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(12) **United States Design Patent** (10) **Patent No.:** **US D836,876 S**  
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(54) **PAINT VESSEL**

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CPC ..... A47L 13/58; A47J 47/18; A47J 13/50;  
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See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

606,100 A	6/1898	Thompson
D33,891 S	1/1901	Kennedy
1,304,415 A	5/1919	Tucker
1,590,572 A	6/1926	Fredette
1,734,976 A	11/1929	McClellan
1,813,670 A	7/1931	Kessler
1,950,505 A	3/1934	Matters
2,314,835 A	12/1940	Johns et al.
2,228,536 A	1/1941	Scalph

2,626,737 A	1/1953	Pitz
2,661,858 A	12/1953	Howell
2,709,540 A	5/1955	Kenney
2,712,668 A	7/1955	Thiele
D175,865 S	10/1955	Stone
2,765,969 A	10/1956	Bennington
2,963,003 A	2/1958	Oberg et al.

(Continued)

**FOREIGN PATENT DOCUMENTS**

GB	195523	4/1923
JP	10287339	10/1998

**OTHER PUBLICATIONS**

Painters' Helper Sporty's Tool Shop (1 page) bearing copyright notice of 2001.

(Continued)

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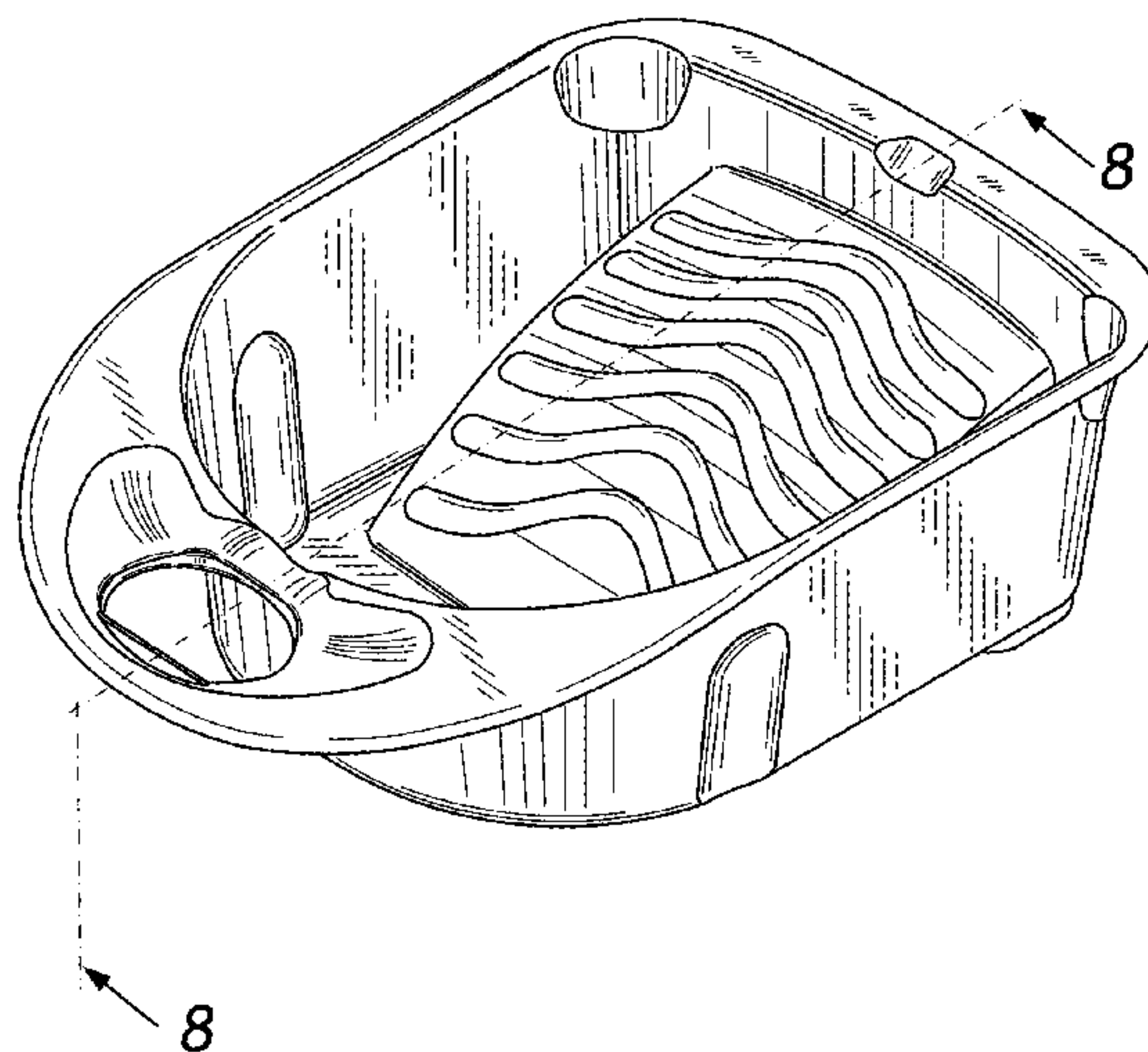
(57) **CLAIM**

The ornamental design for a paint vessel, as shown and described.

**DESCRIPTION**

FIG. 1 is an isometric view of a paint vessel;  
FIG. 2 is a side view of the paint vessel of FIG. 1, as taken from the left side in FIG. 1;  
FIG. 3 is a side view of the paint vessel of FIG. 1, as taken from the right side in FIG. 1;  
FIG. 4 is a rear view of the paint vessel of FIG. 1;  
FIG. 5 is a front view of the paint vessel of FIG. 1;  
FIG. 6 is a top view of the paint vessel of FIG. 1;  
FIG. 7 is a bottom view of the paint vessel of FIG. 1; and,  
FIG. 8 is a sectional view, as taken along lines 8-8 in FIG. 1.

**1 Claim, 6 Drawing Sheets**



(56)

References Cited

U.S. PATENT DOCUMENTS

D184,315 S	1/1959	Jennings et al.	5,570,807 A	11/1996	Busch
2,922,176 A	1/1960	Bernhardt	5,624,093 A	4/1997	Gemmell
3,014,616 A	12/1961	Kavanaugh et al.	5,641,087 A	6/1997	Moffitt
3,014,621 A	12/1961	Povitz	D390,596 S	2/1998	Domhoff et al.
D193,382 S	8/1962	Goetz	5,746,346 A	5/1998	Crilly
3,138,280 A	6/1964	Shafer	D395,531 S	6/1998	Mandell et al.
3,139,646 A	7/1964	Vernon	D397,833 S	9/1998	Zurawin
3,157,902 A	11/1964	Hardwick	5,810,196 A	9/1998	Lundy
D202,134 S	8/1965	Bryan	RE35,933 E	10/1998	Scholl
3,219,233 A	11/1965	Whiteford	D401,116 S	11/1998	Demore
3,229,820 A	1/1966	Hentzi et al.	5,836,469 A	11/1998	Zebrowski
3,292,815 A	12/1966	Smith	5,899,354 A	5/1999	Garcia
3,311,252 A	3/1967	Swartwood et al.	D415,864 S	10/1999	Axhamre
3,341,876 A	9/1967	Campbell	5,971,201 A	10/1999	Daw
D208,969 S	10/1967	Paxton	6,019,241 A	2/2000	Burns
3,351,970 A	11/1967	Engh	D422,450 S	4/2000	Conti
D211,611 S	7/1968	Fox, Jr. et al.	D423,729 S	4/2000	Morgan
D212,831 S	11/1968	Koch	6,065,633 A	5/2000	Abbey
3,425,012 A	1/1969	Gottinger	6,119,303 A	9/2000	Passafiume
D216,277 S	12/1969	James	6,138,963 A	10/2000	Malvasio
3,536,285 A	10/1970	Vaughn	D435,728 S	1/2001	Miles et al.
3,590,416 A	7/1971	Henningsen	D444,604 S	7/2001	Hoffert et al.
3,595,431 A	7/1971	Bird	D444,929 S	7/2001	Cox
3,602,939 A	9/1971	Schoenholz	6,260,730 B1	7/2001	Fellman
D223,864 S	6/1972	Vines	6,276,554 B1	8/2001	Lallement et al.
3,682,352 A	8/1972	Douchette	D452,130 S	12/2001	Richardson
3,707,242 A	12/1972	Golden	D453,243 S	1/2002	Burke
3,729,158 A	4/1973	Nagy	D458,723 S	6/2002	Malvasio
3,828,389 A	8/1974	Heisler	D460,845 S	7/2002	Bergman
3,837,034 A	9/1974	Leffert	6,419,106 B1	7/2002	Bebak
3,940,824 A	3/1976	Gioia et al.	D462,902 S	9/2002	Gittins et al.
3,947,135 A	3/1976	Hawk	6,449,829 B1	9/2002	Malvasio et al.
4,023,702 A	5/1977	McKnight	D466,407 S	12/2002	Nance
4,061,242 A	12/1977	Donlon	D466,787 S	12/2002	Clancy
4,101,046 A	7/1978	Puntillo	D467,784 S	12/2002	Maier
4,145,789 A	3/1979	Morgan, Sr.	D469,233 S	1/2003	Begnani
4,164,299 A	8/1979	Fuhr	6,622,340 B2	9/2003	Rosa
D254,482 S	3/1980	Bell	D482,274 S	11/2003	Walsh et al.
D270,961 S	10/1983	Hawkins et al.	D482,830 S *	11/2003	Kohn ..... D32/53.1
4,445,250 A	5/1984	Seidl	D483,917 S	12/2003	Frantz
D277,080 S	1/1985	Gagnon	6,708,838 B2	3/2004	Bergman et al.
4,519,565 A	5/1985	Whitmore	D492,196 S	6/2004	Hyhlik et al.
4,627,546 A	12/1986	Carranza	D493,035 S	7/2004	Bergman
D289,452 S	4/1987	Fuller	6,802,431 B2	10/2004	Schinkel
D291,612 S	8/1987	Inui	D499,027 S	11/2004	Walsh et al.
4,691,840 A	9/1987	Ferbrache	6,827,233 B1	12/2004	Scallate
4,798,307 A	1/1989	Evrard	D509,420 S	9/2005	Hauber
D301,785 S	6/1989	Goetz	6,991,829 B2	1/2006	Bergman
D302,614 S	8/1989	Beatty	6,996,872 B2	2/2006	Tennant
4,860,891 A	8/1989	Biggio	D518,263 S	3/2006	Verhaar
D305,467 S	1/1990	Dagge	D524,501 S	7/2006	Prokop et al.
4,895,269 A	1/1990	Cade	D526,748 S	8/2006	Van Skiver
4,927,046 A	5/1990	Armstrong	7,083,044 B1	8/2006	Kilian et al.
4,928,873 A	5/1990	Johnson	D528,706 S	9/2006	Jefferson
5,011,536 A	4/1991	Boom	D535,794 S	1/2007	Lundy et al.
5,033,704 A	7/1991	Kerr	7,191,913 B2	3/2007	Byrne
5,083,733 A	1/1992	Marino et al.	D546,160 S	7/2007	Reithmeyer
5,092,481 A	3/1992	Skelton	D546,514 S	7/2007	Byrne
5,147,067 A	9/1992	Effertz	D548,913 S	8/2007	Van Landingham
5,169,025 A	12/1992	Guo	D549,913 S	8/2007	Bergman
5,201,439 A	4/1993	Davies	D553,818 S	10/2007	Moon
5,207,348 A	5/1993	Fischer et al.	D562,518 S	2/2008	Lundy
5,222,656 A	6/1993	Carlson	D569,567 S	5/2008	Kohn
5,308,181 A	5/1994	Hull et al.	D571,969 S	6/2008	Byers
5,320,249 A	6/1994	Strech	D578,874 S	10/2008	Smith et al.
5,320,279 A	6/1994	Giblin et al.	D581,118 S	11/2008	Bergman
5,341,969 A	8/1994	Accardo et al.	D583,521 S	12/2008	Arvinte et al.
D350,632 S	9/1994	Cummins	D586,056 S	2/2009	Shea
D353,241 S	12/1994	Breen	D594,163 S	6/2009	Sparano
D353,697 S	12/1994	Breen et al.	D607,624 S	1/2010	Bergman
5,400,916 A	3/1995	Weber	D612,119 S	3/2010	Bergman
5,429,262 A	7/1995	Sharkey	D613,016 S *	3/2010	Bergman ..... D32/54
5,493,751 A	2/1996	Misiukowiec et al.	D617,517 S	6/2010	Bergman
5,511,279 A	4/1996	Ippolito	7,963,418 B2	6/2011	Arvinte et al.
5,549,216 A	8/1996	Scholl	D645,627 S	9/2011	Arvinte et al.
			D647,269 S *	10/2011	Searcy ..... D32/53.1
			D654,644 S	2/2012	Davidson
			D668,412 S *	10/2012	Bergman ..... D32/53.1
			D692,198 S	10/2013	Bergman



(56)

**References Cited**

U.S. PATENT DOCUMENTS

8,556,116 B2 10/2013 Bergman et al.  
 D694,976 S 12/2013 Lambertson  
 D702,907 S \* 4/2014 Bergman ..... D32/54  
 8,919,604 B2 12/2014 Bergman et al.  
 D728,884 S 5/2015 Waffensmith et al.  
 D744,186 S 11/2015 Gringer et al.  
 D744,711 S 12/2015 Gringer et al.  
 D765,935 S \* 9/2016 Horton, III ..... D32/53.1  
 D794,892 S \* 8/2017 Bergman ..... D32/53.1  
 D796,140 S \* 8/2017 Bergman ..... D32/53.1  
 2002/0005409 A1 1/2002 Rose  
 2002/0036206 A1 3/2002 Bergman et al.  
 2002/0056714 A1 5/2002 Schinkel  
 2004/0118861 A1 6/2004 Bergman et al.  
 2004/0134917 A1 7/2004 Carnegie  
 2004/0173622 A1 9/2004 Findleton  
 2004/0195248 A1 10/2004 Garcia  
 2004/0206761 A1 10/2004 Frantz  
 2004/0208083 A1 10/2004 Armendariz et al.  
 2004/0256335 A1 12/2004 Sholem  
 2006/0124649 A1 6/2006 Campbell

2006/0219720 A1 10/2006 Lundy et al.  
 2006/0225959 A1 10/2006 Pohl  
 2006/0226154 A1 10/2006 Lundy et al.  
 2006/0243732 A1 11/2006 Bergman  
 2014/0008377 A1 1/2014 Findleton

OTHER PUBLICATIONS

Fourteen (14) pages of photos of a pail known to the public prior to Apr. 29, 2004.  
 Purdy Product Catalog, pp. 1, 3, 6, 52, 54-56, 60, Jan. 2013.  
 Purdy press release "Purdy dual roll off five-gallon bucket increases production speed for professional painters," (2 pages) Jan. 2013.  
 Description of "Dual Roll Off Bucket" from www.purdy.com, (1 page) printed Sep. 10, 2013.  
 Description of "Dual Roll Off Bucket" from www.purdy.com, (1 page) printed Nov. 18, 2013.  
 Three (3) photos of a Monarch Handy Paint Pot with liners, obtained Feb. 23, 2016.  
 Four (4) photos of containers with thumb features, obtained Feb. 13, 2017.

\* cited by examiner

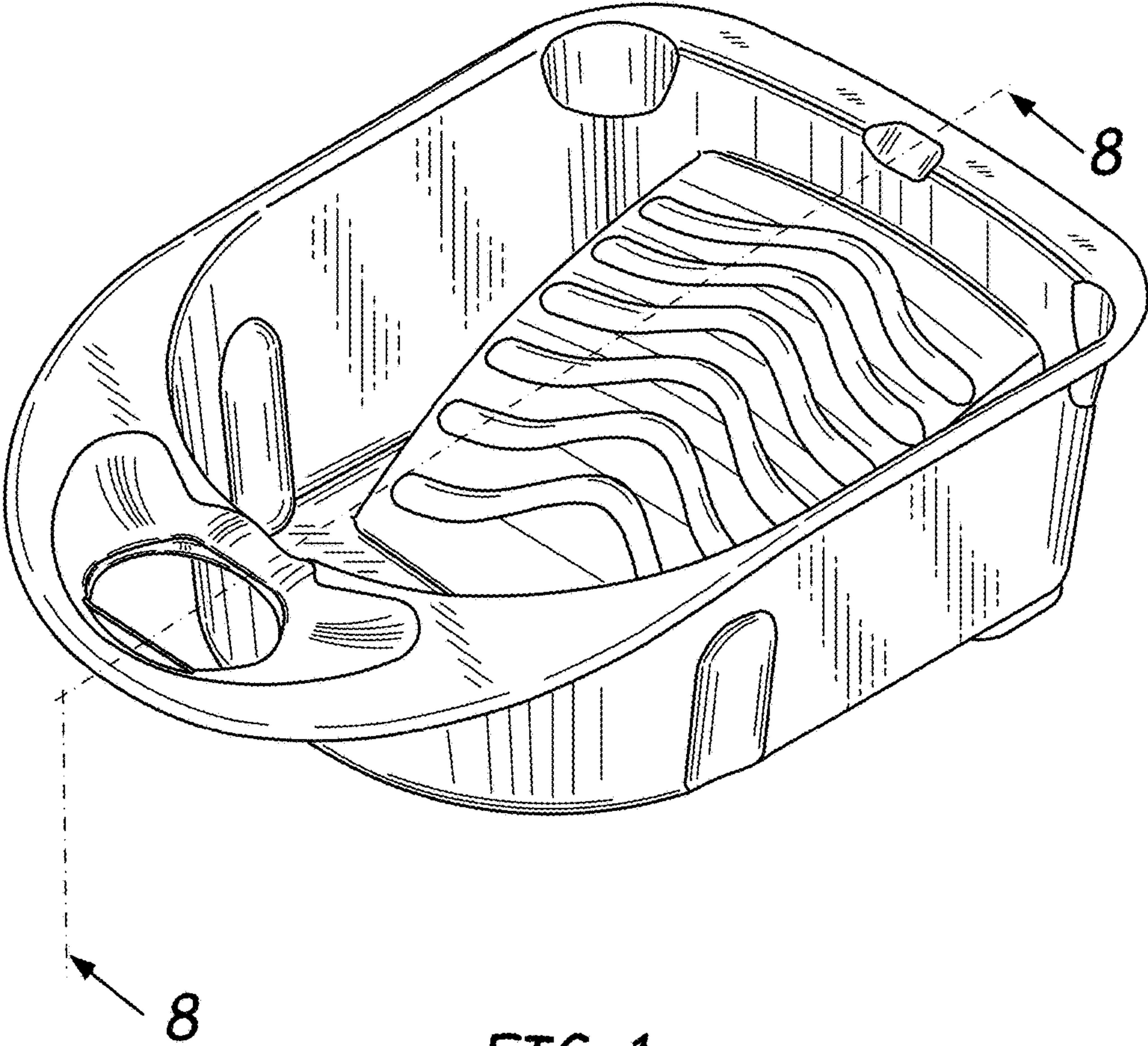
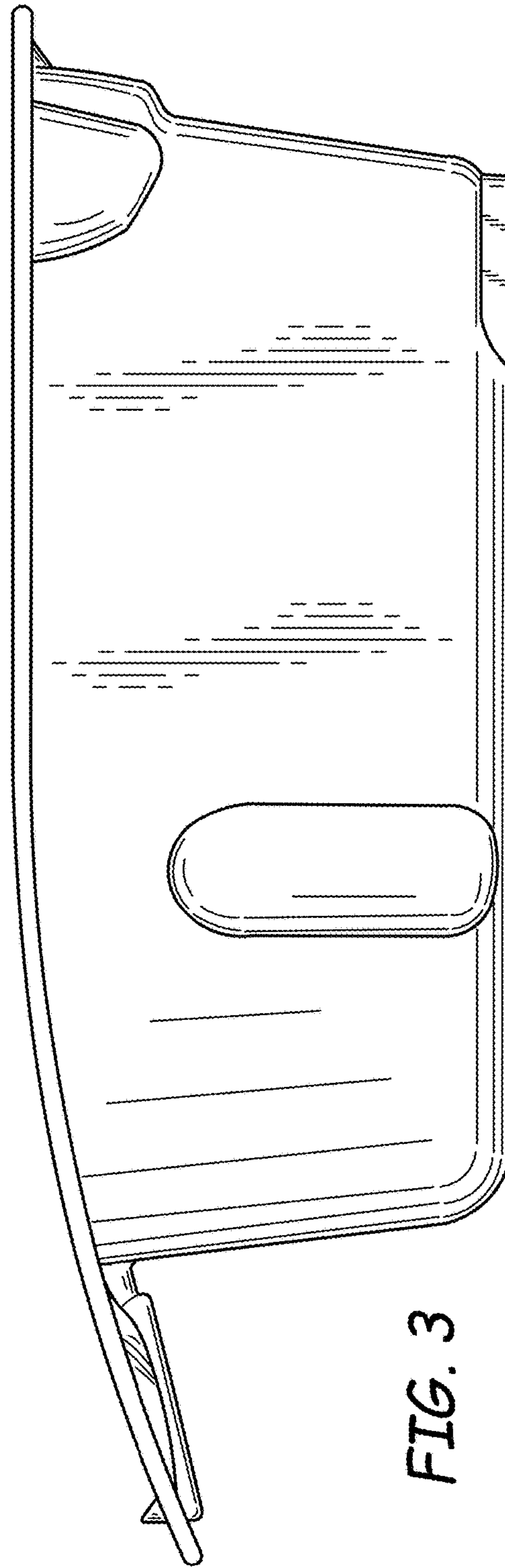
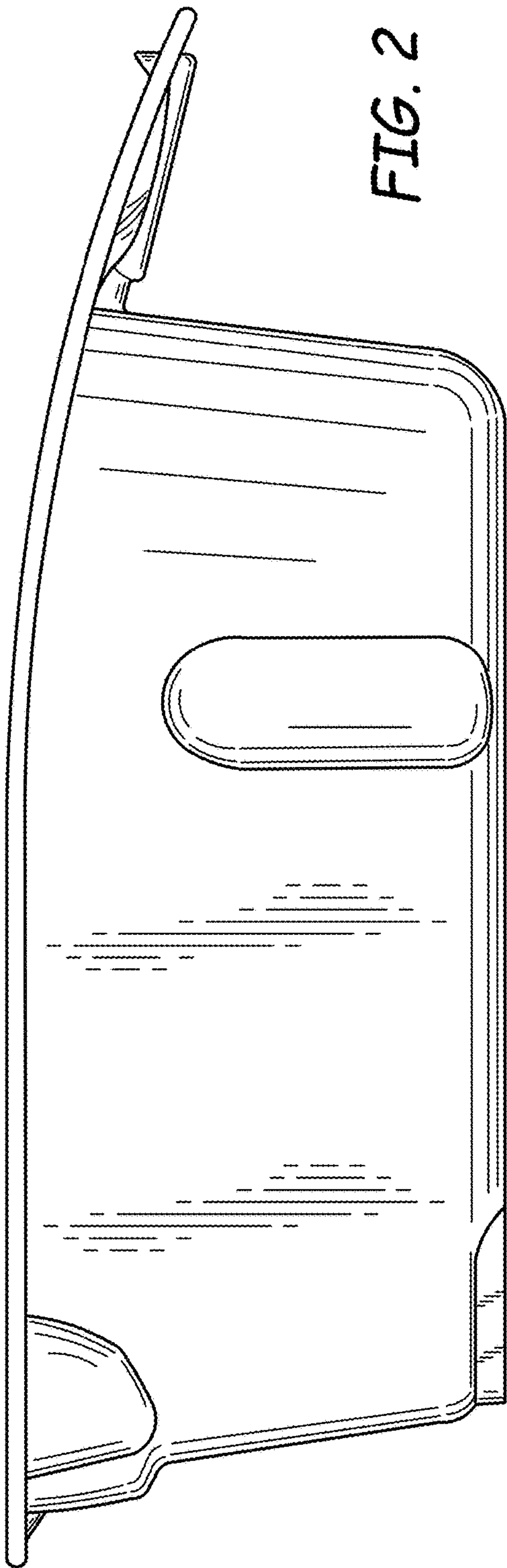


FIG. 1





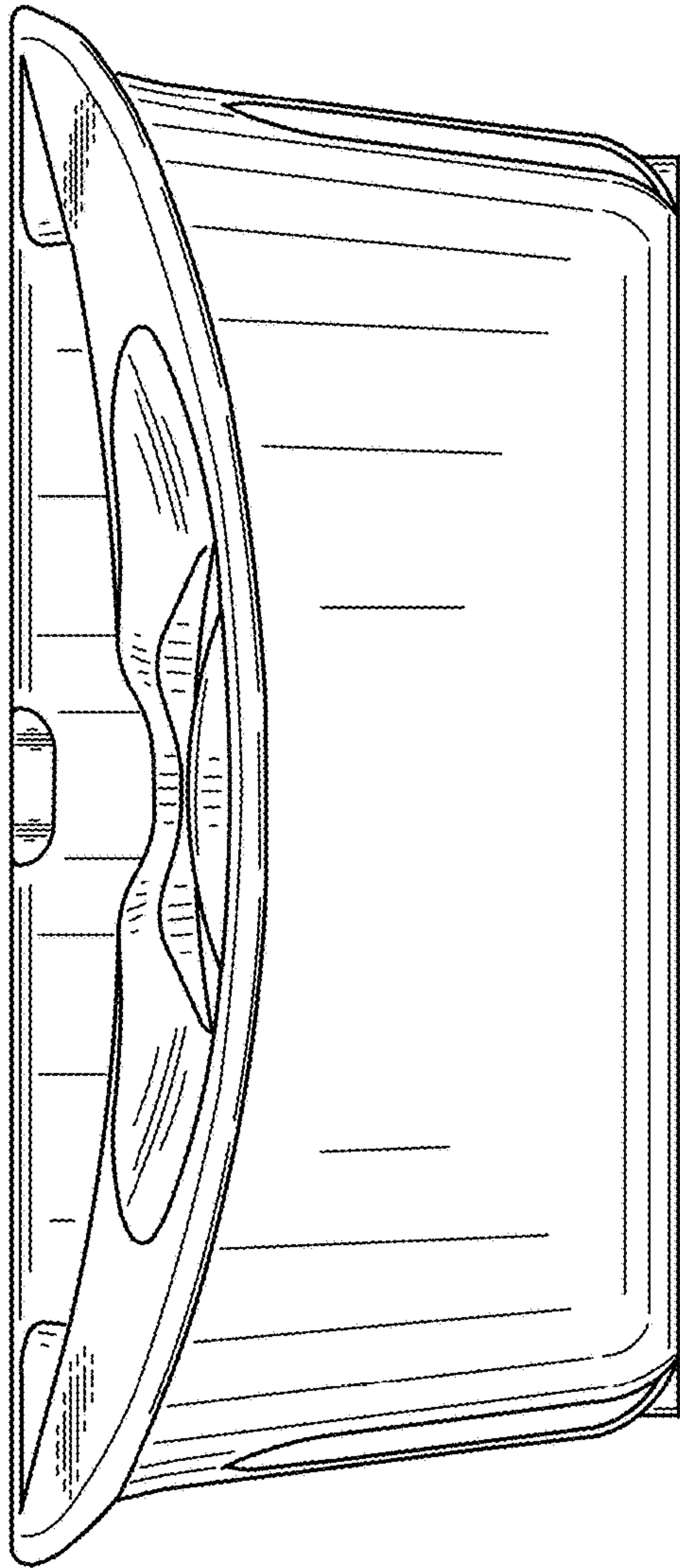


FIG. 4

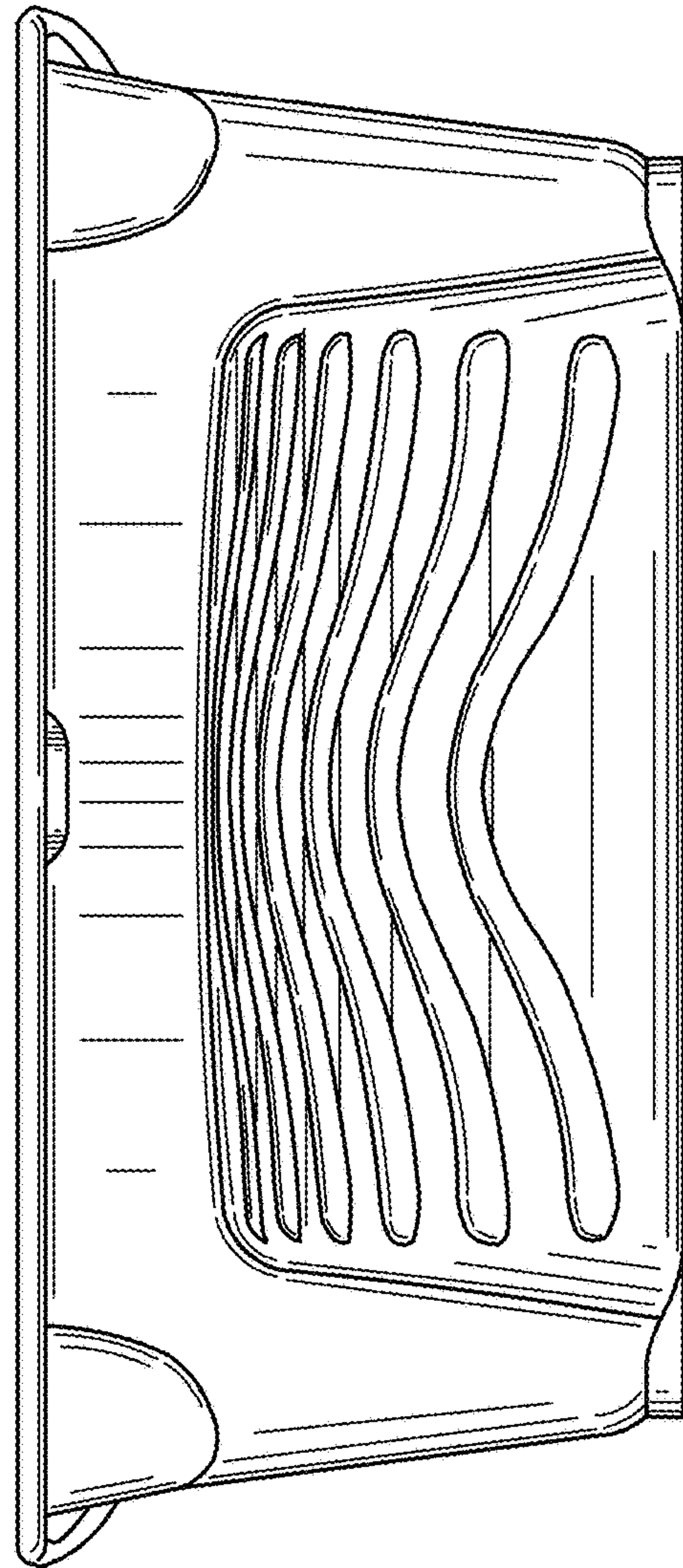


FIG. 5

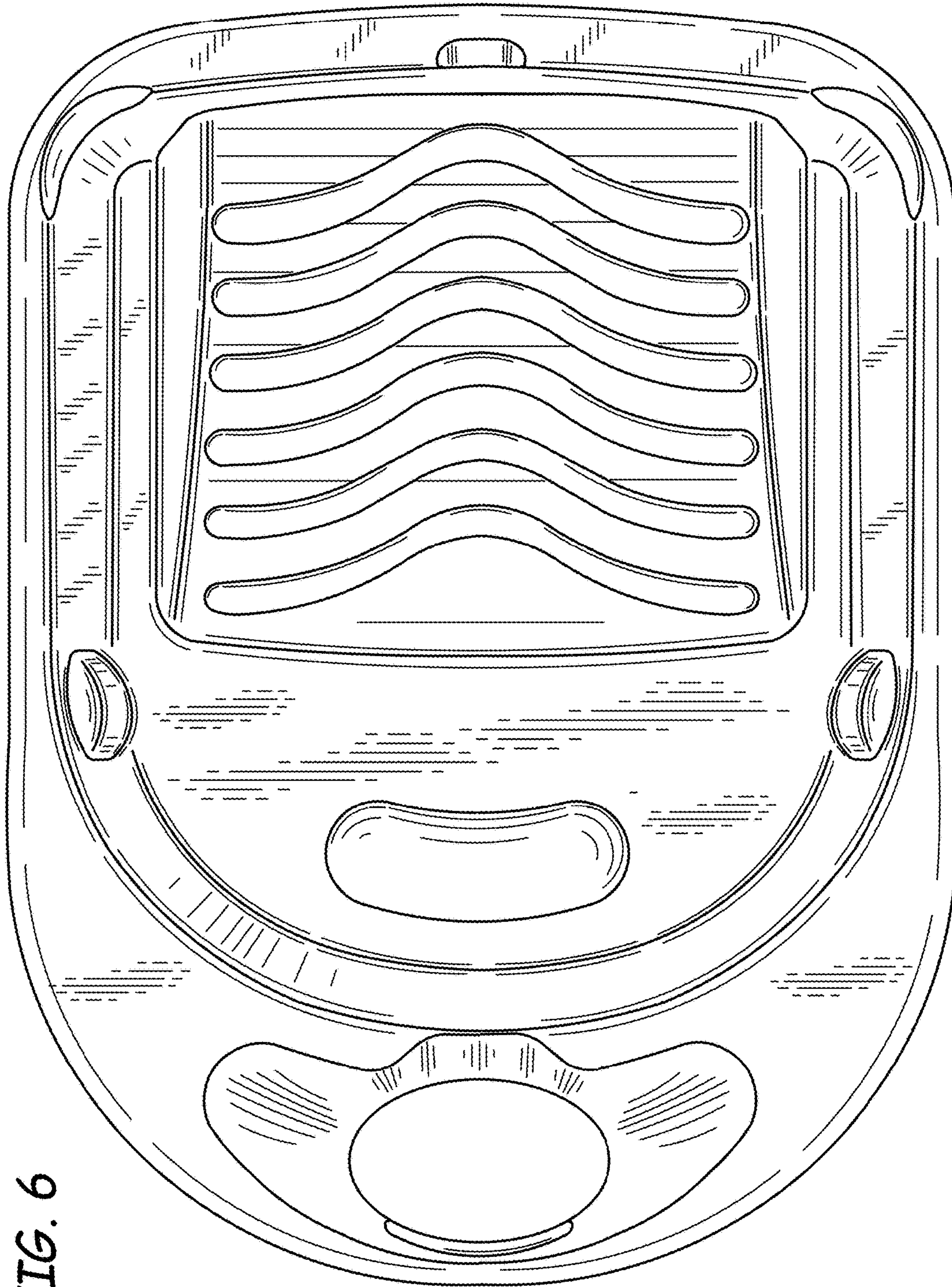


FIG. 6



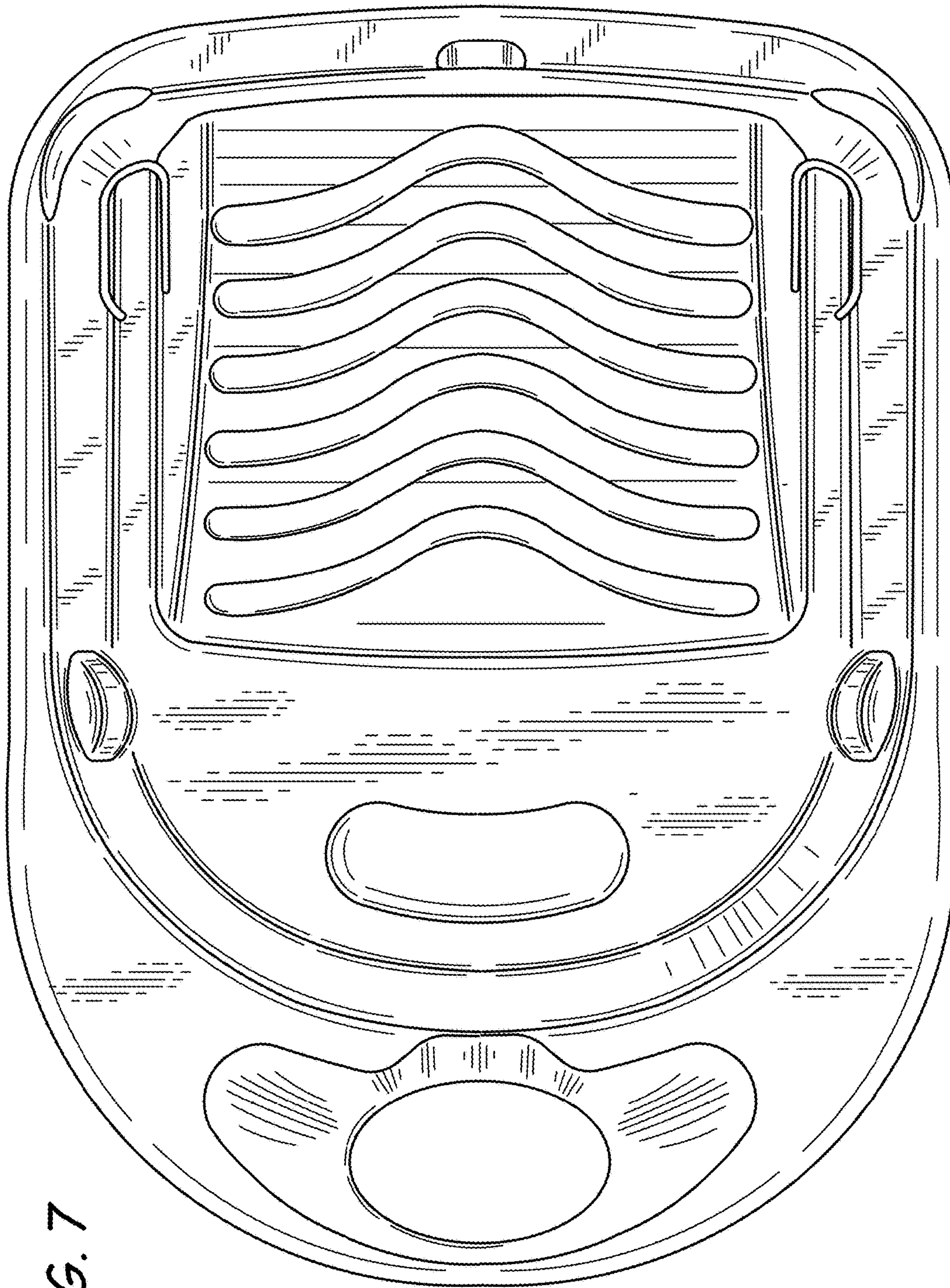


FIG. 7



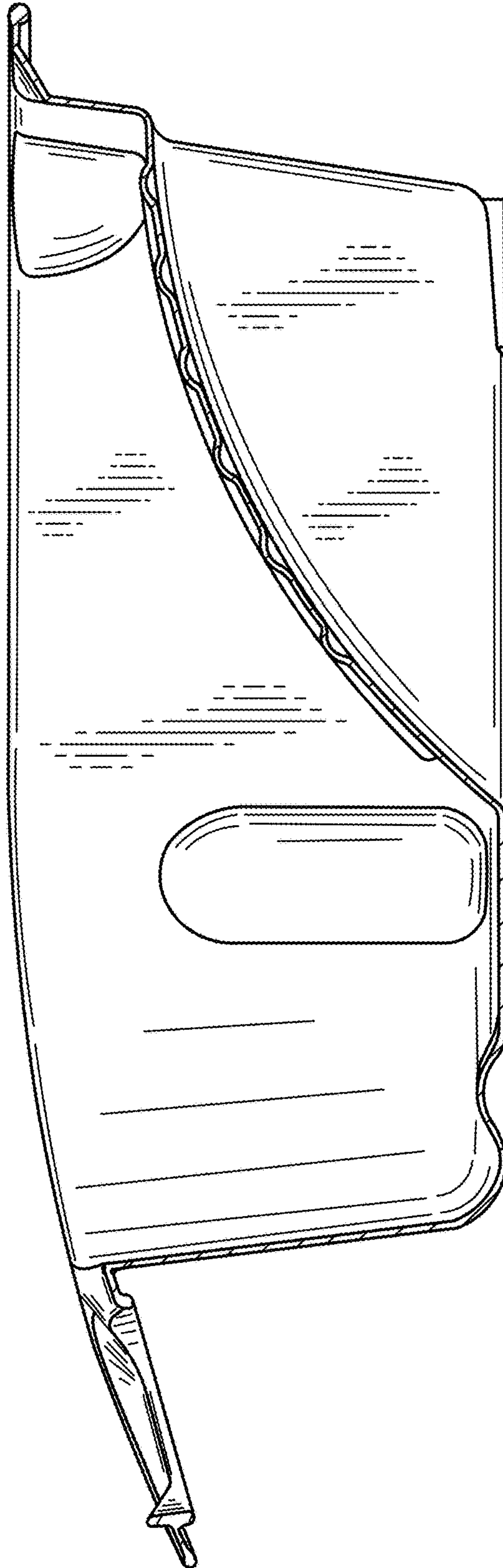


FIG. 8