

US00D838787S

(12) **United States Design Patent** (10) **Patent No.:** **US D838,787 S**  
**Ahrendsen** (45) **Date of Patent:** **\*\* Jan. 22, 2019**

(54) **TOY WITH PARTS HAVING MULTIPLE POSITIONS**

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(73) Assignee: **Spin Master, Inc.**, Williamsville, NY (US)

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

(21) Appl. No.: **29/628,089**

(22) Filed: **Dec. 1, 2017**

**Related U.S. Application Data**

(62) Division of application No. 29/589,010, filed on Dec. 27, 2016, now Pat. No. Des. 810,842.

(51) **LOC (11) Cl.** ..... **21-01**

(52) **U.S. Cl.**  
USPC ..... **D21/616**

(58) **Field of Classification Search**

USPC ..... D6/598; D11/158, 162; D21/576–595,  
D21/616; 446/368–369, 376, 428, 487;  
180/8.6; D30/160

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(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D147,988 S \* 11/1947 Pierce ..... D21/616  
D249,030 S \* 8/1978 Bossons ..... D21/616

(Continued)

**OTHER PUBLICATIONS**

Gund, LLC and Enesco, LLC; Gund Catalogue, Jan. 2012, Cover page, pp. 26 and 39, Edison, NJ (Gund) and Itasca, IL (Enesco).

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(57) **CLAIM**

The ornamental design for a toy with parts having multiple positions, as shown and described.

**DESCRIPTION**

FIG. 1 is a front left perspective view of a first embodiment showing my new design of a toy with parts having multiple positions, with the ears of design in an open position; FIG. 2 is a front elevational view thereof with the ears of the design in the open position; FIG. 3 is a front elevational view thereof with the ears of the design in an intermediate position; FIG. 4 is a front elevational view thereof with the ears of the design in a closed position; FIG. 5 is a top plan view thereof with the ears of the design in the open position; FIG. 6 is a top plan view thereof with the ears of the design in the intermediate position; FIG. 7 is a top plan view thereof with the ears of the design in the closed position; FIG. 8 is a rear elevational view thereof with the ears of the design in the open position; FIG. 9 is a rear elevational view thereof with the ears of the design in the intermediate position; FIG. 10 is a rear elevational view thereof with the ears of the design in the closed position; FIG. 11 is a right side elevational view thereof with the ears of the design in the open position; FIG. 12 is a right side elevational view thereof with the ears of the design in the intermediate position; FIG. 13 is a right side elevational view thereof with the ears of the design in the closed position; FIG. 14 is a left side elevational view thereof with the ears of the design in the open position; FIG. 15 is a left side elevational view thereof with the ears of the design in the intermediate position; FIG. 16 is a left side elevational view thereof with the ears of the design in the closed position; FIG. 17 is a bottom plan view thereof with the ears of the design in the open position;

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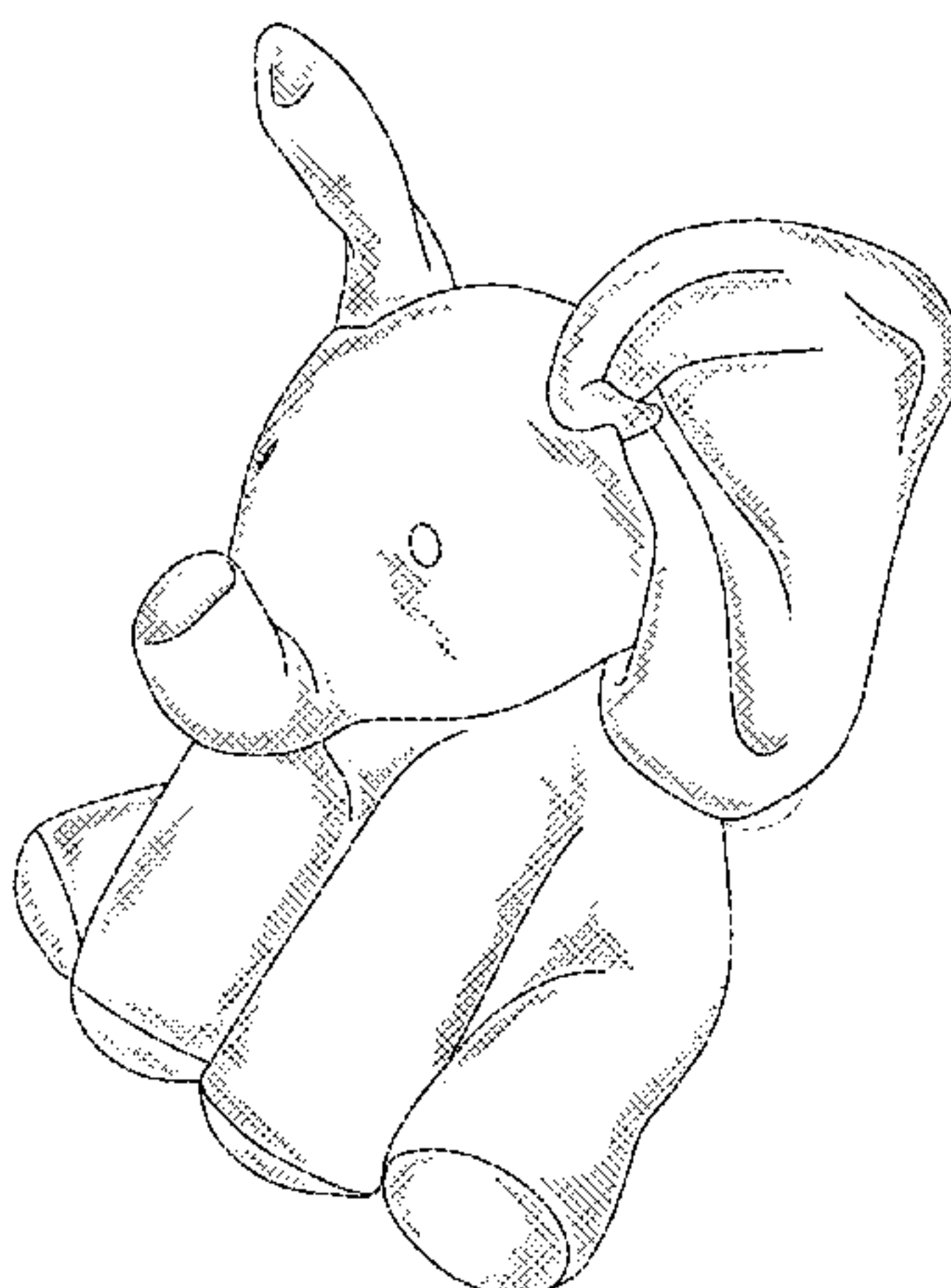


FIG. 18 is a bottom plan view thereof with the ears of the design in the intermediate position; and,  
 FIG. 19 is a bottom plan view thereof with the ears of the design in the closed position.  
 The broken lines in FIG. 1 and FIG. 5 through FIG. 19 are for the purposes of illustrating features of the toy and form no part of the claimed design.

### 1 Claim, 19 Drawing Sheets

#### (58) Field of Classification Search

CPC ... A63H 3/00; A63H 3/02; A63H 3/04; A63H 3/16; A63H 3/28; A63H 3/36; A63H 33/00; A63H 7/06; A63H 11/00; A63H 11/10; A63H 11/20; A63H 13/00  
 See application file for complete search history.

#### (56) References Cited

##### U.S. PATENT DOCUMENTS

4,208,832	A *	6/1980	Corriveau .....	A63H 3/02 446/369
D285,710	S *	9/1986	Wong .....	D21/616
D405,234	S *	2/1999	Frankel .....	D21/616
D406,717	S *	3/1999	Rosenstadt .....	D21/616
6,070,435	A *	6/2000	Davidziak .....	A63H 3/005 446/376
D433,863	S *	11/2000	Rosenstadt .....	A63H 3/005 D21/616
D470,900	S *	2/2003	Steele-Kurtin .....	D21/616

D499,455	S *	12/2004	Oberhofer .....	D21/616
D564,050	S *	3/2008	Johnson .....	D21/616
D589,096	S *	3/2009	Scott .....	A63H 3/02 D21/616
D595,788	S *	7/2009	Jaqua .....	D21/616
D646,730	S *	10/2011	Burch .....	D21/616

##### OTHER PUBLICATIONS

Gund, LLC and Enesco, LLC; Gund Catalogue, Jun. 2012, Cover page and p. 125, Edison, NJ (Gund) and Itasca, IL (Enesco).  
 Gund, LLC and Enesco, LLC; Gund Catalogue, Jan. 2013, Cover page, pp. 76 and 85, Edison, NJ (Gund) and Itasca, IL (Enesco).  
 Gund, LLC and Enesco, LLC; Gund Catalogue, Jan. 2014, Cover page and p. 5, Edison, NJ (Gund) and Itasca, IL (Enesco).  
 Gund, LLC and Enesco, LLC; Gund Catalogue, Jun. 2014; Cover page, pp. 9 and 90; [www.enescousa.com/business](http://www.enescousa.com/business).  
 Gund, LLC and Enesco, LLC, Gund Catalogue, Jan. 2015, Cover page and p. 59, [www.enescousa.com/business](http://www.enescousa.com/business), Edison, NJ (Gund) and Itasca, IL (Enesco).  
 Gund, LLC and Enesco, LLC, Gund Catalogue, Jun. 2015, Cover page, pp. 73,75 and 78; [www.enescousa.com/business](http://www.enescousa.com/business), Edison, NJ (Gund) and Itasca, IL (Enesco).  
 Gund, LLC and Enesco, LLC, Gund Catalogue, Jan. 2016, Cover Page, pp. 4, 10, 11 and 47, [www.gundbusiness.com](http://www.gundbusiness.com), Edison, NJ (Gund) and Itasca, IL (Enesco).  
 Cuddle Barn, 2017 Cuddlelog Catalogue, p. 15; Commerce, CA.  
 Jean De Brunhoff, "The Story of Babar", 1931; Penguin Random House, <http://www.penguinrandomhouse.com/books/20204/the-story-of-babar-by-jean-de-brunhoff/9780394805757/>.  
 The Walt Disney Company, Dumbo, Disney character; Oct. 31, 1941, <http://movies.disney.com/dumbo>.

\* cited by examiner

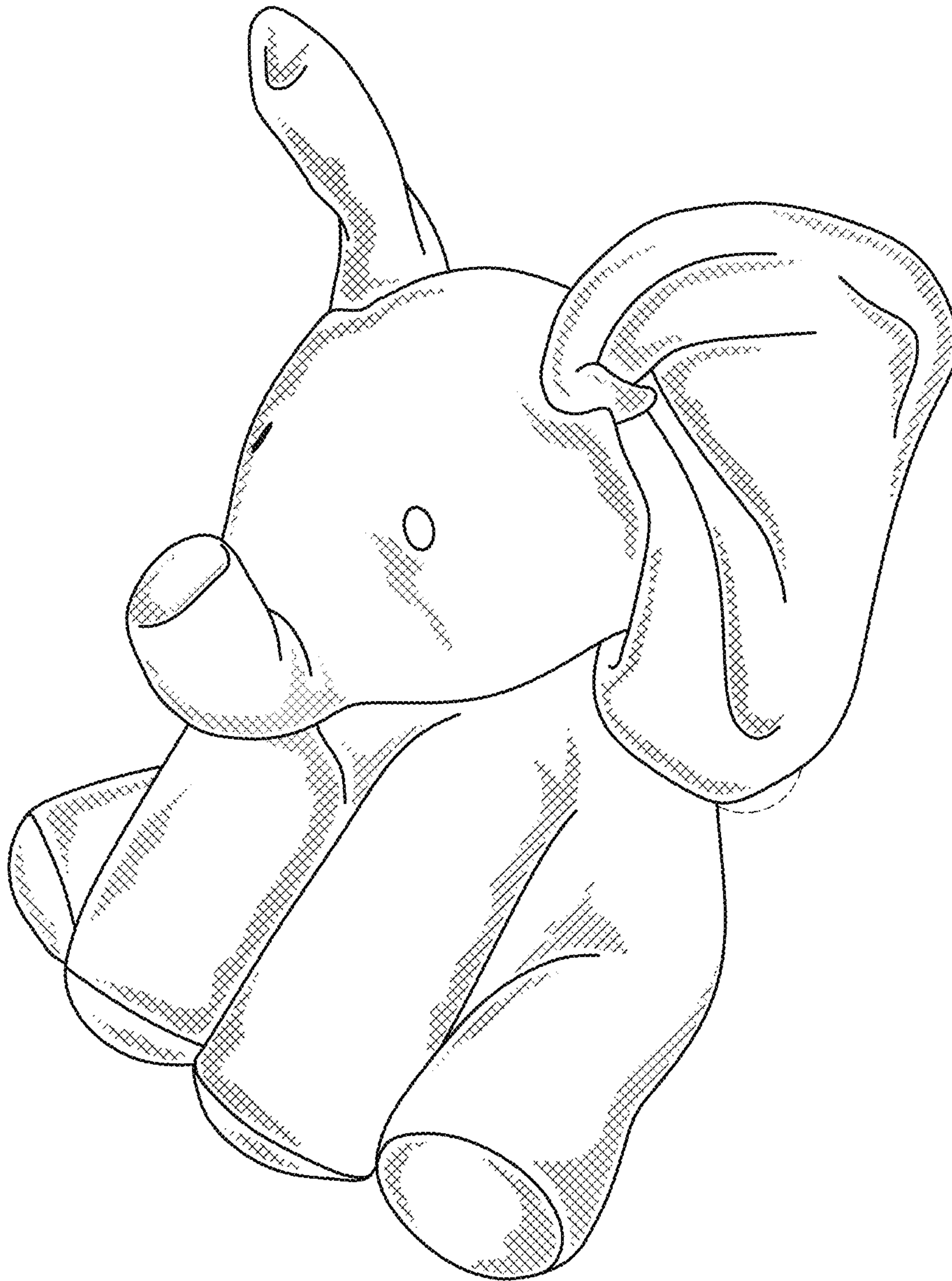


FIG. 1



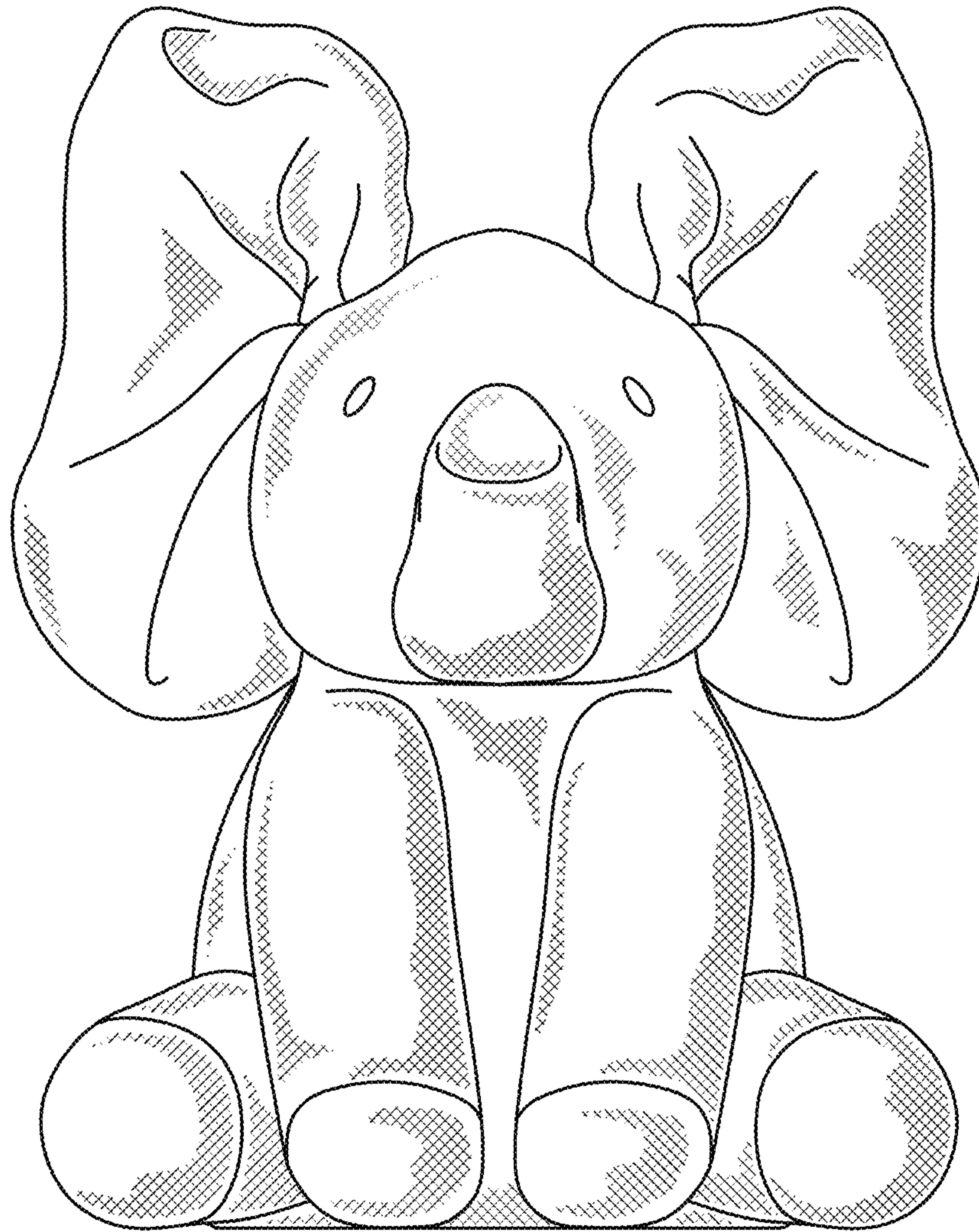


FIG.2

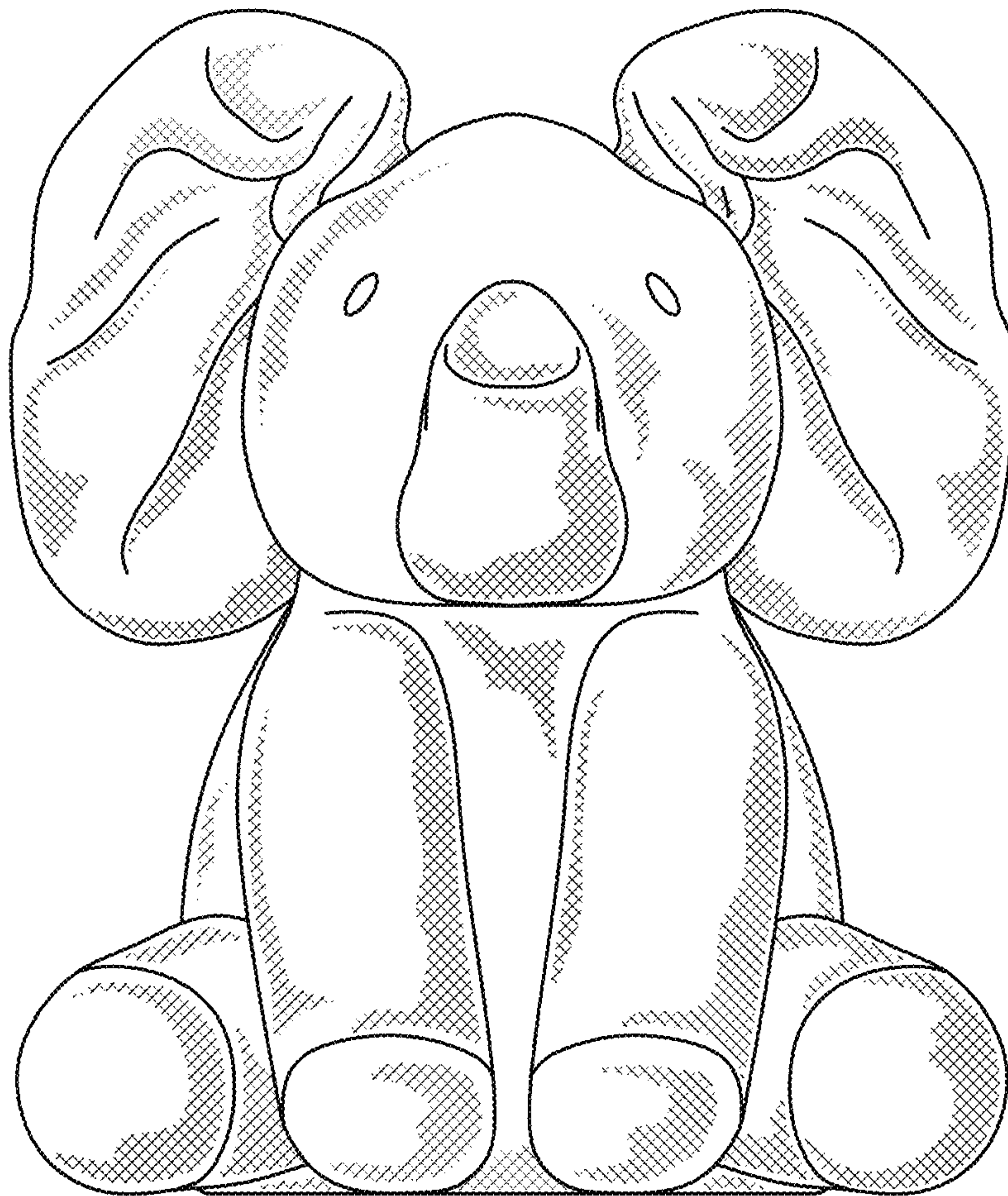


FIG.3

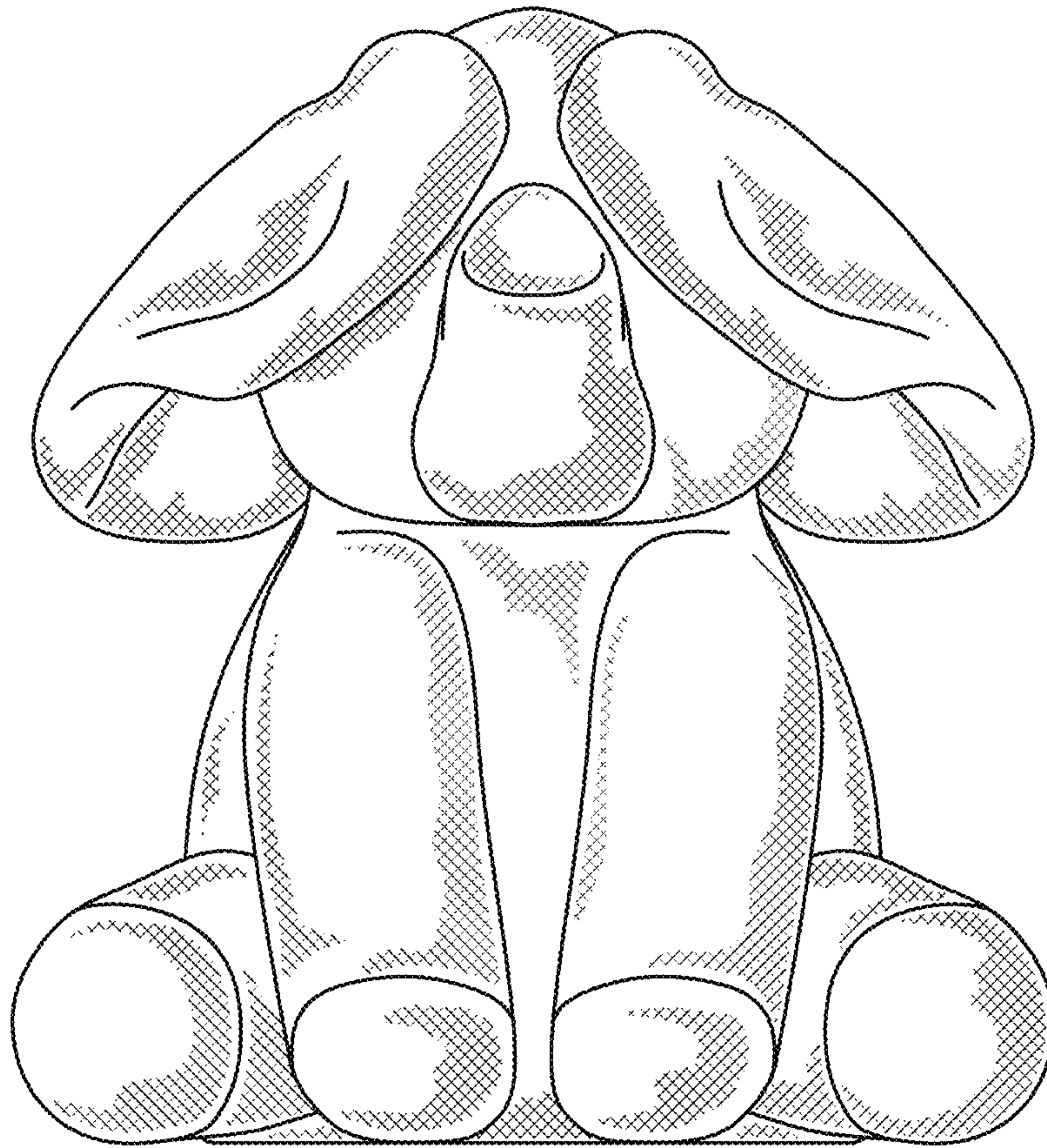


FIG.4



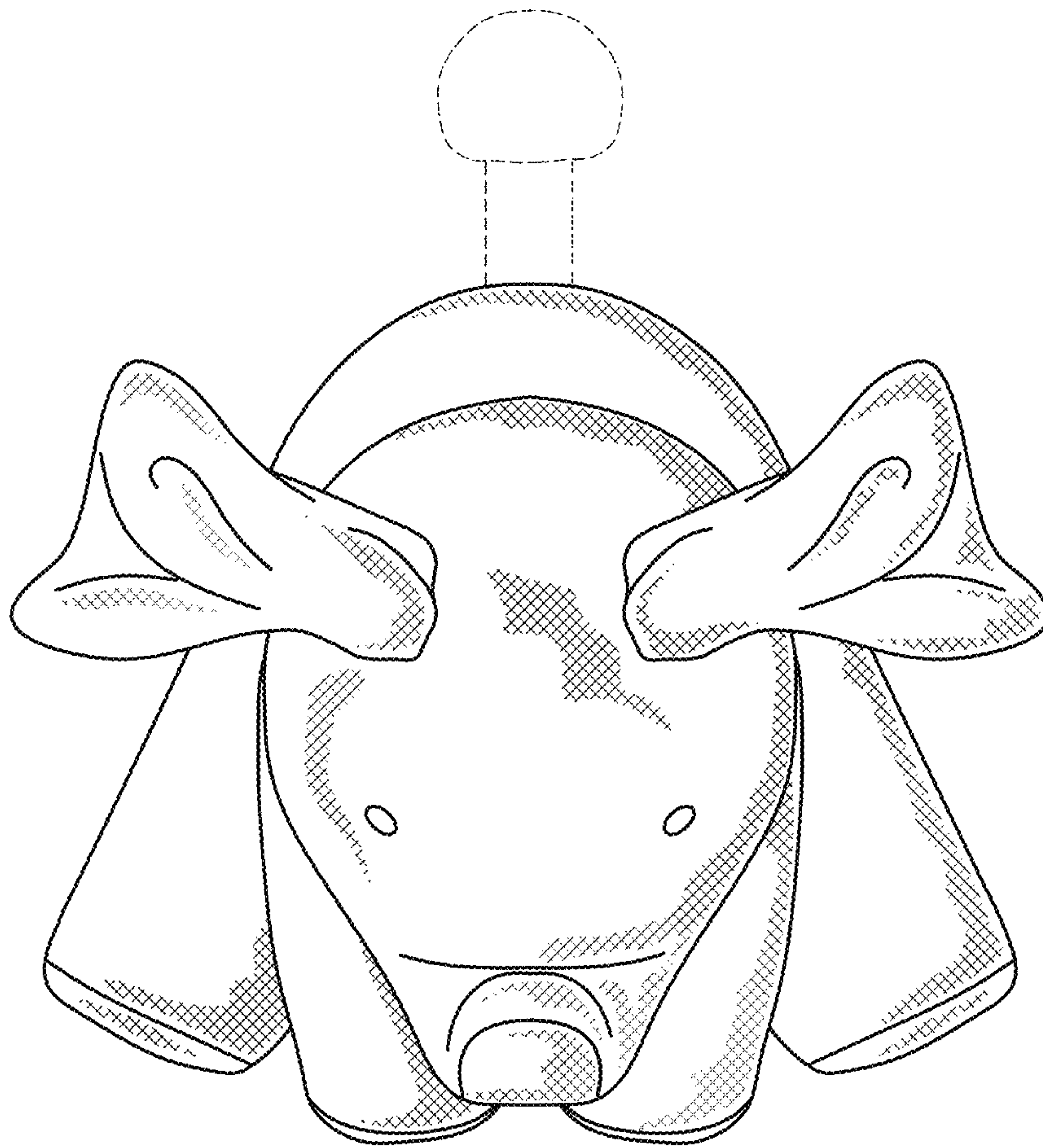


FIG. 5

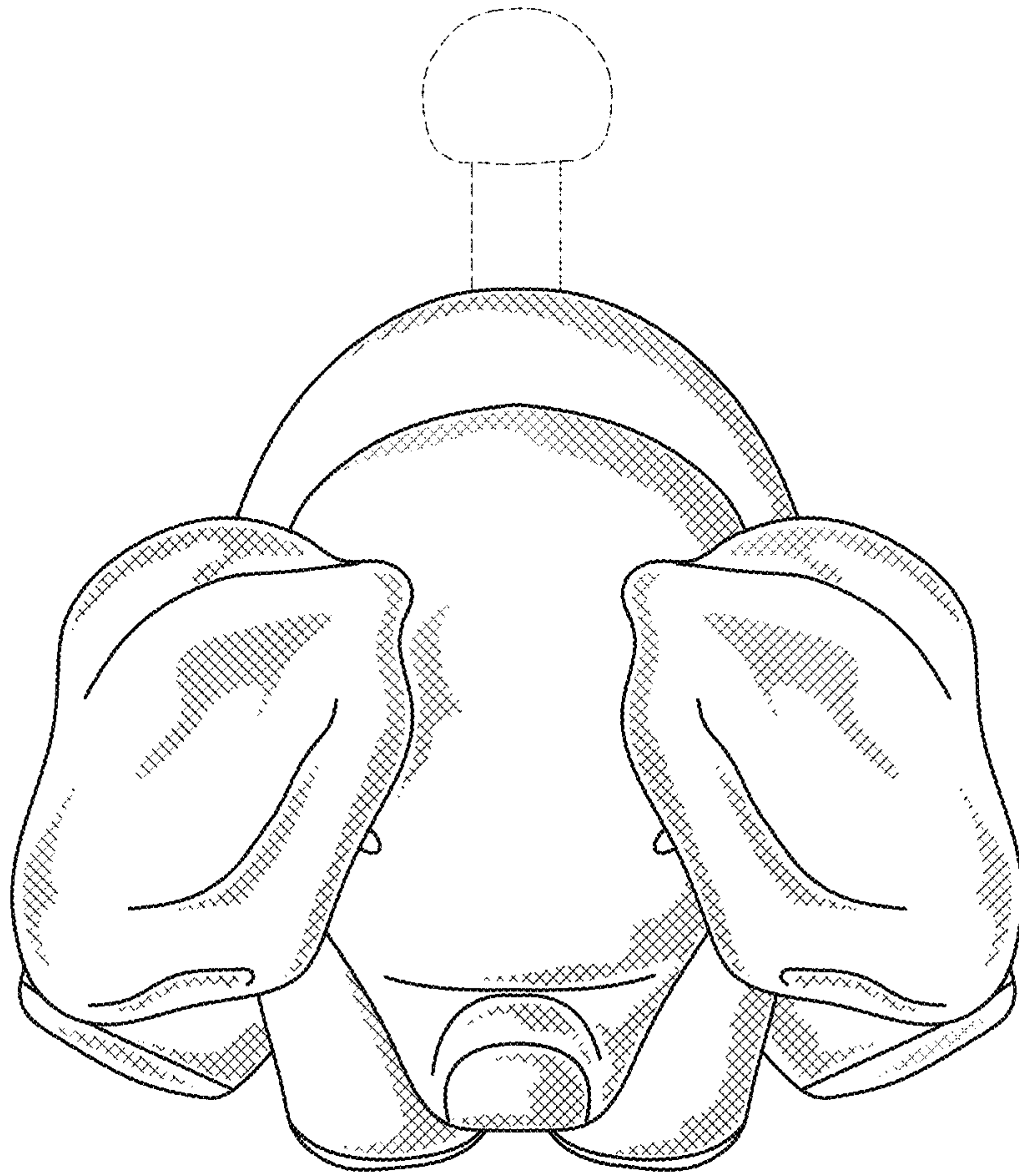


FIG. 6



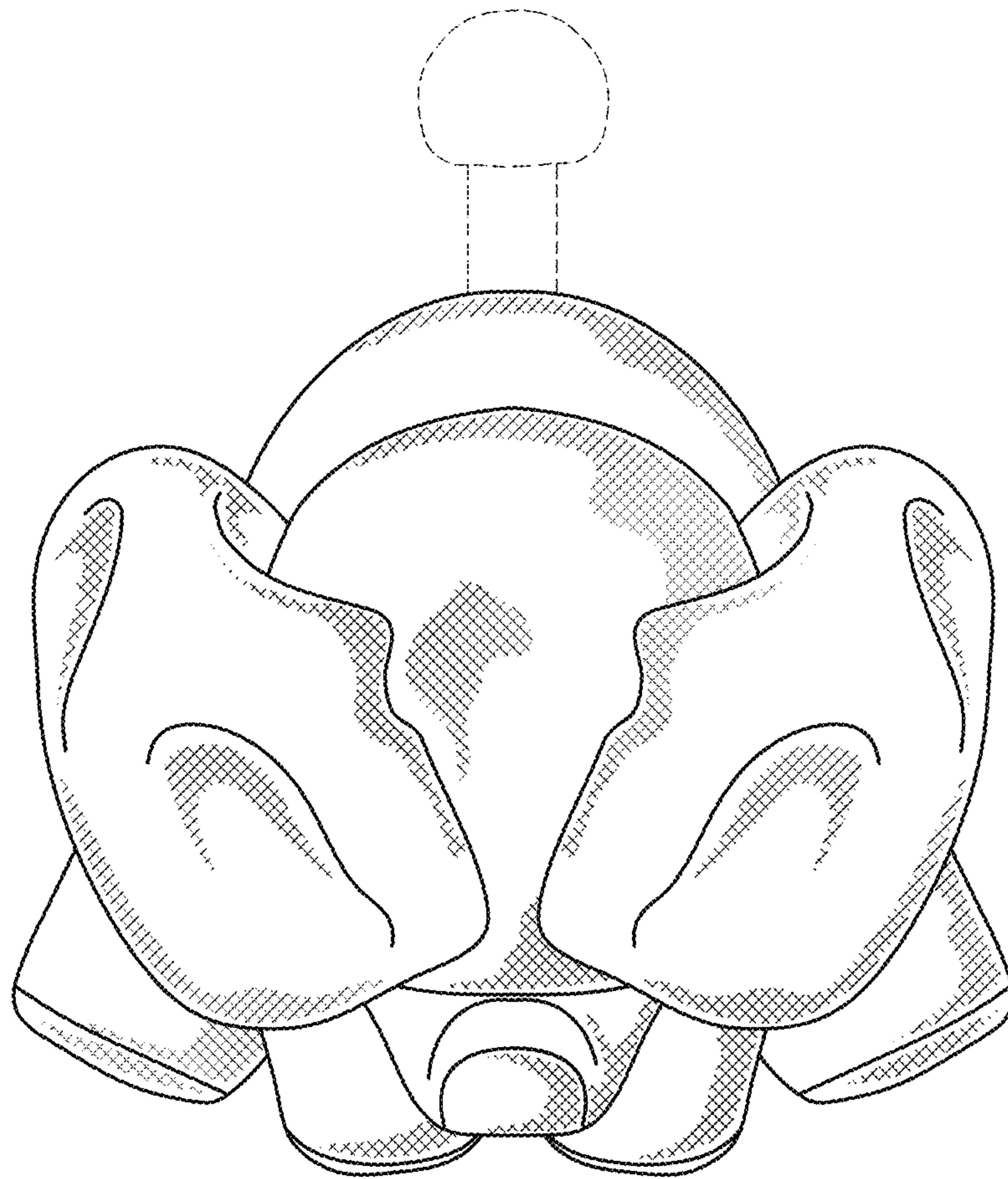


FIG. 7

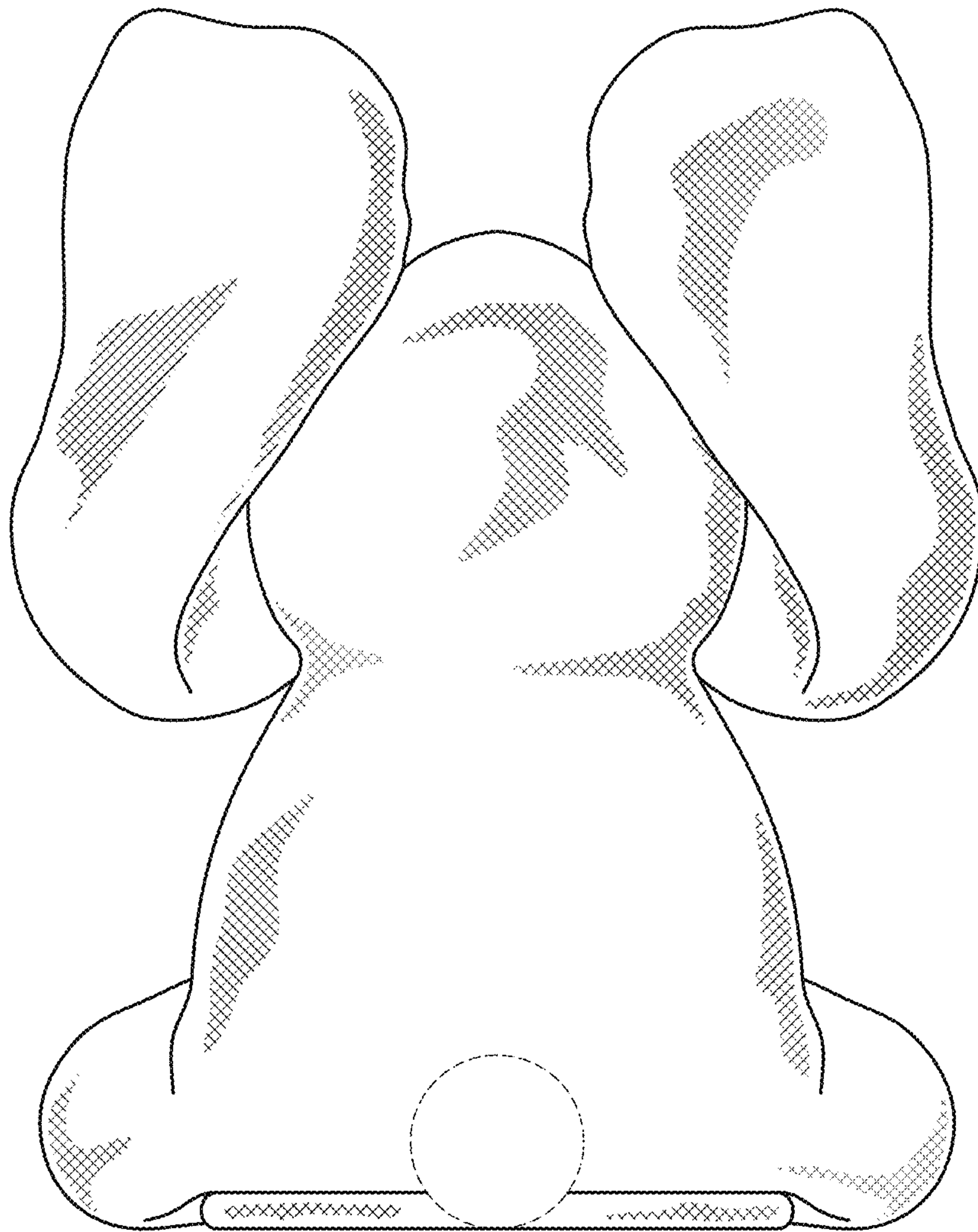


FIG. 8

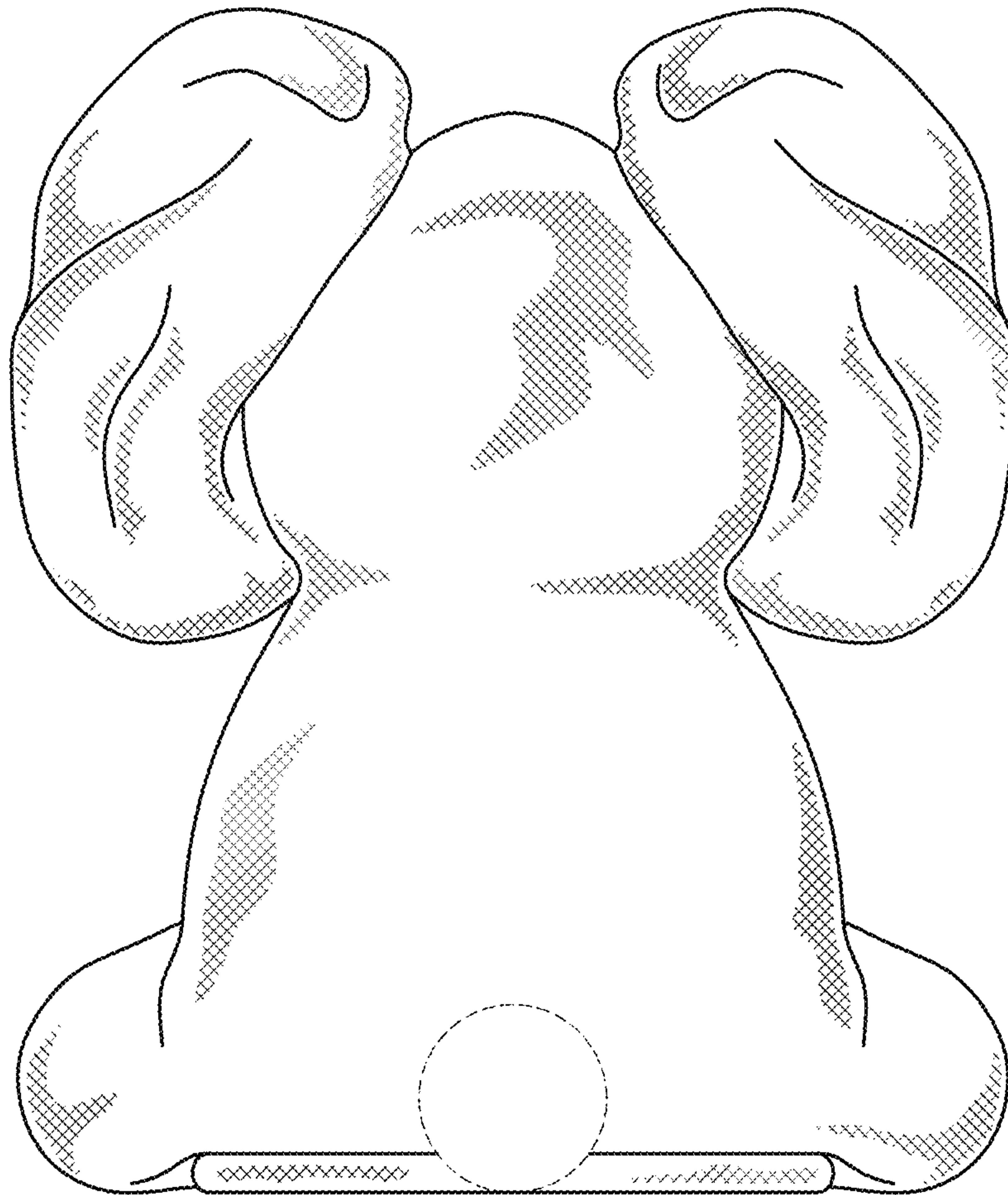


FIG.9



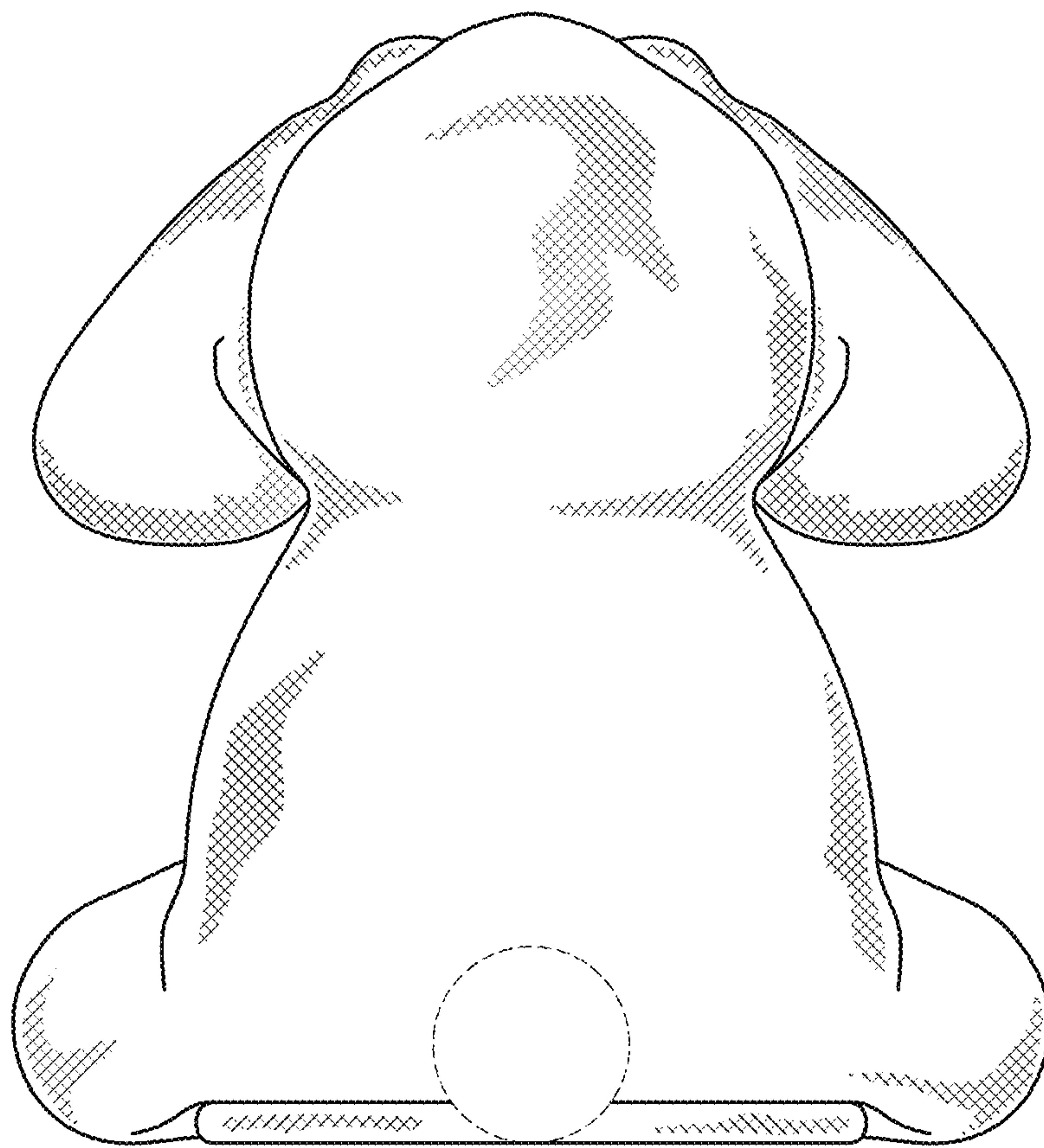


FIG. 10



FIG. 11

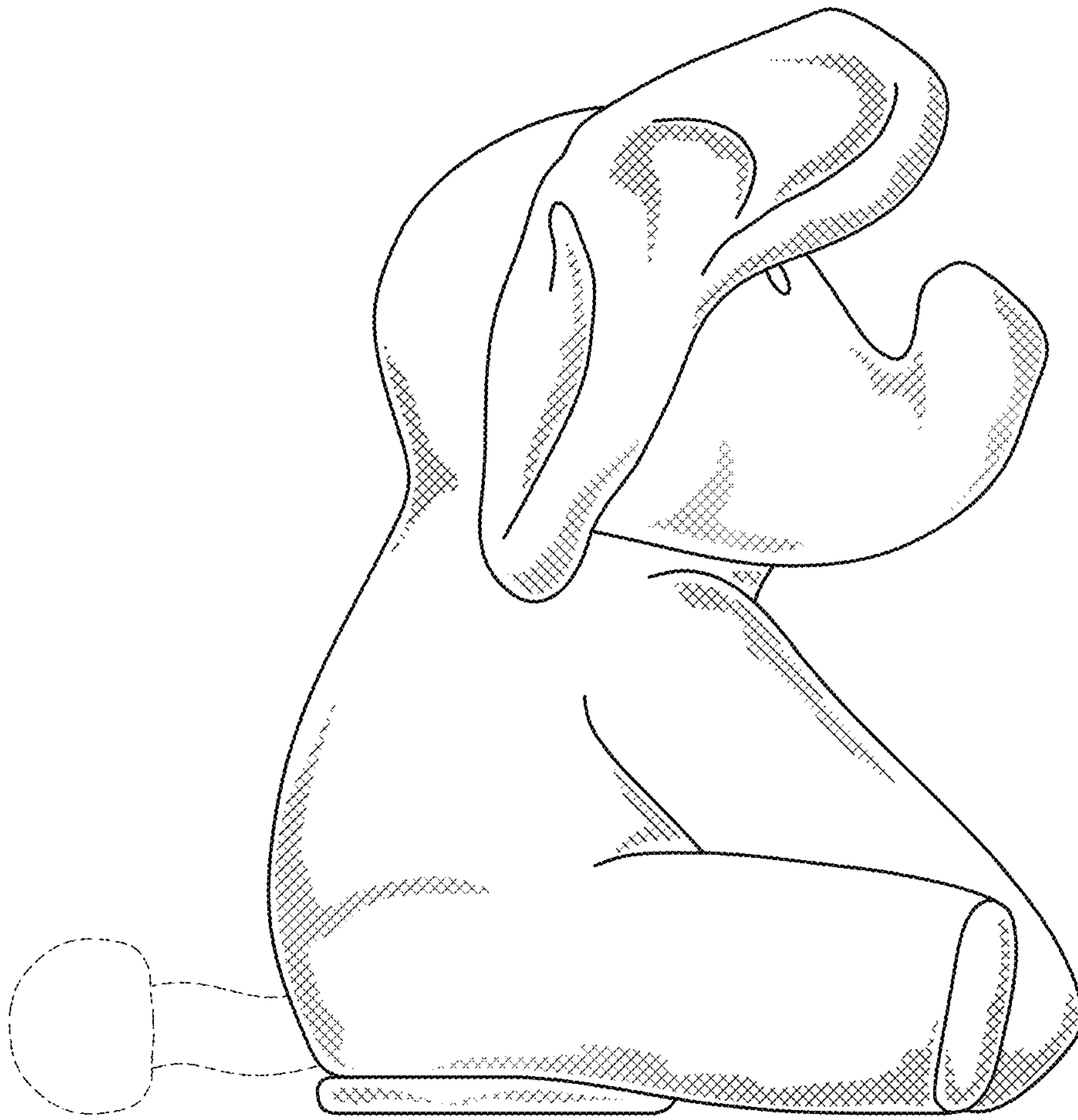


FIG.12



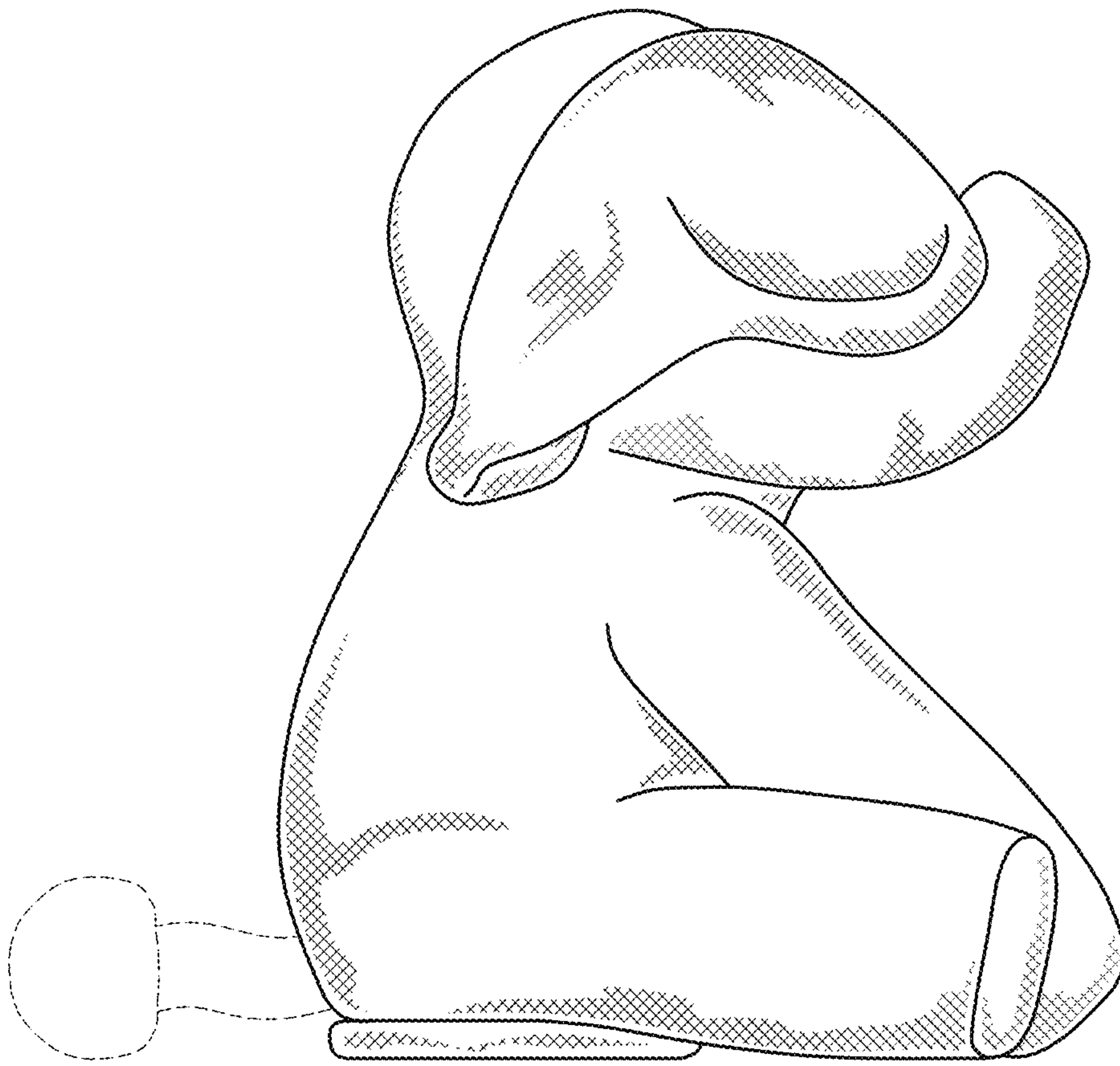


FIG.13



FIG.14

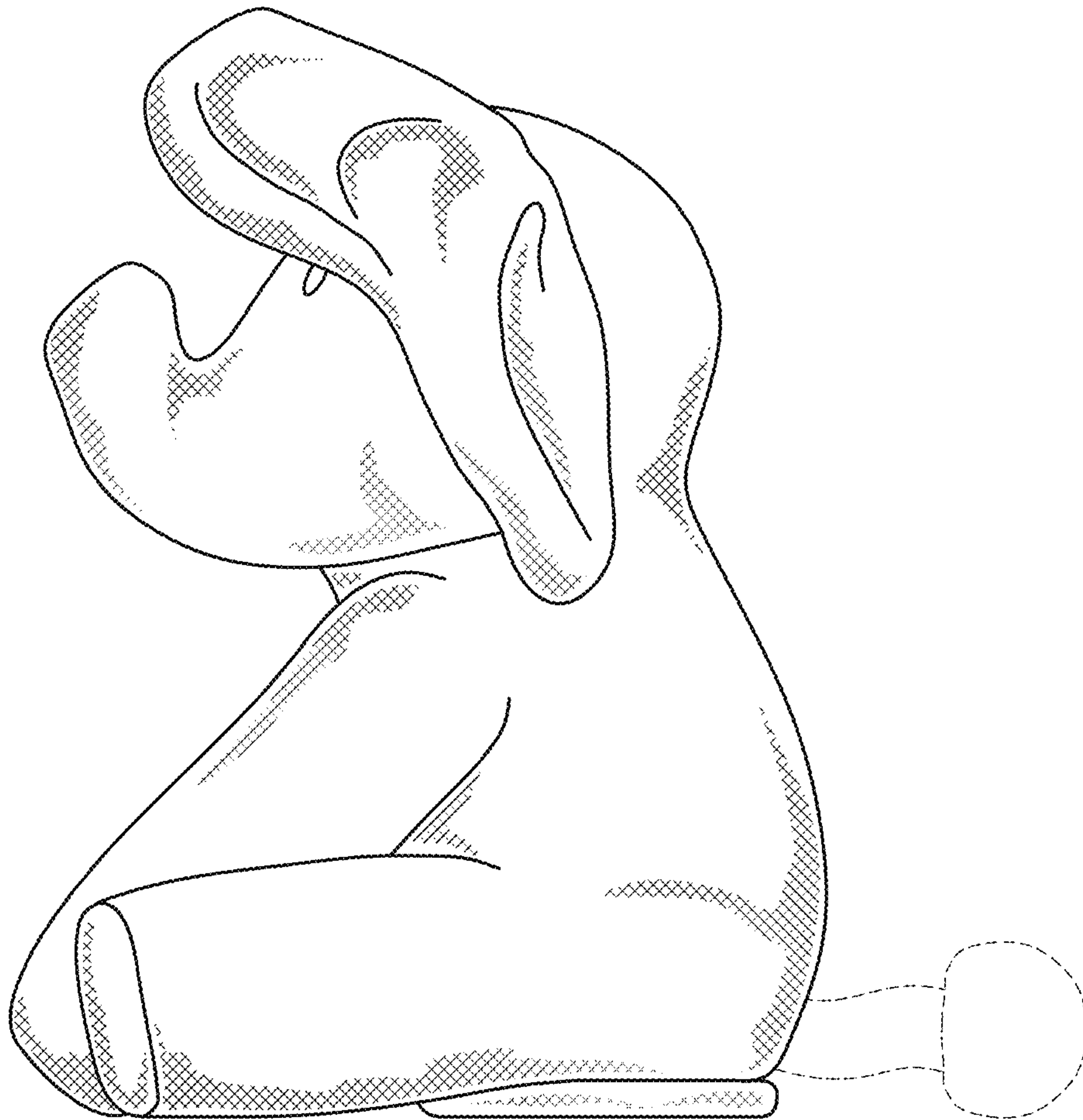


FIG.15



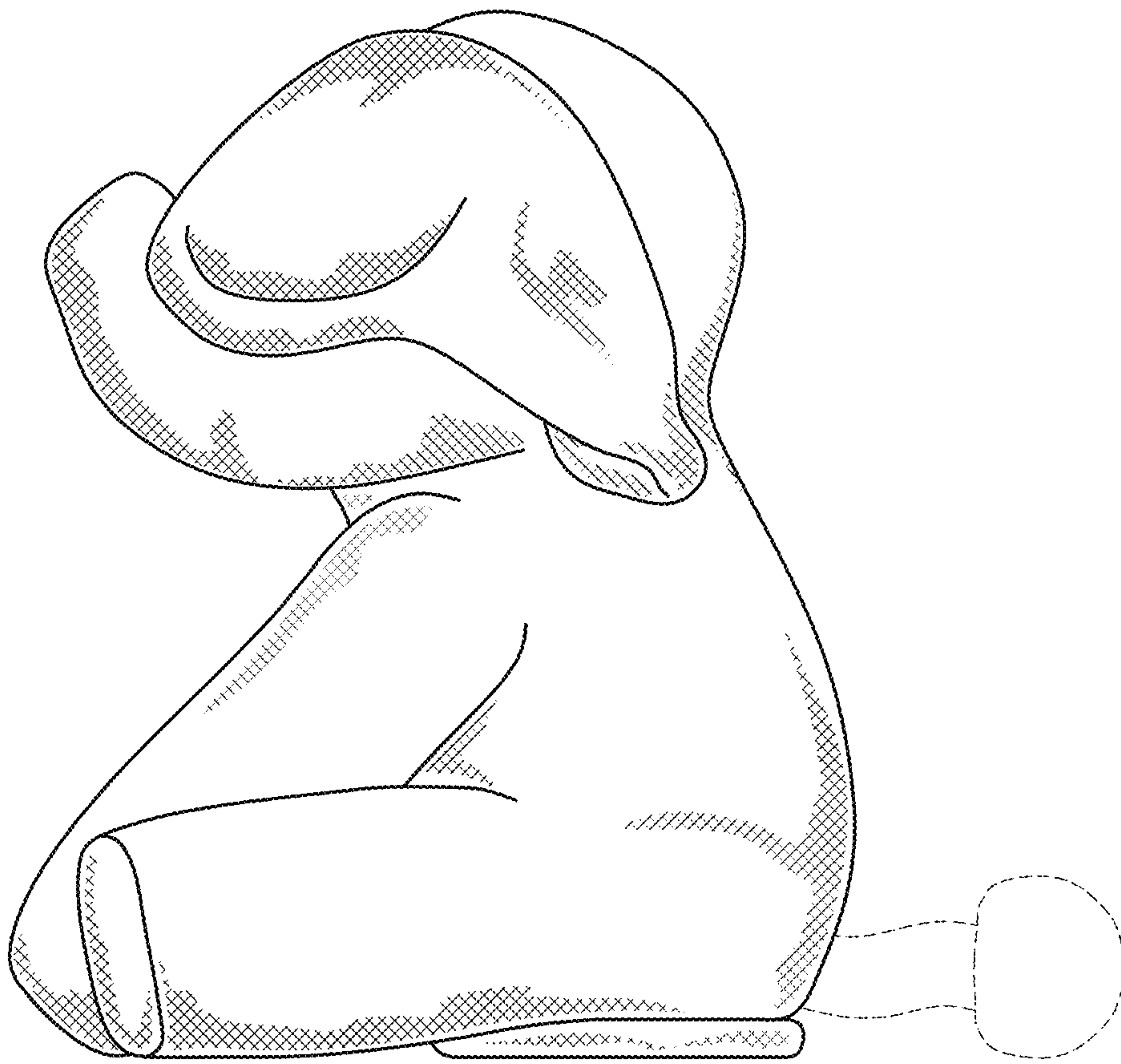


FIG. 16

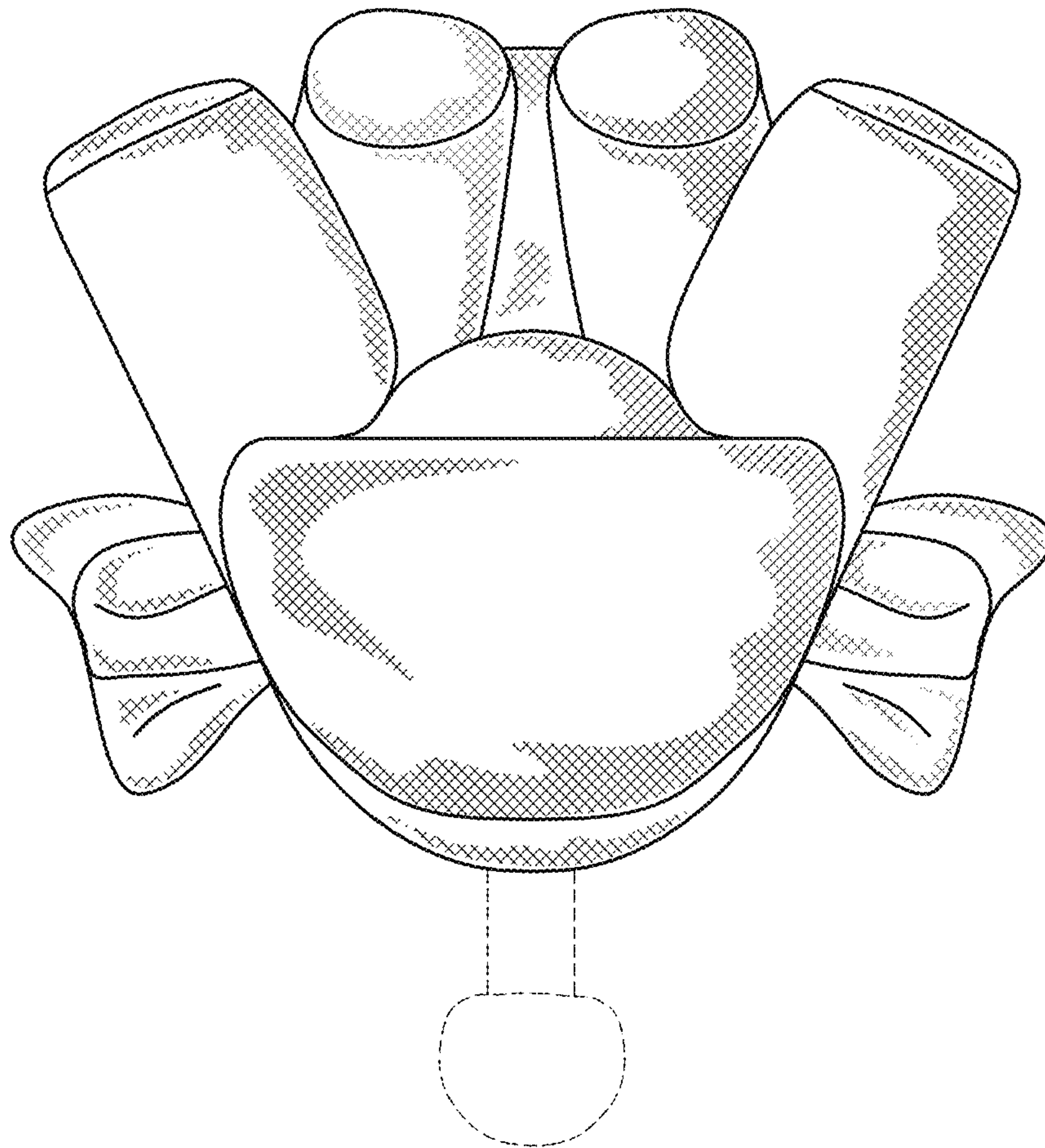


FIG. 17

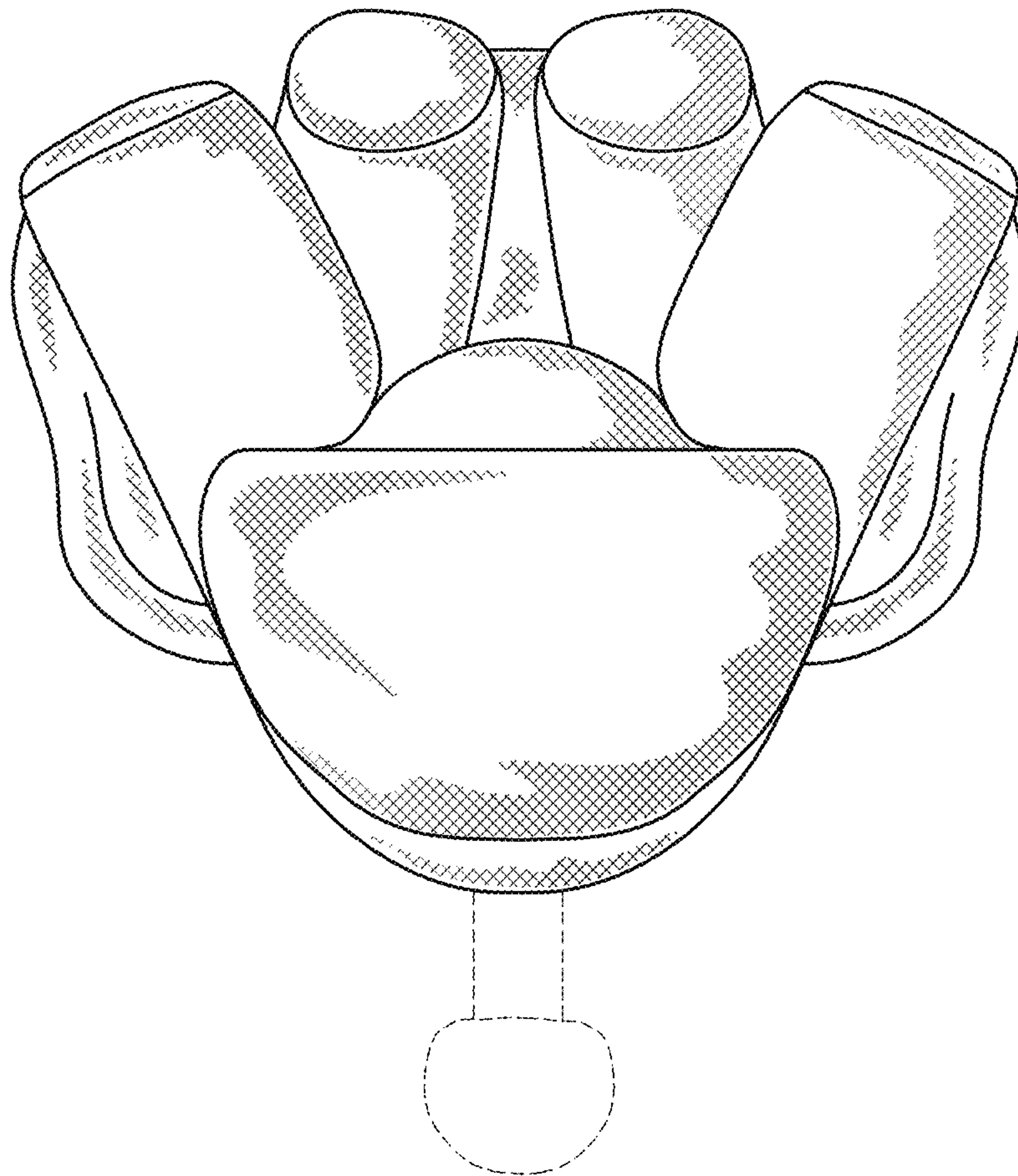


FIG. 18



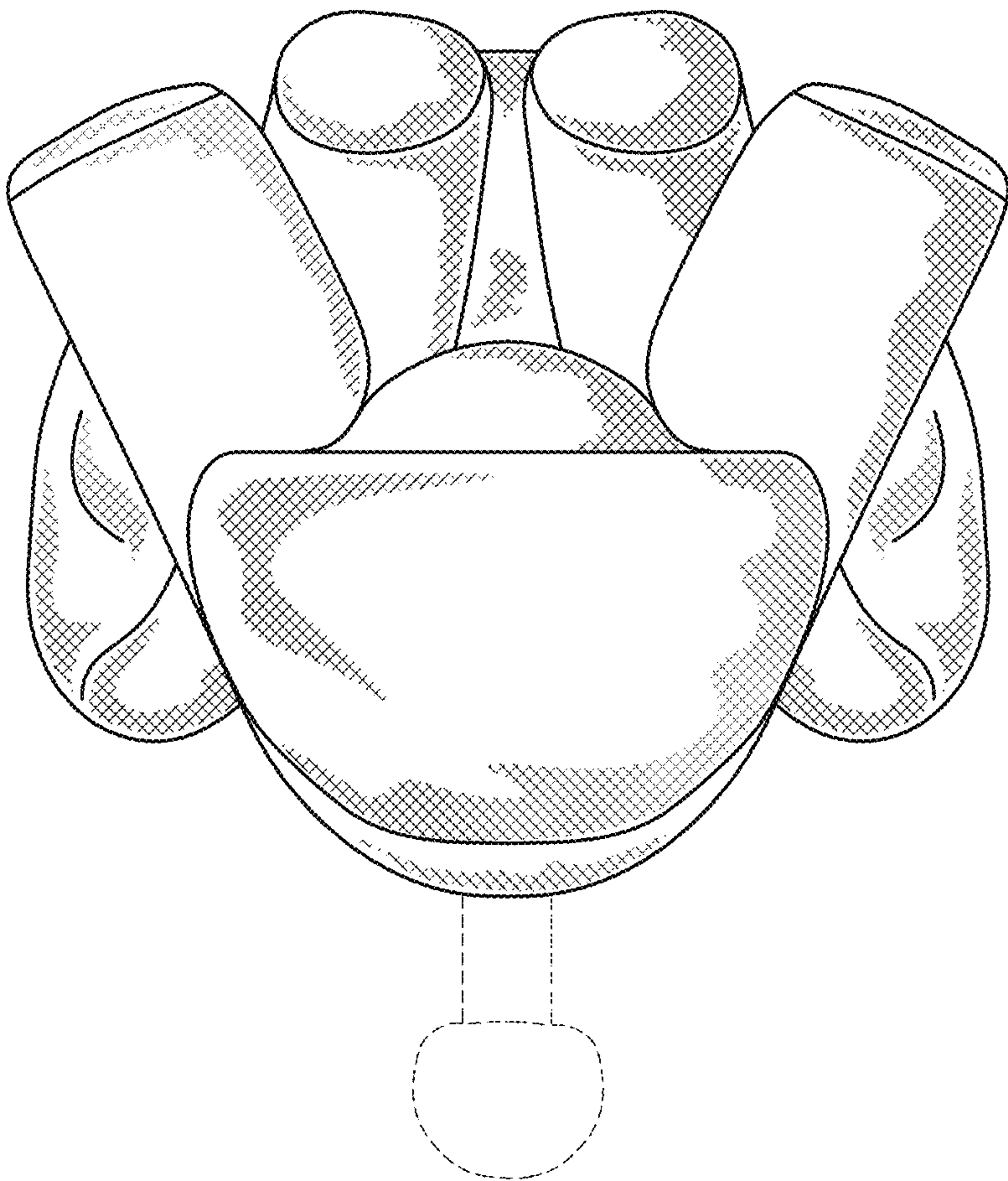


FIG. 19