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(12) **United States Design Patent** (10) **Patent No.:** **US D825,340 S**
Halloran et al. (45) **Date of Patent:** **** Aug. 14, 2018**

(54) **BOTTLE**

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

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Related U.S. Application Data

(63) Continuation of application No. 29/448,172, filed on Mar. 11, 2013, now Pat. No. Des. 743,801.

(51) **LOC (11) Cl.** **09-01**

(52) **U.S. Cl.**
USPC **D9/516**; D9/542; D9/563

(58) **Field of Classification Search**
USPC D9/516, 530, 541-543, 549-550, 556, D9/558, 563, 569, 571, 574, 715, 719
CPC B65D 1/00; B65D 1/02; B65D 1/0223; B65D 23/00; B65D 81/00; B65D 2501/00; B65D 2501/009; B65D 2501/0081

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D234,911 S 4/1975 Stevens, Jr.
D262,356 S 12/1981 Kretz
D262,778 S 1/1982 Britt et al.
D308,483 S 6/1990 Weckman

(Continued)

FOREIGN PATENT DOCUMENTS

CA 89905 7/2000
CA 90392 9/2000

(Continued)

OTHER PUBLICATIONS

“Introducing Amcor’s Curvaceously New Lightweight,” advertisement regarding new 16oz Dressing PET Bottle, Amcor, Apr. 2, 2010.

(Continued)

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(74) *Attorney, Agent, or Firm* — Foley & Lardner LLP

(57) **CLAIM**

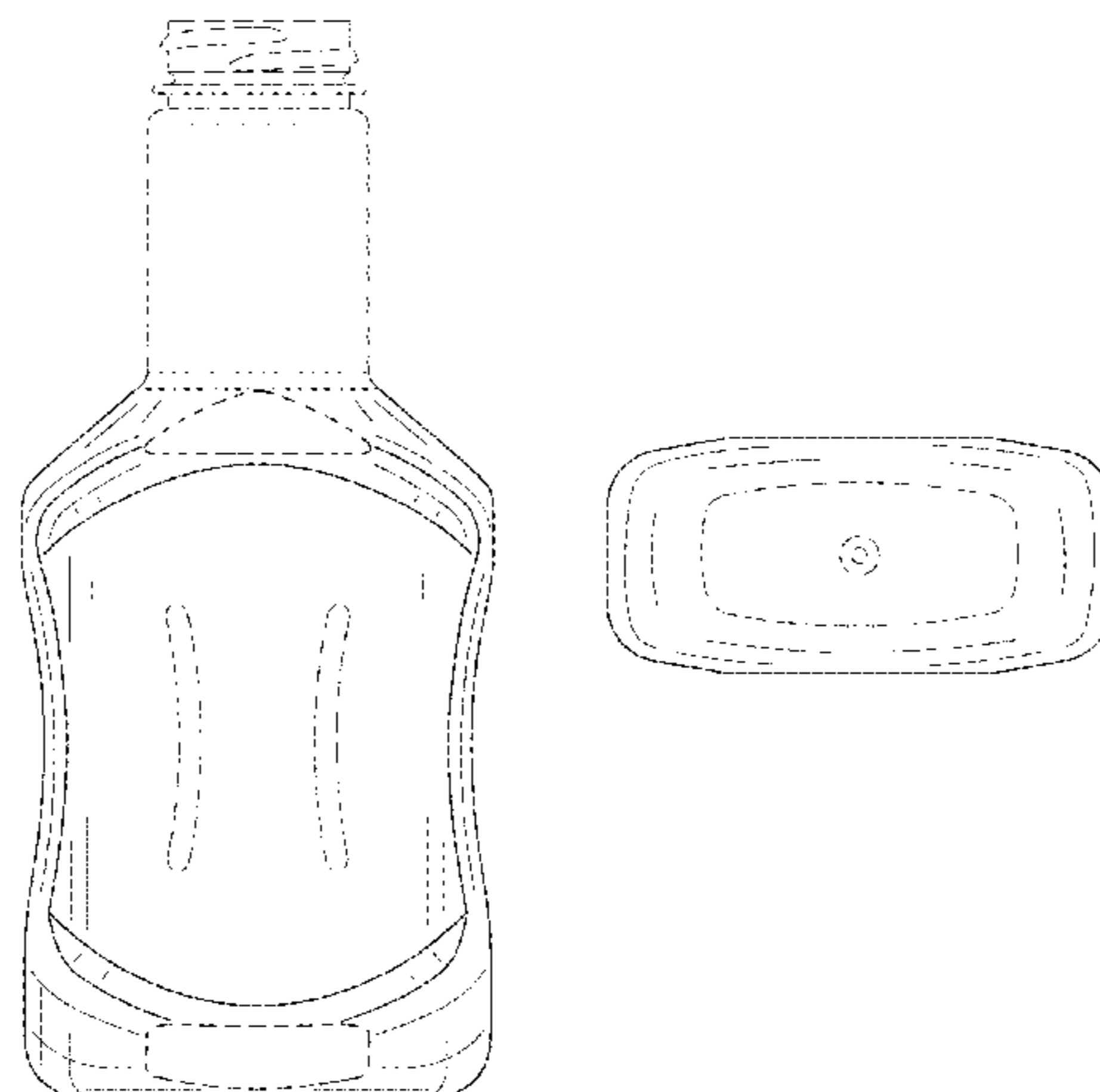
We claim the ornamental design for a bottle, as shown and described.

DESCRIPTION

FIG. 1 is a perspective view of a bottle showing our new design;
FIG. 2 is a front view thereof;
FIG. 3 is a back view thereof;
FIG. 4 is a left side view thereof;
FIG. 5 is right side view thereof;
FIG. 6 is a top view thereof; and,
FIG. 7 is a bottom view thereof.

The evenly-dashed broken lines in the drawings illustrate the portions of the bottle that form no part of the claim. The

(Continued)



dot-dash broken lines in the drawings define the bounds of the claim and form no part thereof.

1 Claim, 5 Drawing Sheets

D740,677 S	*	10/2015	Kuzma	.....	D9/542
D742,748 S	*	11/2015	Kuzma	.....	D9/542
D743,800 S	*	11/2015	Whisler	.....	D9/542
D743,801 S	*	11/2015	Halloran	.....	D9/542
D744,348 S	*	12/2015	Beauchamp	.....	D9/542
D758,873 S	*	6/2016	Appendini	.....	D9/516
D764,299 S	*	8/2016	Appendini	.....	D9/530

(56)

References Cited

FOREIGN PATENT DOCUMENTS

U.S. PATENT DOCUMENTS

D310,964 S	10/1990	Weckman	
D352,461 S	11/1994	Flanagan et al.	
D365,752 S	1/1996	Flanagan-Boos et al.	
D369,979 S	5/1996	Krampe et al.	
D375,900 S	11/1996	Devore	
D384,890 S	10/1997	Goldman	
D405,000 S	2/1999	Mikol et al.	
D416,791 S	11/1999	Albrecht et al.	
D419,061 S	1/2000	Croft et al.	
D427,914 S	7/2000	Croft et al.	
D428,342 S	7/2000	Stoller	
D446,127 S	8/2001	Adee et al.	
D446,128 S	8/2001	Adee et al.	
D446,730 S	8/2001	Adee et al.	
D450,596 S	11/2001	Adee et al.	
D452,159 S	12/2001	Belser et al.	
6,637,613 B2	10/2003	Shimada et al.	
D484,808 S	1/2004	Thierjung et al.	
D495,609 S	9/2004	Wurster	
D498,680 S	11/2004	Cleary	
D503,627 S	4/2005	Johnston et al.	
D511,970 S	11/2005	Cleary	
D526,569 S	8/2006	Wurster et al.	
D529,814 S	10/2006	Winkler et al.	
D536,619 S	2/2007	Heisner	
D539,659 S	4/2007	Cleary et al.	
D545,195 S	6/2007	Costello et al.	
D545,196 S	6/2007	Costello et al.	
D546,189 S	7/2007	Costello et al.	
D555,500 S	11/2007	Johnston et al.	
7,296,702 B2	11/2007	Tanaka et al.	
D556,578 S	12/2007	Costello et al.	
D568,164 S	5/2008	Dodge et al.	
D569,733 S	5/2008	Dodge et al.	
D584,634 S	1/2009	Perez et al.	
D584,635 S	1/2009	Montgomery	
D585,746 S	2/2009	Dodge et al.	
D585,747 S	2/2009	Dodge et al.	
D585,755 S	2/2009	Dodge et al.	
D598,292 S	8/2009	Rivard et al.	
D600,563 S	9/2009	Rivard et al.	
D611,347 S	3/2010	Dodge et al.	
D611,820 S	3/2010	Dodge et al.	
D616,756 S	6/2010	Schlies et al.	
D622,146 S	8/2010	Wheaton et al.	
D626,002 S	10/2010	Charyszyn et al.	
D642,066 S	7/2011	Kuzma et al.	
D645,356 S	9/2011	Wheaton et al.	
D649,060 S	11/2011	Wheaton et al.	
D649,473 S	* 11/2011	Zach	..... D9/563
D653,116 S	1/2012	McMahon et al.	
D653,555 S	2/2012	Kelly et al.	
D653,955 S	2/2012	Labadie et al.	
D659,544 S	5/2012	Labadie et al.	
D670,172 S	11/2012	Bruscha et al.	
D690,601 S	10/2013	Bryant et al.	
D690,602 S	10/2013	Bryant et al.	
D697,415 S	1/2014	Bryant et al.	
RE45,022 E	7/2014	Graham et al.	
D729,631 S	* 5/2015	Kuzma	..... D9/542
D737,682 S	* 9/2015	Gutekunst	..... D9/522
D740,125 S	* 10/2015	Kuzma	..... D9/542

CA	91814	3/2001
CA	91815	3/2001
CA	91816	3/2001
CA	92931	7/2001
CA	113115	3/2007
CA	116375	7/2007
CA	2592751	12/2007
CA	117863	1/2008
CA	115690	4/2008
CA	121716	5/2008
CA	126077	12/2008
CA	127625	7/2009
CA	132762	6/2010
CA	132031	11/2010
CA	132032	11/2010
CA	135004	11/2010
CA	137855	6/2011
CA	139410	9/2011
CA	139408	10/2011
MX	16570	7/2004
MX	23562	9/2007
MX	23988	10/2007
MX	24084	10/2007
MX	31005	5/2010
MX	31144	6/2010
MX	31497	7/2010
MX	32185	11/2010
MX	34344 B	9/2011
MX	35979	3/2012

OTHER PUBLICATIONS

Photograph of Hidden Valley Ranch Old-Fashioned Buttermilk Dressing Bottle taken at Foley & Lardner LLP prior to Sep. 30, 2010.

Photograph of Kraft Creamy French Dressing Bottle taken at Foley & Lardner LLP prior to Sep. 30, 2010.

Photograph of Kraft Tartar Sauce Bottle taken at Foley & Lardner LLP prior to Sep. 30, 2010.

Photograph of Kraft Creamy Poppyseed Dressing Bottle taken at Foley & Lardner LLP prior to Sep. 30, 2010.

Photograph of Kraft Ranch Dressing and Dip Bottles taken at Foley & Lardner LLP prior to Sep. 30, 2010.

Picture of Hidden Valley the Original Ranch Light Salad Dressing Bottle, https://graphics.SamsClub.com/images/products/0007110000607_L4.jpg, Aug. 4, 2009.

U.S. Notice of Allowance for U.S. Appl. No. 29/448,172, dated Jul. 22, 2015, 7 pages.

U.S. Office Action for U.S. Appl. No. 29/448,172, dated Apr. 3, 2015, 13 pages.

U.S. Notice of Allowance for U.S. Appl. No. 29/447,904, dated Jul. 23, 2015, 7 pages.

U.S. Office Action for U.S. Appl. No. 29/447,904, dated Apr. 3, 2015, 13 pages.

U.S. Notice of Allowance for U.S. Appl. No. 29/447,897, dated Jul. 23, 2015, 8 pages.

U.S. Office Action for U.S. Appl. No. 29/447,897, dated Apr. 2, 2015, 13 pages.

* cited by examiner

FIG. 1

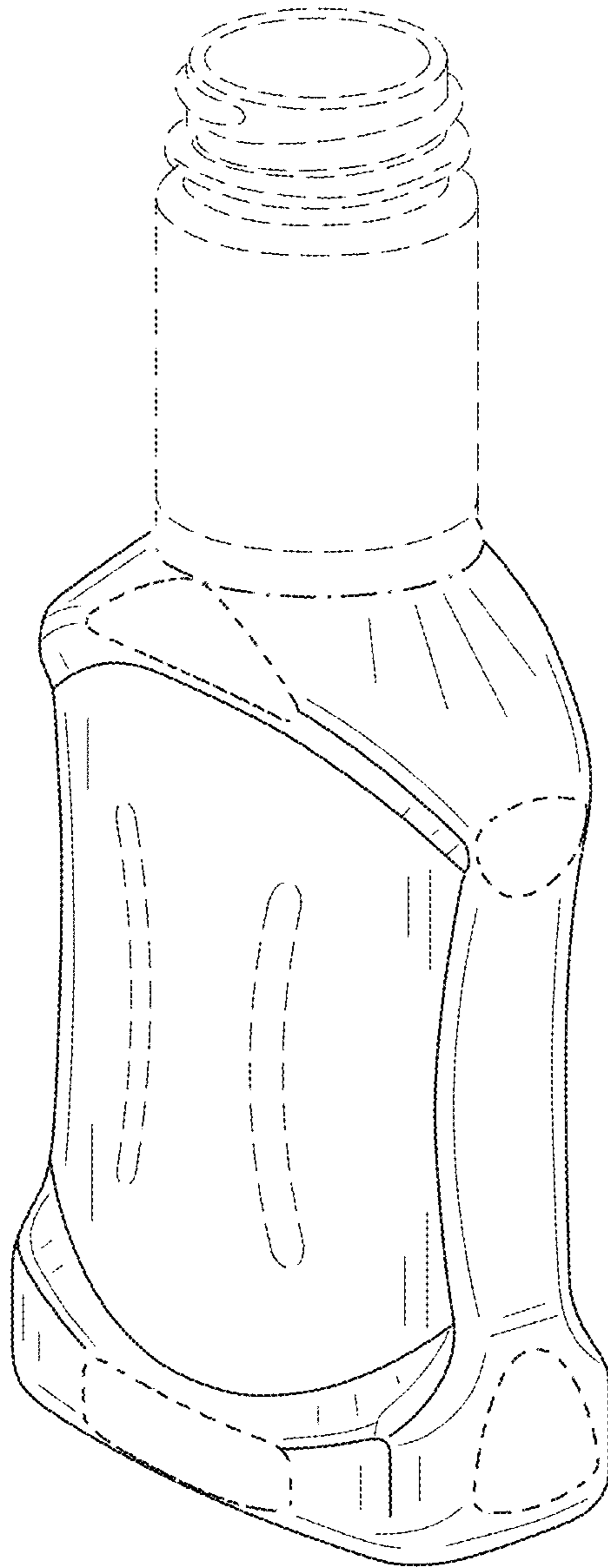


FIG. 2

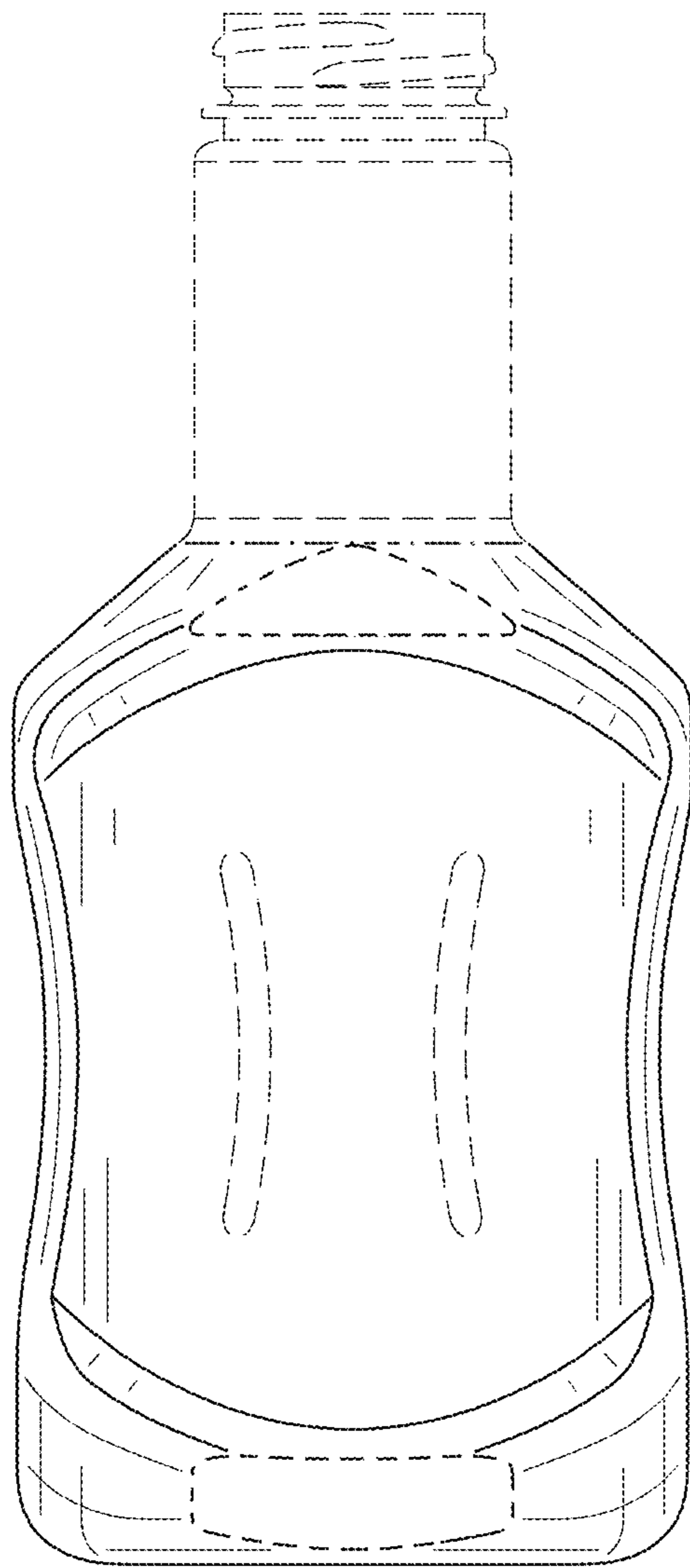


FIG. 3

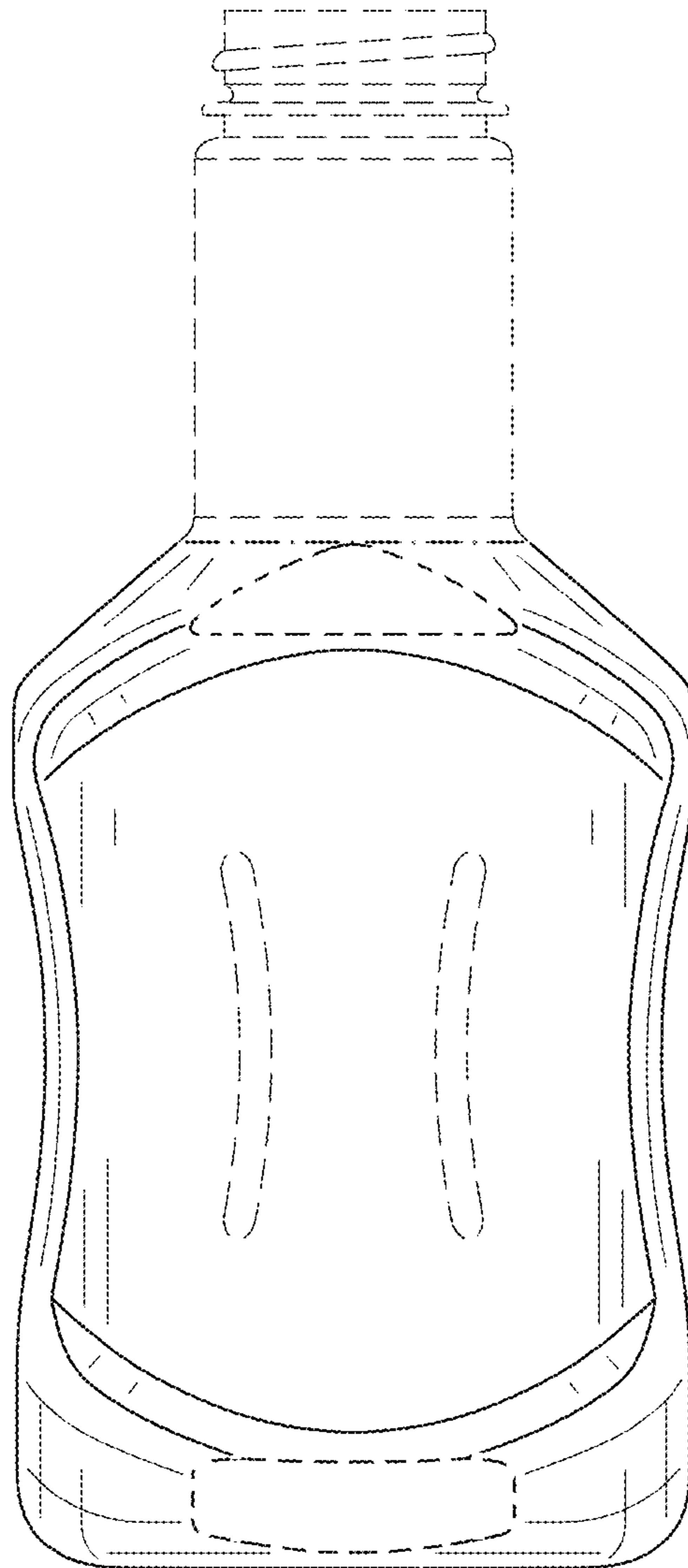


FIG. 4

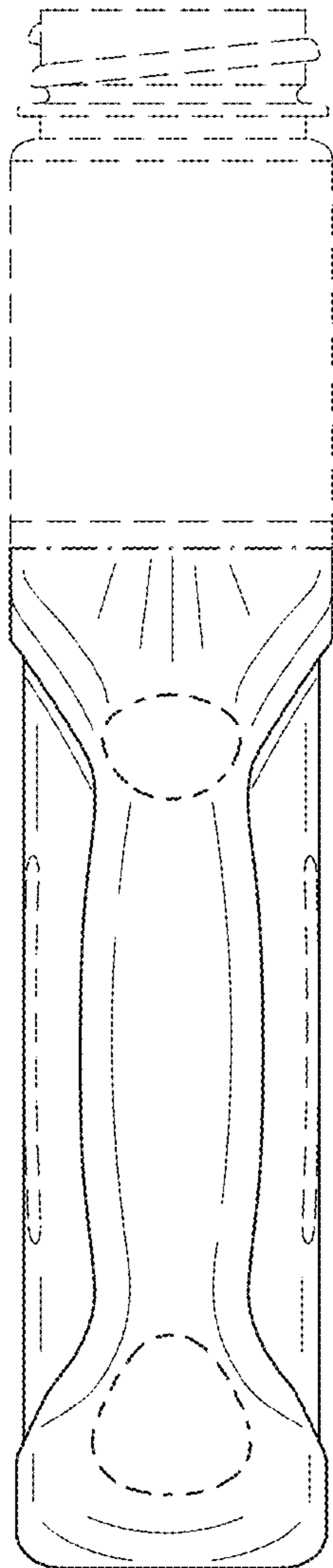


FIG. 5

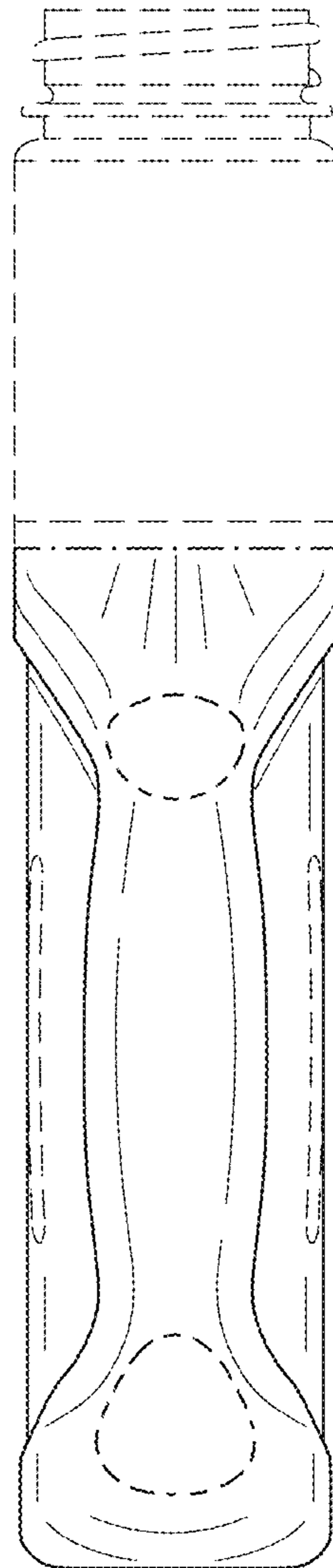


FIG. 6

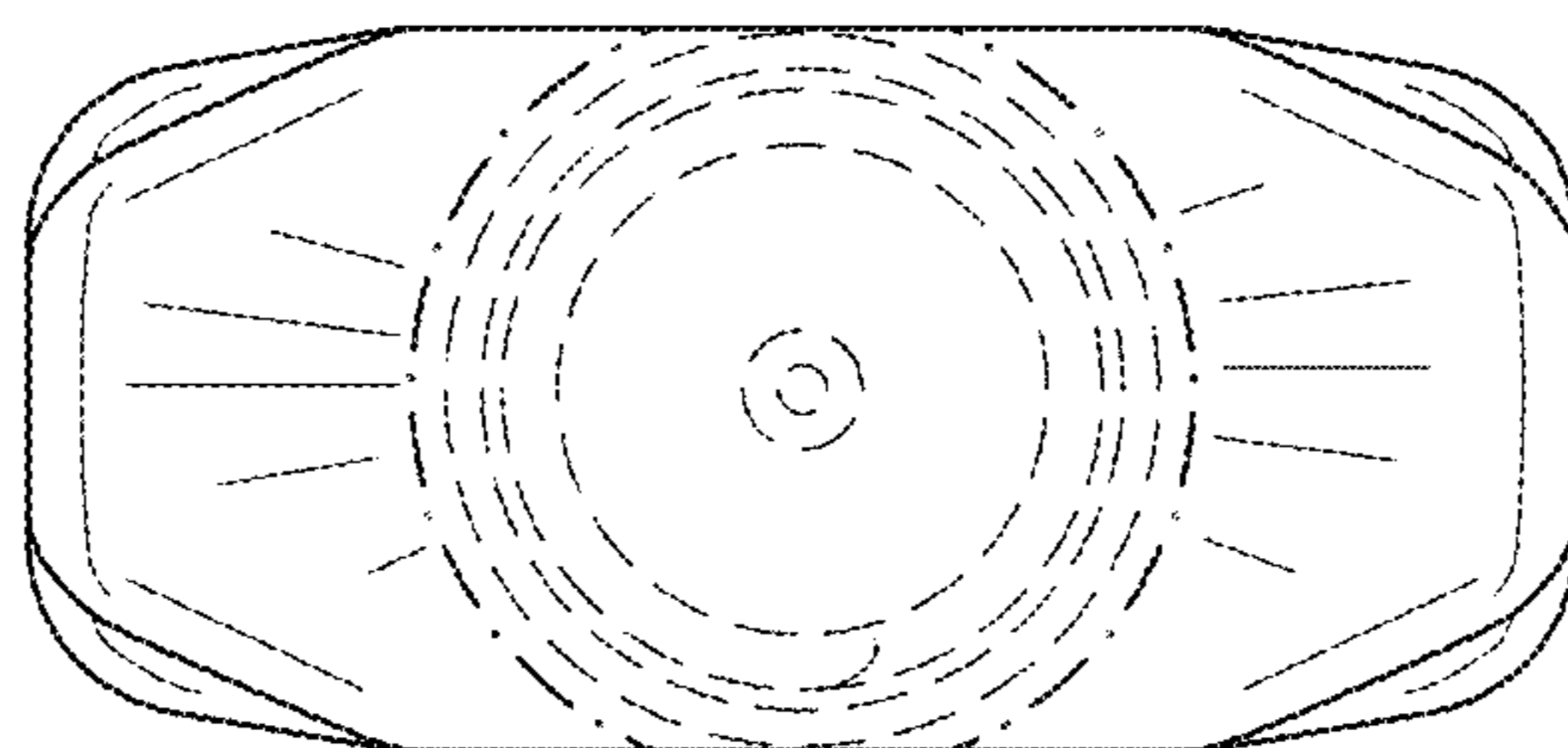


FIG. 7

