US00D818133S

(12) United States Design Patent

Moore et al.

(10) Patent No.: US D818,133 S
(45) Date of Patent: ** May 15, 2018

(54) **TOP FOR A FLUID CONTAINER**

(71) Applicant: **PURA STAINLESS LLC**, Santa Barbara, CA (US)

(72) Inventors: **Jenifer R. Moore**, Santa Barbara, CA (US); **Roger P. Moore**, Santa Barbara, CA (US)

(73) Assignee: **PURA STAINLESS LLC**, Santa Barbara, CA (US)

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

(21) Appl. No.: **29/553,371**

(22) Filed: **Feb. 1, 2016**

Related U.S. Application Data

(60) Division of application No. 29/431,287, filed on Sep. 5, 2012, now Pat. No. Des. 724,233, which is a continuation of application No. 29/514,678, filed on Jan. 15, 2015, now Pat. No. Des. 752,234.

(51) **LOC (11) Cl.** **09-07**

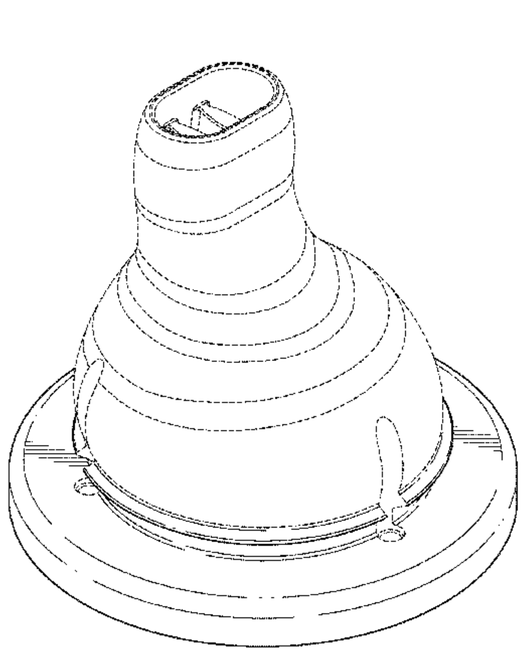
(52) **U.S. Cl.**
USPC **D24/197**; D9/447

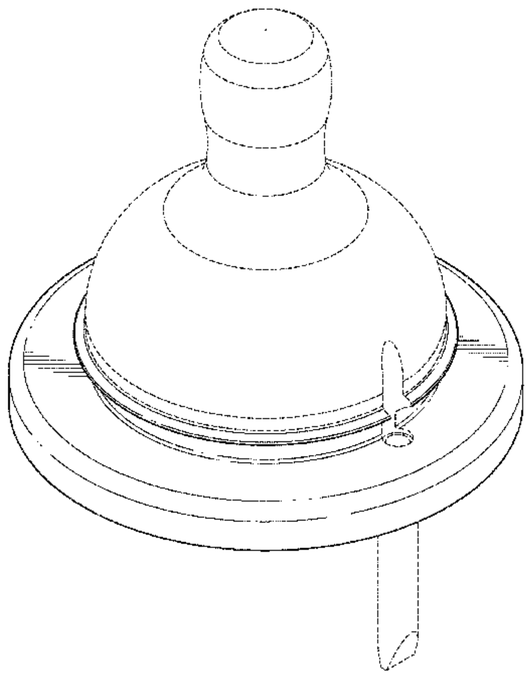
(58) **Field of Classification Search**
USPC D24/193, 194, 195, 196, 197, 198, 199; 606/236; 215/11.1, 11.2, 11.3, 11.4, 11.5, 215/11.6; D9/447
CPC A61J 11/001; A61J 11/0035
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

1,099,082	A		6/1914	Decker
1,510,363	A		9/1924	Wangen et al.
1,659,784	A		2/1928	Pfister et al.
1,733,184	A		10/1929	Decker
1,797,433	A		3/1931	McCrea
1,998,646	A		4/1935	Yager et al.
2,008,593	A		7/1935	Pedersen
2,084,099	A	*	6/1937	MacCoy A61J 9/04 137/43
2,157,896	A		5/1939	Held
2,194,004	A		3/1940	Bukolt
2,438,299	A		3/1948	Relis
2,449,014	A		9/1948	Shaffer
2,812,764	A		11/1957	Crisp
2,836,321	A		5/1958	Soltesz et al.
D188,393	S		7/1960	Fagan
D193,121	S		6/1962	Wickman et al.
3,117,702	A		1/1964	Henchert
3,160,327	A		12/1964	Porcelli
3,292,809	A		12/1966	Shomock et al.
3,445,023	A		5/1969	Giessler et al.
D220,732	S		5/1971	Ritsi
3,788,510	A		1/1974	Collins
4,488,551	A		12/1984	Connelly
4,613,050	A		9/1986	Atkin et al.
D288,241	S		2/1987	Fuller
D306,266	S		2/1990	Hargrove et al.
4,993,568	A		2/1991	Morifuji et al.
D324,824	S		3/1992	Hansen
5,316,160	A		5/1994	Cautereels
5,544,766	A		8/1996	Dunn et al.
D378,975	S		4/1997	Reid
D404,646	S		1/1999	Black, Sr. et al.
D409,303	S		5/1999	Oepping
5,909,820	A		6/1999	Yeh
5,950,689	A	*	9/1999	Varlet A61J 1/2093 141/2
D424,937	S		5/2000	Tucker
6,223,919	B1		5/2001	Kuehn
D448,971	S		10/2001	Hughes
6,371,315	B1		4/2002	Chien
D463,567	S		9/2002	Morano
D465,028	S		10/2002	Renz
D479,606	S		9/2003	Randolph
6,634,417	B1		10/2003	Kolowich
D487,227	S		3/2004	Haley
D504,725	S		5/2005	Randolph et al.
D507,722	S		7/2005	Rockhill
6,948,630	B2		9/2005	Julian et al.
D514,935	S		2/2006	Sturk
6,994,225	B2		2/2006	Hakim
7,070,065	B2		7/2006	Wong
D531,901	S		11/2006	Rueschhoff et al.
D555,795	S		11/2007	Mallet
D567,384	S		4/2008	Sakulsacha et al.
D588,616	S		3/2009	Tanaka et al.
D617,465	S		6/2010	Hakim
D630,510	S	*	1/2011	Yacktman D9/447
D634,439	S		3/2011	Hakim
7,938,281	B2		5/2011	Horntrich et al.
D639,968	S		6/2011	Pukall et al.
D639,969	S		6/2011	Pukall et al.
D643,722	S		8/2011	Gorskey et al.
8,123,086	B2		2/2012	Haley
D667,558	S		9/2012	Hakim





D671,793	S	12/2012	Hakim	
D678,767	S	3/2013	Haley	
D679,589	S	4/2013	Hauth	
D681,216	S	4/2013	Smith	
D683,189	S	5/2013	Thomas	
8,573,436	B2	11/2013	Moore et al.	
D699,068	S	2/2014	Dunn et al.	
8,739,991	B2	6/2014	Moore et al.	
8,807,386	B2	8/2014	Lam	
D713,259	S	9/2014	Naef et al.	
D722,173	S *	2/2015	Wilson	D24/196
D724,233	S	3/2015	Moore et al.	
D728,808	S *	5/2015	Sakulsacha	D24/196
D730,730	S	6/2015	Haley et al.	
RE45,611	E	7/2015	Haley	
D734,476	S *	7/2015	Chaitanarit	D24/196
9,233,052	B2	1/2016	Moore	
D749,745	S *	2/2016	Prentice	D24/197
D750,490	S	3/2016	Moore et al.	
D752,234	S *	3/2016	Moore	D24/194
D752,434	S *	3/2016	Willows	D9/447
D794,811	S *	8/2017	Thomas	D24/194
2003/0089676	A1 *	5/2003	Uehara	A61J 11/006 215/11.1
2004/0124168	A1	7/2004	Silver	
2004/0221385	A1	11/2004	Su	
2005/0000930	A1	1/2005	Weissberg	
2005/0006415	A1 *	1/2005	Kiehne	A61J 11/001 222/395
2005/0258201	A1	11/2005	Willows et al.	
2006/0011571	A1	1/2006	Silver	
2006/0261064	A1	11/2006	Holley, Jr.	
2007/0102434	A1	5/2007	Dunwoody et al.	
2007/0221604	A1	9/2007	Hakim	
2008/0282907	A1	11/2008	Begin et al.	
2009/0261054	A1	10/2009	Shelby	
2009/0301990	A1	12/2009	Cresswell et al.	
2011/0062105	A1	3/2011	Itzek	
2012/0074090	A1	3/2012	Rees	
2012/0305582	A1 *	12/2012	Dunn	A47G 19/2272 220/714
2014/0251939	A1	9/2014	Boonprasop	
2015/0053637	A1	2/2015	Archer et al.	

FOREIGN PATENT DOCUMENTS

AU	2009200949		10/2009
CN	2813523		3/2013
CN	ZL 201320170041.6		12/2013
CN	ZL 2013305348008		3/2014
EP	0151862	A2	8/1985
EP	1354579	A1	10/2003
EP	002346577-001		11/2013
EP	002346577-0002		11/2013
GB	2154451	A1	9/1985
GB	2491790		4/2013
KR	20-1999-0021881		6/1999
KR	10-2000-0022013		4/2000
KR	20-2000-0007813		5/2000
KR	10-2000-0042244		7/2000
WO	WO 0016731	A1	3/2000
WO	WO 2011/116354	A2	9/2011
ZA	2012/07314		11/2012

OTHER PUBLICATIONS

"Choosing Feeding Nipples and Pacifiers". Found online Aug. 31, 2016 at motherforlife.com. Page dated Nov. 4, 2013. Retrieved from http://www.motherforlife.com/shopping/special-themes/8307-choosing-feeding-nipples-and-pacifiers.thtml.*

U.S. Appl. No. 29/454,971, Moore, Roger et al.

Organickidz, About us, www.organikidz.ca/about-us/founder, Pub. Date Unknown.

CamelBak Eddy, .75L BPA-Free Water Bottle for Hydration on the Go. http://shop.camelbak.com/eddy-75l/d/1012_c_755_cl_6192, printed on Mar. 9, 2016.

Tejada, Avoid Bisphenol A when you can, www.azcentral.com/community/chandler/citizen/articles/2009/05/26/20090526fr-askexpert0527.html, May 26, 2009.

My Precious Kid, Baby Bottles—BPA free/stainless steel on sale, http://www.mypreviouskid.com/blog/2009/10/baby-bottles-bpa-freestainless-steel-on-sale/, Oct. 21, 2009.

Mittelstaedt, Bisphenol A poses disease risk for adults, study says, theglobeandmail.com/technology/science/.../article1061117, Sep. 16, 2008.

Mommyauctions, Bottle raid 2007!, Mommyauctions.com/blog/2007/10/01/kitchen-raid-2007-what's-the-scoop-on-all-the-bpa-free-hype, Oct. 21, 2009.

Wellings, Concerns over baby bottles, http://au.news.yahoo.com/today-tonight/latest/article/-/6098435/concerns-over-baby-bottles, Sep. 24, 2009.

Examination Report issued in United Kingdom Patent Application No. GB1218578.1 dated Oct. 31, 2012.

Daley, Harvard study backs bottle concern, says plastic used leaches Bisphenol A, The Boston Globe www.boston.com/lifestyle/green/articles/2009/05/22/harvard study backs bottle conern and: www.organickidz.ca/stainless-steel-bpa/news-articles, May 22, 2009.

International Search Report and Written Opinion for International Application No. PCT/US2011/029098, Notification dated Nov. 28, 2011.

Consumer Reports, Major baby bottle manufacturers agree to ban BPA, http://news.consumerreports.org/safety/2009/03/baby-bottle-makers-agree-to-ban-bpa.html, Mar. 9, 2009.

Nuby Replacement Spouts, Copyright 2011.

Cornell University, Plastics—Avoiding BPA, http://envirocancer.cornell.eduenvirocancer.cornell.eduhttp://envirocancer.cornell.edu, Mar. 2009.

Adams, Six baby bottle manufacturers quietly agree to remove BPA from baby bottles, http://www.naturalnews.com/025804_BPA_Baby_Bottles.html, Mar. 9, 2009.

Wiley, Stainless Steel Baby Bottles are the best alternative to plastic, voices.yahoo.com/stainless-steel-baby-bottles-best-alternative-2999481.html?cat=25, Mar. 6, 2009.

Alter, Time to pack in the polycarbonates, http://www.treehugger.com/green-food/time-to-pack-in-the-polycarbonates.html, Aug. 1, 2007.

Thinkbaby, The New Design—Stage B, Cross Cut, No Spill (6 to 12 months)—Two Pack, http://thinkbabybottles.3dcartstores.com/The-New-Design-Stage-B-Cross-Cut-No-Spill-6-to-12-months-Two-Pack-_p_200.html retrieved May 5, 2015. The publication date of this reference is not readily available. Applicant requests that the Examiner review the reference as prior art. Applicant reserves the right to disqualify the reference as prior art if needed.

Garvey, World's first stainless steel baby bottles—safe, strong and sustainable, www.gizmag.com/worlds-first-stainless-steel-baby-bottles/12910, Sep. 22, 2009.

Manila Mommy, A Review and a Giveaway! Pura Kiki Stainless Steel Bottle, http://manilamommy.com/pura-kiki-review/, Mar. 5, 2012.

Family Education, Pura Stainless Steel Water Bottle Giveaway, http://blogs.familyeducation.com/blogs/lindsay/pura-stainless-steel-water-bottle-giveaway, Sep. 14, 2011.

Stannard, Yale study details how and why of BPA's dangers, www.ehhi.org/plastics/taylor_nhregister_0310.shtml and: www.organickidz.ca/stainless-steel-bpa/news-articles, Mar. 9, 2009.

* cited by examiner

Primary Examiner — Robert M. Spear
Assistant Examiner — Kendra Leslie Hamilton
(74) *Attorney, Agent, or Firm* — Knobbe Martens Olson & Bear LLP

(57) **CLAIM**

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

DESCRIPTION

FIG. **1** is a front, top, and side perspective view of a first embodiment of a top for a fluid container embodying our new design.

FIG. **2** is a front view thereof.
FIG. **3** is a back view thereof.
FIG. **4** is a side view thereof, the opposite side being a mirror image.
FIG. **5** is a top view thereof.
FIG. **6** is a bottom view thereof.
FIG. **7** is a front, top, and side perspective view of a second embodiment of a top for a fluid container embodying our new design.
FIG. **8** is a front view thereof.
FIG. **9** is a back view thereof.
FIG. **10** is a side view thereof, the opposite side being a mirror image.
FIG. **11** is a top view thereof; and,
FIG. **12** is a bottom view thereof.
Broken lines are used to illustrate features of the fluid container top base which form no part of the claimed design. In the first embodiment, broken lines showing the upper portion above the annular protrusion, and showing the inside, bottom, and vents form no part of the claimed design. In the second embodiment, broken lines showing the upper portion above the annular protrusion, and showing the inside, bottom, and vents form no part of the claimed design.

1 Claim, 12 Drawing Sheets

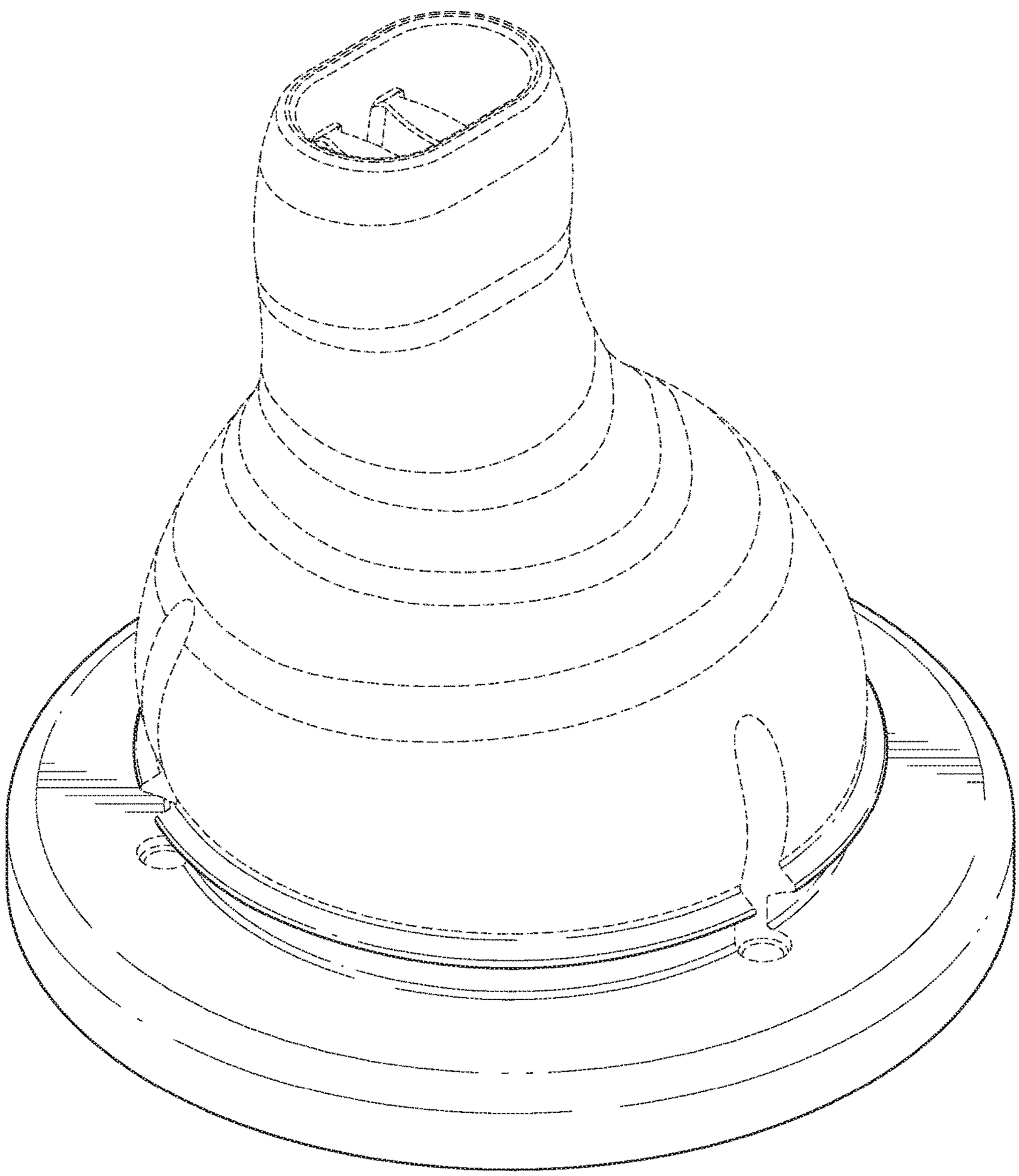


FIG. 1

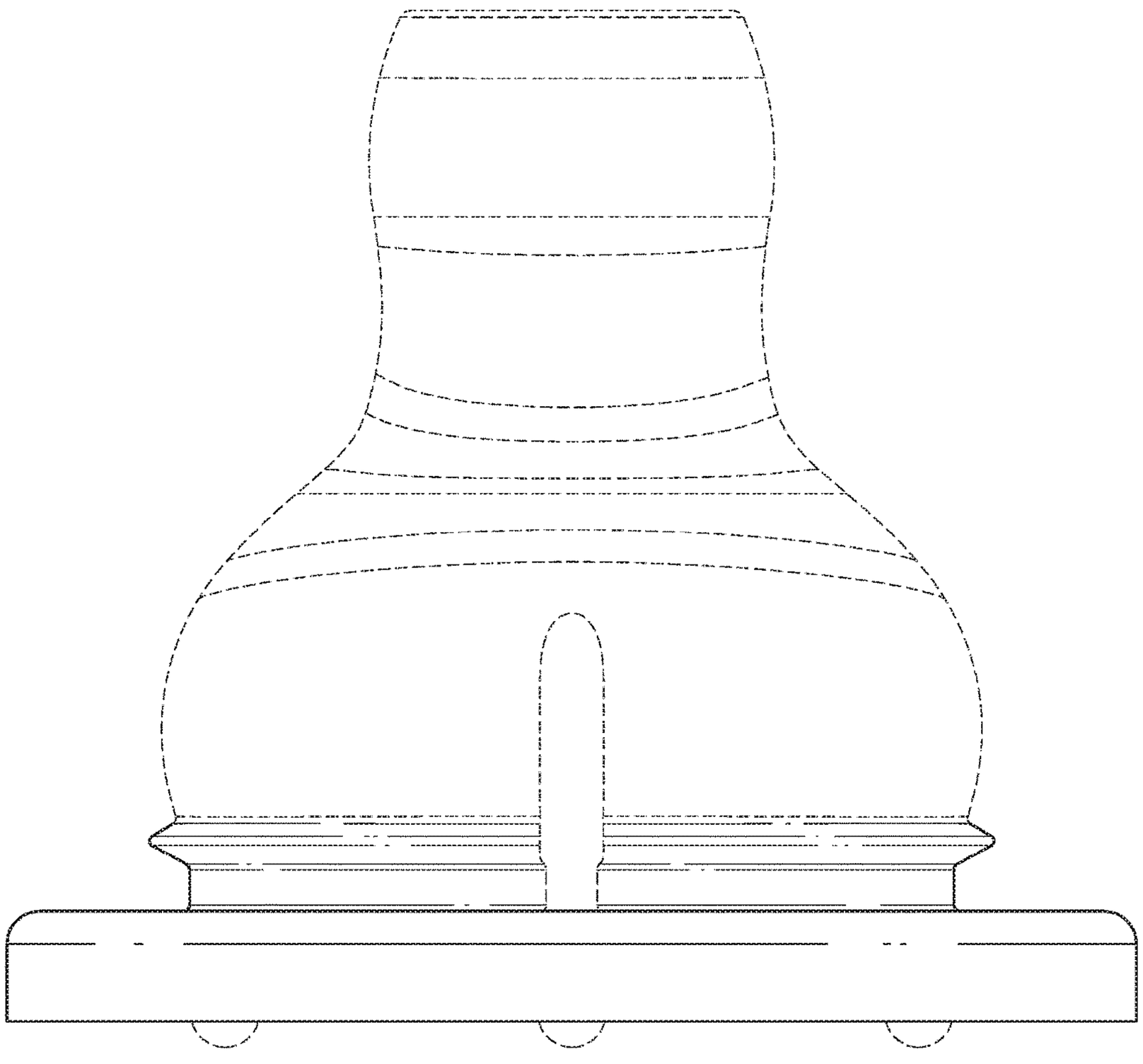


FIG. 2

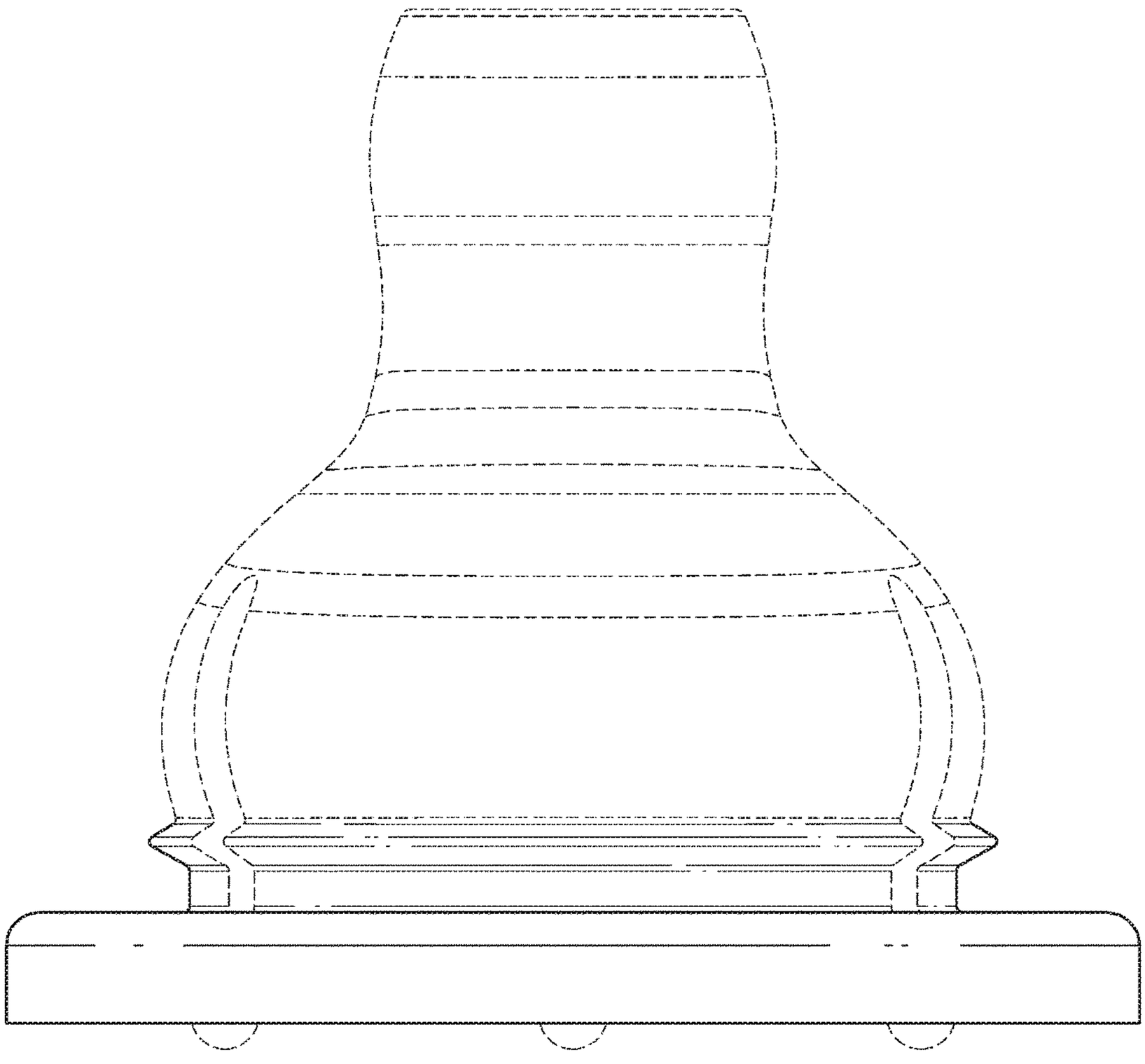


FIG. 3

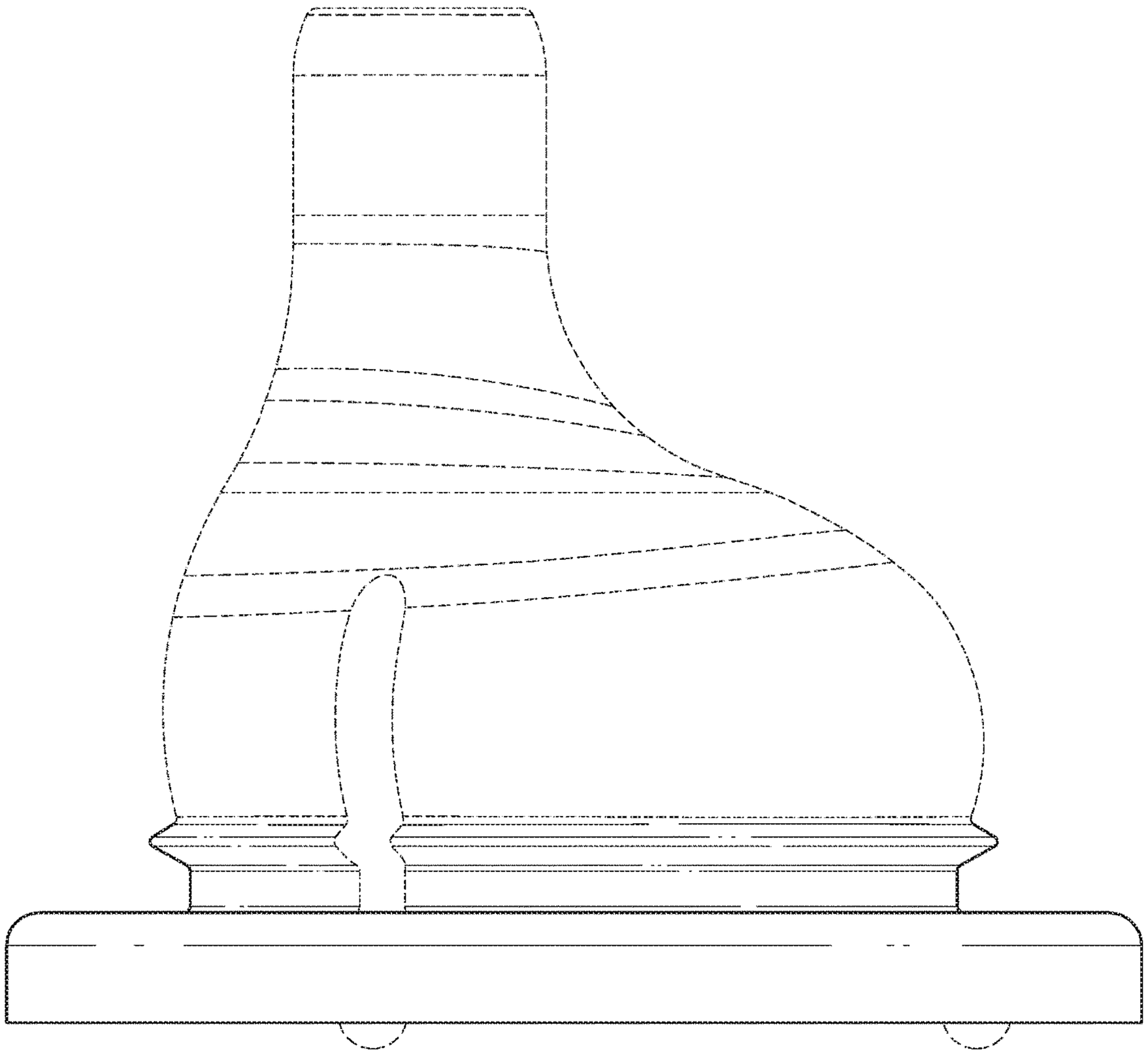


FIG. 4

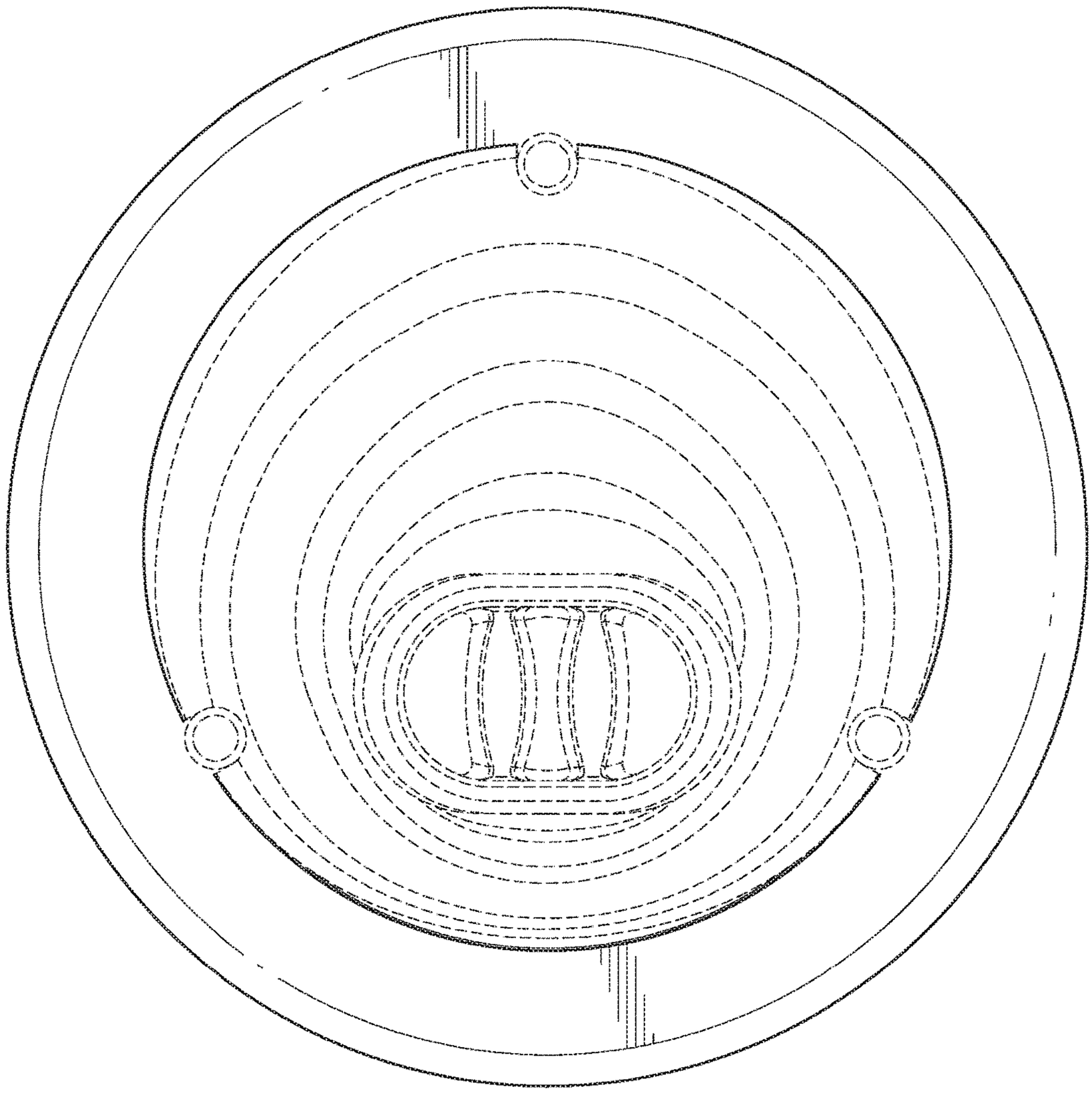


FIG. 5

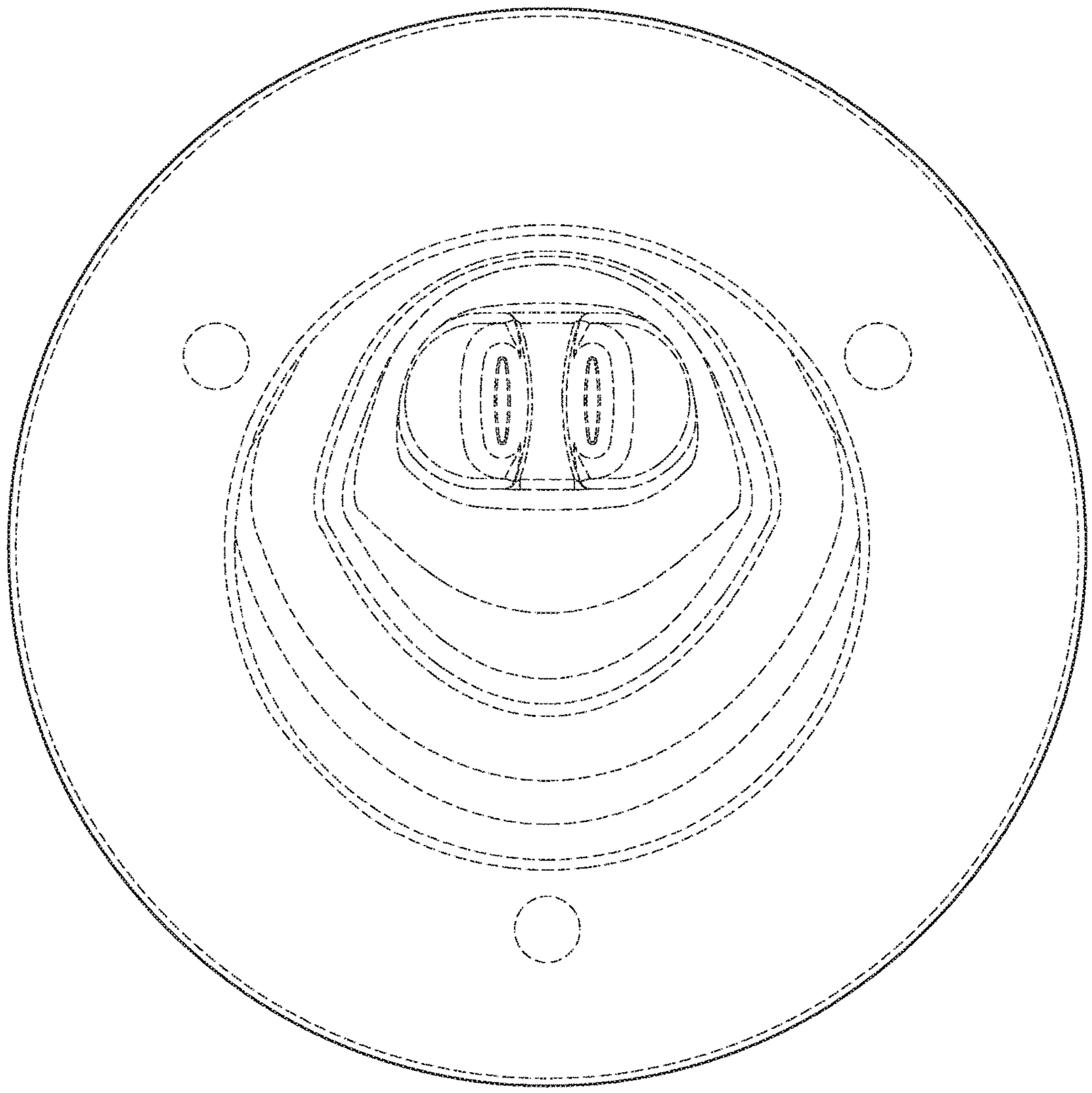


FIG. 6

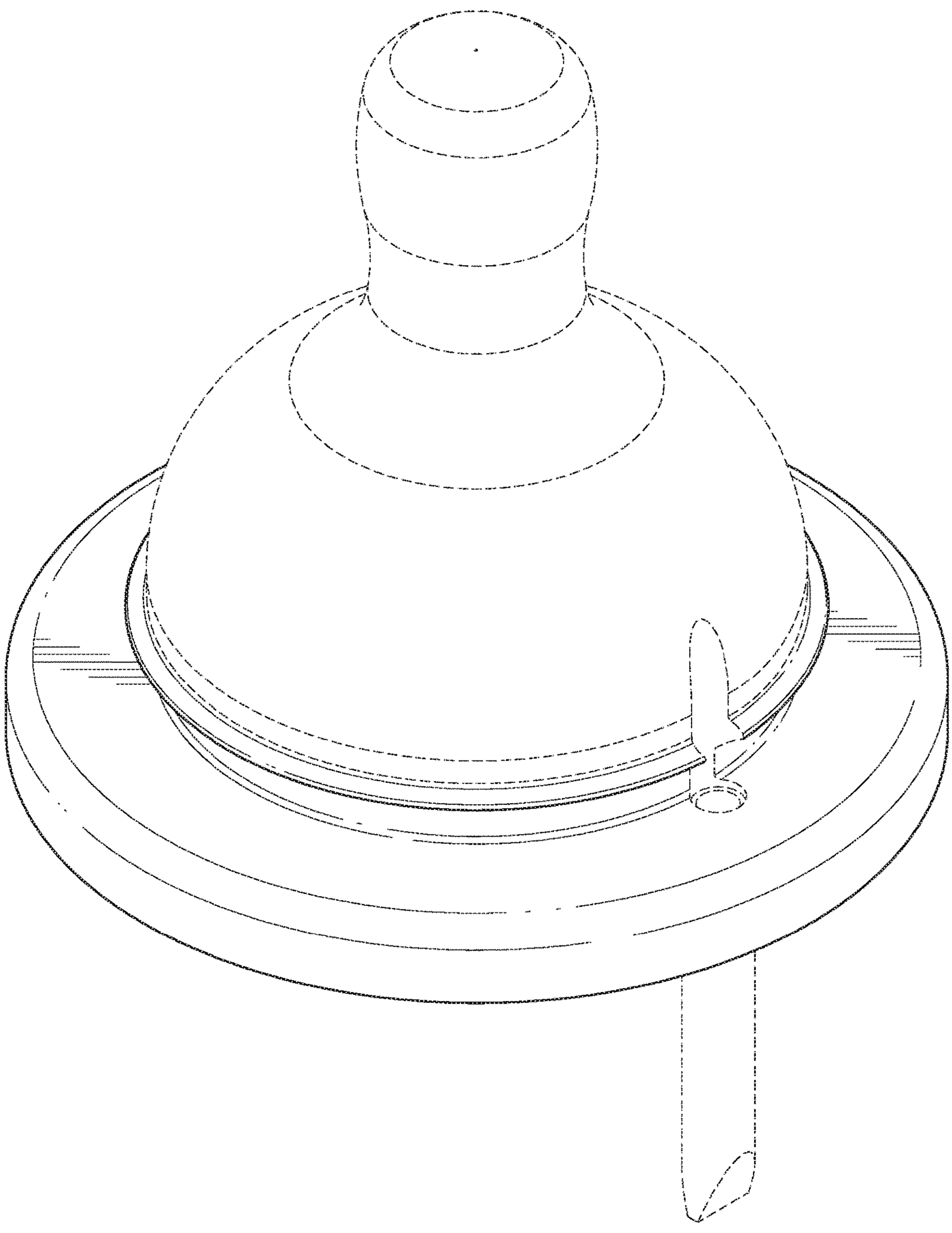


FIG. 7

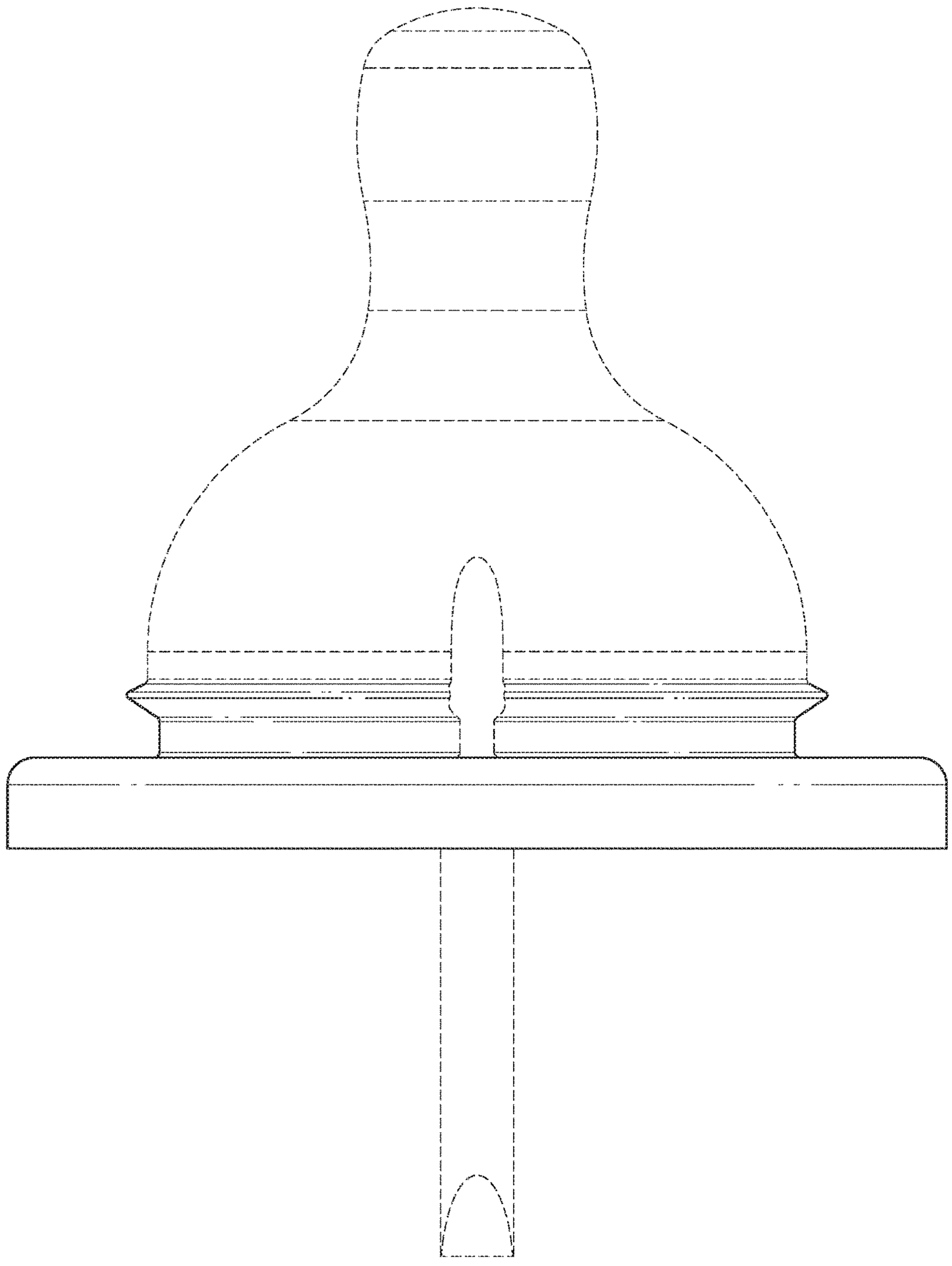


FIG. 8

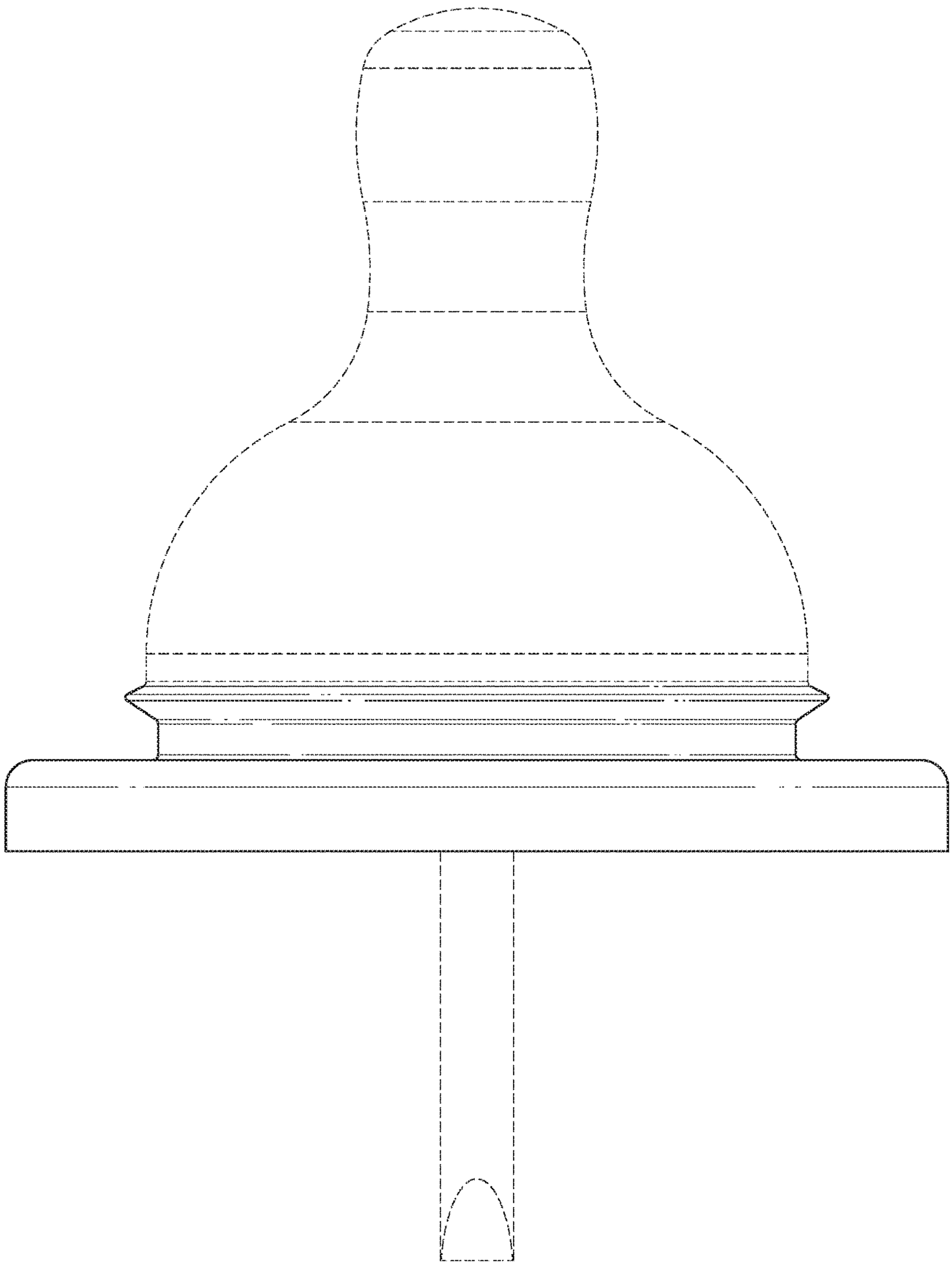


FIG. 9

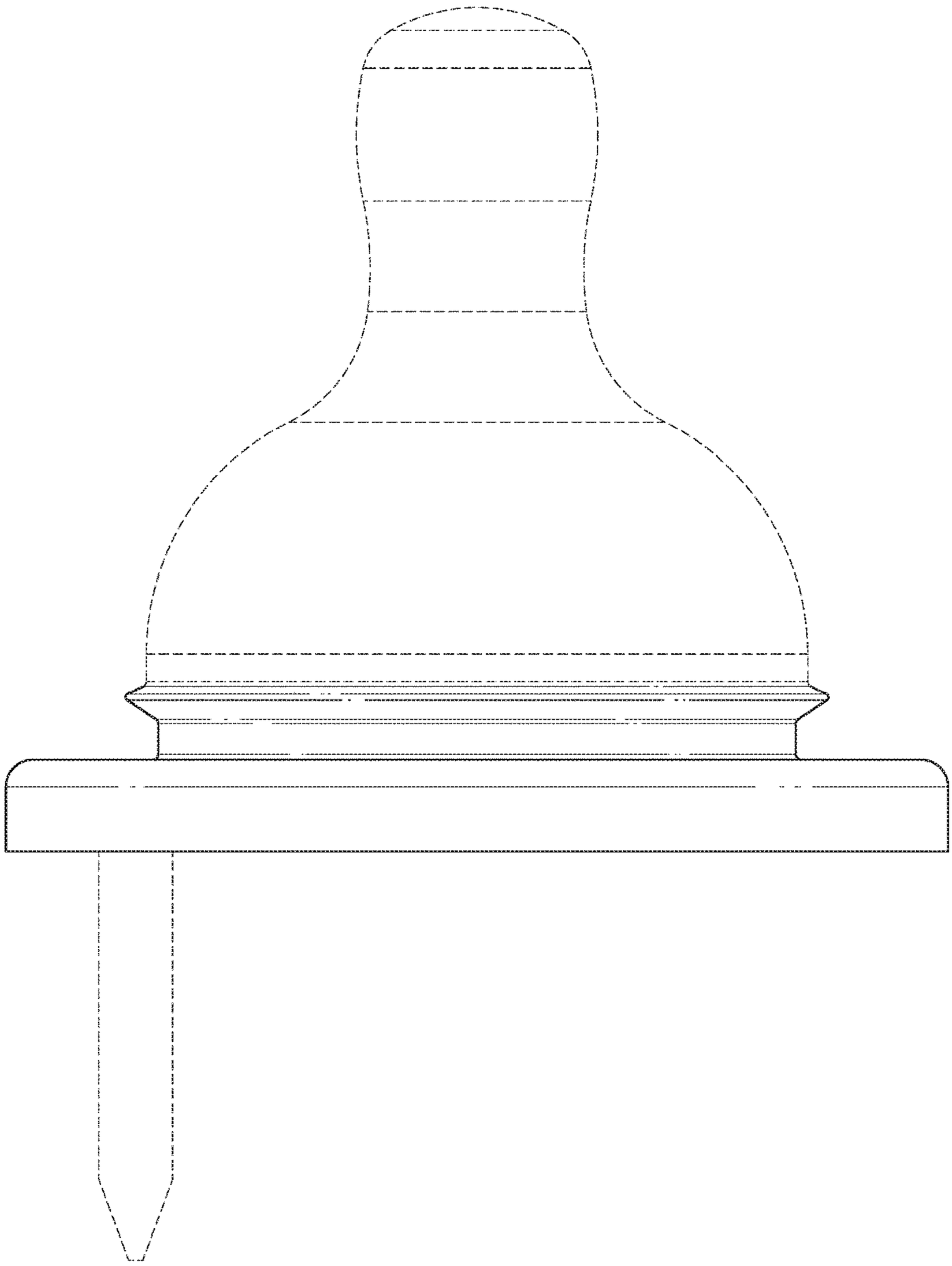


FIG. 10

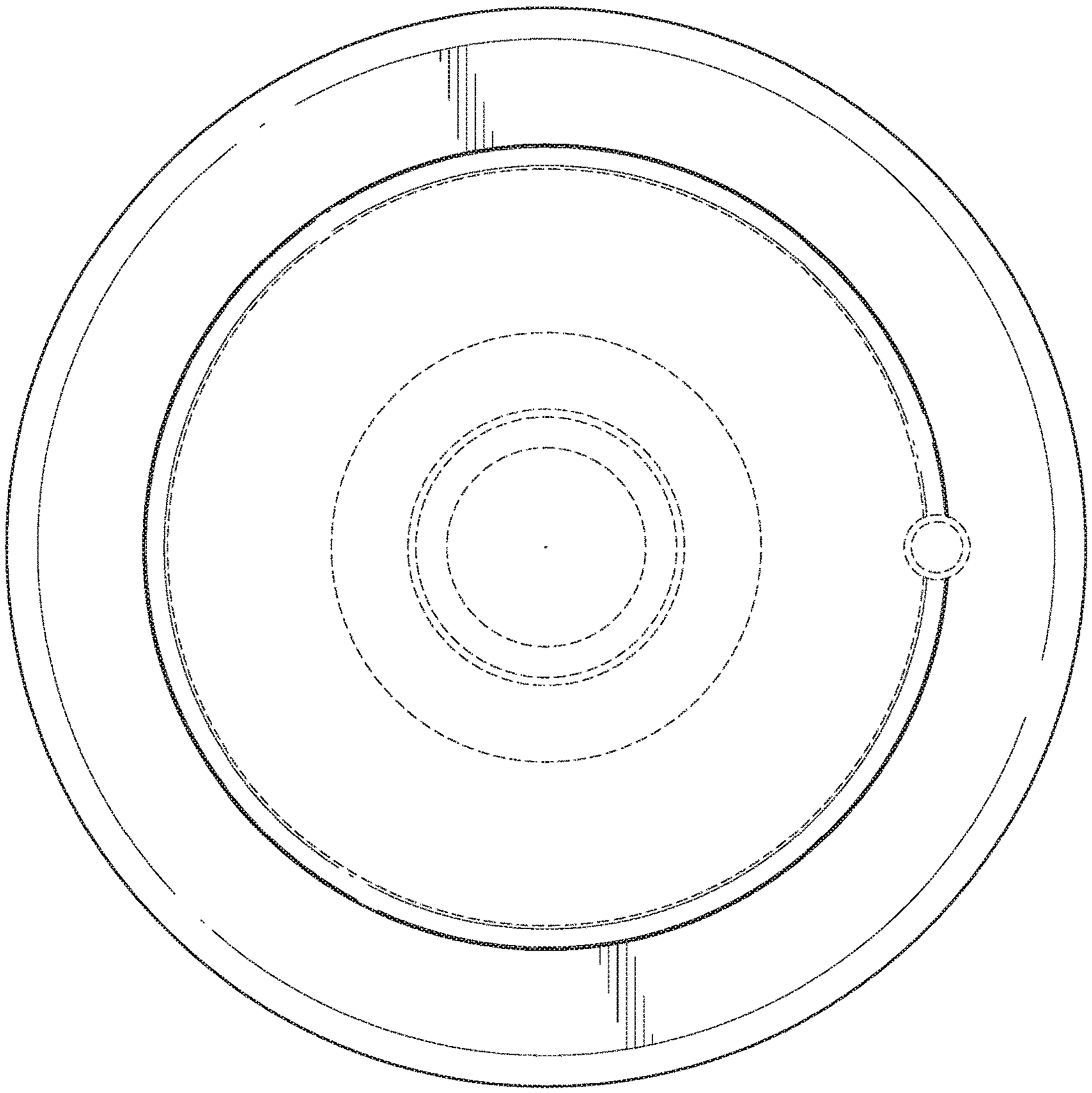


FIG. 11

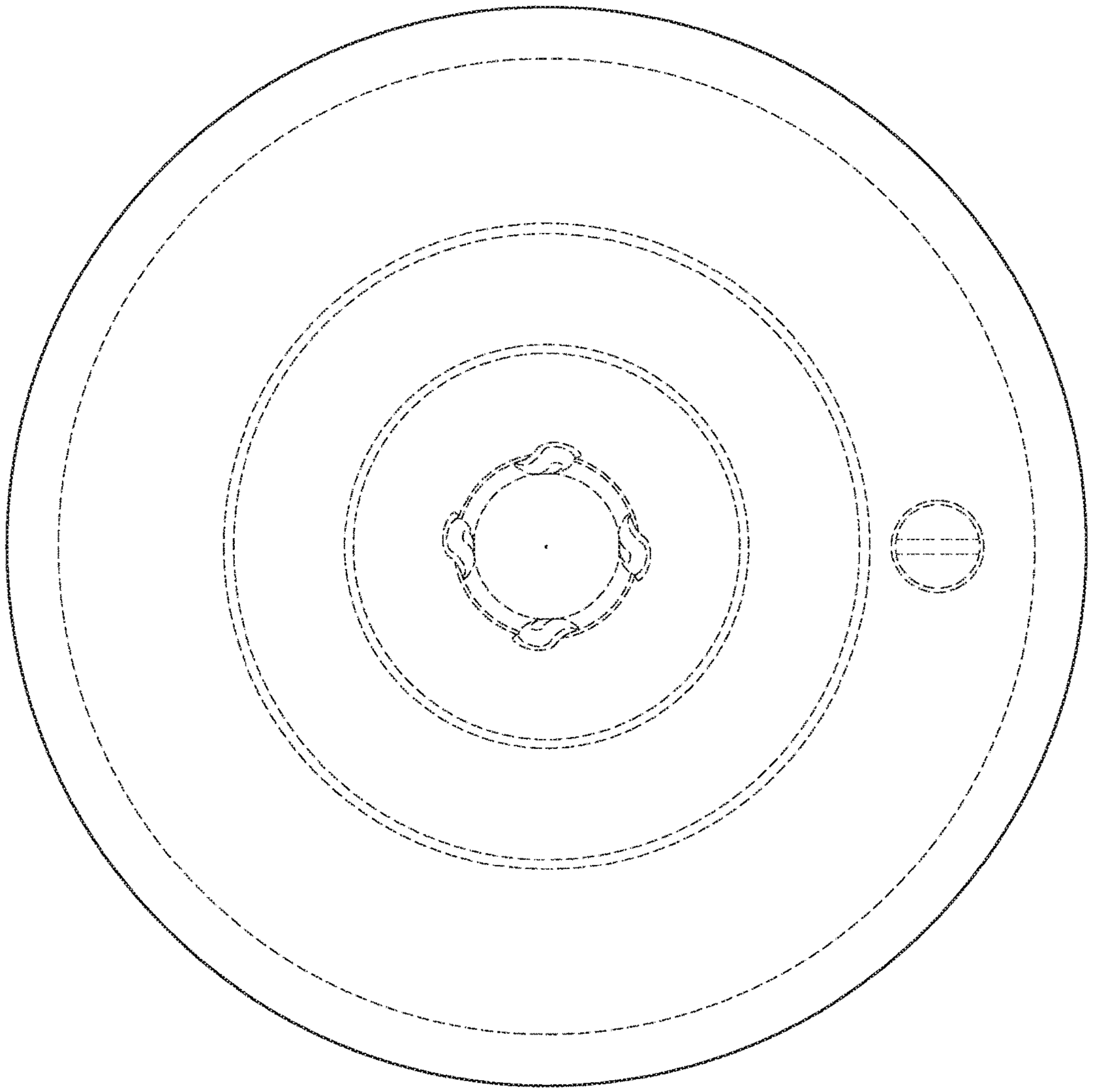


FIG. 12

UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF CORRECTION

PATENT NO. : D818,133 S
APPLICATION NO. : 29/553371
DATED : May 15, 2018
INVENTOR(S) : Jenifer R. Moore and Roger P. Moore

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 (60) under Related U.S. Application Data, Lines 1-4, Change "Division of application No. 29/431,287, filed on Sep. 5, 2012, now Pat. No. Des. 724,233, which is a continuation of application No. 29/514,678, filed on Jan. 15, 2015, now Pat. No. Des. 752,234." to --Continuation of application No. 29/514,678, filed on Jan. 15, 2015, now Pat. No. Des. 752,234, which is a division of application No. 29/431,287, filed on Sep. 5, 2012, now Pat. No. Des. 724,233.--

In Item (57), on Page 3, Column 1, Change "fluid container top base" to --top for a fluid container--

Signed and Sealed this
Thirteenth Day of November, 2018

Andrei Iancu
Director of the United States Patent and Trademark Office