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(12) **United States Design Patent** (10) **Patent No.:** **US D845,292 S**
Fitzgerald et al. (45) **Date of Patent:** **** Apr. 9, 2019**

- (54) **CASE FOR A SMARTPHONE**
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D403,265 S 12/1998 Nagele et al.
 D425,858 S 5/2000 Oliver et al.
 D467,429 S 12/2002 Bone et al.
 D485,531 S 1/2004 Liao et al.

(Continued)

FOREIGN PATENT DOCUMENTS

EP 0025394520001 9/2014
 JP 1530317 S 8/2015
 KR 300733452 3/2014

OTHER PUBLICATIONS

Otterbox, OtterBox Certified Drop+ Protection, YouTube, dated Aug. 17, 2015, downloaded from https://www.youtube.com/watch?v=pj_zzwRIEQw Jan. 23, 2018, 1 page.

(Continued)

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Assistant Examiner — L. A. Grabenstetter

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- (21) Appl. No.: **29/642,818**
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- (52) **U.S. Cl.**
USPC **D14/250**
- (58) **Field of Classification Search**
USPC D3/201, 218, 226, 227, 247, 249, 250,
D3/269, 303; D13/103, 107, 108, 119;
D14/137, 138 R, 138 AA, 138 C, 138 G,
D14/172, 192, 203.3–203.7, 217, 238.1,
D14/247, 248, 250–253, 440, 447
CPC H04B 1/3888; H04M 1/0283; H04M
1/0202; A45C 1/06; A45C 2011/002;
A45C 11/00; A45F 2005/028; A45F
2200/0525
See application file for complete search history.

(57) **CLAIM**

The ornamental design for a case for a smartphone, as shown and described.

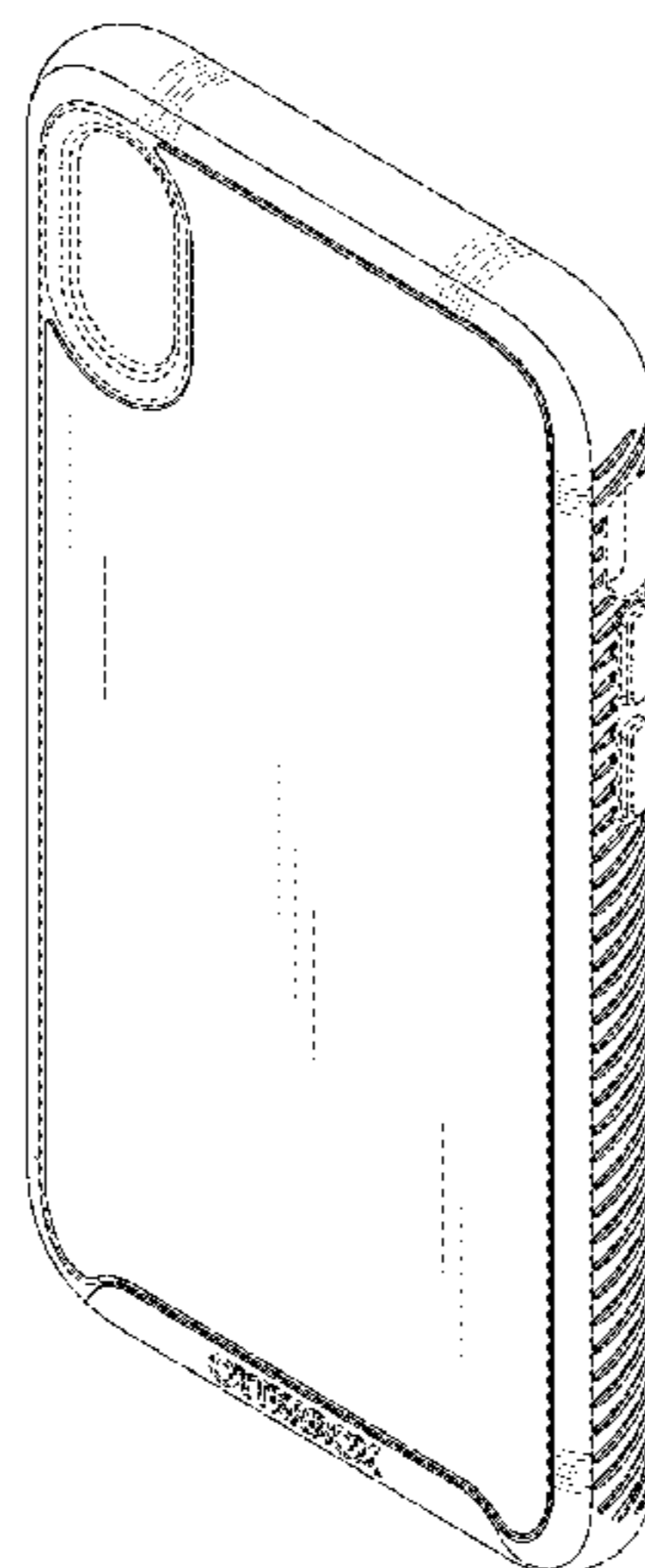
DESCRIPTION

FIG. 1 is a front isometric view of a case for a smartphone;
 FIG. 2 is a rear isometric view thereof;
 FIG. 3 is a front view thereof;
 FIG. 4 is a rear view thereof;
 FIG. 5 is a left view thereof;
 FIG. 6 is a right view thereof;
 FIG. 7 is a top view thereof; and,
 FIG. 8 is a bottom view thereof.

The dot-dash broken line represents a boundary of the claimed design. The dash-dash broken lines depict unclaimed subject matter. The broken lines and unshaded surfaces bounded by broken lines form no part of the claimed design.

1 Claim, 6 Drawing Sheets

- (56) **References Cited**
U.S. PATENT DOCUMENTS
D63,811 S 1/1924 Wojciechowski
D168,398 S 12/1952 Gazan
5,154,964 A 10/1992 Iwai et al.
D356,120 S 3/1995 Allen
D364,191 S 11/1995 Allen
5,607,748 A 3/1997 Feltman
D382,538 S 8/1997 Brunette



(56)

References Cited

U.S. PATENT DOCUMENTS

D508,773 S	8/2005	Singh	
D528,110 S	9/2006	Cohn	
D539,259 S	3/2007	Wang et al.	
D541,346 S	4/2007	Lau	
D551,856 S	10/2007	Ko et al.	
7,301,759 B2	11/2007	Hsiung	
D556,681 S	12/2007	Kim	
7,337,565 B2	3/2008	Tsutsumi et al.	
D574,819 S	8/2008	Andre et al.	
D575,056 S	8/2008	Tan	
D582,149 S	12/2008	Tan	
D582,405 S	12/2008	Andre et al.	
D597,089 S	7/2009	Khan et al.	
D602,894 S	10/2009	Lepoultier et al.	
7,609,512 B2	10/2009	Richardson et al.	
D603,603 S	11/2009	Laine et al.	
7,612,997 B1	11/2009	Diebel et al.	
D606,305 S	12/2009	Lee et al.	
D606,532 S	12/2009	Jong et al.	
D606,533 S	12/2009	Jong et al.	
D606,986 S	12/2009	Jong et al.	
D609,231 S	2/2010	Jong et al.	
D609,463 S	2/2010	Bullen	
D610,157 S	2/2010	Ma	
D615,536 S	5/2010	Richardson et al.	
D617,787 S	6/2010	Richardson et al.	
D618,230 S	6/2010	Brown et al.	
D619,361 S	7/2010	Andre et al.	
D619,574 S *	7/2010	Richardson	D14/250
D622,750 S	8/2010	Funakoshi	
D623,180 S	9/2010	Diebel	
D623,640 S	9/2010	Freeman	
D624,065 S *	9/2010	Bosch	D14/250
D624,304 S	9/2010	Danze et al.	
D624,909 S	10/2010	Huskinson	
D624,910 S	10/2010	Richardson et al.	
D626,538 S	11/2010	Brown et al.	
D628,567 S	12/2010	Du et al.	
D628,994 S	12/2010	Griffin, Jr. et al.	
D629,399 S	12/2010	Camarena et al.	
D631,058 S	1/2011	Chin et al.	
D634,314 S	3/2011	Fahrendorff et al.	
D638,005 S	5/2011	Richardson et al.	
D641,348 S	7/2011	Kim et al.	
D641,756 S *	7/2011	Hsieh	D14/440
D643,029 S *	8/2011	Feng	D14/250
D643,433 S	8/2011	Hsieh et al.	
D644,989 S	9/2011	Guccione et al.	
D646,265 S	10/2011	Fathollahi	
8,028,794 B1	10/2011	Freeman	
D647,892 S	11/2011	Ragde	
D649,537 S	11/2011	Magness et al.	
D650,776 S *	12/2011	Bau	D14/250
D651,203 S	12/2011	Michie et al.	
D651,204 S	12/2011	Wibby et al.	
D652,031 S	1/2012	Fahrendorff et al.	
D652,829 S	1/2012	Kim et al.	
D654,043 S	2/2012	Pan et al.	
D654,853 S	2/2012	Bacon et al.	
D655,281 S	3/2012	Turocy	
D657,354 S	4/2012	Kim	
D658,188 S	4/2012	Diebel	
D660,857 S	5/2012	Emami	
8,186,514 B2	5/2012	Bowers	
D663,304 S	7/2012	Akana et al.	
D667,783 S	9/2012	Zhang et al.	
D668,245 S	10/2012	Bau	
D669,458 S	10/2012	Wilson et al.	
8,286,789 B2	10/2012	Wilson et al.	
D671,493 S	11/2012	Hasbrook et al.	
D671,745 S	12/2012	Wyner	
D671,932 S	12/2012	Azoulay	
D672,781 S	12/2012	Lu	
D673,159 S	12/2012	McCarthy et al.	
D673,551 S	1/2013	Chang et al.	
D674,792 S	1/2013	Magness	
D674,801 S	1/2013	Wharram	
D675,211 S	1/2013	Rouser	
D675,215 S	1/2013	Akana et al.	
D675,603 S	2/2013	Melanson et al.	
D675,604 S	2/2013	Limber et al.	
D676,449 S	2/2013	Probst et al.	
D676,844 S	2/2013	Weller et al.	
D676,845 S	2/2013	Melanson et al.	
D678,260 S	3/2013	Bau	
D679,279 S	4/2013	Yang et al.	
D679,715 S	4/2013	Akana et al.	
D680,522 S	4/2013	Melanson	
D681,020 S	4/2013	Magness et al.	
D681,022 S	4/2013	Chang et al.	
D681,613 S	5/2013	Magness et al.	
D681,617 S *	5/2013	Weller	D14/250
D681,621 S	5/2013	Magness	
D681,622 S	5/2013	Melanson et al.	
D681,641 S	5/2013	Nieuwenhuizen et al.	
D682,239 S	5/2013	Yeh et al.	
D683,340 S *	5/2013	Chang	D14/250
D683,398 S	5/2013	Bratter et al.	
8,443,971 B1	5/2013	Green et al.	
D683,700 S	6/2013	Ferrari et al.	
D684,149 S	6/2013	Chang et al.	
D684,150 S *	6/2013	Goradesky	D14/250
D684,357 S	6/2013	Pegg	
D684,358 S	6/2013	Pegg	
D685,358 S	7/2013	Armstrong et al.	
D685,361 S *	7/2013	Goradesky	D14/250
D685,738 S	7/2013	Moore et al.	
D685,785 S	7/2013	Seoc et al.	
D686,607 S	7/2013	Hong	
D687,027 S	7/2013	Melanson et al.	
D687,427 S	8/2013	Peterson	
D687,438 S	8/2013	Lu	
8,504,126 B1	8/2013	Maravilla et al.	
D691,122 S	10/2013	Bau	
D691,142 S	10/2013	Diebel	
D691,601 S *	10/2013	Murchison	D14/250
D694,244 S	11/2013	Magness et al.	
D694,742 S *	12/2013	Pan	D14/250
D694,743 S	12/2013	Monaco et al.	
D695,297 S	12/2013	Sun et al.	
D696,239 S	12/2013	Murchison et al.	
D696,253 S	12/2013	Akana et al.	
D696,669 S	12/2013	Akana et al.	
D697,060 S	1/2014	Yang	
D697,903 S	1/2014	Witter et al.	
D698,342 S	1/2014	Gronewoller et al.	
D698,345 S	1/2014	Chang et al.	
D698,774 S	2/2014	Wardy	
D699,715 S	2/2014	Fitzgerald et al.	
D699,716 S *	2/2014	Pan	D14/250
D700,583 S	3/2014	Bacchus	
D702,221 S *	4/2014	Vandiver	D14/250
D702,673 S	4/2014	Murchison et al.	
D703,653 S	4/2014	Brubaker et al.	
D703,654 S	4/2014	Melanson et al.	
D703,656 S	4/2014	Witter et al.	
D704,182 S	5/2014	Smith	
D704,684 S	5/2014	Yeh et al.	
D704,685 S	5/2014	Yeh et al.	
D704,687 S	5/2014	Northrup et al.	
D705,534 S	5/2014	Manjerico	
8,718,730 B1 *	5/2014	LaColla	H04M 1/04 455/552.1
D706,256 S	6/2014	Ward et al.	
D707,670 S	6/2014	Chang et al.	
D709,058 S	7/2014	Hemesath et al.	
D709,869 S	7/2014	Witter et al.	
8,774,881 B2	7/2014	Johnson	
8,777,003 B2	7/2014	Hong et al.	
D710,346 S	8/2014	Smith et al.	
D711,312 S	8/2014	Tien	
D711,860 S	8/2014	Daniel	
D711,861 S	8/2014	Mei	
D712,159 S	9/2014	Clerici et al.	

(56)

References Cited

U.S. PATENT DOCUMENTS

D712,389 S 9/2014 Namminga
 D712,393 S 9/2014 Kim et al.
 D712,890 S 9/2014 McCormac et al.
 D712,892 S 9/2014 Hong et al.
 D713,834 S 9/2014 Almstrom
 D713,848 S 9/2014 Akana et al.
 D714,550 S 10/2014 Yoo
 D714,791 S 10/2014 Liu
 D716,280 S 10/2014 Macrina et al.
 D716,281 S 10/2014 Melanson et al.
 D716,282 S 10/2014 Melanson et al.
 D716,284 S 10/2014 Melanson et al.
 D716,783 S * 11/2014 Loncar D14/250
 D717,773 S 11/2014 Fathollahi
 D718,230 S 11/2014 To et al.
 D718,755 S 12/2014 To et al.
 D718,756 S 12/2014 Barfoot et al.
 D719,152 S 12/2014 Ahn et al.
 D719,950 S 12/2014 Smith et al.
 D720,342 S 12/2014 Starrett et al.
 D720,733 S 1/2015 Fathollahi
 D720,734 S 1/2015 Fathollahi
 D720,740 S 1/2015 Wicks et al.
 D721,068 S 1/2015 Melanson et al.
 D721,071 S 1/2015 Nelson et al.
 D721,356 S 1/2015 Hasbrook et al.
 D721,358 S 1/2015 Pickett et al.
 D721,360 S 1/2015 Mazieres et al.
 D721,694 S 1/2015 Lee et al.
 D722,312 S 2/2015 Tages et al.
 D722,952 S 2/2015 Hu et al.
 D723,018 S 2/2015 White
 8,964,382 B2 2/2015 Ashcraft et al.
 D723,535 S 3/2015 Minn et al.
 D725,642 S 3/2015 Robertson
 D725,643 S 3/2015 Lee et al.
 D726,704 S 4/2015 Park et al.
 D726,731 S 4/2015 Kim
 D734,761 S 7/2015 Ballou et al.
 D735,184 S 7/2015 Lee et al.
 D737,522 S 8/2015 Lavigne et al.
 D740,798 S 10/2015 Poon et al.
 D741,844 S 10/2015 Rayner et al.
 D741,845 S 10/2015 Kim
 D742,220 S 11/2015 Eyerman et al.
 D742,868 S 11/2015 Odhwani et al.
 D742,869 S 11/2015 Odhwani et al.
 D743,389 S 11/2015 Akana et al.
 D744,472 S 12/2015 Lerenthal
 D744,995 S 12/2015 Lerenthal
 D745,780 S 12/2015 Feng
 D746,273 S 12/2015 Herbst
 D746,274 S 12/2015 Herbst
 D746,801 S 1/2016 Pan
 D746,805 S 1/2016 Kim
 D747,303 S 1/2016 Su et al.
 D748,083 S 1/2016 Peterson
 D749,066 S 2/2016 Park et al.
 D749,553 S 2/2016 Park et al.
 D749,557 S 2/2016 Feng
 D751,808 S 3/2016 Agbeyo
 9,295,174 B2 3/2016 Witter et al.
 D753,123 S 4/2016 Probst et al.
 D756,343 S 5/2016 Wall et al.
 D756,977 S 5/2016 Schriefer et al.
 D757,702 S 5/2016 Kanazawa
 D757,703 S 5/2016 Kanazawa
 D763,264 S 8/2016 Smith et al.
 D763,841 S 8/2016 Kim
 D765,627 S 9/2016 Watt
 D765,632 S 9/2016 Northrup et al.
 D765,637 S 9/2016 Lay et al.
 D765,638 S 9/2016 Gaylord et al.
 D765,640 S 9/2016 Bulkley et al.
 D765,642 S 9/2016 Bulkley

D765,643 S 9/2016 Witter et al.
 D765,644 S 9/2016 Witter et al.
 D768,121 S 10/2016 Ormsbee et al.
 D771,611 S 11/2016 Chang et al.
 D772,854 S 11/2016 Igarashi
 D772,881 S 11/2016 Chang et al.
 D773,445 S 12/2016 Witter et al.
 D774,498 S 12/2016 Tao et al.
 D775,614 S 1/2017 Kim et al.
 D777,152 S 1/2017 Kim et al.
 D777,153 S 1/2017 Lee et al.
 D777,716 S 1/2017 Kim
 D779,470 S 2/2017 Kim et al.
 D780,165 S 2/2017 Lee
 D780,742 S 3/2017 Guerdum et al.
 D781,836 S 3/2017 Kim et al.
 D787,492 S 5/2017 Kim
 D789,345 S 6/2017 Kim
 D789,346 S 6/2017 Akana et al.
 D796,497 S 9/2017 Kim
 D797,091 S 9/2017 To et al.
 D797,715 S * 9/2017 Kim D14/250
 D798,283 S 9/2017 Kim
 D798,288 S 9/2017 Babichenko
 D800,103 S * 10/2017 Andre D14/250
 D800,104 S 10/2017 Kim
 D808,377 S 1/2018 Witter et al.
 D815,055 S 4/2018 Seo et al.
 D815,083 S 4/2018 Fitzgerald et al.
 D815,084 S 4/2018 Fitzgerald et al.
 D815,085 S 4/2018 Kim
 D816,655 S 5/2018 Dennis et al.
 D820,246 S 6/2018 Li et al.
 D822,652 S 7/2018 Kim et al.
 D823,290 S 7/2018 Kim et al.
 D824,376 S 7/2018 Lee
 D824,377 S 7/2018 Kim et al.
 D825,543 S 8/2018 Kim
 D827,627 S 9/2018 Lee
 D827,628 S 9/2018 Kim
 D827,630 S 9/2018 Ahn
 D828,346 S 9/2018 Kim et al.
 D829,700 S 10/2018 Kim
 D831,631 S 10/2018 Li
 D835,089 S 12/2018 Nelson et al.
 D835,090 S 12/2018 Beck et al.
 2009/0107858 A1 4/2009 Huang
 2011/0095033 A1 4/2011 Hung
 2011/0259664 A1 10/2011 Freeman
 2012/0043235 A1 2/2012 Klement
 2012/0244920 A1 9/2012 Lee
 2012/0303520 A1 11/2012 Huang
 2013/0020216 A1 1/2013 Chiou
 2013/0048520 A1 2/2013 Garrett et al.
 2013/0098788 A1 4/2013 McCarville et al.
 2013/0118934 A1 5/2013 Green et al.
 2013/0157730 A1 6/2013 McCormac et al.
 2013/0233762 A1 9/2013 Balaji et al.
 2013/0257240 A1 10/2013 Hong
 2014/0049142 A1 2/2014 Magness
 2014/0078671 A1 3/2014 Hong
 2014/0216976 A1 8/2014 Conarro
 2014/0357330 A1 12/2014 Lin
 2015/0189963 A1 7/2015 Lai et al.
 2015/0195938 A1 7/2015 Witter et al.
 2015/0270734 A1 9/2015 Davison et al.

OTHER PUBLICATIONS

Otterbox, OtterBox Certified Drop+ Protection: OtterBox Unveils What Makes It The No. 1-Most Trusted Case Brand, PRNewswire dated Aug. 18, 2015, downloaded from http://media.otterbox.com/2015-08-18-OtterBox-Certified-Drop-Protection-OtterBox-Unveils-What-Makes-It-The-No-1-Most-Trusted-Case-Brand#assets_20295_122822-117:19530 Jan. 23, 2018, 4 pages.
 Alpatronix Galaxy S8 Plus Battery Case, downloaded from <https://www.amazon.com/Compatible-Alpatronix-BX430plus-Rechargeable-Protective/dp/B07B3QL75J> Sep. 26, 2018, 4 pages.

(56)

References Cited

OTHER PUBLICATIONS

Encased Galaxy S8 Plus Belt Clip Case, downloaded from <https://www.amazon.com/dp/B06Y39WSV4/> Sep. 26, 2018, 2 pages.

OtterBox Commuter Series for Samsung Galaxy S8, downloaded from <https://www.amazon.com/OtterBox-Commuter-Samsung-Galaxy-SS/dp/B06XCF6JGL> Sep. 26, 2018, 4 pages.

OtterBox Symmetry Series for Samsung Galaxy S8, downloaded from <https://www.amazon.com/OtterBox-77-54544-Symmetry-Samsung-Galaxy/dp/B06XDGKWWF> Sep. 26, 2018, 3 pages.

* cited by examiner

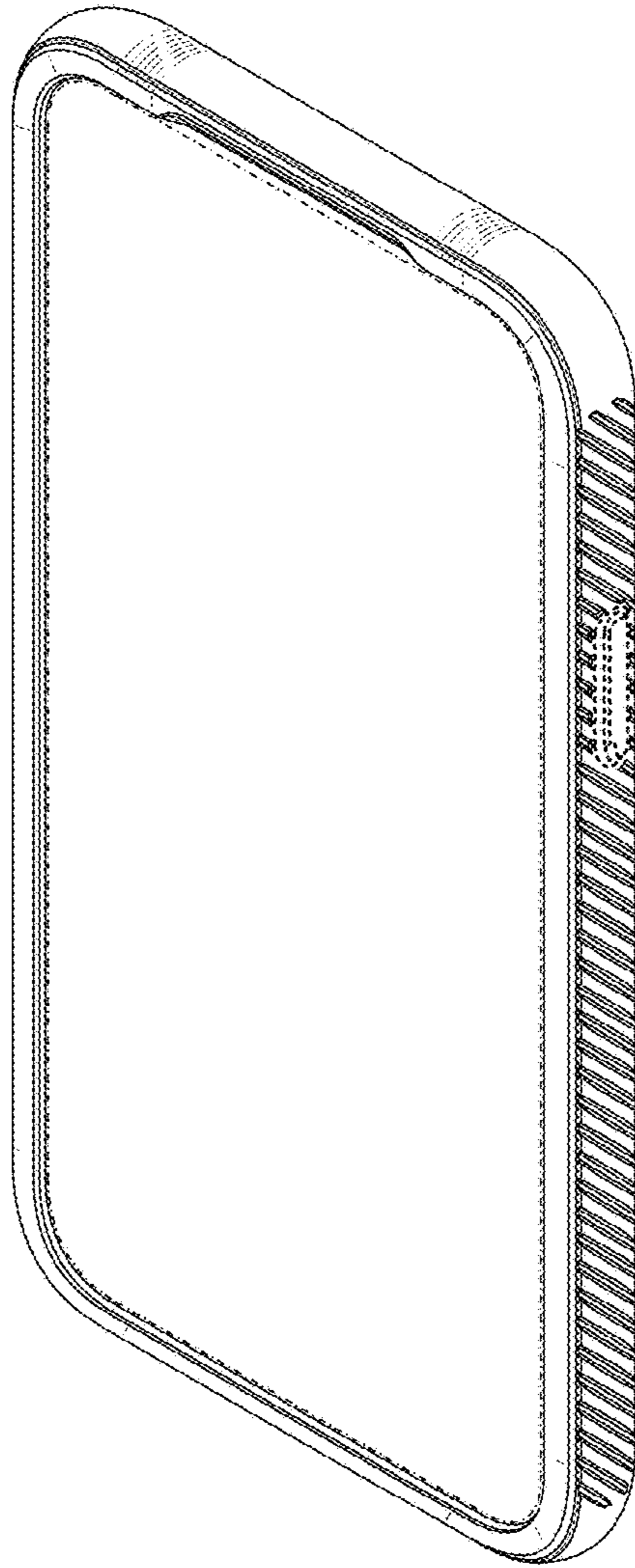


FIG. 1

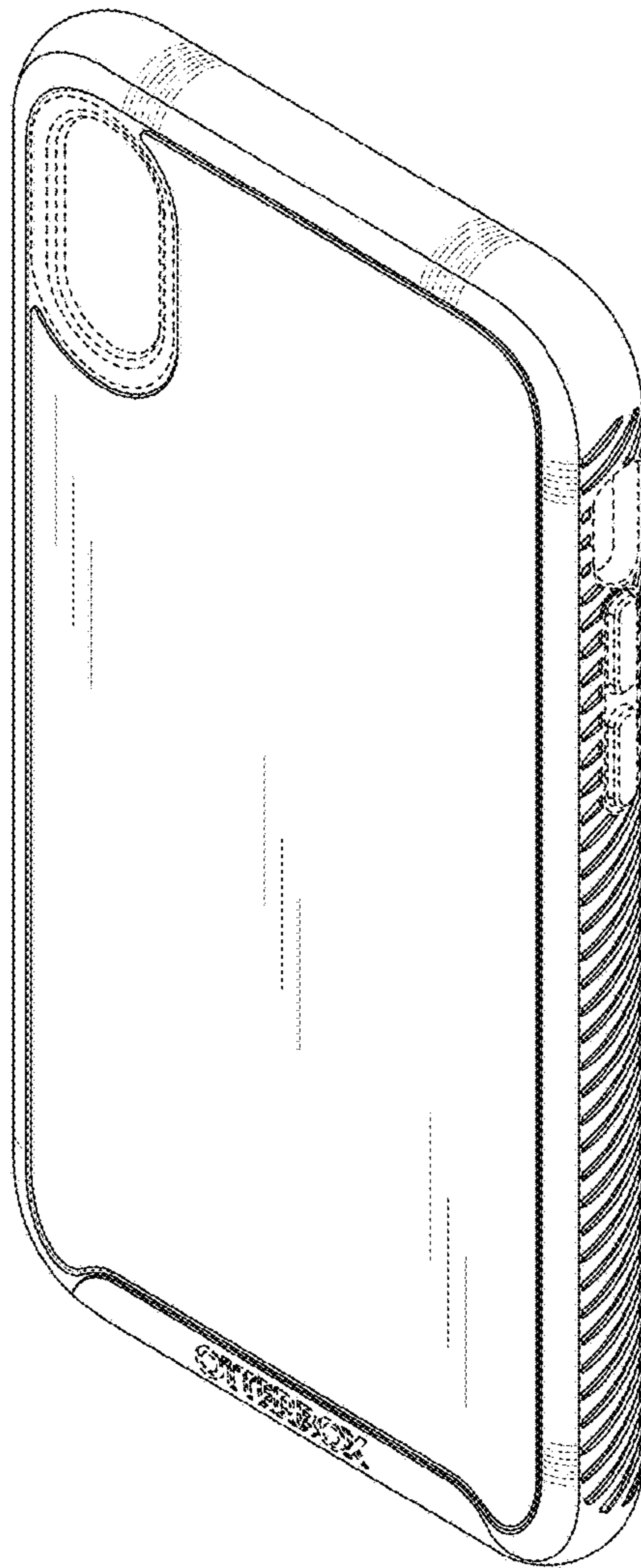


FIG. 2

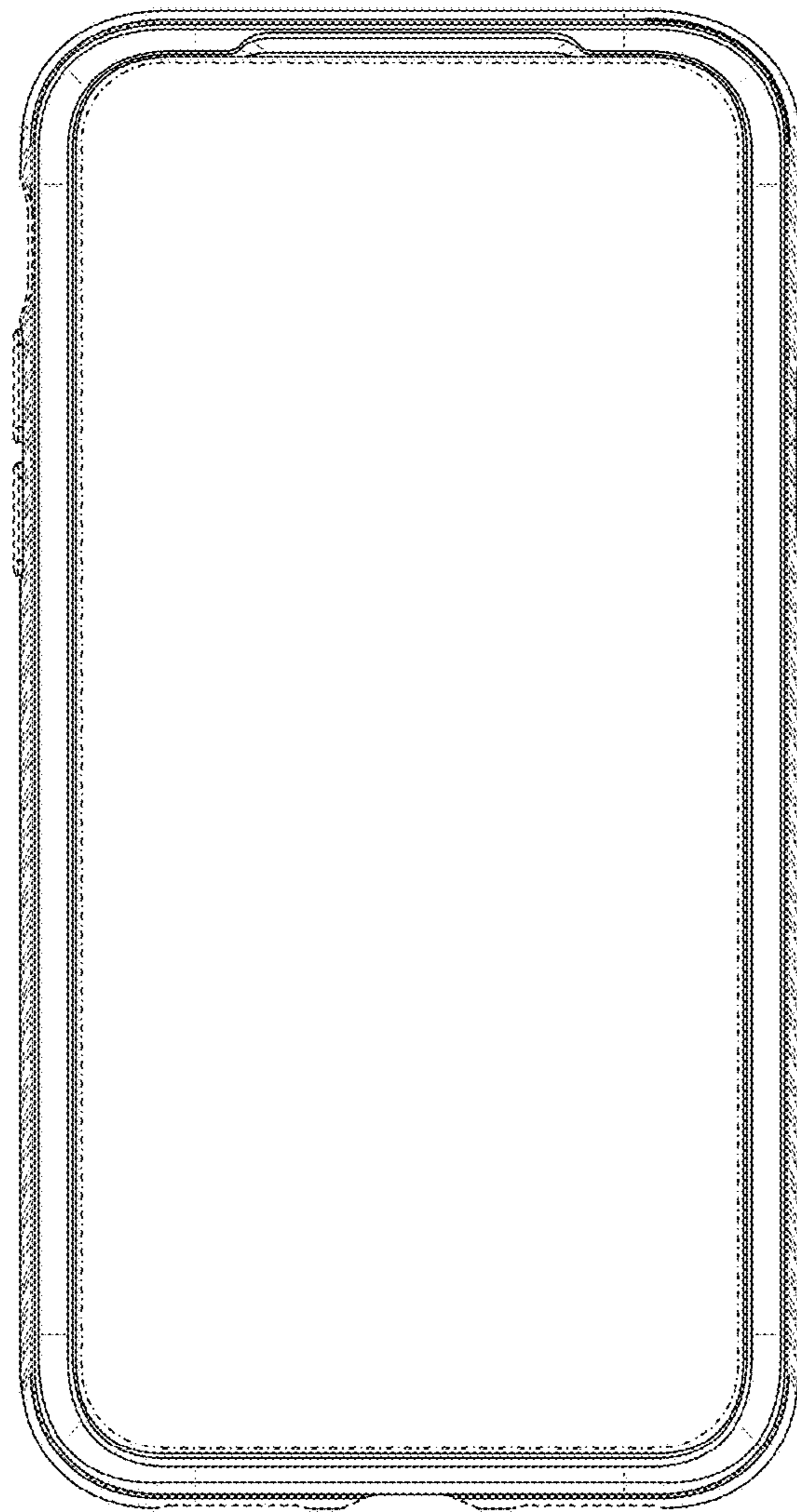


FIG. 3

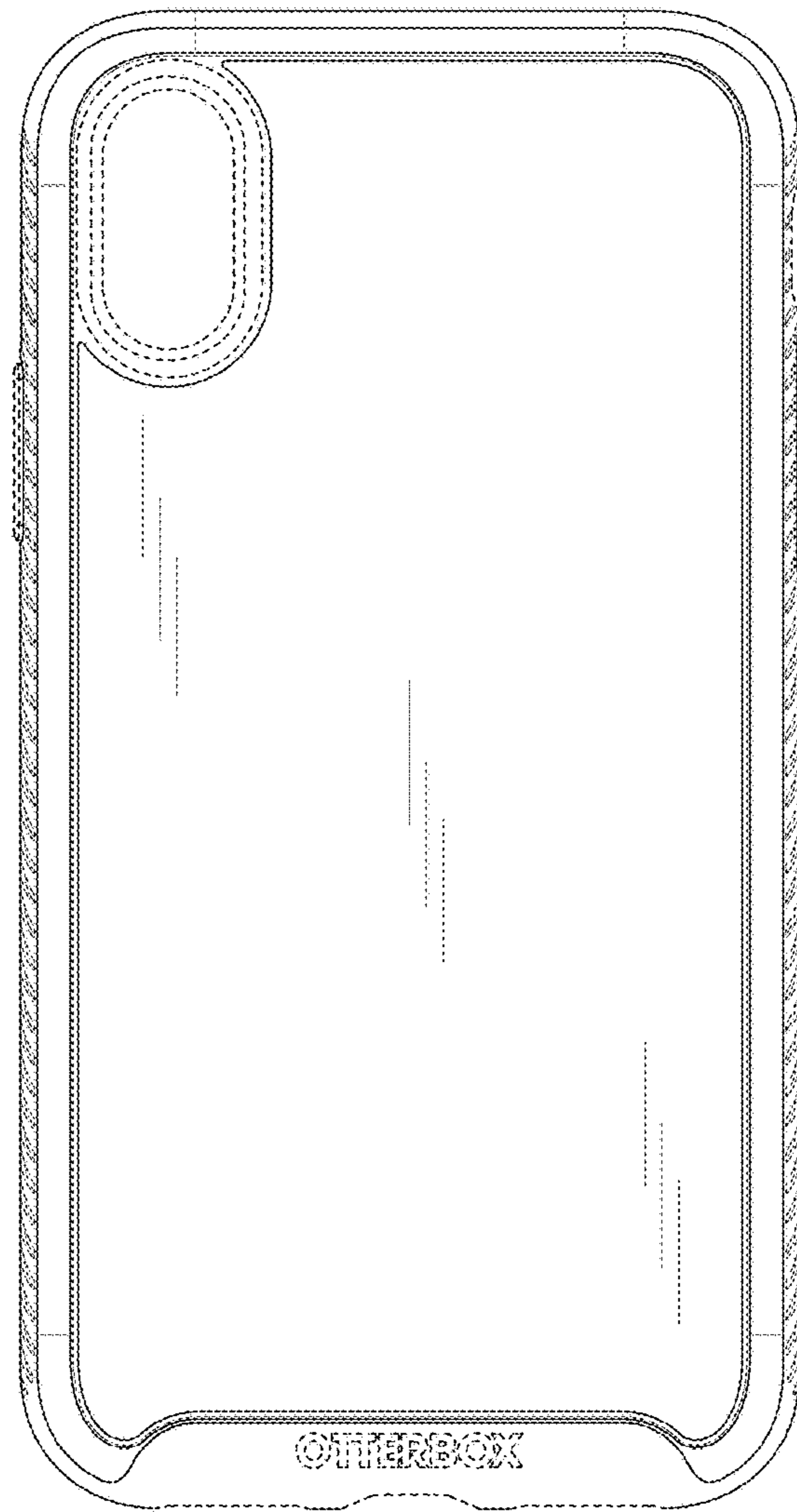


FIG. 4

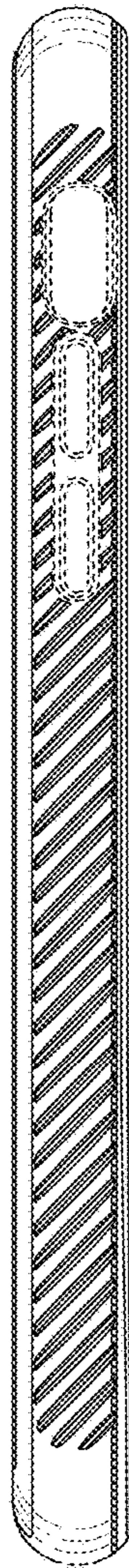


FIG. 5

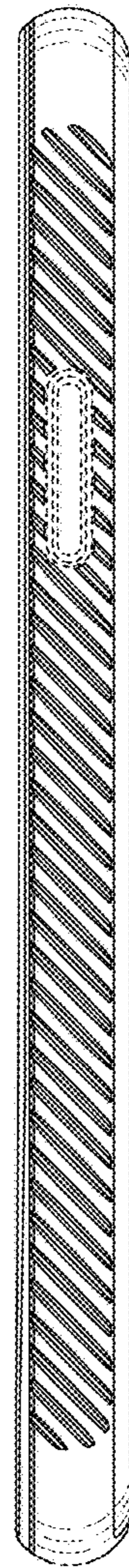


FIG. 6



FIG. 7

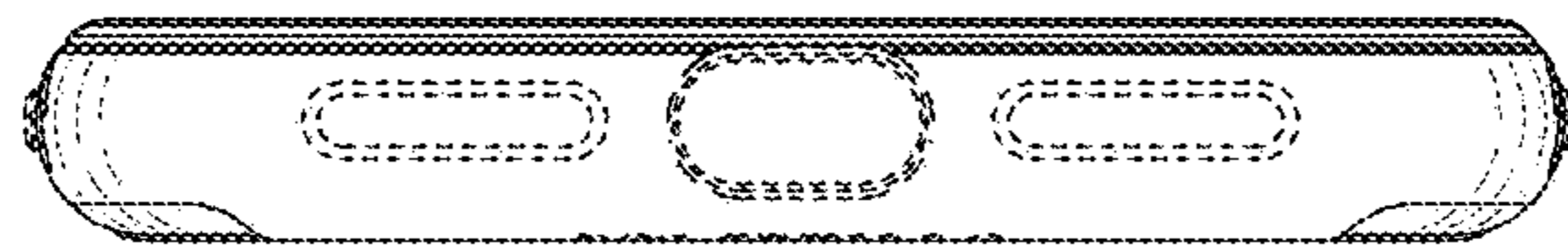


FIG. 8