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

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(54) **SWIMSUIT**

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

(21) Appl. No.: **29/615,713**

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Related U.S. Application Data

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(51) **LOC (11) Cl.** **02-02**

(52) **U.S. Cl.**
USPC **D2/731**

(58) **Field of Classification Search**
USPC D2/700, 702-706, 717, 721, 728-732,
D2/735-737, 785; 2/67; 450/1, 28, 85
CPC A41B 1/00; A41D 7/00
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

599,408 A	2/1898	Uppercu
2,463,309 A	3/1949	Prince
4,447,911 A	5/1984	Marcellaro
4,457,025 A	7/1984	Meryash
4,607,369 A	8/1986	Craig
4,640,287 A	2/1987	Anderson et al.
4,835,795 A	6/1989	Lonon
5,561,858 A	10/1996	Poirier
6,016,569 A	1/2000	Everett et al.
6,035,439 A	3/2000	Chin

6,324,699 B1	12/2001	Cosmah
6,374,412 B1	4/2002	Canlas
6,434,801 B2	8/2002	Grunberger
6,964,065 B2	11/2005	Stevenson
D544,678 S	6/2007	Fitagerald

(Continued)

FOREIGN PATENT DOCUMENTS

WO 1995002340 1/1995

OTHER PUBLICATIONS

“Patentability Search Report”, dated Nov. 14, 2014.
(Continued)

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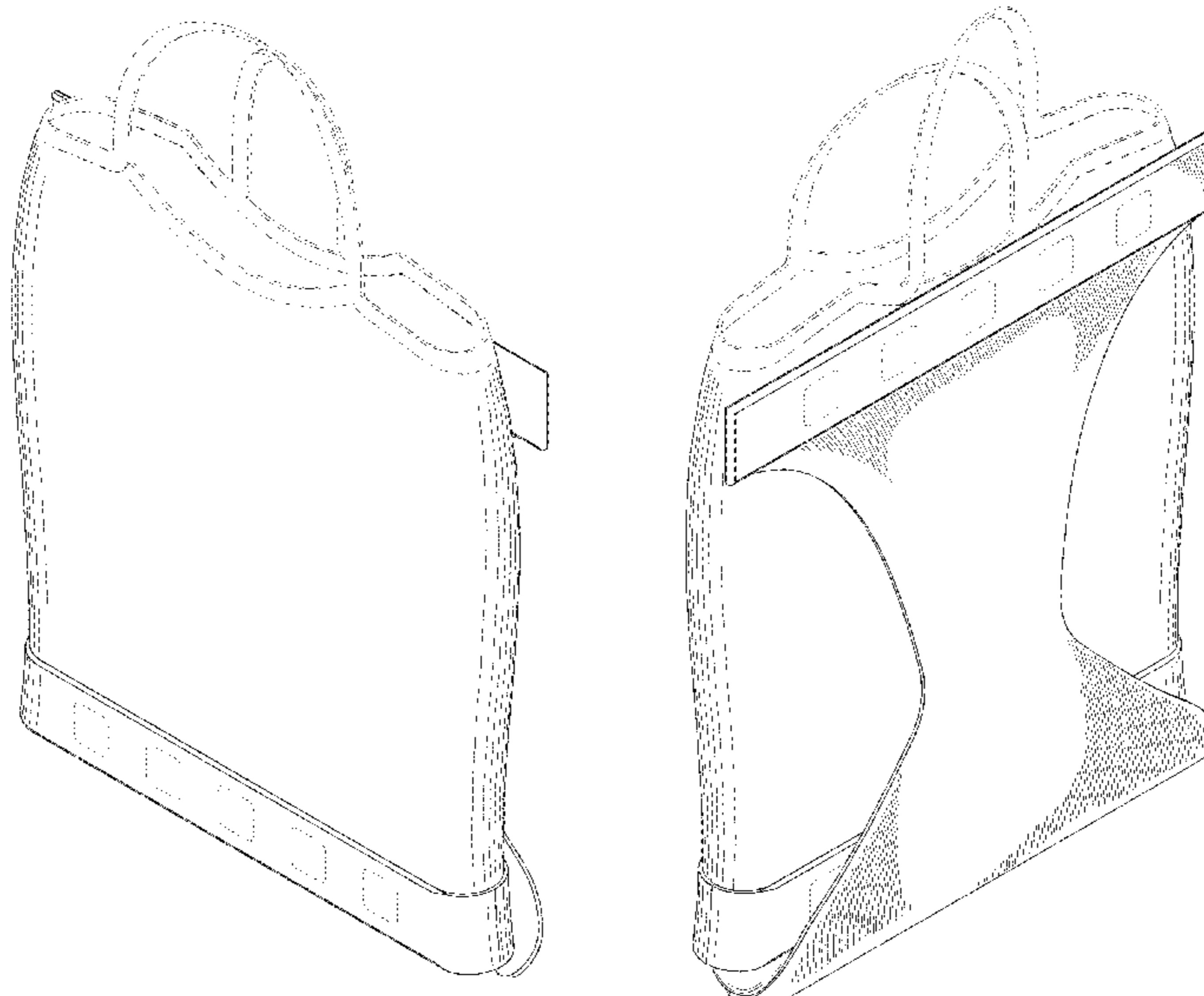
(57) **CLAIM**

The ornamental design for a swimsuit, substantially as shown and described.

DESCRIPTION

FIG. 1 is a front, top and one side isometric view of a swimsuit showing our design in an opened fastened position; FIG. 2 is a front, top and other side isometric view thereof; FIG. 3 is a front elevation view thereof; FIG. 4 is a rear elevation view thereof; FIG. 5 is a left side elevation view thereof; FIG. 6 is a right side elevation view thereof; FIG. 7 is a top side elevation view thereof; and, FIG. 8 is a bottom side elevation thereof. The dash-dash-dash-dash broken lines shown in the drawing views are included for the purpose of illustrating portions of the swimsuit that form no part of the claimed design. The dash-dot-dash-dot broken lines shown in the drawing views define the boundary of the claimed design.

1 Claim, 7 Drawing Sheets



(56)

References Cited

OTHER PUBLICATIONS

U.S. PATENT DOCUMENTS

D595,480 S 7/2009 Giugliano
 D600,881 S 9/2009 Naylor
 D601,326 S 10/2009 DiFrancesco
 D613,036 S 4/2010 Waldman
 D627,538 S 11/2010 Naylor
 7,908,671 B2 3/2011 Gaugler et al.
 D639,019 S 6/2011 Perryman
 8,479,320 B2 7/2013 Swafford
 D698,521 S 2/2014 Ott
 9,210,953 B2 12/2015 Horton
 D787,783 S 5/2017 McKinney-Brown
 D801,633 S * 11/2017 Slater D2/731
 2002/0062511 A1 5/2002 Lee
 2006/0166600 A1 7/2006 Ravoiiu et al.
 2008/0256676 A1 10/2008 DiLorenzo
 2012/0174283 A1 7/2012 Peters et al.
 2012/0266347 A1 10/2012 DiLorenzo
 2013/0180024 A1 7/2013 Flick
 2013/0269077 A1 10/2013 Anderson
 2014/0130228 A1 5/2014 Horton
 2014/0130231 A1 5/2014 Horton
 2014/0143985 A1 5/2014 Horton
 2016/0143373 A1 * 5/2016 Castellano A41D 11/00
 2018/0084842 A1 * 3/2018 Pham Johnson A41D 7/00

“Office Action” issued in co-pending U.S. Appl. No. 29/530,014, dated Jan. 25, 2017.
 “Office Action” issued in co-pending U.S. Appl. No. 29/530,014, dated Jun. 15, 2017.
 The Underbib, <http://theunderbib.com/about-underbib-baby/>, Jun. 14, 2016.
 Magnificent Baby, <http://www.magnificentbaby.com/custompages/magnificentbaby/Baby-and-Toddler-Raincoats-at-CID347.aspx>, Jun. 14, 2016.
 Magnificent Baby, <http://www.magnificentbaby.com/custompages/magnificentbaby/Burrito-Bodysuits-CID264.aspx>, Jun. 14, 2016.
 Magnificent Baby, <http://www.magnificentbaby.com/custompages/magnificentbaby/Footies-CID388.aspx>, Jun. 14, 2016.
 Magnificent Baby, http://www.magnificentbaby.com/instructions-magnificent-baby-ccid_82.aspx, Jun. 14, 2016.
 Fasten, Fasten Rainbow Hearts Swimsuit, internet posting, Jun. 15, 2017, 4 pp., <https://www.fastenswim.com/products/rainbow-hearts-swimsuit>.
 The Underbib, <http://theunderbib.com/product-category/underbib-baby/>, Jun. 14, 2016.
 “Notice of Allowance” issued in co-pending U.S. Appl. No. 29/530,014, dated Aug. 17, 2017.

* cited by examiner

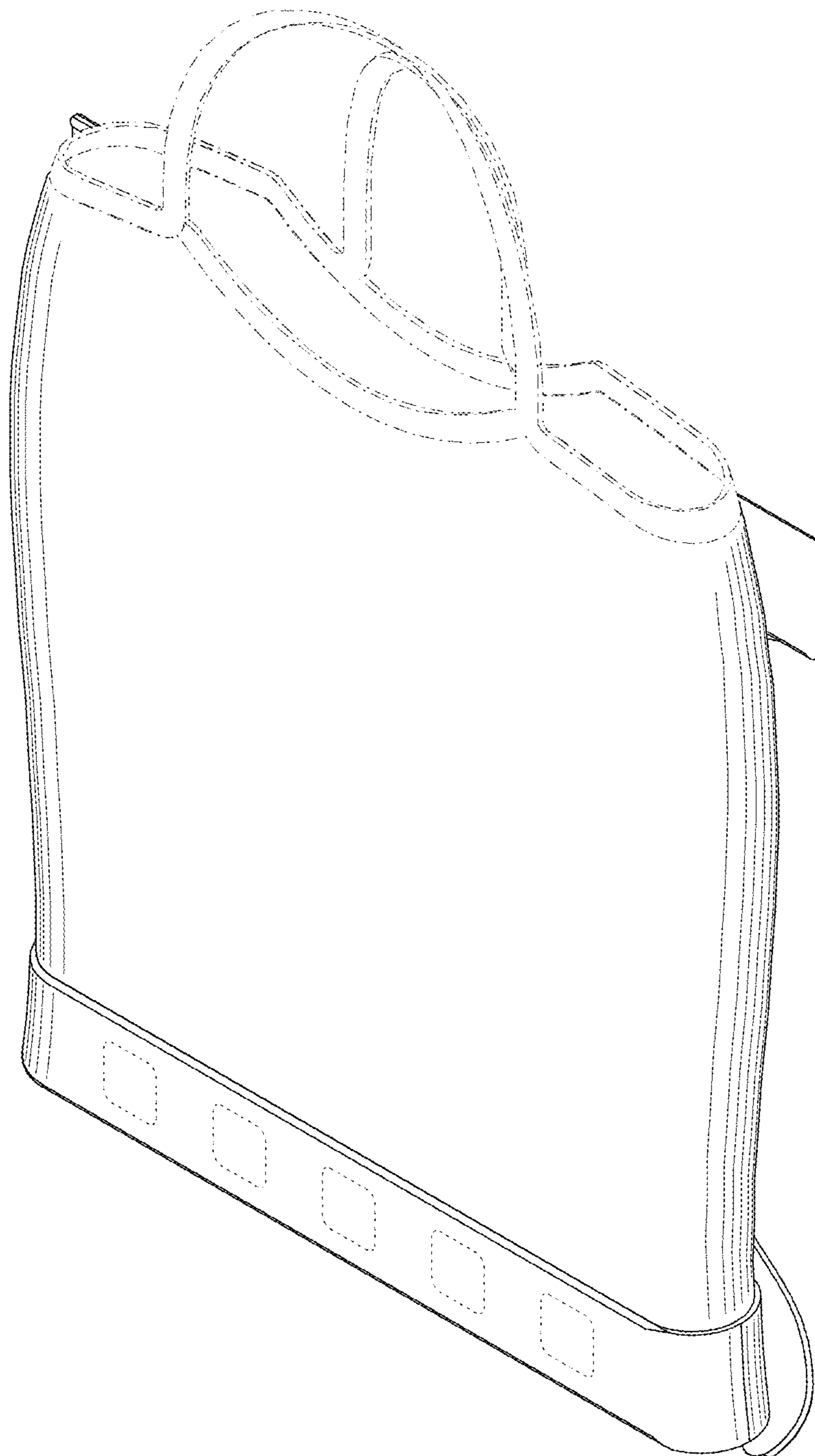


FIG. 1

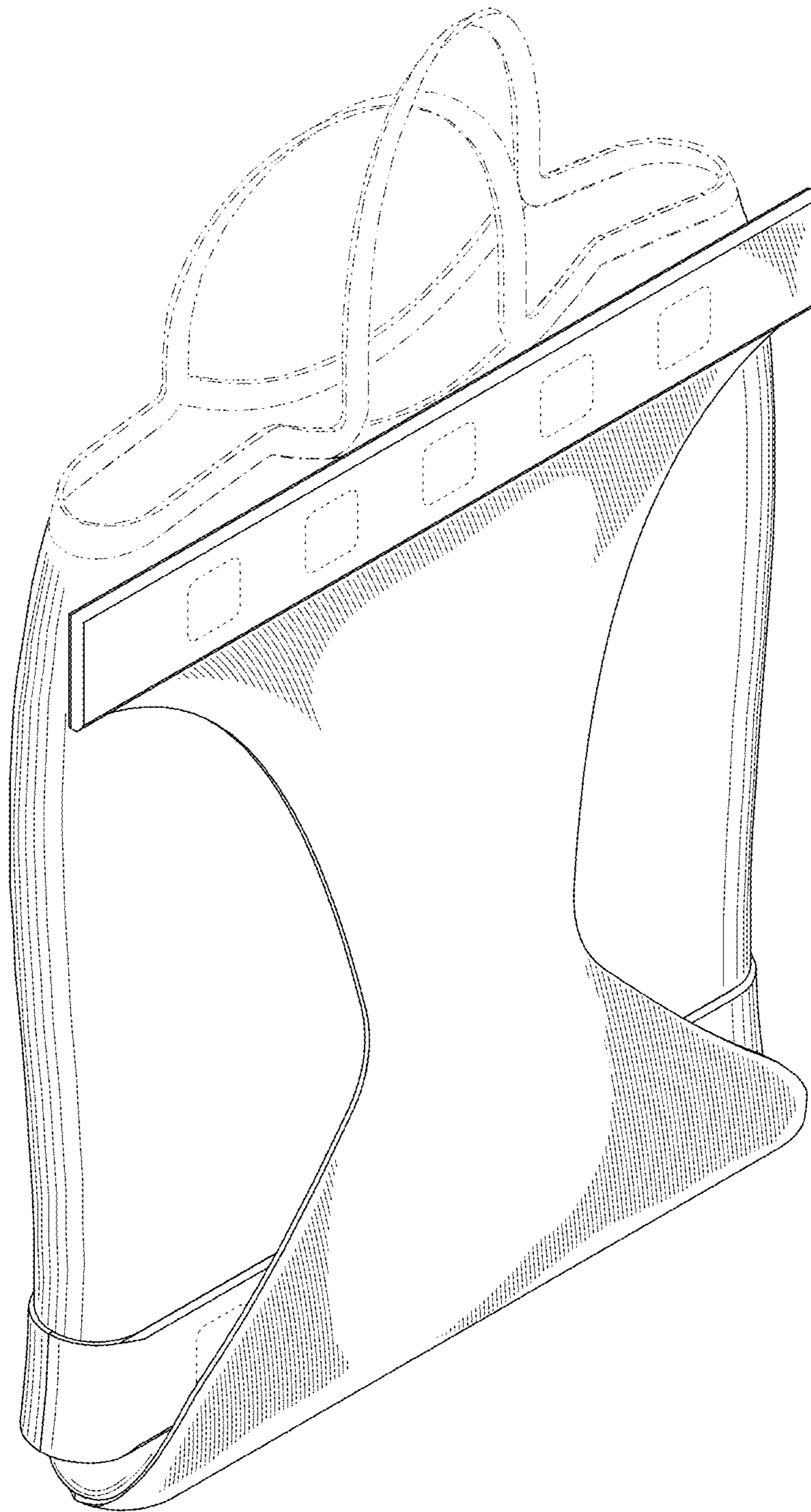


FIG. 2

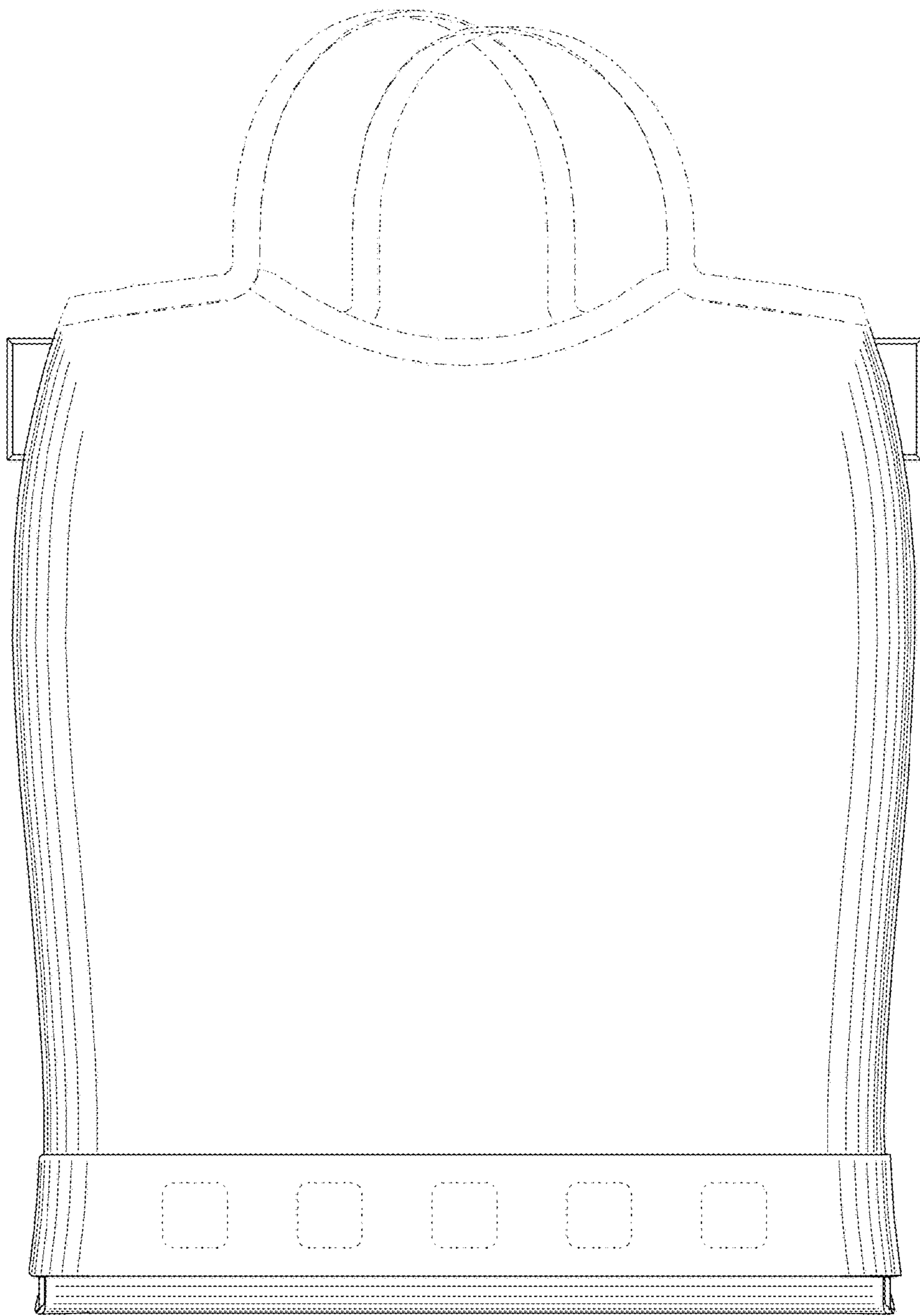


FIG. 3

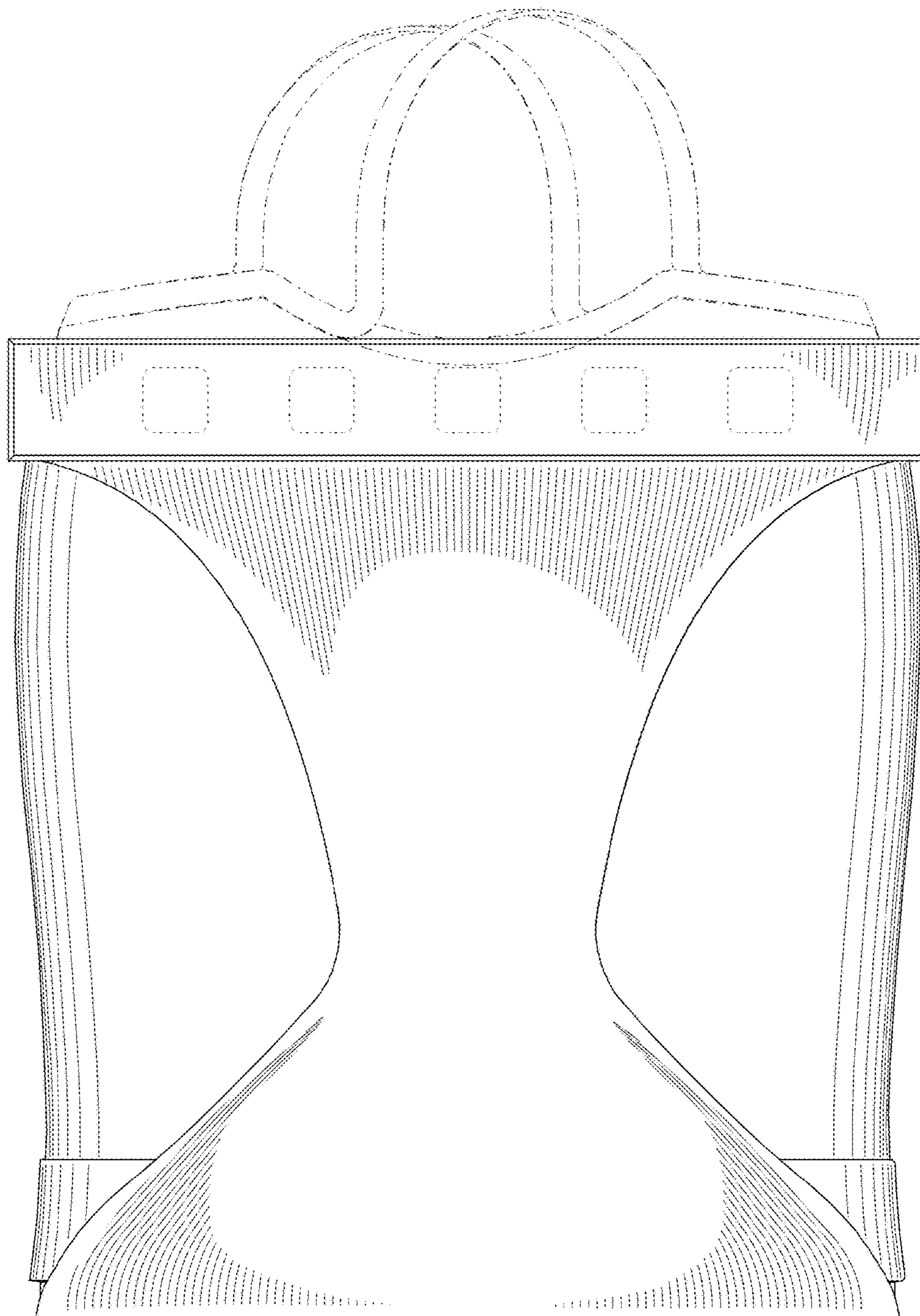


FIG. 4

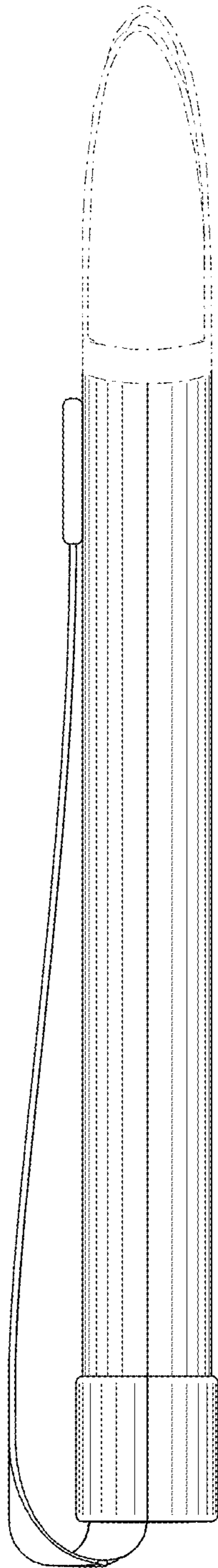


FIG. 5

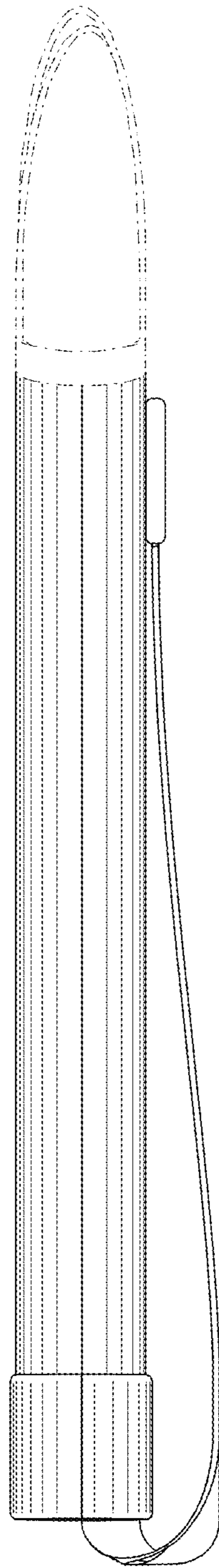


FIG. 6

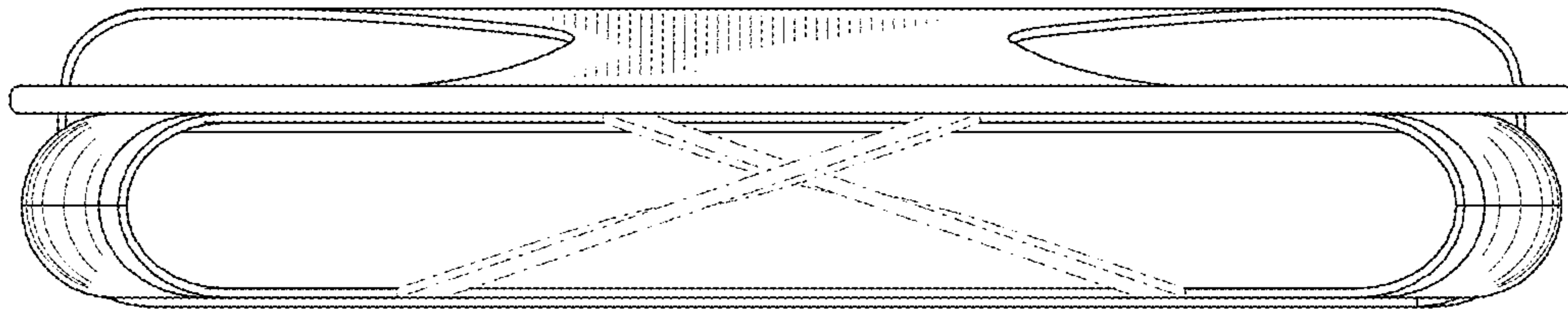


FIG. 7

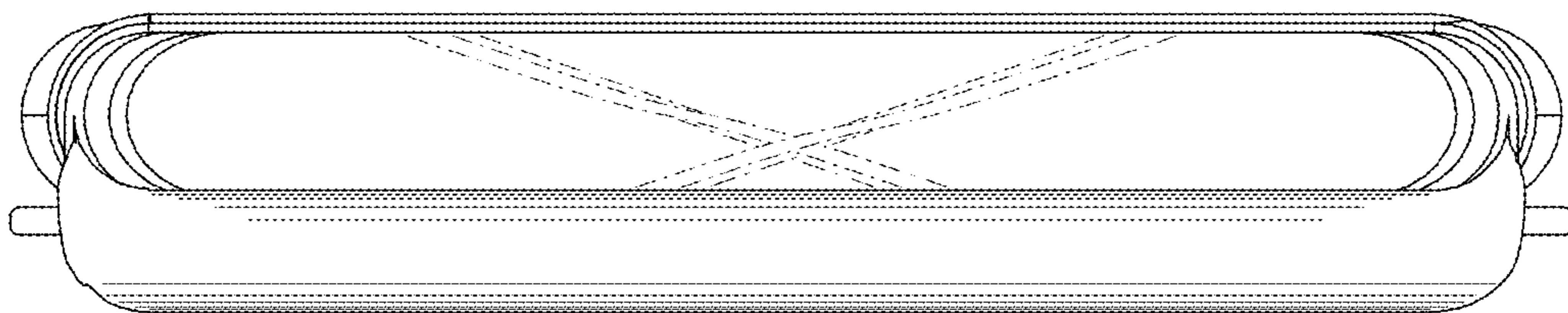


FIG. 8