



US00D839099S

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

(10) **Patent No.:** **US D839,099 S**
(45) **Date of Patent:** **** Jan. 29, 2019**

(54) **CONTAINER**

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

(21) Appl. No.: **29/602,748**

(22) Filed: **May 3, 2017**

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

(52) **U.S. Cl.**

USPC **D9/529**; D9/449; D9/550; D9/558

(58) **Field of Classification Search**

USPC D9/434–435, 447, 449, 516, 520,
D9/529–530, 542, 549–550, 558, 563,
D9/571, 600, 715, 719

CPC B65D 1/00; B65D 1/02; B65D 1/0223;
B65D 23/00; B65D 81/00; B65D
2501/00; B65D 2501/0009; B65D
2501/0081

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

| | | | |
|--------------|---------|--------------|--------------|
| D204,707 S | 5/1966 | Abbott | |
| D207,429 S * | 4/1967 | McLean | D9/522 |
| 3,342,379 A | 9/1967 | Foley | |
| D212,278 S | 9/1968 | Weckman | |
| D225,834 S | 1/1973 | Kneapler | |
| D241,418 S | 9/1976 | Koenigsberg | |
| D245,225 S | 8/1977 | Lyons | |
| D257,504 S | 11/1980 | Weckman | |
| D274,309 S | 6/1984 | Aldrich, III | |
| D323,602 S | 2/1992 | Katz | |

D324,998 S 3/1992 Klapwald
D336,614 S 6/1993 Crawford
D342,452 S 12/1993 Monaghan
D346,740 S 5/1994 Charet et al.

(Continued)

OTHER PUBLICATIONS

Mintel, Bottle—Body Lotion, Unilever, Dove Baby, Dec. 2014.

(Continued)

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(57) **CLAIM**

The ornamental design for a container, as shown and described.

DESCRIPTION

FIG. 1 is a top perspective view of the front side of a container of the present invention.

FIG. 2 is a bottom perspective view of the back side of the container depicted in FIG. 1.

FIG. 3 is a front elevational view of the container depicted in FIG. 1.

FIG. 4 is a side elevational view of the right side of the container depicted in FIG. 1.

FIG. 5 is a back elevational view of the container depicted in FIG. 1.

FIG. 6 is a side elevational view of the left side of the container depicted in FIG. 1.

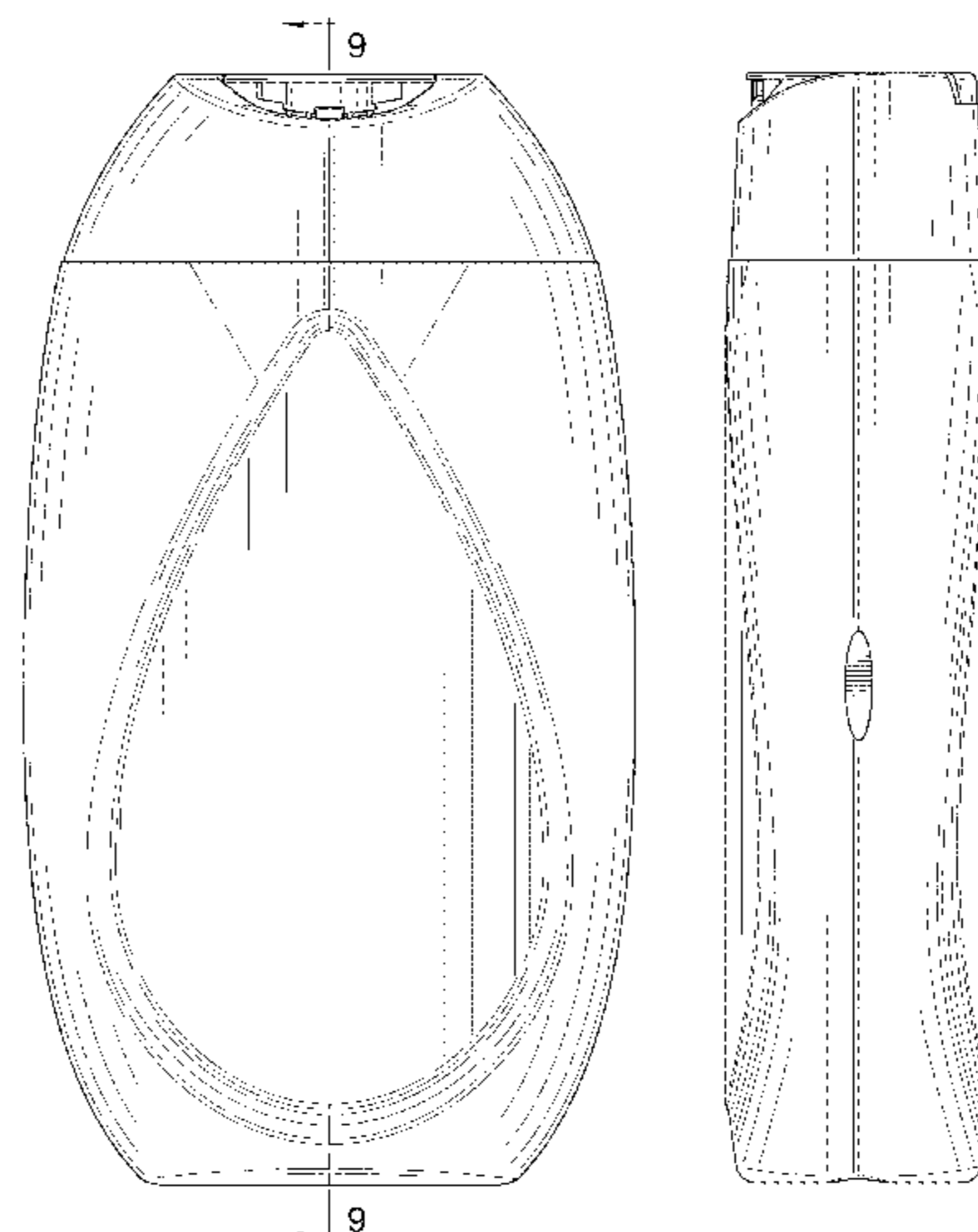
FIG. 7 is a top view of the container depicted in FIG. 1.

FIG. 8 is a bottom view of the container depicted in FIG. 1; and,

FIG. 9 is a cross-sectional view of the container depicted in FIG. 6.

The ornamental design which is claimed is shown in solid lines in the drawings. Any dashed broken lines are shown for the purpose of illustrating portions of the dispensing container that form no part of the claimed design.

1 Claim, 7 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

| | | | | | | | |
|--------------|---------|---------------------|--------|--------------|---------|----------------------|--------|
| D347,389 S * | 5/1994 | Crawford | D9/516 | D588,460 S | 3/2009 | Davis et al. | |
| D349,057 S | 7/1994 | Farce | | D588,461 S | 3/2009 | Davis et al. | |
| D353,775 S * | 12/1994 | Thompson | D9/545 | D588,462 S | 3/2009 | Davis et al. | |
| D376,310 S | 12/1996 | Crawford | | D589,357 S | 3/2009 | Crawford | |
| D379,923 S | 6/1997 | De Baschmakoff | | D592,957 S | 5/2009 | Davis et al. | |
| D383,390 S | 9/1997 | Abfier et al. | | D595,582 S | 7/2009 | Cowan-Hughes et al. | |
| 5,667,107 A | 9/1997 | Lindsey | | D598,758 S | 8/2009 | Hilliard, Jr. et al. | |
| D392,561 S | 3/1998 | Markey et al. | | D598,759 S | 8/2009 | Hilliard, Jr. et al. | |
| D392,898 S | 3/1998 | Butler et al. | | D598,760 S | 8/2009 | Hilliard, Jr. et al. | |
| D398,225 S | 9/1998 | Zaksenberg | | D598,761 S | 8/2009 | Hilliard, Jr. et al. | |
| D398,238 S | 9/1998 | Bertolini et al. | | D598,762 S | 8/2009 | Hilliard, Jr. et al. | |
| D399,747 S | 10/1998 | Bertolini et al. | | D598,763 S | 8/2009 | Hilliard, Jr. et al. | |
| D412,978 S | 8/1999 | Cameron | | D598,764 S | 8/2009 | Hilliard, Jr. et al. | |
| D414,103 S | 9/1999 | Crawford | | D598,765 S | 8/2009 | Hilliard, Jr. et al. | |
| 5,996,850 A | 12/1999 | Morali et al. | | D598,766 S | 8/2009 | Hilliard, Jr. et al. | |
| D419,883 S | 2/2000 | Heydenburg et al. | | D598,767 S | 8/2009 | Hilliard, Jr. et al. | |
| D427,072 S | 6/2000 | Gaffney et al. | | D598,768 S | 8/2009 | Hilliard, Jr. et al. | |
| D427,073 S | 6/2000 | Gaffney et al. | | D599,207 S | 9/2009 | Hilliard, Jr. et al. | |
| D428,344 S | 7/2000 | Preston | | D601,899 S | 10/2009 | Davis et al. | |
| D428,816 S | 8/2000 | Shiokawa et al. | | D601,907 S | 10/2009 | Gainey et al. | |
| D446,724 S | 8/2001 | Fenton et al. | | D607,735 S | 1/2010 | Kuzma et al. | |
| D447,694 S | 9/2001 | Leggett | | D610,019 S | 2/2010 | Navarro et al. | |
| D447,953 S | 9/2001 | Brynstad et al. | | D610,261 S | 2/2010 | Strother et al. | |
| D450,593 S | 11/2001 | Jebb et al. | | D610,910 S | 3/2010 | Simmons et al. | |
| D460,348 S | 7/2002 | Crawford et al. | | D611,830 S | 3/2010 | Casey et al. | |
| D467,799 S | 12/2002 | Persson | | D611,831 S | 3/2010 | Cummings et al. | |
| D468,423 S | 1/2003 | Renfrew | | D612,264 S | 3/2010 | Miksovsky | |
| D468,643 S | 1/2003 | Kuzma et al. | | D612,741 S | 3/2010 | Miksovsky | |
| D470,043 S | 2/2003 | Crawford | | D613,176 S | 4/2010 | Gameros et al. | |
| D484,403 S | 12/2003 | Crawford | | D613,397 S | 4/2010 | Nakao et al. | |
| D485,747 S | 1/2004 | Crawford | | D618,554 S | 6/2010 | Bruscha et al. | |
| D486,065 S | 2/2004 | Hutchinson et al. | | D619,008 S | 7/2010 | Handy et al. | |
| D486,395 S | 2/2004 | Lovell et al. | | D628,490 S | 12/2010 | Sato et al. | |
| D486,737 S | 2/2004 | Oates | | D633,807 S | 3/2011 | Fahy et al. | |
| D491,813 S | 6/2004 | Calello | | D634,637 S | 3/2011 | Gentil | |
| D496,202 S | 9/2004 | Hansen | | D635,025 S * | 3/2011 | Stolle | D9/435 |
| D496,423 S | 9/2004 | Byrd | | D638,713 S | 5/2011 | de Cleir et al. | |
| D498,145 S | 11/2004 | McLeish | | D638,714 S | 5/2011 | de Cleir et al. | |
| D498,415 S | 11/2004 | Schuller et al. | | D638,715 S | 5/2011 | Albaum et al. | |
| D502,110 S | 2/2005 | Theunynck | | D643,737 S | 8/2011 | Handy | |
| D503,890 S | 4/2005 | Thunberg et al. | | D646,575 S * | 10/2011 | Davis | D9/530 |
| D509,441 S | 9/2005 | Wilson et al. | | D646,576 S | 10/2011 | Davis et al. | |
| D510,029 S | 9/2005 | Marcot | | D650,679 S | 12/2011 | de Cleir et al. | |
| D510,033 S | 9/2005 | McLeish | | D650,686 S | 12/2011 | de Cleir et al. | |
| D513,189 S | 12/2005 | Busa, Jr. et al. | | D654,800 S | 2/2012 | Geeraert et al. | |
| D514,948 S | 2/2006 | Busa, Jr. et al. | | D656,839 S | 4/2012 | Shaw et al. | |
| D523,144 S | 6/2006 | Wenger et al. | | D657,258 S | 4/2012 | Geeraert et al. | |
| D526,569 S | 8/2006 | Wurster et al. | | D660,708 S | 5/2012 | Bridgman et al. | |
| D527,640 S | 9/2006 | Cummings et al. | | D666,095 S | 8/2012 | Blachford et al. | |
| D529,392 S | 10/2006 | Little | | D666,103 S | 8/2012 | Blachford et al. | |
| D532,637 S | 11/2006 | Bassett et al. | | D670,169 S | 11/2012 | Victorino et al. | |
| D538,665 S | 3/2007 | Wilson et al. | | D674,282 S * | 1/2013 | Baldrige | D9/449 |
| D538,673 S | 3/2007 | Sterling et al. | | D678,069 S | 3/2013 | Redmond | |
| D540,680 S | 4/2007 | Perry et al. | | D681,475 S | 5/2013 | Park | |
| D542,663 S | 5/2007 | Dziersk et al. | | D688,561 S | 8/2013 | Bunce et al. | |
| D543,460 S | 5/2007 | Perry et al. | | D693,690 S | 11/2013 | Wakui | |
| D546,693 S | 7/2007 | Okin et al. | | D694,114 S | 11/2013 | Lecetre et al. | |
| D548,599 S | 8/2007 | Blasko | | D697,809 S | 1/2014 | de Cleir et al. | |
| D550,965 S | 9/2007 | Kaposi | | 8,678,215 B2 | 3/2014 | Steiger et al. | |
| D552,230 S | 10/2007 | Collins et al. | | D702,130 S | 4/2014 | Handy | |
| D552,730 S | 10/2007 | Collins et al. | | D704,067 S | 5/2014 | Scott et al. | |
| D555,001 S | 11/2007 | Perry et al. | | D706,636 S | 6/2014 | de Cleir et al. | |
| D555,003 S | 11/2007 | Perry et al. | | D708,957 S | 7/2014 | Clough et al. | |
| D558,590 S | 1/2008 | Cowan-Hughes et al. | | 8,844,767 B1 | 9/2014 | Bates et al. | |
| D559,705 S | 1/2008 | Sparks et al. | | D716,147 S | 10/2014 | Jordan et al. | |
| D563,789 S | 3/2008 | Mongeon et al. | | D719,453 S | 12/2014 | Bunce et al. | |
| D565,422 S | 4/2008 | Cowan-Hughes et al. | | D720,622 S | 1/2015 | Gelov | |
| D567,107 S | 4/2008 | Crawford et al. | | D720,623 S | 1/2015 | Bunce et al. | |
| D570,219 S | 6/2008 | Blasko | | D726,024 S | 4/2015 | Peng | |
| D575,643 S | 8/2008 | Florio | | D730,737 S | 6/2015 | Bunce et al. | |
| 7,413,082 B2 | 8/2008 | Adler et al. | | D735,050 S | 7/2015 | Tussy | |
| D581,787 S | 12/2008 | Davis et al. | | D736,383 S | 8/2015 | Parker et al. | |
| D585,290 S | 1/2009 | Toh | | D736,639 S | 8/2015 | McCay et al. | |
| D587,591 S | 3/2009 | Crawford | | D738,737 S | 9/2015 | McCay et al. | |
| D588,459 S | 3/2009 | Davis et al. | | D739,750 S | 9/2015 | Luijendijk | |
| | | | | D741,182 S | 10/2015 | Davis et al. | |
| | | | | D742,757 S | 11/2015 | Behar et al. | |
| | | | | D743,261 S | 11/2015 | Jordan et al. | |
| | | | | D747,972 S | 1/2016 | Allan | |

(56)

References Cited

U.S. PATENT DOCUMENTS

| | | | |
|-----------------|---------|---|--------|
| D750,964 S | 3/2016 | Alvarez De Cienfuegos Hernandez et al. | |
| D751,905 S | 3/2016 | Alvarez De Cienfuegos Hernandez et al. | |
| D751,911 S | 3/2016 | Alvarez De Cienfuegos Hernandez et al. | |
| D752,441 S | 3/2016 | Alvarez De Cienfuegos Hernandez et al. | |
| D753,493 S | 4/2016 | Alvarez De Cienfuegos Hernandez et al. | |
| D757,555 S | 5/2016 | Pires et al. | |
| D762,299 S | 7/2016 | Matsuura | |
| D769,019 S | 10/2016 | Beck et al. | |
| D773,307 S | 12/2016 | Ashbee | |
| D774,398 S | 12/2016 | Ashbee | |
| D787,946 S * | 5/2017 | Bontorno | D9/434 |
| D788,595 S * | 6/2017 | Bontorno | D9/434 |
| D788,596 S * | 6/2017 | Bontorno | D9/434 |
| D788,597 S * | 6/2017 | Bontorno | D9/434 |
| D788,598 S * | 6/2017 | Bontorno | D9/434 |
| D794,469 S * | 8/2017 | Yen | D9/563 |
| 2004/0232023 A1 | 11/2004 | Bansal et al. | |

OTHER PUBLICATIONS

Mintel, Bottle—Cologne, Unilever, Dove Baby, Dec. 2014.
 Mintel, Bottle—Combing Cream, Unilever, Dove Baby, May 2017.
 Mintel, Bottle—Conditioner, Unilever, Dove Baby Cabelos, May 2017.
 Mintel, Bottle—Conditioner, Unilever, Dove Baby, Dec. 2014.
 Mintel, Bottle—Conditioner, Unilever, Dove Baby, Jul. 2016.
 Mintel, Bottle—Conditioner, Unilever, Dove Baby, May 2017.
 Mintel, Bottle—Head to Toe Liquid Body Soap, Unilever, Dove Baby, Aug. 2016.
 Mintel, Bottle—Head to Toe Liquid Body Soap, Unilever, Dove Baby, Feb. 2016.
 Mintel, Bottle—Head to Toe Shower Gel, Dove Baby, Nov. 2014.
 Mintel, Bottle—Lotion, Unilever, Dove Baby Rich Moisture, May 2017.
 Mintel, Bottle—Lotion, Unilever, Dove Baby Sensitive, May 2017.
 Mintel, Bottle—Shampoo, Unilever, Dove Baby Cabelos, May 2017.
 Mintel, Bottle—Shampoo, Unilever, Dove Baby Rich Moisture, May 2017.
 Mintel, Bottle—Shampoo, Unilever, Dove Baby, Dec. 2014.

Mintel, Bottle—Shampoo, Unilever, Dove Baby, May 2016.
 Mintel, Bottle—Shampoo, Unilever, Dove Baby, May 2017.
 Mintel, Bottle—Tip to Toe Wash, Unilever, Dove Baby Rich Moisture, May 2017.
 Mintel, Bottle—Tip to Toe Wash, Unilever, Dove Baby Sensitive Moisture, Apr. 2017.
 Johnson & Johnson Consumer Inc., filed May 13, 2016, U.S. Appl. No. 29/564,550.
 Johnson & Johnson Consumer Inc., filed May 13, 2016, U.S. Appl. No. 29/564,551.
 Johnson & Johnson Consumer Inc., filed May 13, 2016, U.S. Appl. No. 29/564,552.
 Johnson & Johnson Consumer Inc., filed May 13, 2016, U.S. Appl. No. 29/564,554.
 Johnson & Johnson Consumer Inc., filed May 13, 2016, U.S. Appl. No. 29/564,562.
 Johnson & Johnson Consumer Inc., filed May 13, 2016, U.S. Appl. No. 29/564,563.
 Johnson & Johnson Consumer Inc., filed Jul. 13, 2016, U.S. Appl. No. 29/570,890.
 Johnson & Johnson Consumer Inc., filed Jul. 13, 2016, U.S. Appl. No. 29/570,894.
 Johnson & Johnson Consumer Inc., filed Nov. 3, 2016, U.S. Appl. No. 29/583,221.
 Johnson & Johnson Consumer Inc., filed Nov. 3, 2016, U.S. Appl. No. 29/583,222.
 Johnson & Johnson Consumer Inc., filed Nov. 3, 2016, U.S. Appl. No. 29/583,223.
 Johnson & Johnson Consumer Inc., filed Nov. 3, 2016, U.S. Appl. No. 29/583,224.
 Johnson & Johnson Consumer Inc., filed Nov. 3, 2016, U.S. Appl. No. 29/583,225.
 Johnson & Johnson Consumer Inc., filed Nov. 3, 2016, U.S. Appl. No. 29/583,226.
 Johnson & Johnson Consumer Inc., filed May 3, 2017, U.S. Appl. No. 29/602,750.
 “Garnier Ultra Doux” brand by Garnier, Moisturising Lotion, Jul. 2015, Mintel.
 “Garnier Wahre Schatze” brand by Garnier, Weightless Hair Oil, Nov. 2015, Mintel.
 “Garnier Ultra Doux” brand by Garnier, Shower Care, Jun. 2016, Mintel.
 “Oh So Heavenly” brand by New Clicks, *Nourishing Hand Wash*, Sep. 2009, Mintel (retrieved Jul. 2016).
 “Oh So Heavenly” brand by New Clicks, *Bye-Bye Stress Calming Hand Wash*, Mar. 2015, Mintel (retrieved Jul. 2016).

* cited by examiner

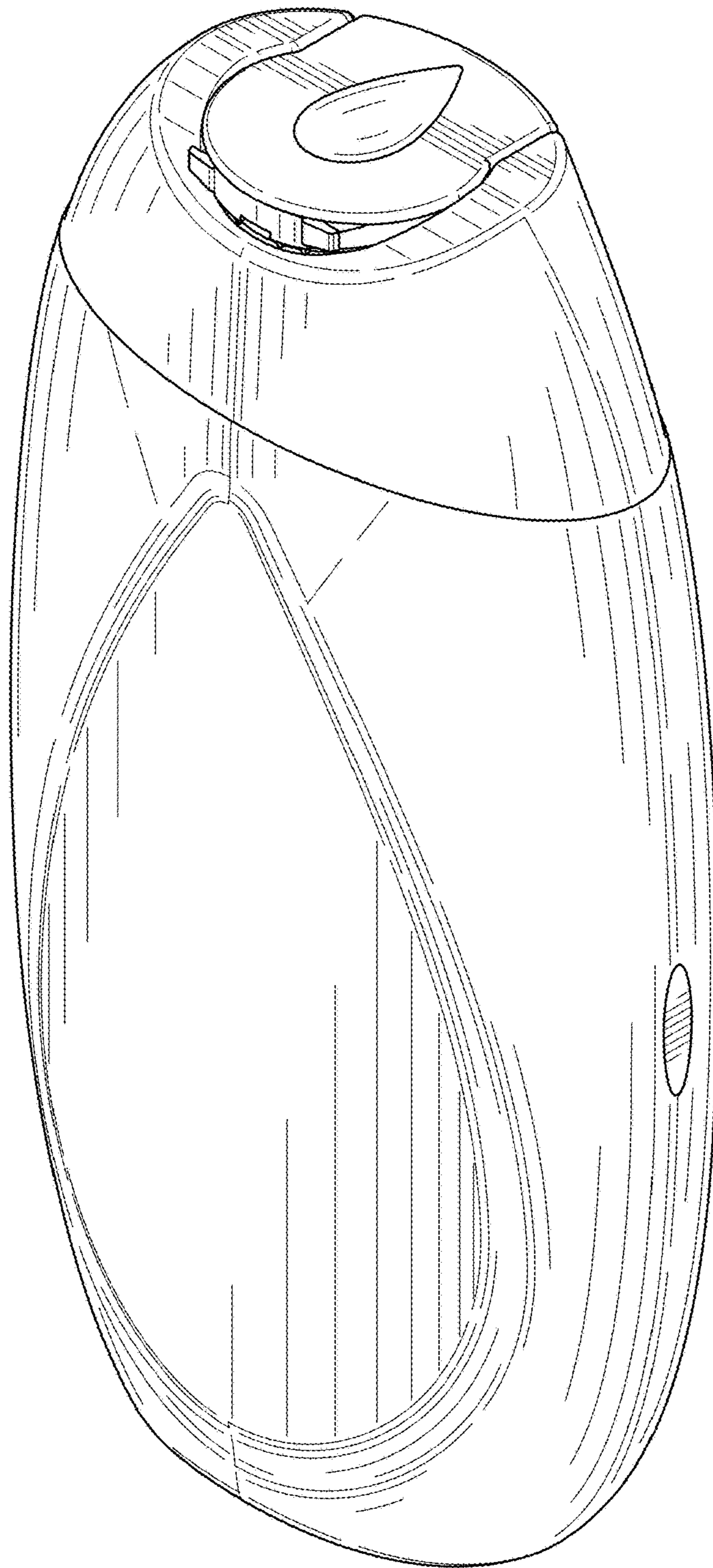


FIG. 1

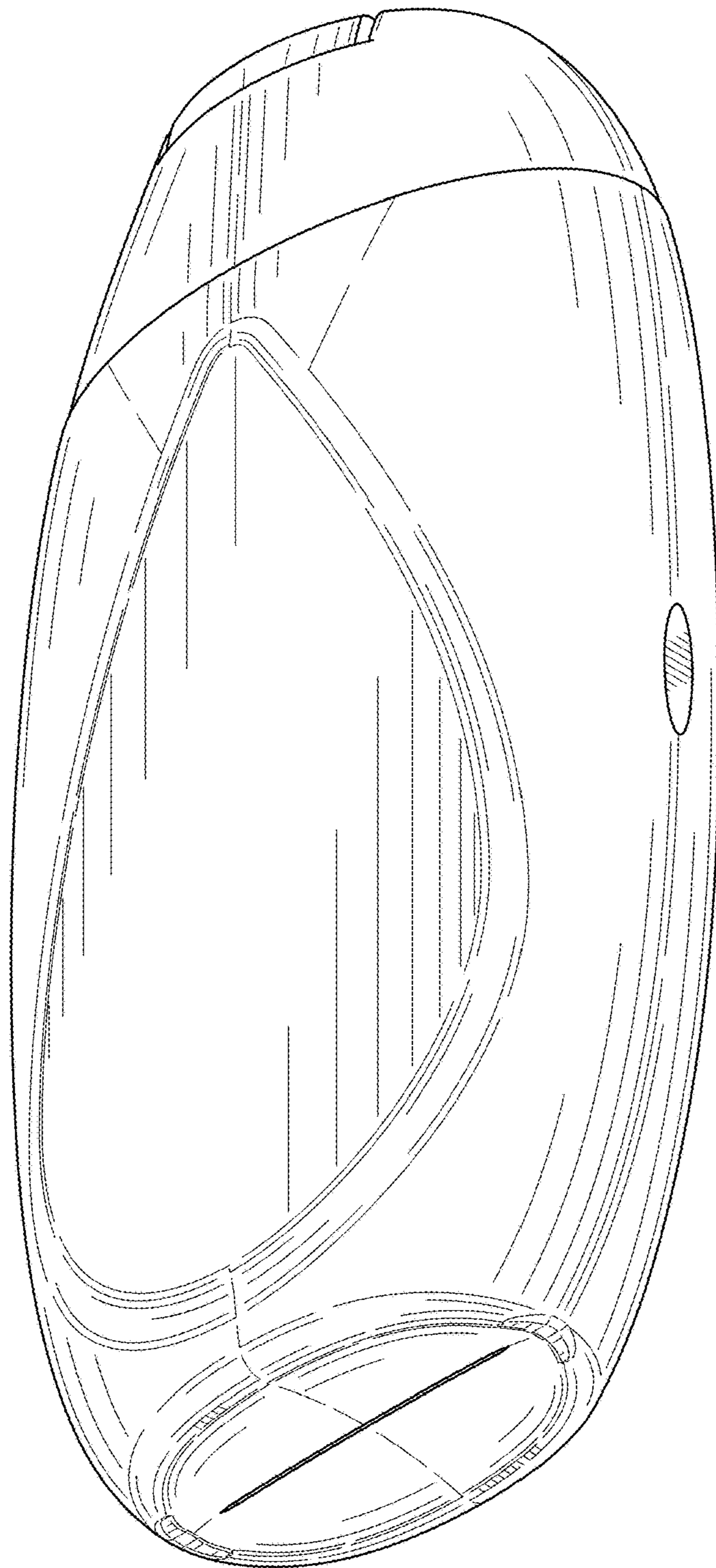


FIG. 2

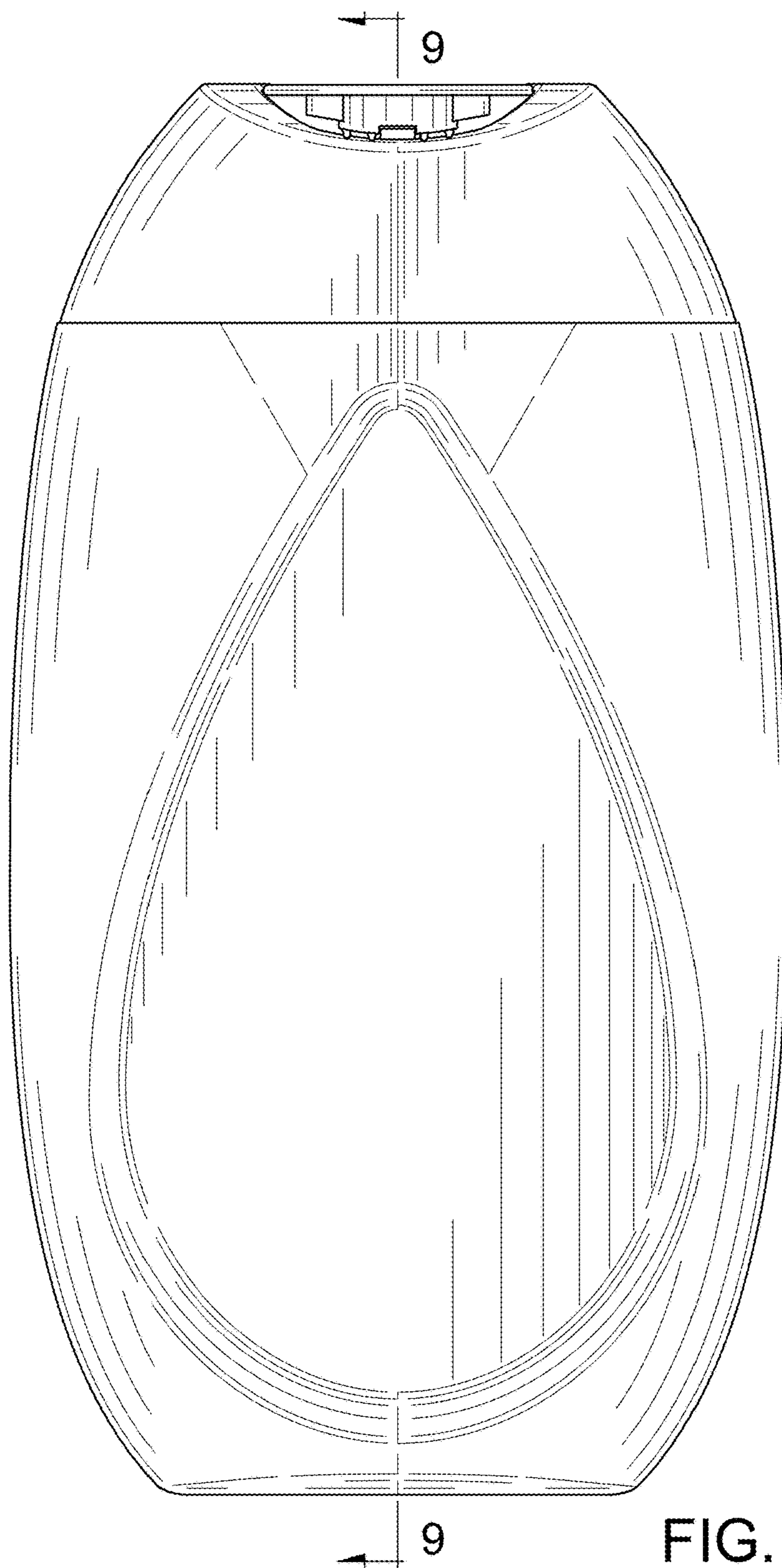


FIG. 3

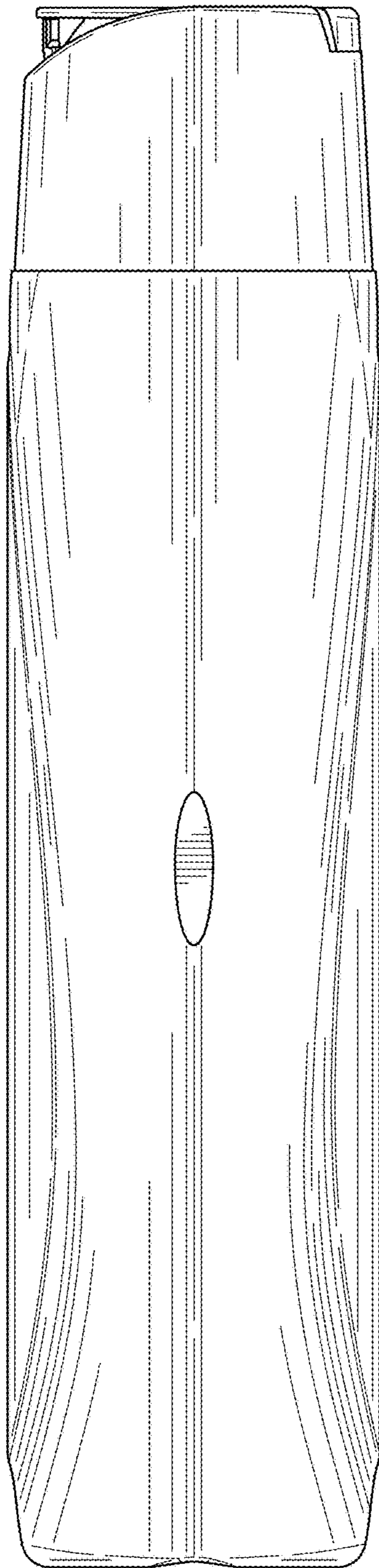


FIG. 4

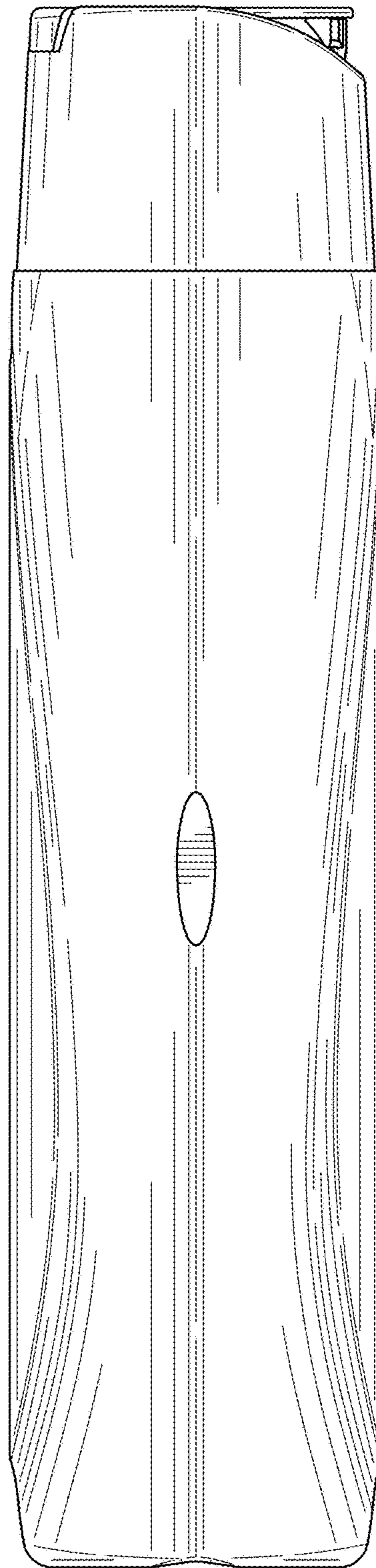


FIG. 6

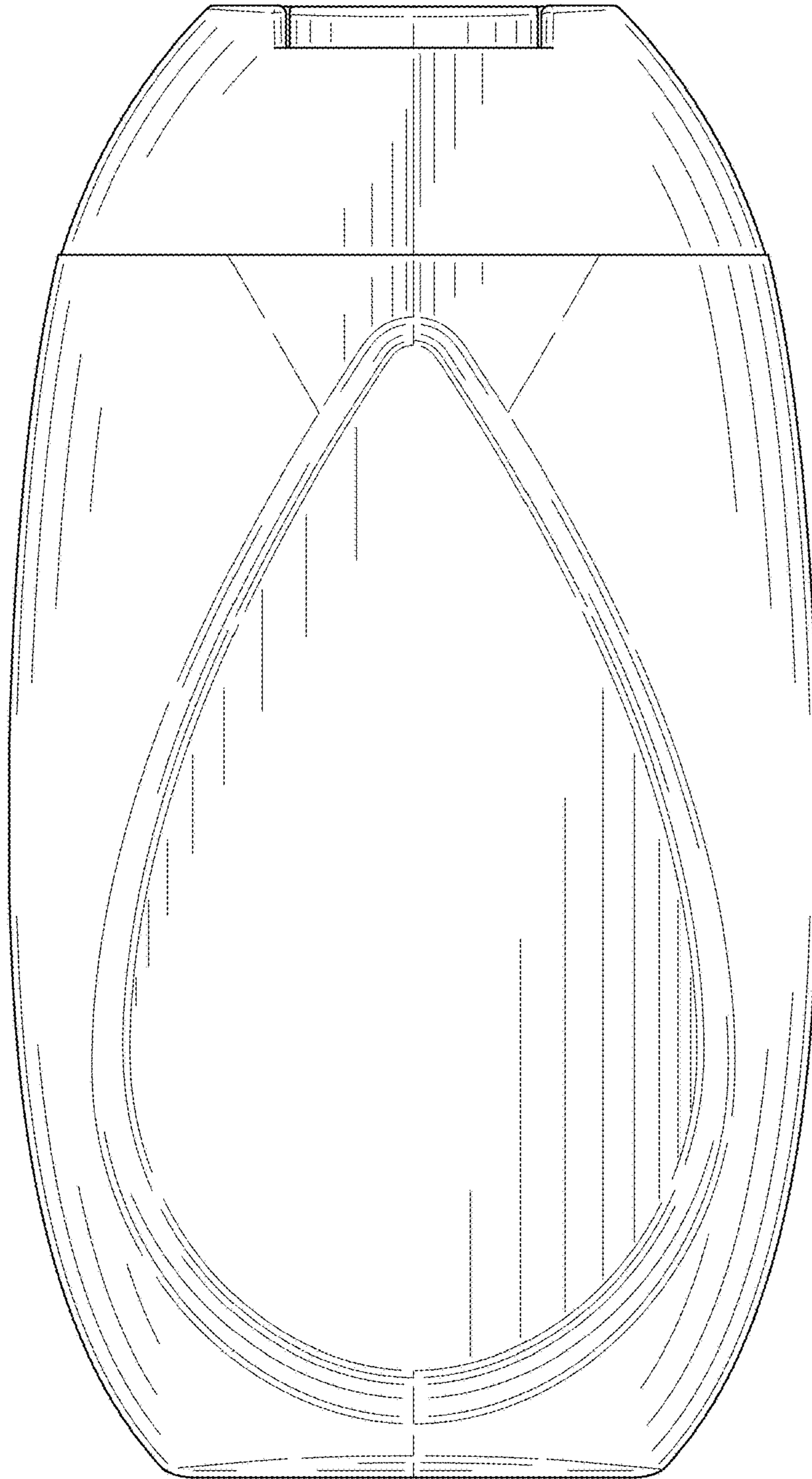


FIG. 5

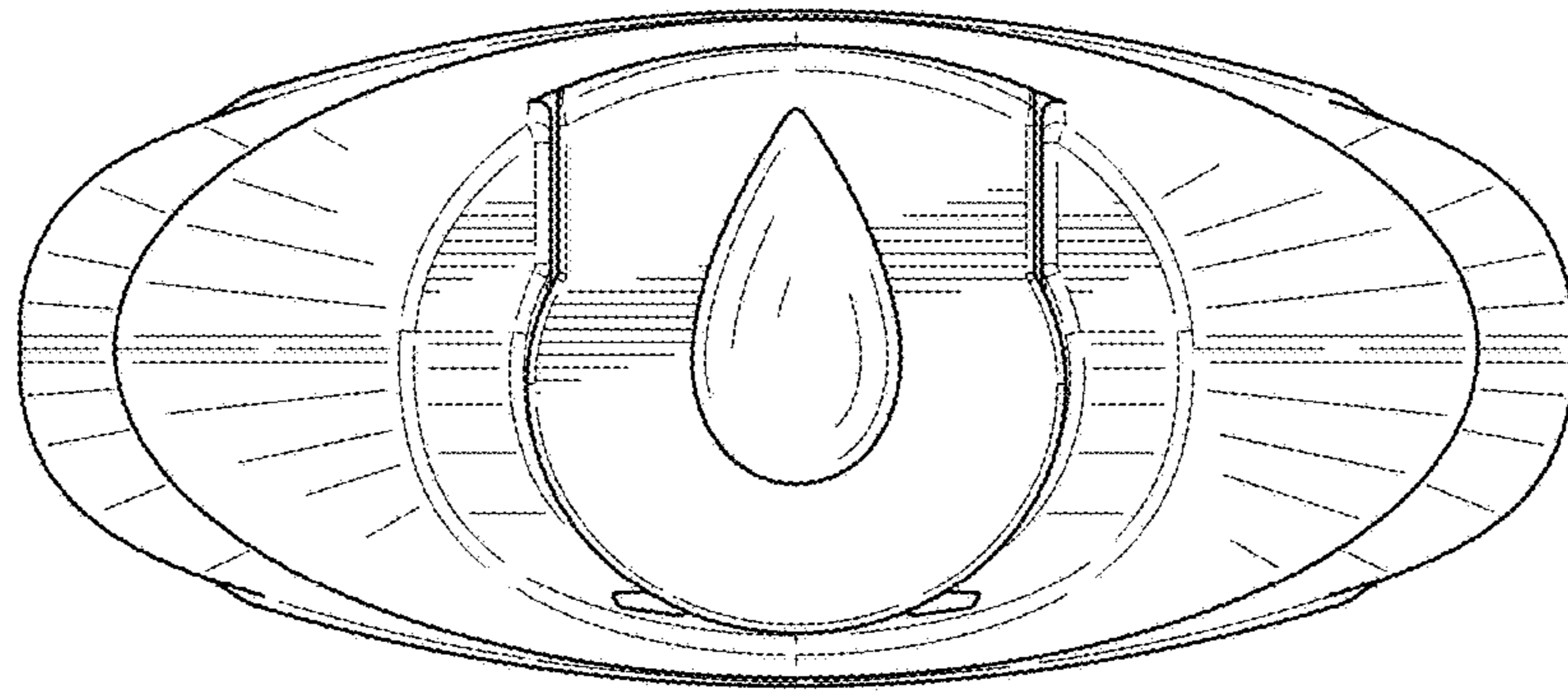


FIG. 7

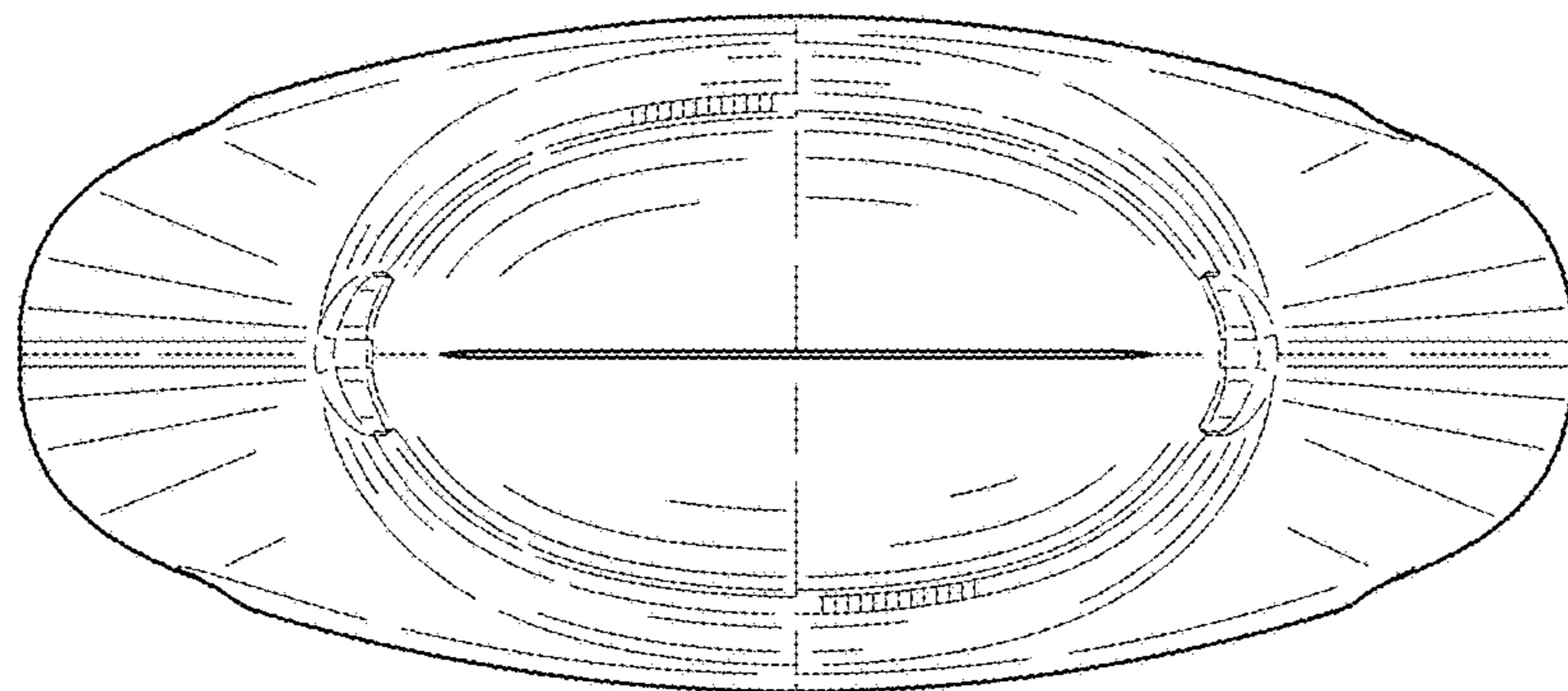


FIG. 8

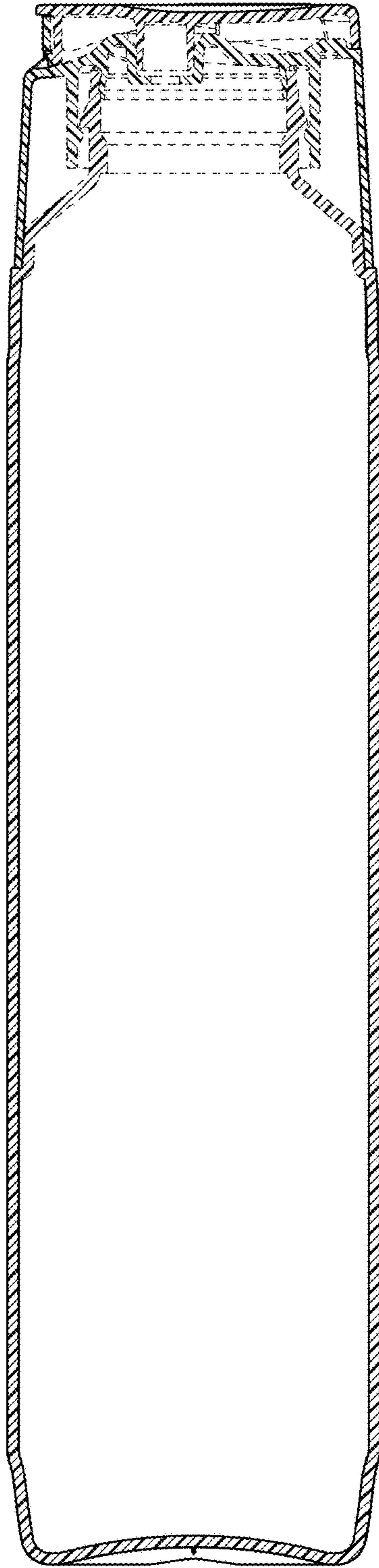


FIG. 9