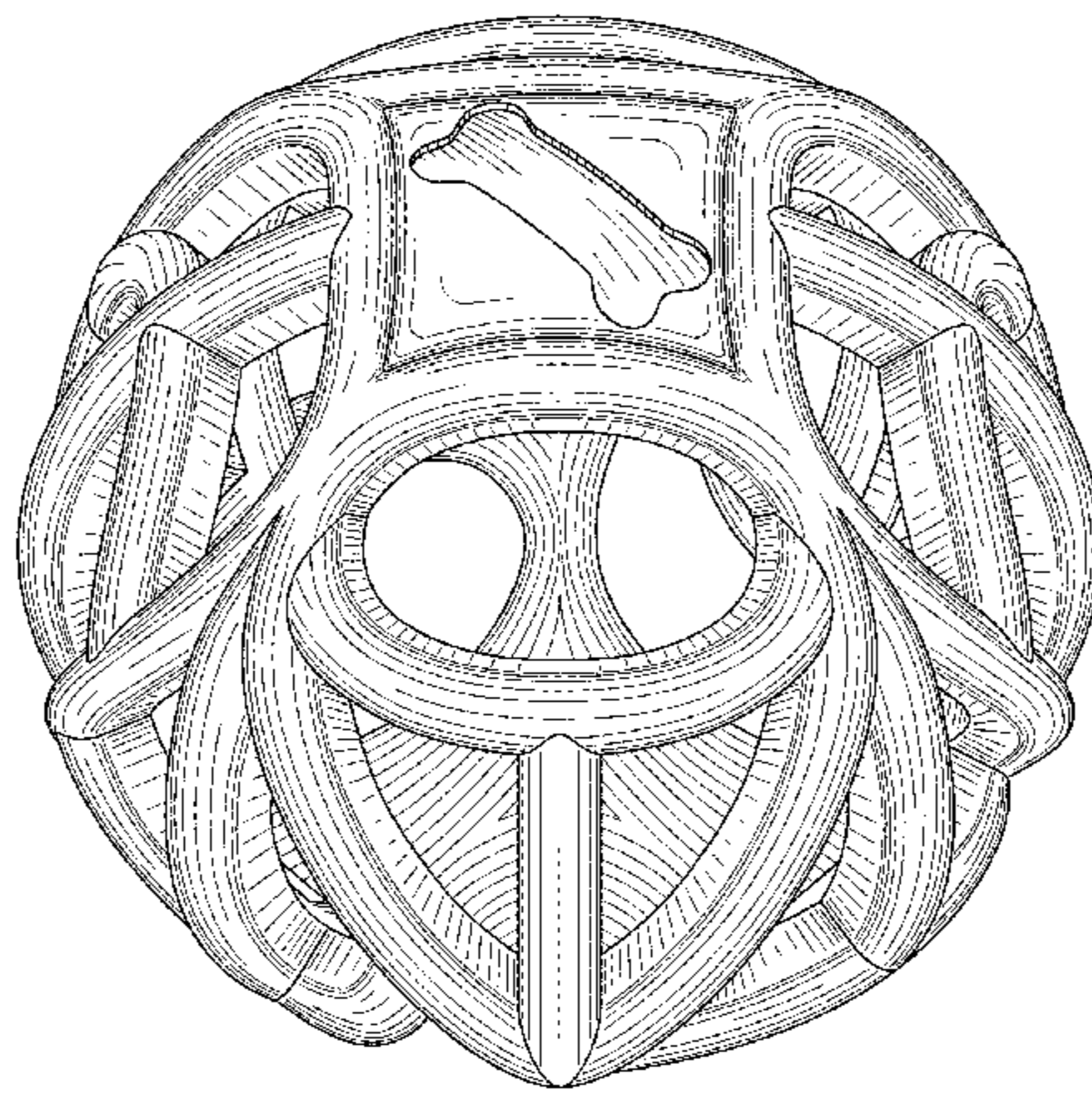




US00D821661S

(12) **United States Design Patent** (10) **Patent No.:** **US D821,661 S**
Burchman et al. (45) **Date of Patent:** **** Jun. 26, 2018**

- (54) **TREAT DISPENSER** 2,131,756 A * 10/1938 Roberts A63B 39/00
473/605
- (71) Applicant: **Big Heart Pet Brands**, San Francisco, CA (US) 2,791,868 A * 5/1957 Viken A63H 33/062
428/11
- (72) Inventors: **Zachary H. Burchman**, Chicago, IL (US); **Thomas M. McKeon**, Wheaton, IL (US); **Justin B. Peart**, Clarendon Hills, IL (US); **Jonathan R. Zayat**, Iowa City, IA (US) D187,723 S 4/1960 McNair et al.
D188,179 S 6/1960 Tay
D189,393 S 12/1960 Schlumbohm
3,037,500 A 6/1962 Daugherty
3,046,016 A * 7/1962 Laws A63F 3/00094
273/241
- (73) Assignee: **BIG HEART PET, INC.**, Orrville, OH (US) 3,334,915 A * 8/1967 Sulyma A63B 19/02
280/206
- (**) Term: **15 Years** D214,928 S 8/1969 Swett et al.
D219,284 S * 11/1970 Hunt D21/707
3,633,587 A * 1/1972 Hunt A63H 5/00
446/409
- (21) Appl. No.: **29/551,918** 3,675,259 A * 7/1972 Gilchrist B63B 1/047
440/100
- (22) Filed: **Jan. 19, 2016** 3,830,011 A * 8/1974 Ochrymowich A63H 33/102
403/171
- (51) **LOC (11) Cl.** **30-99** 3,889,950 A 6/1975 Kasravi
D252,102 S 6/1979 Mandon et al.
- (52) **U.S. Cl.** D256,958 S 9/1980 Markham
4,248,424 A * 2/1981 Judkins A63B 39/06
273/DIG. 20
- (58) **Field of Classification Search** D264,365 S * 5/1982 Arino D21/713
4,451,038 A 5/1984 Nagy
D274,649 S 7/1984 Shiu
4,509,929 A 4/1985 Zawitz
D287,988 S 1/1987 Billingham
4,729,446 A * 3/1988 Sefton A63G 29/00
180/21
- D298,957 S * 12/1988 Van, Jr. 472/14
D307,339 S 4/1990 Markham et al.
D308,122 S 5/1990 Markham et al.
D308,994 S * 7/1990 Norman D21/713
D311,294 S 10/1990 Litowitz
4,974,844 A * 12/1990 Richards A63B 43/002
273/DIG. 20
- CPC A01K 5/02; A01K 5/0233; A01K 5/0241; A01K 5/025; A01K 5/0275; A01K 5/0283; A01K 5/0291; A01K 15/00; A01K 15/02; A01K 15/025; A01K 15/026
See application file for complete search history.
- (56) **References Cited**
U.S. PATENT DOCUMENTS
- 442,618 A * 12/1890 Greene 273/398
D74,569 S * 2/1928 Kafka D11/121
2,001,067 A 5/1935 Lane
2,078,382 A * 4/1937 Hanshaw A63B 37/14
473/595
2,086,631 A 7/1937 Munro
- 5,224,959 A 7/1993 Kasper
5,236,196 A 8/1993 Blankenburg et al.
D344,161 S 2/1994 Markham
D349,786 S 8/1994 Markham
5,343,828 A 9/1994 Houghton et al.
5,351,650 A 10/1994 Graves



US D821,661 S

D359,327 S	6/1995	Gould		D560,788 S	1/2008	Farrell et al.	
D368,339 S	3/1996	O'Rourke et al.		7,316,598 B1 *	1/2008	Lock	A63H 33/102
D372,750 S *	8/1996	Schloss	D21/707				446/126
5,553,570 A	9/1996	VanNatter, III et al.		D563,609 S	3/2008	Gick	
5,564,369 A	10/1996	Barber et al.		RE40,430 E	7/2008	Markham	
5,676,611 A	10/1997	Foster et al.		D576,235 S *	9/2008	Zawitz	D21/707
D388,559 S	12/1997	Mauldin, Jr.		D579,157 S	10/2008	Edwards	
5,758,604 A	6/1998	Jorgensen		D580,112 S *	11/2008	Stiles	D21/713
5,799,616 A	9/1998	McClung, III		D583,113 S	12/2008	Simon	
5,813,366 A	9/1998	Mauldin, Jr.		7,500,450 B2	3/2009	Wolfe, Jr. et al.	
5,819,690 A	10/1998	Brown		7,506,613 B2	3/2009	Wolfe, Jr. et al.	
5,823,843 A	10/1998	Pohlman		7,506,614 B1	3/2009	Tsengas	
5,832,877 A	11/1998	Markham		D594,606 S	6/2009	DeSeguirant, Jr.	
5,865,146 A	2/1999	Markham		D596,248 S *	7/2009	Silverglate	D21/398
5,865,147 A	2/1999	Rubin		7,555,997 B2	7/2009	Wolfe, Jr. et al.	
D412,085 S	7/1999	Roush et al.		D599,966 S	9/2009	Viola	
D412,767 S	8/1999	Bemis et al.		7,600,488 B2	10/2009	Mann	
5,947,061 A	9/1999	Markham et al.		7,631,613 B2	12/2009	Lescroart	
5,957,082 A	9/1999	Budman et al.		7,640,894 B2	1/2010	Jager	
5,965,182 A	10/1999	Lindgren		D610,215 S *	2/2010	Wechsler	D21/707
6,073,581 A	6/2000	Wang		7,661,896 B2	2/2010	Zawitz	
6,073,588 A	6/2000	McClung, III et al.		D623,247 S *	9/2010	Zawitz	D21/707
6,086,445 A	7/2000	Zawitz		7,789,045 B1	9/2010	Tsengas	
6,098,571 A	8/2000	Axelrod et al.		7,798,106 B1	9/2010	Tsengas	
6,129,053 A	10/2000	Markham et al.		D625,056 S	10/2010	Kelly	
6,148,771 A	11/2000	Costello		7,832,362 B2	11/2010	DeGhionno	
6,158,391 A	12/2000	Simonetti		D631,213 S	1/2011	Morton	
D436,657 S	1/2001	Heatter		7,866,281 B2	1/2011	Willinger	
6,186,095 B1	2/2001	Simon		7,867,115 B2	1/2011	Zawitz	
6,220,980 B1 *	4/2001	Adler	A63B 43/002 473/612	D633,143 S	2/2011	Manieri et al.	
				D638,589 S	5/2011	Axelrod et al.	
6,237,538 B1	5/2001	Tsengas		D640,018 S	6/2011	Rutherford	
D449,677 S	10/2001	Denham et al.		D642,339 S *	7/2011	Levin	D30/160
D453,864 S	2/2002	Olivares et al.		8,025,550 B2	9/2011	Tsengas et al.	
D454,993 S	3/2002	Herrenbruck		D646,735 S *	10/2011	Nichols	D21/398
6,405,682 B1	6/2002	Simon		1,006,182 A1	10/2011	Cousin	
6,427,634 B1	8/2002	Mann		D650,083 S	12/2011	Sharp	
6,439,166 B1	8/2002	Markham		D650,631 S	12/2011	Petersen et al.	
6,470,830 B2	10/2002	Mann		D651,372 S	12/2011	Rutherford	
6,484,671 B2	11/2002	Herrenbruck		8,074,609 B2	12/2011	Adkins	
D468,378 S *	1/2003	Routzong	D21/398	D657,506 S *	4/2012	Viola	D30/160
D469,484 S *	1/2003	Dawson	D21/662	D658,817 S	5/2012	Costello et al.	
6,526,912 B1	3/2003	Ottoson		D658,825 S	5/2012	Wolfe, Jr. et al.	
D473,021 S	4/2003	Gourley		D660,664 S	5/2012	Hsu	
6,546,896 B1	4/2003	Markham		8,186,544 B2	5/2012	Mills et al.	
6,557,496 B2	5/2003	Herrenbruck		D664,723 S	7/2012	Wolfe, Jr. et al.	
6,568,982 B2	5/2003	Esterle		8,225,747 B2	7/2012	Markham et al.	
D477,441 S	7/2003	Willinger et al.		D665,136 S	8/2012	Day	
D479,897 S	9/2003	Willinger		8,240,273 B2	8/2012	Benson	
6,622,659 B2	9/2003	Willinger		8,240,275 B2	8/2012	Ragonetti et al.	
D481,834 S	11/2003	O'Rourke		D670,040 S	10/2012	Aboujaoude	
6,651,590 B2	11/2003	Willinger et al.		8,312,844 B2	11/2012	Mann	
6,722,317 B2	4/2004	O'Rourke		D672,513 S	12/2012	Wolfe, Jr. et al.	
D489,494 S	5/2004	Silverglate		D672,927 S	12/2012	Bertsch	
6,729,984 B2	5/2004	Silverglate		8,397,948 B2	3/2013	Mills et al.	
D492,455 S	6/2004	Herrenbruck		D680,698 S	4/2013	McWilliams	
D497,396 S *	10/2004	Wechsler	D21/398	8,464,666 B2	6/2013	Chefetz et al.	
D498,274 S *	11/2004	Wechsler	D21/707	8,474,404 B2	7/2013	Costello	
D501,520 S *	2/2005	Fraze	D21/707	D689,155 S	9/2013	Jahns	
D505,524 S *	5/2005	DeAngelis	D30/160	D691,334 S	10/2013	Byrne	
D507,685 S	7/2005	Nazimek		D692,510 S	10/2013	Zawitz	
D509,578 S	9/2005	Yao		D702,004 S	4/2014	Byrne	
6,945,195 B1	9/2005	Morrison		8,701,599 B2	4/2014	Dewey et al.	
D512,798 S	12/2005	Neumann et al.		8,746,182 B2	6/2014	Anderson	
6,976,619 B2	12/2005	Beacham et al.		8,753,235 B1 *	6/2014	Daniel	A63B 41/00 473/603
D514,263 S	1/2006	Willinger					
6,990,762 B1	1/2006	Muday et al.		8,820,268 B2	9/2014	Valle et al.	
7,004,111 B2	2/2006	Olson		D717,017 S	11/2014	McGrath et al.	
7,032,541 B1	4/2006	Tsengas		D717,521 S *	11/2014	Slusarczyk	D1/130
D524,500 S	7/2006	Wai		D718,005 S *	11/2014	Hansen	D30/160
D530,755 S *	10/2006	Wechsler	D21/398	8,875,662 B2	11/2014	Angle et al.	
D536,478 S *	2/2007	McMinn	D26/118	D720,898 S	1/2015	Herrera	
7,192,328 B2	3/2007	Zawitz		8,960,130 B2	2/2015	Willinger et al.	
RE39,563 E	4/2007	Markham		8,985,060 B2	3/2015	Angle et al.	
D541,365 S *	4/2007	Peterson	D21/803	8,997,689 B2	4/2015	Ragonetti	
7,234,420 B1	6/2007	Tsengas		9,004,012 B2	4/2015	Taylor	
D549,889 S	8/2007	Winkler et al.		9,107,390 B1	8/2015	Day	
7,270,085 B2	9/2007	Wolfe, Jr. et al.		D738,972 S *	9/2015	Black	D21/707
7,270,332 B2	9/2007	McClung et al.		D741,027 S	10/2015	Byrne	

D741,987	S	10/2015	Gamble et al.	
9,210,912	B1	12/2015	Conde	
D747,416	S	1/2016	Zawitz	
D747,832	S	1/2016	Setser	
D752,317	S *	3/2016	Baikie	D1/199
D760,451	S	6/2016	Harvey et al.	
D775,445	S	12/2016	Cole	
D776,371	S *	1/2017	Tome	D30/160
9,532,551	B1	1/2017	Conde	
D779,001	S *	2/2017	Nimes	D21/707
D779,002	S *	2/2017	Nimes	D21/707
D781,973	S *	3/2017	Wills	D21/707
D782,586	S *	3/2017	Wills	D21/707
D785,252	S	4/2017	Comerford	
D793,630	S	8/2017	Bales	
2002/0124811	A1 *	9/2002	Willinger	A01K 15/025 119/707
2008/0053374	A1	3/2008	Kerrigan et al.	
2008/0083378	A1	4/2008	Pearce	
2008/0090486	A1	4/2008	Zawitz	
2008/0121190	A1	5/2008	Moulton	
2008/0141948	A1	6/2008	Renforth et al.	
2009/0078214	A1	3/2009	Mann	
2009/0170645	A1 *	7/2009	Silvergate	A63B 39/00 473/612
2009/0314221	A1	12/2009	Wang	
2010/0294211	A1 *	11/2010	Tsengas	A01K 15/025 119/707
2011/0212798	A1	9/2011	Zawitz	
2012/0028743	A1	2/2012	Muldoon et al.	
2012/0318210	A1 *	12/2012	Anderson	A01K 5/0114 119/710
2013/0008389	A1	1/2013	Teonchuk et al.	
2013/0055965	A1 *	3/2013	Valle	A01K 15/025 119/710
2013/0074780	A1	3/2013	Wechsler	
2013/0104811	A1	5/2013	Teonchuk et al.	
2013/0167779	A1	7/2013	Axelrod et al.	
2013/0210562	A1	8/2013	Zawitz	
2013/0247836	A1	9/2013	Axelrod et al.	
2014/0162814	A1	6/2014	Zawitz	
2014/0209038	A1	7/2014	Simon	
2014/0270931	A1	9/2014	Jager	
2014/0345532	A1	11/2014	Valle	
2014/0373788	A1	12/2014	Ragonetti	
2015/0181839	A1 *	7/2015	Baikie	A01K 15/026 119/710
2015/0246266	A1	9/2015	Zawitz	
2015/0296747	A1	10/2015	Kellogg	
2015/0321052	A1	11/2015	Zawitz	
2016/0107045	A1 *	4/2016	Lorhpiat	A63B 39/00 473/612
2016/0107047	A1	4/2016	Canobbio	
2016/0165845	A1	6/2016	Stone	
2016/0316719	A1	11/2016	Parness	

FOREIGN PATENT DOCUMENTS

CA	2688885	5/2011
CN	101444190	6/2009
CN	300999317	9/2009
CN	301072830	12/2009
CN	302111811	10/2012
CN	102835323	12/2012
CN	302282413	1/2013
CN	302292531	1/2013
CN	103070086	5/2013
CN	302425554	5/2013
CN	302634173	11/2013
CN	302774247	3/2014
CN	302774248	3/2014
CN	302783838	4/2014
CN	302851904	6/2014
CN	302984655	10/2014
CN	204104489	1/2015
CN	303091423	1/2015
CN	303153047	4/2015
CN	303182398	4/2015

CN	104642190	5/2015
CN	303227795	5/2015
CN	303323179	8/2015
CN	303349051	8/2015
CN	303398080	9/2015
CN	303416425	10/2015
CN	303442931	11/2015
CN	303480775	12/2015
CN	303494381	12/2015
CN	303552105	1/2016
DE	102009008592	8/2010
EM	000878061-0001	2/2008
EM	001063648-0001	12/2008
EM	001063648-0004	12/2008
EM	001063648-0005	12/2008
EM	001723404-0001	6/2010
EM	001226690-0002	7/2010
EM	001354161-0001	1/2013
GB	2080601	6/1999
GB	4001399	2/2007
TR	201506923-0001	11/2015
WO	2013140407	9/2013

OTHER PUBLICATIONS

Non-final Office Action dated May 9, 2017 in corresponding U.S. Appl. No. 15/001,837.
 Non-final Office Action Restriction Requirement dated Feb. 23, 2017 in corresponding U.S. Appl. No. 15/001,837.
 Non-final Office Action Restriction Requirement dated Jul. 13, 2017 in corresponding U.S. Appl. No. 29/551,916.
 Non-final Office Action Ex Parte Quayle dated Aug. 17, 2017 in corresponding U.S. Appl. No. 29/551,916.
 Large Foam Fire Plug Toy Treat Dispenser, <http://www.dog-collar-info.com/treat-dispensers/238-large-foram-fire-plug-toy-treat-dispenser.html>, 2015, 1 page.
 Final Office Action dated Oct. 24, 2017 in corresponding U.S. Appl. No. 15/001,837.

* cited by examiner

Primary Examiner — Susan Moon Lee
 (74) Attorney, Agent, or Firm — Michael A. Olshavsky

(57) CLAIM

The ornamental designs for a treat dispenser, as shown and described.

DESCRIPTION

FIG. 1 is a front isometric view of a treat dispenser illustrating a new design.
 FIG. 2 is a top plan view of the treat dispenser shown in FIG. 1.
 FIG. 3 is a bottom plan view of the treat dispenser shown in FIG. 1.
 FIG. 4 is a front elevation view of the treat dispenser shown in FIG. 1.
 FIG. 5 is a rear elevation view of the treat dispenser shown in FIG. 1.
 FIG. 6 is a side elevation view of the treat dispenser shown in FIG. 1.
 FIG. 7 is another side elevation view of the treat dispenser that is opposite the side elevation view shown in FIG. 6.
 FIG. 8 is a front isometric view of a second embodiment of the treat dispenser.
 FIG. 9 is a top plan view of the treat dispenser shown in FIG. 8.
 FIG. 10 is a bottom plan view of the treat dispenser shown in FIG. 8.

FIG. 11 is a front elevation view of the treat dispenser shown in FIG. 8.

FIG. 12 is a rear elevation view of the treat dispenser shown in FIG. 8.

FIG. 13 is a side elevation view of the treat dispenser shown in FIG. 8.

FIG. 14 is another side elevation view of the treat dispenser that is opposite the side elevation view shown in FIG. 13.

FIG. 15 is a front isometric view of a third embodiment of the treat dispenser.

FIG. 16 is a top plan view of the treat dispenser shown in FIG. 15.

FIG. 17 is a bottom plan view of the treat dispenser shown in FIG. 15.

FIG. 18 is a front elevation view of the treat dispenser shown in FIG. 15.

FIG. 19 is a rear elevation view of the treat dispenser shown in FIG. 15.

FIG. 20 is a side elevation view of the treat dispenser shown in FIG. 15.

FIG. 21 is another side elevation view of the treat dispenser that is opposite the side elevation view shown in FIG. 20.

FIG. 22 is a front isometric view of a fourth embodiment of the treat dispenser.

FIG. 23 is a top plan view of the treat dispenser shown in FIG. 22.

FIG. 24 is a bottom plan view of the treat dispenser shown in FIG. 22.

FIG. 25 is a front elevation view of the treat dispenser shown in FIG. 22.

FIG. 26 is a rear elevation view of the treat dispenser shown in FIG. 22.

FIG. 27 is a side elevation view of the treat dispenser shown in FIG. 22; and,

FIG. 28 is another side elevation view of the treat dispenser that is opposite the side elevation view shown in FIG. 27.

Broken lines shown in the accompanying drawings represent structure that is not part of the claimed design, but rather illustrate the environment in which the design is used.

1 Claim, 28 Drawing Sheets

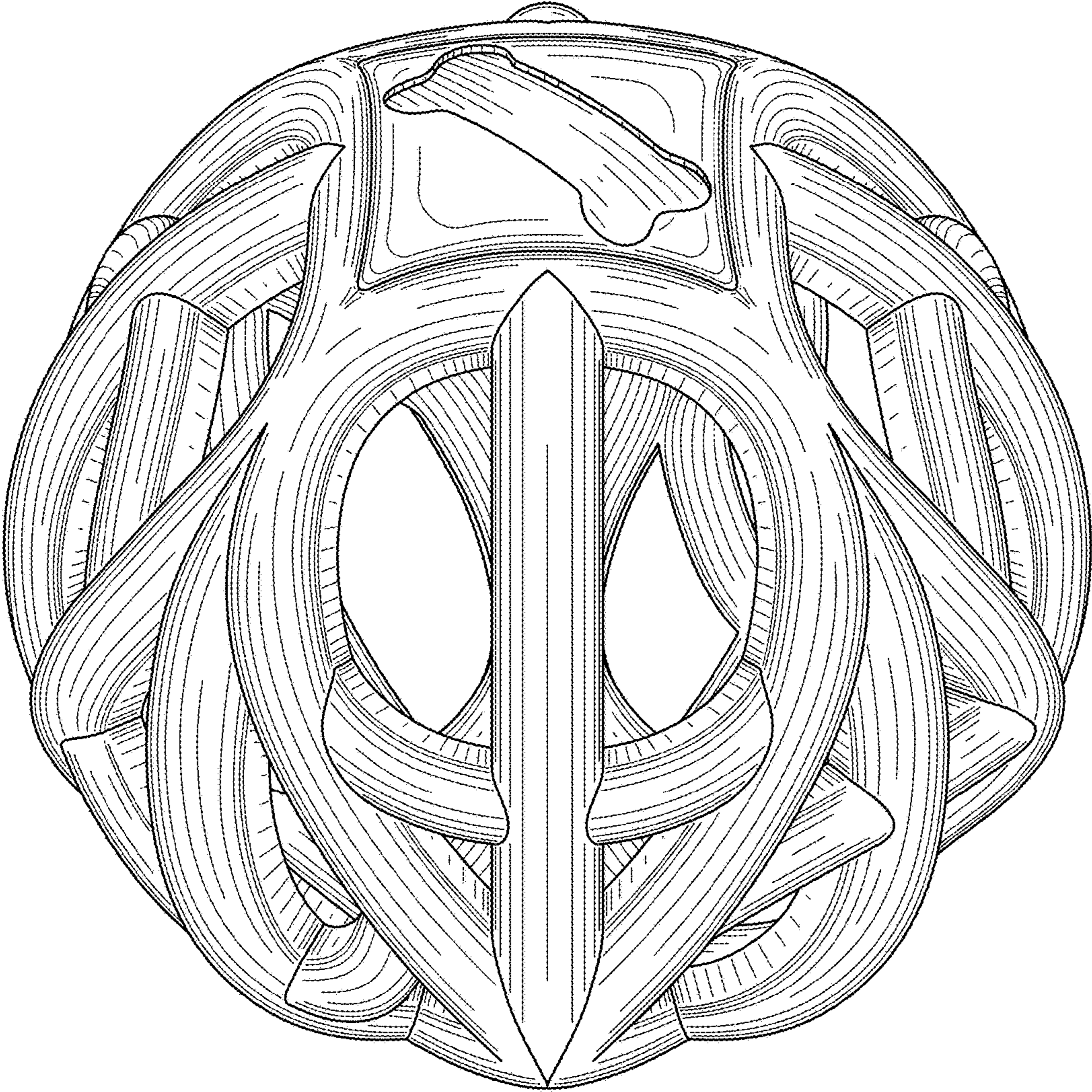


FIG. 1

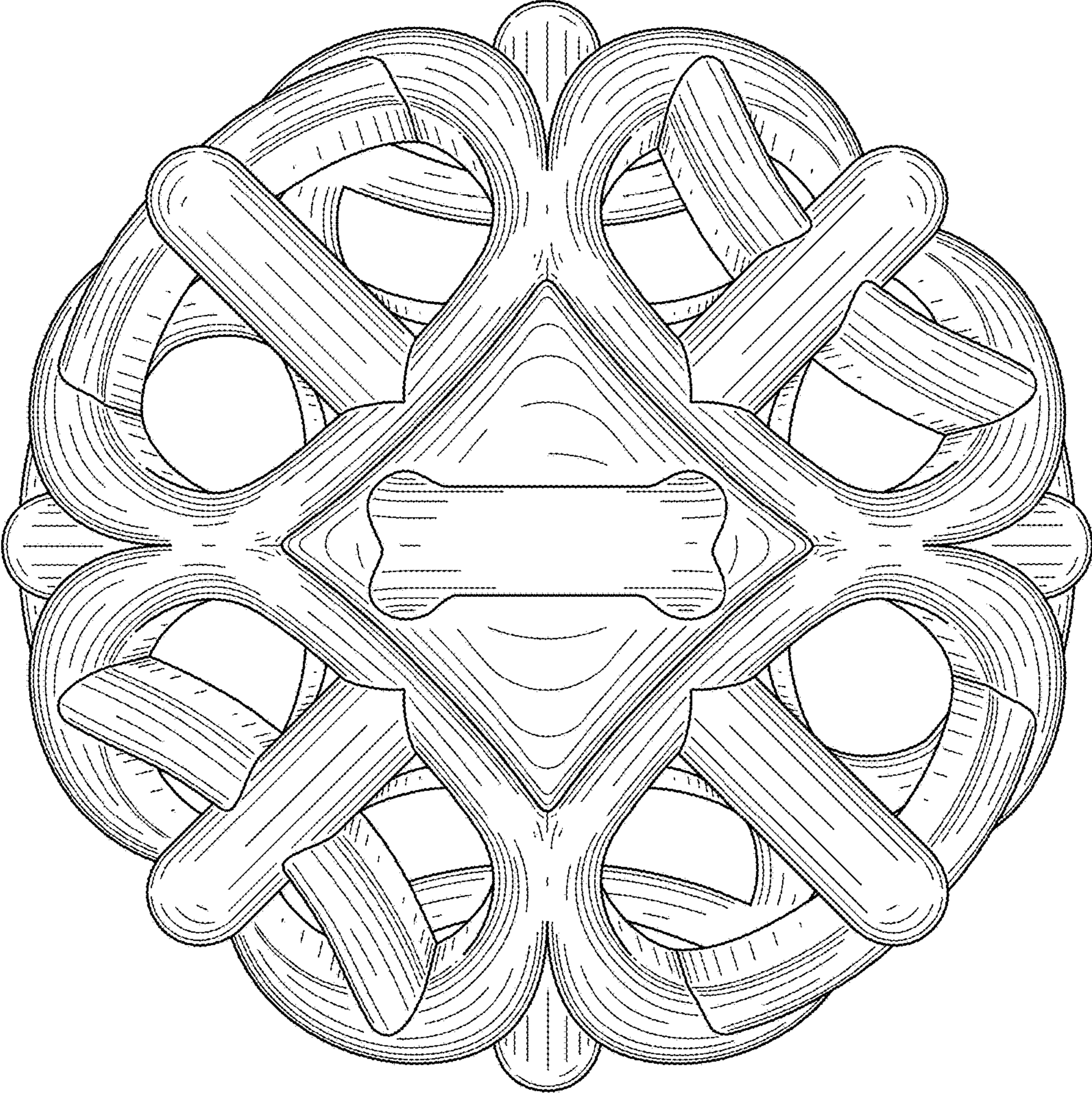


FIG. 2

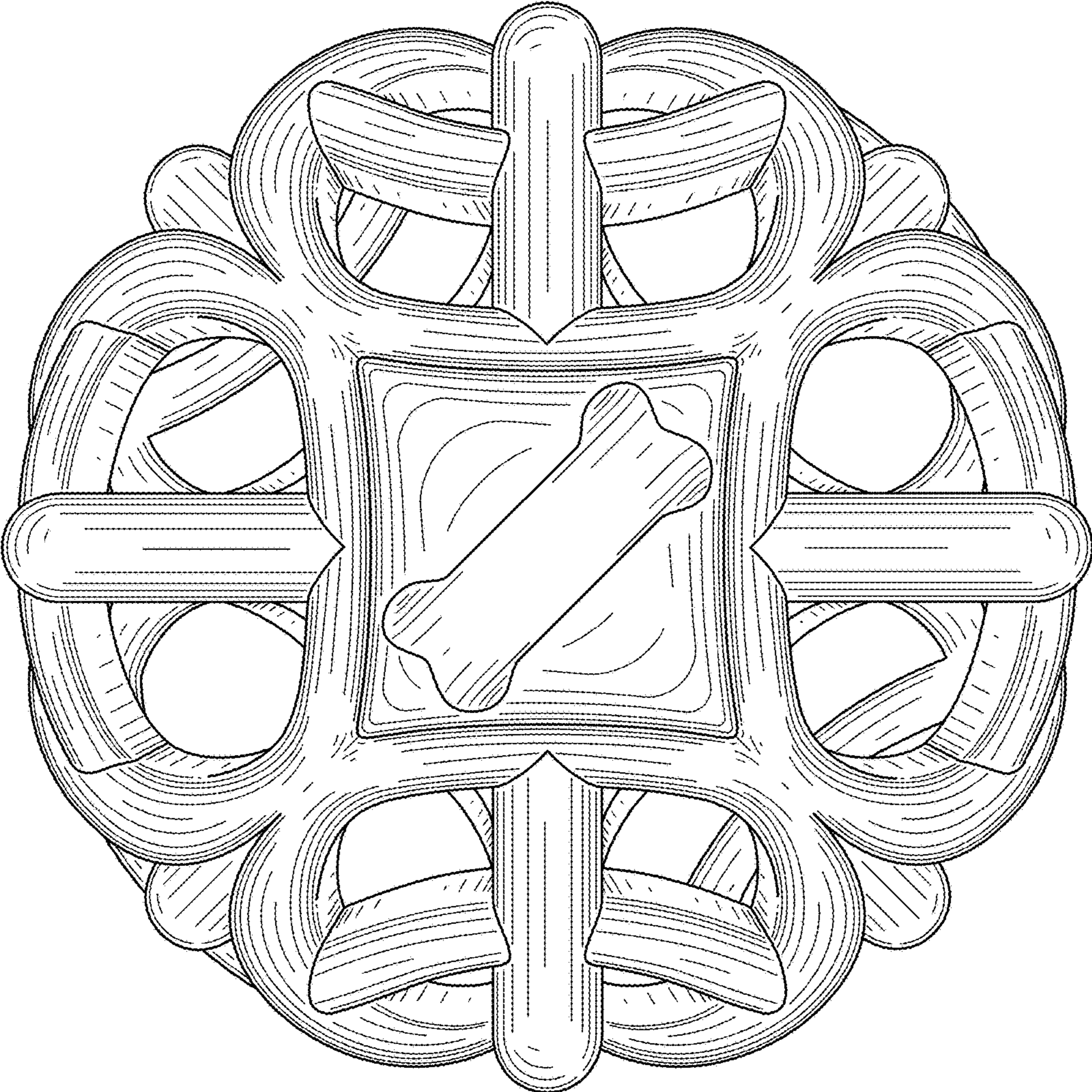


FIG. 3

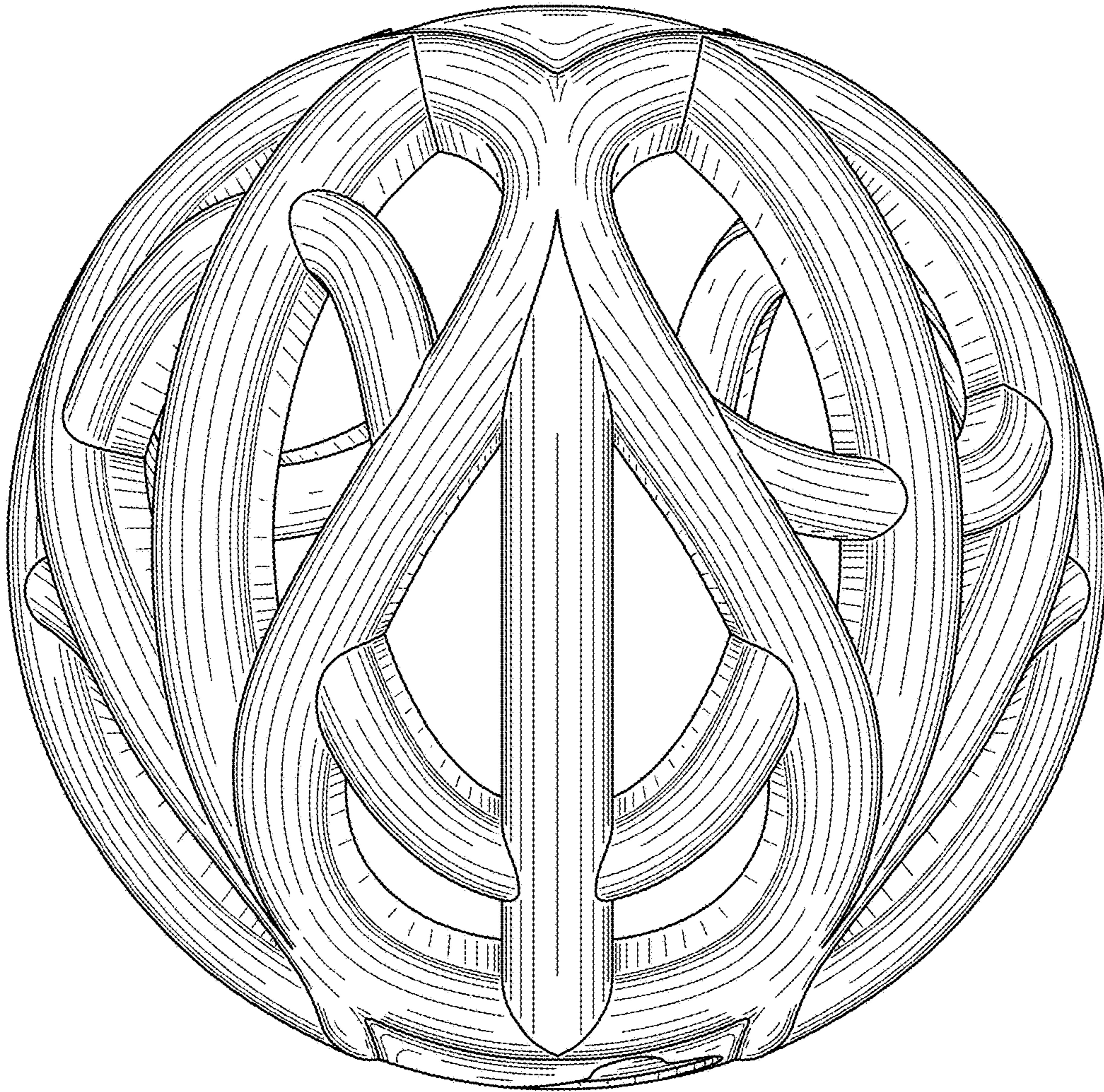


FIG. 4

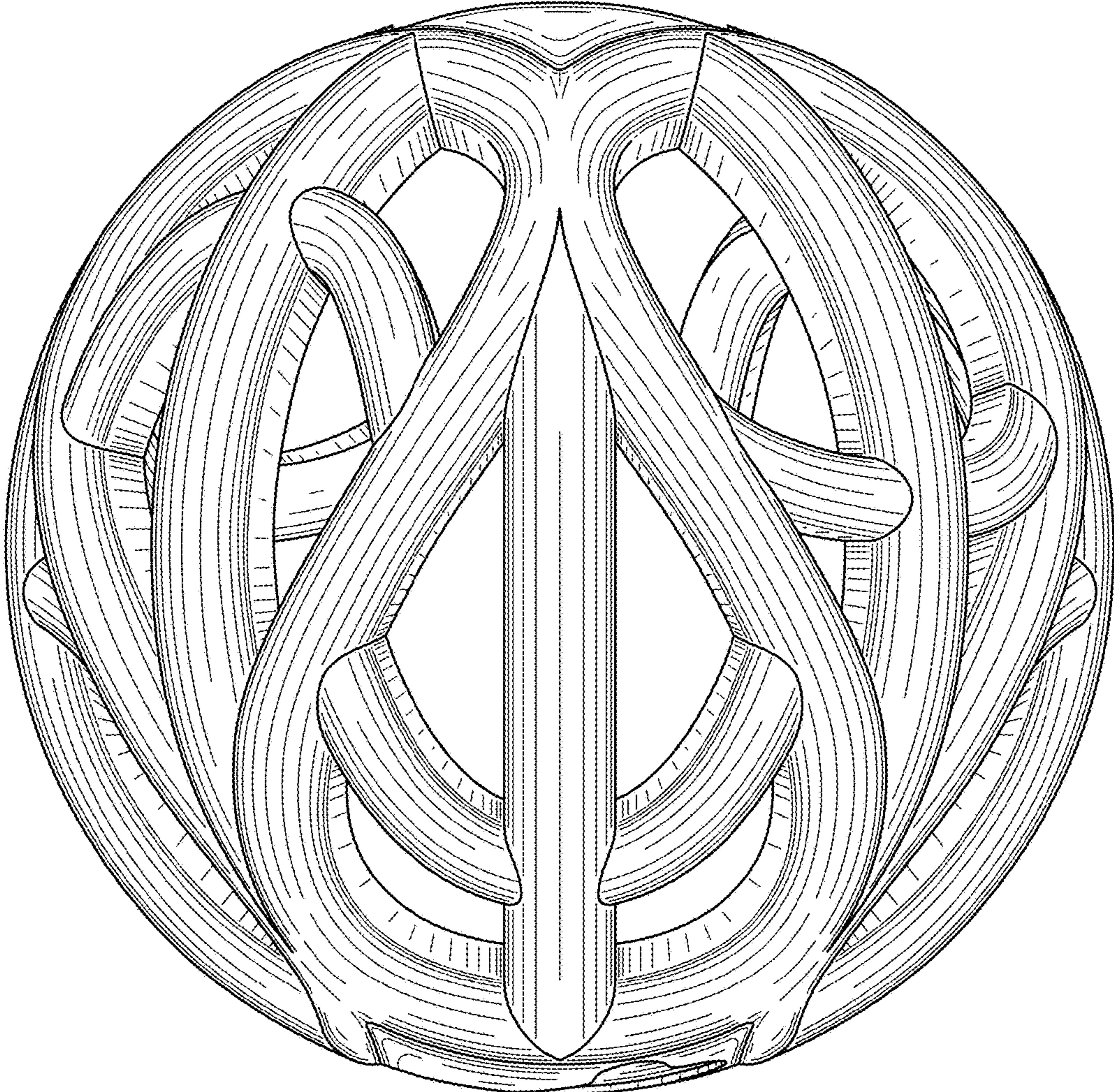


FIG. 5

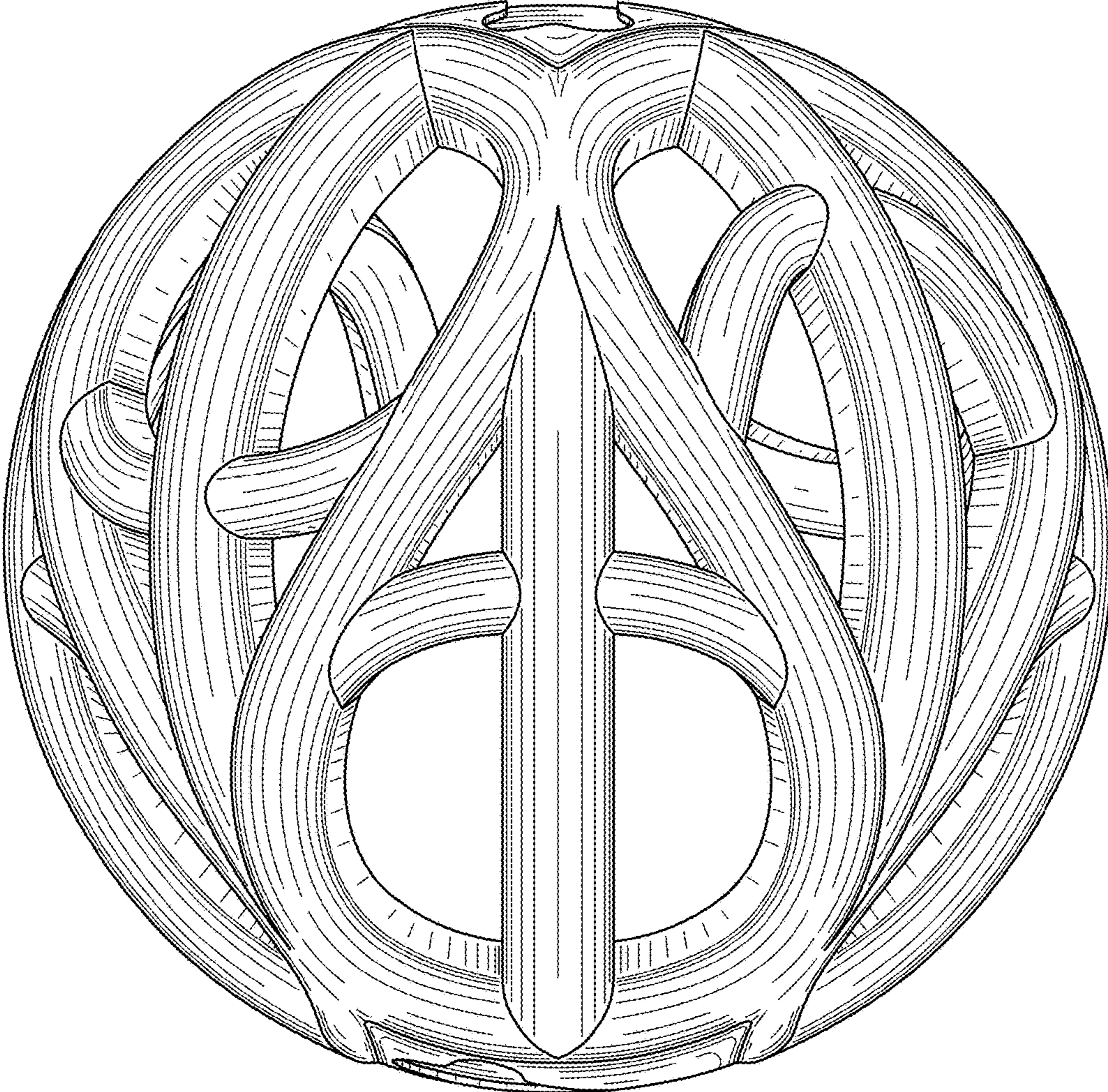


FIG. 6

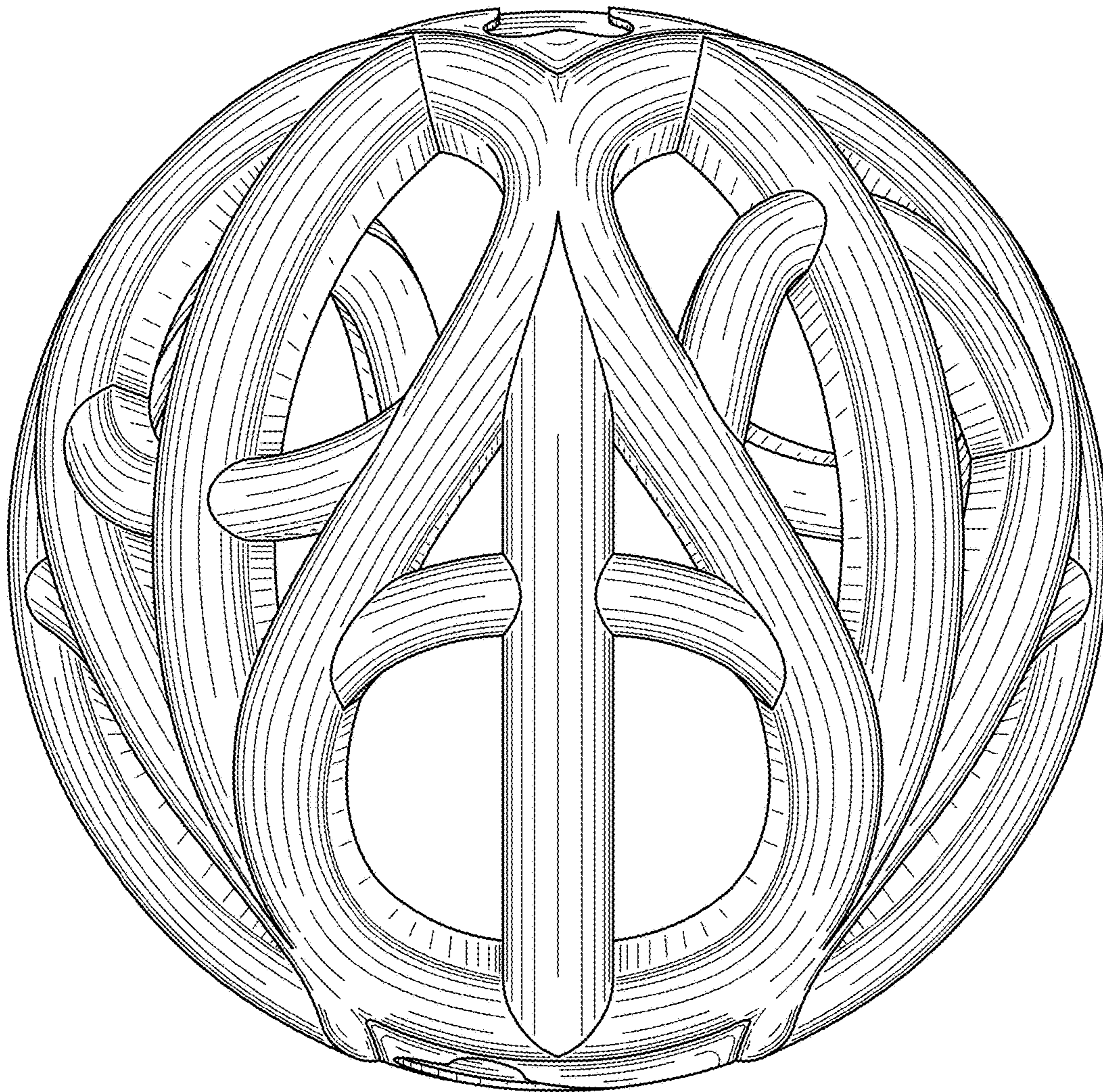


FIG. 7

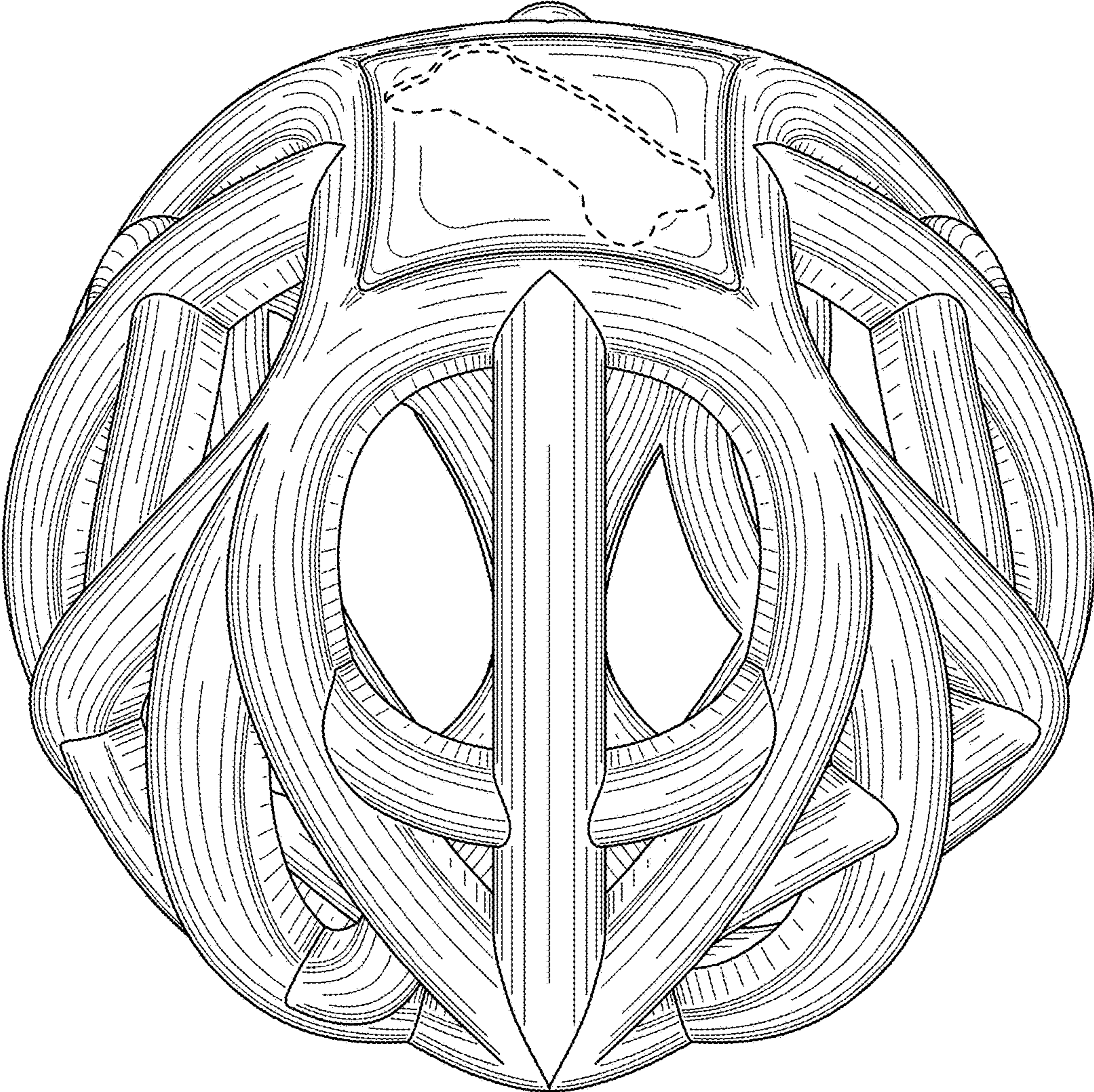


FIG. 8

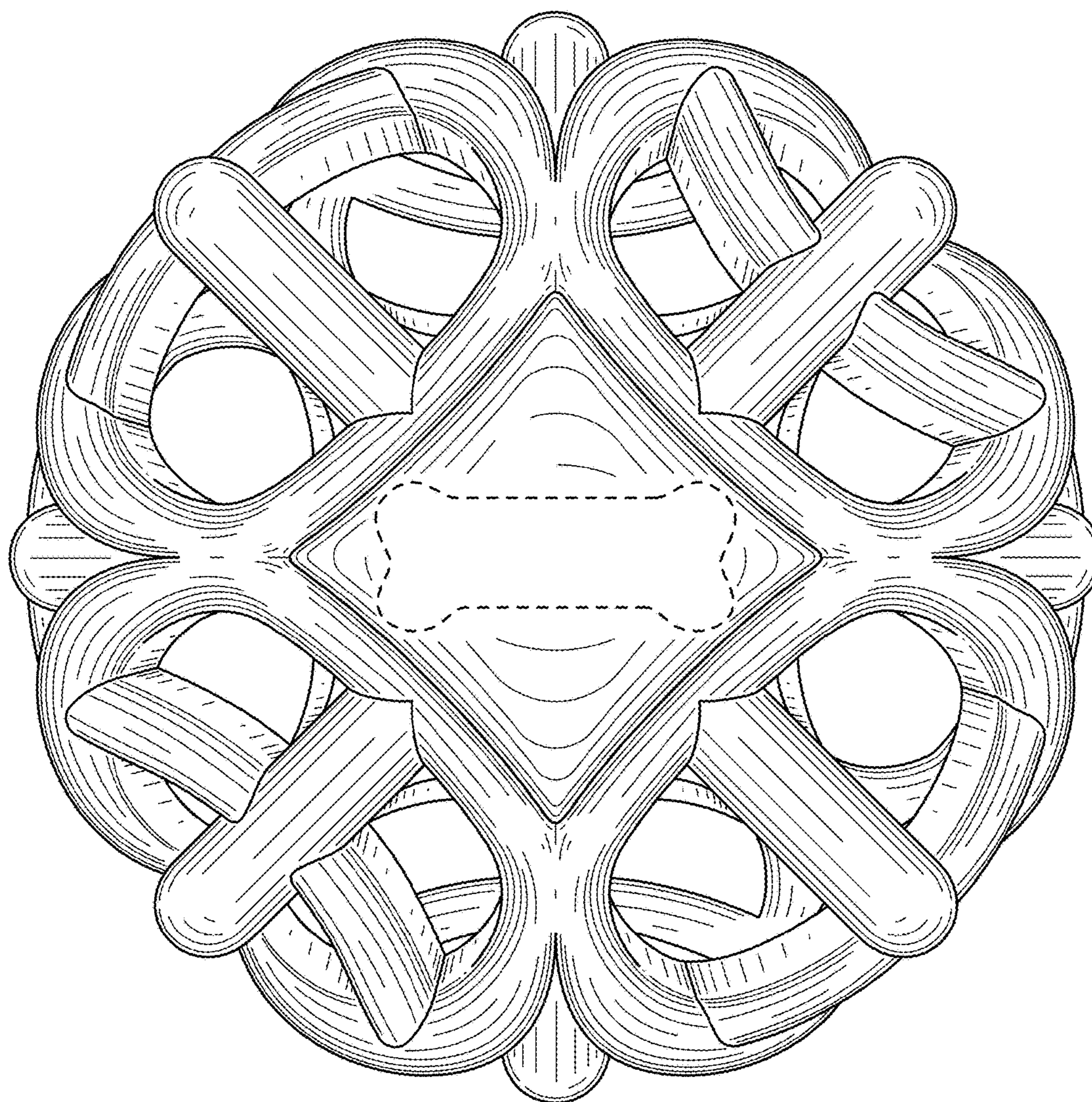


FIG. 9

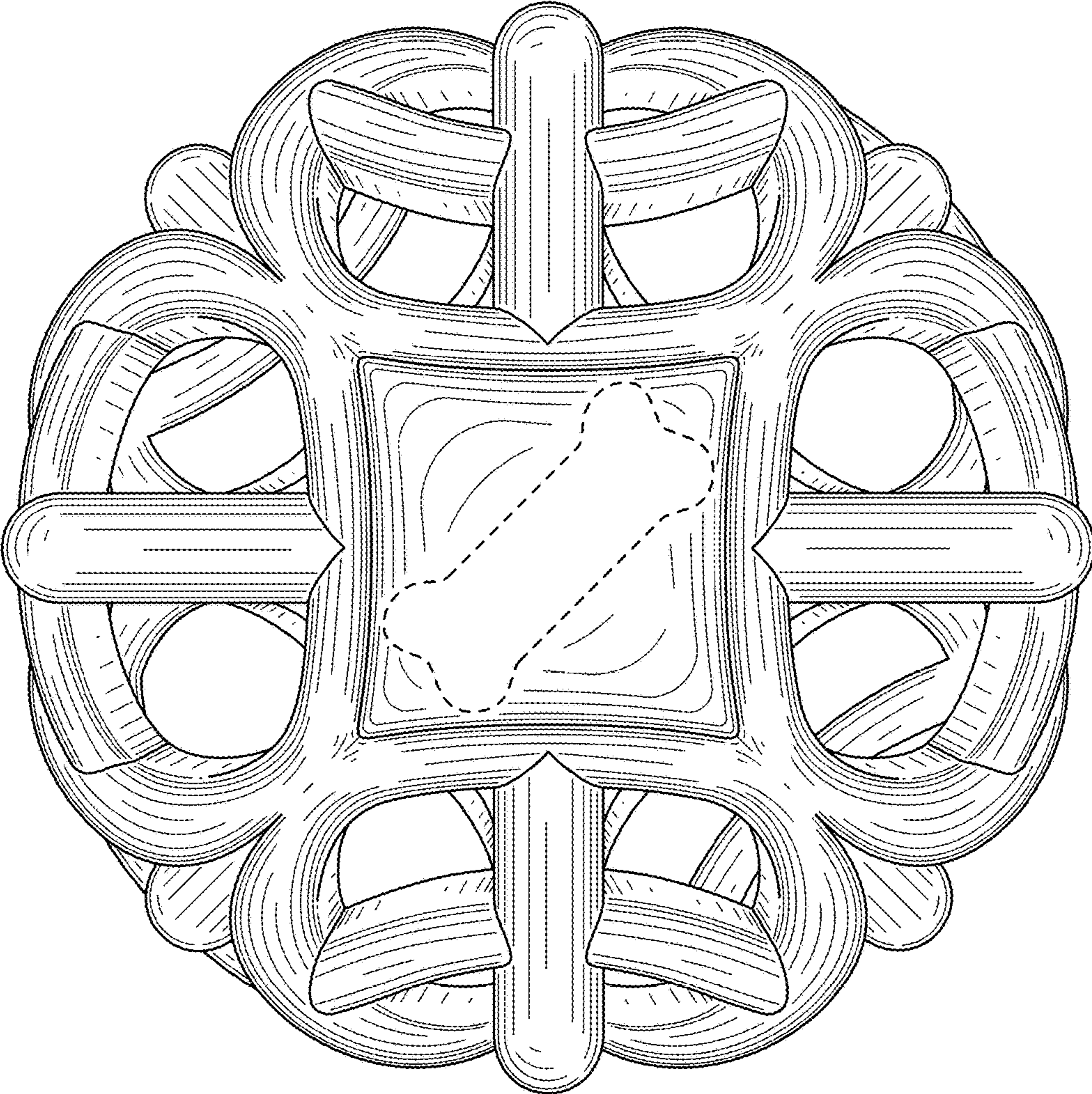


FIG. 10

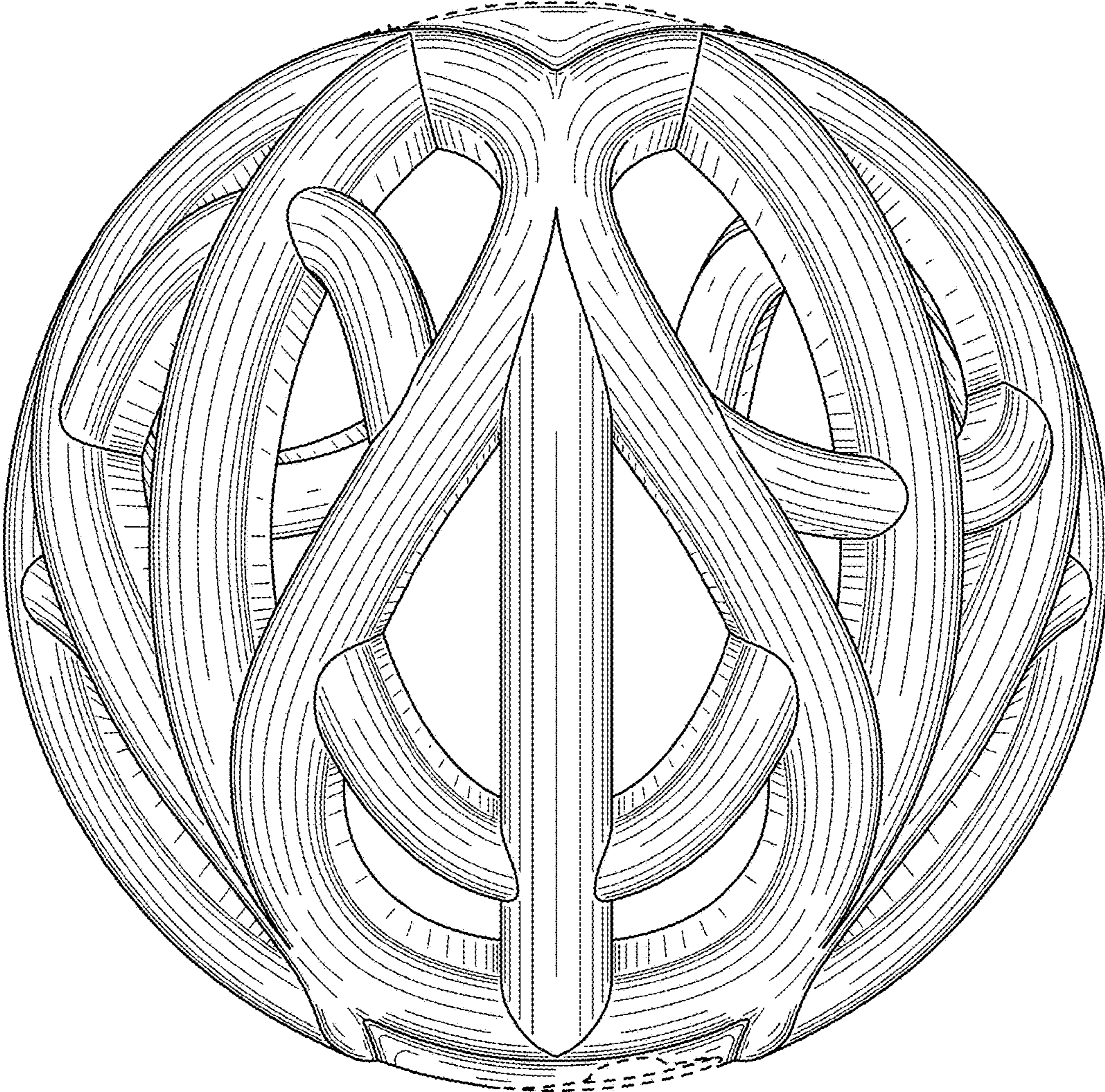


FIG. 11

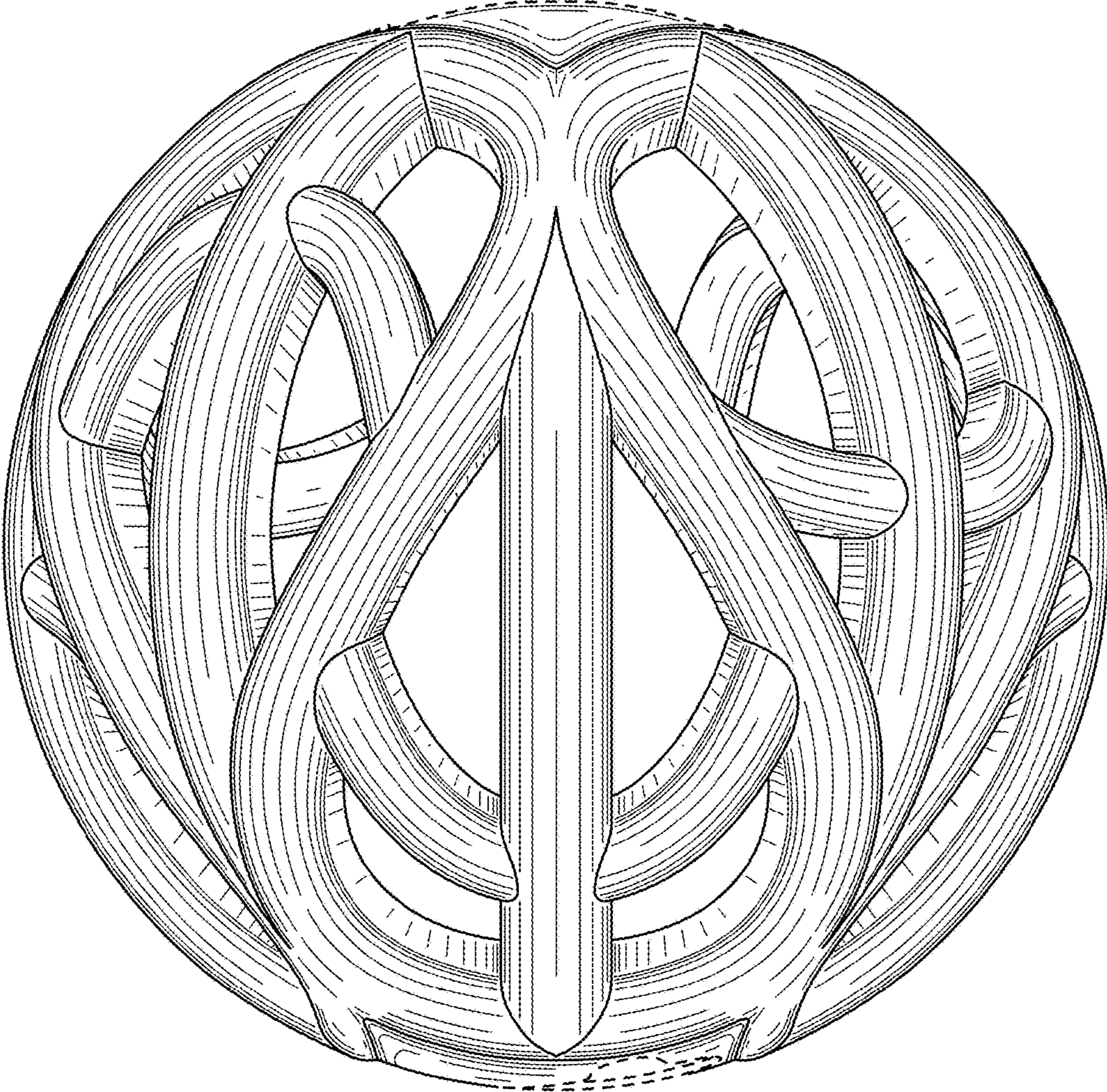


FIG. 12

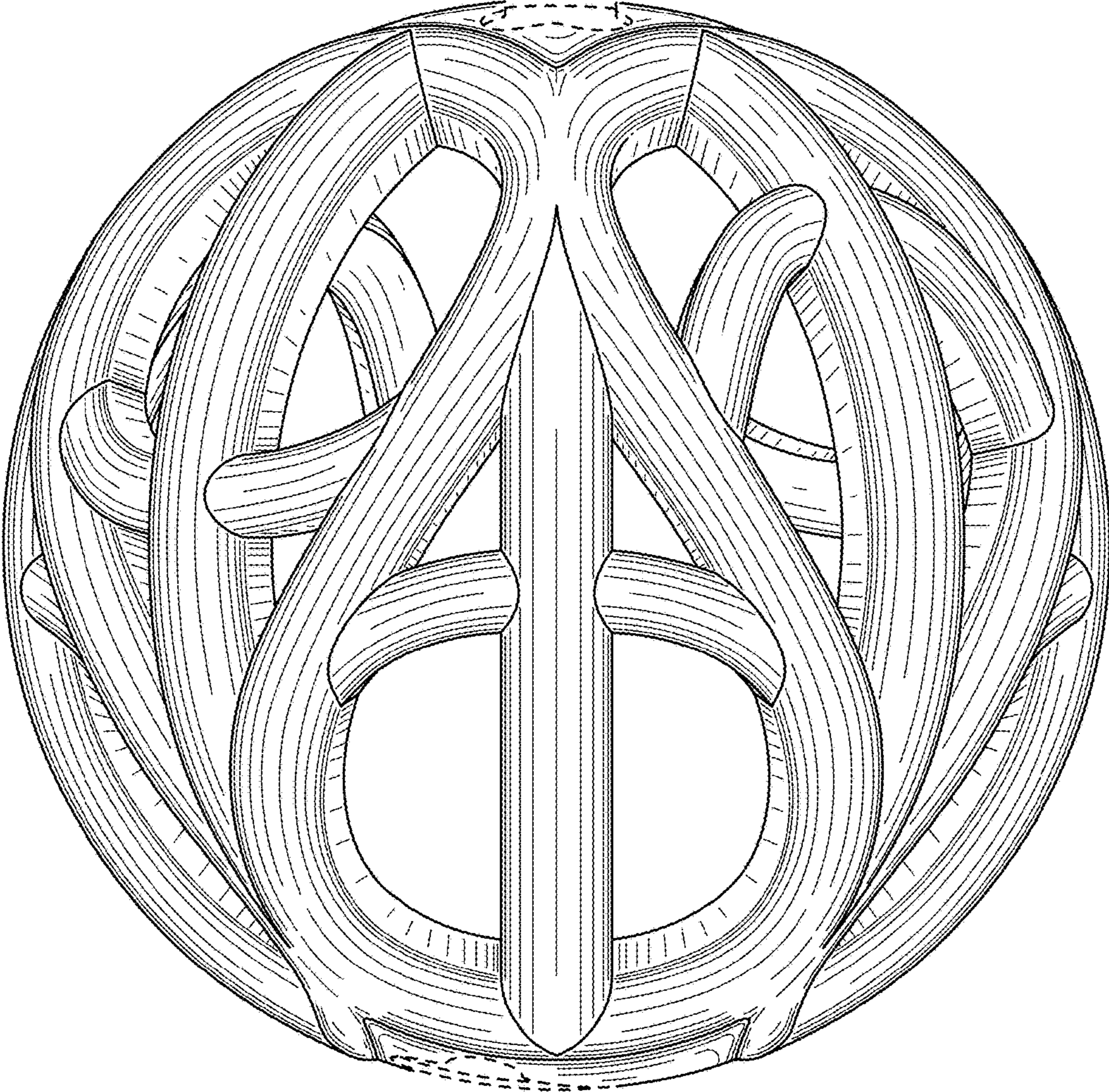


FIG. 13

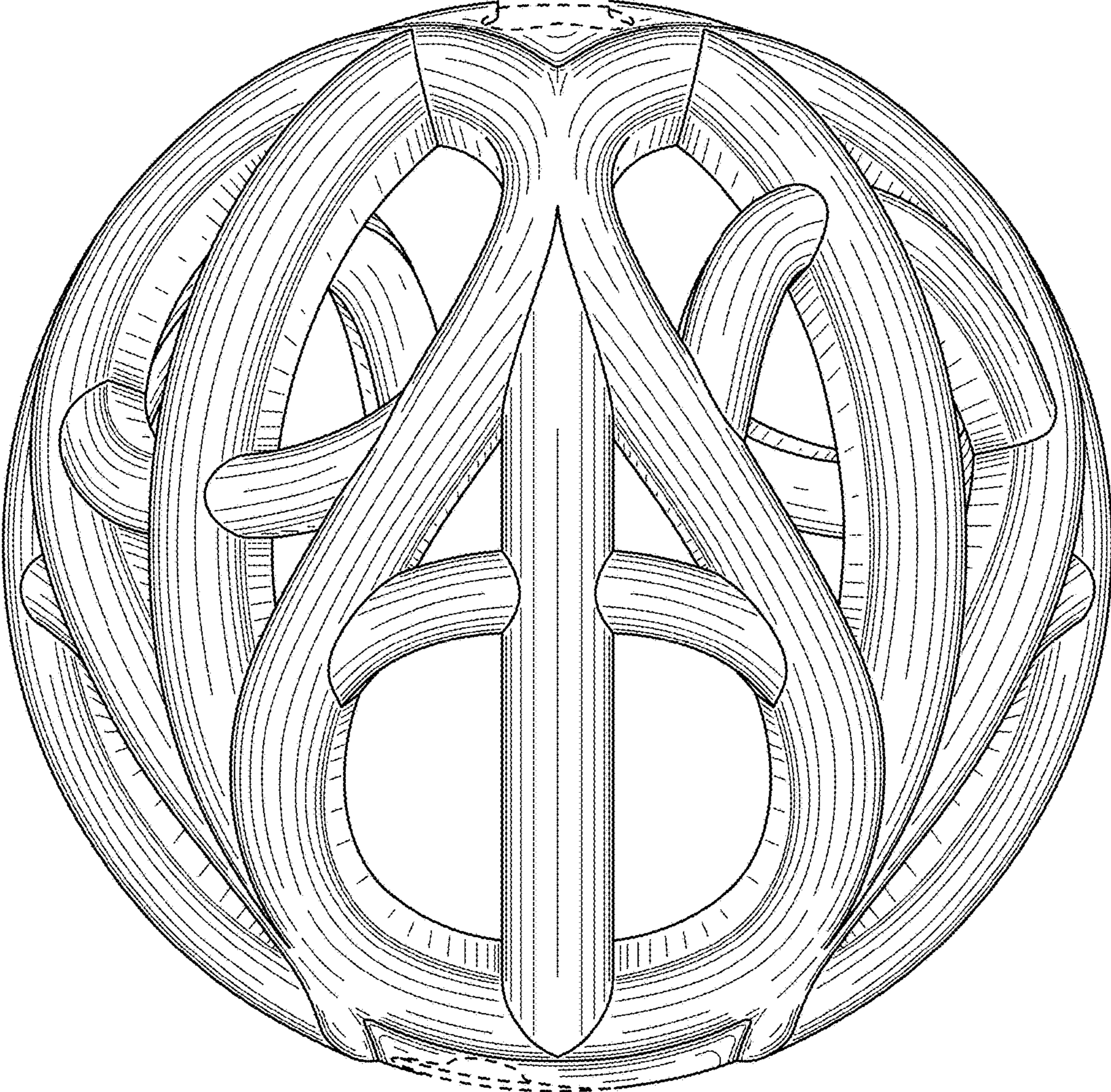


FIG. 14

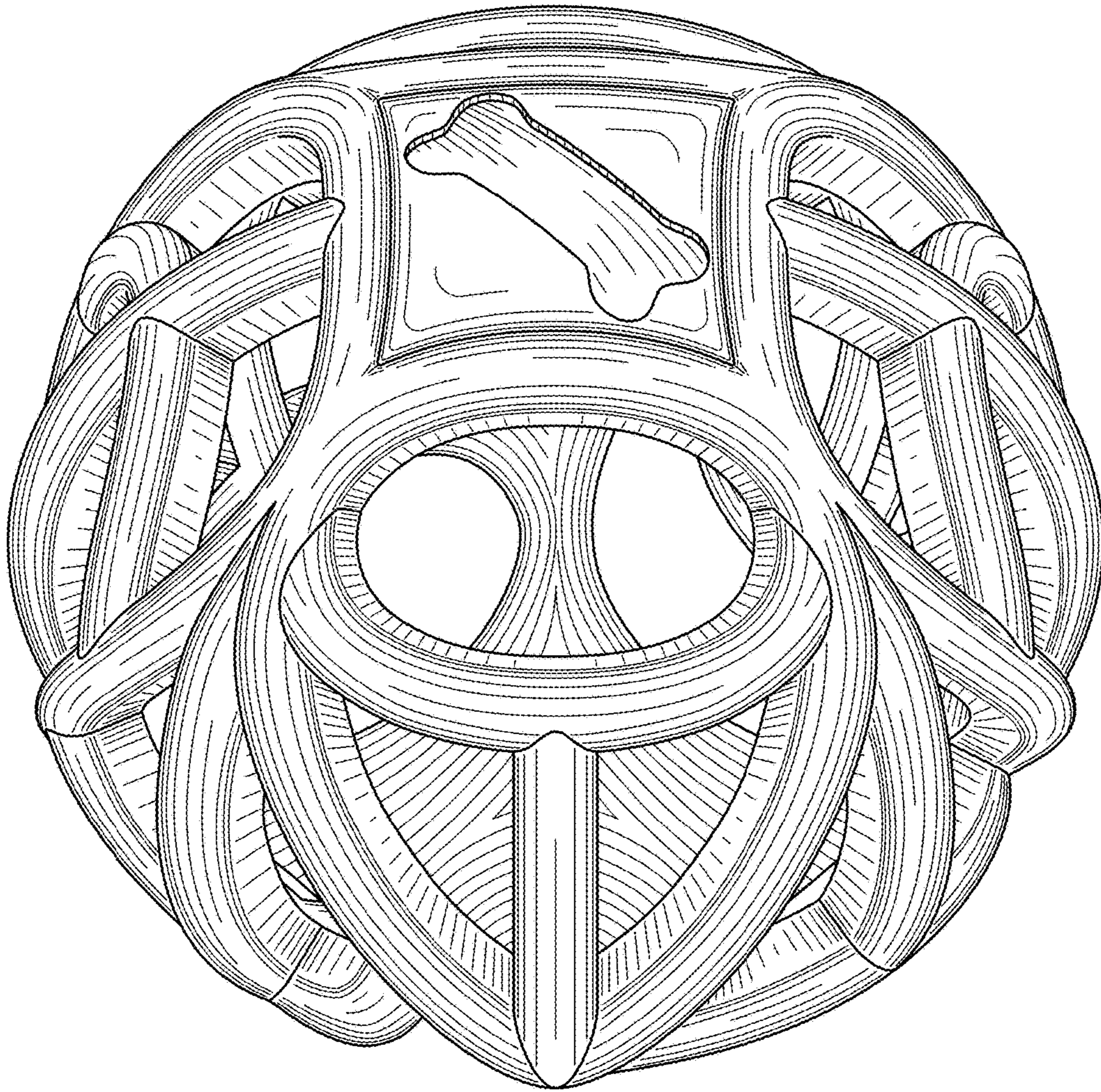


FIG. 15

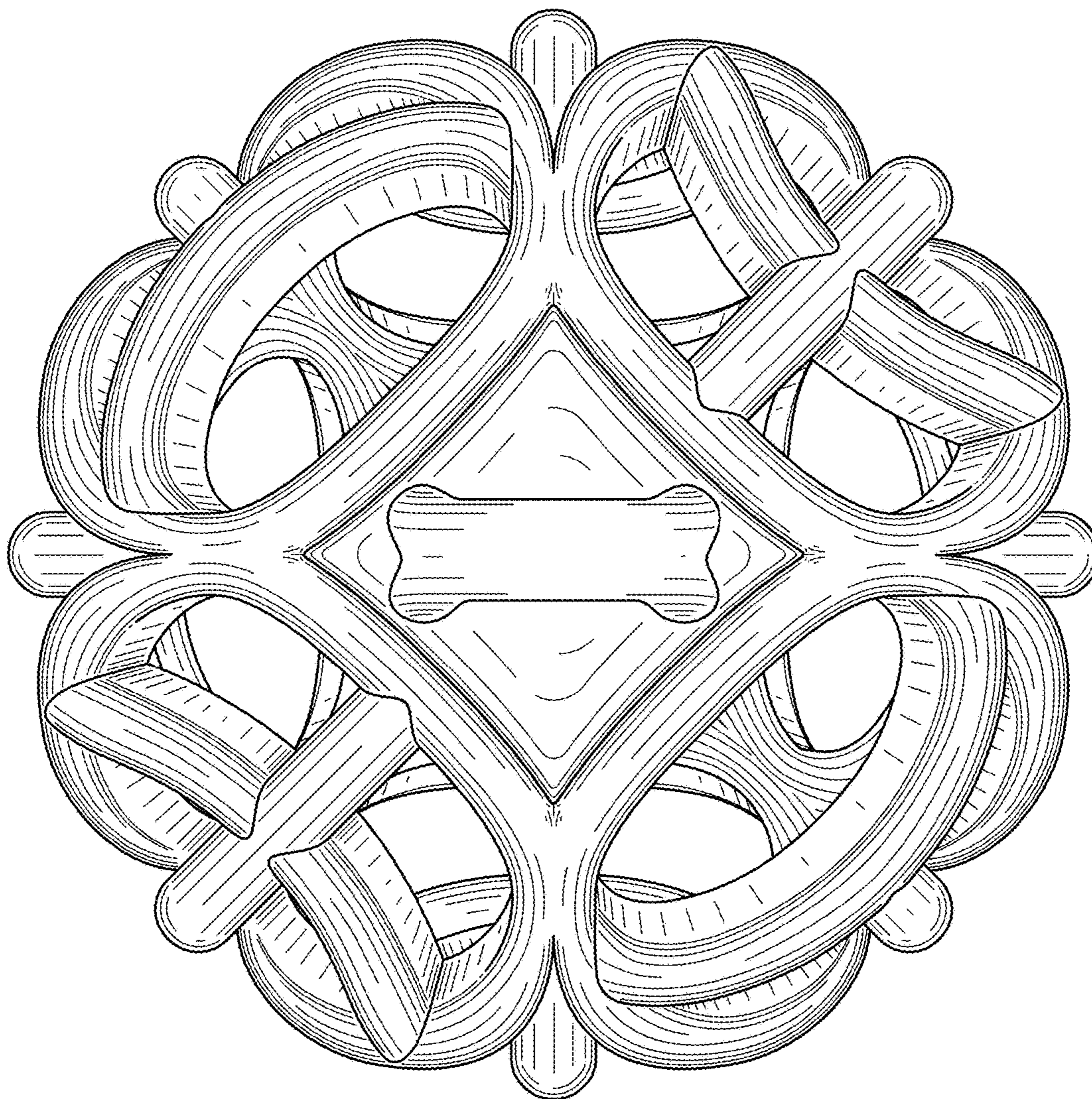


FIG. 16

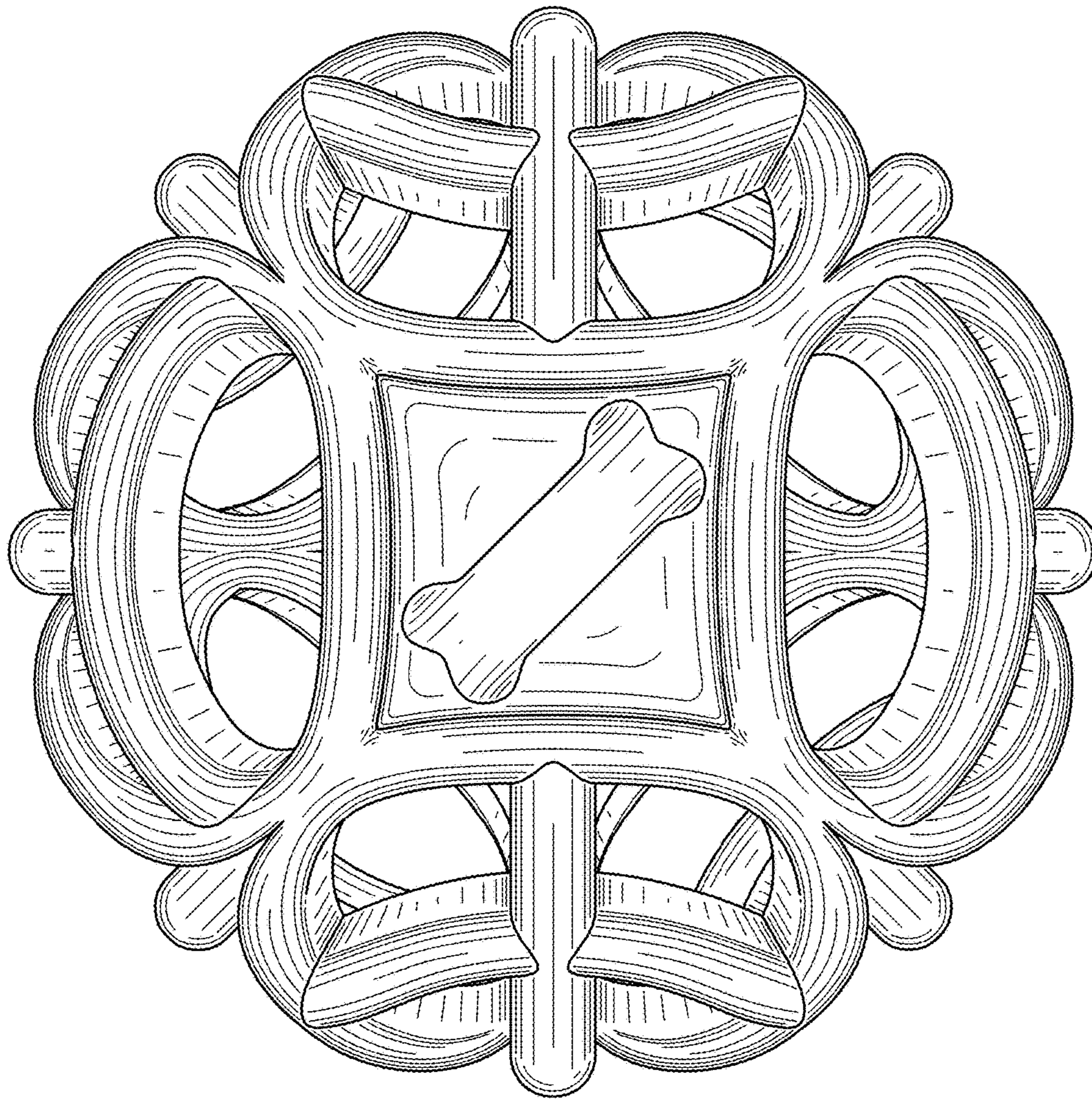


FIG. 17

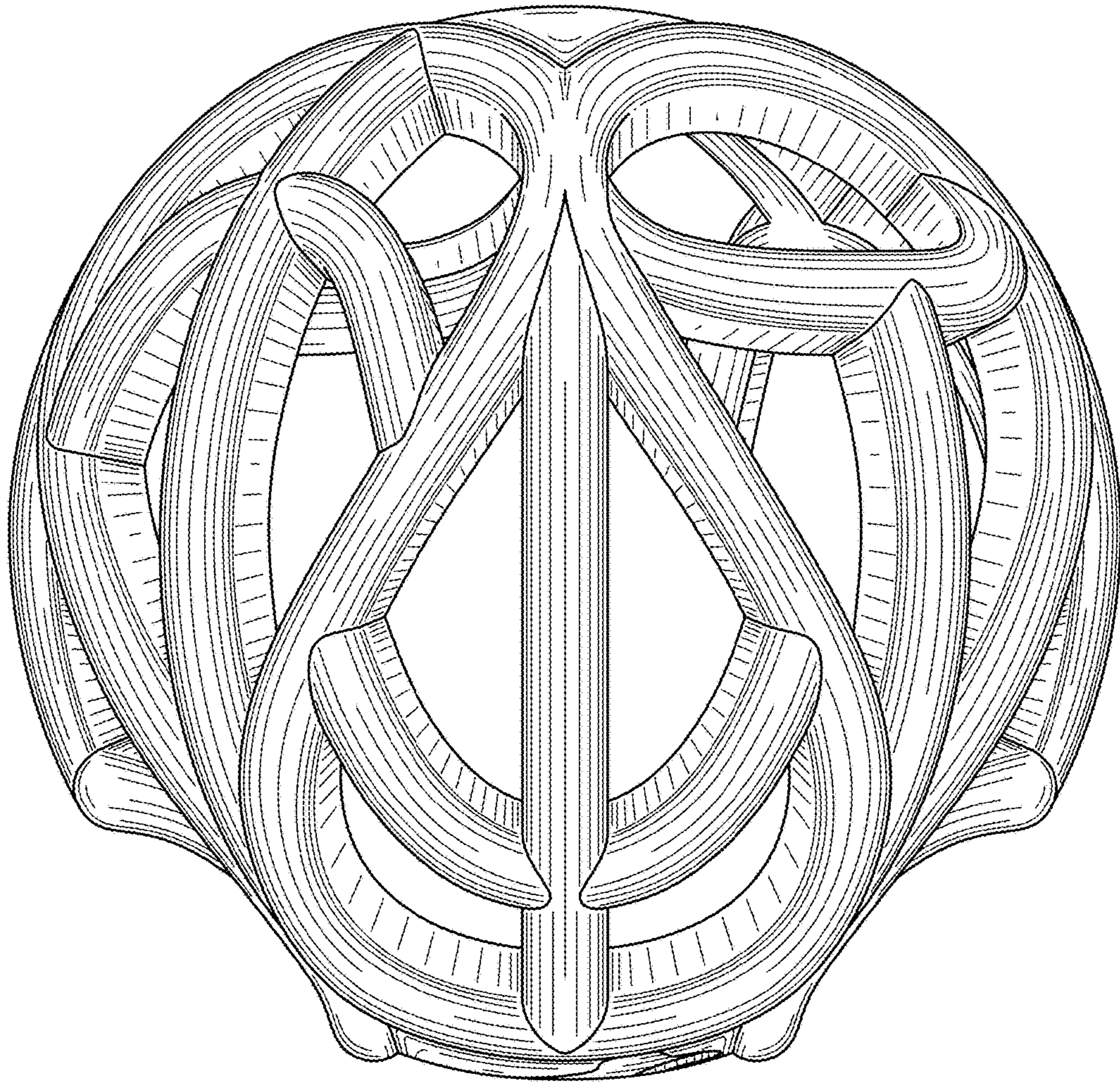


FIG. 18

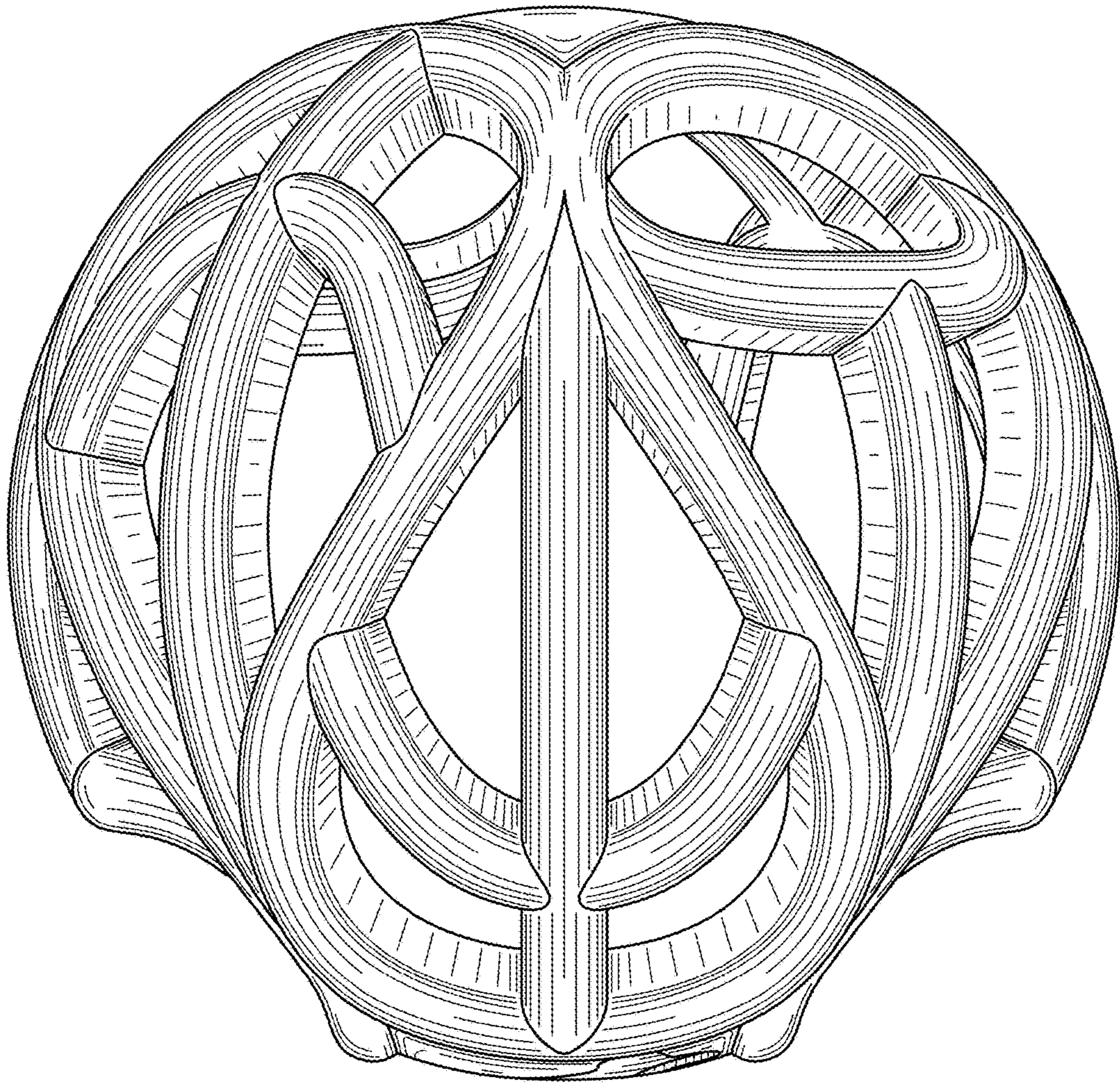


FIG. 19

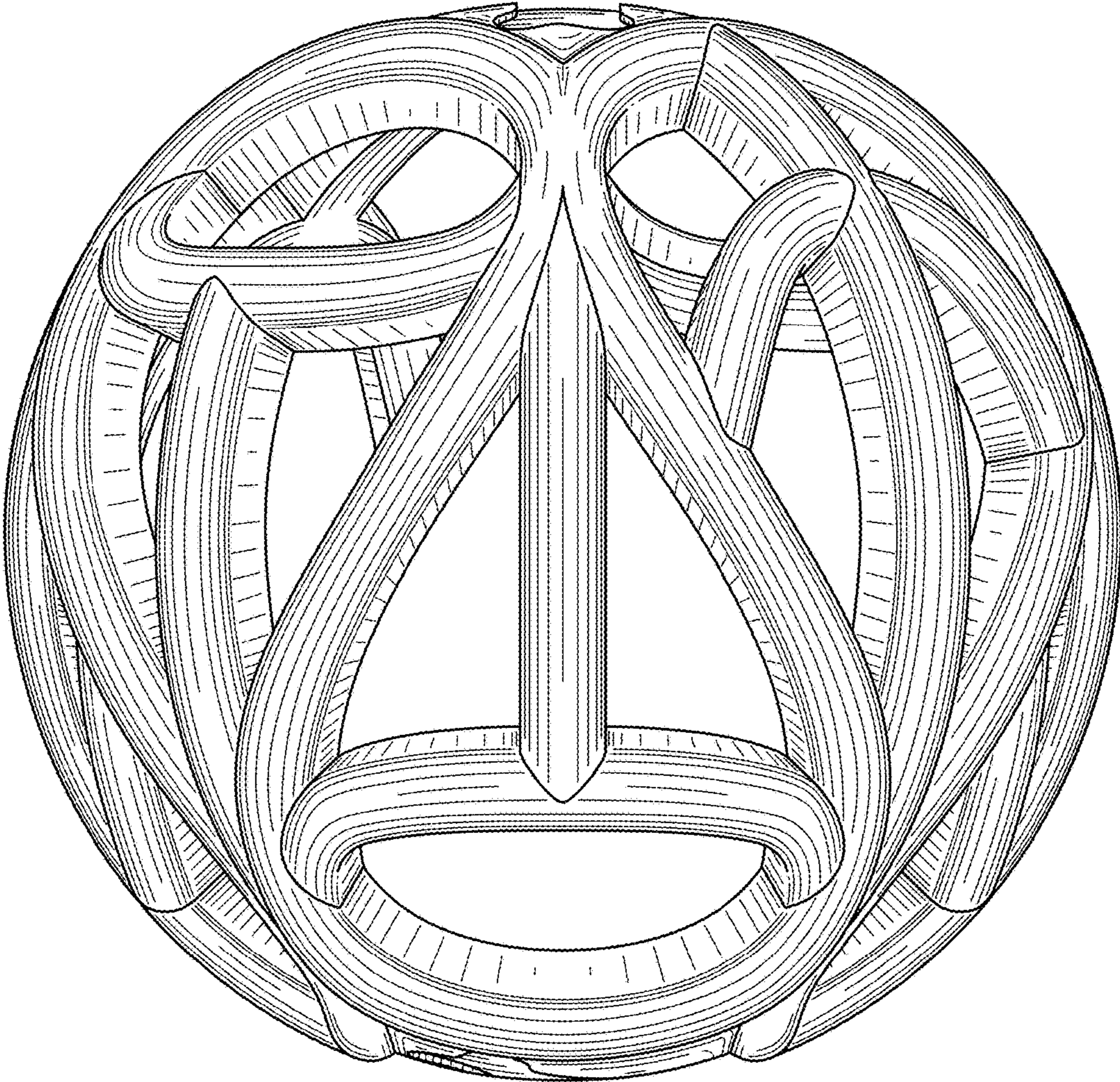


FIG. 20

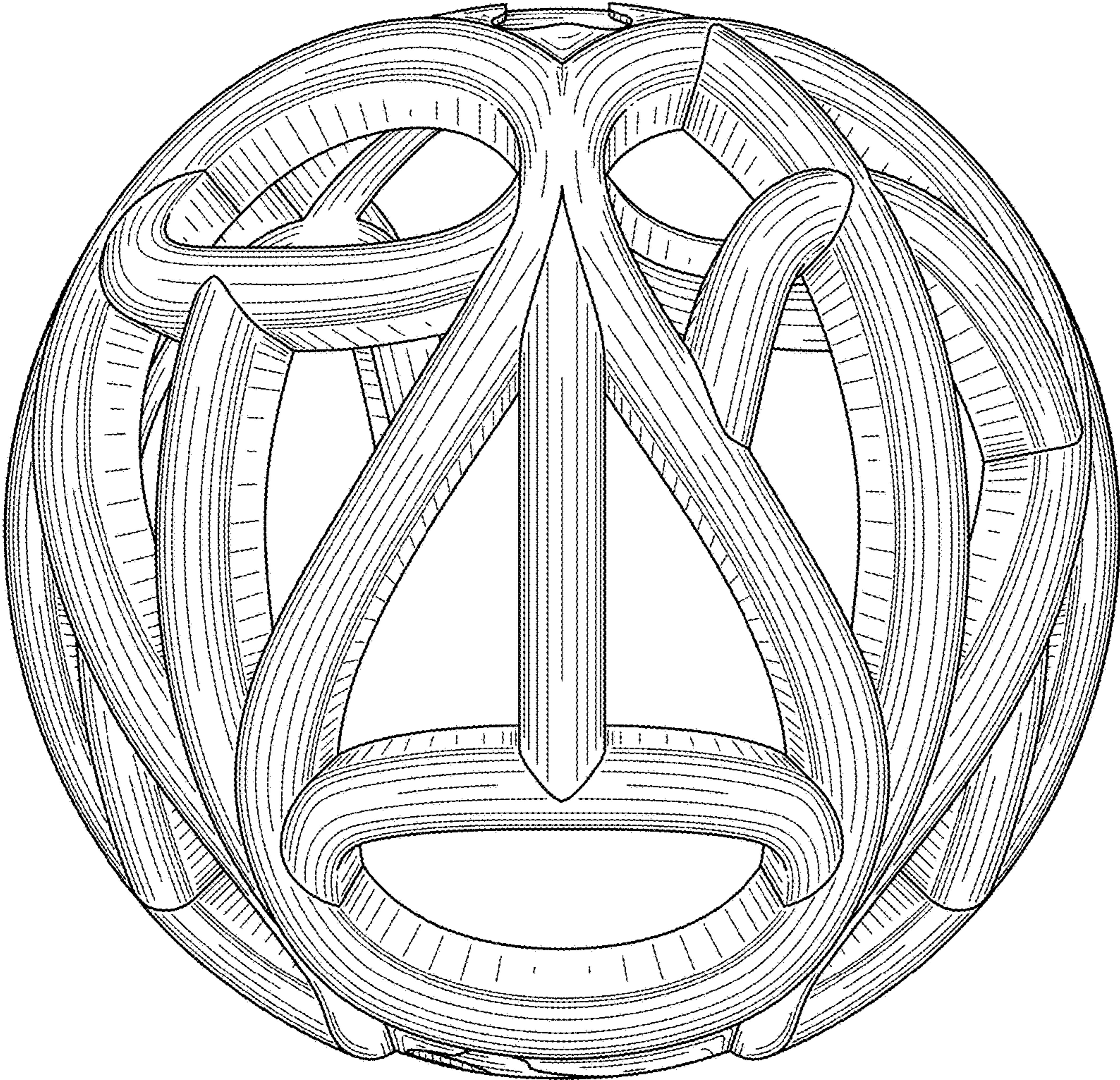


FIG. 21

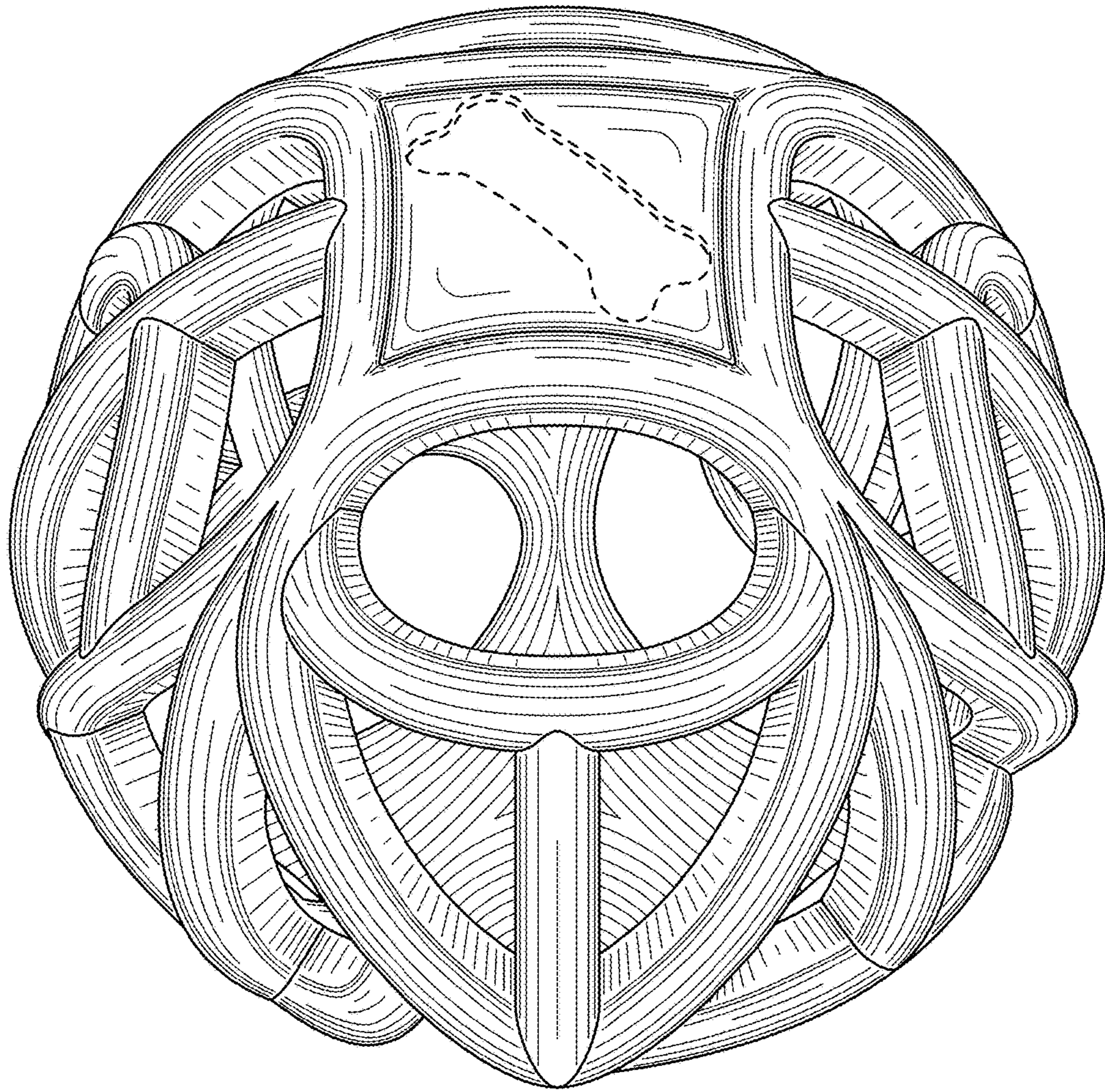


FIG. 22

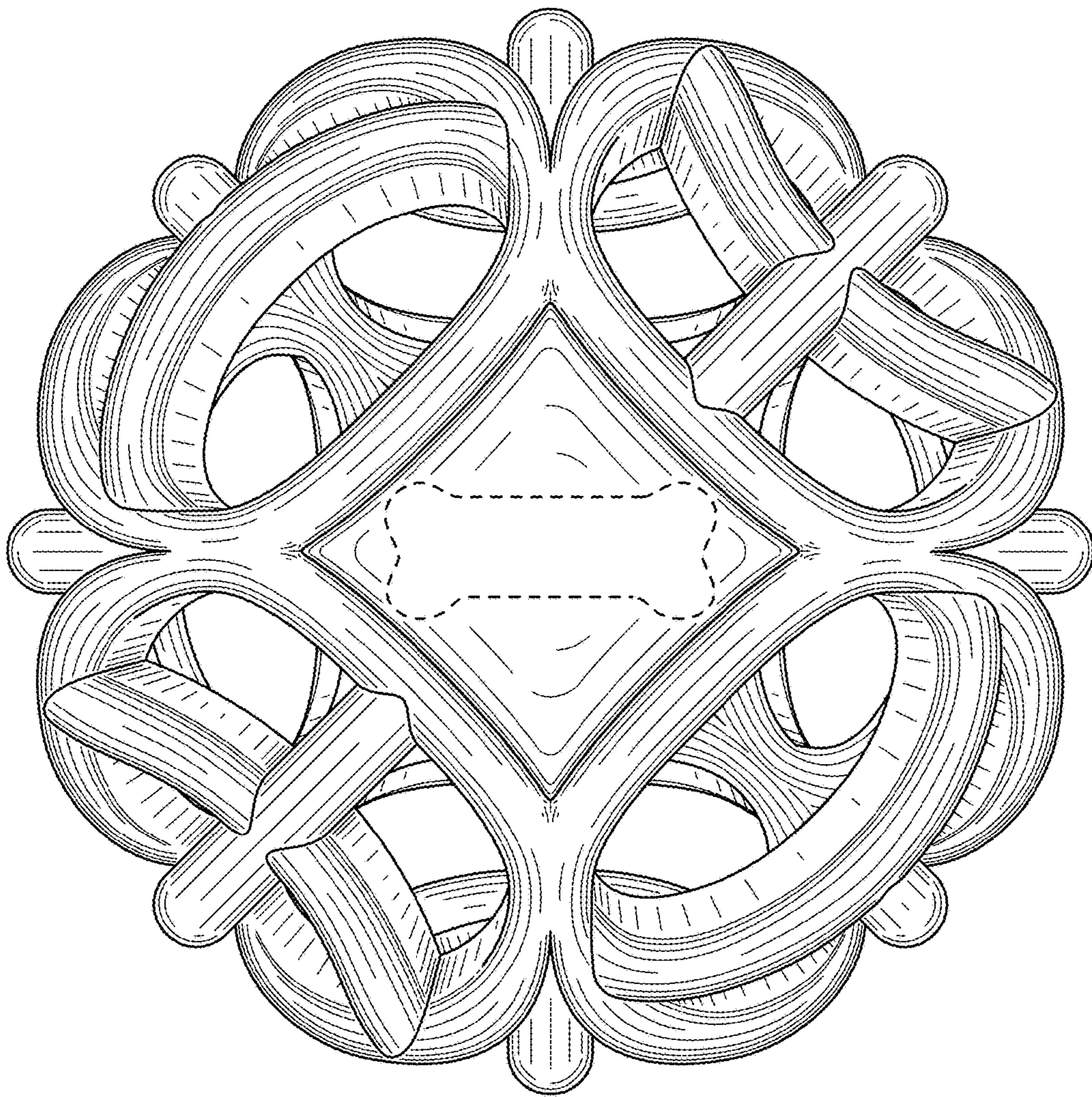


FIG. 23

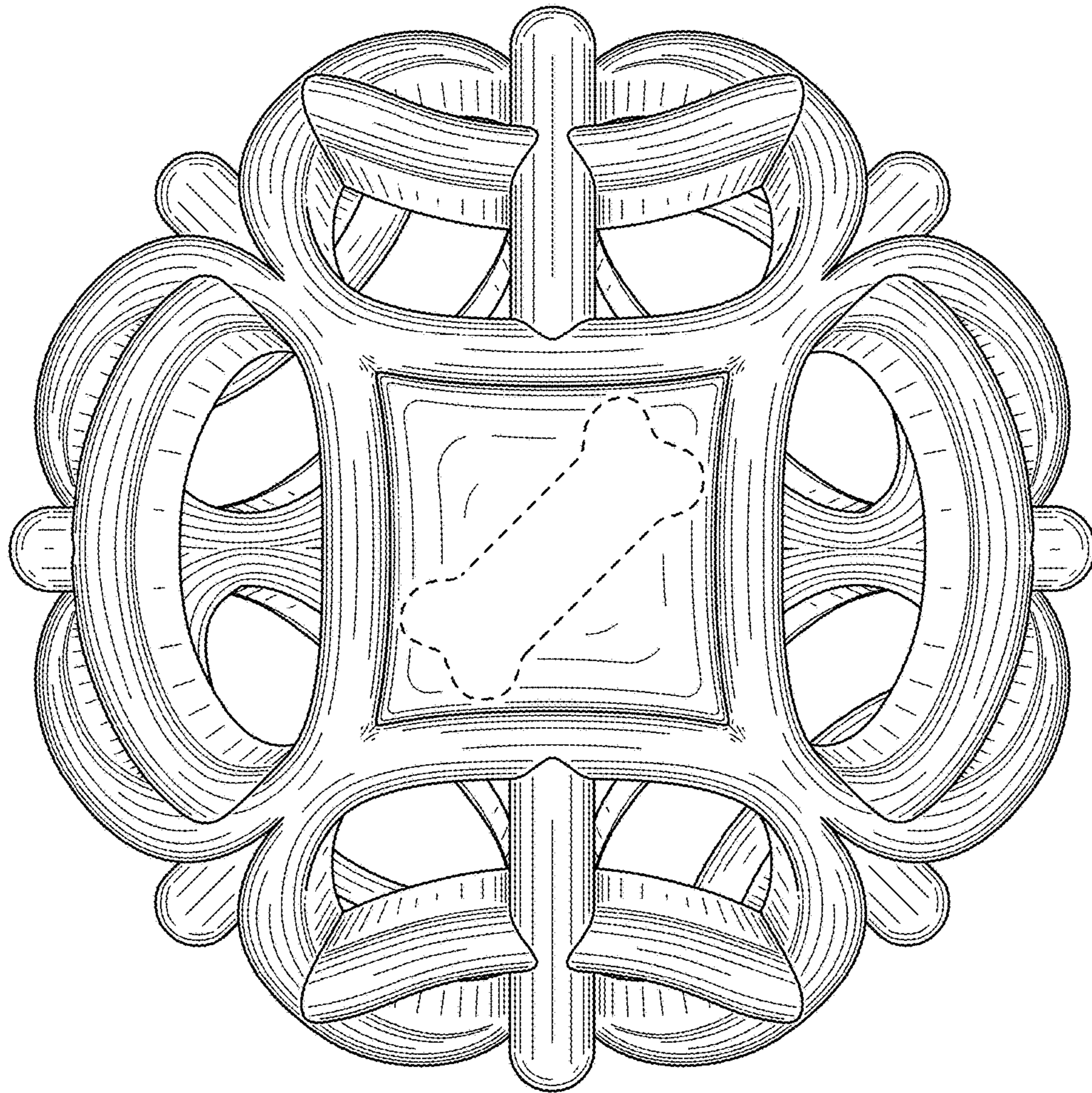


FIG. 24

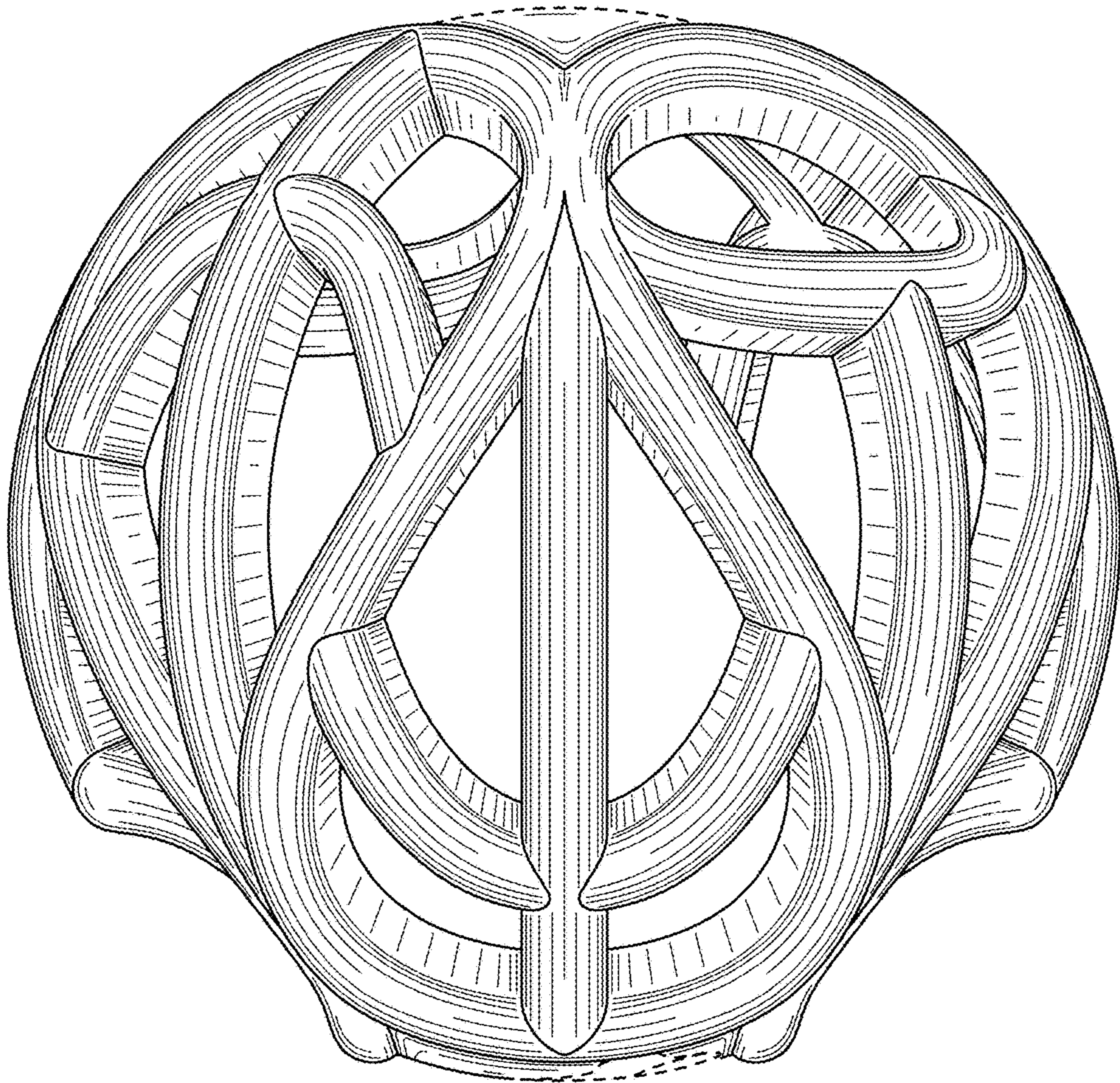


FIG. 25

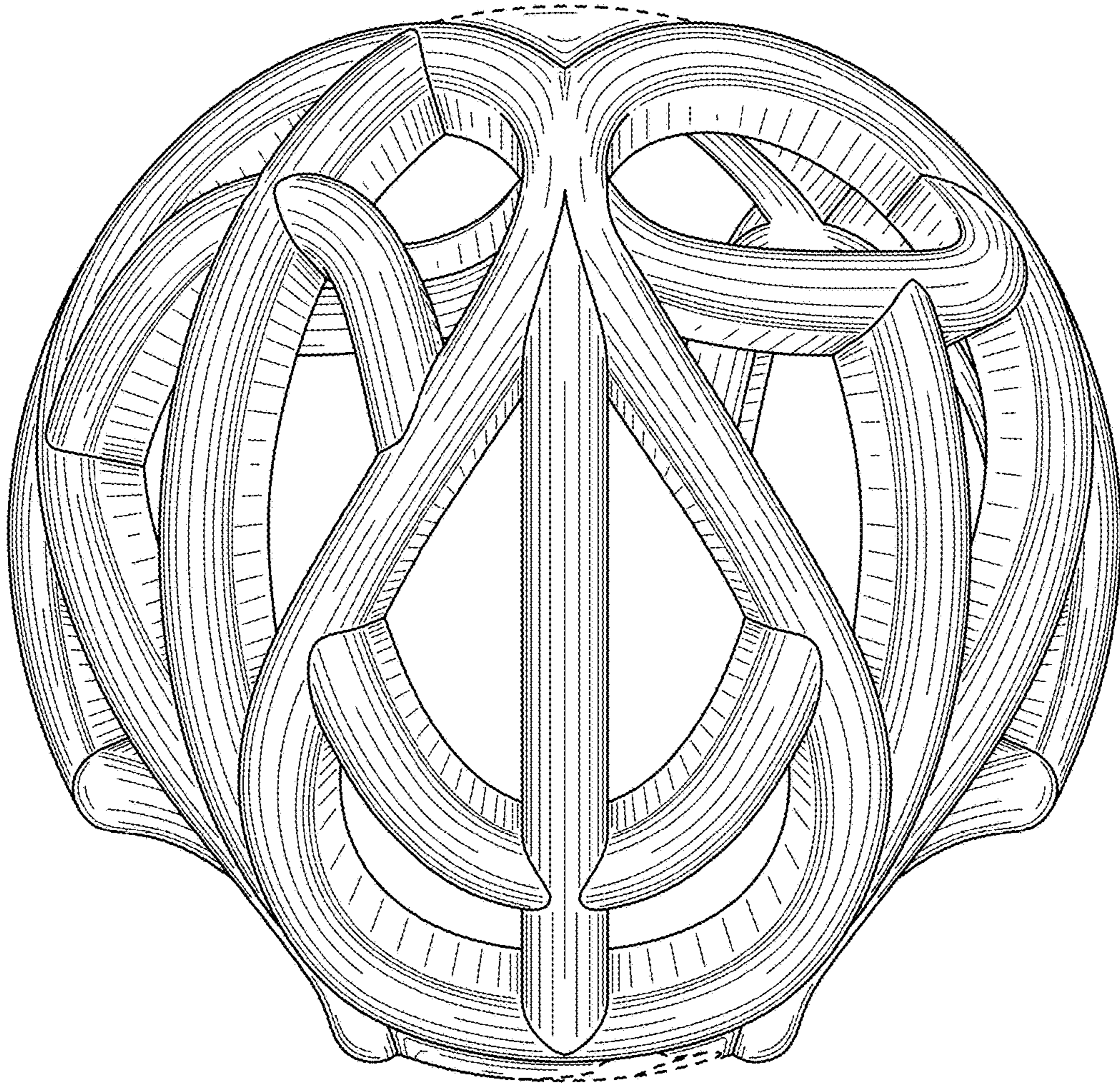


FIG. 26

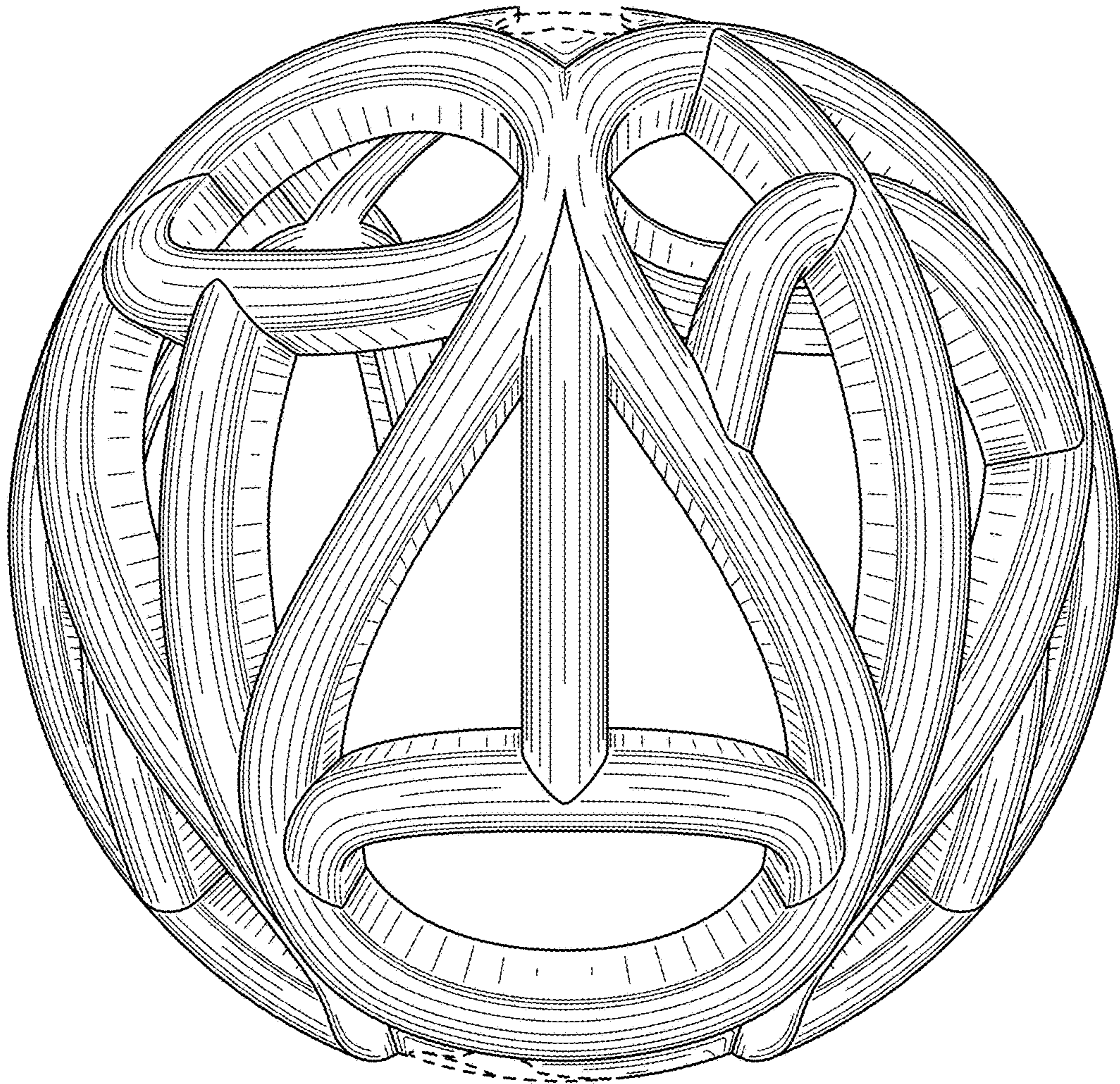


FIG. 27

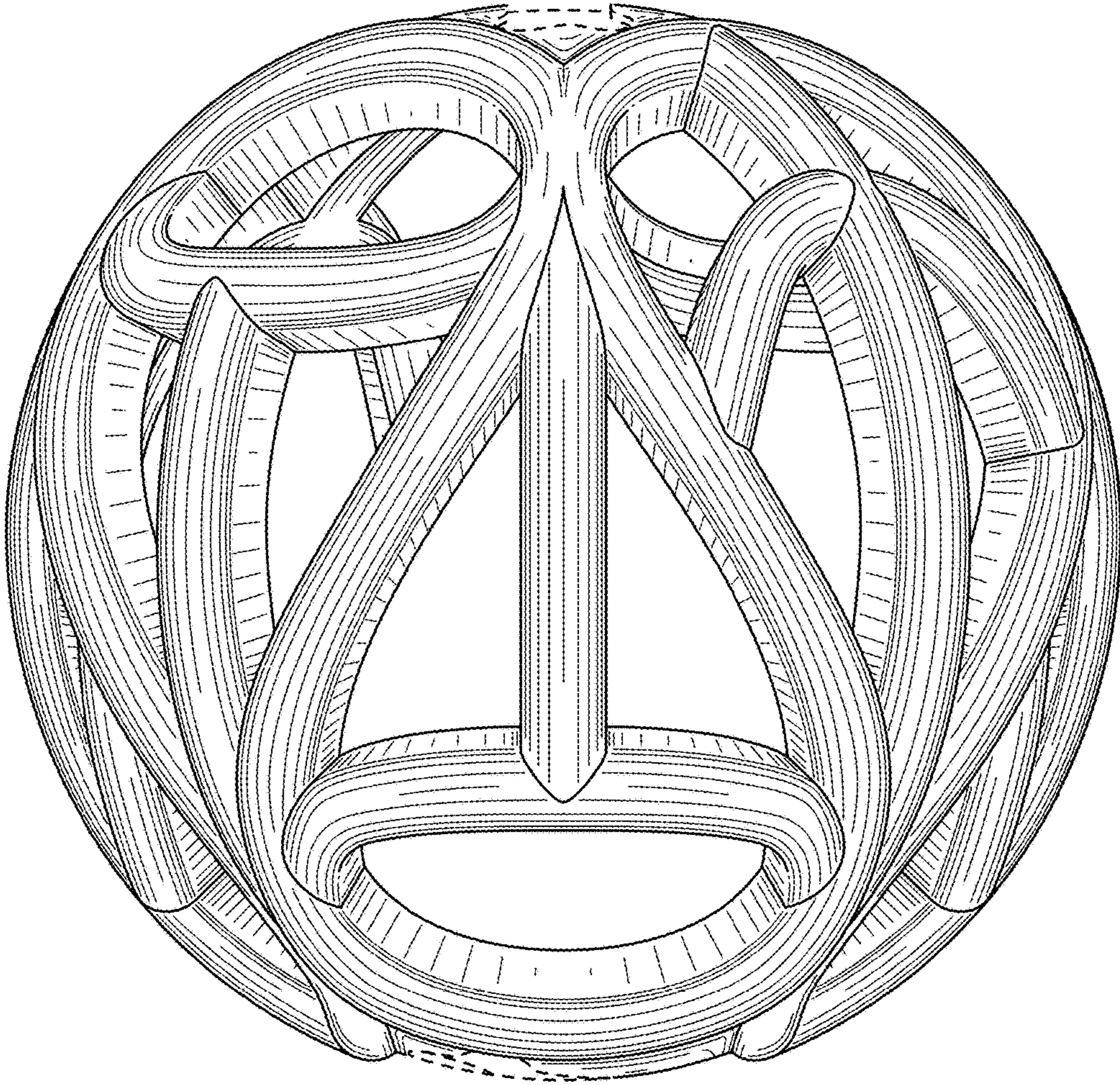


FIG. 28