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(12) **United States Design Patent** (10) **Patent No.:** **US D826,062 S**
Daley et al. (45) **Date of Patent:** **** Aug. 21, 2018**

(54) **BOTTLE WITH CAP**

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

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

(52) **U.S. Cl.**
USPC **D9/560**; D9/569; D9/575; D9/520

(58) **Field of Classification Search**
USPC D9/434, 435, 436, 438, 440, 445, 453, D9/516, 530, 541, 543, 544, 546, 559, D9/560, 563, 572, 575, 715, 719, 770; D7/300, 601, 602, 605, 619.1
CPC B65D 1/02; B65D 1/0207; B65D 1/0223; B65D 1/14; B65D 2501/0081
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

2,776,066	A	1/1957	Thornton
3,252,492	A	5/1966	Marchant
3,405,831	A	10/1968	Hudson
3,794,200	A	2/1974	Marks
3,993,209	A	11/1976	Julian
4,098,419	A	7/1978	Virog, Jr. et al.

4,387,817	A	6/1983	Wiles et al.	
D360,134	S *	7/1995	Snyder	D9/438
5,662,233	A	9/1997	Reid	
5,803,287	A	9/1998	Kusz	
6,123,212	A	9/2000	Russell et al.	
D442,868	S *	5/2001	Gavin	D9/560
D456,272	S *	4/2002	Sadeghi	D9/560
D481,640	S *	11/2003	Biesecker	D9/560
6,802,418	B2	10/2004	Atkinson et al.	

(Continued)

OTHER PUBLICATIONS

Grumpy Foot, Square Bottle by Ex-Apple Engineers, 2017 earliest online date, retrieved from <https://www.grumpfoot.com/square-bottle-by-former-apple-engineers/>, Sep. 7, 2017, 3 pgs.

(Continued)

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(57) **CLAIM**

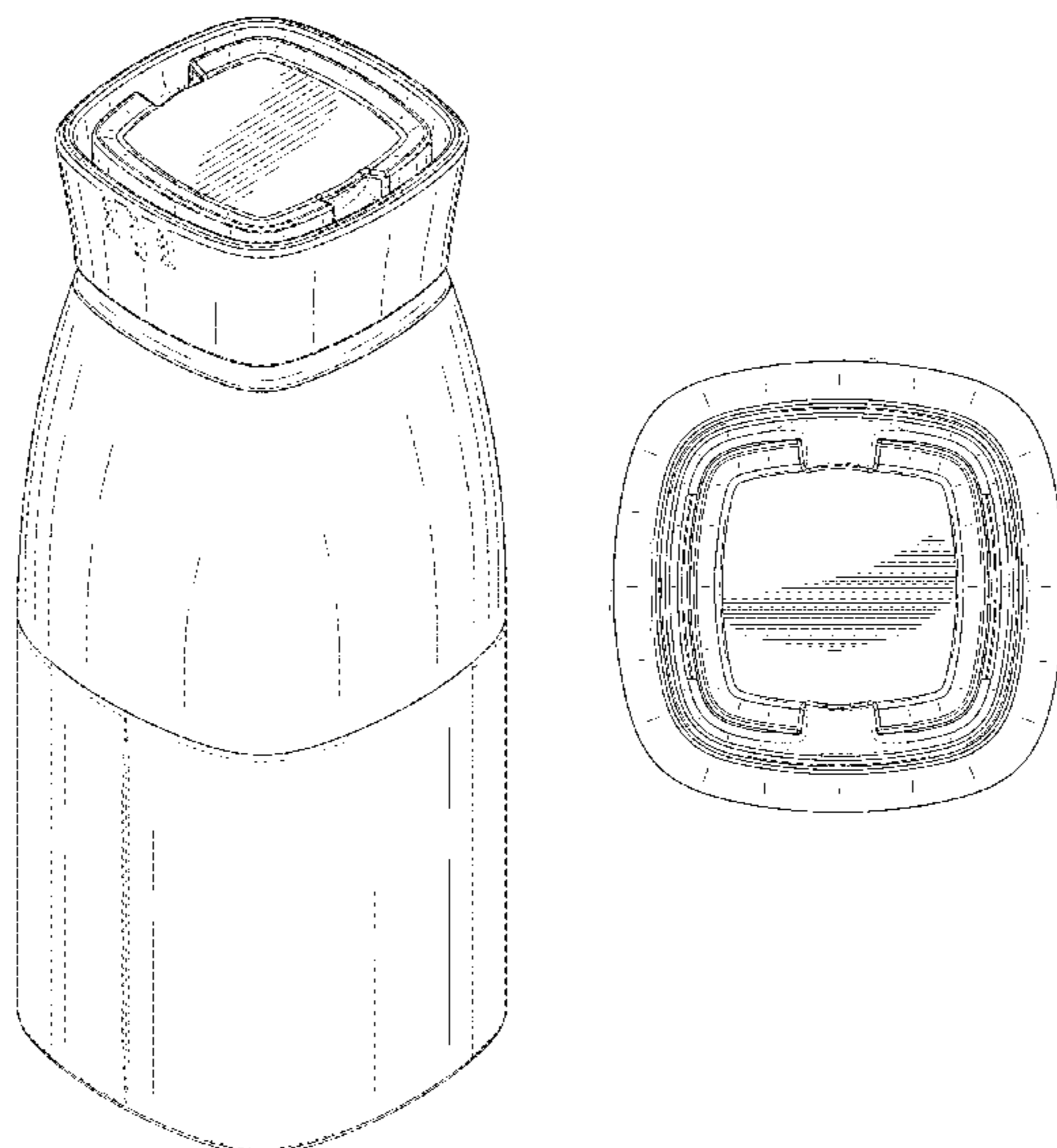
The ornamental design for a bottle with cap, as shown and described.

DESCRIPTION

FIG. 1 is a top, front and left perspective view of a bottle with cap showing the new design;
FIG. 2 is a bottom, rear, and right perspective view thereof;
FIG. 3 is a top plan view thereof;
FIG. 4 is a bottom plan view thereof;
FIG. 5 is a left side elevation view thereof;
FIG. 6 is a right side elevation view thereof;
FIG. 7 is a front elevation view thereof; and,
FIG. 8 is a rear elevation view thereof.

The broken lines in the drawings showing the bottle with cap illustrate the portions of the bottle with cap that form no part of the claimed design.

1 Claim, 7 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D498,143 S 11/2004 Rashid
 D531,913 S 11/2006 Heisner et al.
 D539,651 S * 4/2007 Snyder D9/449
 D540,669 S 4/2007 George et al.
 D576,876 S 9/2008 Mount
 D587,586 S 3/2009 Patzak
 D619,473 S 7/2010 Biesecker et al.
 D620,369 S * 7/2010 Servaire D9/435
 D622,591 S * 8/2010 Biesecker D9/435
 D630,518 S 1/2011 Biesecker et al.
 D639,669 S 6/2011 Adler et al.
 D654,799 S 2/2012 Liu
 D678,074 S * 3/2013 De France D9/435
 D691,054 S * 10/2013 Olsson D9/435
 8,616,407 B2 12/2013 Sawicki
 D698,250 S * 1/2014 Wade D9/435
 D698,251 S * 1/2014 Wade D9/435
 D733,787 S * 7/2015 Baker D16/237
 D733,788 S 7/2015 Baker et al.
 D736,635 S 8/2015 Sadler et al.
 D739,759 S * 9/2015 Warner D9/560
 D742,242 S * 11/2015 McDaniel D9/553
 D754,240 S * 4/2016 Samuels D16/219
 D756,234 S * 5/2016 Orset D9/560
 D765,508 S 9/2016 Wu
 D772,659 S 11/2016 Middleton et al.

D776,544 S 1/2017 Staab
 D786,086 S 5/2017 Miller et al.
 D786,674 S 5/2017 Miller et al.
 D786,683 S 5/2017 Miller et al.
 D792,233 S 7/2017 Miller et al.
 2004/0173562 A1 9/2004 Wolfe
 2006/0255041 A1 11/2006 Parks et al.
 2007/0034595 A1 2/2007 Foster et al.
 2009/0152229 A1 6/2009 Falzoni
 2009/0223985 A1 9/2009 Carmody et al.
 2009/0266736 A1 * 10/2009 Sprishen B29C 49/20
 206/459.5
 2011/0049085 A1 3/2011 Lembke
 2011/0094990 A1 * 4/2011 Sprishen B65D 50/041
 215/217
 2012/0152882 A1 6/2012 Tune
 2015/0329232 A1 11/2015 Brozell et al.
 2017/0057711 A1 3/2017 Miller et al.

OTHER PUBLICATIONS

Lulusoso, Perfume Bottle Cap, May 29, 2012, earliest online date, retrieved from <http://sell.lulusoso.com/selling-leads/1961487/Perfume-Bottle-Cap-Square-shape-Plastic-material.html>, Sep. 7, 2017, 7 pgs.
 International Search Report and Written Opinion for PCT/US2017/059602, dated Feb. 1, 2018, 15 pgs.

* cited by examiner

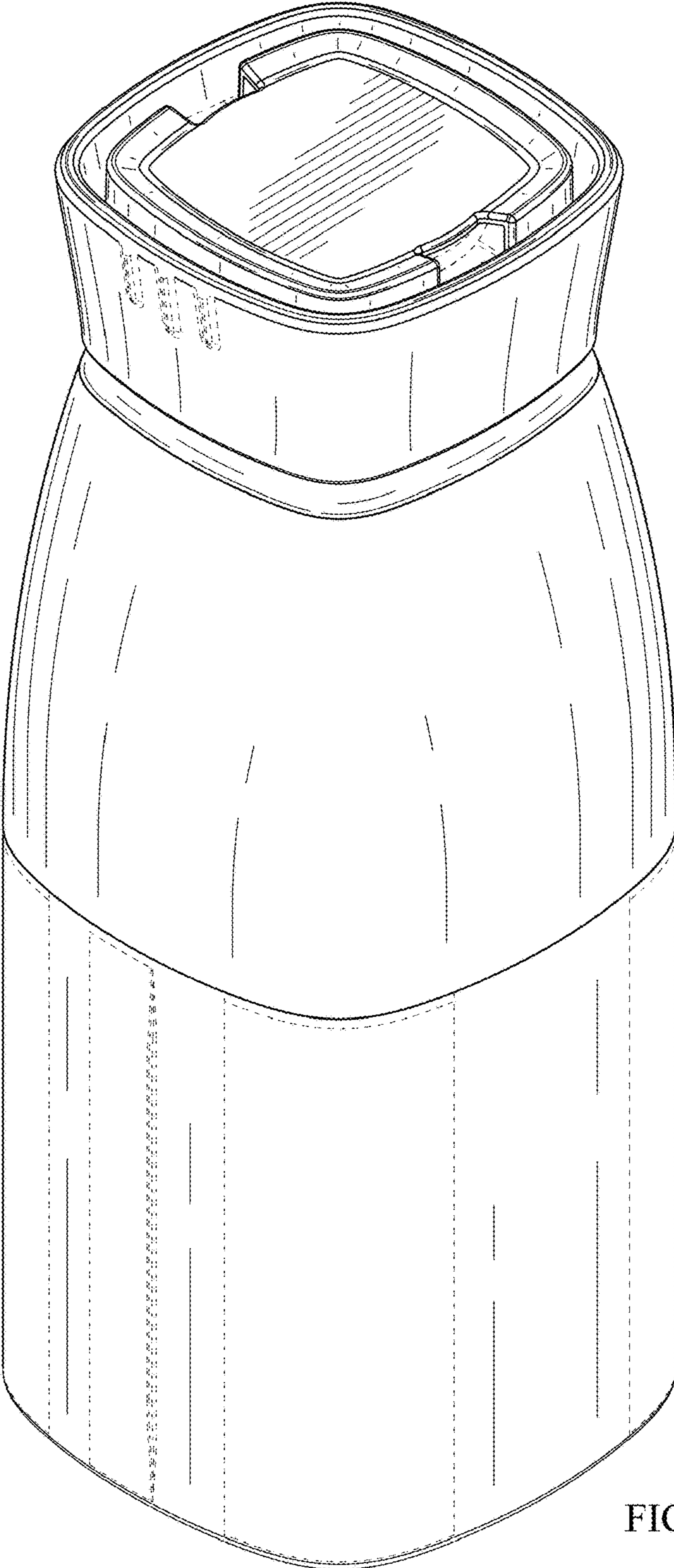


FIG. 1

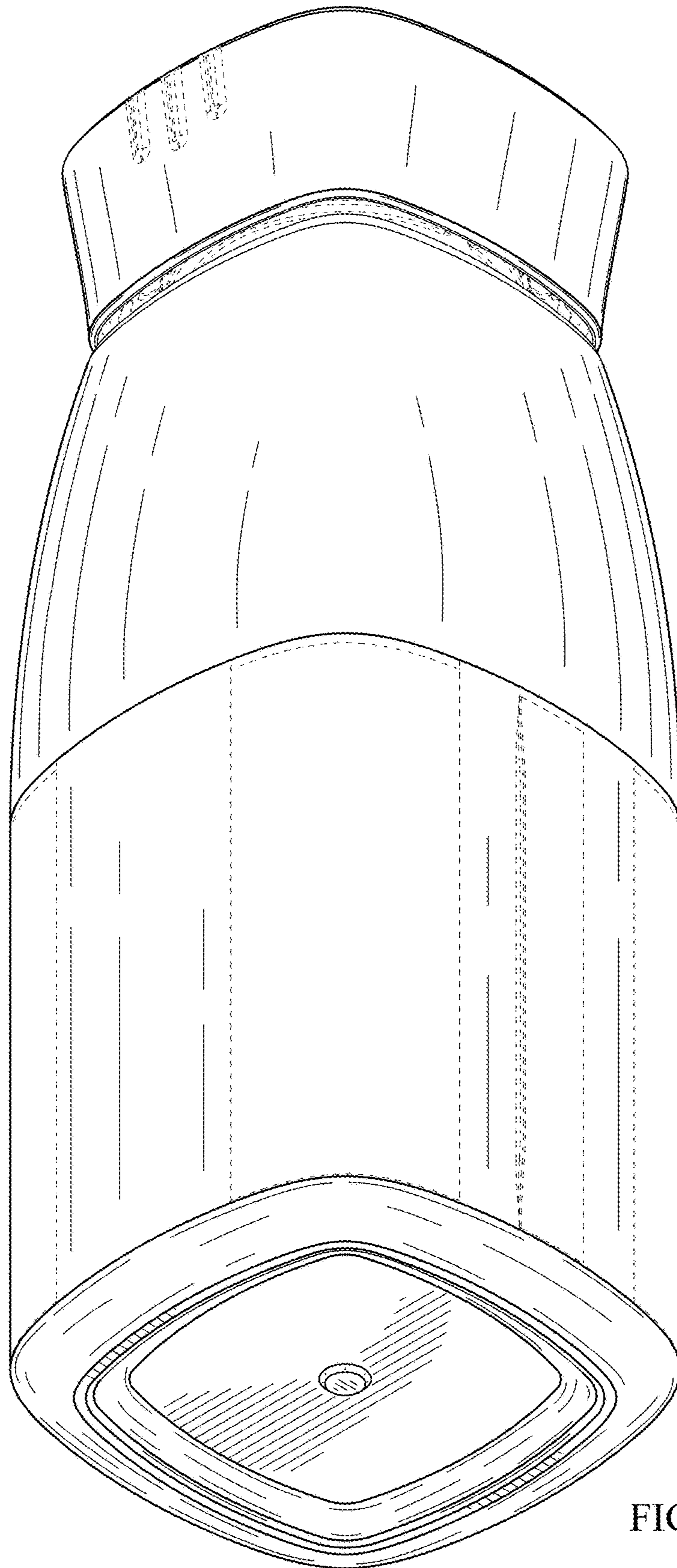


FIG. 2

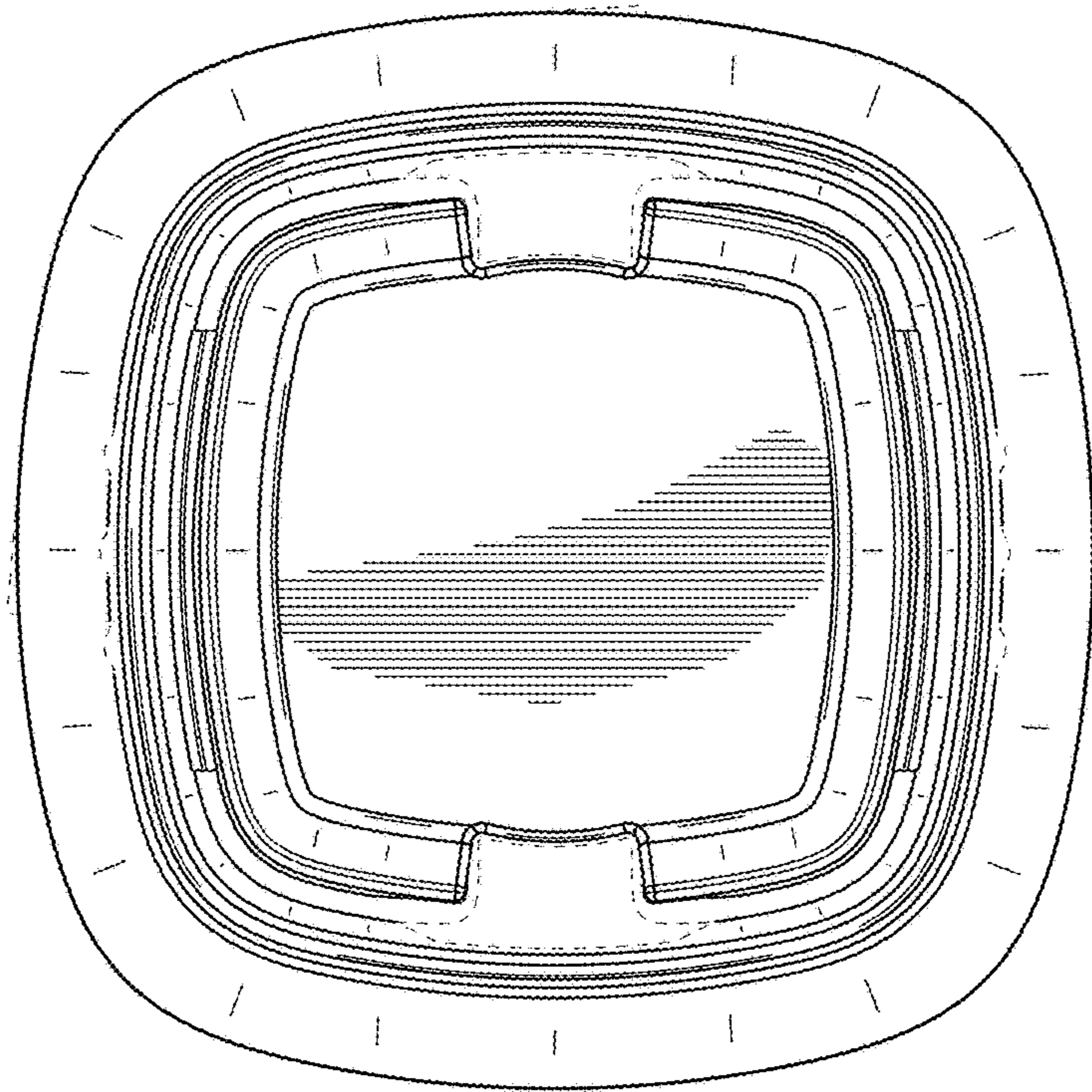


FIG. 3

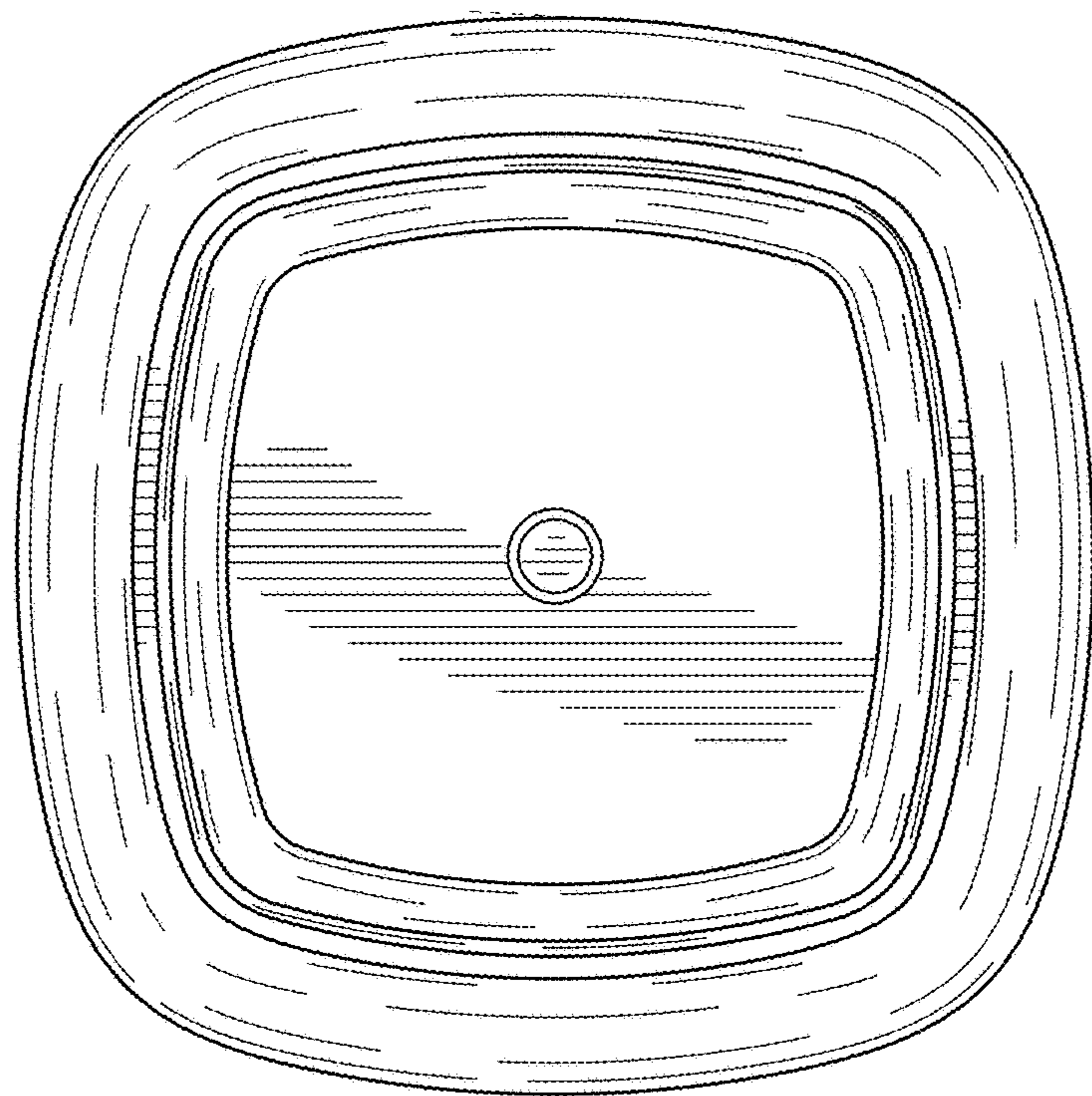


FIG. 4

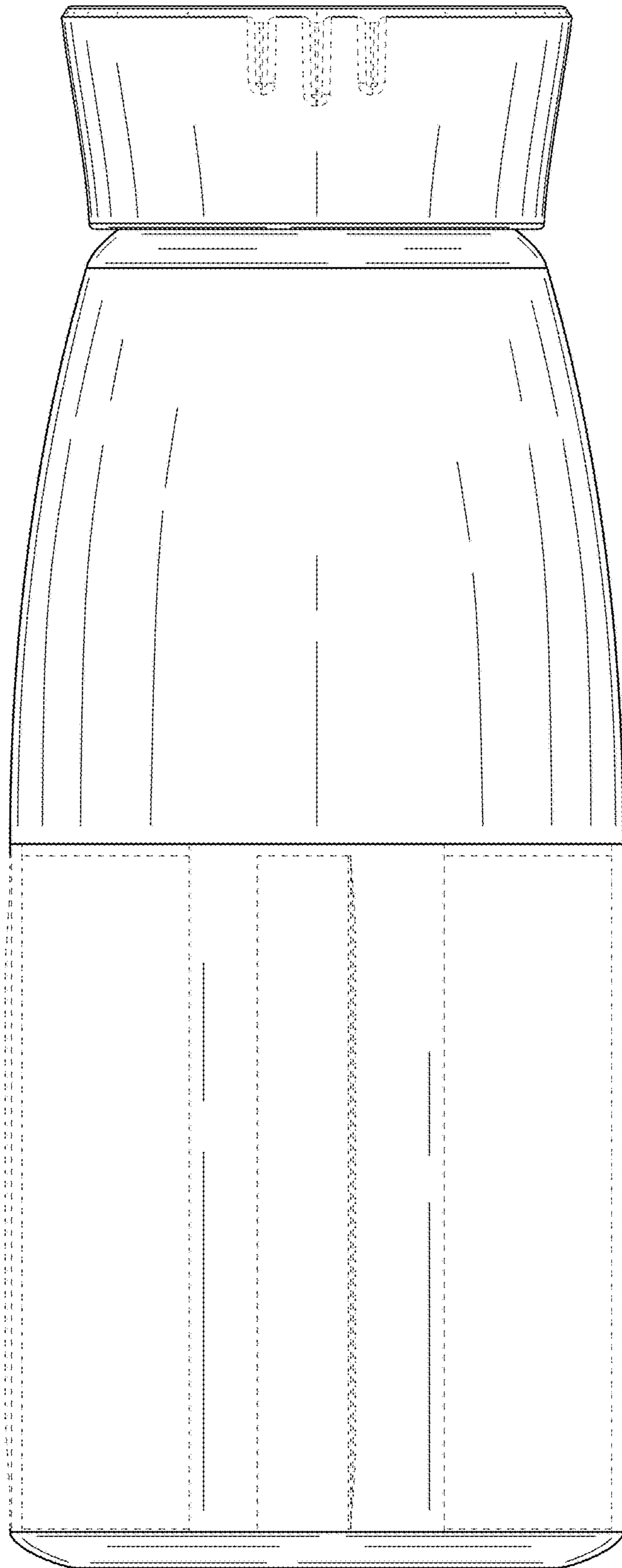


FIG. 5

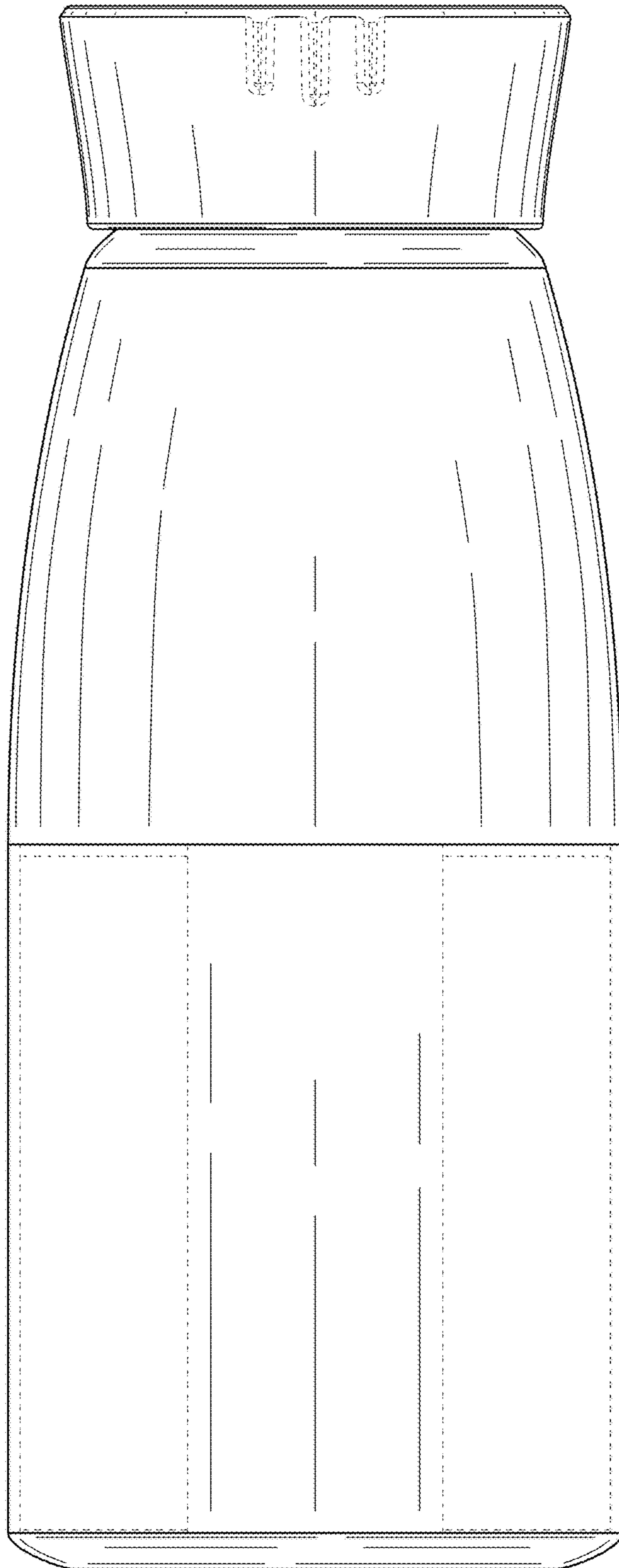


FIG. 6

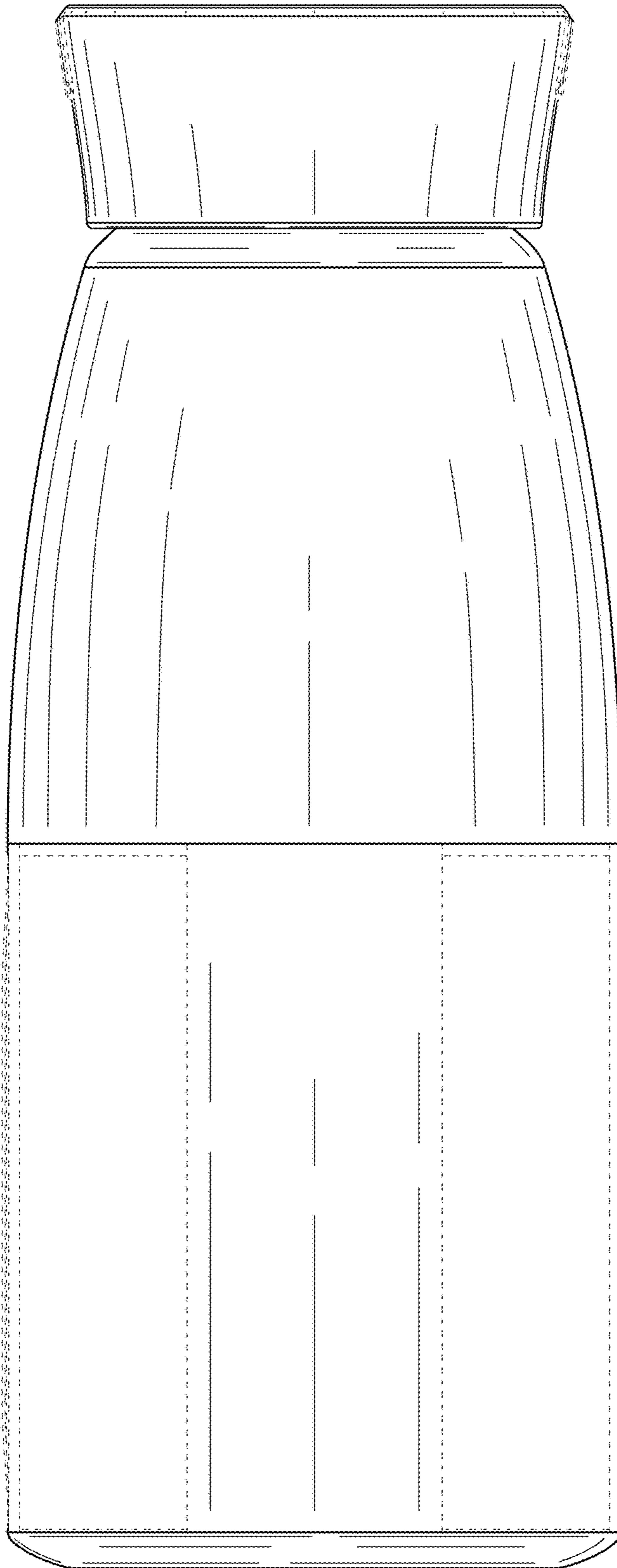


FIG. 7

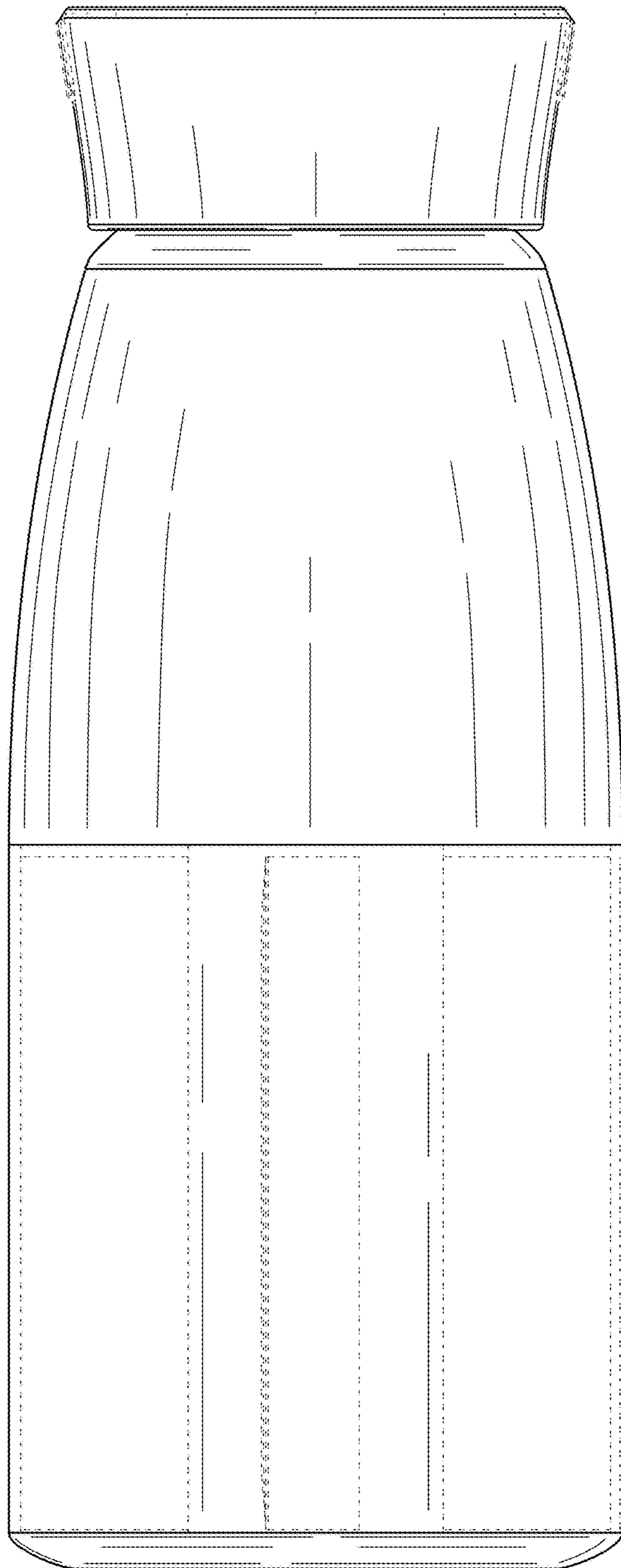


FIG. 8