



US00D841104S

(12) **United States Design Patent** (10) **Patent No.:** **US D841,104 S**
Tuma et al. (45) **Date of Patent:** **** Feb. 19, 2019**

(54) **EXERCISE GAME PIECE**

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(71) Applicant: **The Prophet Corporation**, Owatonna, MN (US)

(57) **CLAIM**

The ornamental design for an exercise game piece, as shown and described.

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DESCRIPTION

(73) Assignee: **The Prophet Corporation**, Owatonna, MN (US)

FIG. 1 is a perspective view of a first embodiment of an exercise game piece made according to the new design; FIG. 2 is a front view of FIG. 1, the rear view being a mirror-image thereof; FIG. 3 is a right side view thereof, the left side view being a mirror-image thereof; FIG. 4 is a top plan view of FIG. 1 thereof; FIG. 5 is a bottom plan view of FIG. 1 thereof; FIG. 6 is a second embodiment of an exercise game piece made according to the new design, the stippling is shown to indicate a surface contrast; FIG. 7 is a front view of the embodiment of FIG. 6, the rear view being a mirror image thereof; FIG. 8 is a right side view of FIG. 6, the left side view being a mirror image thereof; FIG. 9 is a top plan view of FIG. 6 thereof; FIG. 10 is a bottom plan view of FIG. 6 thereof; FIG. 11 is a third embodiment of an exercise game piece made according to the new design; FIG. 12 is a front view of FIG. 11, the rear view being a mirror image thereof; FIG. 13 is a right side view of FIG. 11, the left side view being a mirror image thereof; FIG. 14 is a top plan view of FIG. 11 thereof; FIG. 15 is a bottom plan view of FIG. 11 thereof; FIG. 16 is a fourth embodiment of the exercise game piece made according to the new design; FIG. 17 is a front view of FIG. 16; FIG. 18 is a rear view of FIG. 16; FIG. 19 is a right side view of FIG. 16, the left side view being a mirror image thereof; FIG. 20 is a top plan view of FIG. 16 thereof; FIG. 21 is a bottom plan view of FIG. 16 thereof; FIG. 22 is a fifth embodiment of an exercise game piece made according to the new design;

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

(21) Appl. No.: **29/584,506**

(22) Filed: **Nov. 15, 2016**

(51) **LOC (11) Cl.** **21-02**

(52) **U.S. Cl.**
USPC **D21/662**

(58) **Field of Classification Search**
USPC ... 273/148 R, 288, 289, 290, 291, 336, 338, 273/339; D9/516, 530, 539, 562, 600;
(Continued)

(56) **References Cited**

U.S. PATENT DOCUMENTS

D249,722 S * 9/1978 Cosman D21/386
D249,723 S * 9/1978 Cosman D21/386
(Continued)

OTHER PUBLICATIONS

Gophersport.com, "ToppleTubes", Sep. 27, 2016. <https://www.gophersport.com/pe/activities/action-toppletubes-game>. Shown on both pages. (Year: 2016).*
Photograph of game cylinders publically used before Nov. 15, 2016.

Primary Examiner — Cynthia Ramirez
Assistant Examiner — Michael A Maharajh

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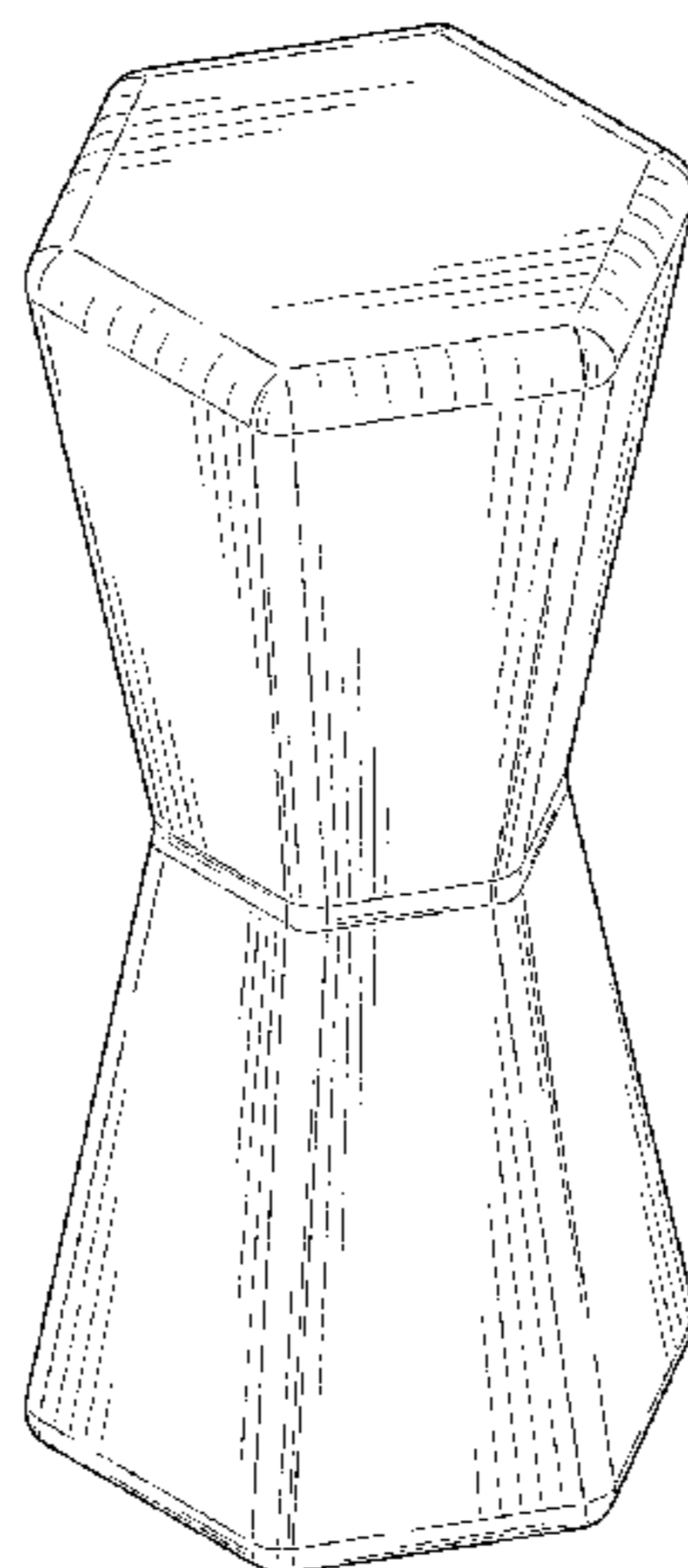


FIG. 23 is a front view of FIG. 22, the rear view being a mirror image thereof;
 FIG. 24 is a right side view of FIG. 22, the left side view being a mirror image thereof;
 FIG. 25 is a top plan view of FIG. 22 thereof;
 FIG. 26 is a bottom plan view of FIG. 22 thereof;
 FIG. 27 is a perspective view of a sixth embodiment of an exercise game piece made according to the new design;
 FIG. 28 is a front view of FIG. 27, the rear view being a mirror image thereof;
 FIG. 29 is a right side view of FIG. 27, the left side view being a mirror image thereof;
 FIG. 30 is a top plan view of FIG. 27 thereof;
 FIG. 31 is a bottom plan view of FIG. 27 thereof;
 FIG. 32 is a perspective view of a seventh embodiment of an exercise game piece made according to the new design;
 FIG. 33 is a rear view of FIG. 32;
 FIG. 34 is a front view of FIG. 32;
 FIG. 35 is a right side view of FIG. 32, the left side view being a mirror image thereof;
 FIG. 36 is a bottom plan view of FIG. 32; and,
 FIG. 37 is a top plan view of FIG. 32.

1 Claim, 23 Drawing Sheets

(58) **Field of Classification Search**

USPC D21/300, 304, 385, 386, 662; 482/14, 482/15, 132, 148

CPC A63B 2225/093; A63B 2225/62; A63B 22/18; A61H 15/00

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D249,724	S	*	9/1978	Cosman	.....	D21/386
D249,725	S	*	9/1978	Cosman	.....	D21/386
D249,726	S	*	9/1978	Cosman	.....	D21/386
D360,231	S	*	7/1995	Alsip	.....	D21/386
D468,368	S	*	1/2003	Jones	.....	D21/385
D471,450	S	*	3/2003	Gehring	.....	D9/516
D547,811	S	*	7/2007	McDemus	.....	D21/304
D648,404	S	*	11/2011	Guyer	.....	D21/385
D659,199	S	*	5/2012	Kneeland	.....	D21/389
D689,155	S	*	9/2013	Jahns	.....	D21/692
D723,117	S	*	2/2015	Hetzel	.....	D21/662
D800,234	S	*	10/2017	Rohanna	.....	D21/662
D800,851	S	*	10/2017	Rohanna	.....	D21/662
2012/0122635	A1	*	5/2012	Tsai	.....	A61H 15/00 482/132

* cited by examiner

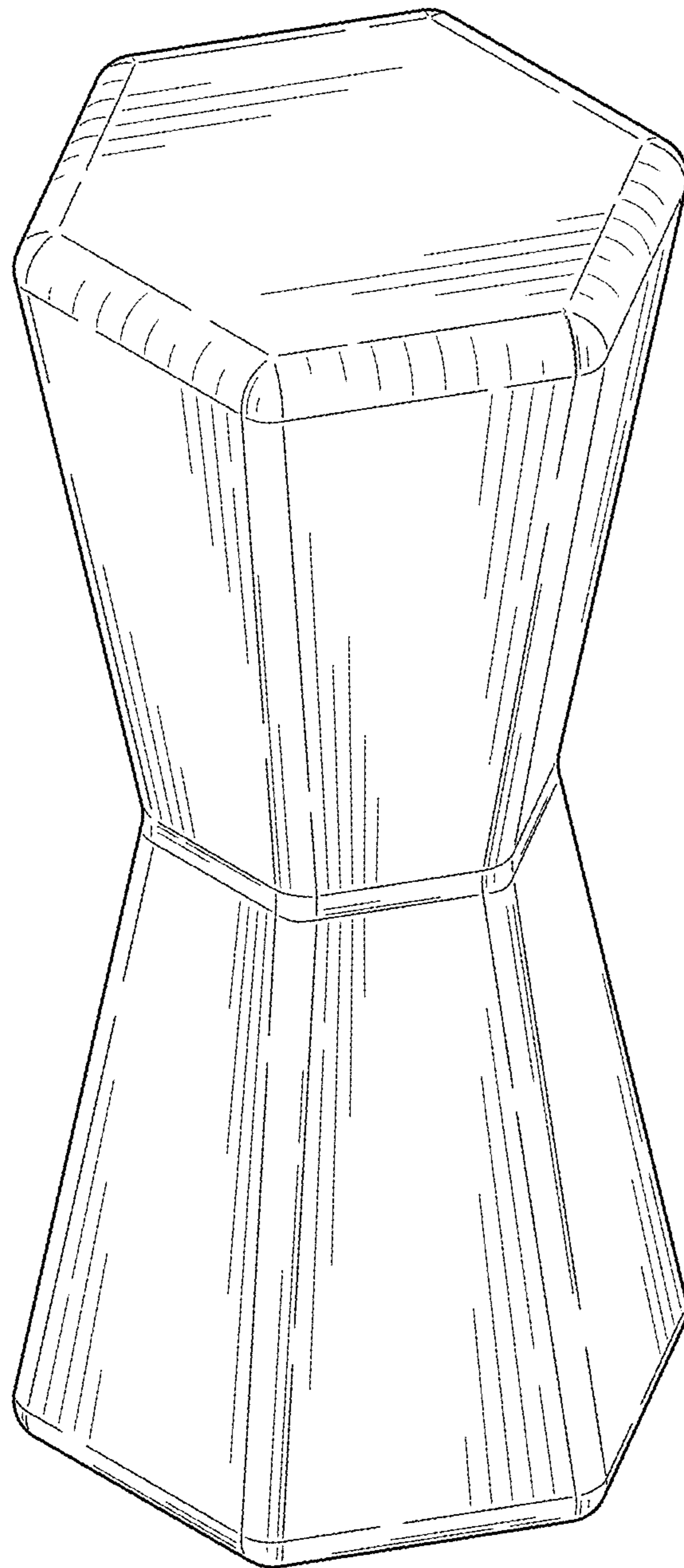


FIG. 1

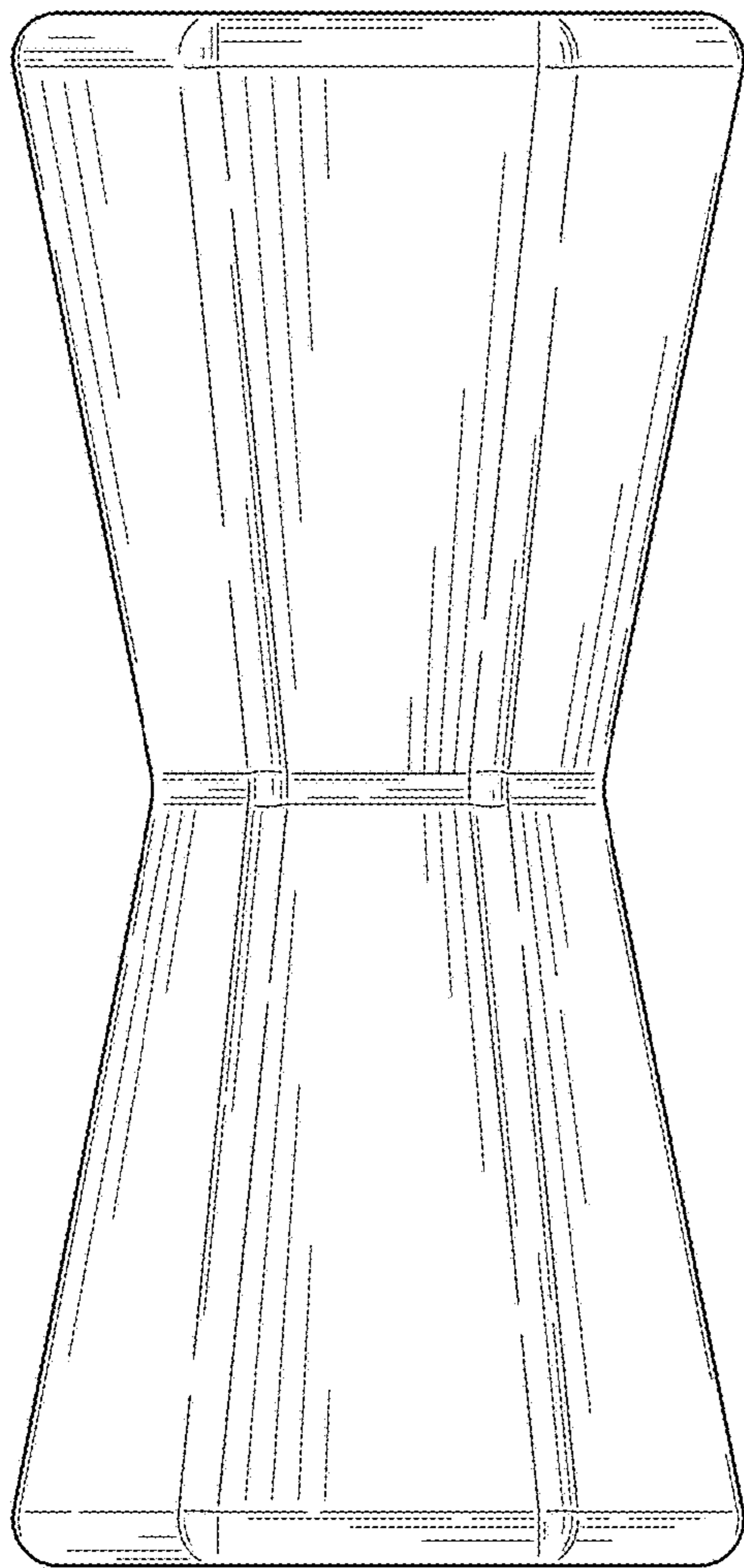


FIG. 2

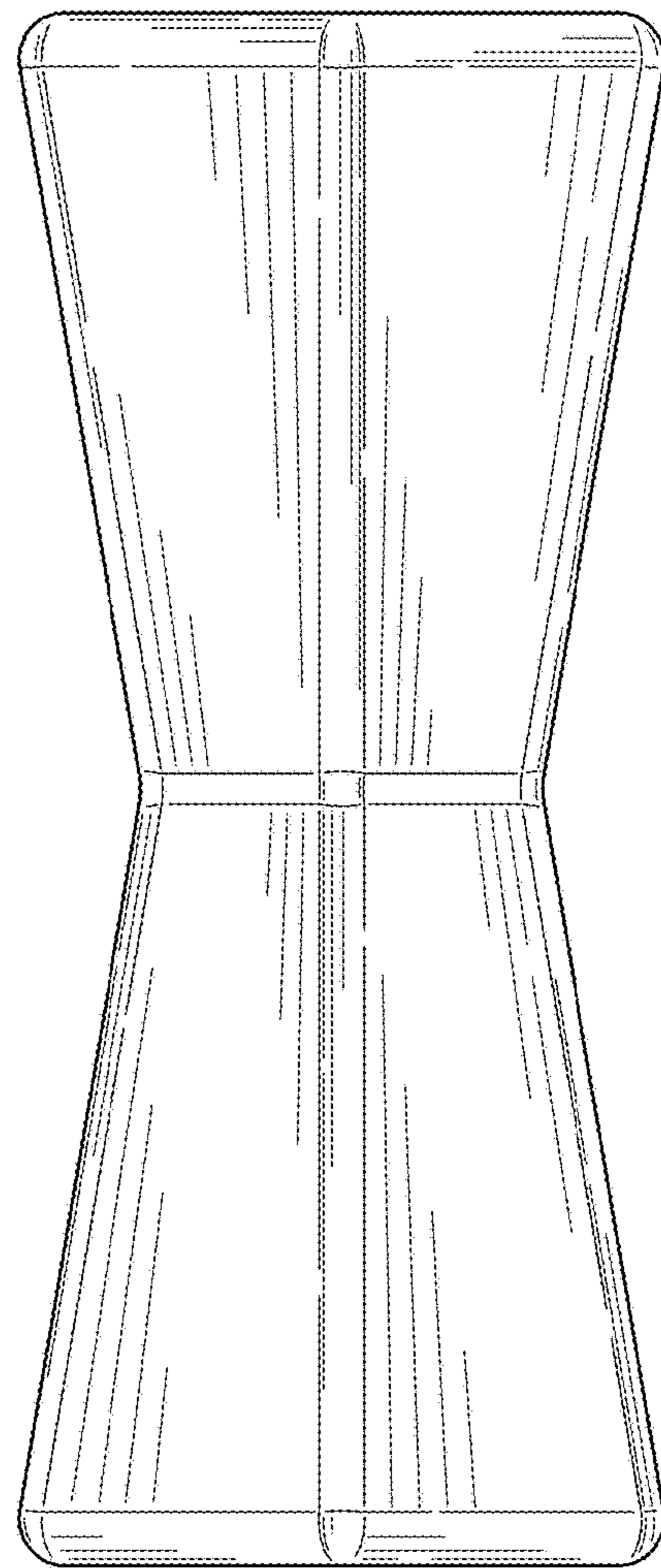


FIG. 3

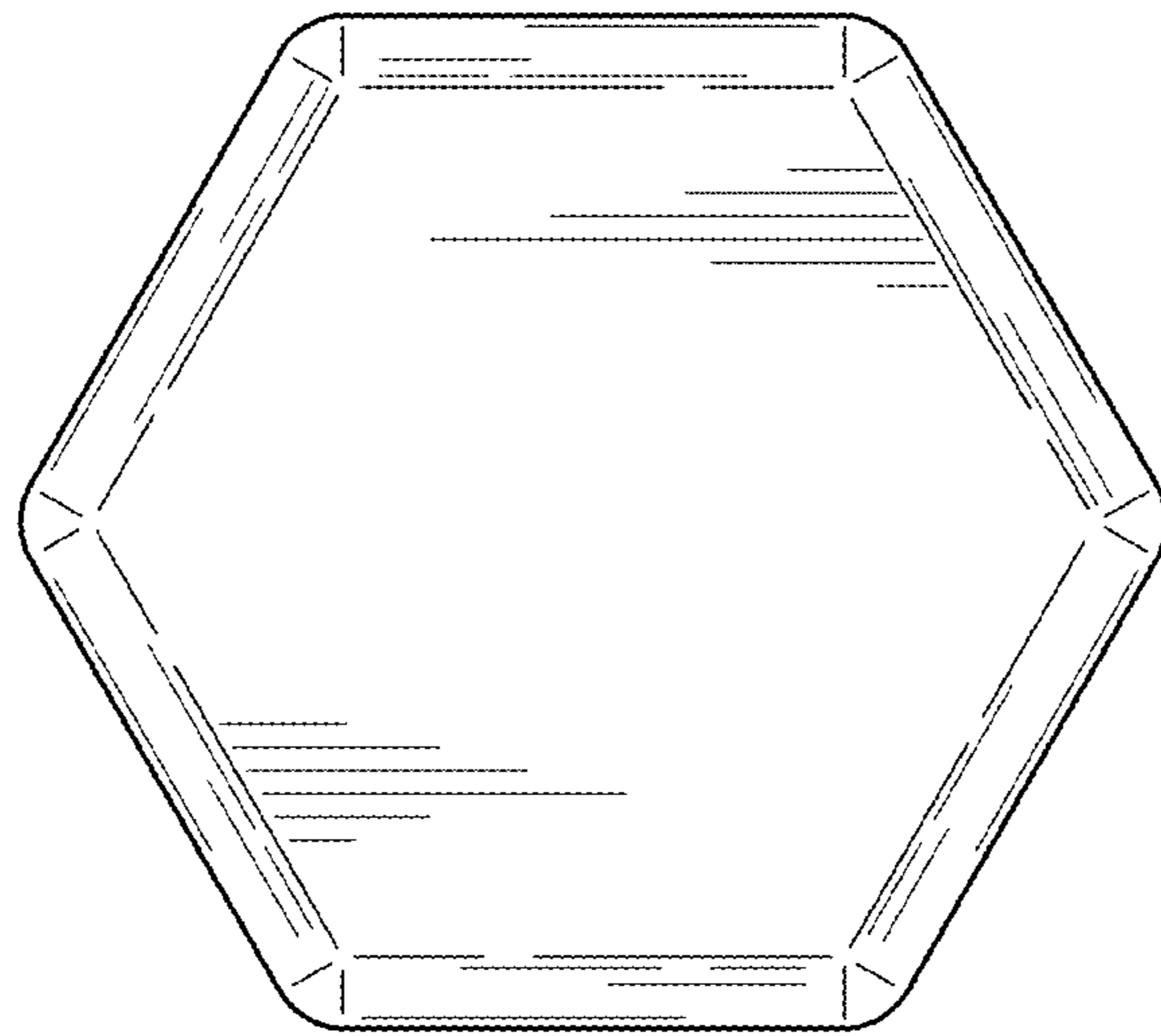


FIG. 4

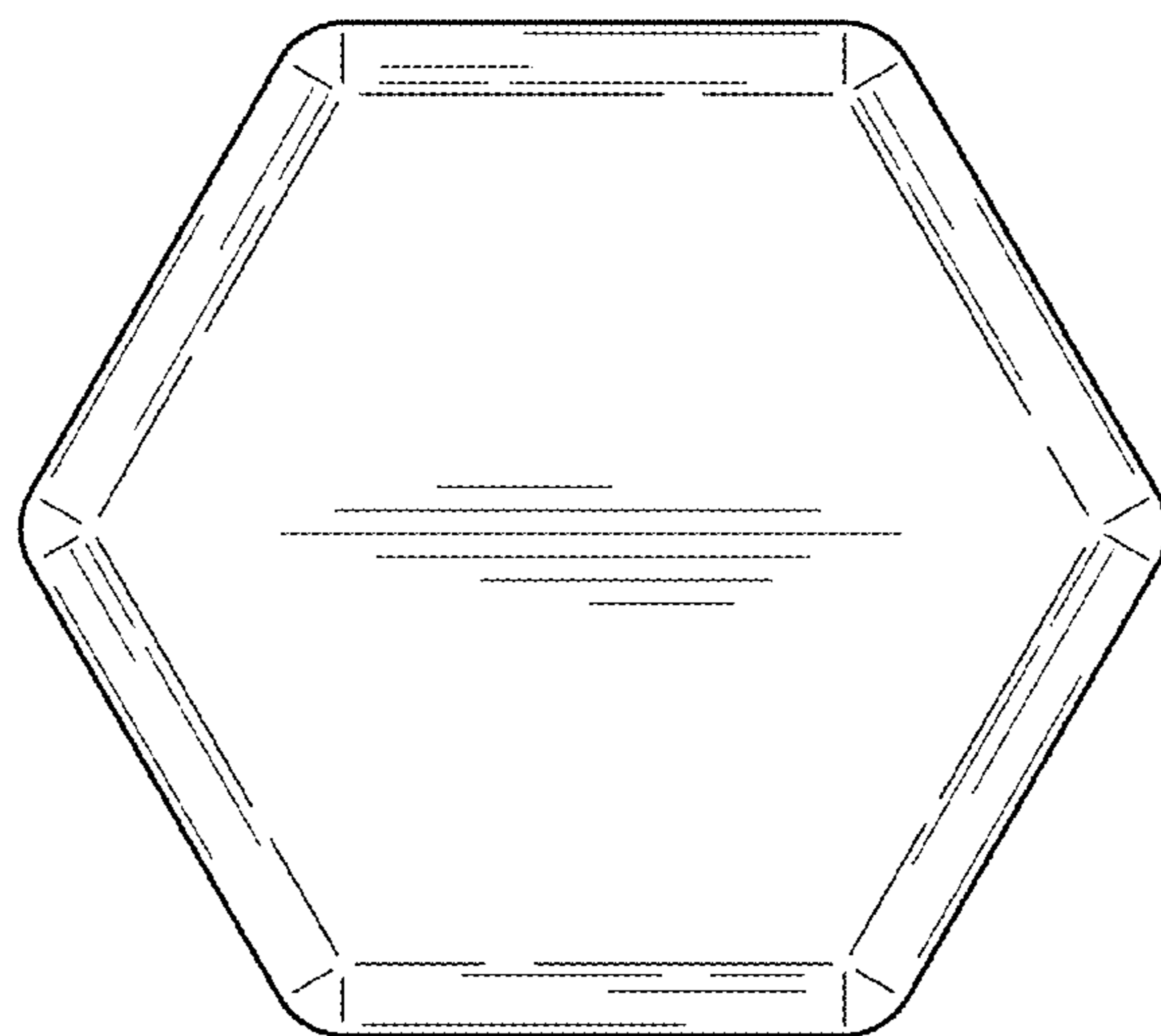


FIG. 5

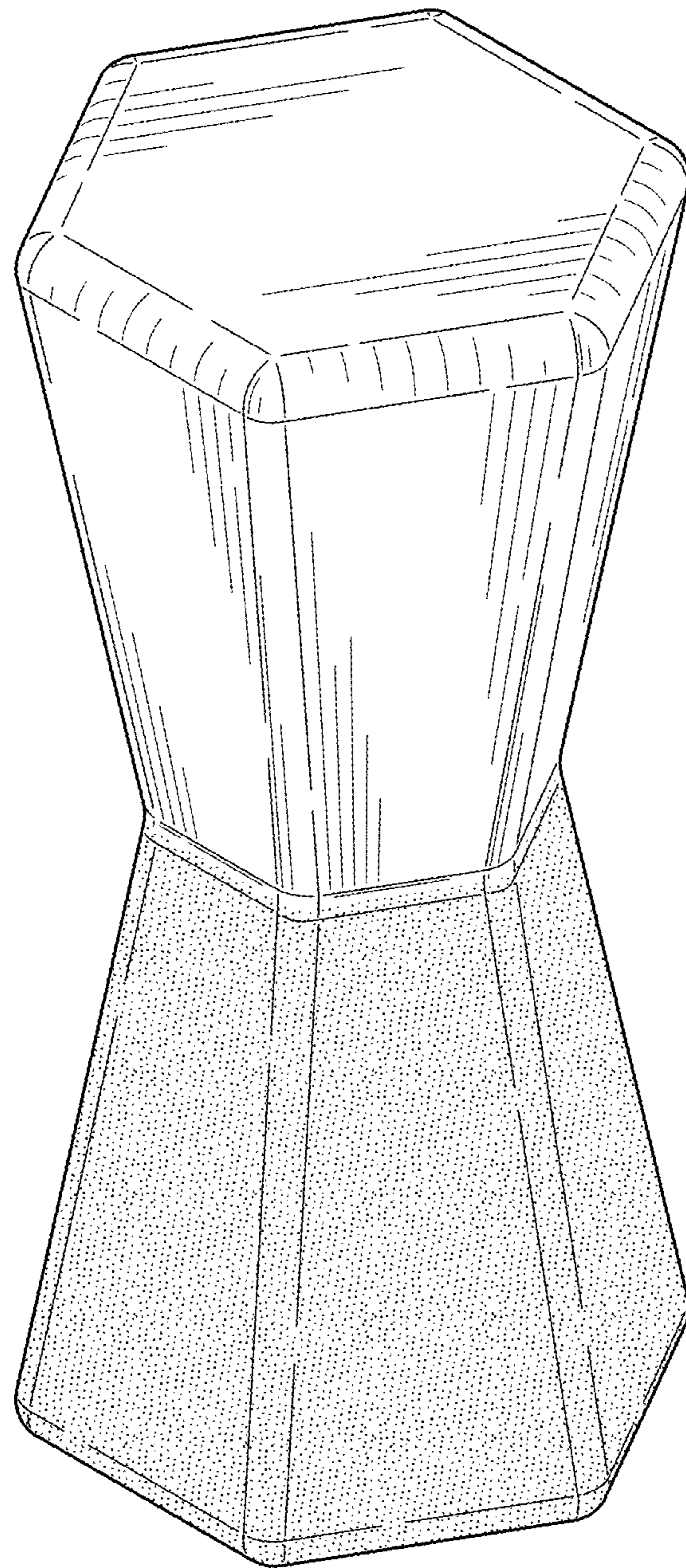


FIG. 6

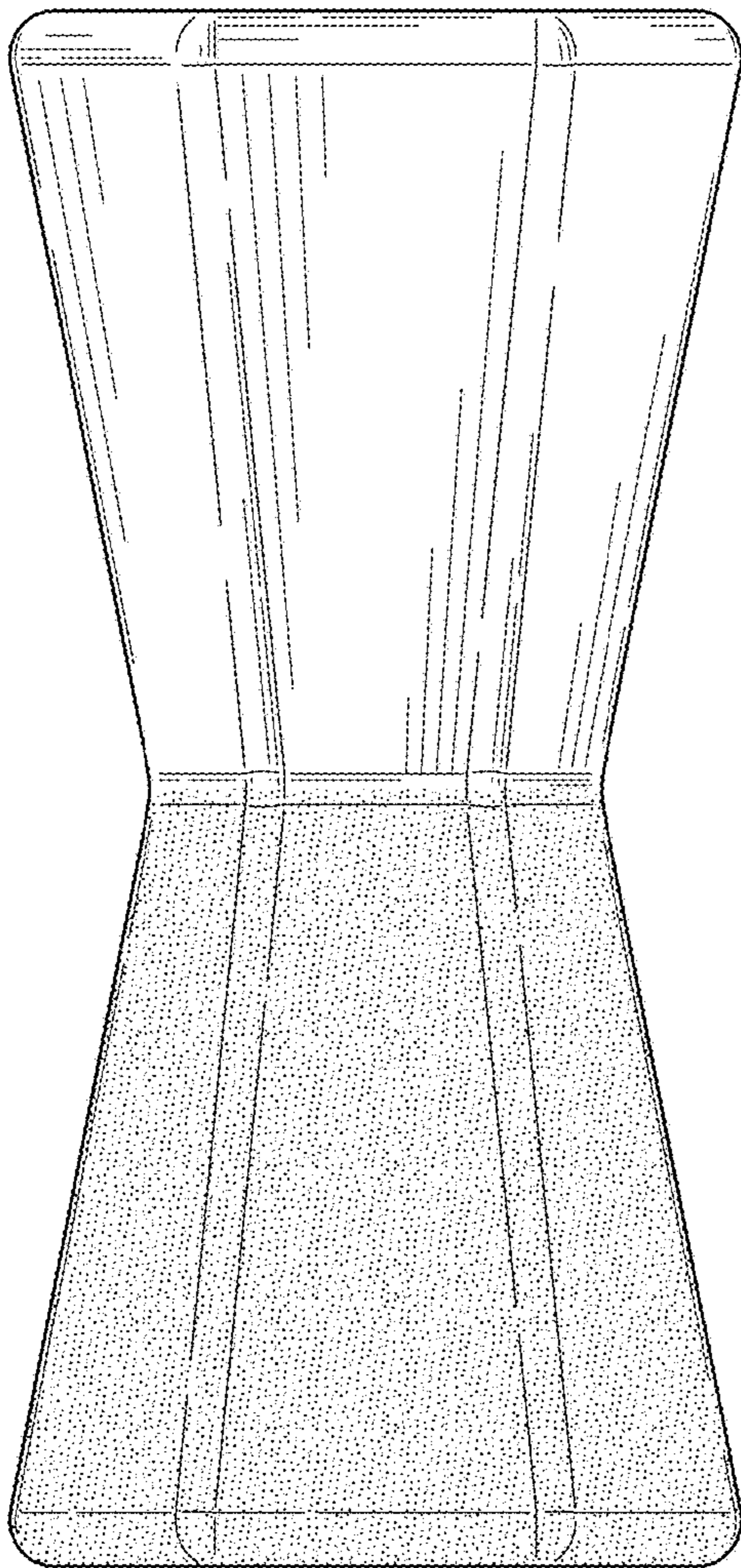


FIG. 7

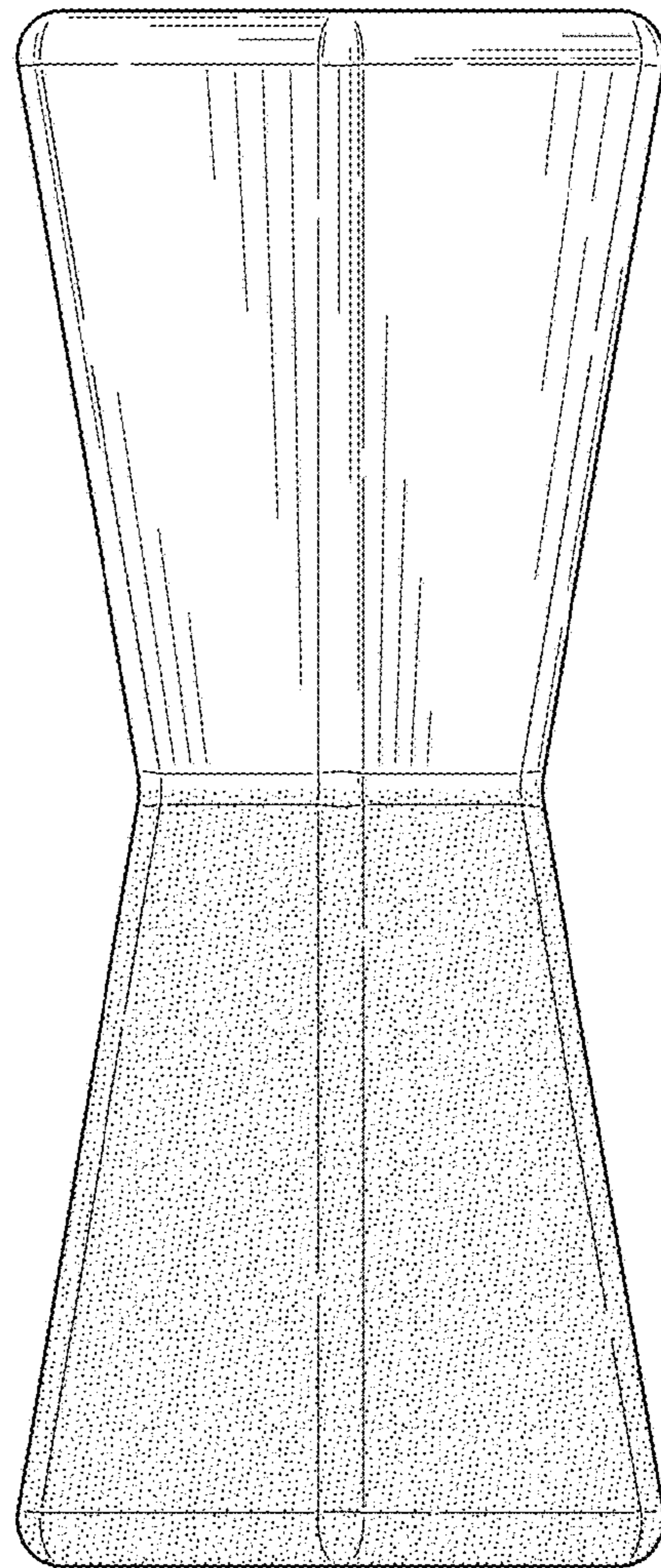


FIG. 8

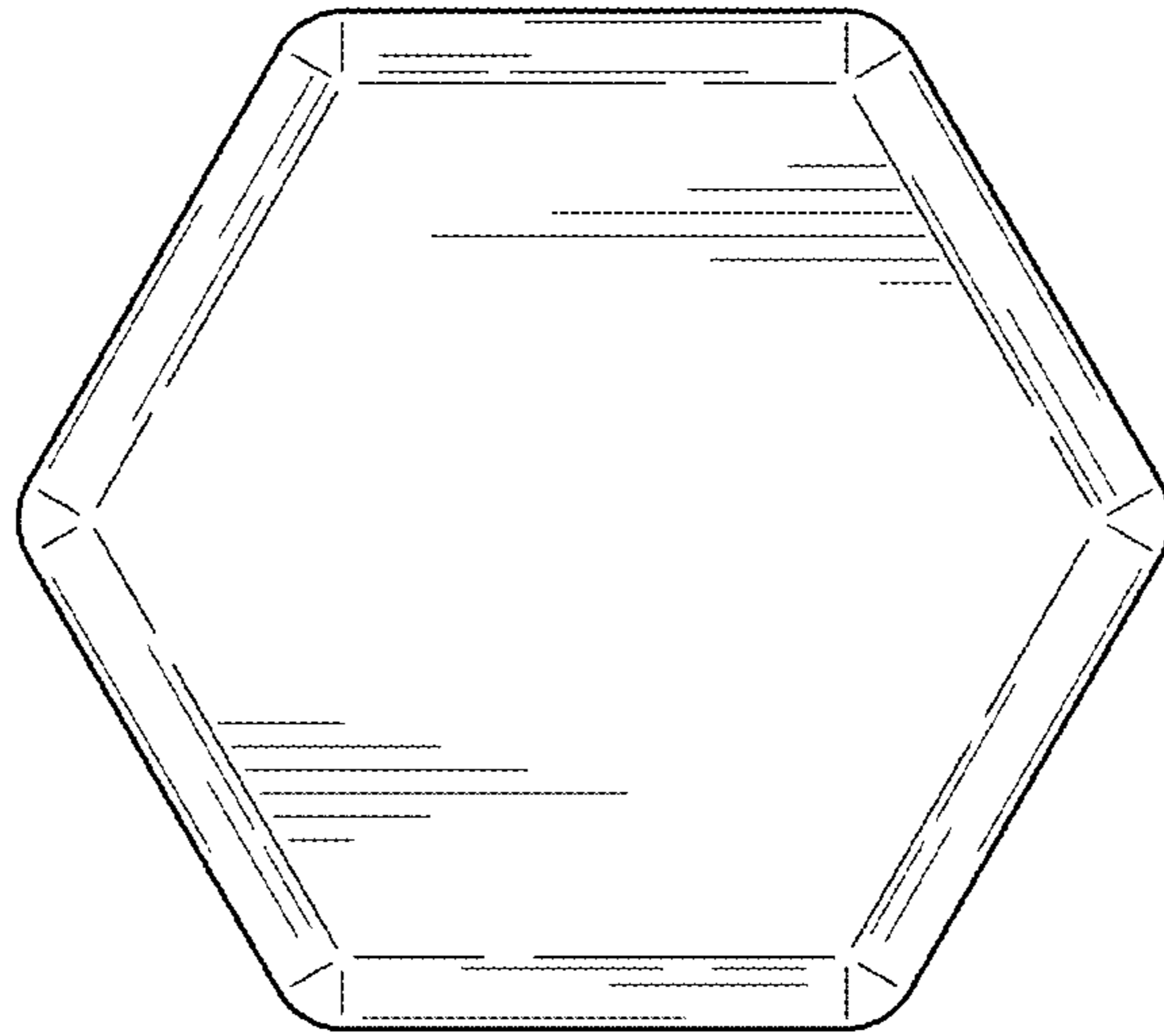


FIG. 9

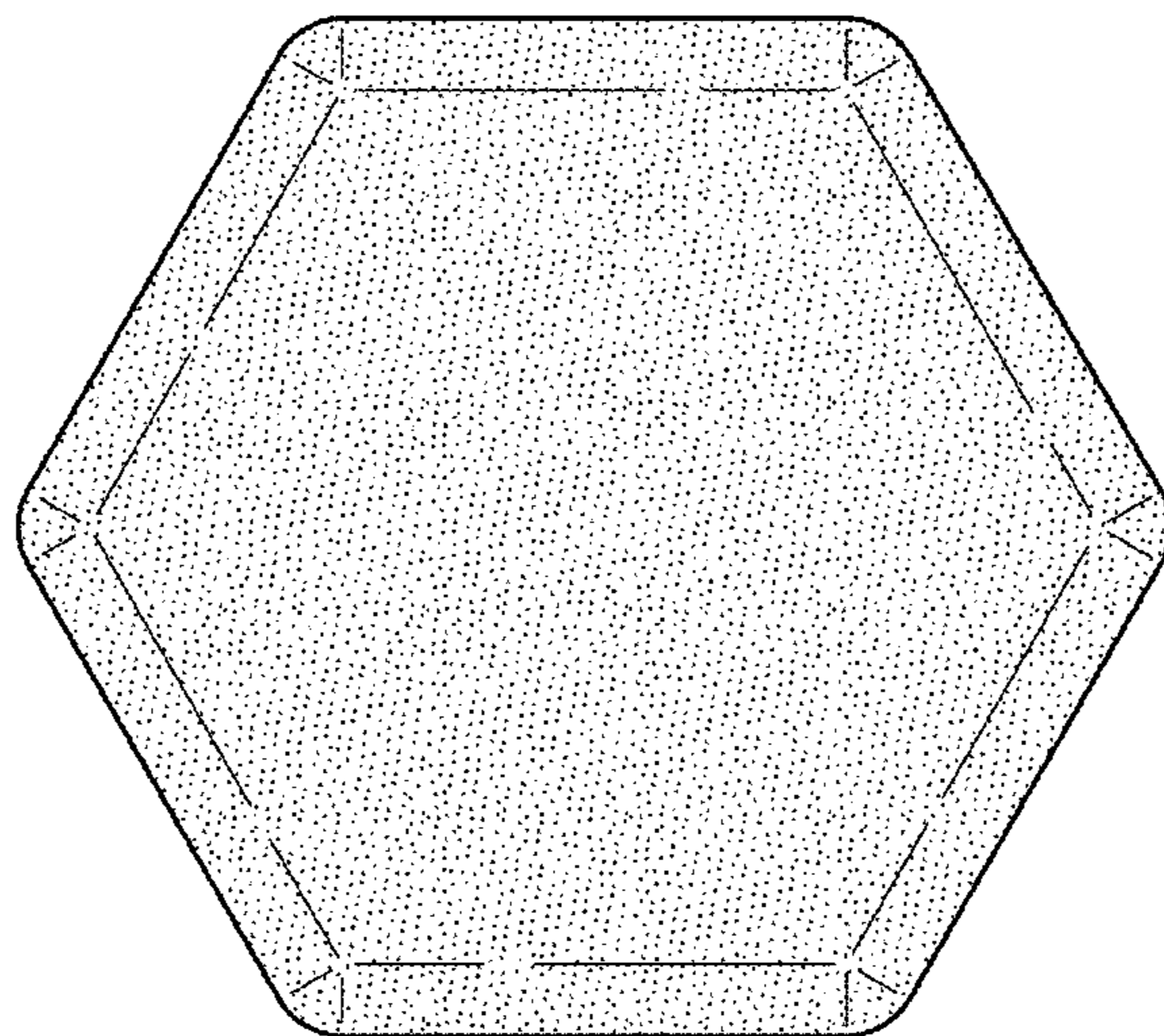


FIG. 10

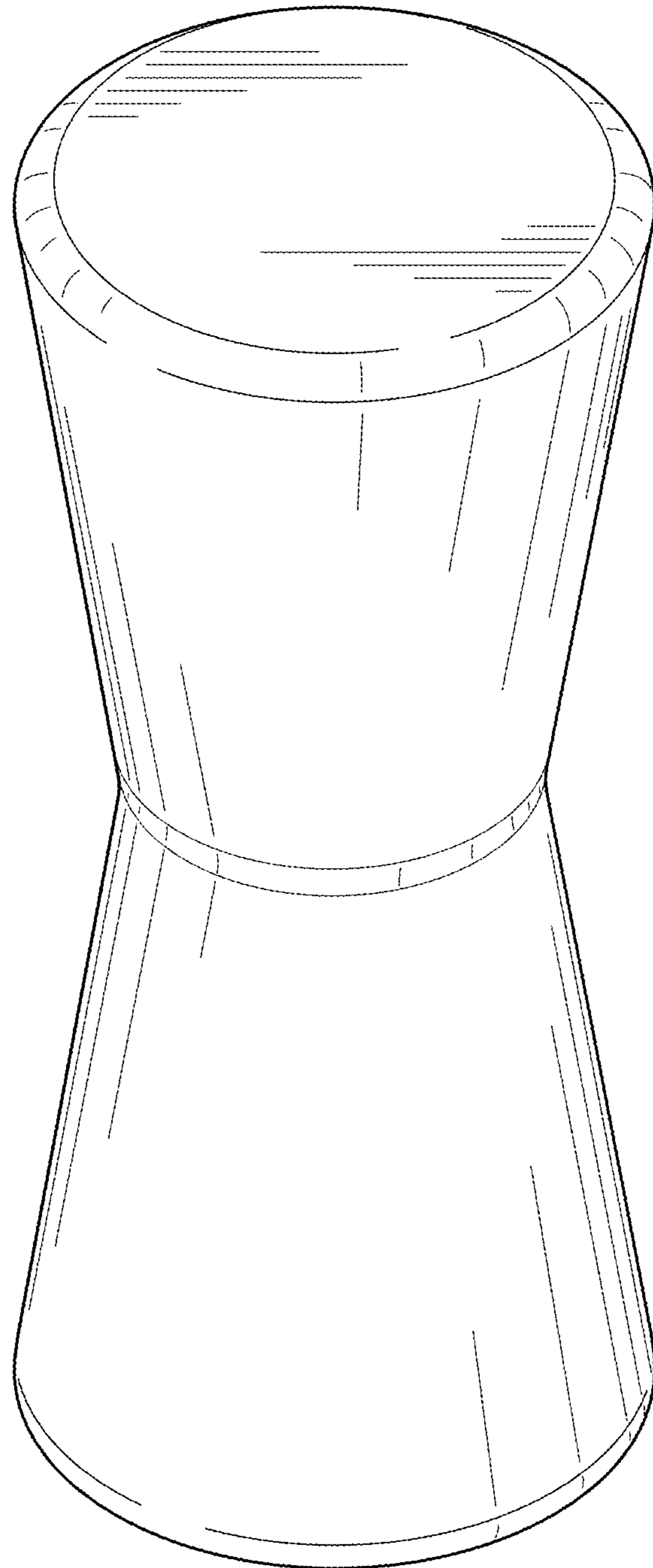


FIG. 11

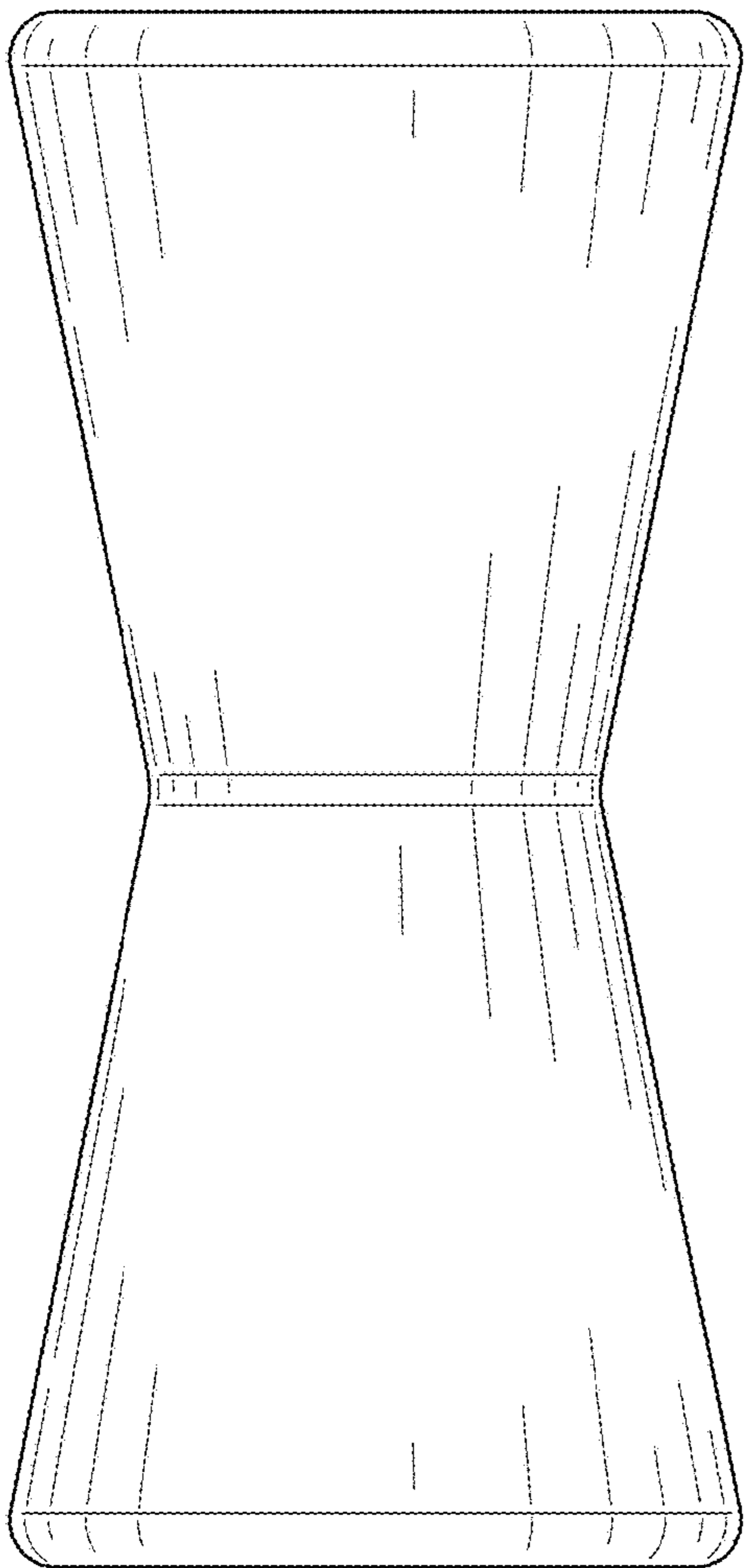


FIG. 12

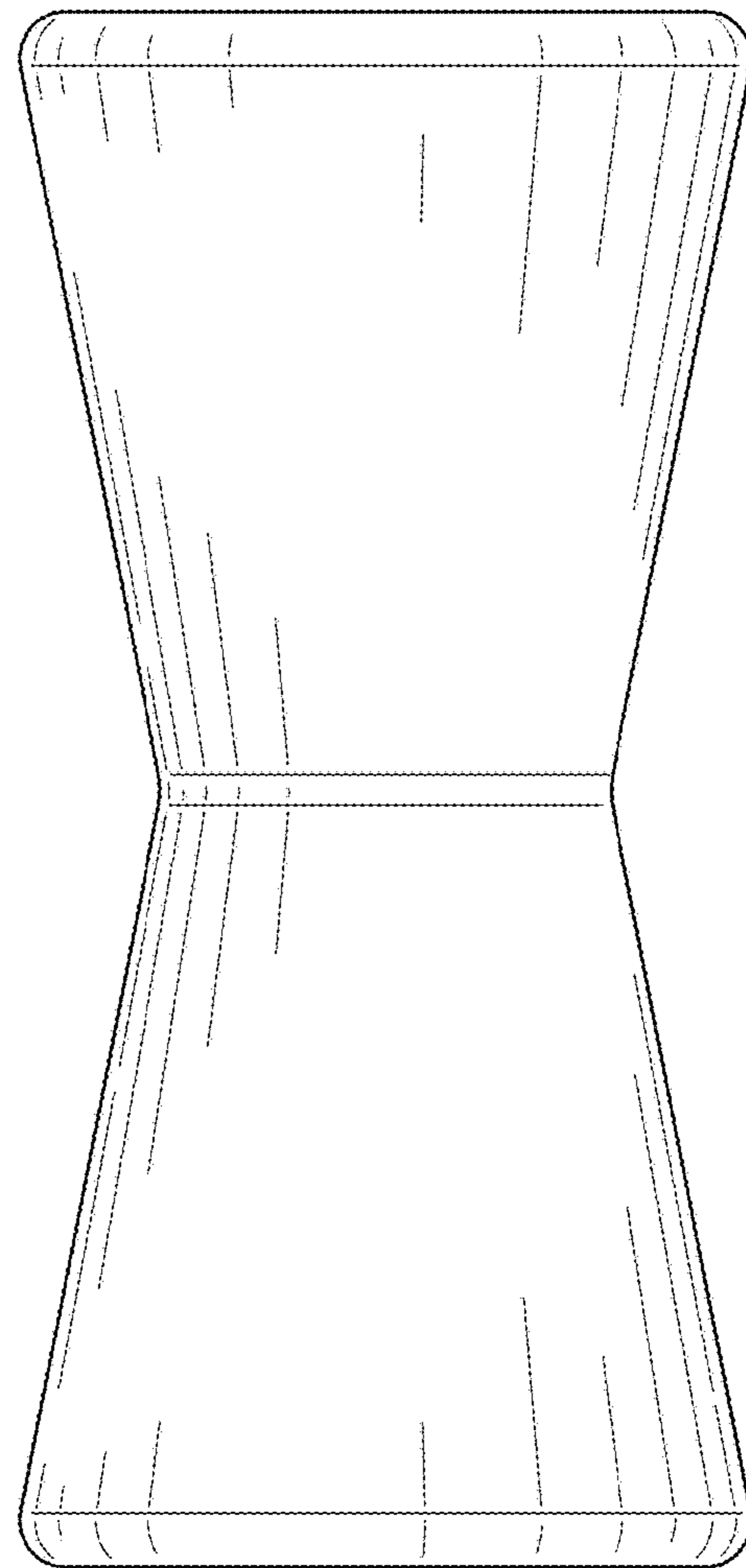


FIG. 13

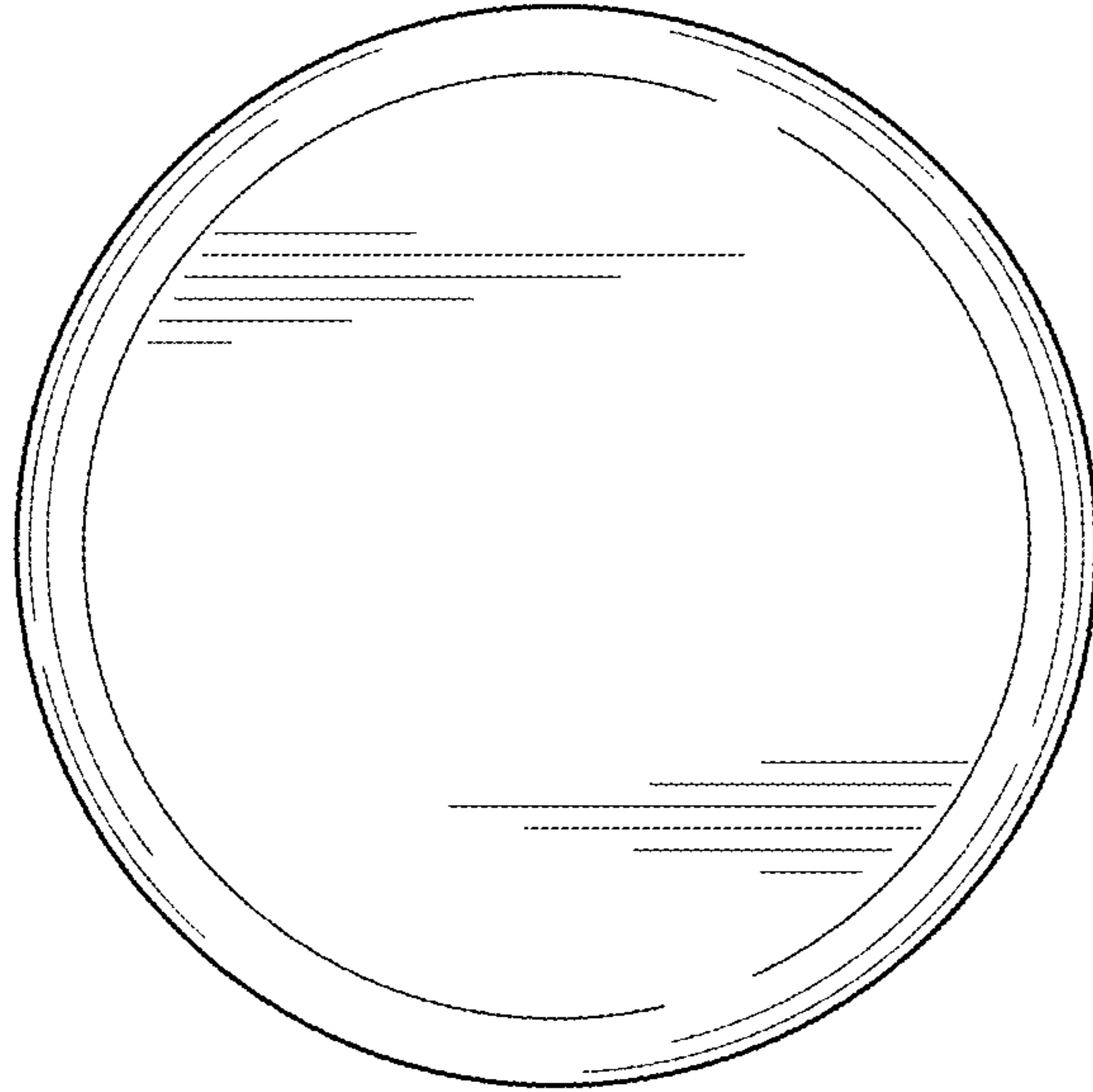


FIG. 14

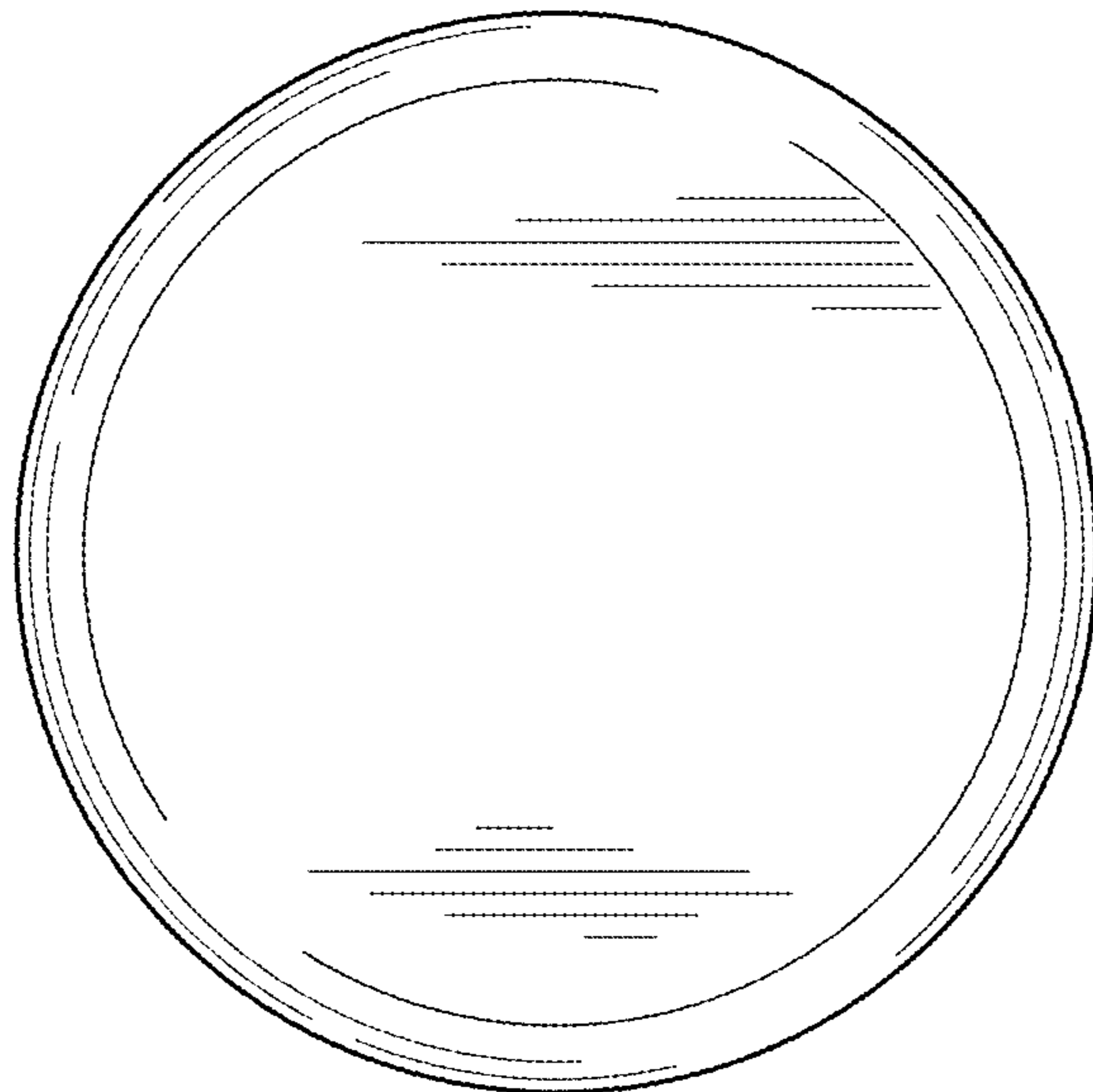


FIG. 15

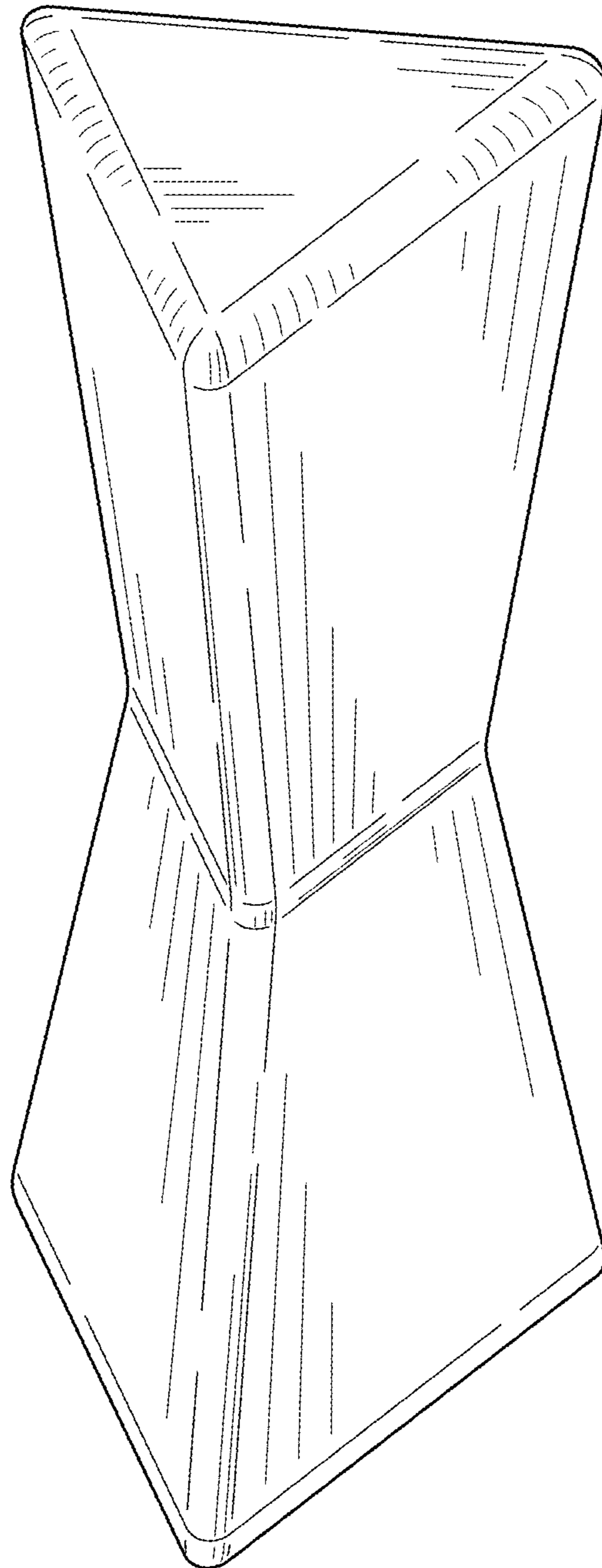


FIG. 16

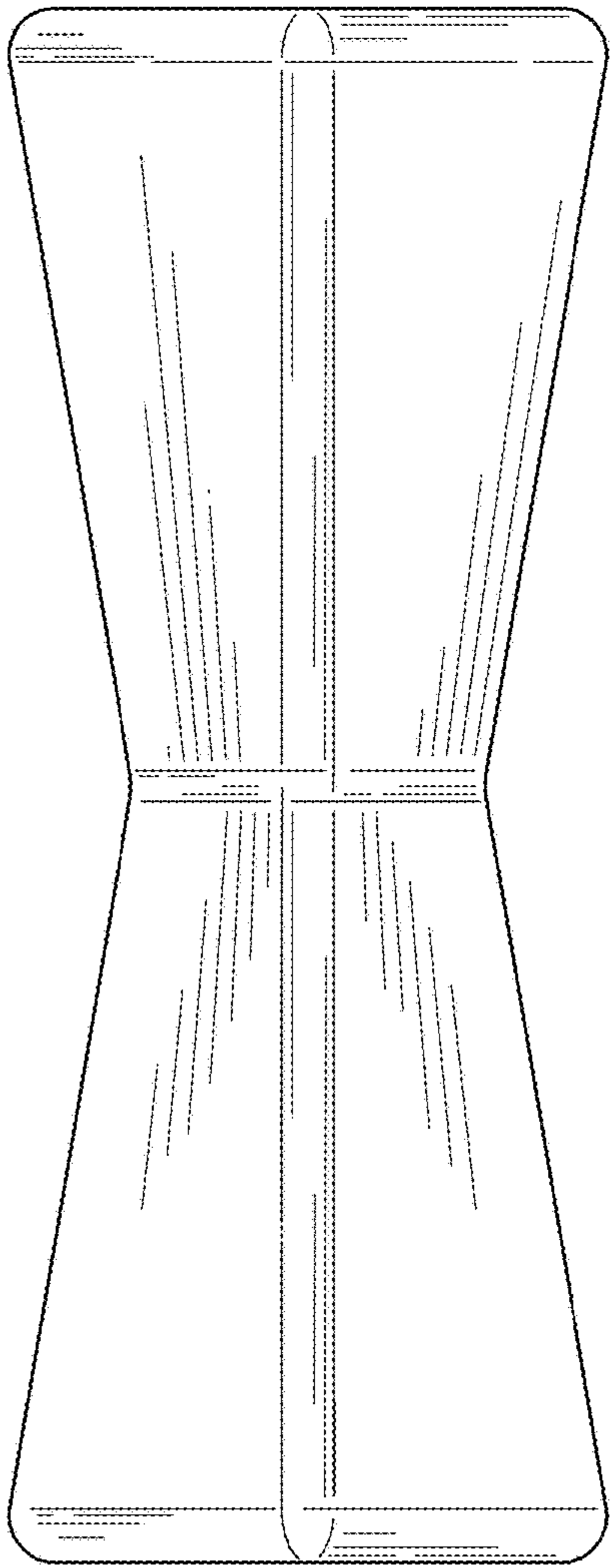


FIG. 17

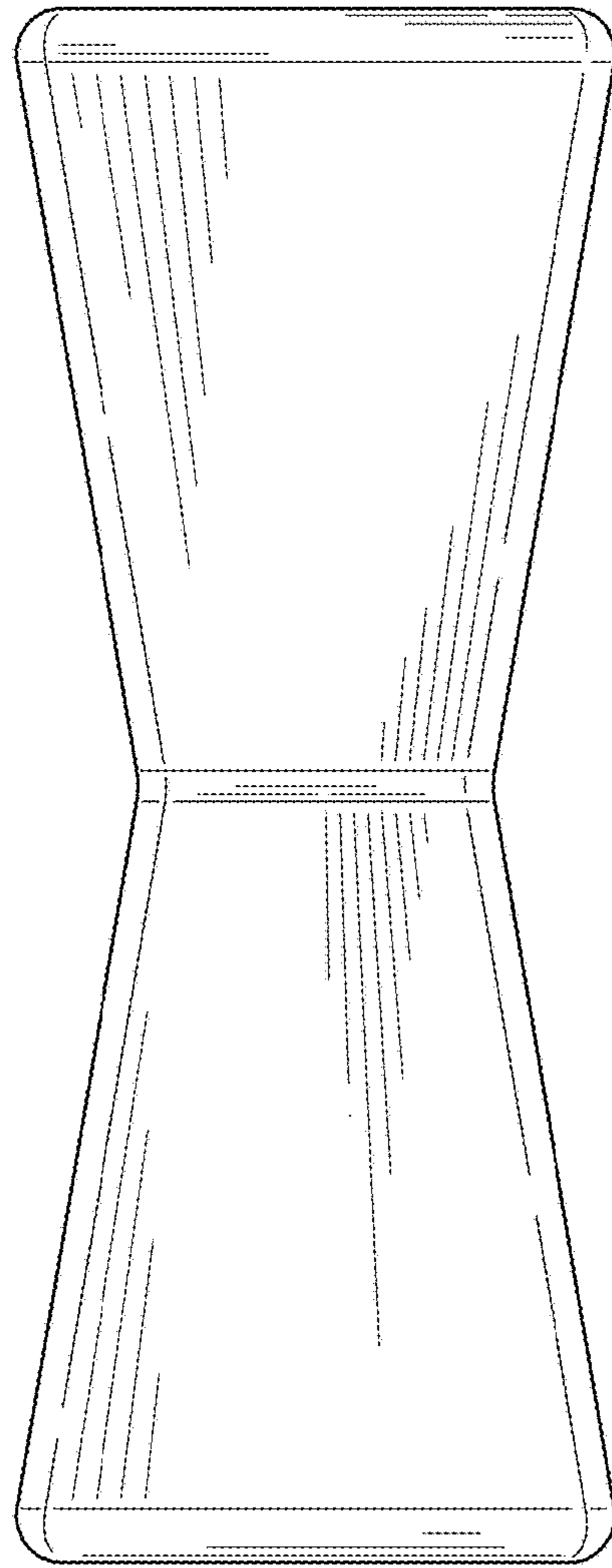


FIG. 18

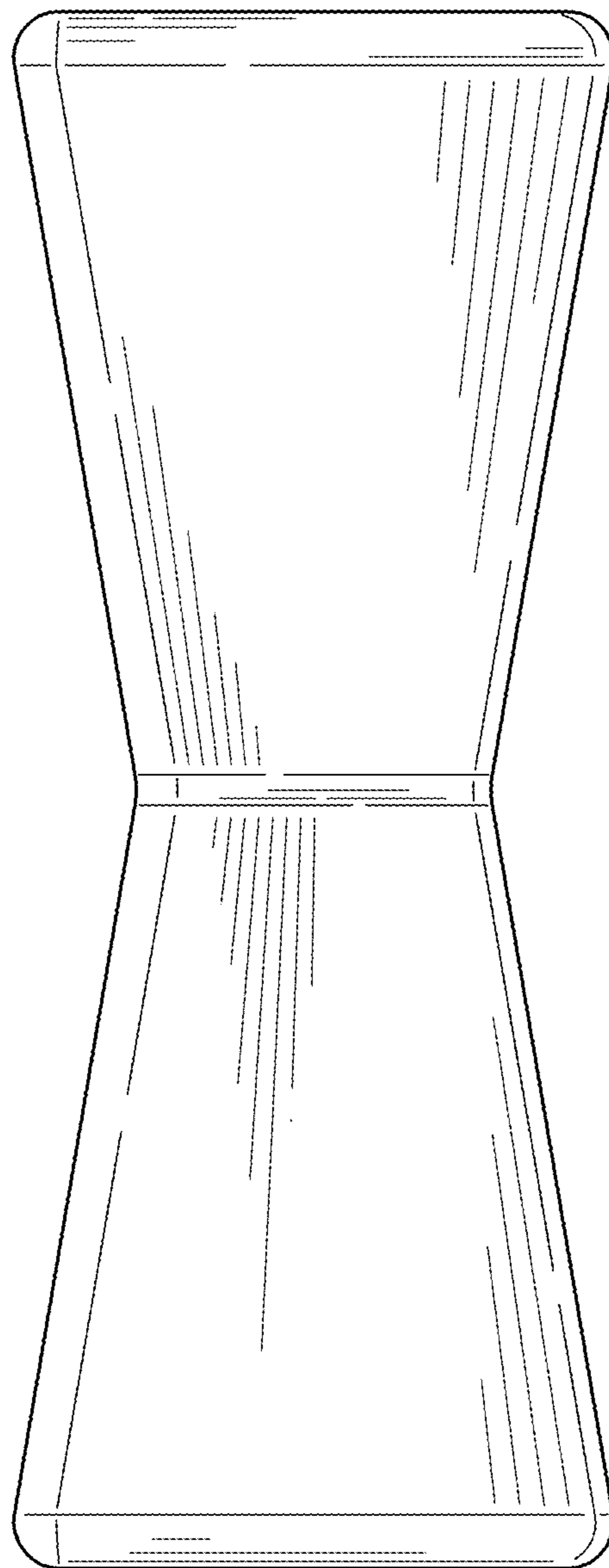


FIG. 19

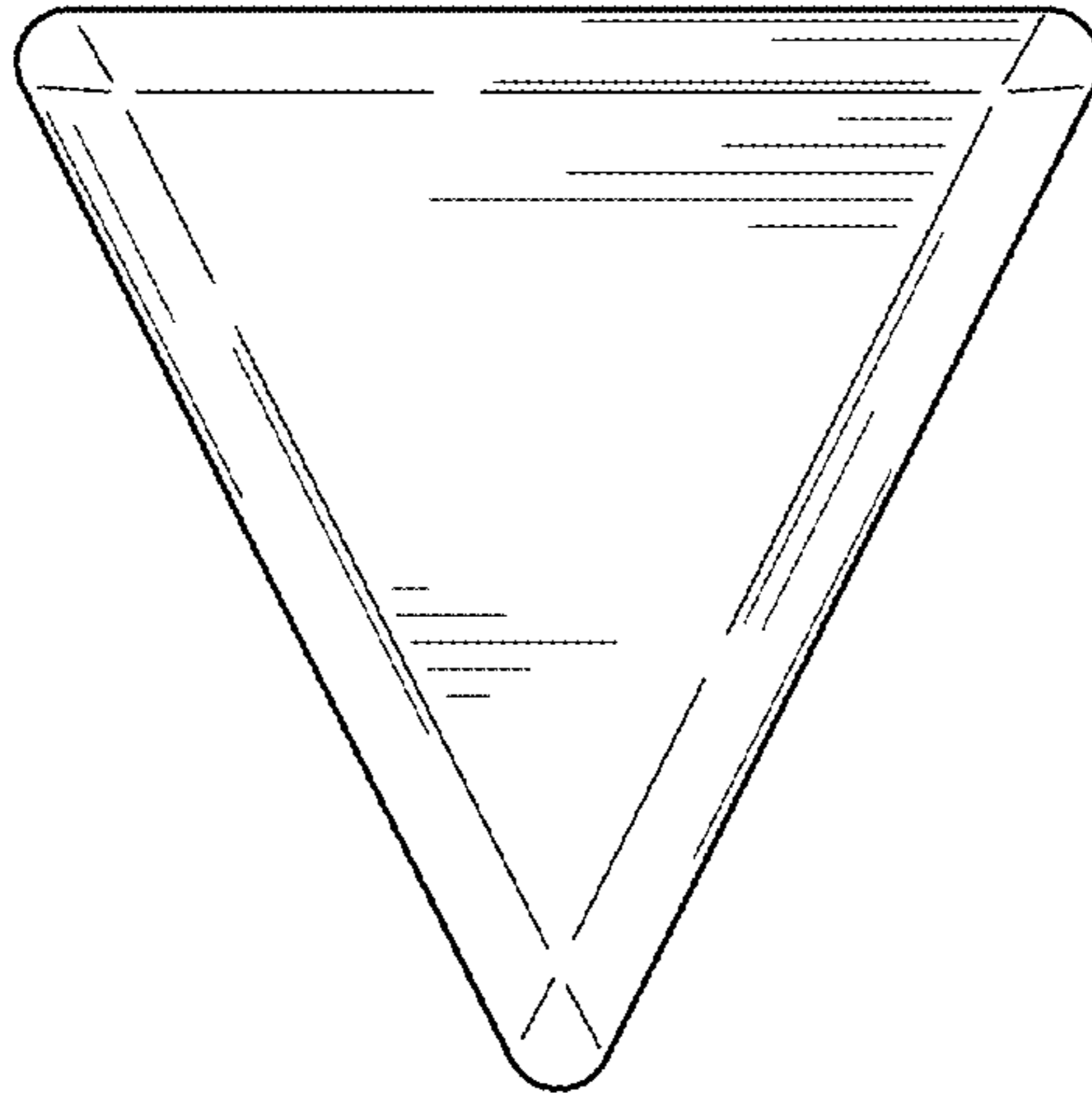


FIG. 20

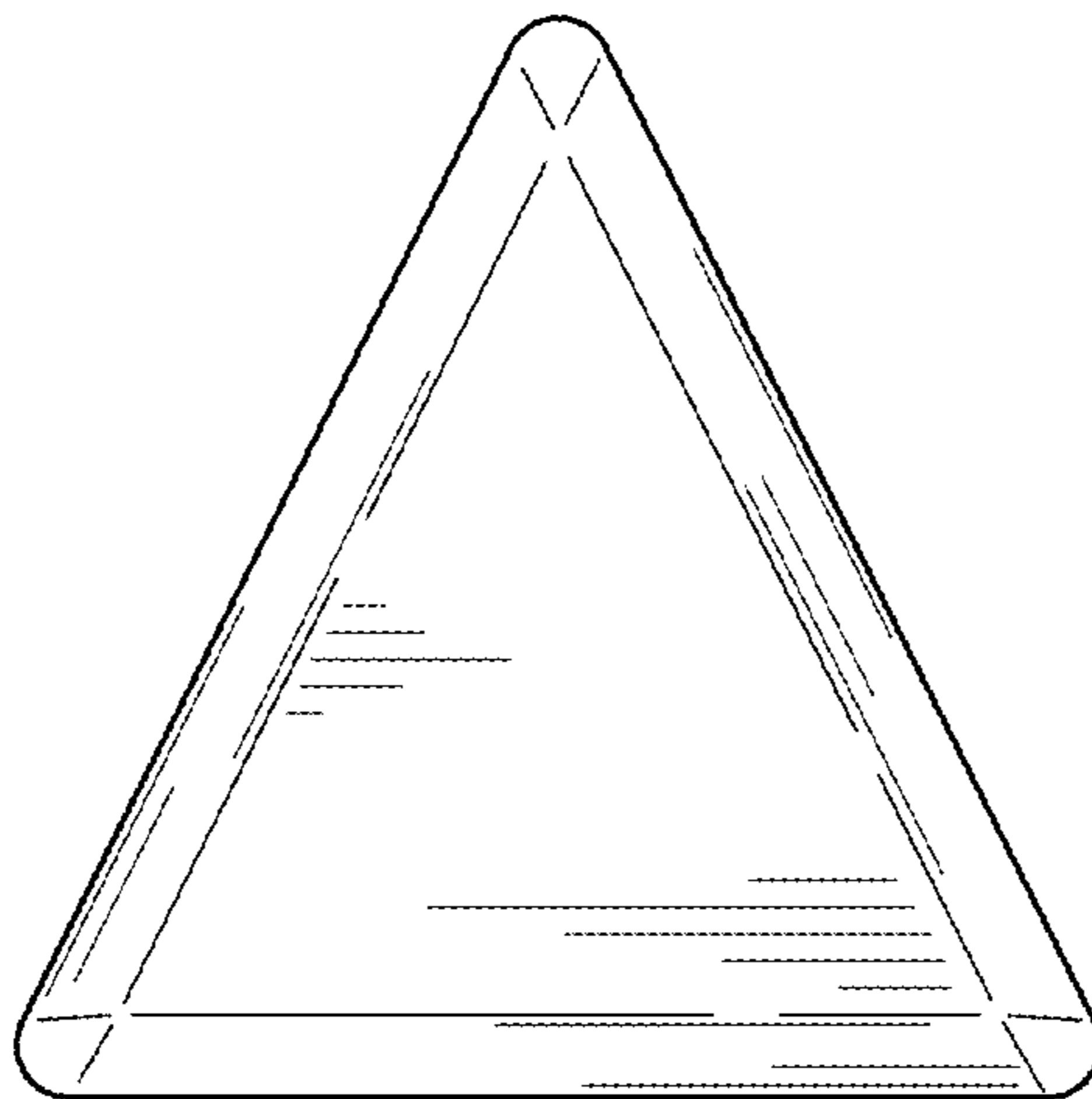


FIG. 21

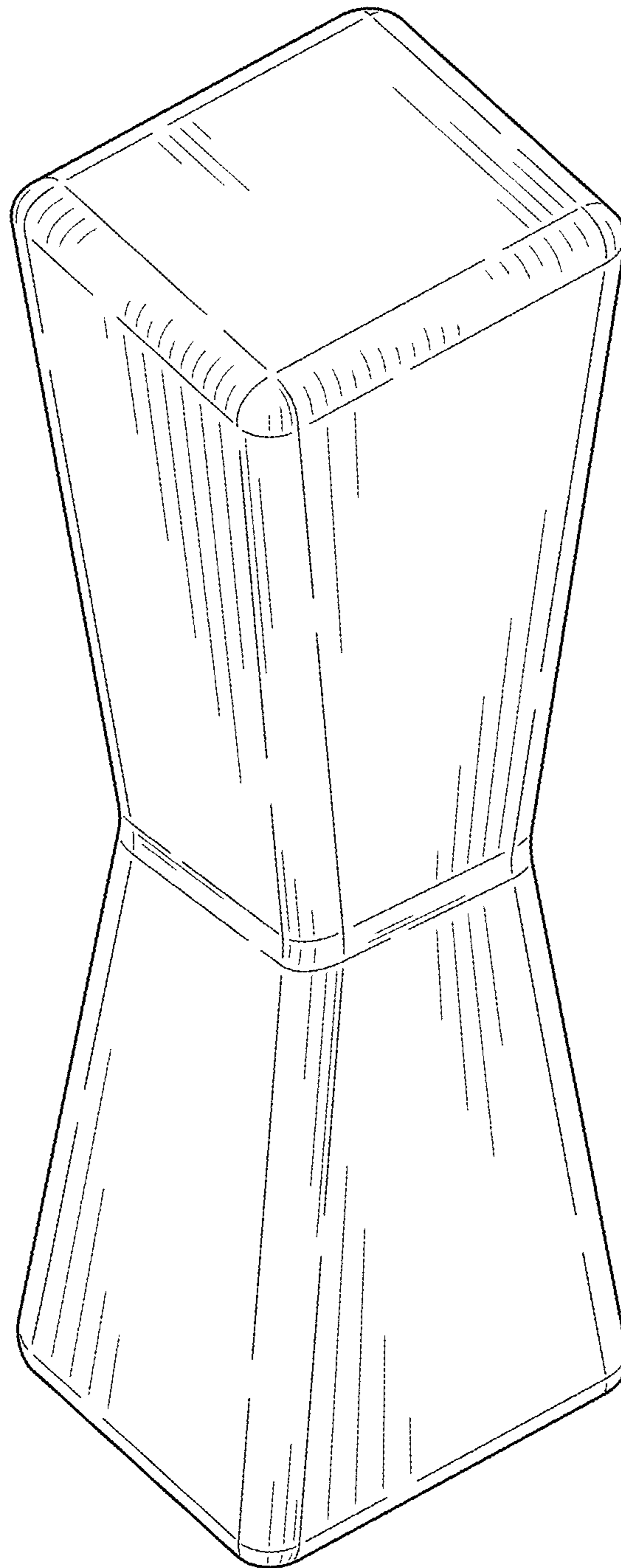


FIG. 22

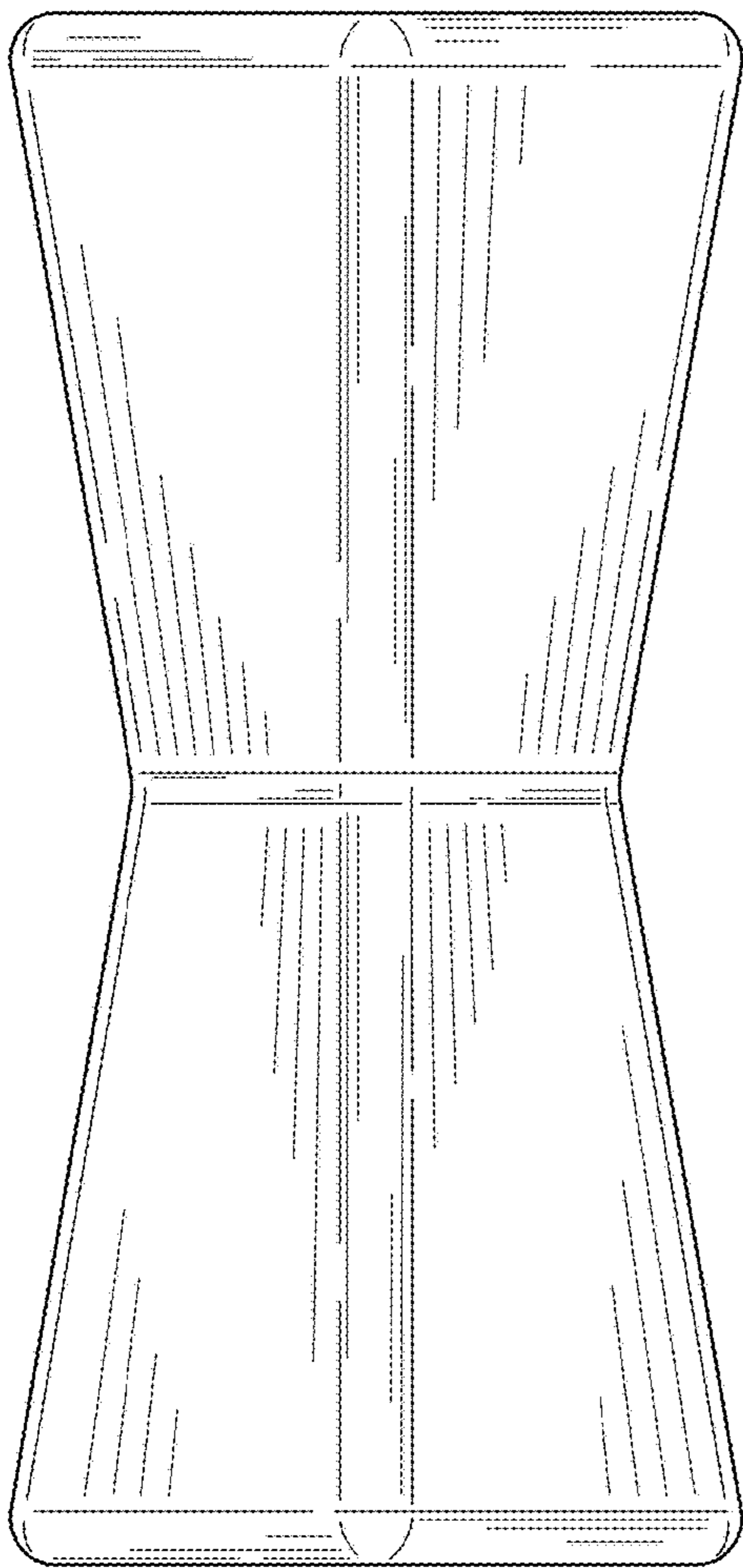


FIG. 23

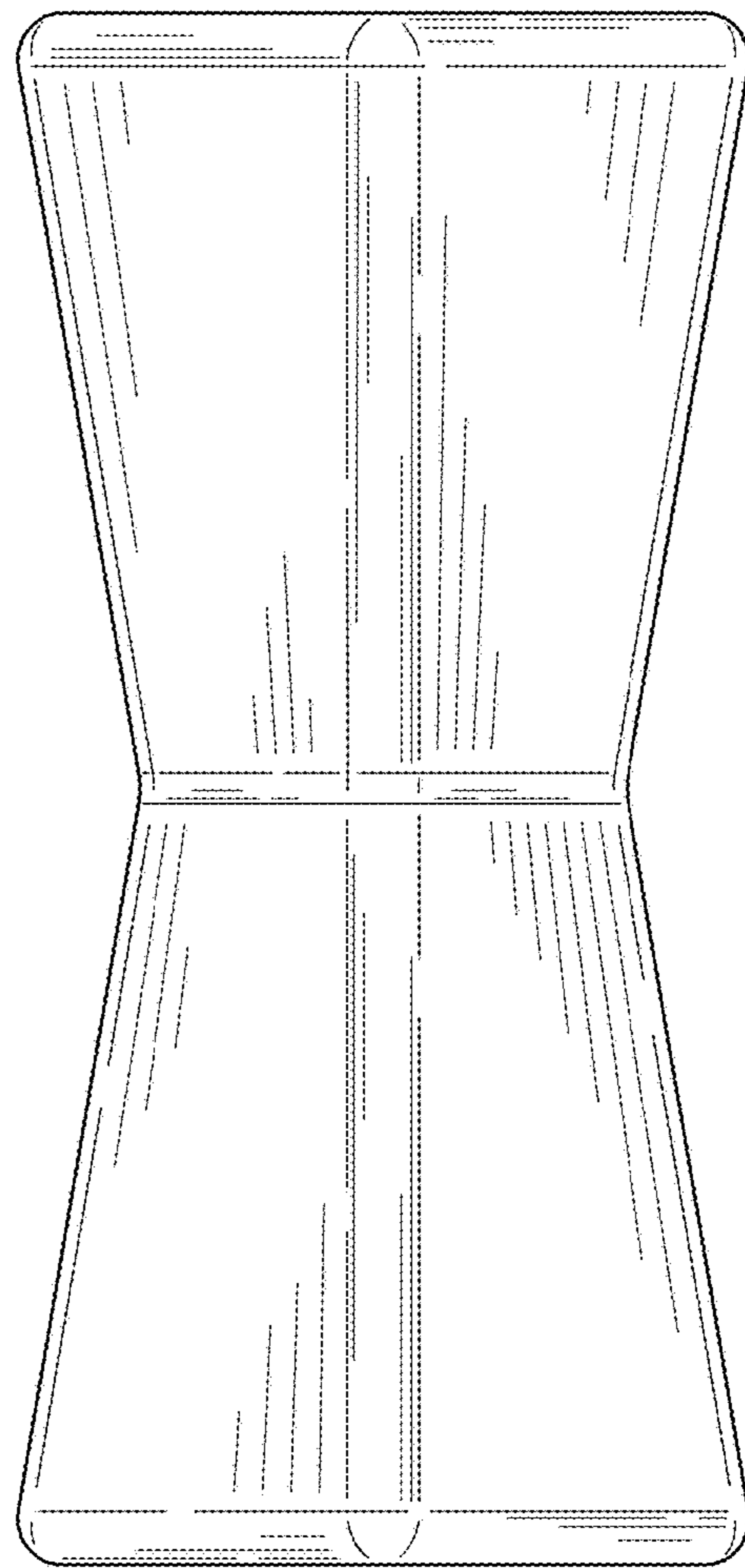


FIG. 24

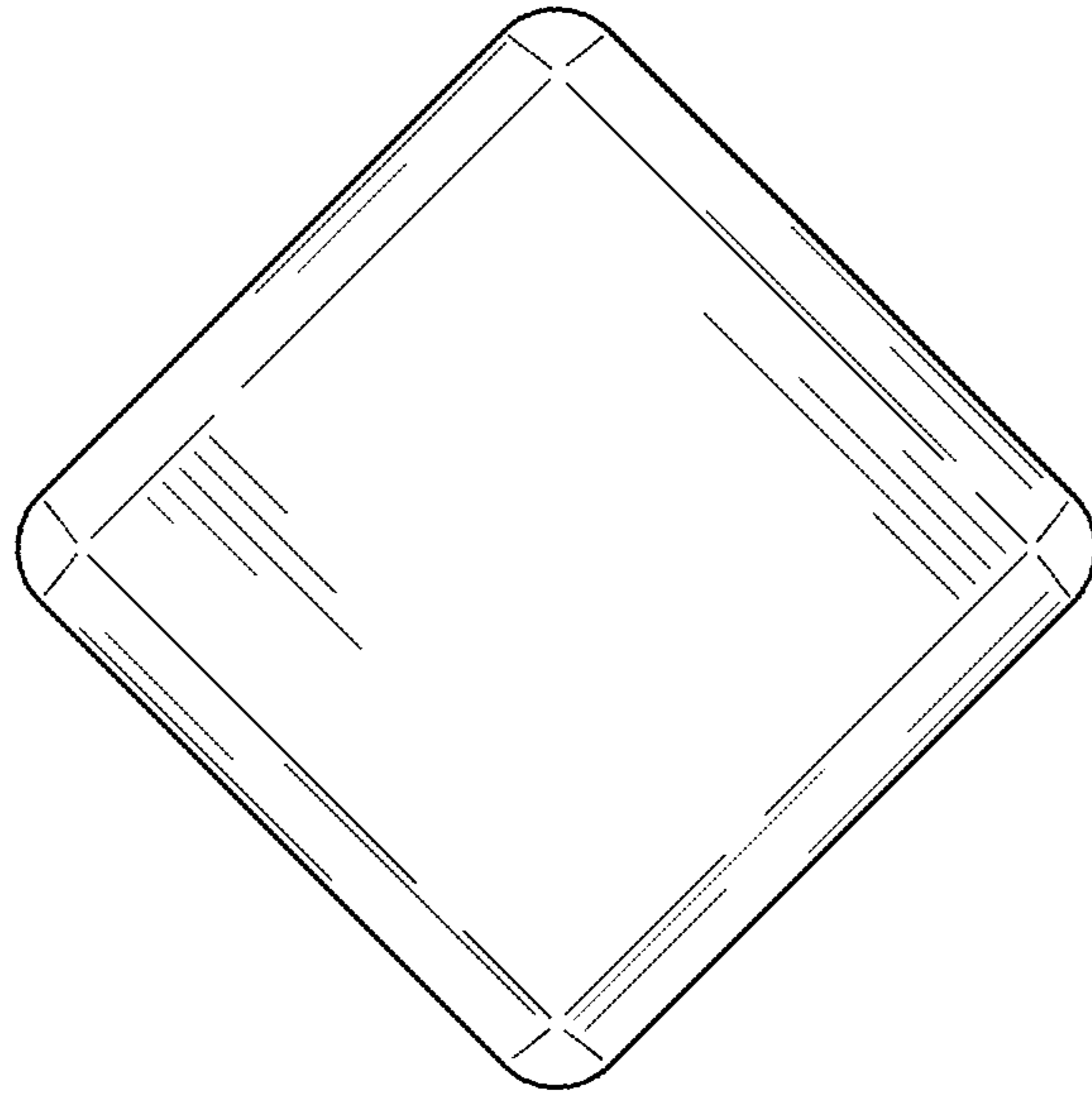


FIG. 25

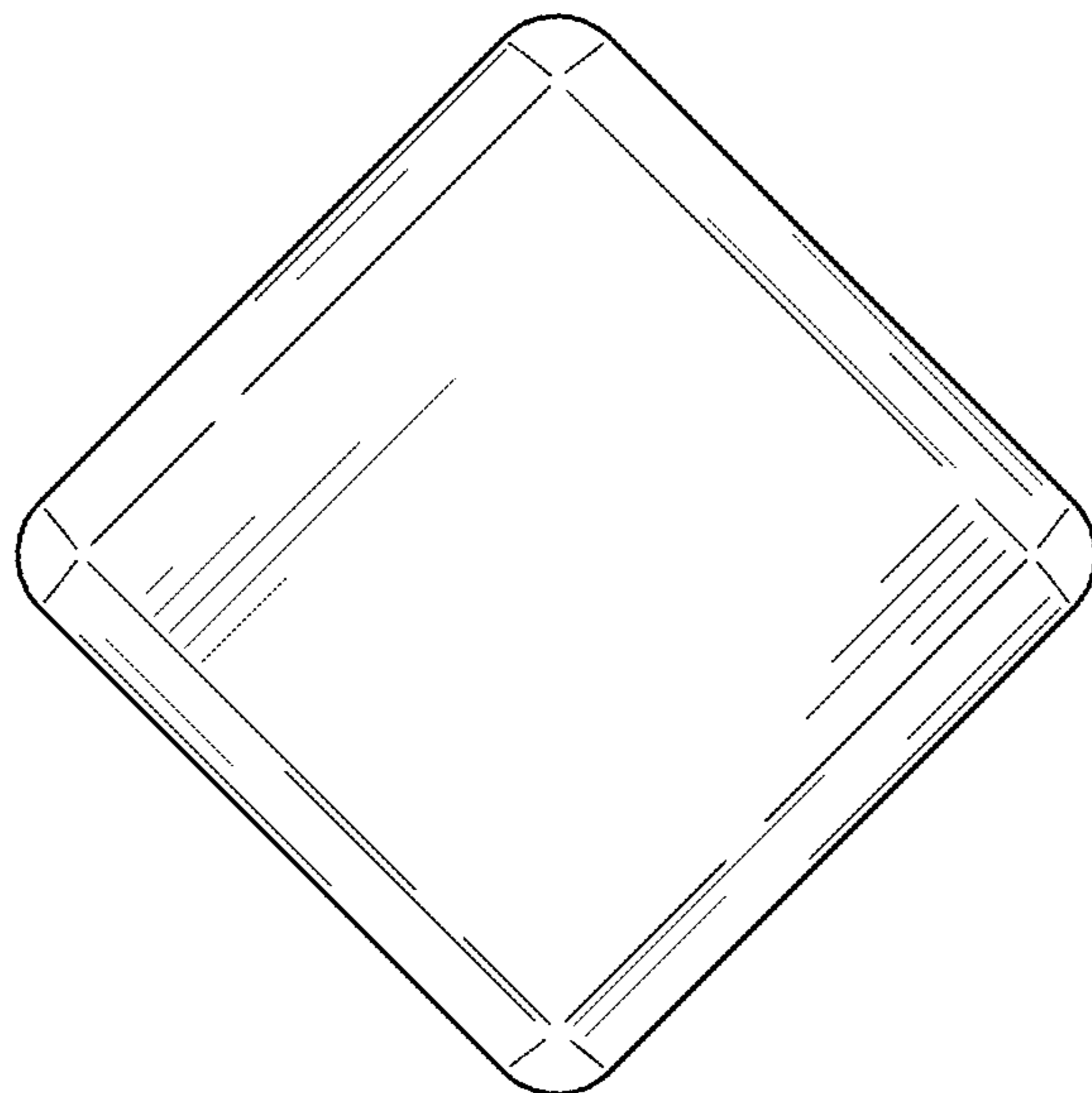


FIG. 26

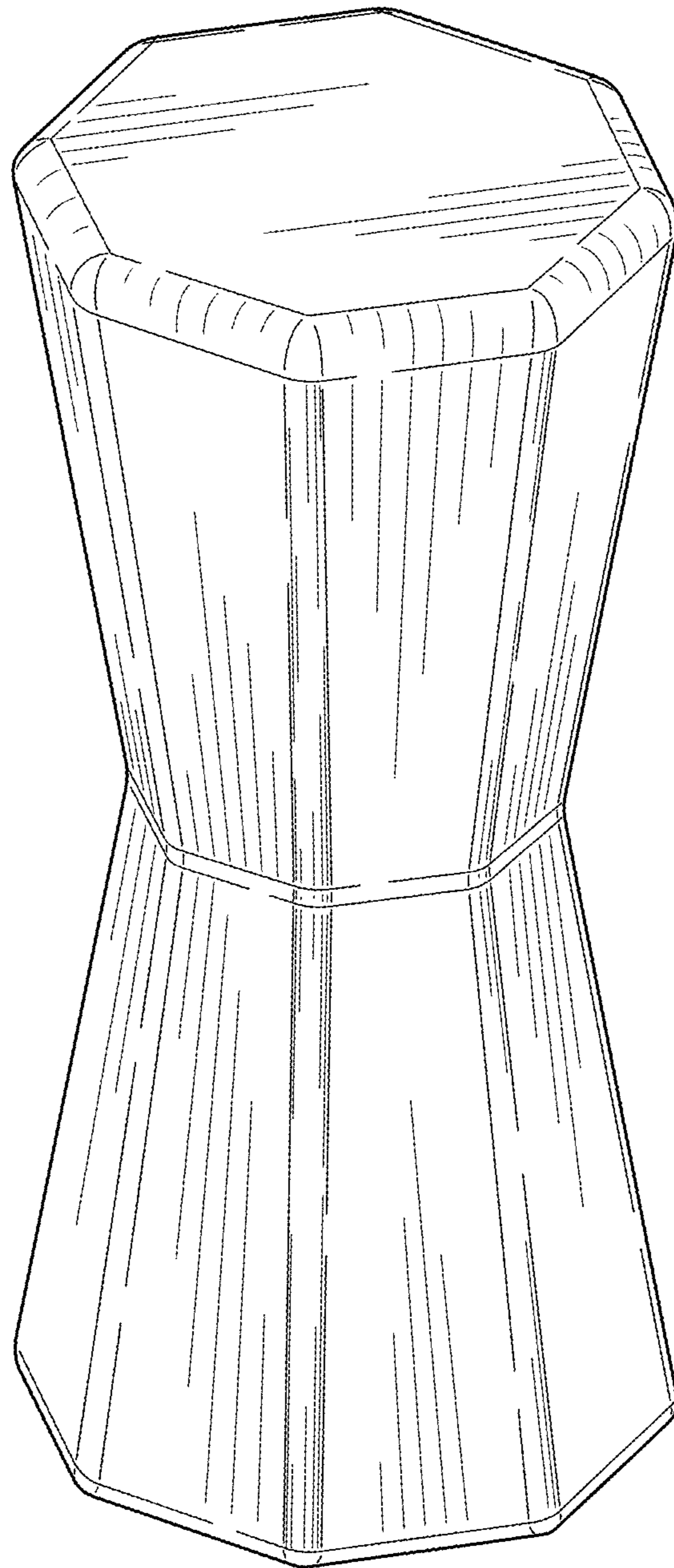


FIG. 27

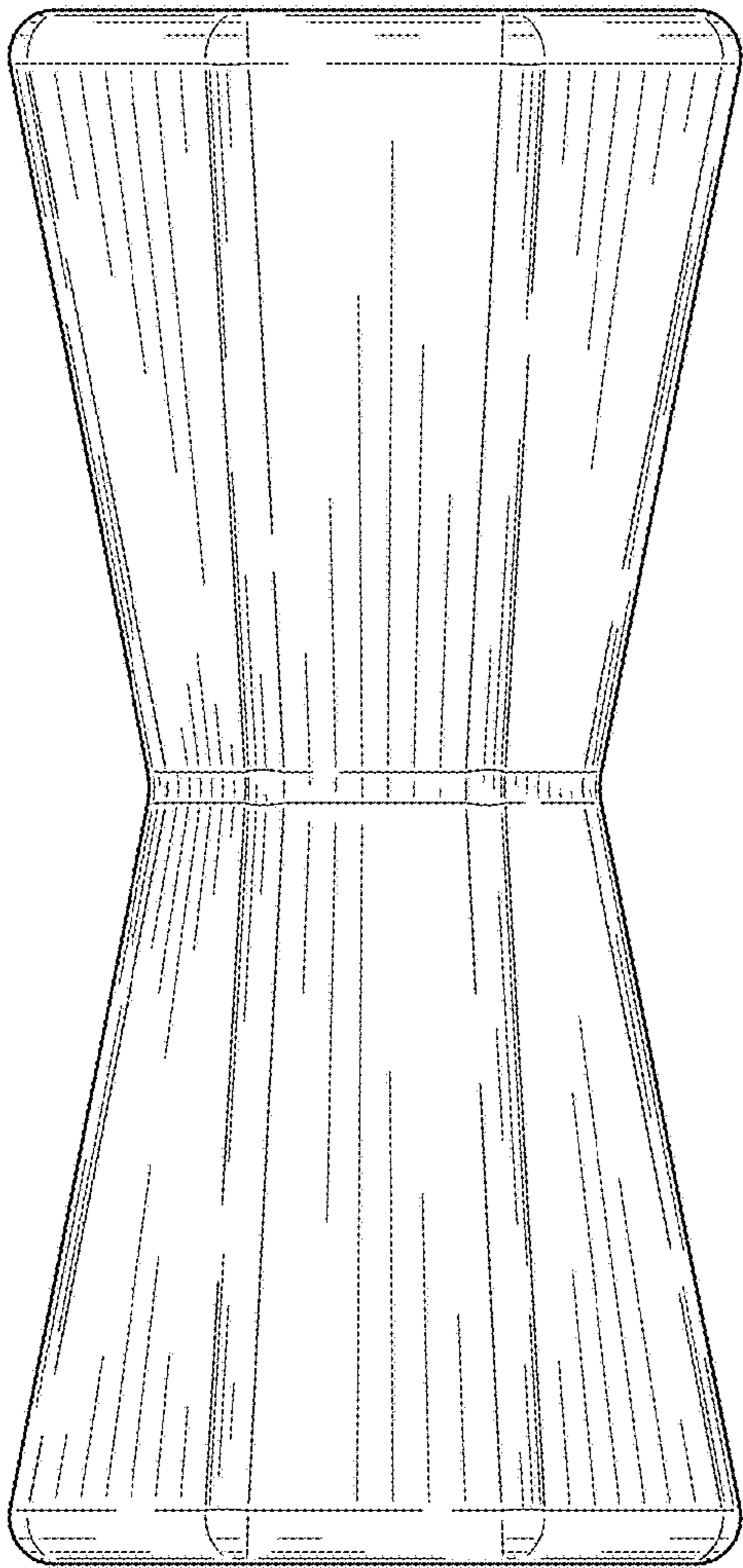


FIG. 28

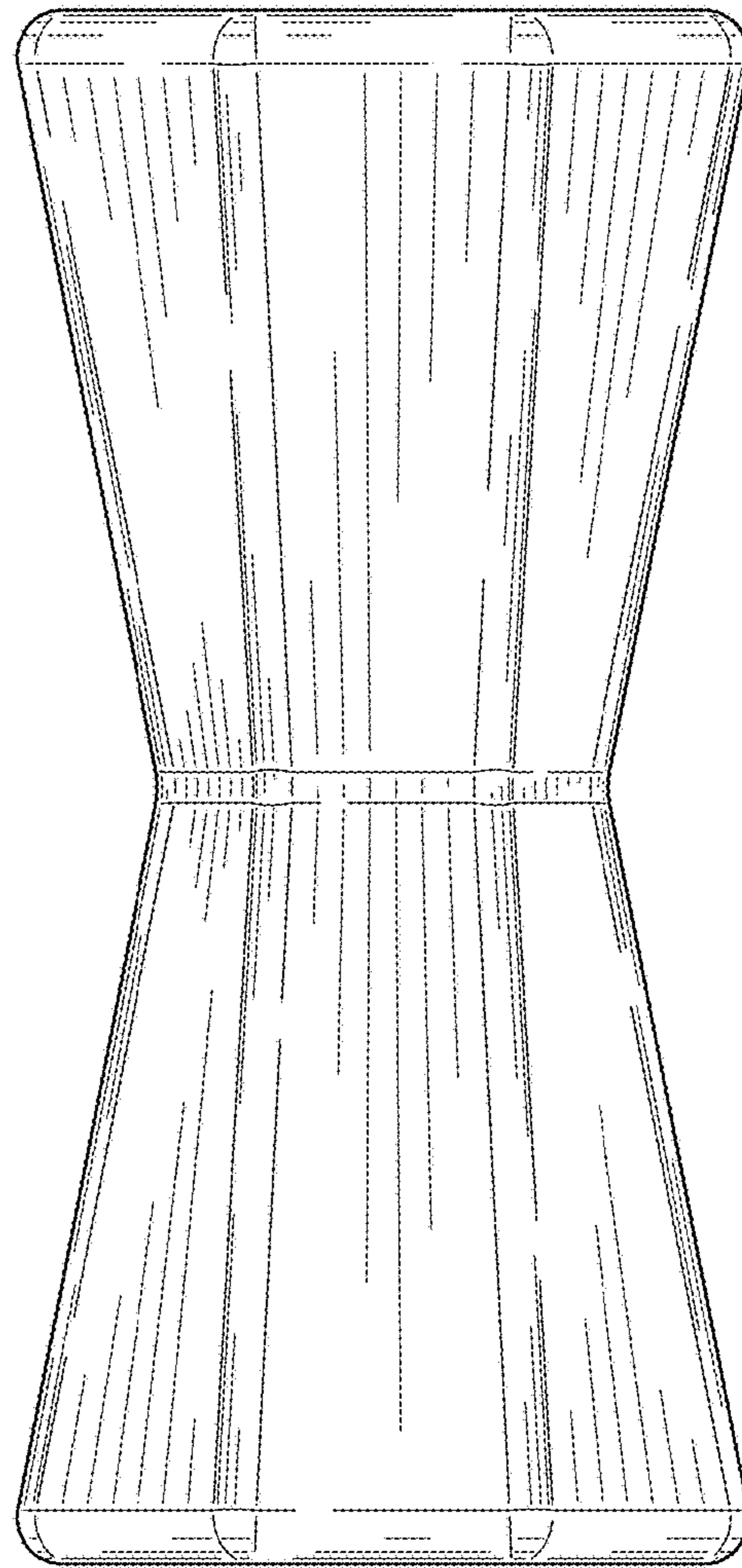


FIG. 29

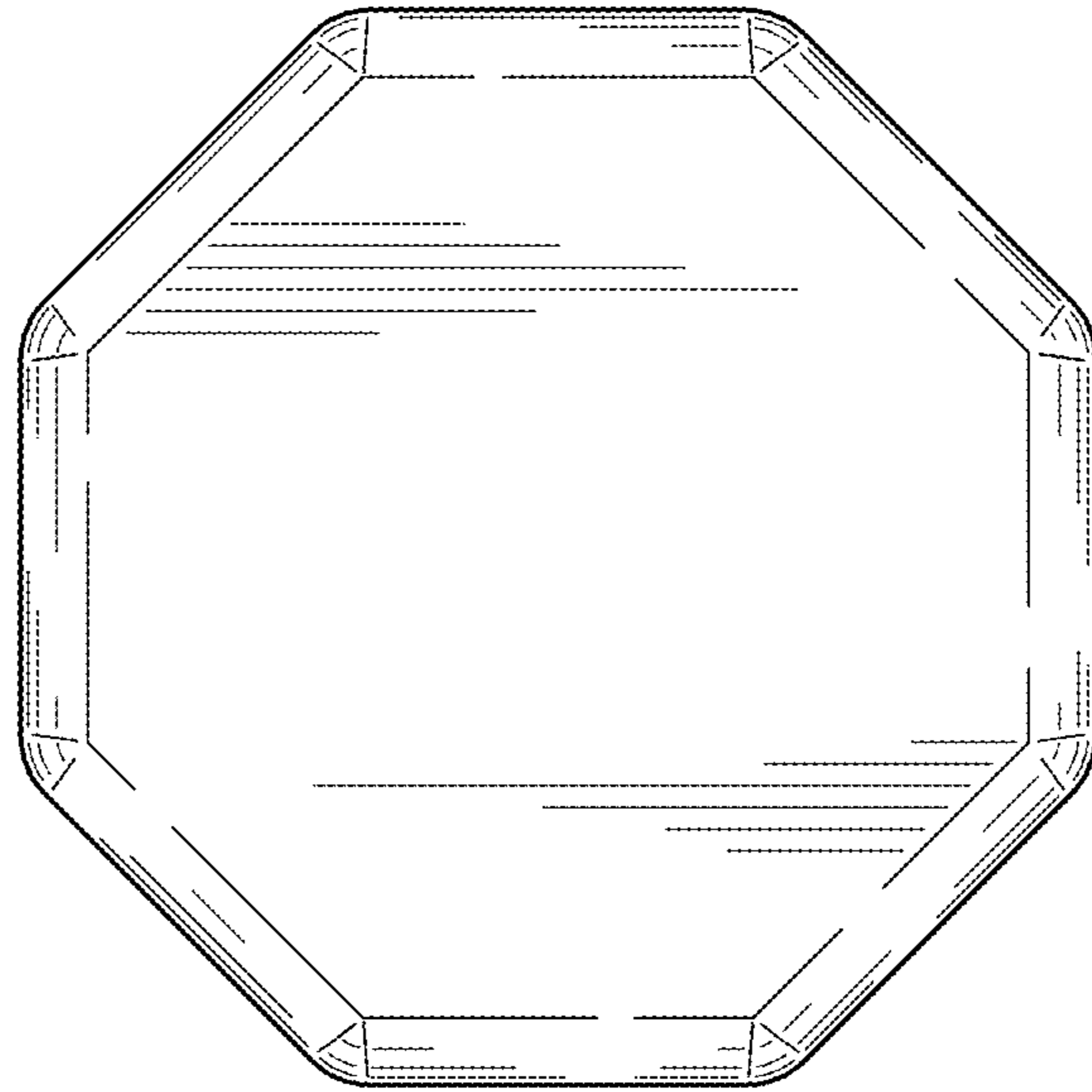


FIG. 30

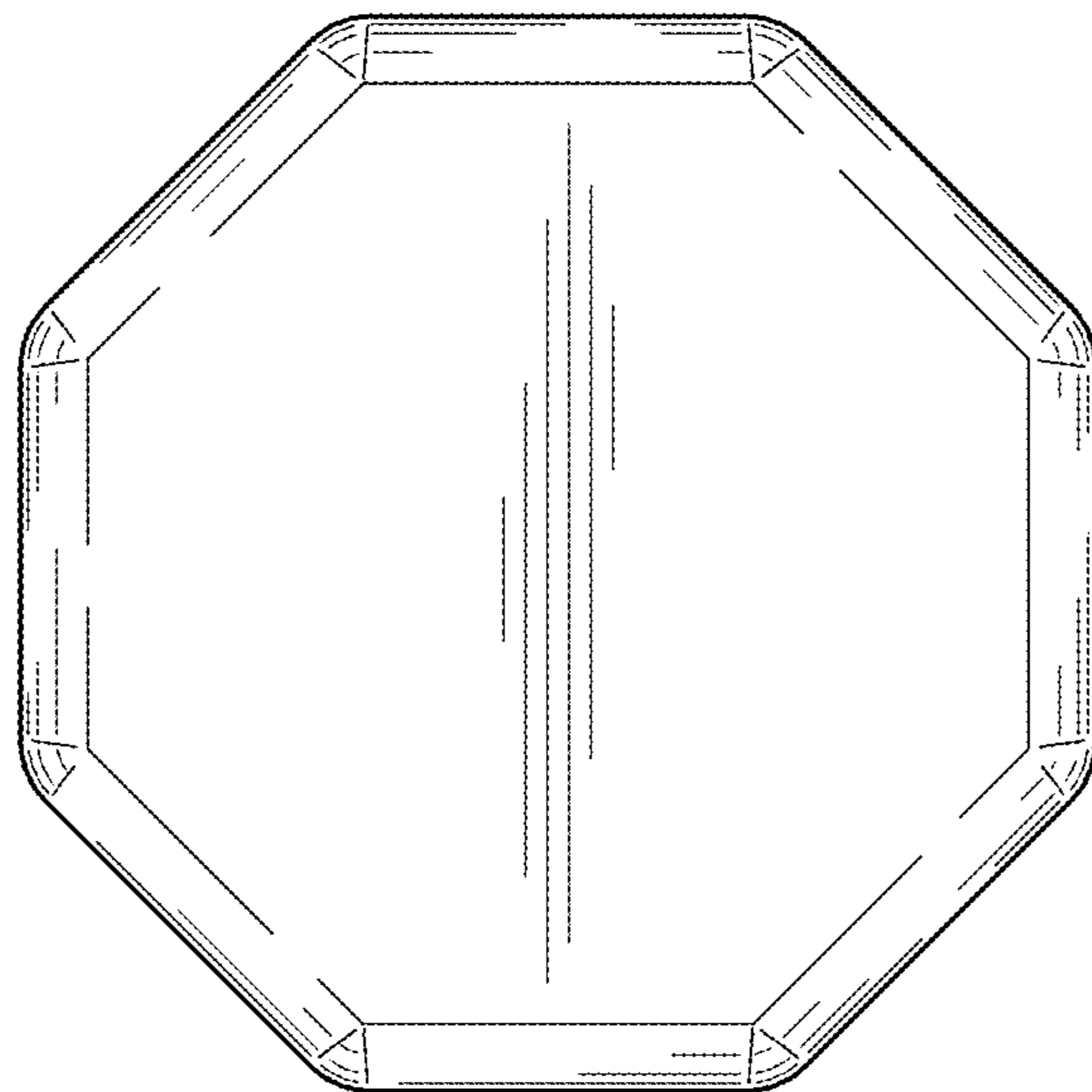


FIG. 31

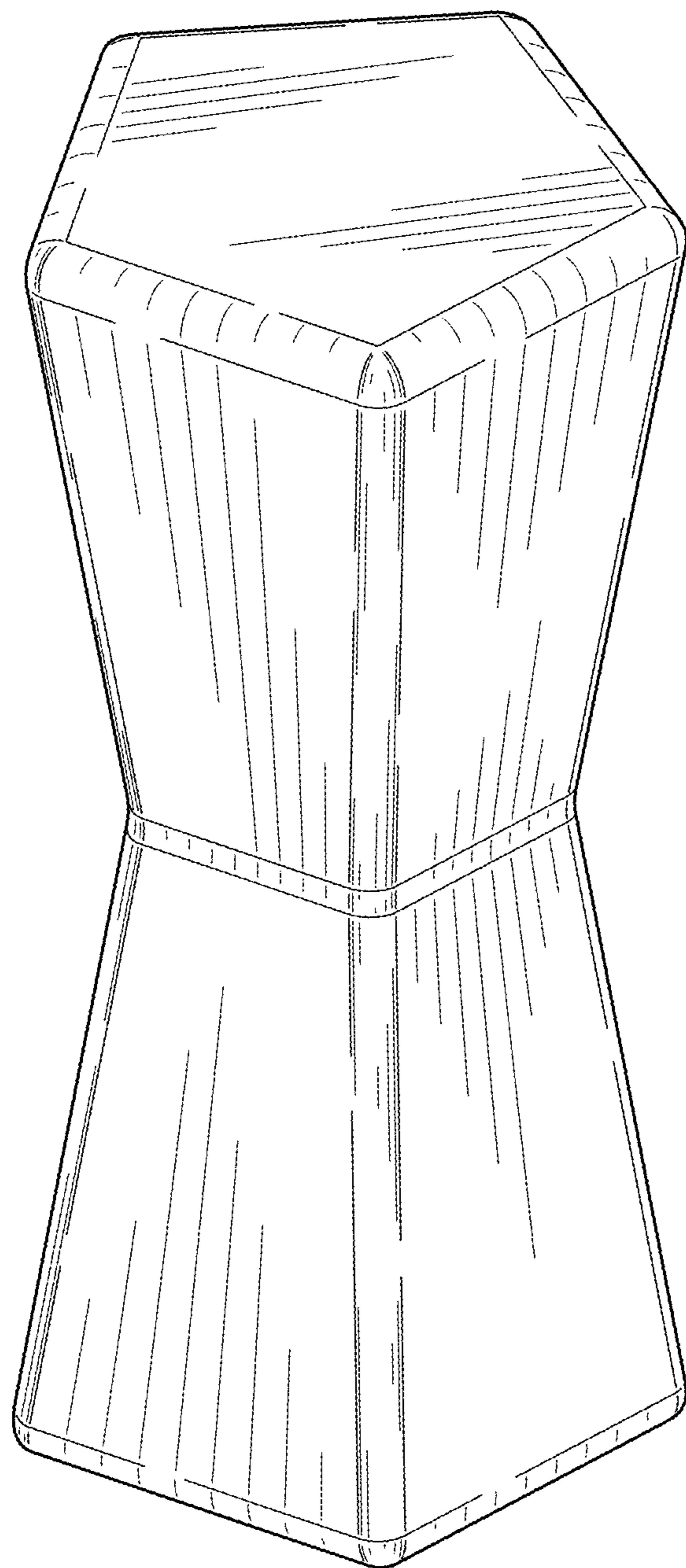


FIG. 32

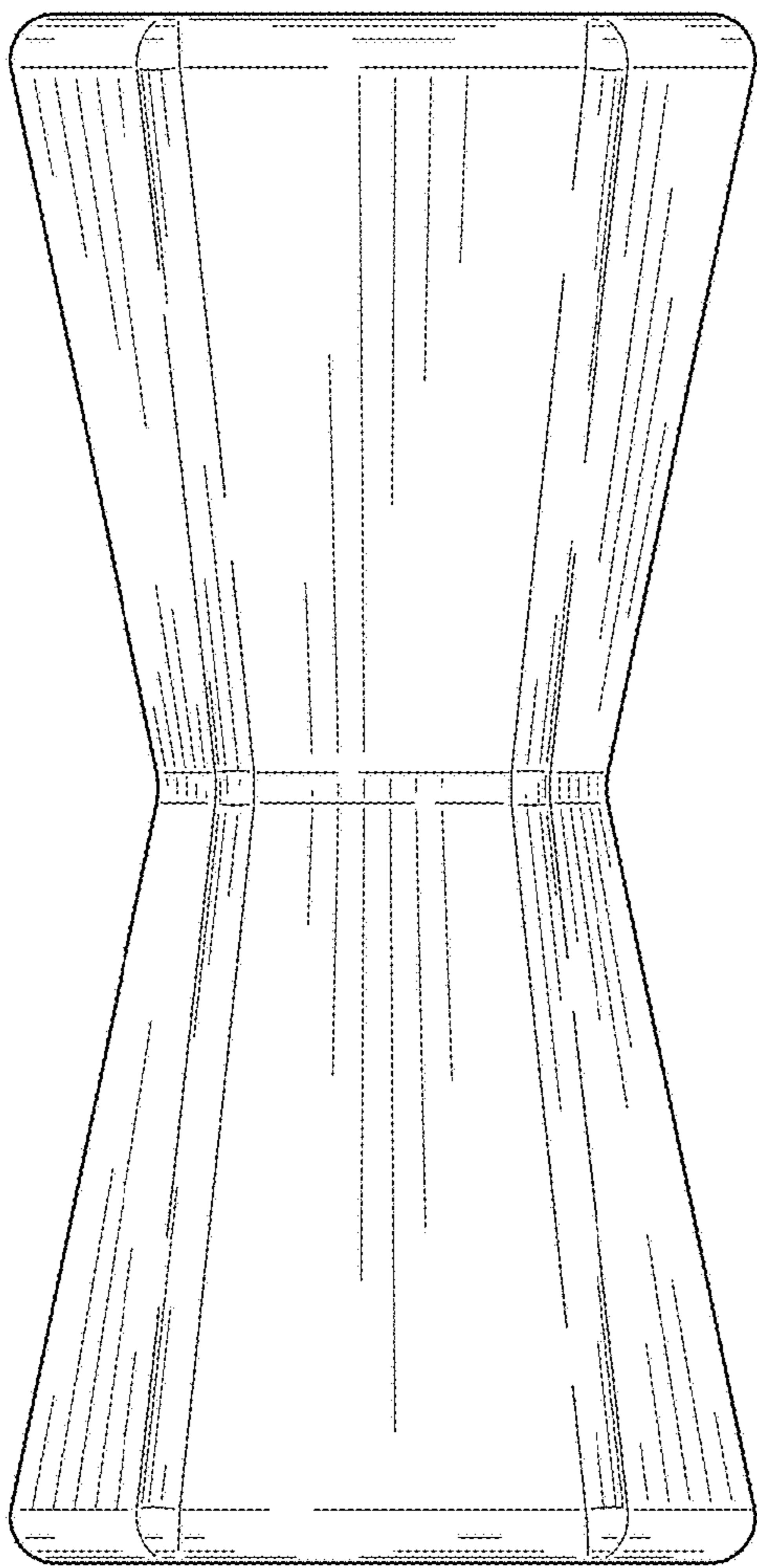


FIG. 33

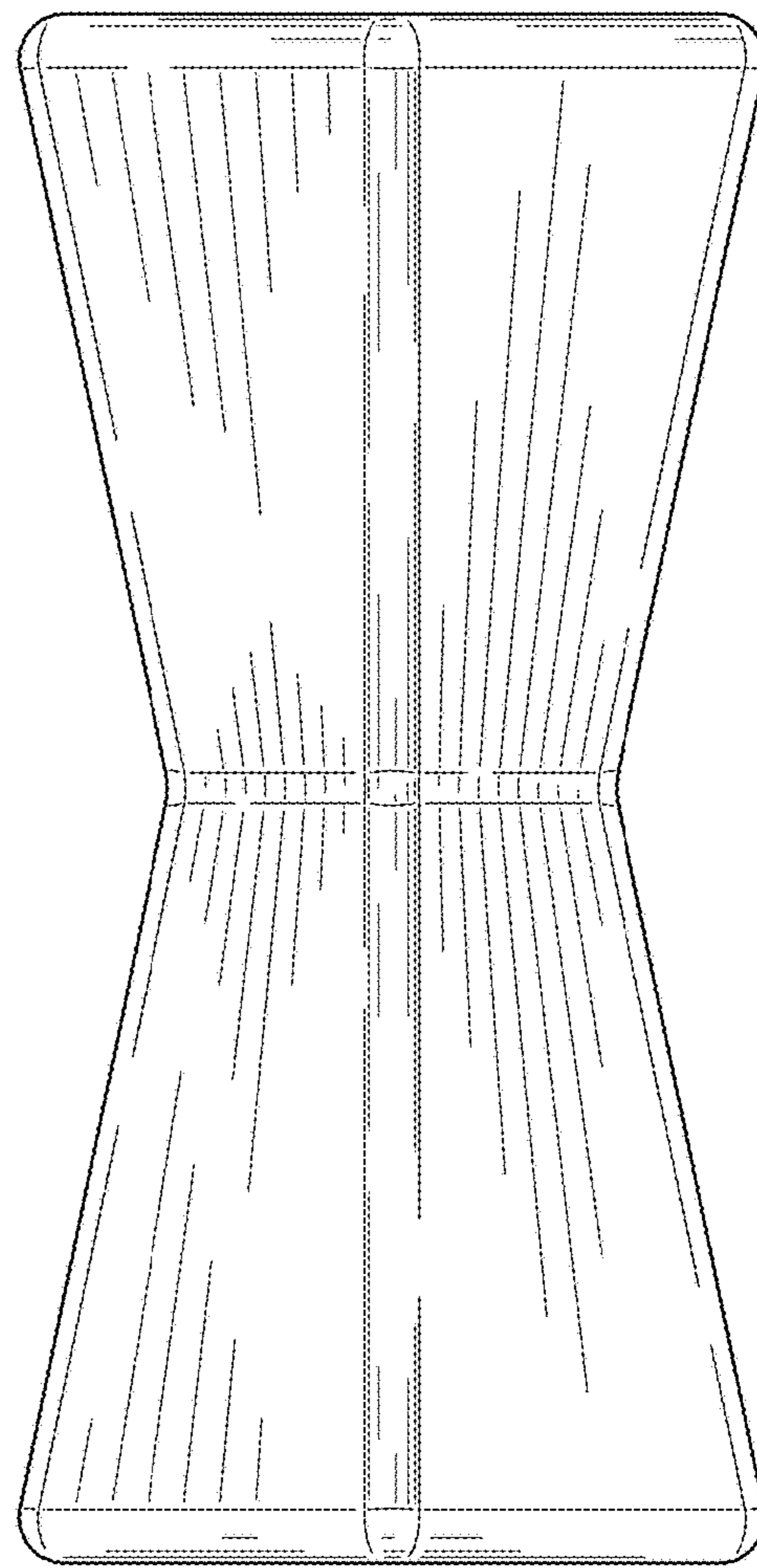


FIG. 34

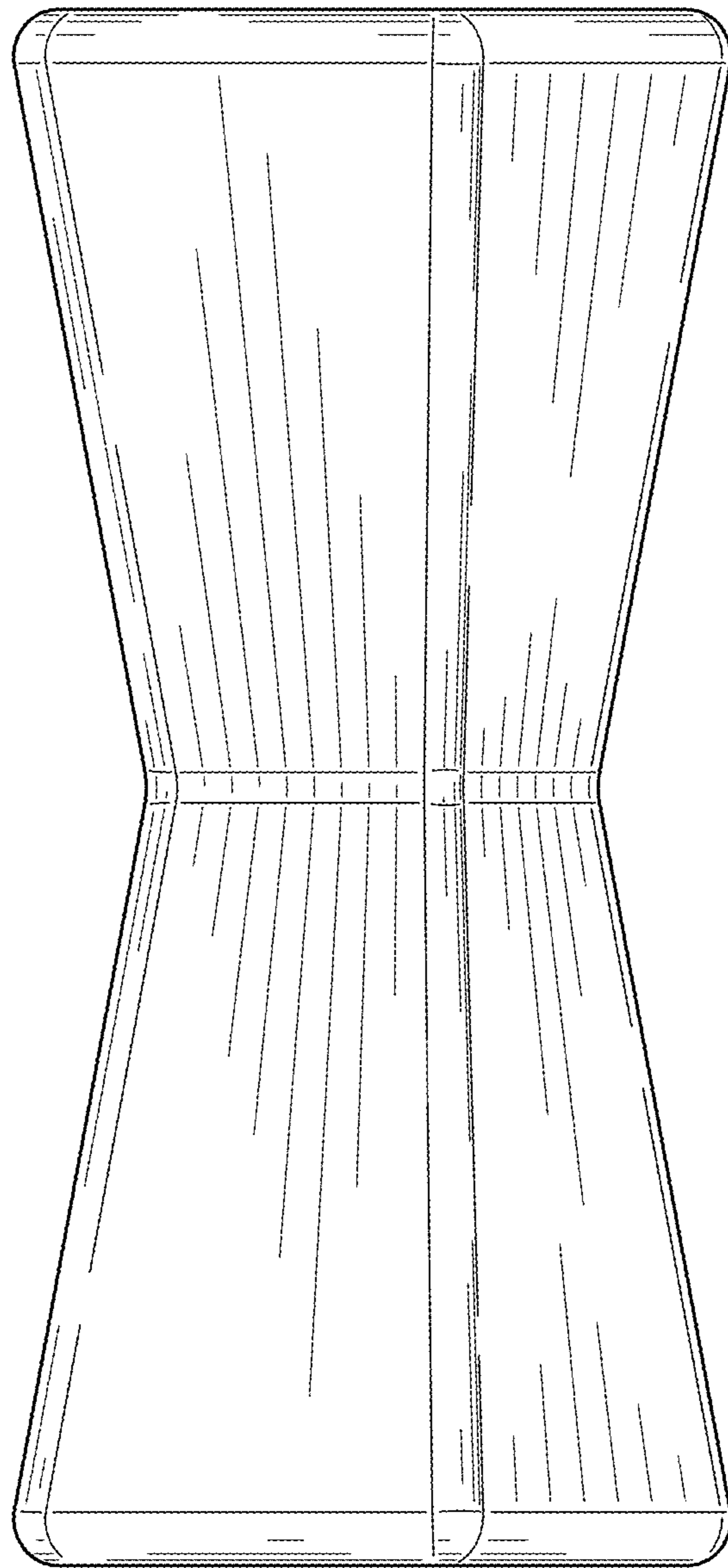


FIG. 35

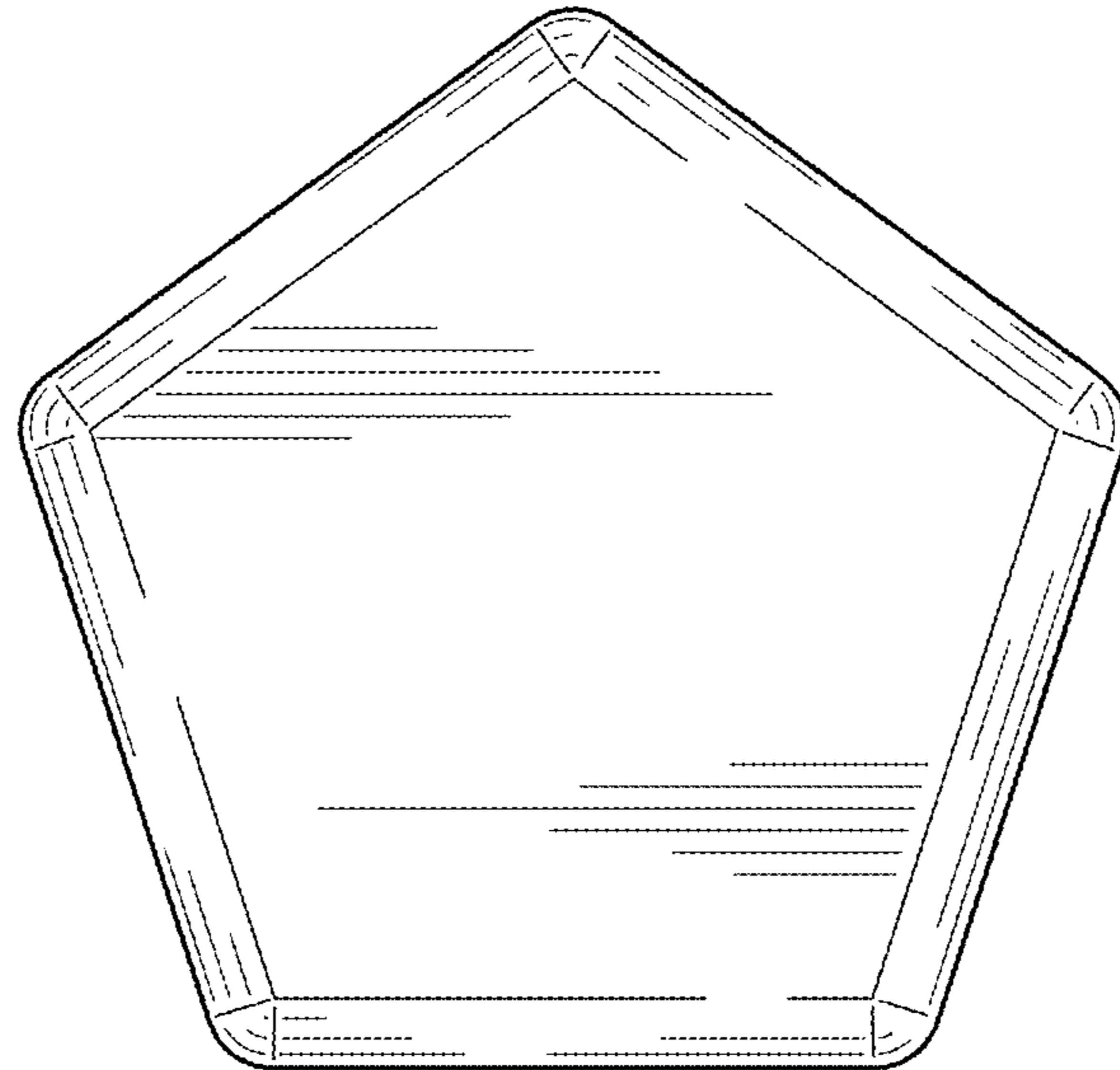


FIG. 36

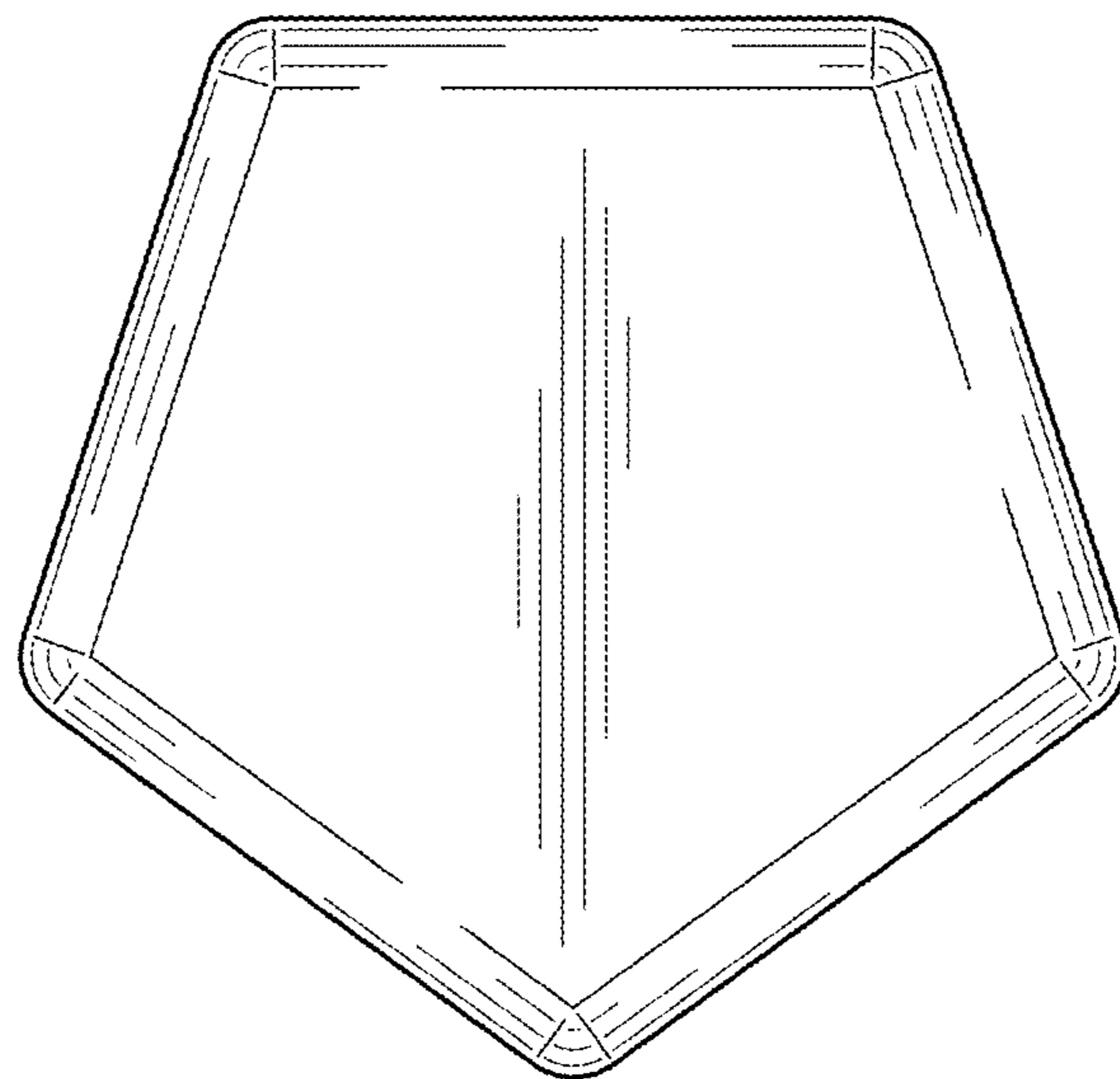


FIG. 37