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

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(54) **BOTTLE**
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D177,761 S 5/1956 Reinhardt
2,963,187 A 12/1960 Bramming
3,089,603 A 5/1963 Leslie-Smith
D224,646 S 8/1972 Vollquartz
D235,303 S 6/1975 Boucher
D256,651 S 9/1980 Leung et al.
(Continued)

(73) Assignee: **YETI Coolers, LLC**, Austin, TX (US)
(**) Term: **15 Years**

FOREIGN PATENT DOCUMENTS
CN 301110494 1/2010
CN 203987709 U 12/2014
(Continued)

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OTHER PUBLICATIONS
"64 oz Double-Wall Vacuum-Insulated Growler" published on Nov. 14, 2014, retrieved from https://web.archive.org/web/*/http://www.fiftyfiftybottles.com/64oz-growler/ on Sep. 22, 2016.
(Continued)

(51) **LOC (11) Cl.** **07-01**

(52) **U.S. Cl.**
USPC **D7/608**

(58) **Field of Classification Search**
USPC D7/603–608, 509–511; D9/500–505, D9/443, 516, 532, 522, 558
CPC A47G 19/2205; A47G 19/2294; A47G 19/23; A47G 19/2272; F25D 3/08; B65D 1/0215; B65D 81/3823; B65D 81/3818; B65D 81/3846; A47J 41/02; A47J 41/022; A47J 41/024; A47J 41/026; A47J 41/028; A47J 41/00; A47J 41/0077; A45C 11/20
See application file for complete search history.

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(57) **CLAIM**

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

(56) **References Cited**

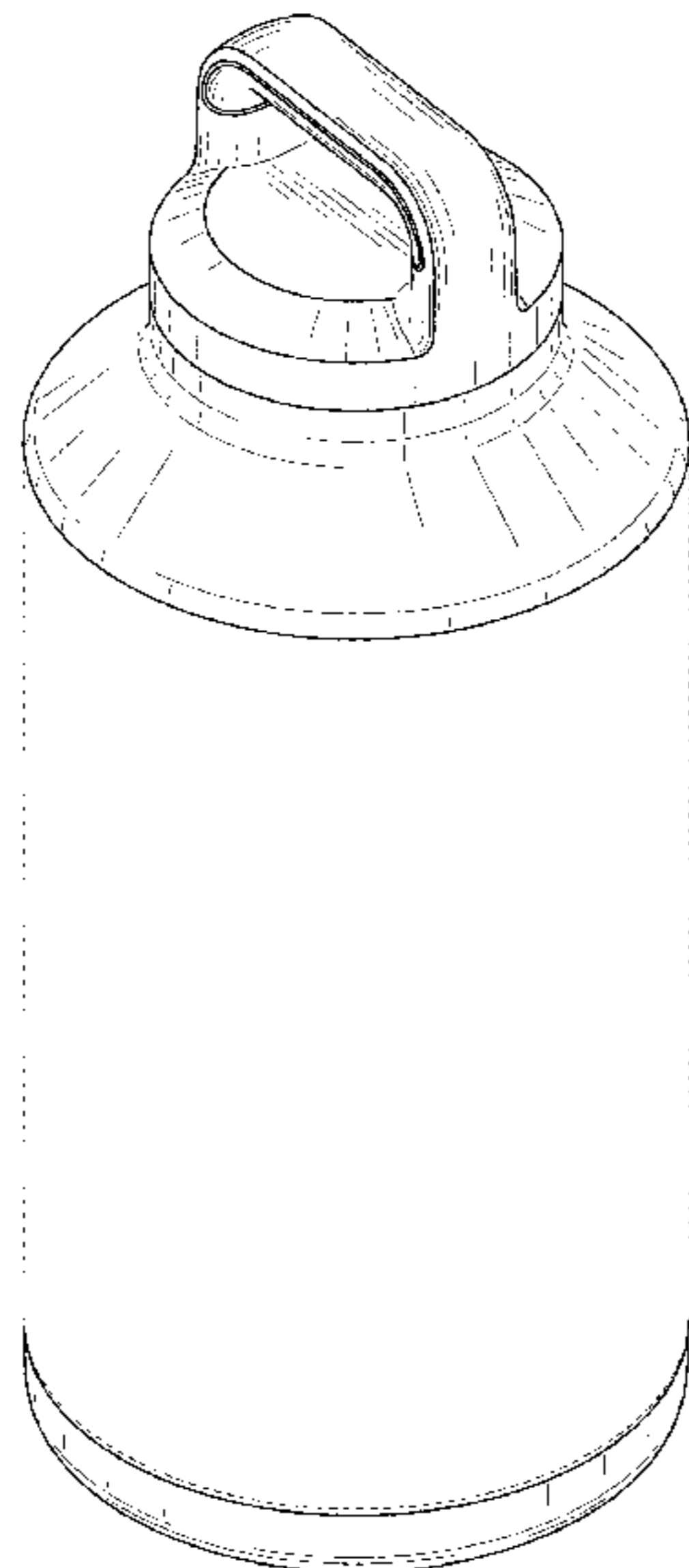
U.S. PATENT DOCUMENTS

D109,331 S 4/1938 McManus et al.
D154,378 S 7/1949 Fuller

DESCRIPTION

FIG. 1 is a top, front, right perspective view of a bottle showing our new design;
FIG. 2 is a front view thereof, wherein the rear view is a mirror image of FIG. 2;
FIG. 3 is a right side view thereof, wherein the left side view is a mirror image of FIG. 3;
FIG. 4 is a top view thereof; and,
FIG. 5 is a bottom view thereof.
The broken lines showing the remainder of the bottle represent unclaimed subject matter and form no part of the claimed design.

1 Claim, 4 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D279,346 S	6/1985	Ruxton	D629,690 S	12/2010	Cresswell et al.
D281,567 S	12/1985	Zimmermann	D629,691 S	12/2010	Cresswell et al.
D286,604 S	11/1986	Bierlein et al.	D630,474 S	1/2011	Gilbert
D286,847 S	11/1986	Zimmermann	D630,475 S	1/2011	Lu
D287,211 S	12/1986	Weiss	D631,666 S	2/2011	Lim et al.
D316,371 S	4/1991	Vola	D633,338 S	3/2011	Rosbach et al.
D321,628 S *	11/1991	Kobayashi D7/608	D633,794 S	3/2011	Cresswell et al.
D332,379 S	1/1993	Murphy	D633,795 S	3/2011	Cresswell et al.
D354,915 S	1/1995	Schneider et al.	D633,796 S	3/2011	Cresswell et al.
D368,224 S	3/1996	Arndt	D633,797 S	3/2011	Cresswell et al.
D396,191 S	7/1998	Kuzma et al.	D635,457 S	4/2011	Lane
D398,193 S	9/1998	Sanchez	D635,856 S	4/2011	Lauret
D405,650 S	2/1999	Meier	D638,695 S	5/2011	Woodrow et al.
D415,395 S	10/1999	Hunt et al.	D638,708 S	5/2011	Walsh
D417,127 S	11/1999	Steadward et al.	D639,164 S	6/2011	Walsh
D422,916 S	4/2000	Herrmann	D639,166 S	6/2011	Carreno
6,332,557 B1	12/2001	Moran	D639,661 S	6/2011	Llerena
D456,669 S	5/2002	Munari	D639,663 S	6/2011	Llerena
D458,133 S	6/2002	Berish et al.	D641,591 S	7/2011	Tsukida
D458,134 S	6/2002	Berish et al.	D651,847 S	1/2012	Gilbert
D466,814 S	12/2002	Hurlburt	D652,255 S	1/2012	Carland
D479,800 S	9/2003	McRae	D652,682 S	1/2012	Eyal
D482,607 S	11/2003	McRae	D654,762 S	2/2012	Gilbert
D494,425 S	8/2004	Segura	D655,134 S	3/2012	Gilbert
D524,909 S	7/2006	Bakke et al.	D655,581 S	3/2012	Kotani
D525,518 S	7/2006	Baldwin	D657,196 S	4/2012	Beyers, III
D533,032 S	12/2006	Liu et al.	D658,064 S	4/2012	Barnes et al.
D535,151 S	1/2007	Seum et al.	D658,445 S	5/2012	Carreno
D536,929 S *	2/2007	Kingsley D7/510	D659,007 S	5/2012	Pape
D548,082 S *	8/2007	Kingsley D9/500	D660,084 S	5/2012	Gilbert
D553,914 S	10/2007	Wahl	D662,360 S	6/2012	George
D554,000 S	10/2007	Walsh	8,215,511 B1	7/2012	Lin
D564,363 S	3/2008	Rhea	D664,809 S	8/2012	Eyal
D572,585 S	7/2008	Perrin et al.	D665,621 S	8/2012	Eyal
D584,623 S	1/2009	Chupak	D668,913 S	10/2012	Mayer
D586,184 S	2/2009	Miller et al.	D670,137 S	11/2012	Gilbert
D587,533 S	3/2009	Carreno	D672,238 S	12/2012	Aziz et al.
D592,909 S	5/2009	Alviar et al.	D672,609 S	12/2012	Aziz et al.
D596,460 S	7/2009	Nezu	D675,100 S	1/2013	Herbst
D601,436 S	10/2009	Stephens et al.	D676,764 S	2/2013	Moore et al.
D603,331 S	11/2009	Schupp	D678,772 S	3/2013	Johnson et al.
D603,722 S	11/2009	Reimer	D680,389 S	4/2013	Zemel et al.
D604,181 S	11/2009	Reimer	D684,059 S	6/2013	Johnson et al.
D604,561 S	11/2009	Chisholm	D686,078 S	7/2013	Johnson et al.
D605,040 S	12/2009	Fry et al.	D688,093 S	8/2013	Roth et al.
D605,060 S	12/2009	Reimer	D693,698 S	11/2013	Miller, Jr.
D611,346 S	3/2010	Camomile	D695,138 S	12/2013	Ball
D612,235 S	3/2010	Cresswell et al.	D696,945 S	1/2014	Newman
D614,918 S	5/2010	Chisholm	D697,404 S	1/2014	Johnson et al.
D615,360 S	5/2010	Joy et al.	D698,668 S	2/2014	Vaughn
D615,816 S	5/2010	Joy et al.	D701,464 S	3/2014	Ogata et al.
D616,703 S	6/2010	Joy et al.	D702,092 S	4/2014	Mettler et al.
D616,743 S	6/2010	Cresswell et al.	D702,506 S	4/2014	Mettler et al.
D616,744 S	6/2010	Cresswell et al.	D708,954 S	7/2014	Barnes et al.
D619,457 S	7/2010	Walsh	D709,734 S	7/2014	Kotani
D619,458 S	7/2010	Walsh	D712,254 S	9/2014	Geis et al.
D619,459 S	7/2010	Walsh	D712,255 S	9/2014	Geis et al.
D620,798 S	8/2010	Cresswell et al.	D713,268 S	9/2014	Jones et al.
D621,257 S	8/2010	Gullickson et al.	D713,365 S	9/2014	Green
D621,258 S	8/2010	Gullickson et al.	D717,102 S	11/2014	Taketani et al.
D622,089 S	8/2010	Daniel et al.	D724,385 S	3/2015	Hurley et al.
D622,145 S	8/2010	Walsh	D728,315 S	5/2015	Bo
D623,475 S	9/2010	Aarnoudse et al.	D728,995 S	5/2015	Barberi
D623,896 S	9/2010	Wahl et al.	D729,579 S	5/2015	Molayem
D625,560 S	10/2010	Olson et al.	D729,584 S	5/2015	Weston et al.
D625,563 S	10/2010	He	D732,402 S	6/2015	Jones et al.
D625,564 S	10/2010	He	D734,154 S	7/2015	Johnson et al.
D625,616 S	10/2010	Gogola et al.	D735,578 S	8/2015	Mazurkiewicz et al.
D626,414 S	11/2010	Cresswell et al.	D741,655 S	10/2015	Whelan et al.
D626,416 S	11/2010	Cresswell et al.	D743,742 S	11/2015	Rummel et al.
D627,601 S	11/2010	Eyal	D744,781 S	12/2015	Rummel et al.
D627,602 S	11/2010	Eyal	D754,472 S	4/2016	Munari
D627,604 S	11/2010	Eyal	D799,898 S	10/2017	Yao
D628,486 S	12/2010	Lane	D803,005 S	11/2017	Lane
D629,689 S	12/2010	Cresswell et al.	D808,731 S	1/2018	Boroski et al.

(56)

References Cited

U.S. PATENT DOCUMENTS

D808,732 S 1/2018 Boroski
 2011/0186585 A1 8/2011 Lu
 2014/0353275 A1 12/2014 Hung

FOREIGN PATENT DOCUMENTS

CN	303528321	12/2015
CN	303905254	11/2016
DE	29707837 U1	7/1997
EP	2567909 A1	3/2013
JP	2014210613 A	11/2014
JP	1530358	8/2015
KR	300303813.0000	8/2002
KR	300751936.0000	7/2014
KR	300764889.0000	10/2014
WO	D088688-002	1/2016

OTHER PUBLICATIONS

“Hydro Flask Insulated Stainless Steel Water Bottle” published on Dec. 29, 2014, retrieved from http://web.archive.org/web/*/https://www.amazon.com/dp/B004X55L9I/ref=twister_B00GA03LG4?_encoding=UTF8&psc=1 on Sep. 22, 2016.

“Eco Vessel 64 ounce Growler” published on Jan. 28, 2015, retrieved from http://web.archive.org/web/*/http://www.snewsnet.com/press-release/eco-vessel-launches-the-boss-insulated-growler/ on Sep. 22, 2016.

“Classic Vacuum Bottle—1.1 qt,” published on Feb. 22, 2015, retrieved from http://www.amazon.com/Stanley-Classic-Vacuum-Bottle-1-1qt/dp/images/B004E7NY3U/ref=dp_image_1_0?ie=UTF8&s=spring-goods&img=color_name=1.

“UA Beyond 18 oz. Vacuum Insulated Water Bottle” published on Mar. 29, 2015, retrieved from http://web.archive.org/web/*/https://www.underarmour.com/en-us/beyond-18-oz-vacuum-insulated-ss-bottle-with-flip-top-lid/pid1232014 on Sep. 22, 2016.

“KB8 20 oz. Double Wall Stainless Bottle,” published on May 22, 2015, retrieved from <https://web.archive.org/web/20150807054814/http://thermo-steel.com/work/keen-kb8> on Sep. 27, 2016.

“2015 Boulder Insulated Water Bottle with Tea, Fruit, Ice Strainer” published on Jun. 28, 2015, retrieved from http://web.archive.org/web/*/http://www.ecovessel.com/boulder-insulated-water-bottle-with-tea-fruit-ice-strainer-20-oz/ on Sep. 22.

“Klean Kanteen Insulated Classic with Polypropylene” published on Jul. 7, 2015, retrieved from http://web.archive.org/web/*/https://www.lifewithoutplastic.com/store/klean-kanteen-insulated-classic-with-polypropylene-loop-cap-0-95-l-32-oz.html on Sep. 22, 2016.

Kold Vacuum Insulated Stainless Steel Sports Bottle: Announced Dec. 8, 2015 [online], site visited [May 11, 2016]. Available from Internet URL: <http://www.amazon.com/KOLD-Sports-Water-Bottles-Insulated/dp/B018YH K79E/ref=cm>.

YETI 36 oz. Rambler: Announced Jan. 11, 2016 [online], site visited [May 10, 2016]. Available from Internet URL: <http://yeticoolers.com/rambler-bottle-36-oz/>.

United States District Court Western District of Texas Austin Division, “Complaint for Damages and Injunctive Relief,” *YETI Coolers, LLC v. RTIC Coolers, LLC, RTIC Drinkware, LLC and RTIC Web Services, LLC*, Case: 1:16-cv-00985, Document #1, filed Aug. 18, 2016, 27 pages.

English translation of Office Action dated Sep. 6, 2016 for JP Application No. 2016-9603, 4 pages.

English translation of Office Action dated Sep. 6, 2016 for JP Application No. 2016-9604, 3 pages.

United States District Court Western District of Texas Austin Division, “Defendants’ Motion to Dismiss Pursuant to Rule 12(b)(6),” *YETI Coolers, LLC v. RTIC Coolers, LLC, RTIC*

Drinkware, LLC and RTIC Web Services, LLC, Case: 1:16-cv-00985, Document 9, filed Sep. 23, 2016, 27 pages.

English translation of Office Action dated Oct. 4, 2016 for JP Application No. 2016-9607, 2 pages.

English translation of Office Action dated Oct. 4, 2016 for JP Application No. 2016-9608, 2 pages.

United States District Court Western District of Texas Austin Division, “Plaintiffs’ First Amended Complaint,” *YETI Coolers, LLC v. RTIC Coolers, LLC, RTIC Drinkware, LLC, and RTIC Web Services, LLC*, Case 1:16-cv-00985-RP, Document 15, filed Oct. 14, 2016, 26 pages.

United States District Court Western District of Texas Austin Division, “Defendants’ Notice of Responsive Pleading to Plaintiff’s First Amended Complaint,” *YETI Coolers, LLC v. RTIC Coolers, LLC, RTIC Drinkware, LLC, and RTIC Web Services, LLC*, Case 1:16-cv-00985-RP, Document 23, filed Oct. 26, 2016, 4 pages.

English translation of Office Action dated Nov. 1, 2016 for JP Application No. 2016-9605, 2 pages.

English translation of Office Action dated Nov. 1, 2016 for JP Application No. 2016-9606, 2 pages.

Feb. 6, 2017—(WO) International Search Report and Written Opinion—App No. PCT/US2016/059481—12 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, “Defendants’ Answers and Defenses to Plaintiff’s Original Complaint,” *YETI Coolers, LLC v. Ontel Products Corporation and World Pack USA, LLC*, Case: 1:17-cv-00091-RP, Document #14, filed Mar. 21, 2017, 45 pages.

English Translation of Office Action dated Apr. 4, 2017 for JP Application No. 2016-9605, 11 pages.

English Translation of Office Action dated Apr. 4, 2017 for JP Application No. 2016-9606, 10 pages.

United States District Court Western District of Texas Austin Division, “Plaintiffs’ Complaint for Damages and Injunctive Relief,” *YETI Coolers, LLC v. Houssam Rabi d/b/a Hoo-Sizzy*, Case 1:17-cv-00418, Document 1, filed May 5, 2017, 84 pages.

United States District Court Western District of Texas Austin Division, “Plaintiffs’ Complaint for Damages and Injunctive Relief,” *YETI Coolers, LLC v. Seth Stevens d/b/a SDS Marketing d/b/a Eskimo Coolers, Panther Group LLC d/b/a Eskimo Coolers, Panther Group Sales, LLC d/b/a Eskimo Coolers, and Silver Fox Sales, LLC*, Case 1:17-cv-00423, Document 1, filed May 5, 2017, 283 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. Costco Wholesale Corporation*, Case: 1:17-cv-07025, Document #1, filed Sep. 28, 2017, 99 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 Flowerfair Technology Co., Ltd., Tan Er Pa Technology Co., Ltd., Shenzhen Great Electronic Technology Co., Ltd., and Huagong Trading Co.*, Case: 1:17-cv-00938, Document #1, filed Sep. 28, 2017, 272 pages.

(56)

References Cited

OTHER PUBLICATIONS

United States District Court Western District of Texas Austin Division, "Complaint," *YETI Coolers, LLC v. SF Associates, Inc.*, Case: 1:17-cv-01070, Document #1, filed Nov. 10, 2017, 39 pages. United States International Trade Commission Washington, DC, Respondents Alibaba, Dunhuang Group, and Bonanza.com's "Notice of Prior Art", Inv. No. 33-TA-1084 dated Feb. 9, 2018, 8 pages.

* cited by examiner

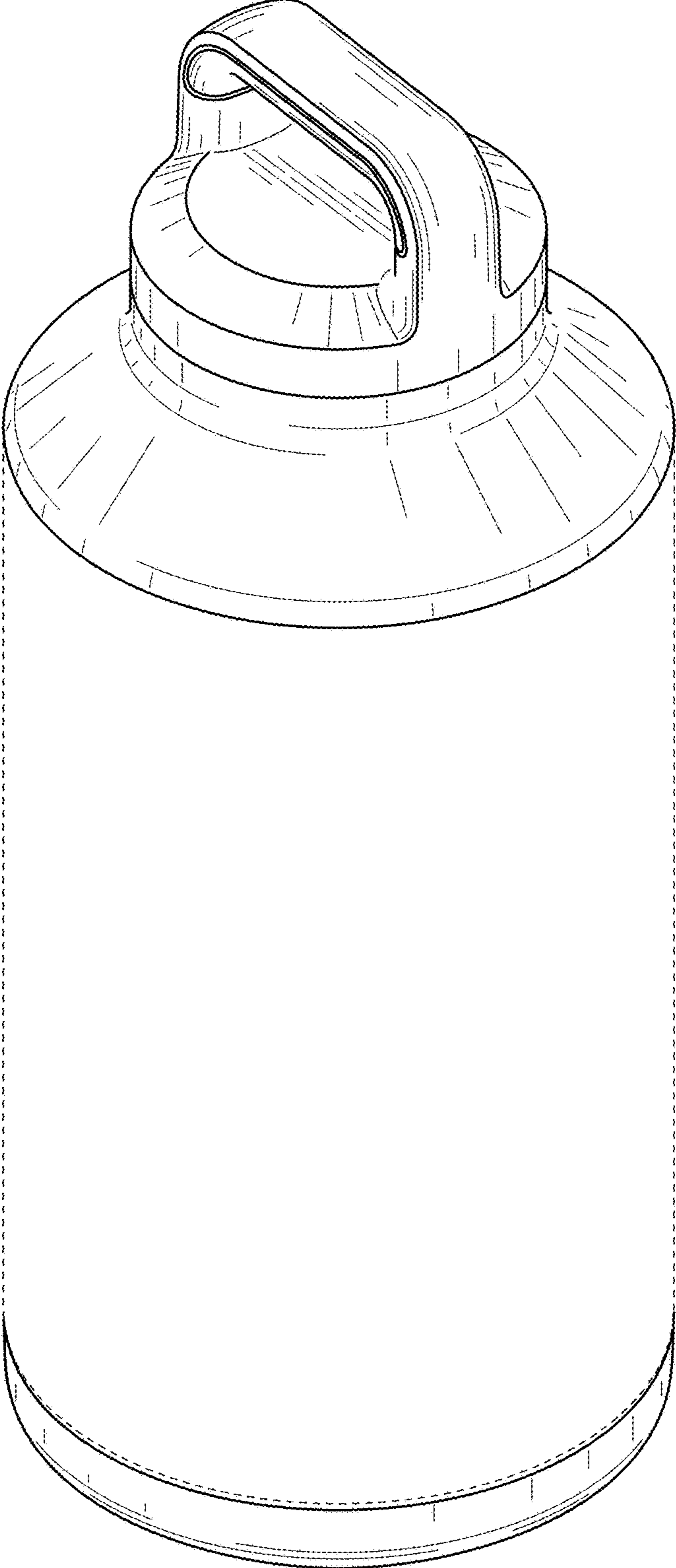


FIG. 1

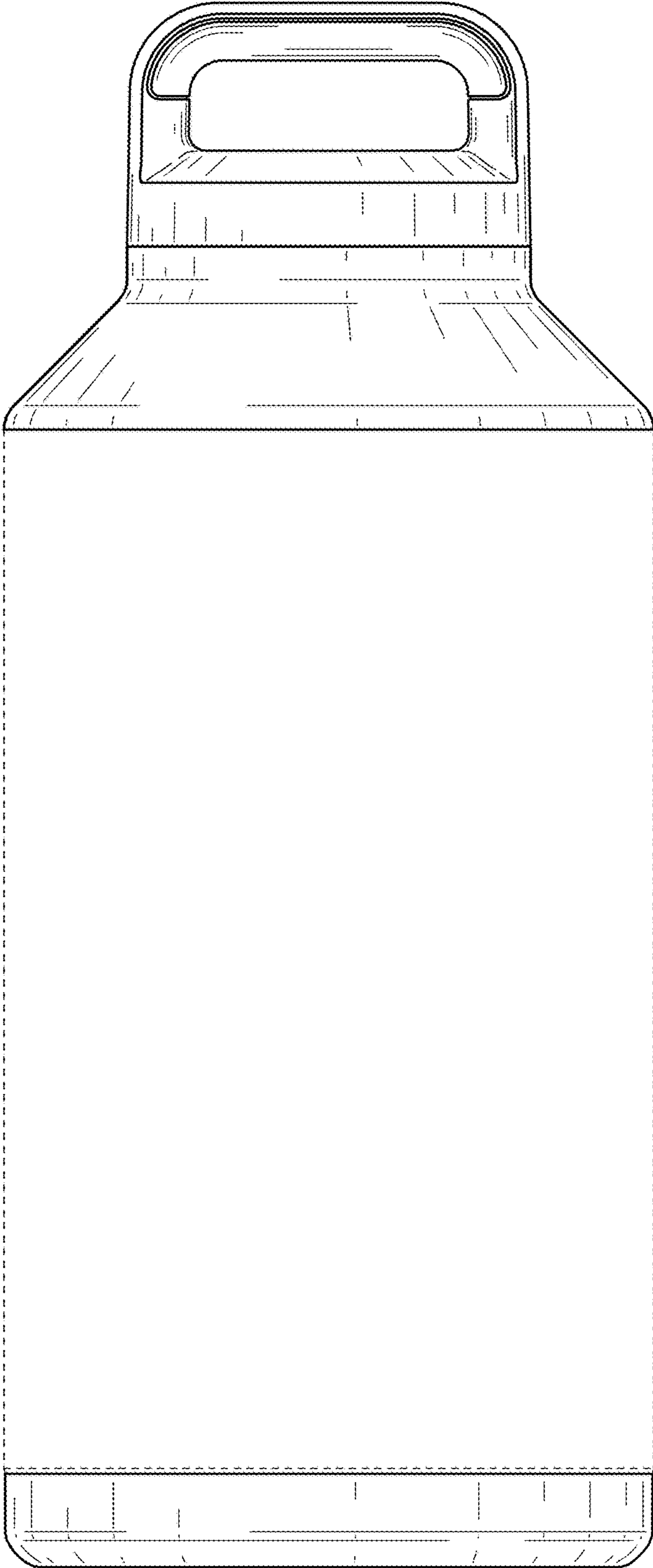


FIG. 2



FIG. 3

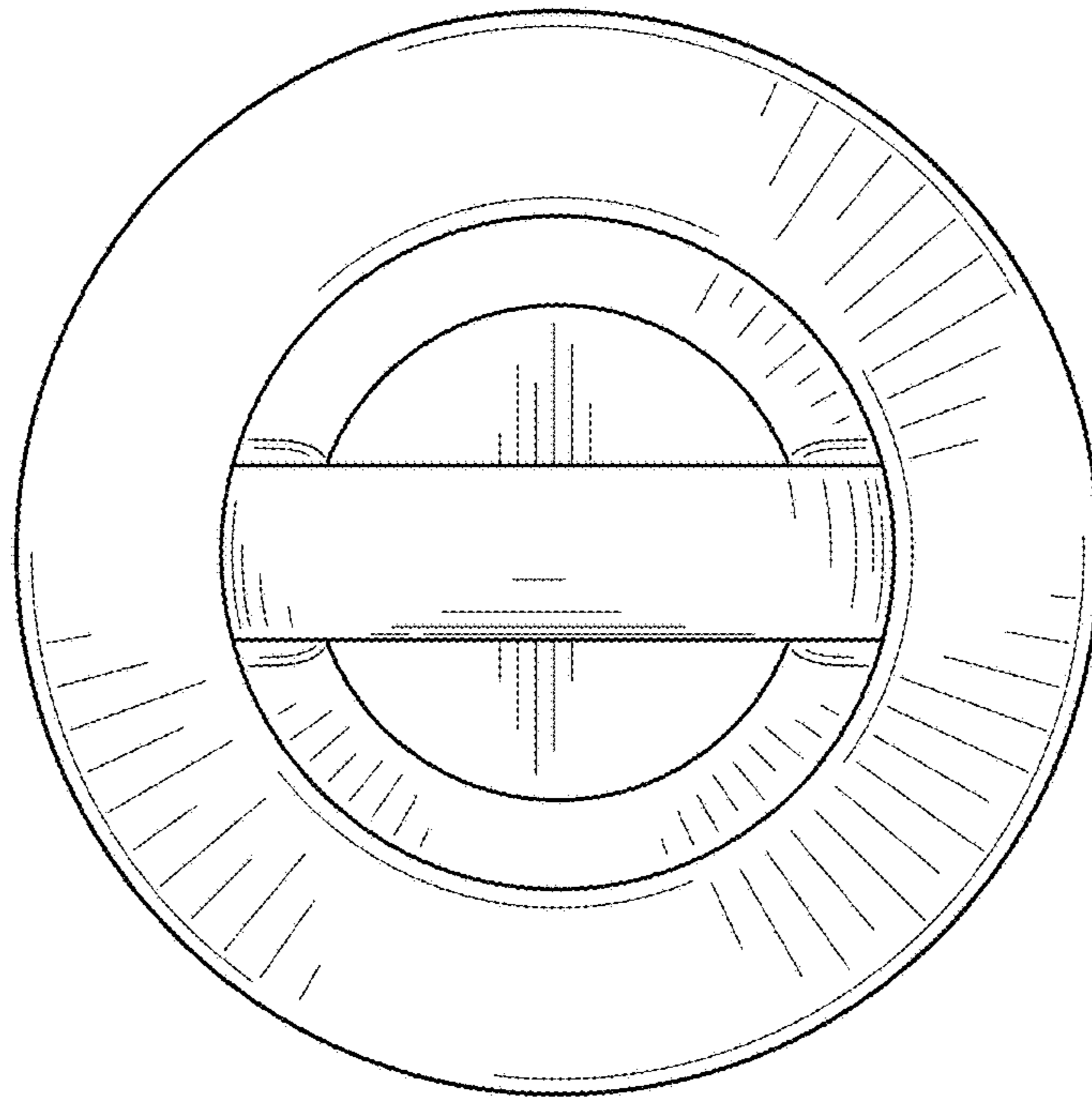


FIG. 4

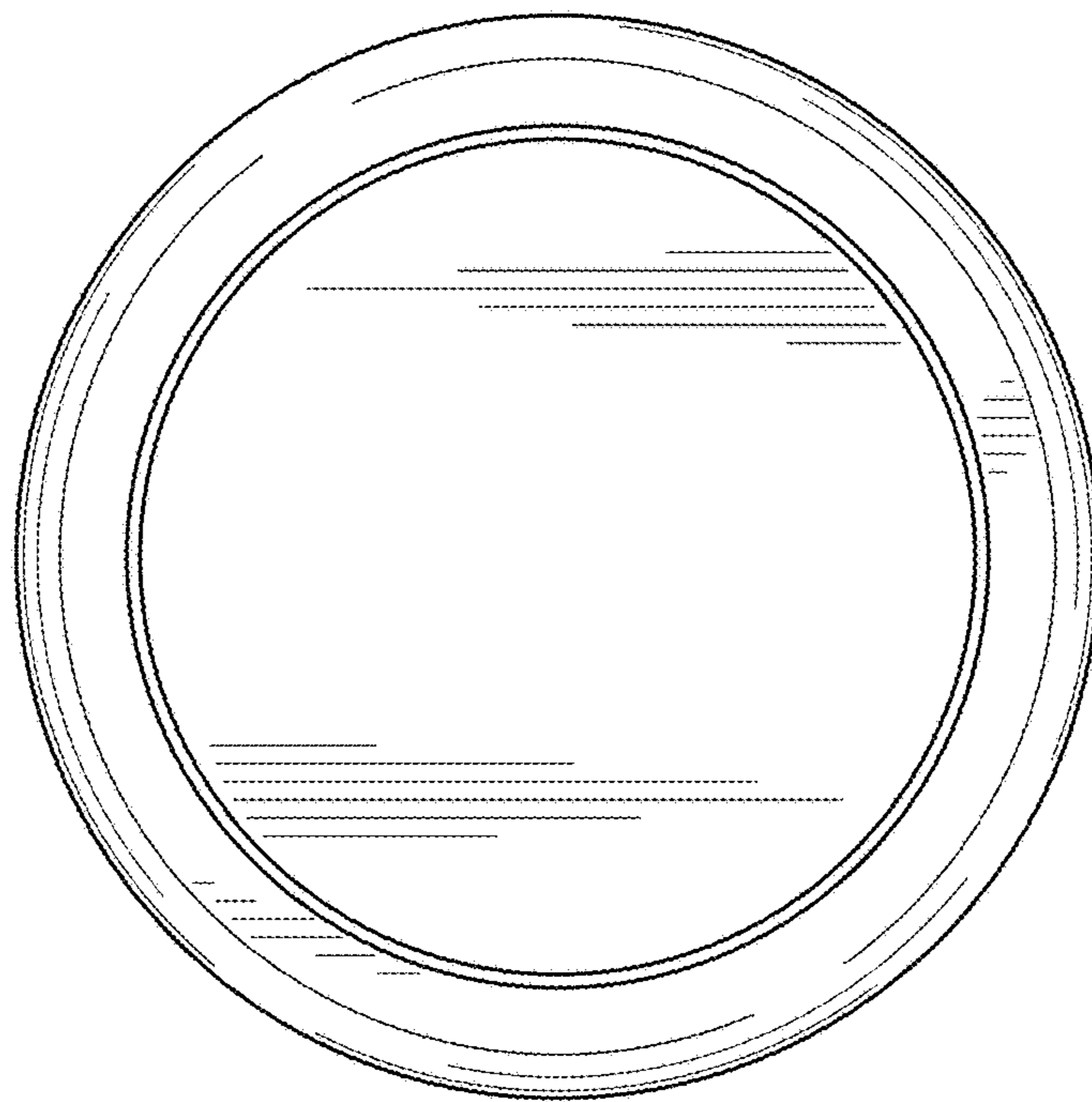


FIG. 5