

US00D828038S

(12) **United States Design Patent** (10) **Patent No.:** **US D828,038 S**  
**Spitzer** (45) **Date of Patent:** **\*\* Sep. 11, 2018**

(54) **MASCARA BRUSH**  
(71) Applicant: **LVMH FRAGRANCE BRANDS,**  
Levallois-Perret (FR)  
(72) Inventor: **Romain Spitzer,** Paris (FR)  
(73) Assignee: **LVMH FRAGRANCE BRANDS,**  
Levallois Perret (FR)  
(\*\*) Term: **15 Years**  
(21) Appl. No.: **35/502,293**  
(22) Filed: **Dec. 16, 2016**

D317,061 S \* 5/1991 Cassai ..... D28/7  
D324,585 S \* 3/1992 Cassai ..... 401/129  
D325,790 S \* 4/1992 Cassai ..... 401/129  
D325,791 S \* 4/1992 Cassai ..... D28/7  
D325,792 S \* 4/1992 Cassai ..... D28/7  
D325,793 S \* 4/1992 Cassai ..... D28/7  
D572,604 S \* 7/2008 Garofano ..... D28/77  
D674,196 S \* 1/2013 Jacob ..... D4/133  
9,210,988 B2 \* 12/2015 Kim ..... A45D 40/265  
D762,393 S \* 8/2016 Hong ..... D4/128  
D780,462 S \* 3/2017 Vanoncini ..... D4/128  
D781,057 S \* 3/2017 Jacob ..... D4/128  
D790,225 S \* 6/2017 Poletto ..... D4/128  
D790,863 S \* 7/2017 Poletto ..... D4/128  
D796,213 S \* 9/2017 Poletto ..... D4/128  
D796,849 S \* 9/2017 Poletto ..... D4/128

\* cited by examiner

(80) **Hague Agreement Data**  
Int. Filing Date: **Dec. 16, 2016**  
Int. Reg. No.: **DM/094091**  
Int. Reg. Date: **Dec. 16, 2016**  
Int. Reg. Pub. Date: **Jan. 13, 2017**

*Primary Examiner* — Richard E Chilcot  
(74) *Attorney, Agent, or Firm* — Stephen J. Weyer, Esq.;  
Stites & Harbison, PLLC.

(30) **Foreign Application Priority Data**  
Jul. 11, 2016 (EM) ..... 003301688  
(51) **LOC (11) Cl.** ..... **04-02**  
(52) **U.S. Cl.**  
USPC ..... **D4/128**  
(58) **Field of Classification Search**  
USPC ..... D24/119, 128; D28/7; 401/126–130;  
D4/119, 128  
CPC ..... A45D 40/267; A45D 40/265  
See application file for complete search history.

(57) **CLAIM**

The ornamental design of a mascara brush, as shown and described.

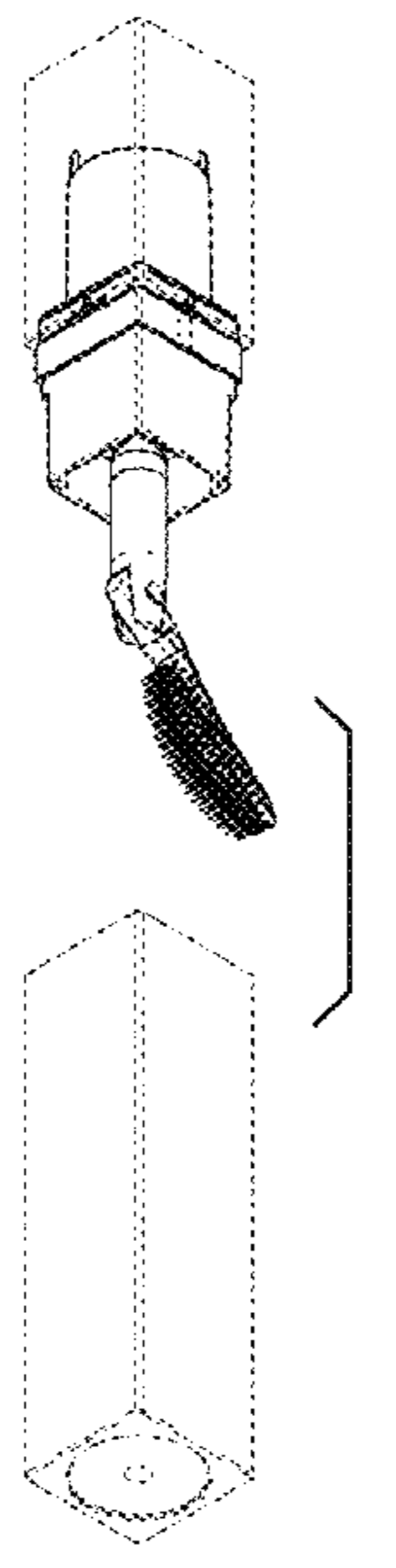
**DESCRIPTION**

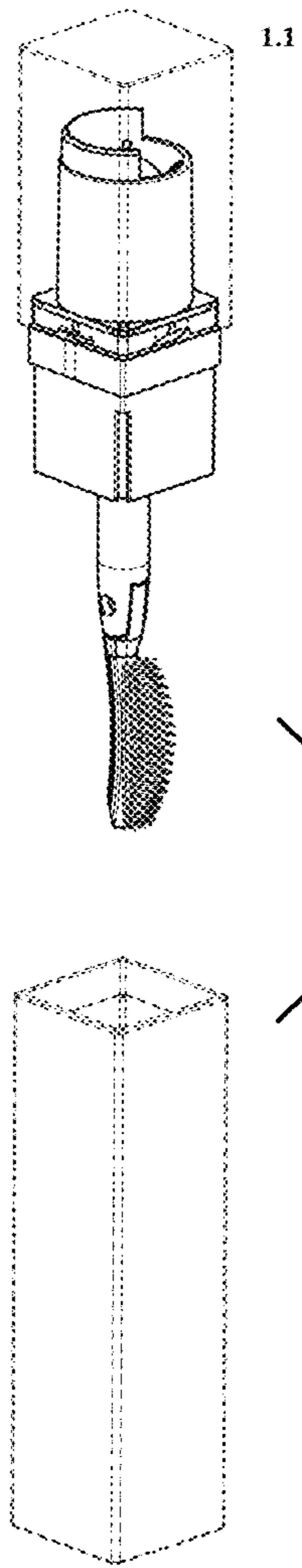
- 1. Mascara brush
- 1.1 : Perspective with brush in its first position
- 1.2 : Perspective view with brush in its second position
- 1.3 : Front
- 1.4 : Back
- 1.5 : Top
- 1.6 : Bottom
- 1.7 : One side

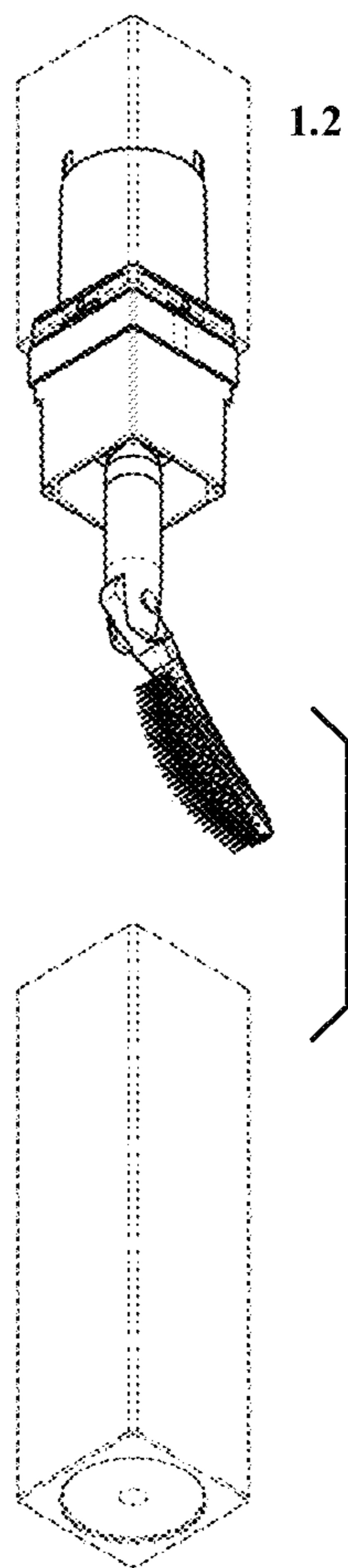
Portions drawn in broken lines represent environmental elements which form no part of the claimed design.

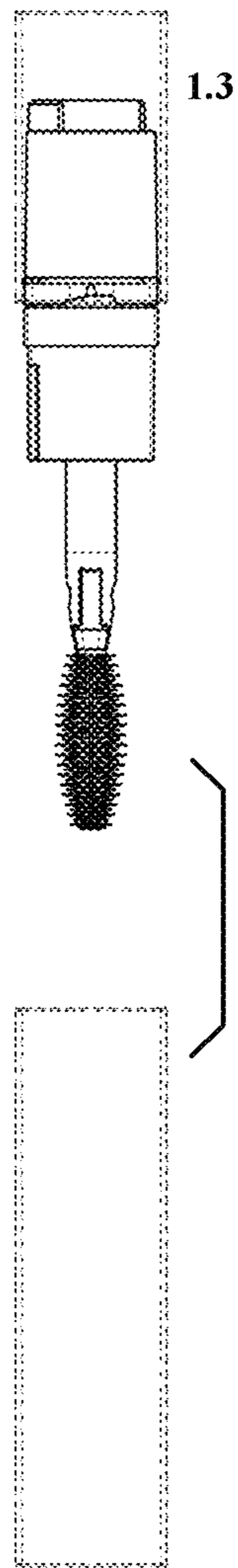
(56) **References Cited**  
U.S. PATENT DOCUMENTS  
D270,769 S \* 9/1983 Cassai ..... D28/7  
D274,008 S \* 5/1984 Cassai ..... D4/116

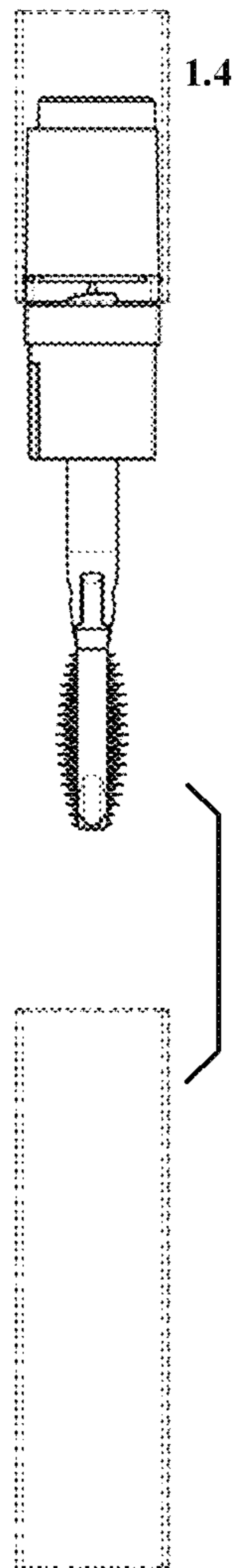
**1 Claim, 7 Drawing Sheets**



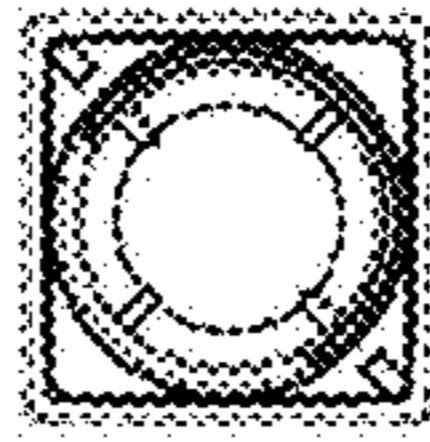








1.5



1.6

