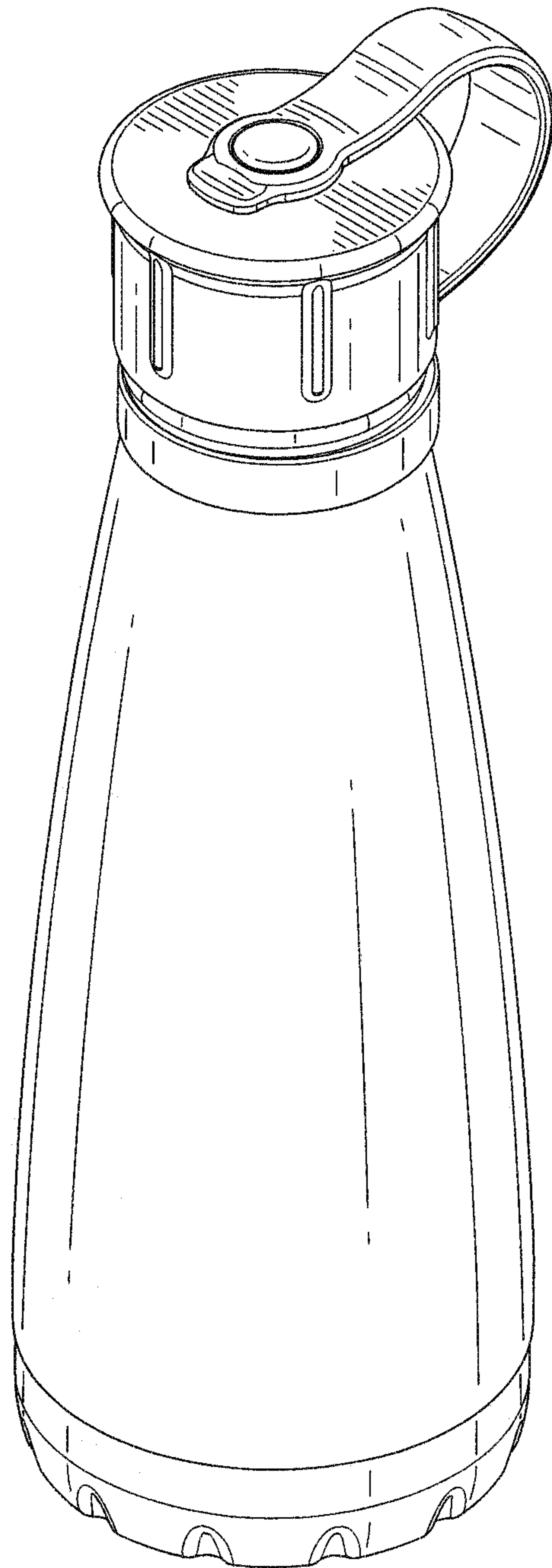


FIG. 1

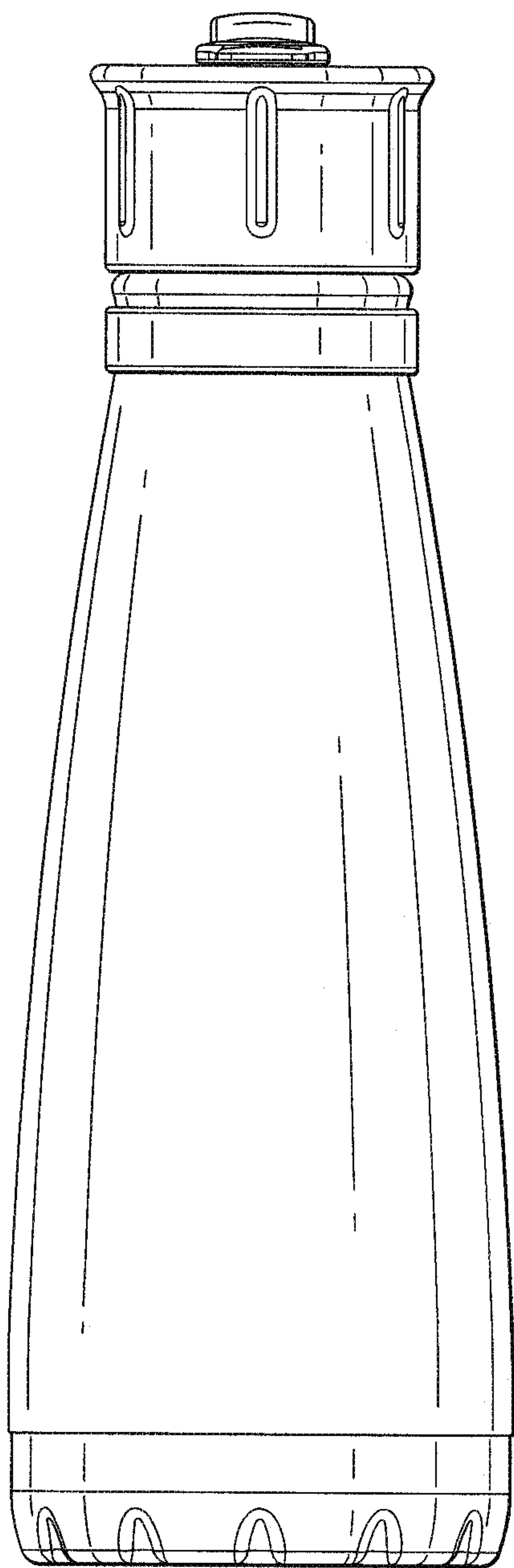


FIG. 2

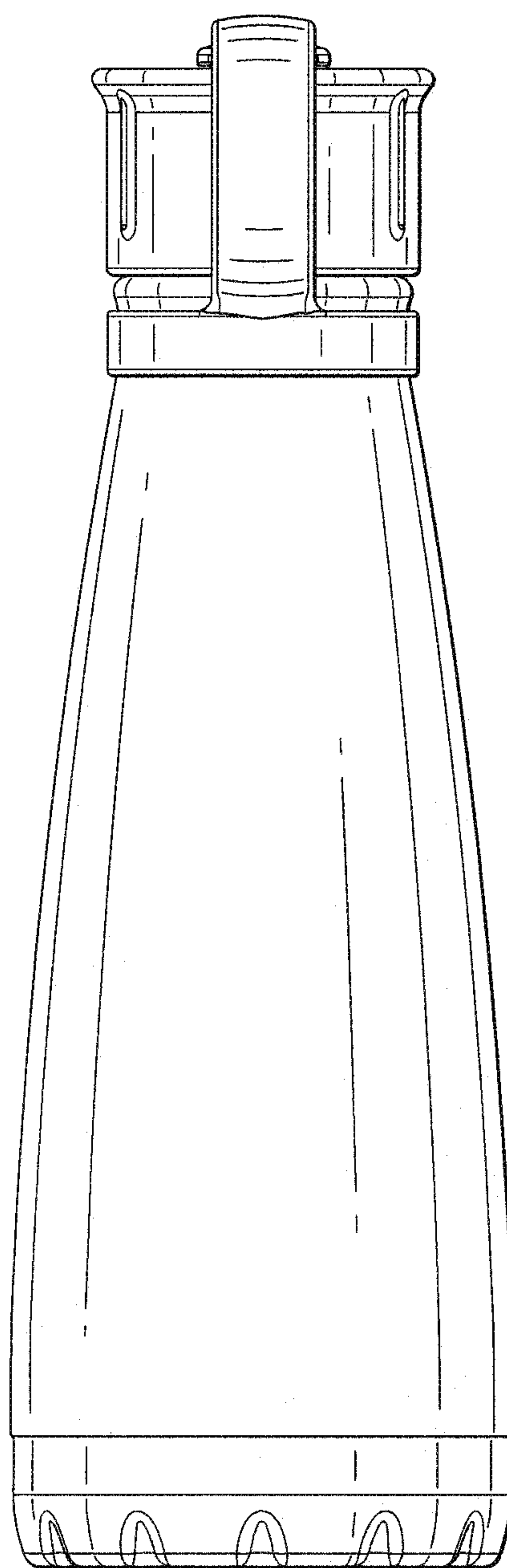


FIG. 3

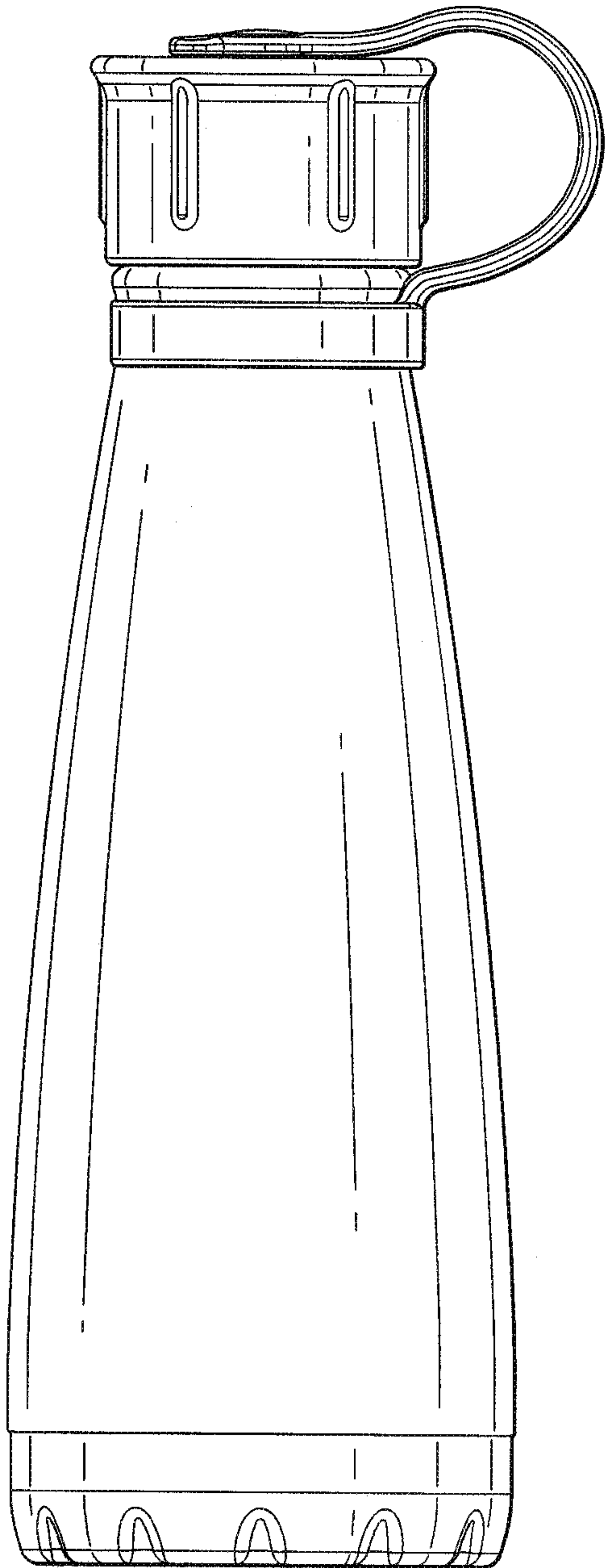


FIG. 4

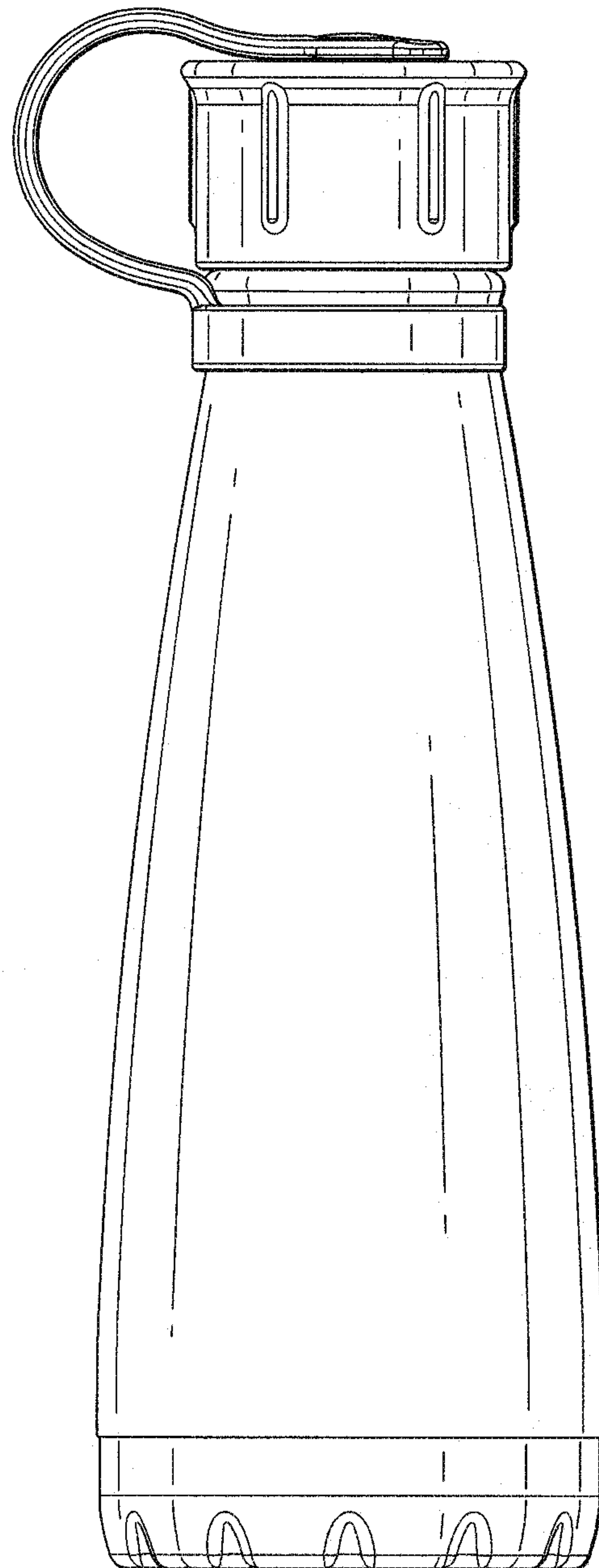


FIG. 5

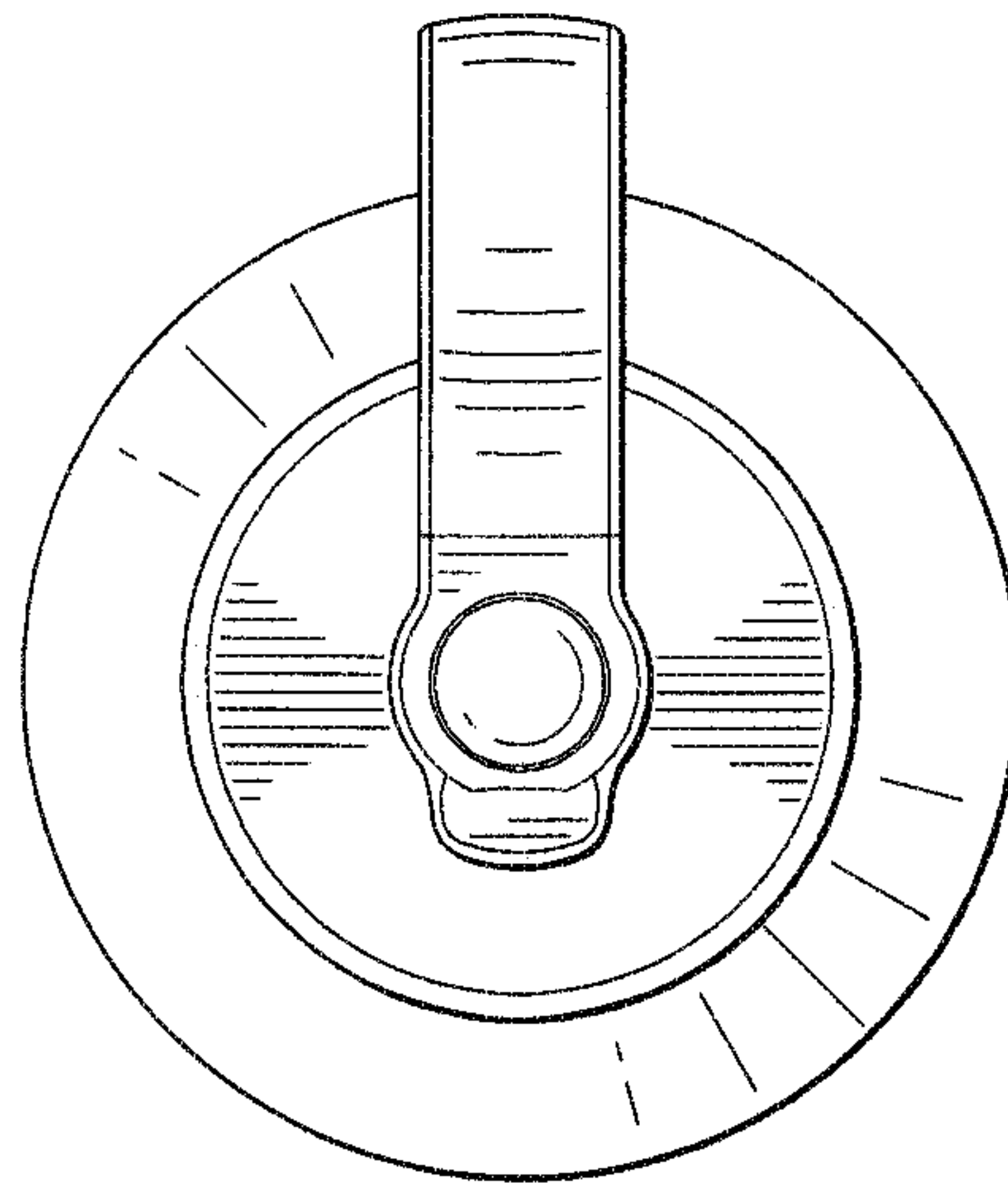


FIG. 6

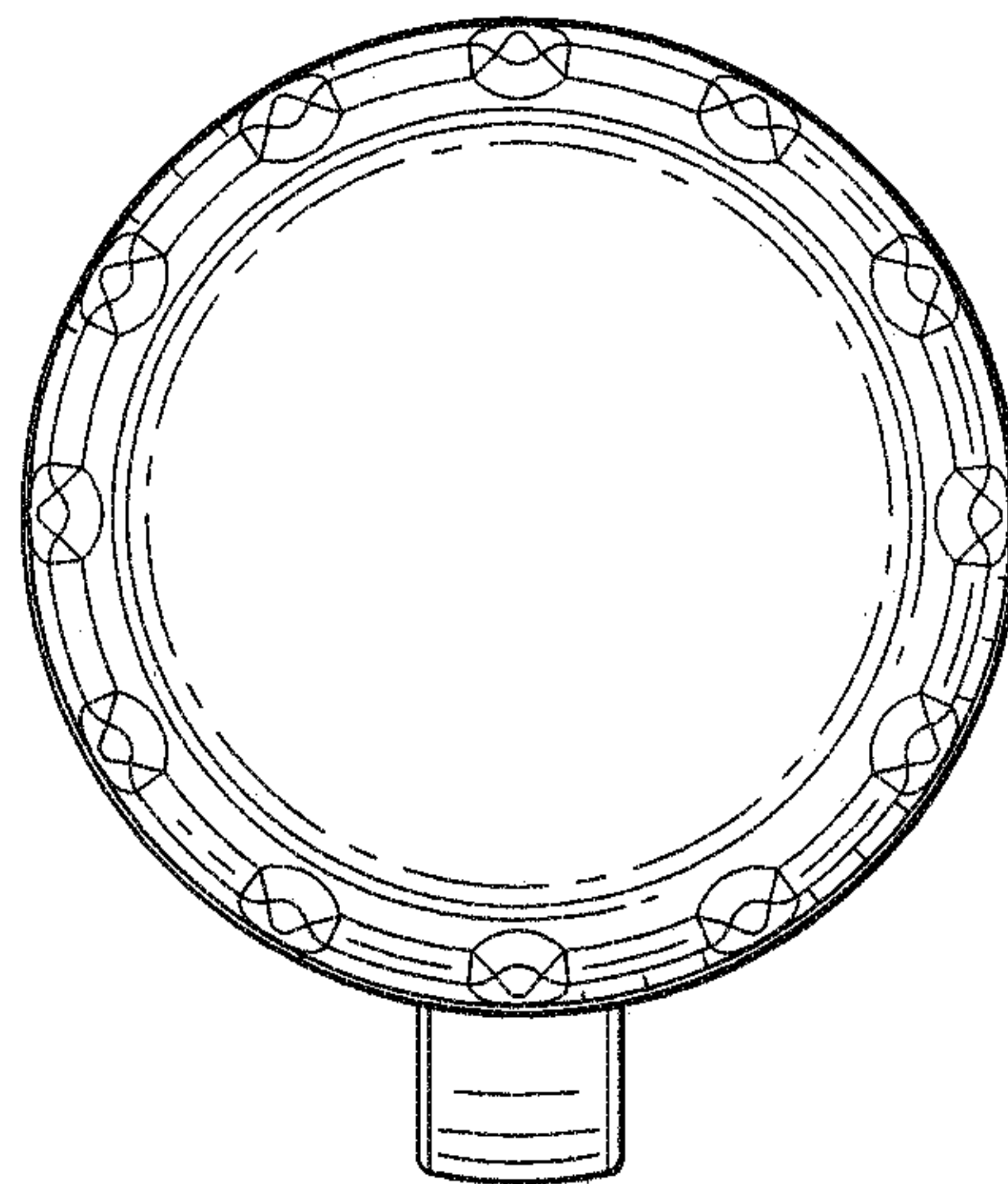


FIG. 7

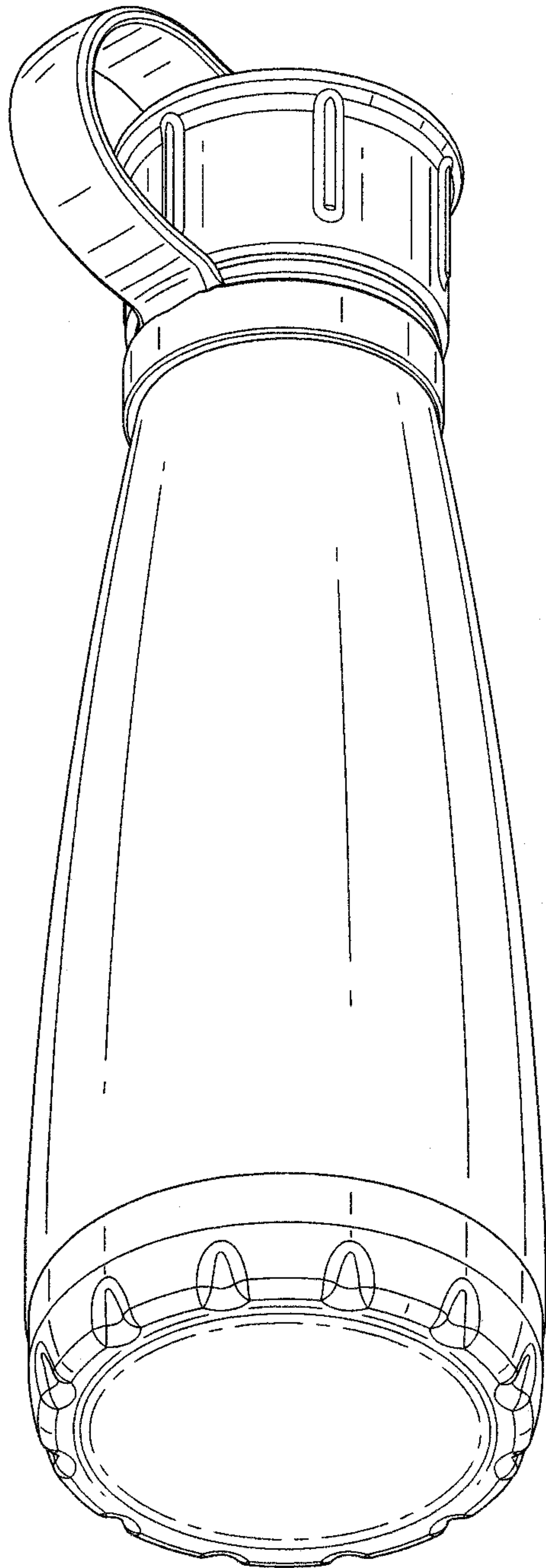


FIG. 8

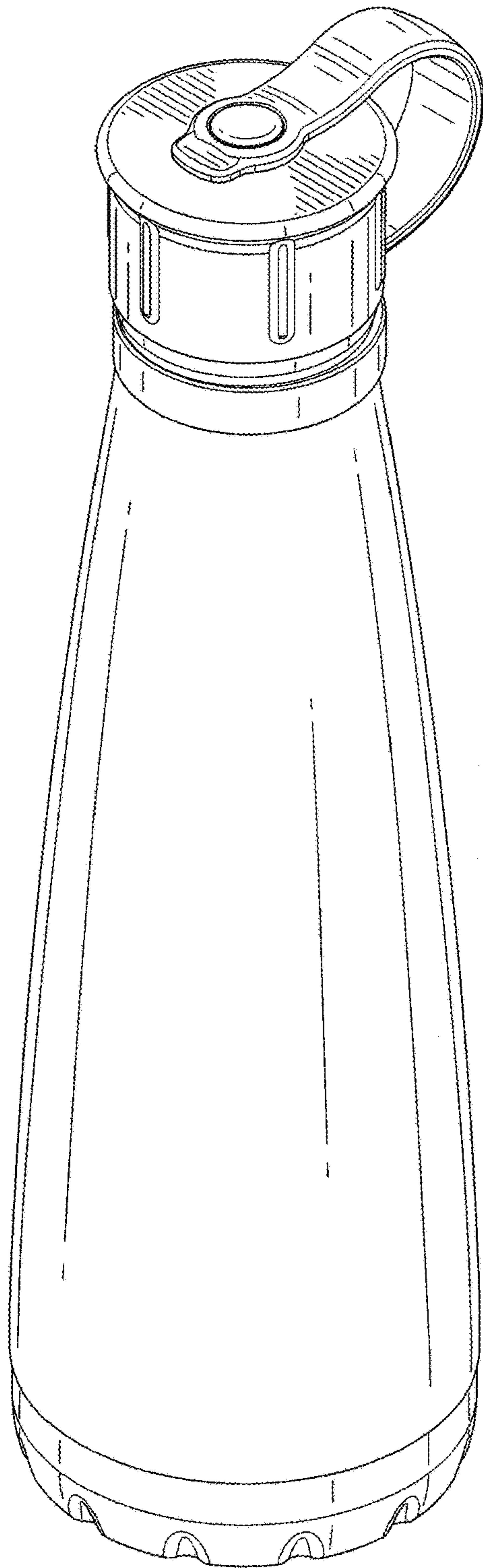


FIG. 9

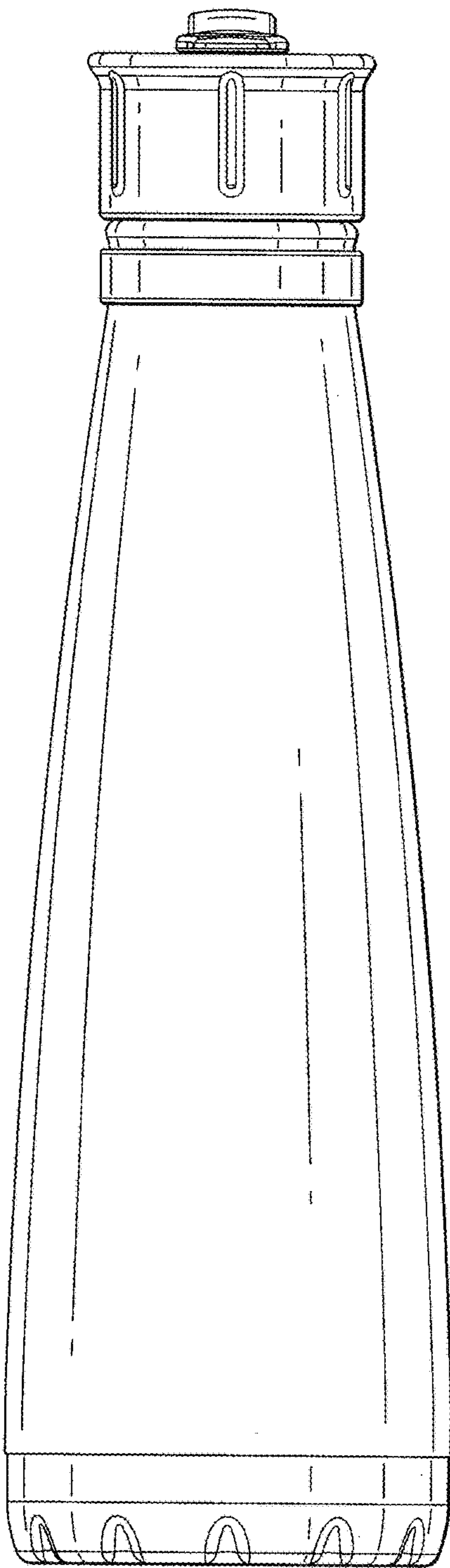


FIG. 10

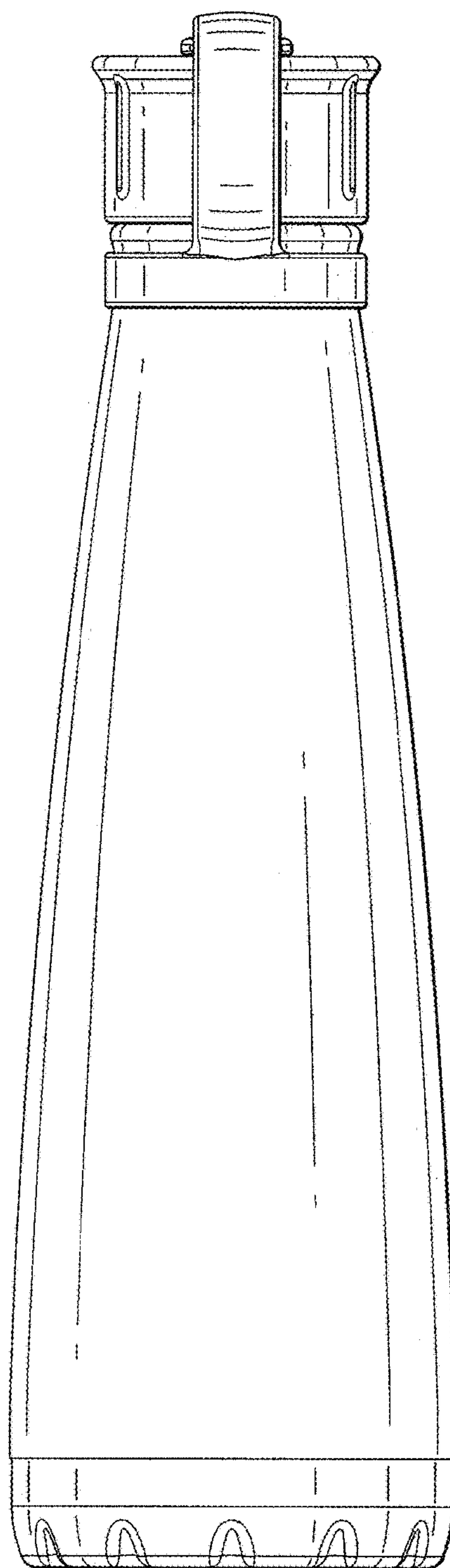


FIG. 11

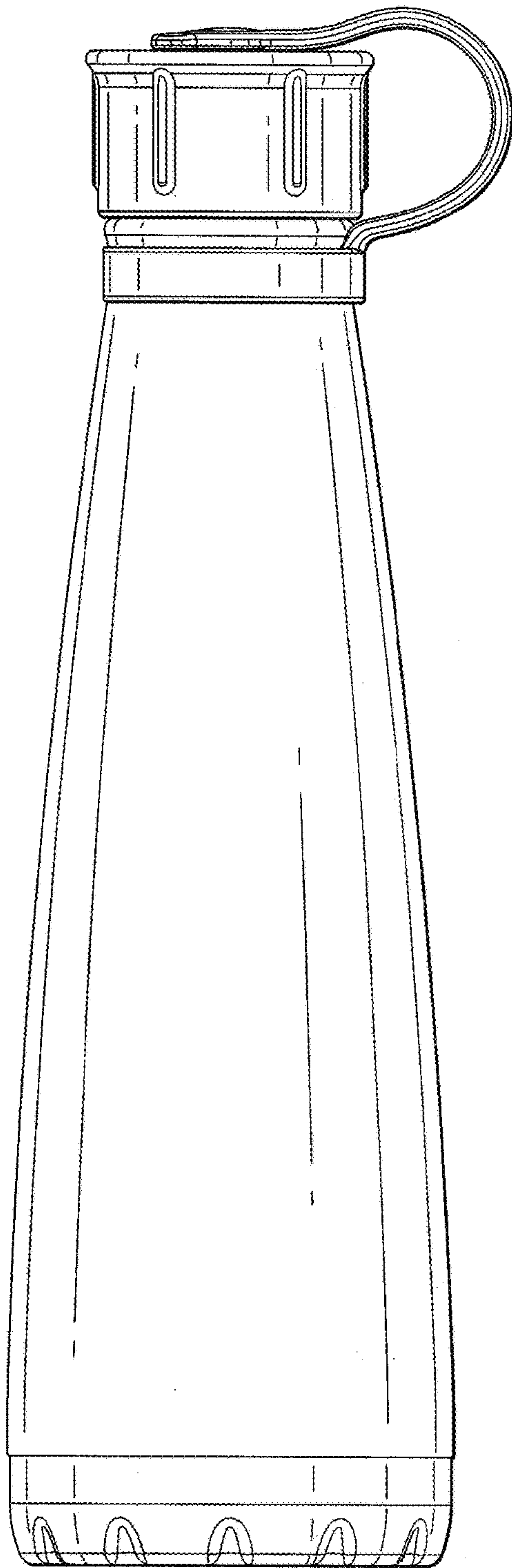


FIG. 12

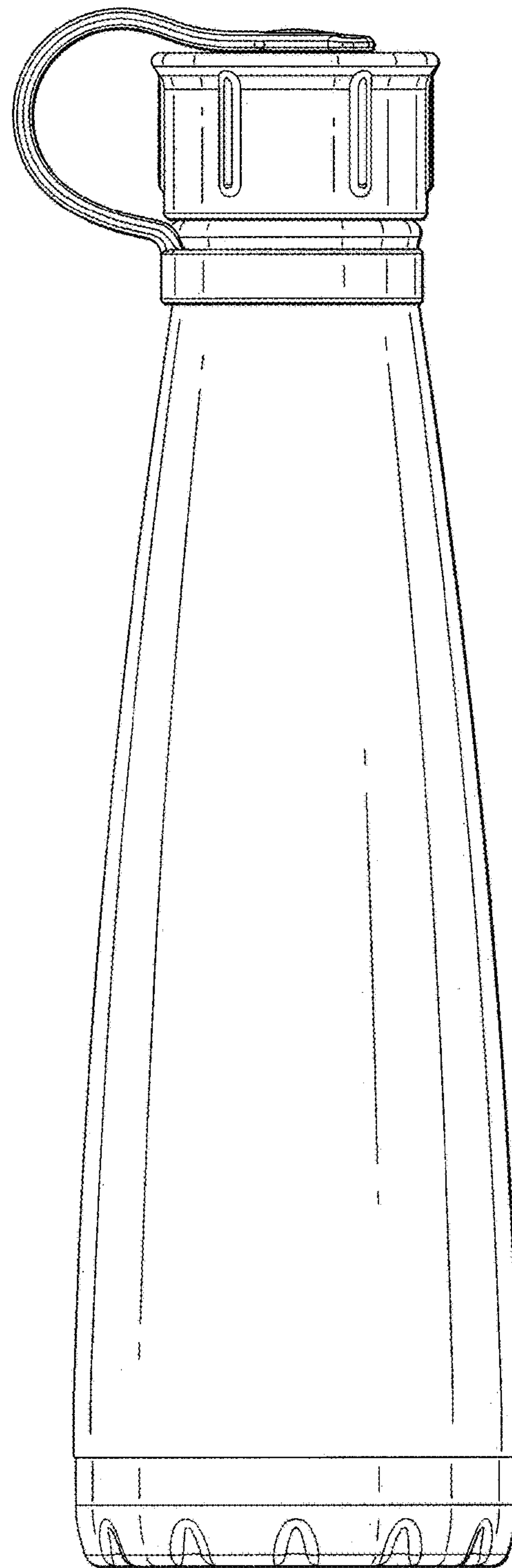


FIG. 13

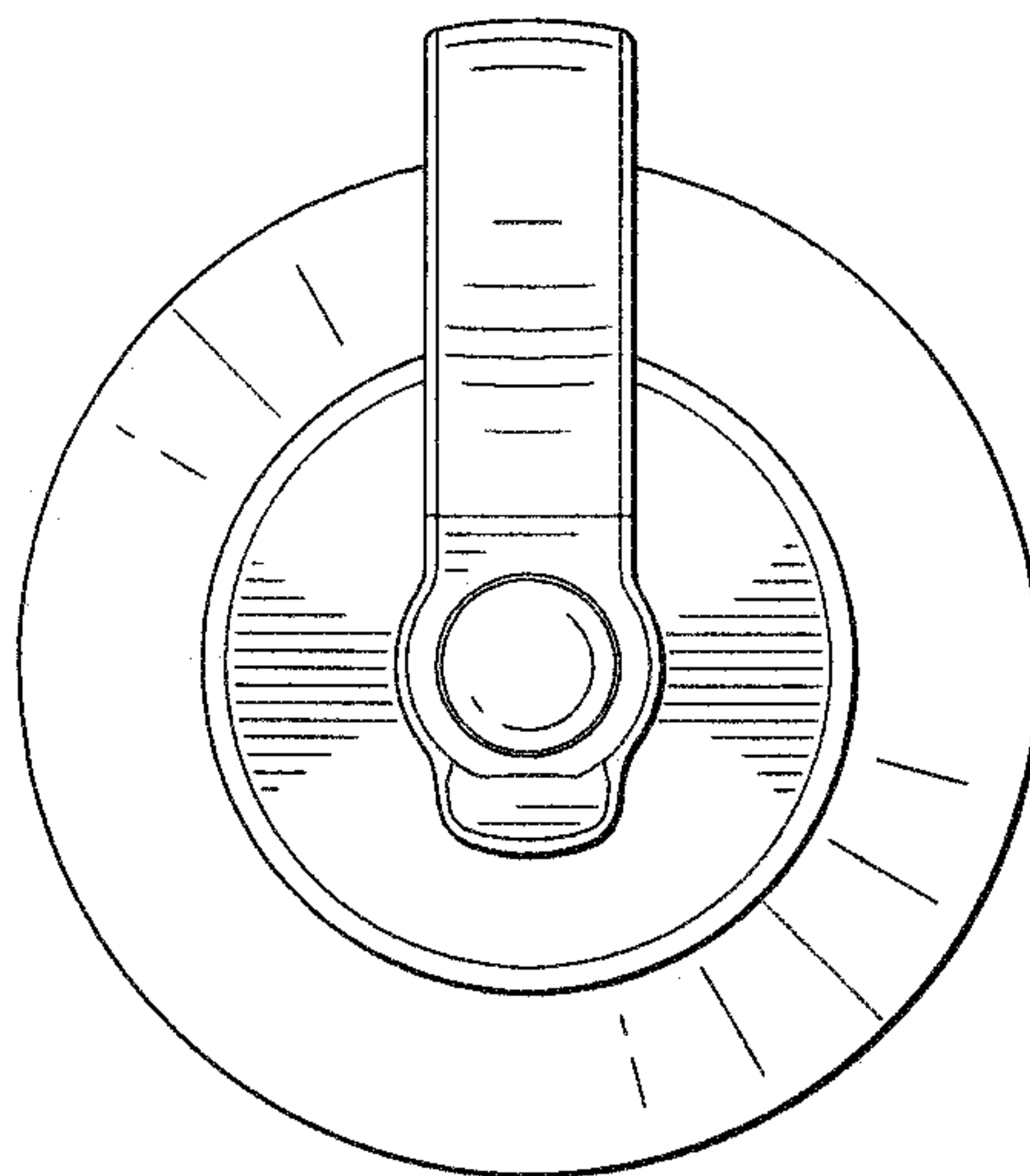


FIG. 14

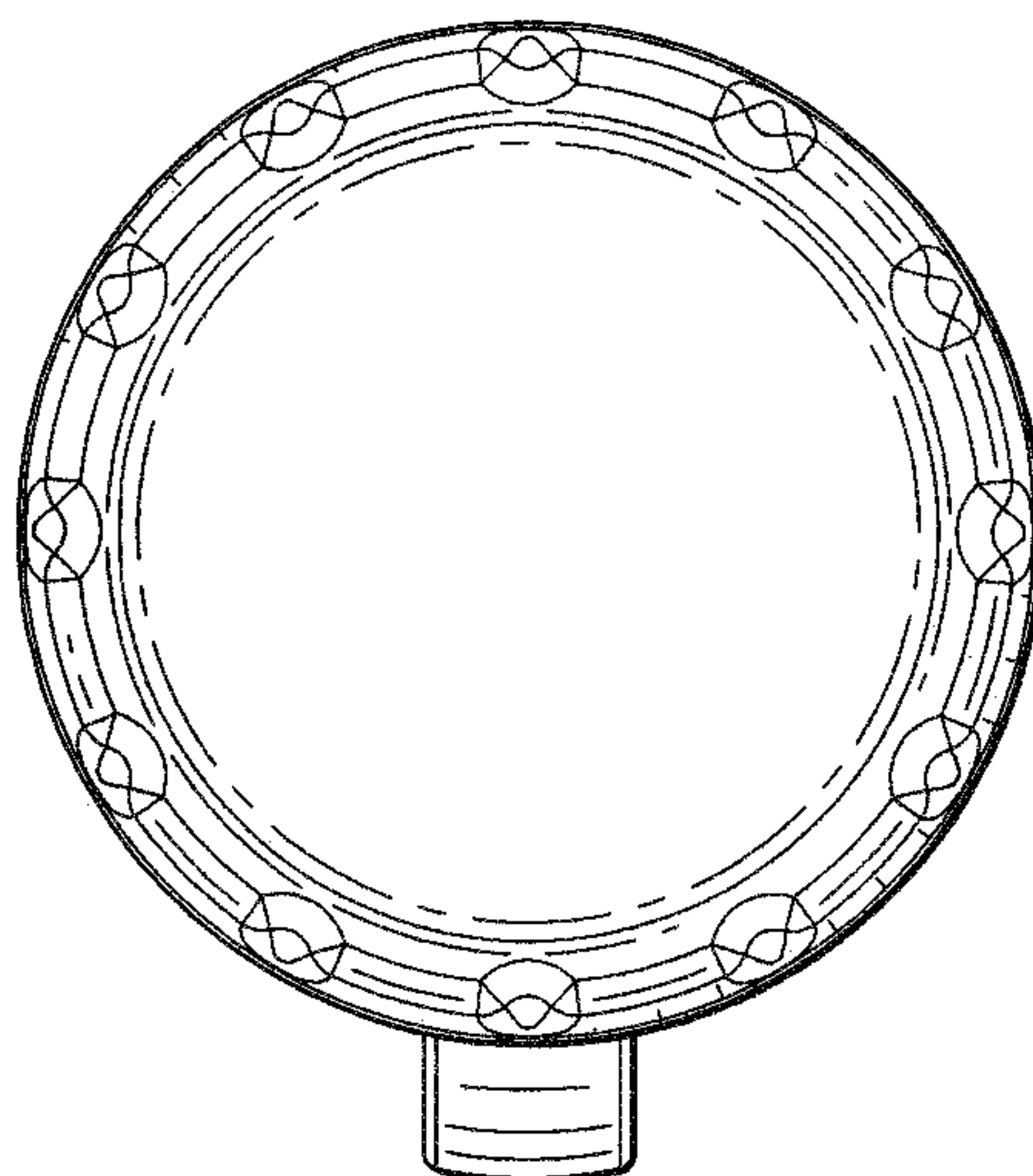


FIG. 15

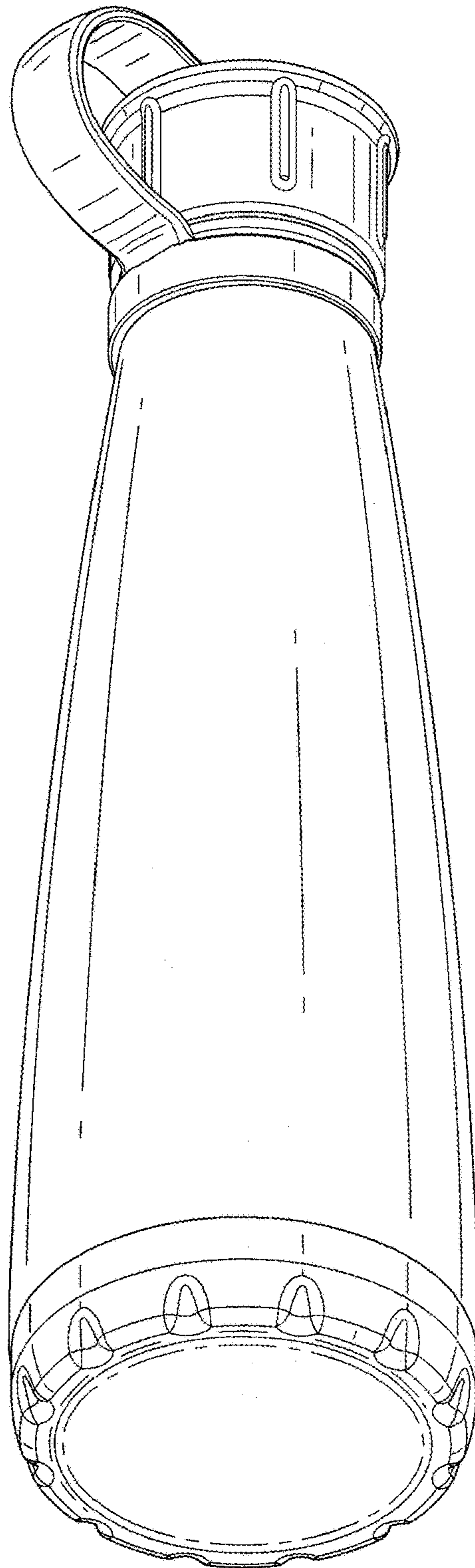


FIG. 16

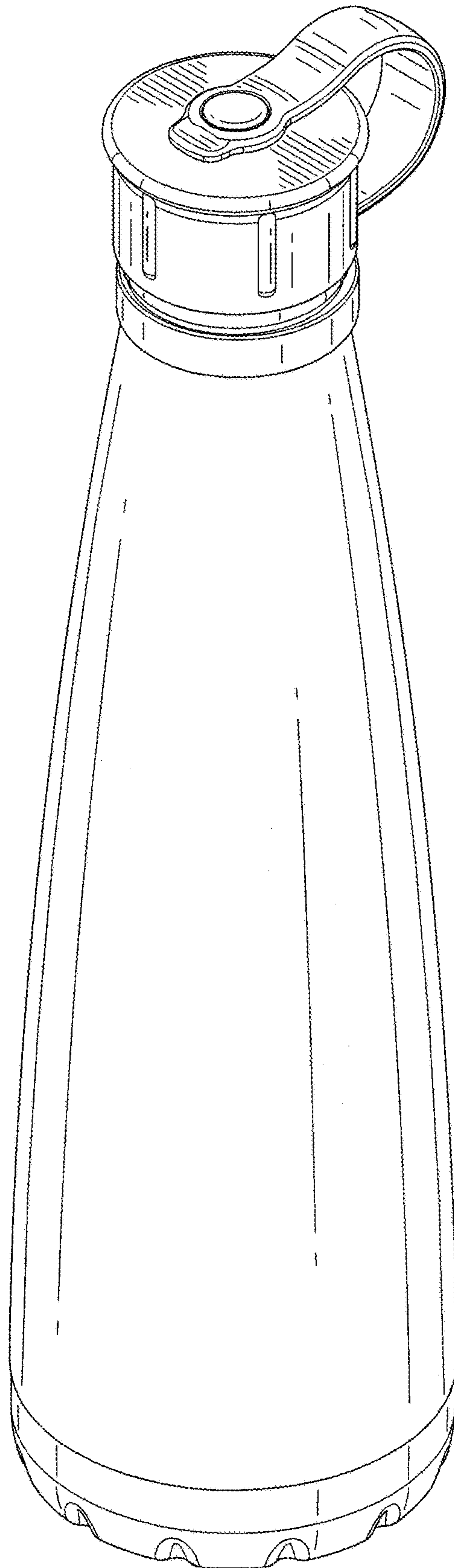


FIG. 17

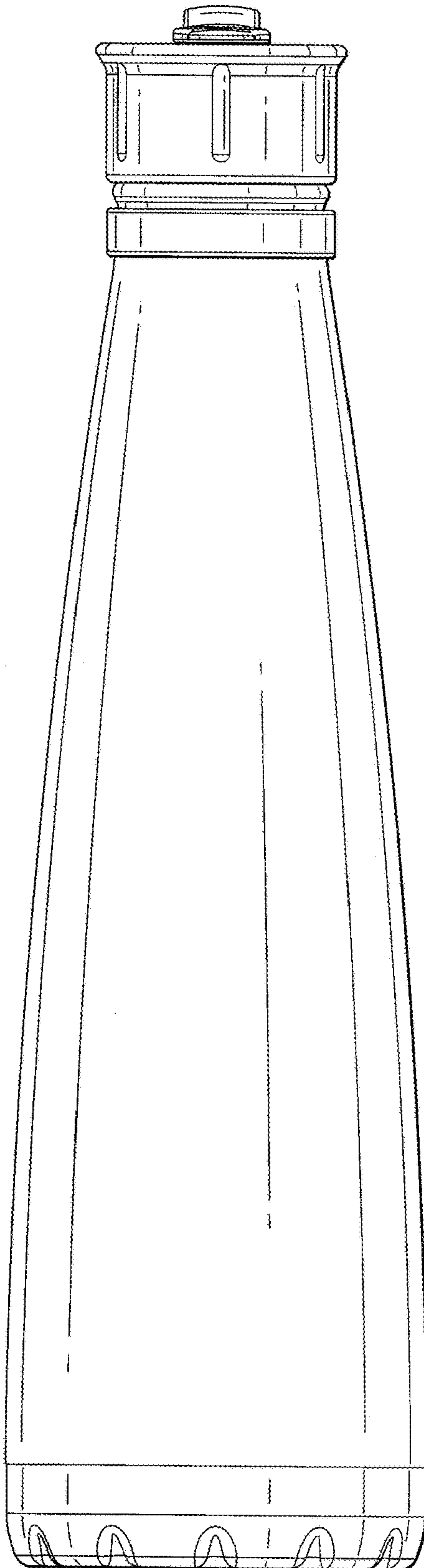


FIG. 18

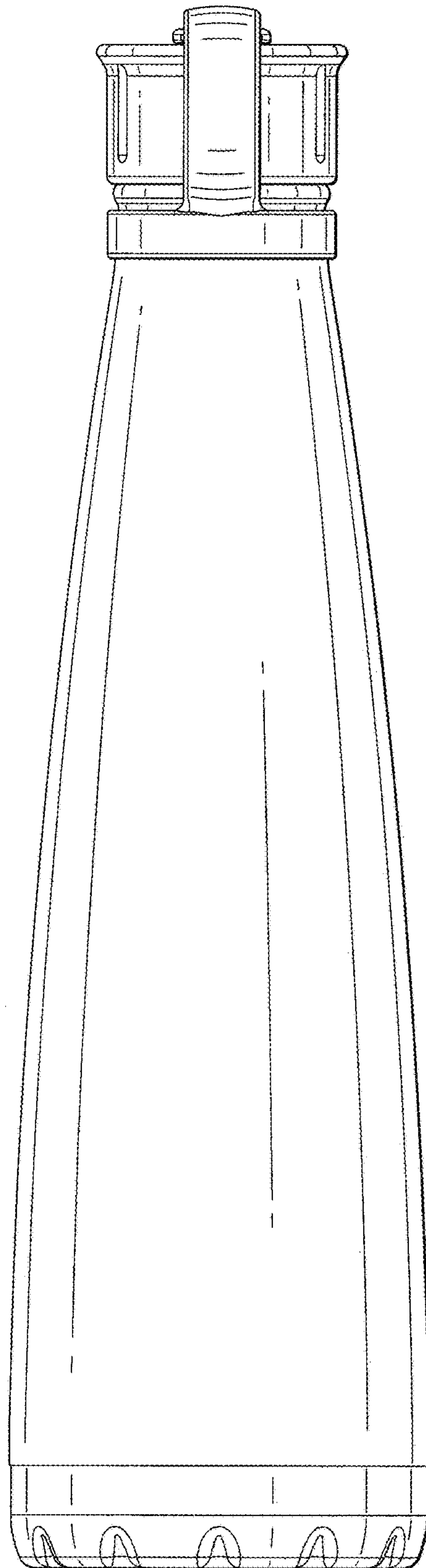


FIG. 19

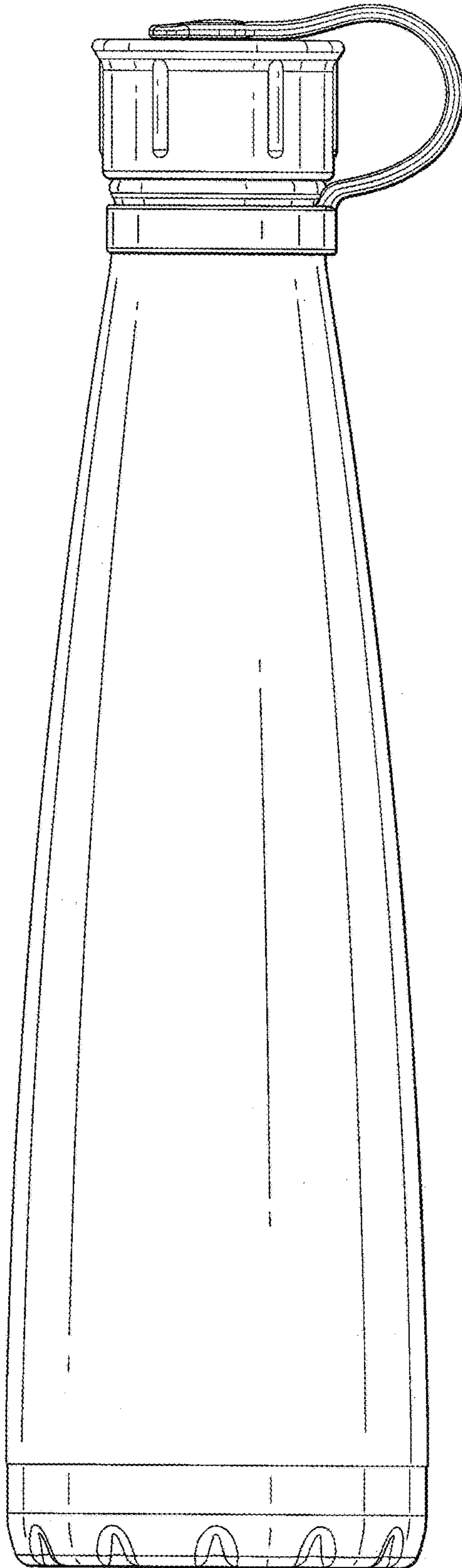


FIG. 20

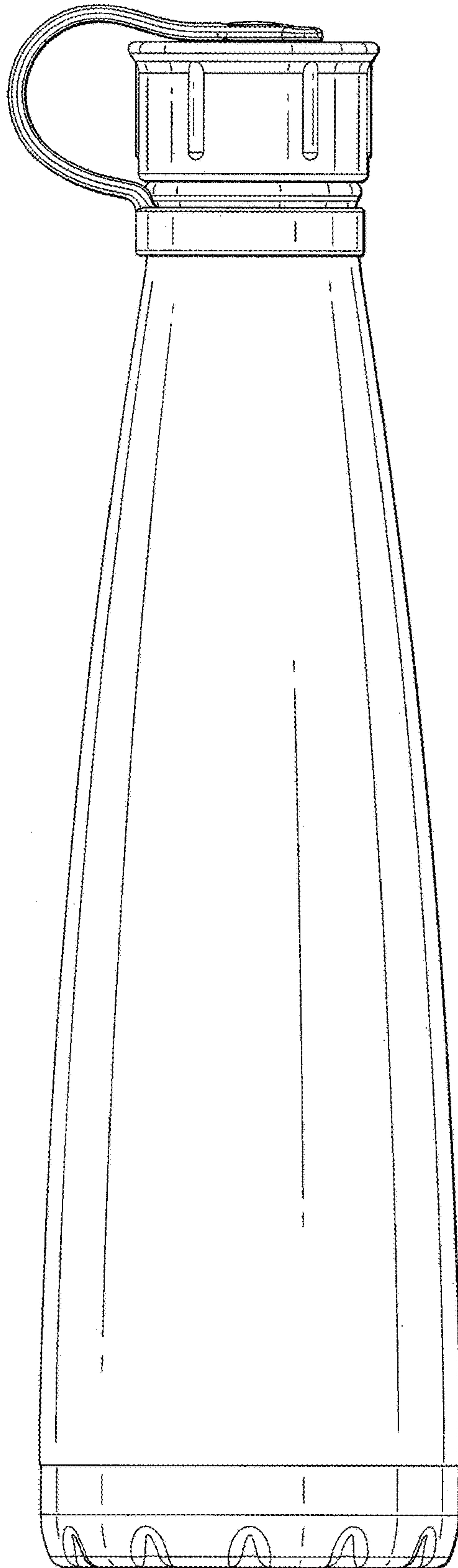


FIG. 21

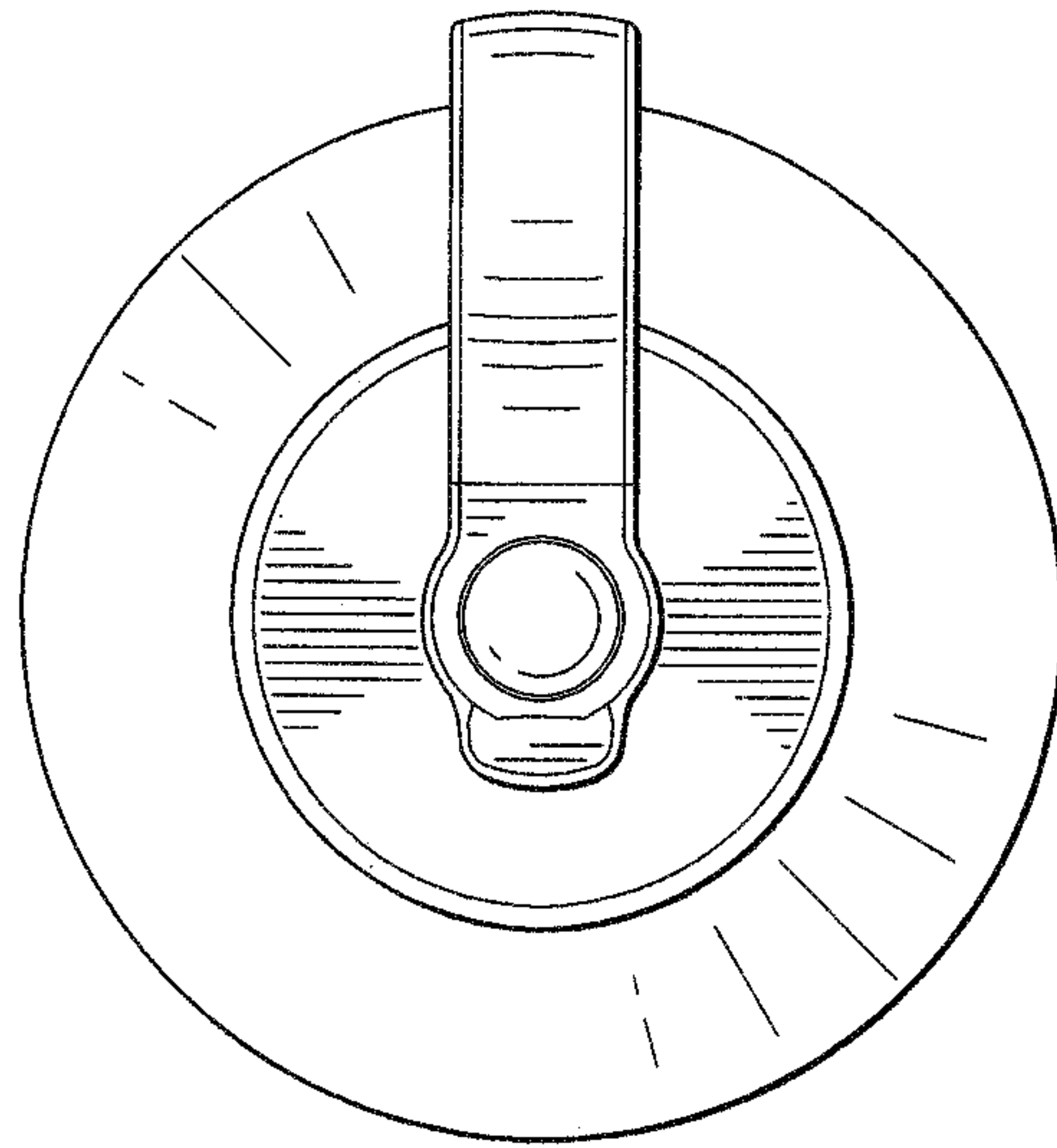


FIG. 22

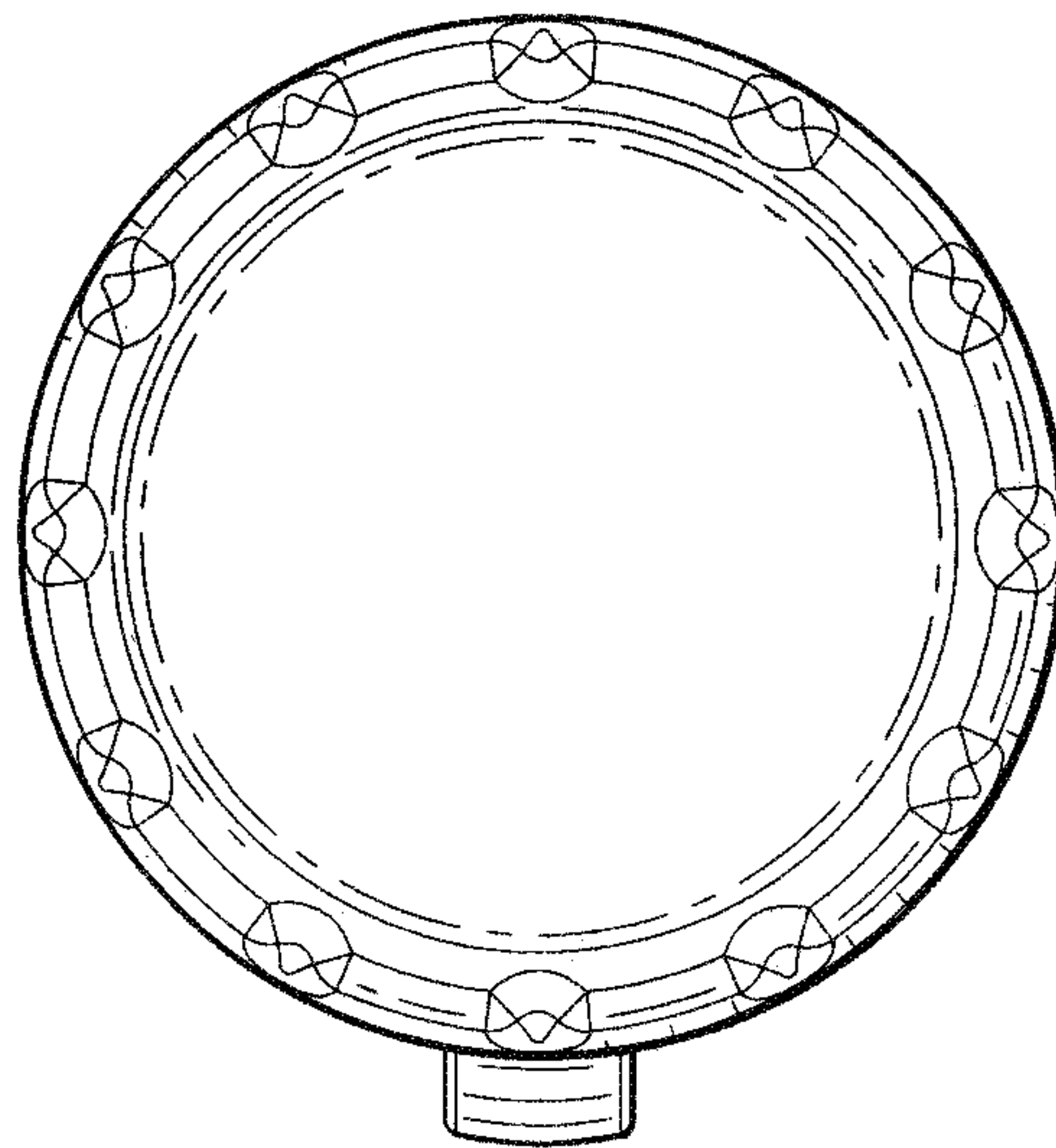


FIG. 23

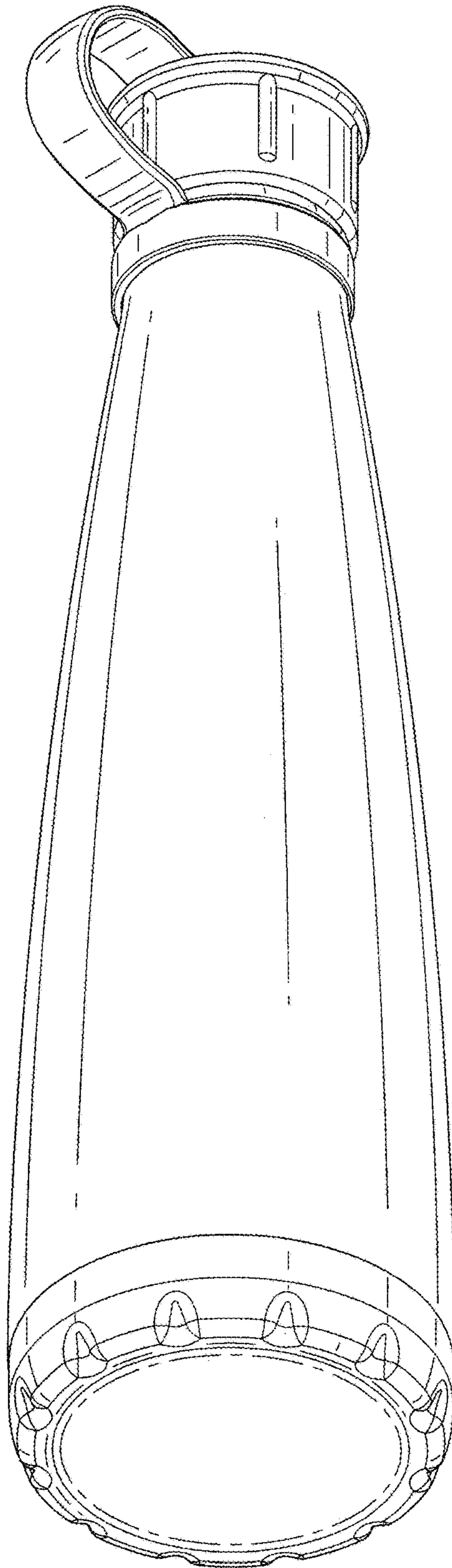


FIG. 24