US00D865523S

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

(10) **Patent No.: US D865,523 S**
(45) **Date of Patent: ** Nov. 5, 2019**

(54) **CONTAINER**

(71) Applicant: **Societe des Produits Nestlé S.A.**, Vevey (CH)

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(73) Assignee: **Société des Produits Nestlé S.A.**, Vevey (CH)

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

(21) Appl. No.: **29/612,095**

(22) Filed: **Jul. 28, 2017**

(51) **LOC (12) Cl.** **09-01**

(52) **U.S. Cl.**
USPC **D9/503**

(58) **Field of Classification Search**
USPC D7/300–322, 391–396.2, 509–511, 523, D7/589, 598, 612, 615, 619.1; D9/435,
(Continued)

(56) **References Cited**

U.S. PATENT DOCUMENTS

D159,599 S *	8/1950	Chaplin		220/675
2,984,381 A *	5/1961	Bennett	B65D	43/0212 220/780

(Continued)

OTHER PUBLICATIONS

"Haagen-Dazs Adds Four New Flavors Including Toasted Coconut Caramel." brandeating.com. Feb. 11, 2017. Accessed Sep. 10, 2018. Available online at URL: <https://www.brandeating.com/2017/02/haagen-dazs-adds-four-new-flavors-including-toasted-coconut-caramel.html> (Year: 2017).*

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Primary Examiner — Cathron C Brooks
Assistant Examiner — Christian P. McLean
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(57) **CLAIM**

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

DESCRIPTION

The file of this patent contains at least one drawing/photograph executed in color. Copies of this patent with color drawing(s)/photograph(s) will be provided by the Office upon request and payment of the necessary fee.

FIG. **1** is a front elevation view of a first embodiment of a container showing our new design;

FIG. **2** is a rear elevation view thereof;

FIG. **3** is a left side view thereof;

FIG. **4** is a right side view thereof;

FIG. **5** is a top plan view thereof;

FIG. **6** is a bottom view thereof;

FIG. **7** is a front elevation view of a second embodiment of a container showing our new design;

FIG. **8** is a rear elevation view thereof;

FIG. **9** is a left side view thereof;

FIG. **10** is a right side view thereof;

FIG. **11** is a top plan view thereof;

FIG. **12** is a bottom view thereof;

FIG. **13** is a front elevation view of a third embodiment of a container showing our new design;

FIG. **14** is a rear elevation view thereof;

FIG. **15** is a left side view thereof;

FIG. **16** is a right side view thereof;

FIG. **17** is a top plan view hereof;

FIG. **18** is a bottom view thereof;

FIG. **19** is a front elevation view of a fourth embodiment of a container showing our new design;

FIG. **20** is a rear elevation view thereof;

FIG. **21** is a left side view thereof;

FIG. **22** is a right side view thereof;

FIG. **23** is a top plan view thereof; and

FIG. **24** is a bottom view thereof.

FIG. **25** is a front elevation view of a fifth embodiment of a container showing our new design;

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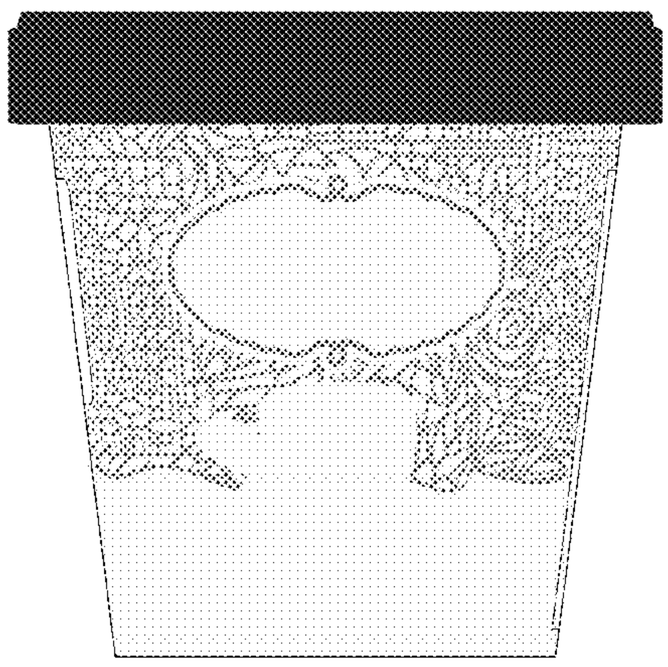


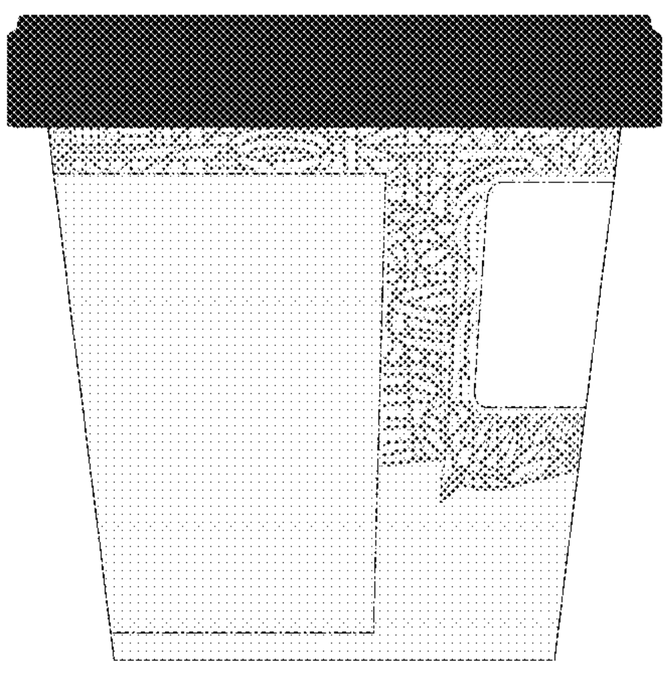


FIG. **26** is a rear elevation view thereof;
FIG. **27** is a left side view thereof;
FIG. **28** is a right side view thereof;
FIG. **29** is a top plan view thereof;
FIG. **30** is a bottom view thereof;
FIG. **31** is a front elevation view of a sixth embodiment of a container showing our new design;
FIG. **32** is a rear elevation view thereof;
FIG. **33** is a left side view thereof;
FIG. **34** is a right side view thereof;
FIG. **35** is a top plan view thereof; and,
FIG. **36** is a bottom view thereof.
The dash-dot-dash lines in the drawings represent the boundaries of the claimed design and form no part thereof.

1 Claim, 36 Drawing Sheets
(36 of 36 Drawing Sheet(s) Filed in Color)

(58) **Field of Classification Search**
USPC D9/436, 439, 440, 443, 447, 454, 500, D9/503–505, 516–575, 763–783; 215/40–55, 316–354, 370–385; 220/574–575; D4/116; D6/515–516, D6/542–545; D28/7, 57, 73, 76–91.1
CPC B65D 1/00; B65D 1/02; B65D 1/0223; B65D 1/023; B65D 1/0276
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D192,435	S	*	3/1962	Goodman	D7/531
D192,967	S	*	6/1962	Behrens	D7/523
D255,754	S	*	7/1980	Faunce	D7/608
4,428,384	A	*	1/1984	Raitto	A61B 10/007 600/573
D279,651	S	*	7/1985	Freeman	D9/446
D291,040	S	*	7/1987	Dart	D7/523
D307,053	S	*	4/1990	Muller	D24/223
D321,318	S	*	11/1991	Gunter	D9/780
D321,477	S	*	11/1991	Gunter	D30/121
D328,492	S	*	8/1992	Mathis	D10/46.2
D368,771	S	*	4/1996	Patel	D23/366
D372,398	S	*	8/1996	Lamson	D7/509
D411,712	S	*	6/1999	Mecklenburg	D7/509
D435,449	S	*	12/2000	Moretti	D9/500
D483,671	S	*	12/2003	Pinnavaia	D9/500
D494,279	S	*	8/2004	Cogan	D24/121
D505,882	S	*	6/2005	Hensen	D11/152
D528,432	S	*	9/2006	Snedden	D9/716
D542,143	S	*	5/2007	Phillips	D9/557
D690,826	S	*	10/2013	Kuroda	D24/224
D694,112	S	*	11/2013	Brown	D9/428
D707,555	S	*	6/2014	Vogel	D9/436
D726,476	S	*	4/2015	Ercanbrack	D7/300.1
D798,718	S	*	10/2017	Foster	D9/500
D803,001	S	*	11/2017	Bodum	D7/523
D807,748	S	*	1/2018	Bauchwitz	D9/503
D832,035	S	*	10/2018	Scheiber	D7/396.2
D833,271	S	*	11/2018	Werth	D9/418
D843,835	S	*	3/2019	Staab	D9/504

OTHER PUBLICATIONS

Wuz, Kitz. "Haagen Dazs Ice Cream Calories." icecream.culinary.site. Mar. 27, 2017. Accessed Sep. 10, 2018. Available online at URL: <http://icecream.culinary.site/haagen-dazs-ice-cream-calories/> (Year: 2017).*
"Spotted on Shelves: Limited Edition Haagen-Dazs Sea Salt Caramel . . . " theimpulsivebuy.com. May 18, 2017. Accessed Sep. 10, 2018. Available online at URL: <https://www.theimpulsivebuy.com/wordpress/2017/05/18/spotted-on-shelves-limited-edition-haagen-dazs-sea-salt-caramel-truffle-ice-cream/> (Year: 2017).*
"Sweet Bliss Quart Frozen Dessert Containers, 25CT, White." amazon.com. First available Feb. 7, 2010. Accessed Apr. 27, 2019. Available online at URL: https://www.amazon.com/Sweet-Bliss-Frozen-Dessert-Containers/dp/B0037IJM56 (Year: 2010).*

* cited by examiner

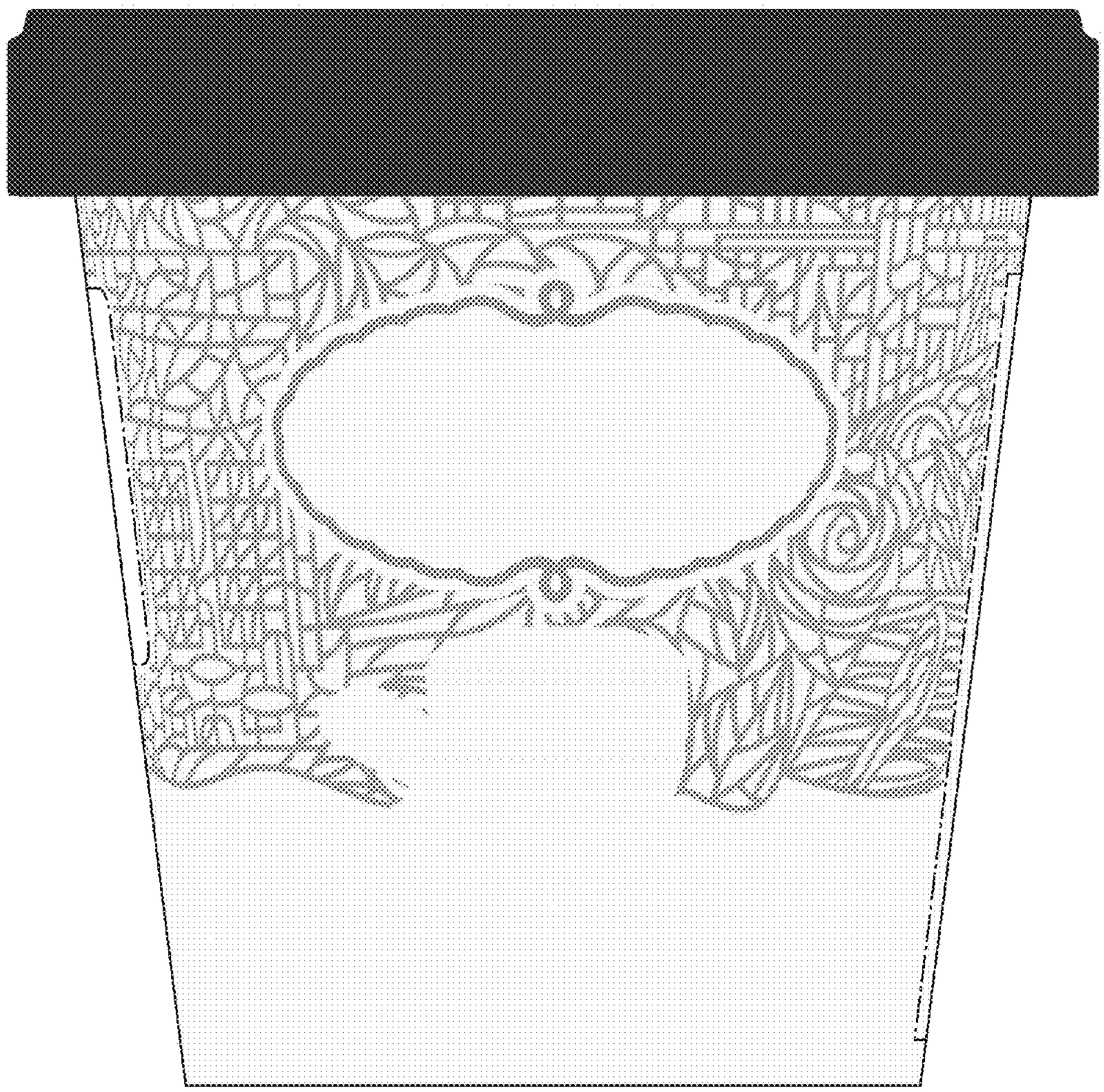


FIG. 1

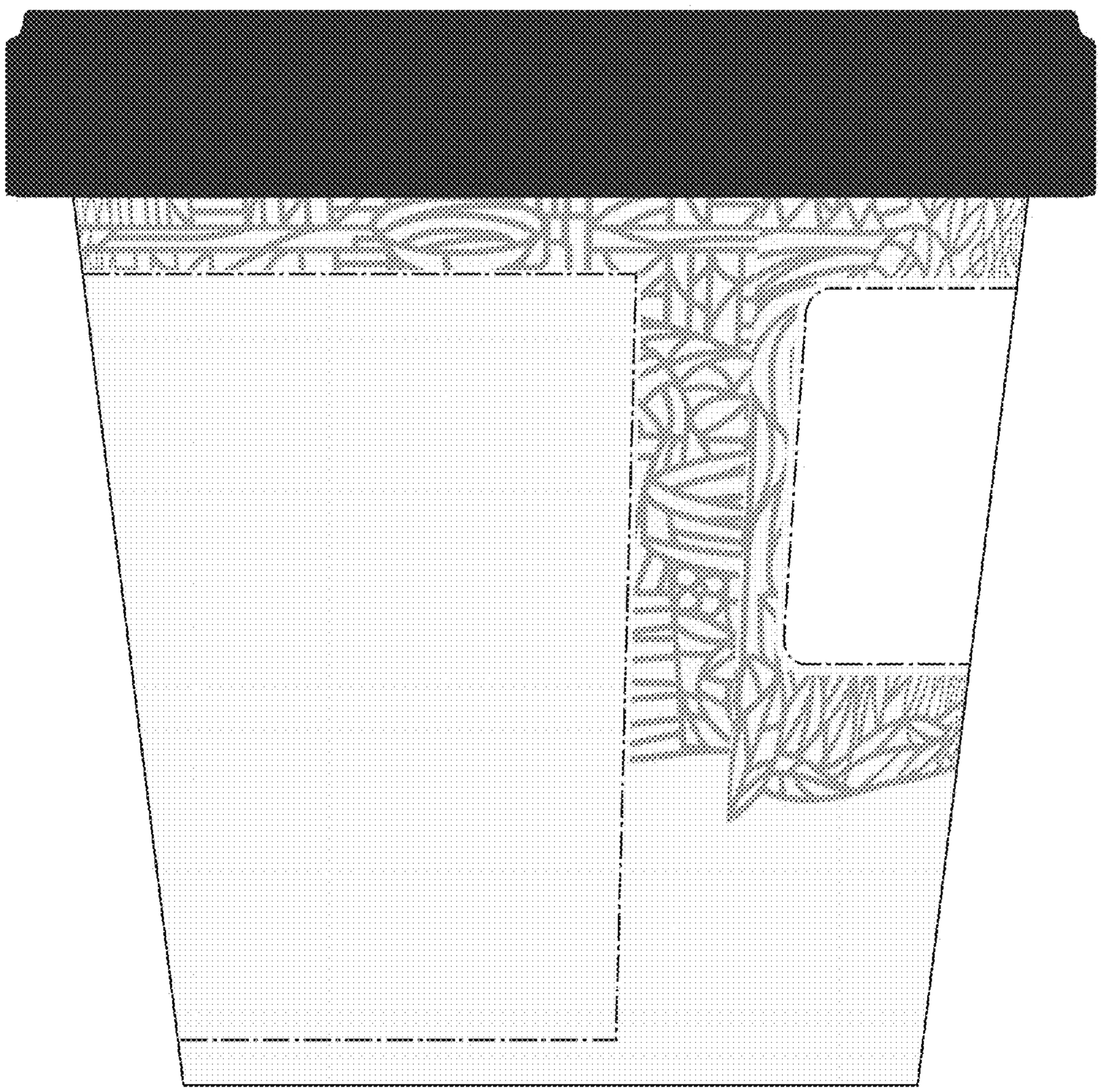


FIG. 2

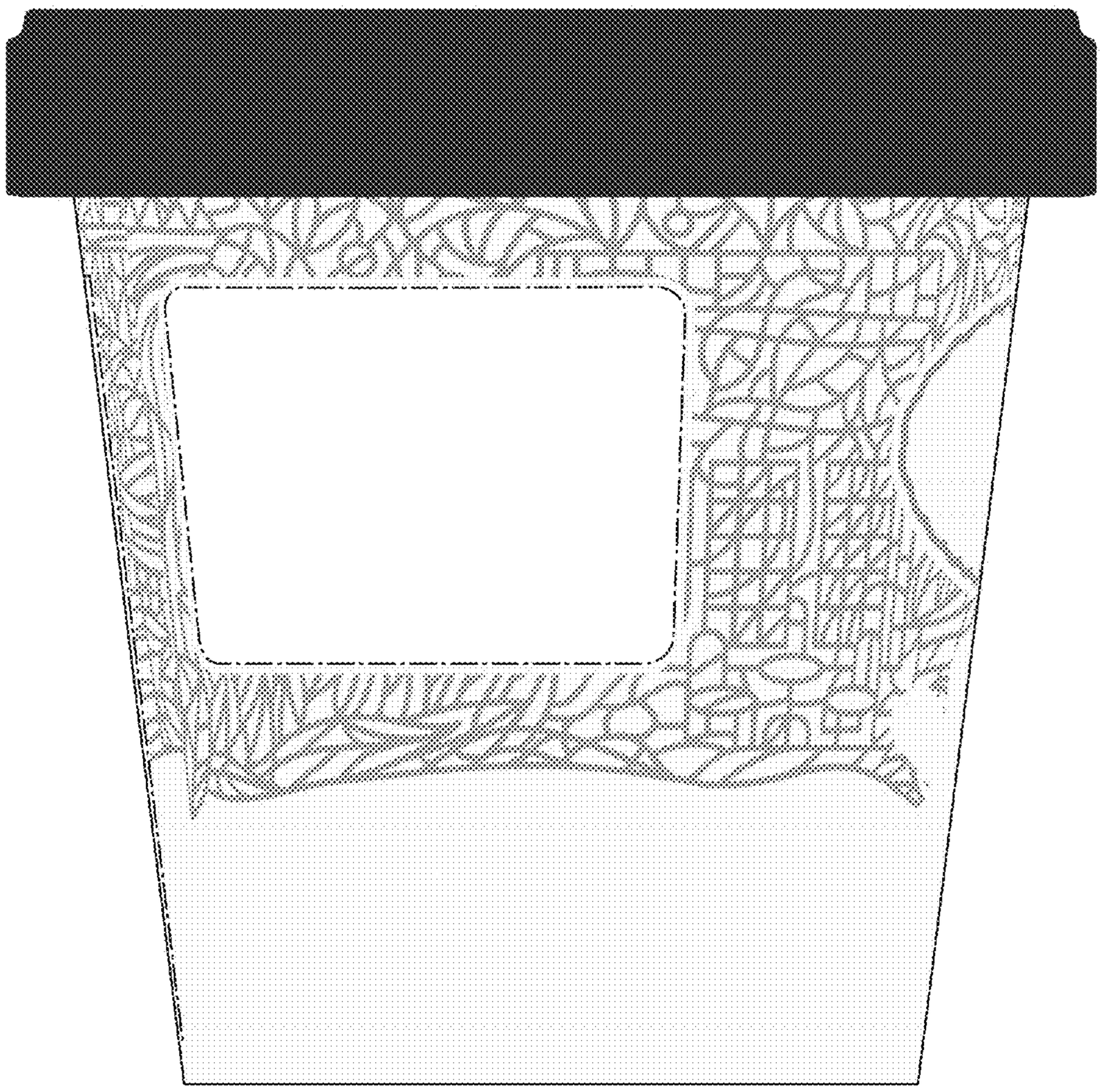


FIG. 3

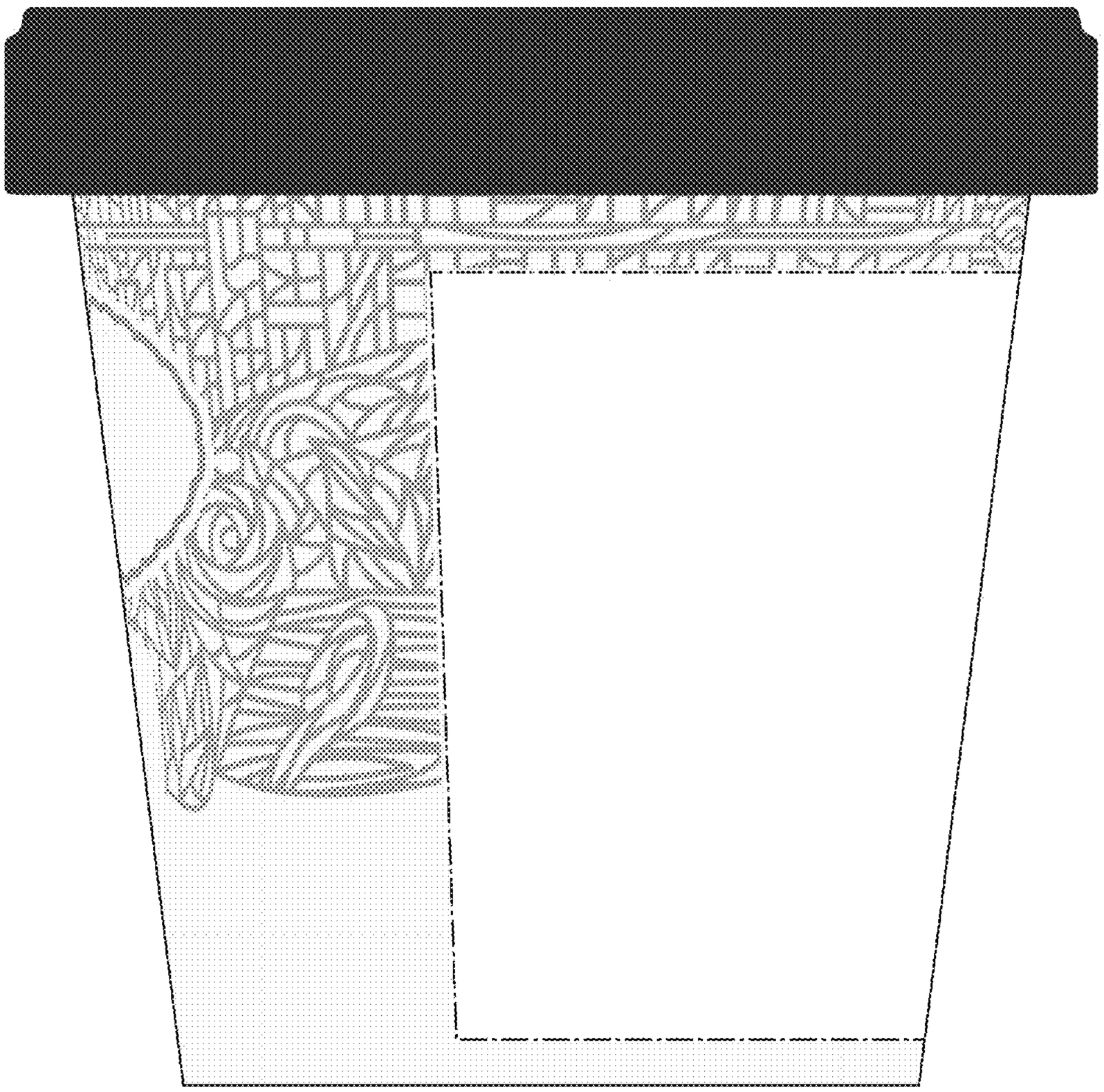


FIG. 4

FIG. 5

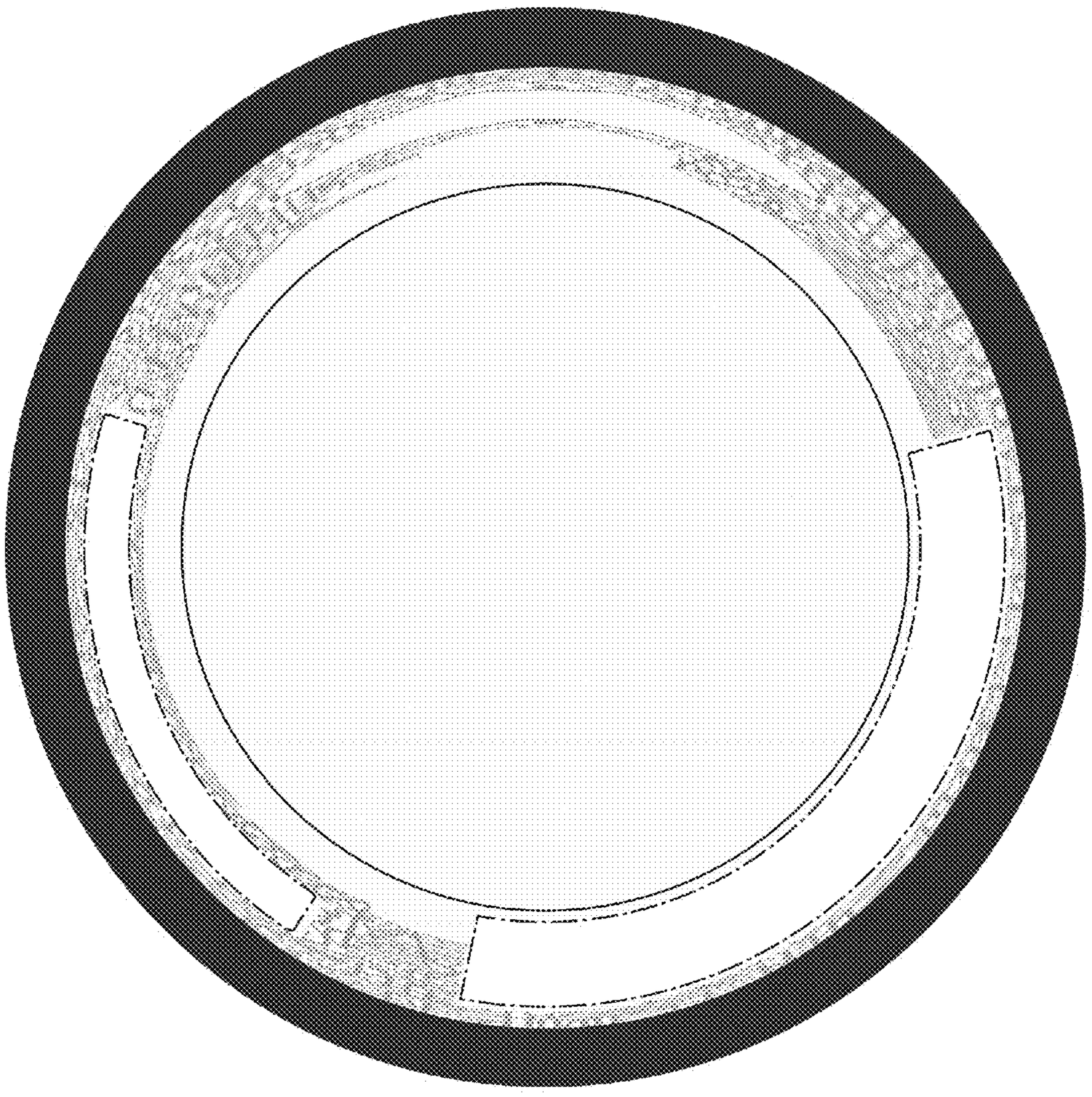


FIG. 6

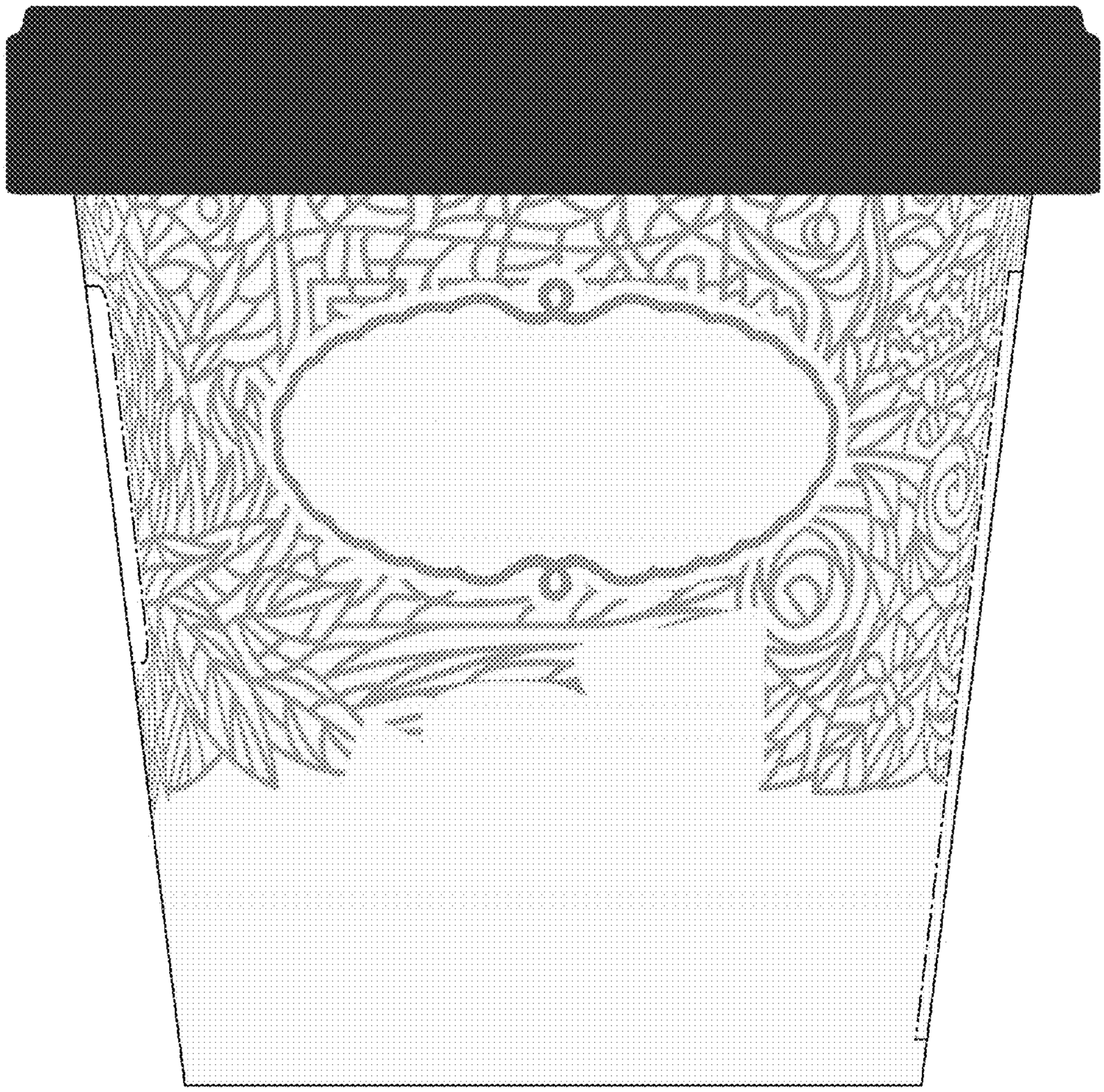


FIG. 7

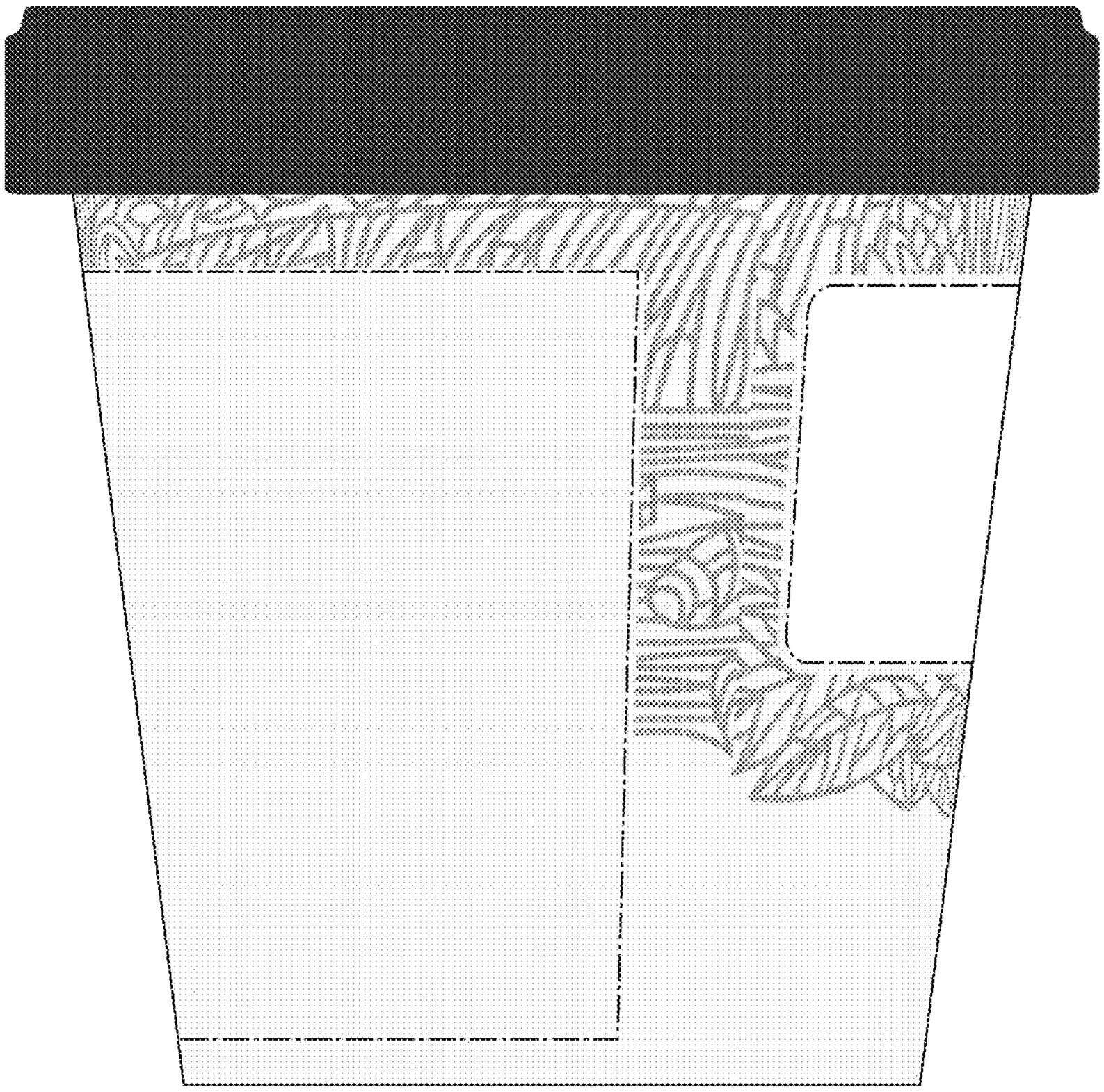
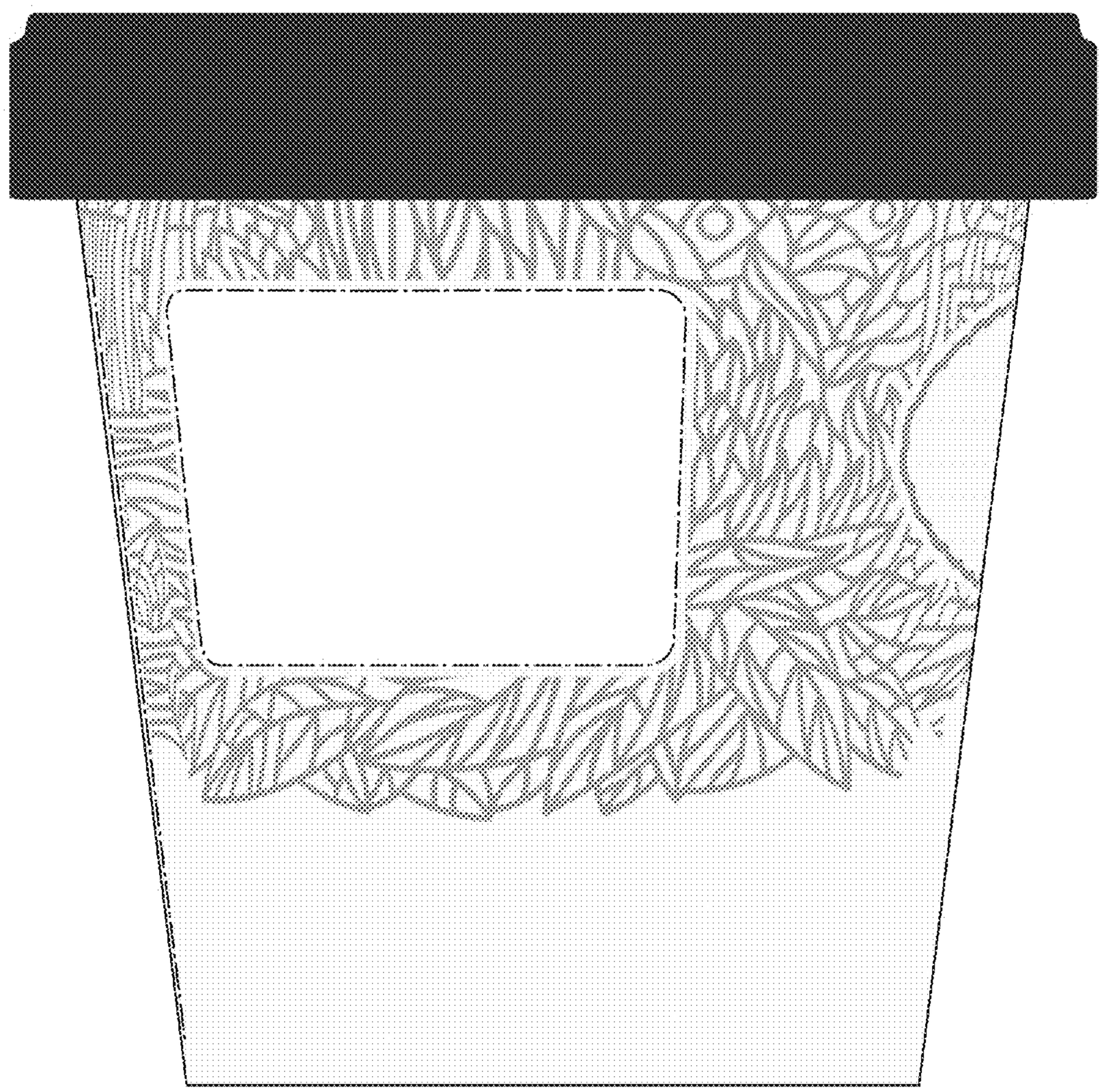


FIG. 8



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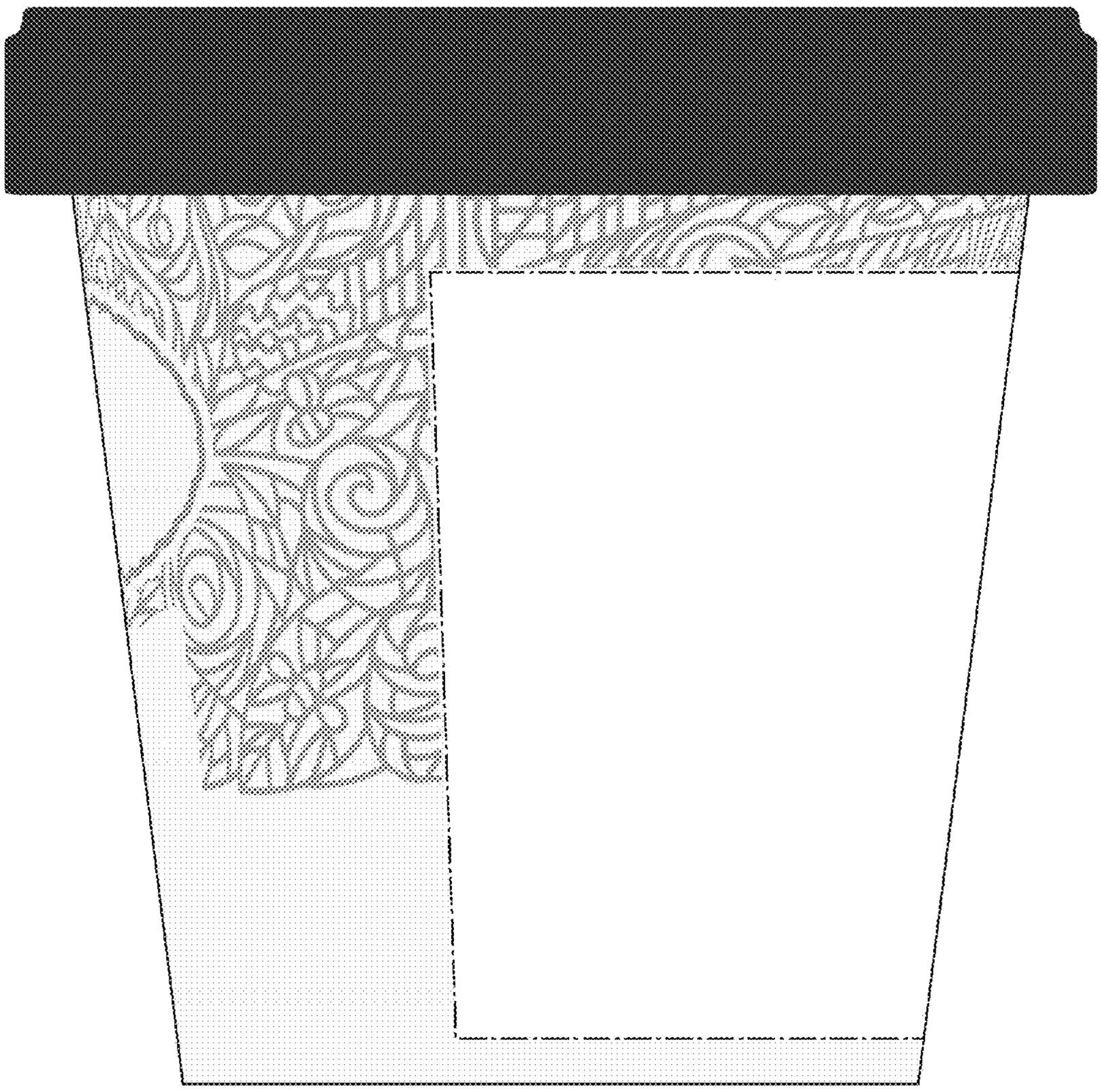
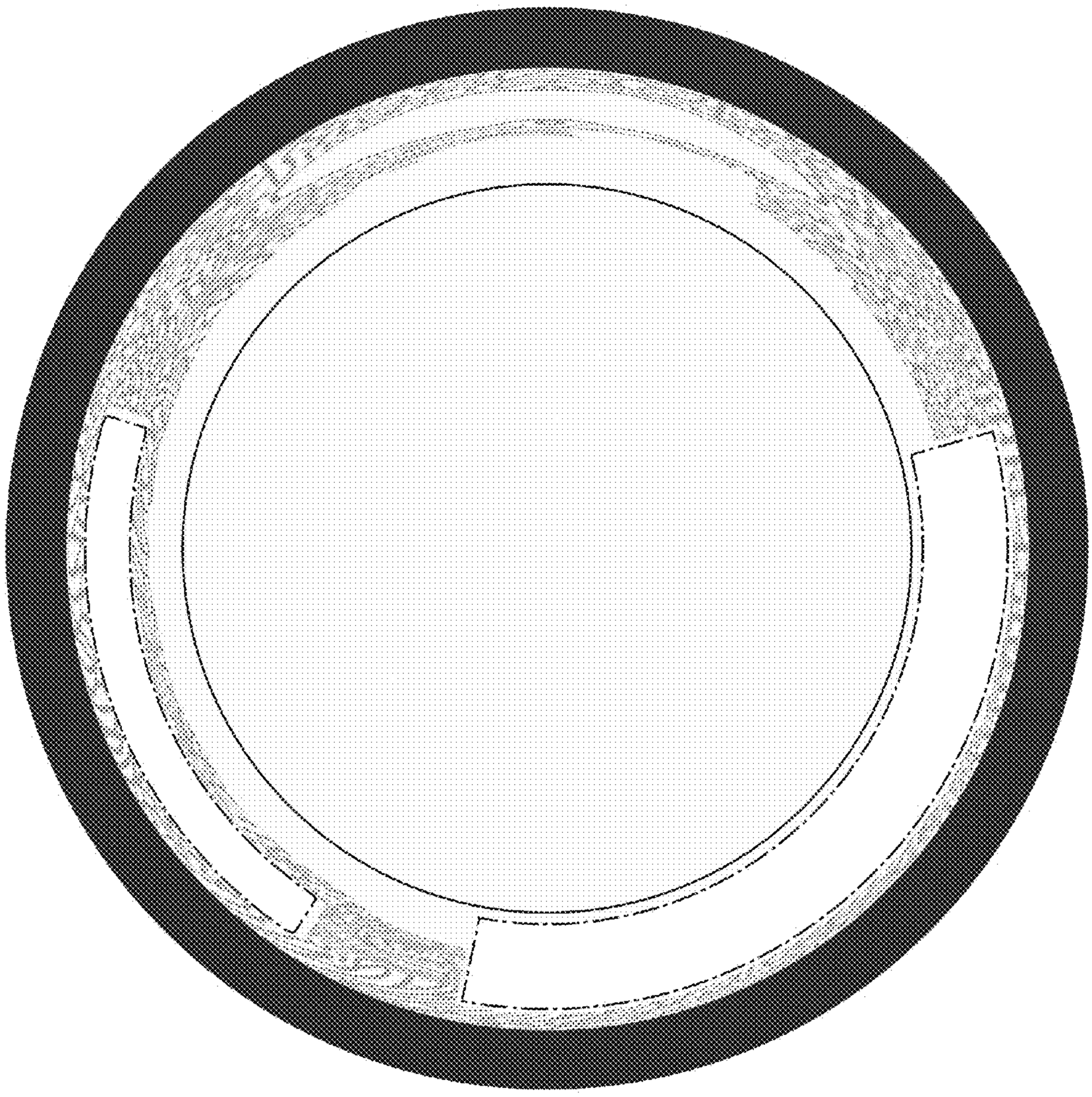


FIG. 10

FIG. 11



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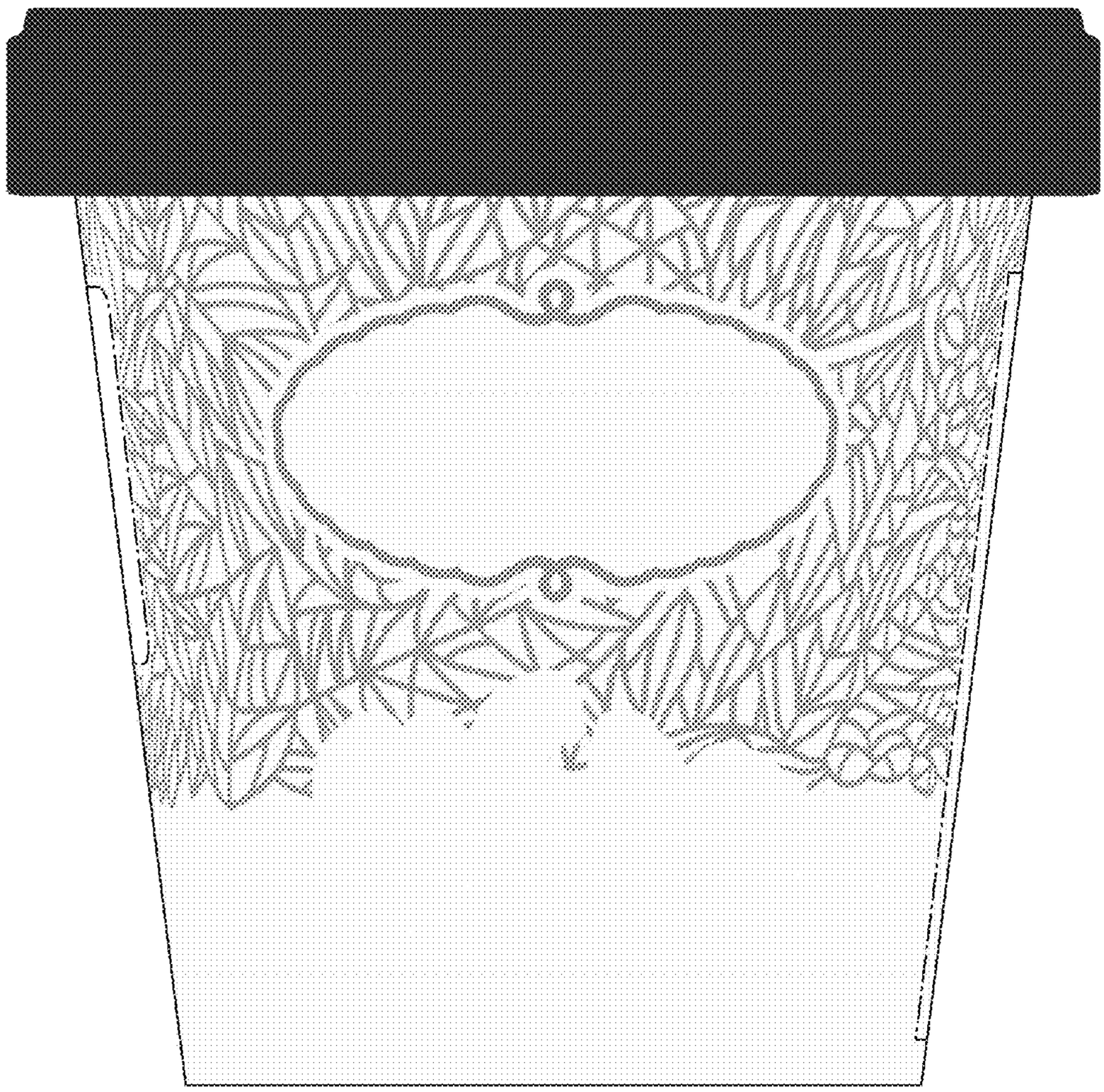

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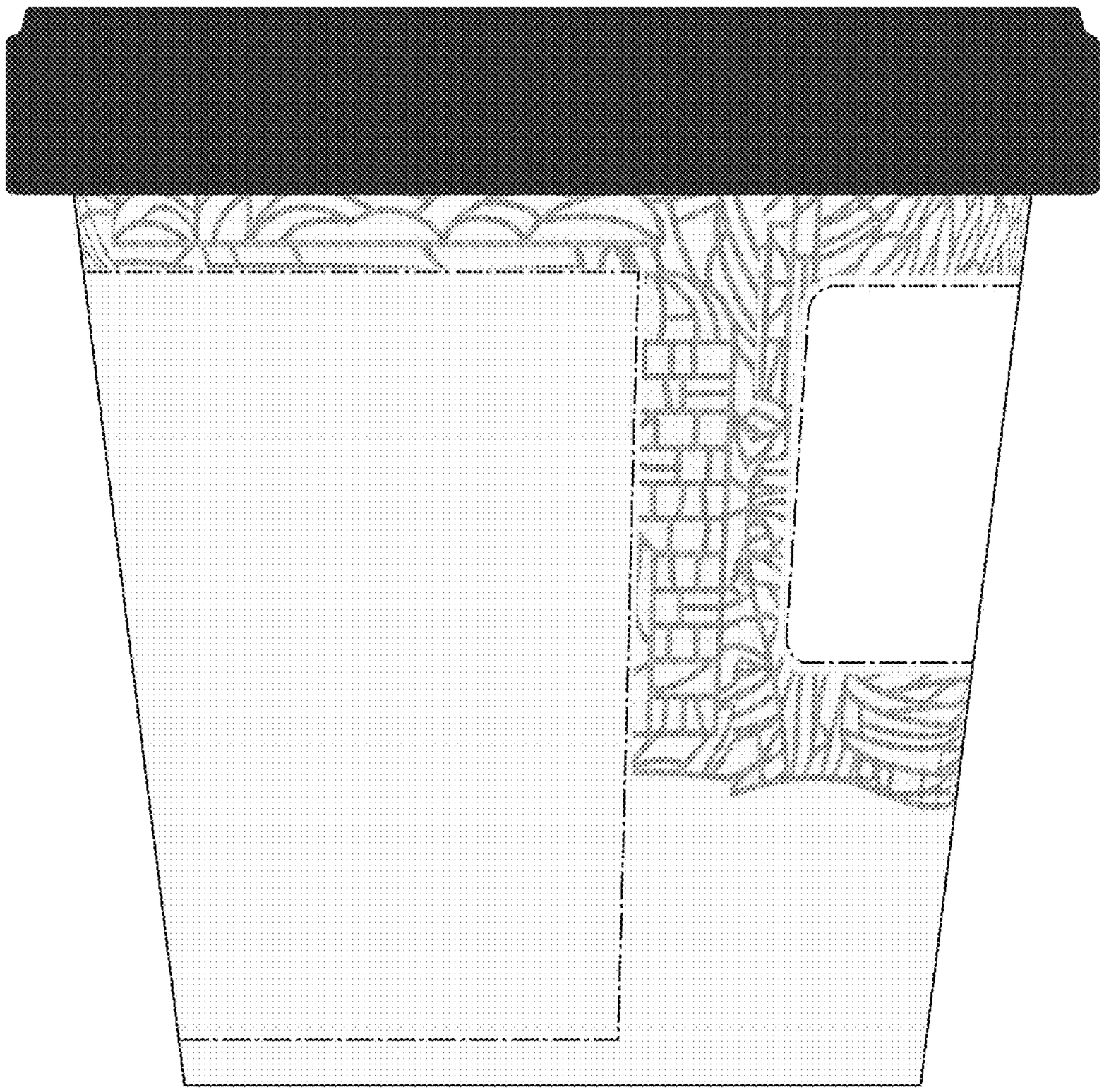

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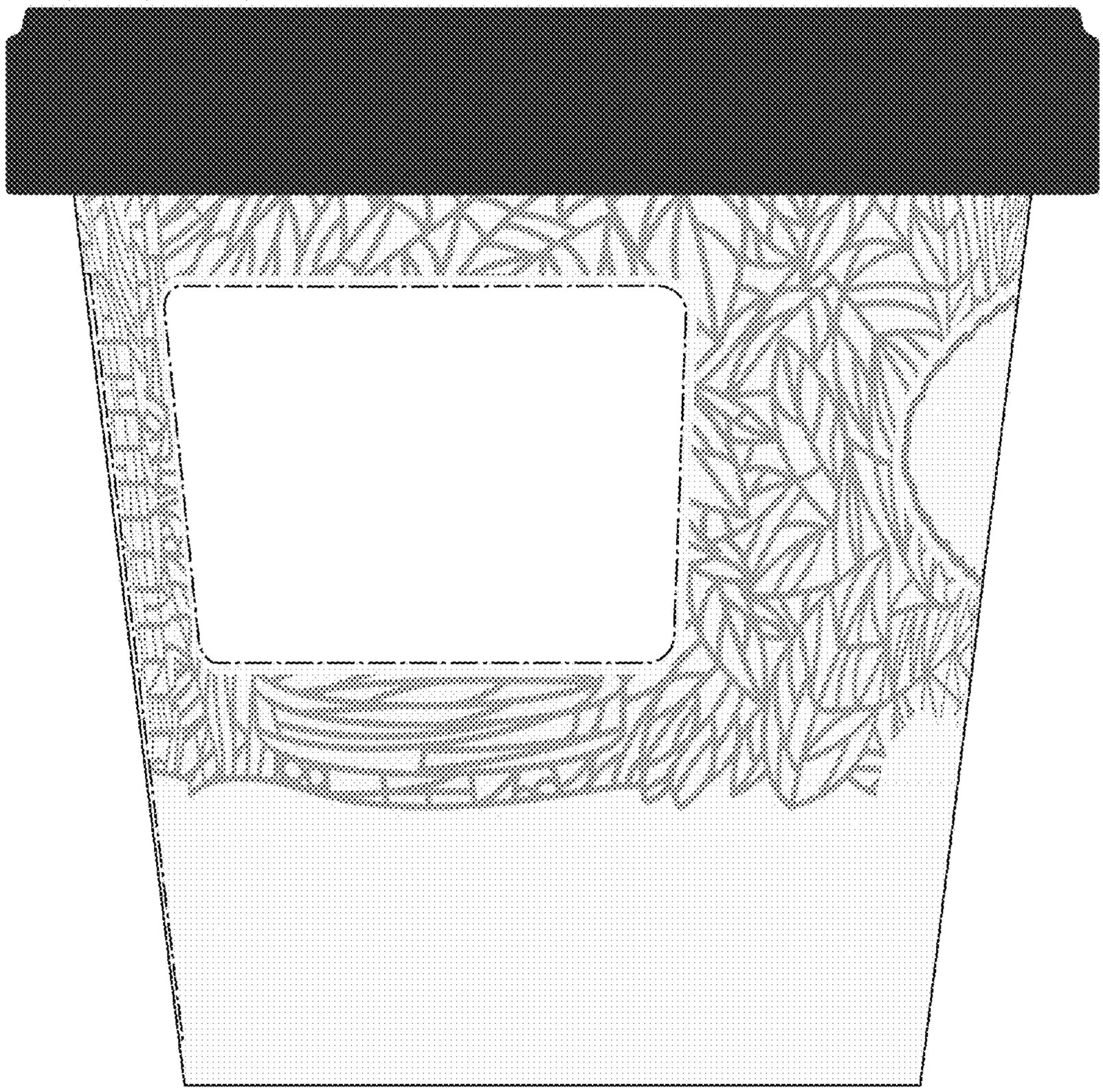

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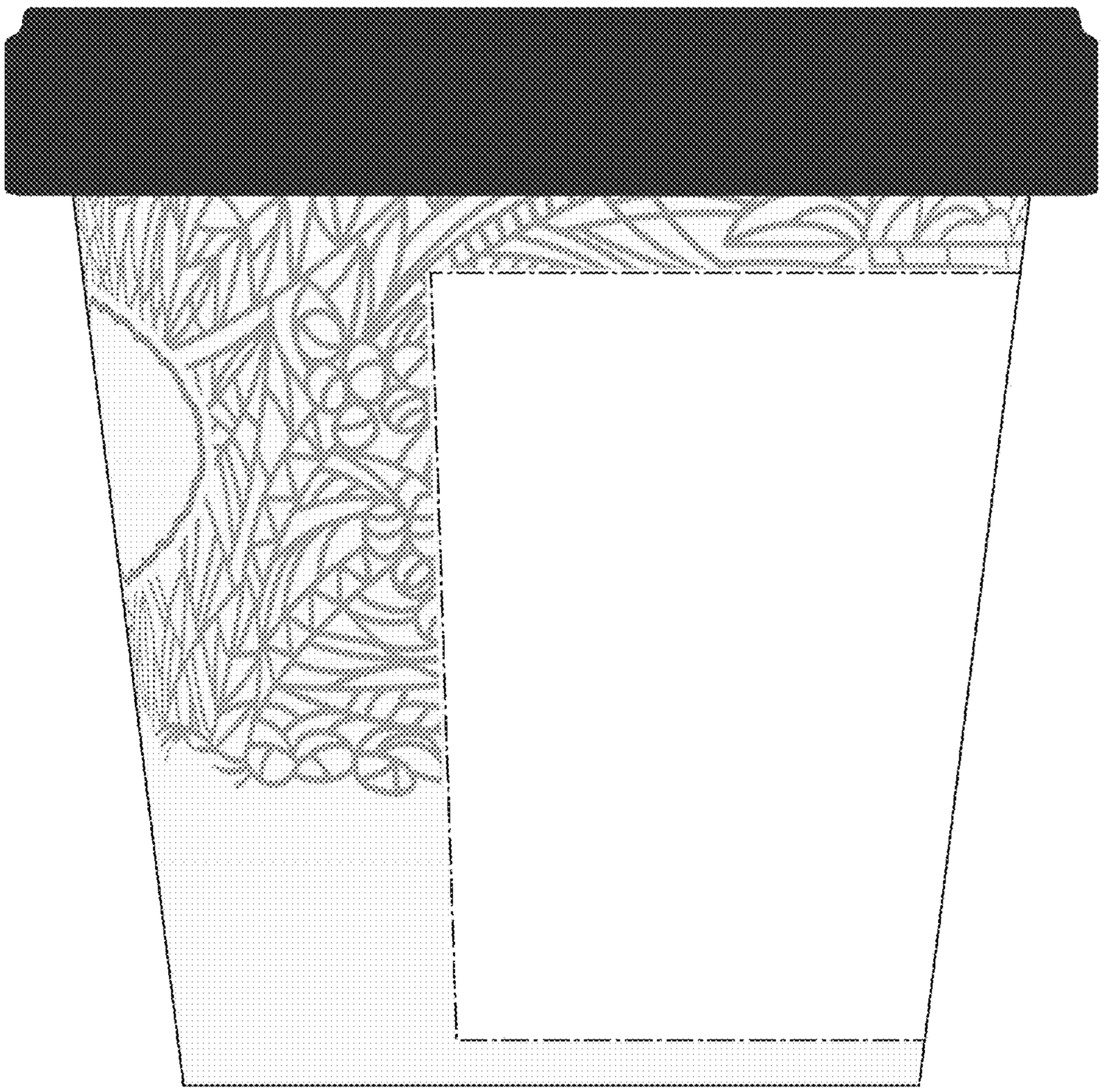


FIG. 16

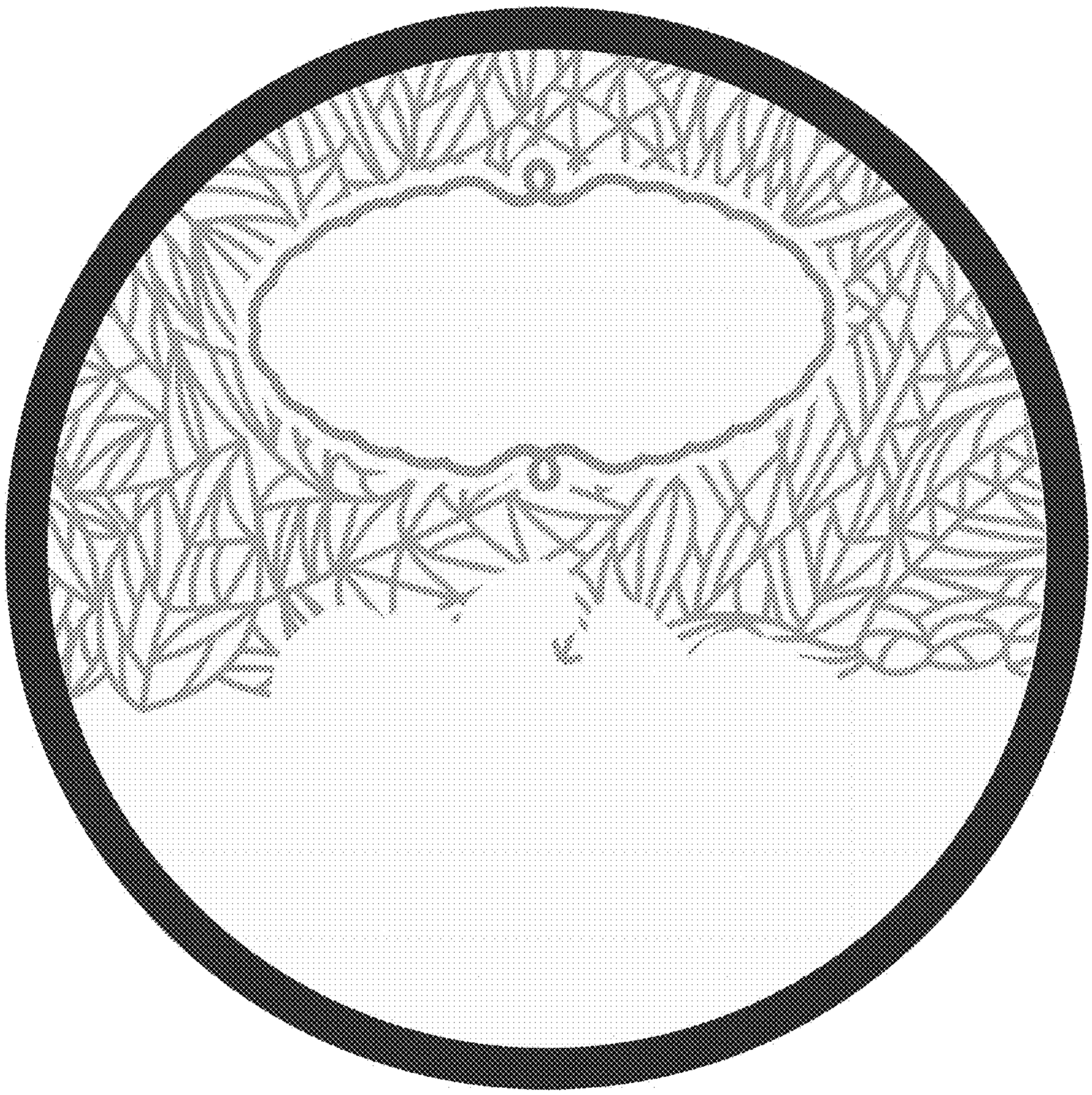


FIG. 17

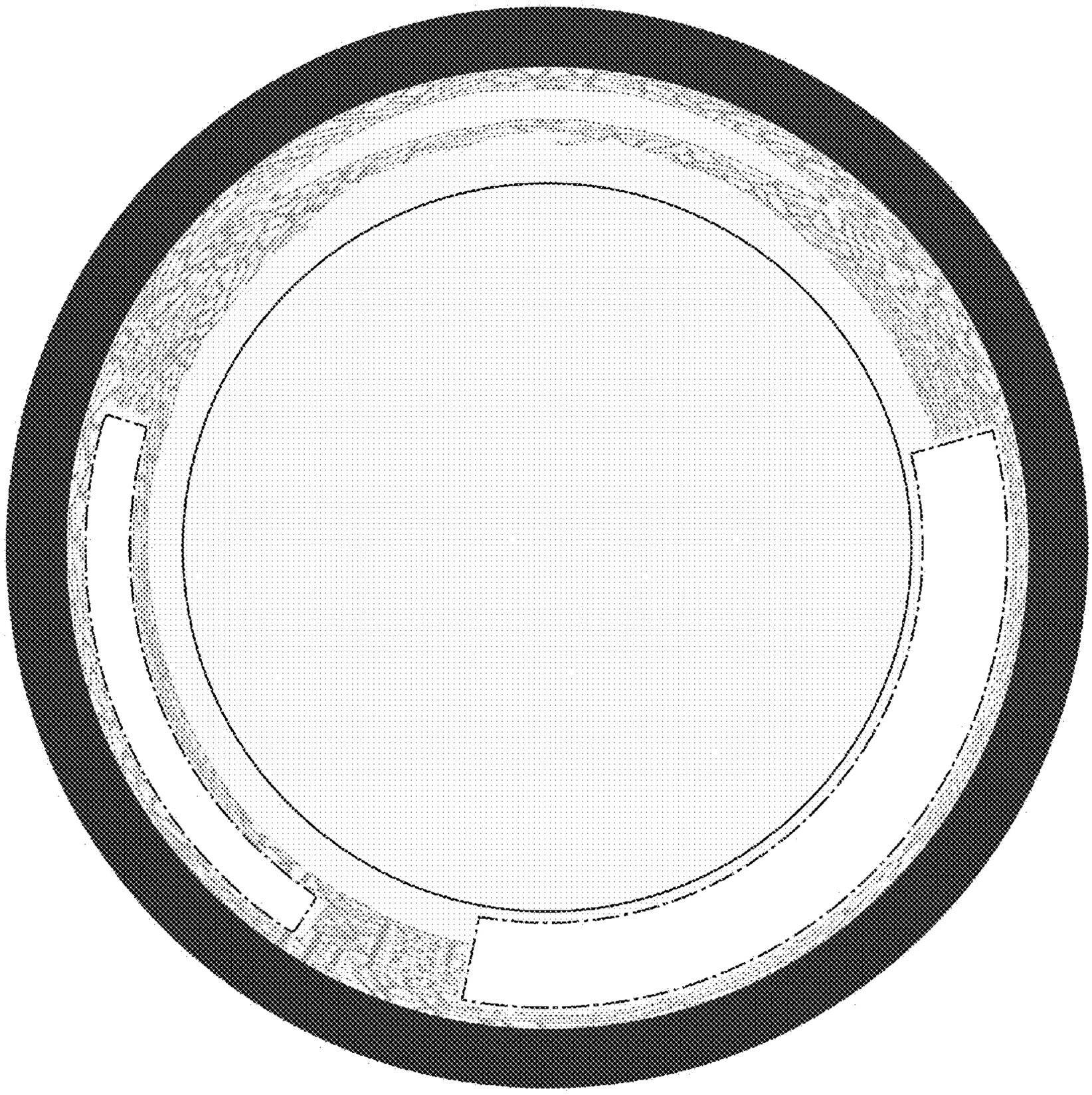


FIG. 18

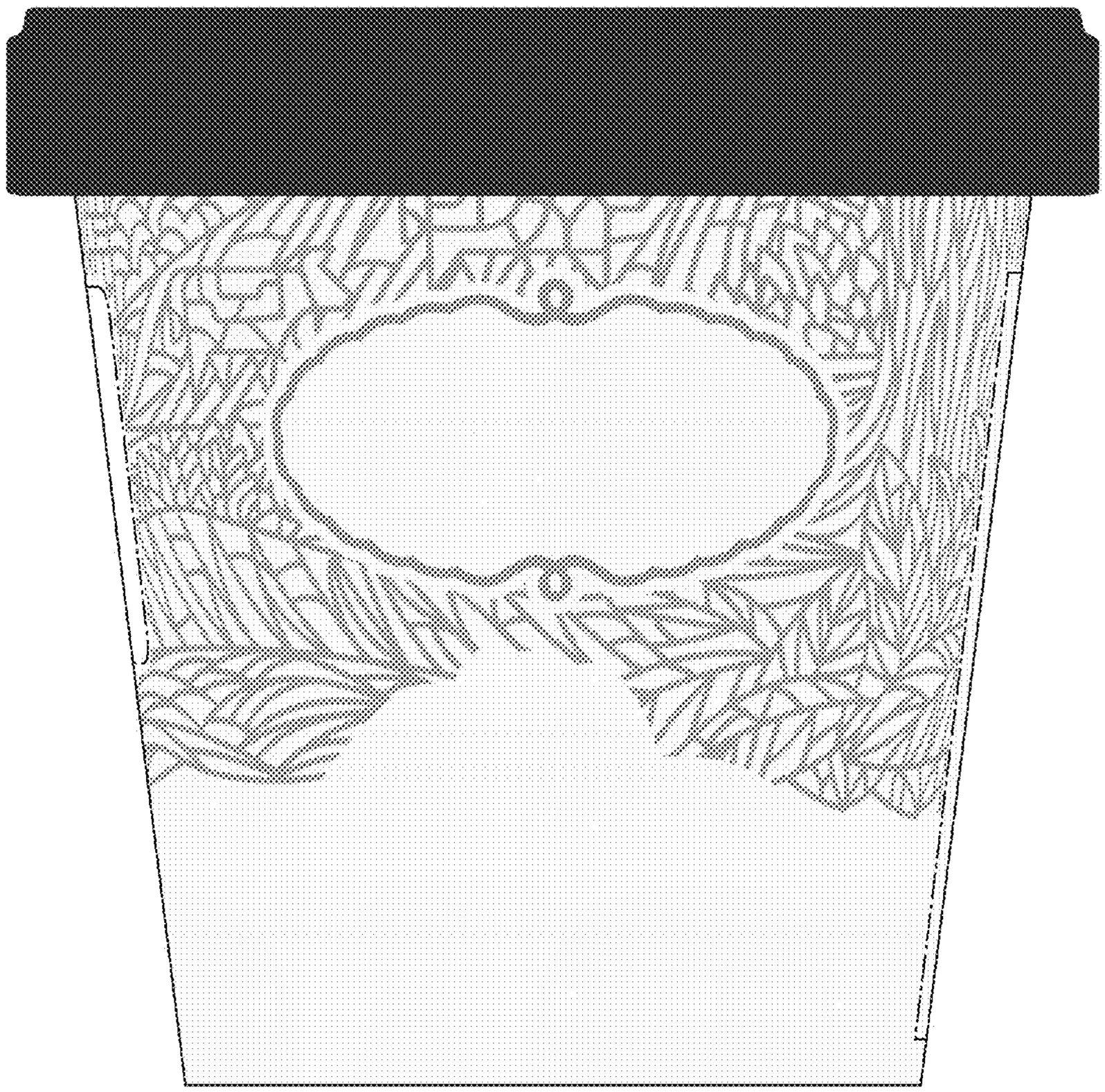


FIG. 19

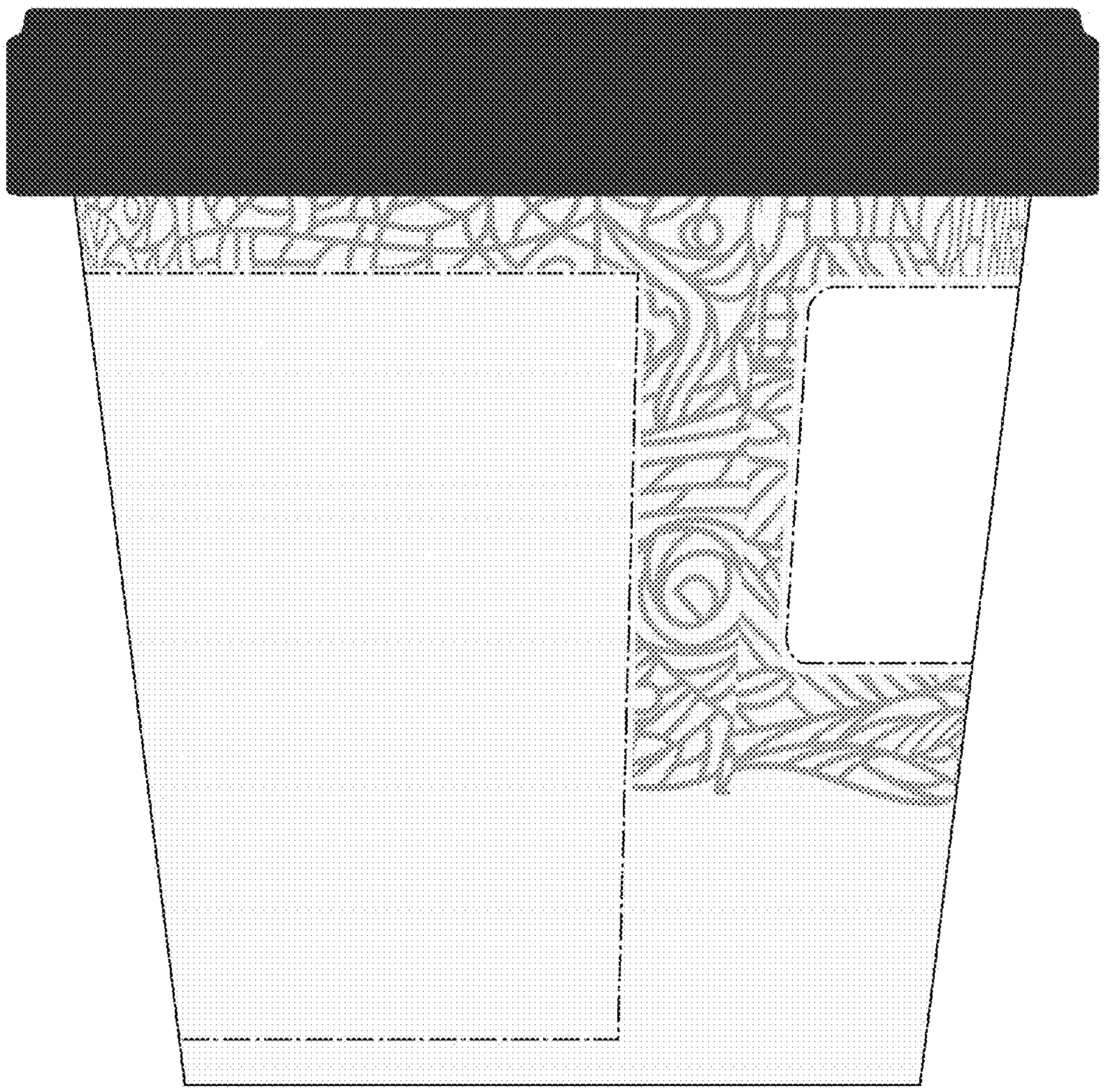
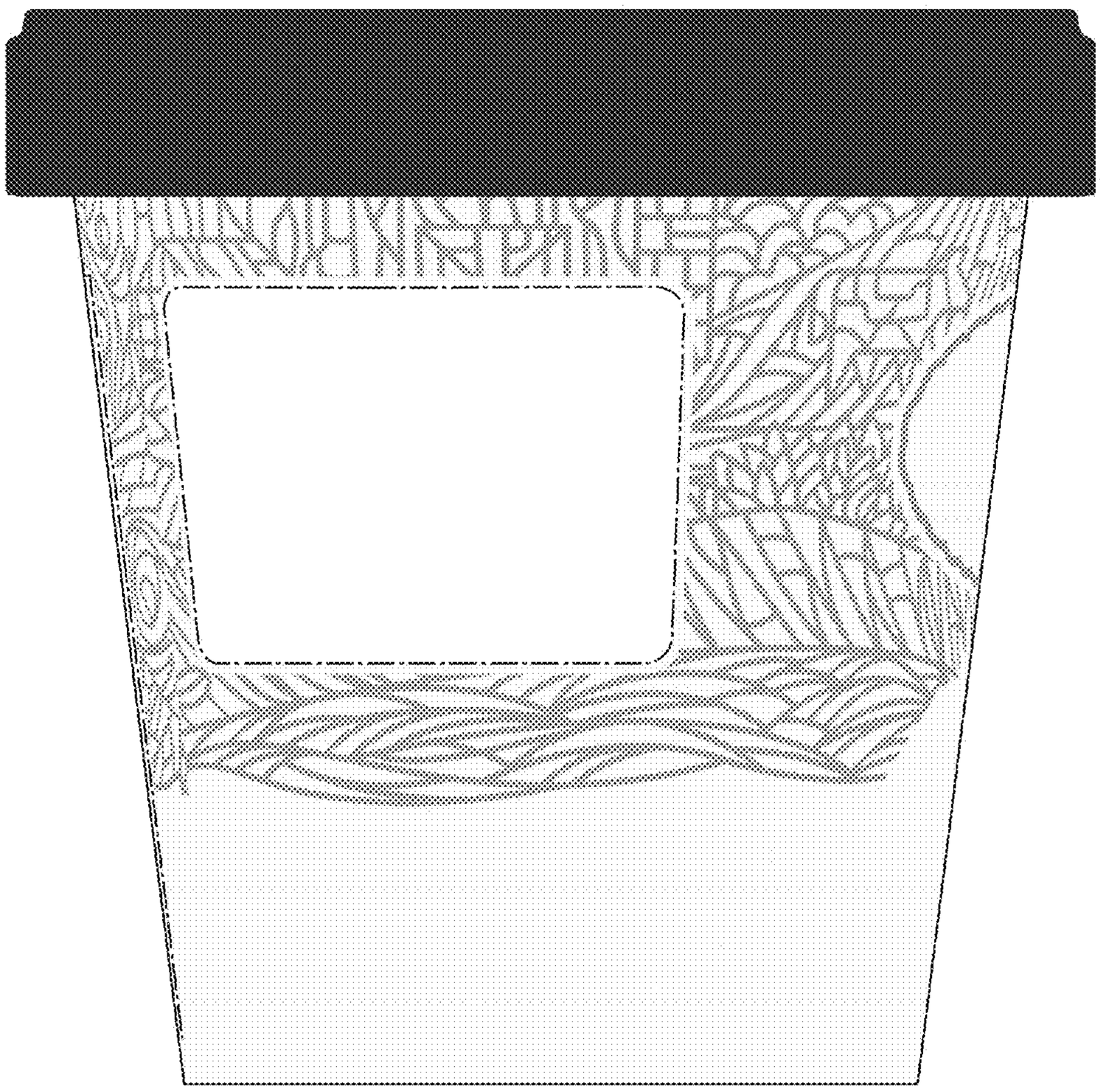


FIG. 20



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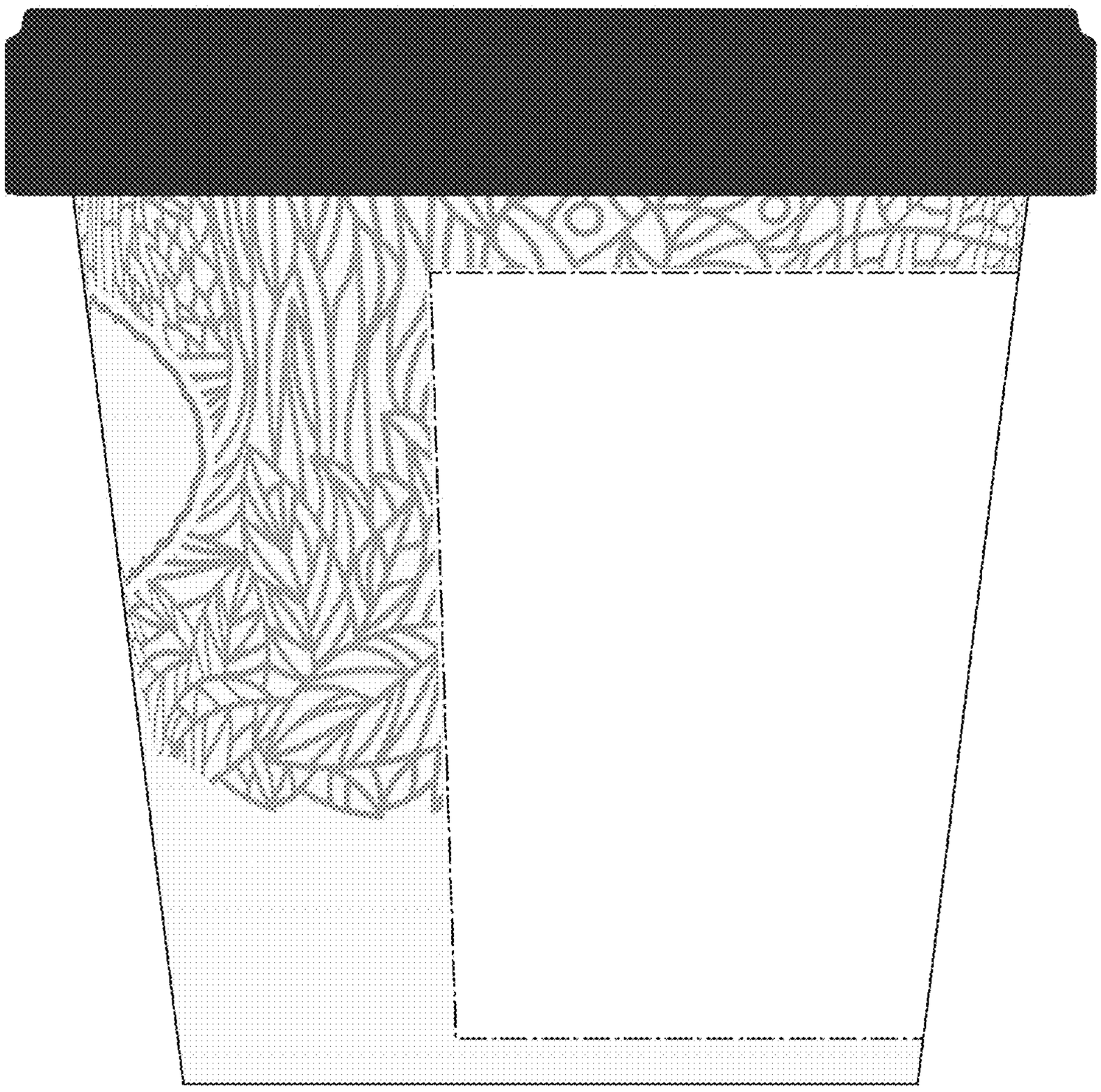


FIG. 22

FIG. 23

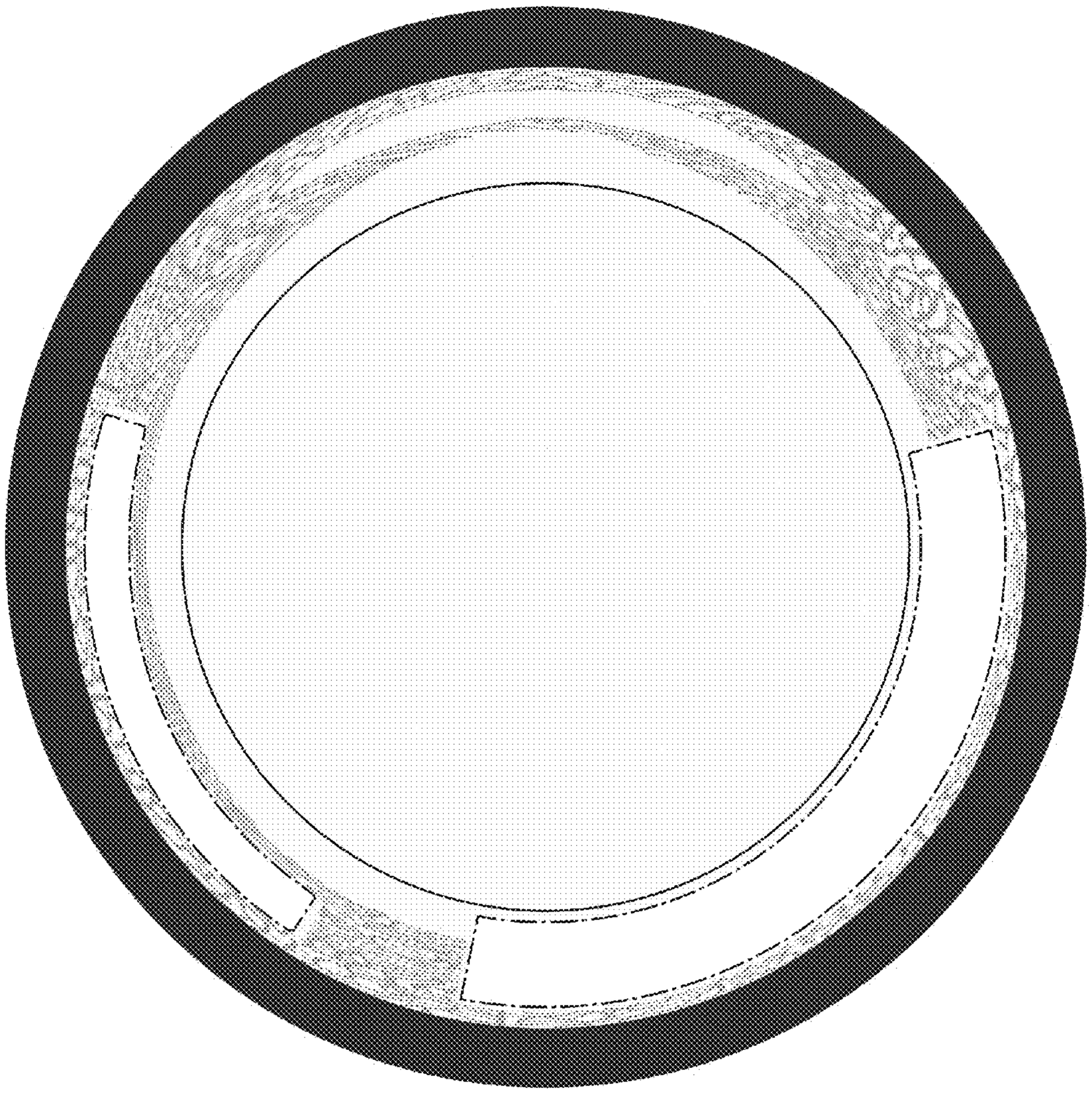


FIG. 24

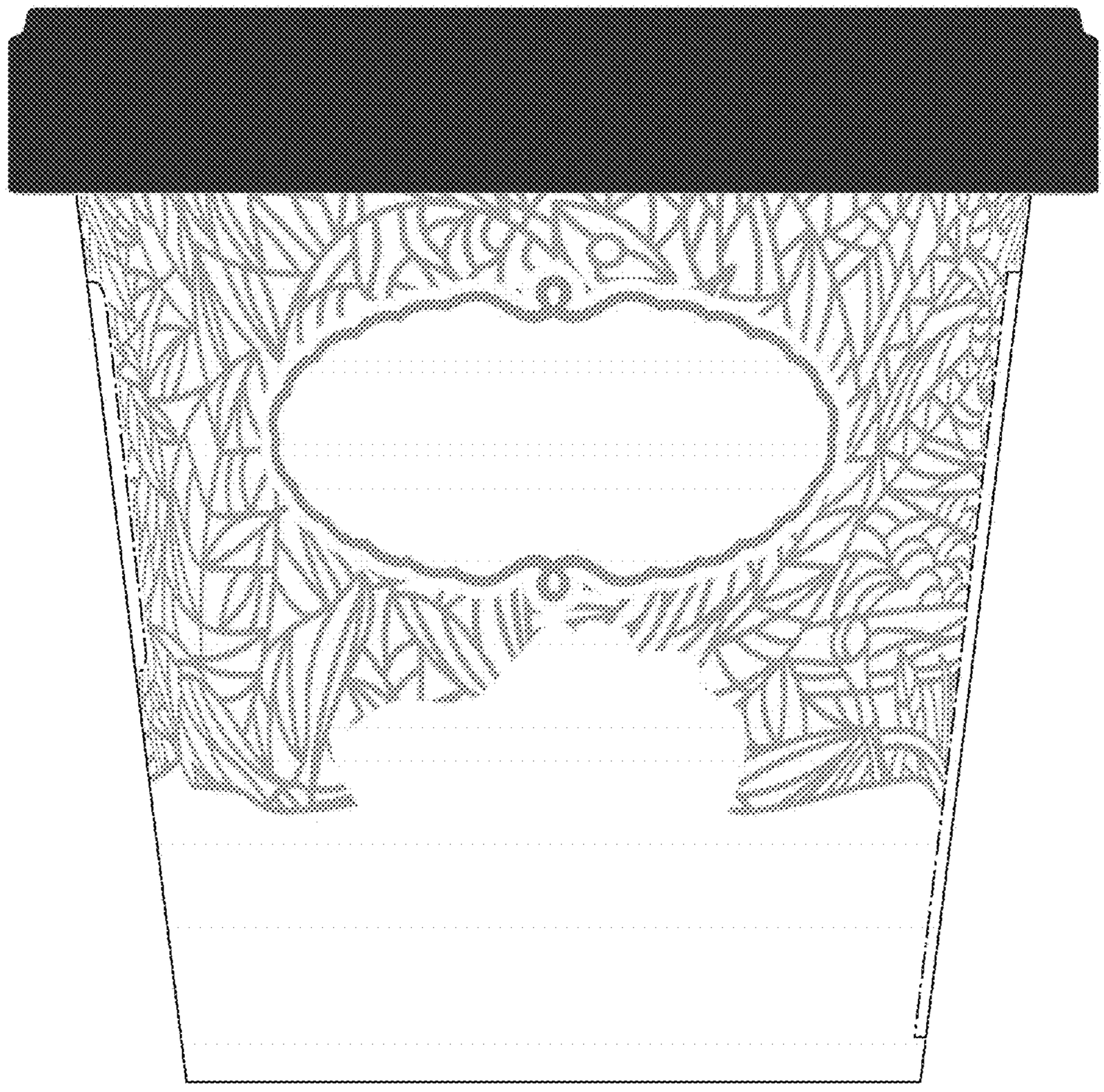


FIG. 25

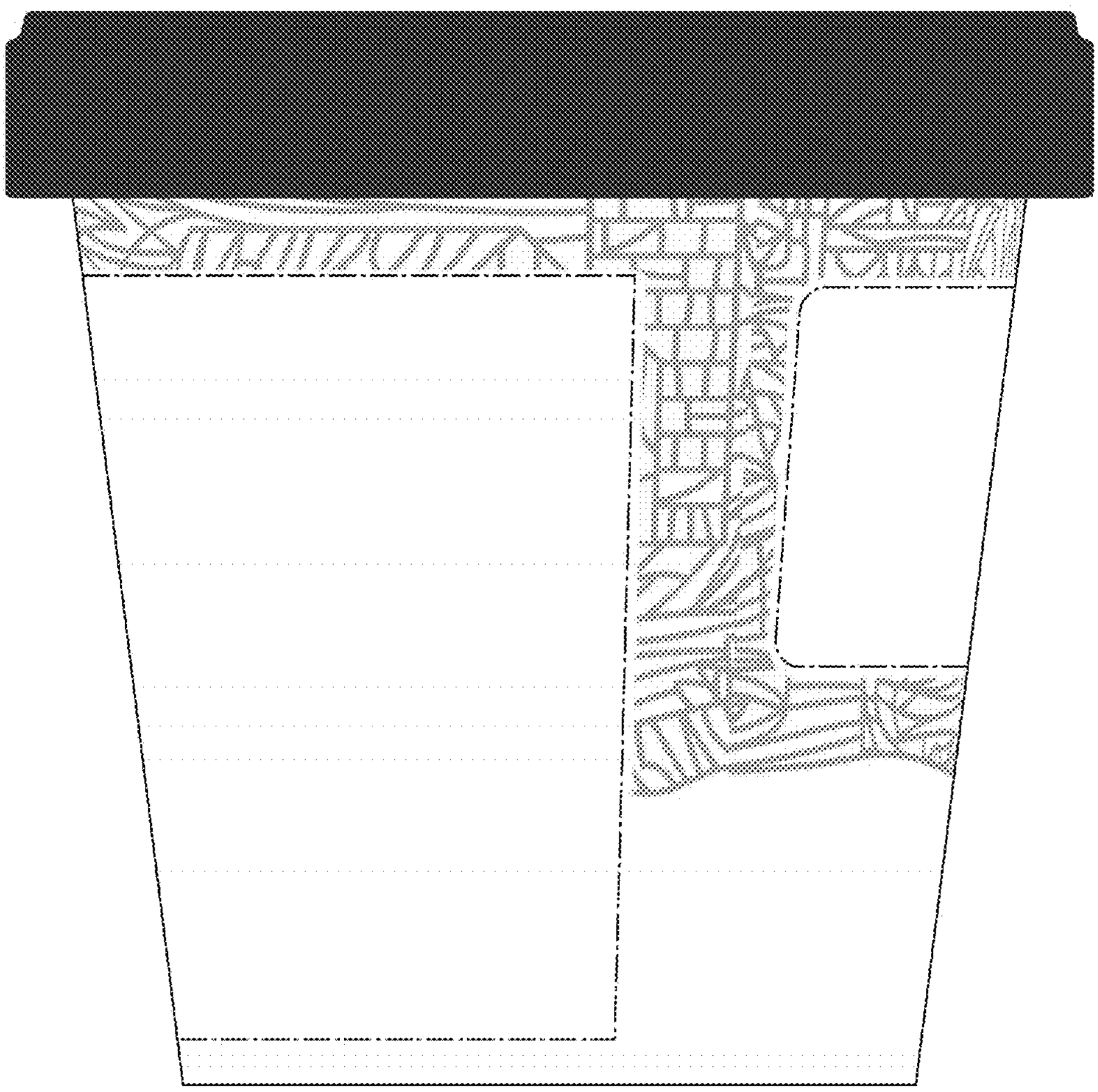
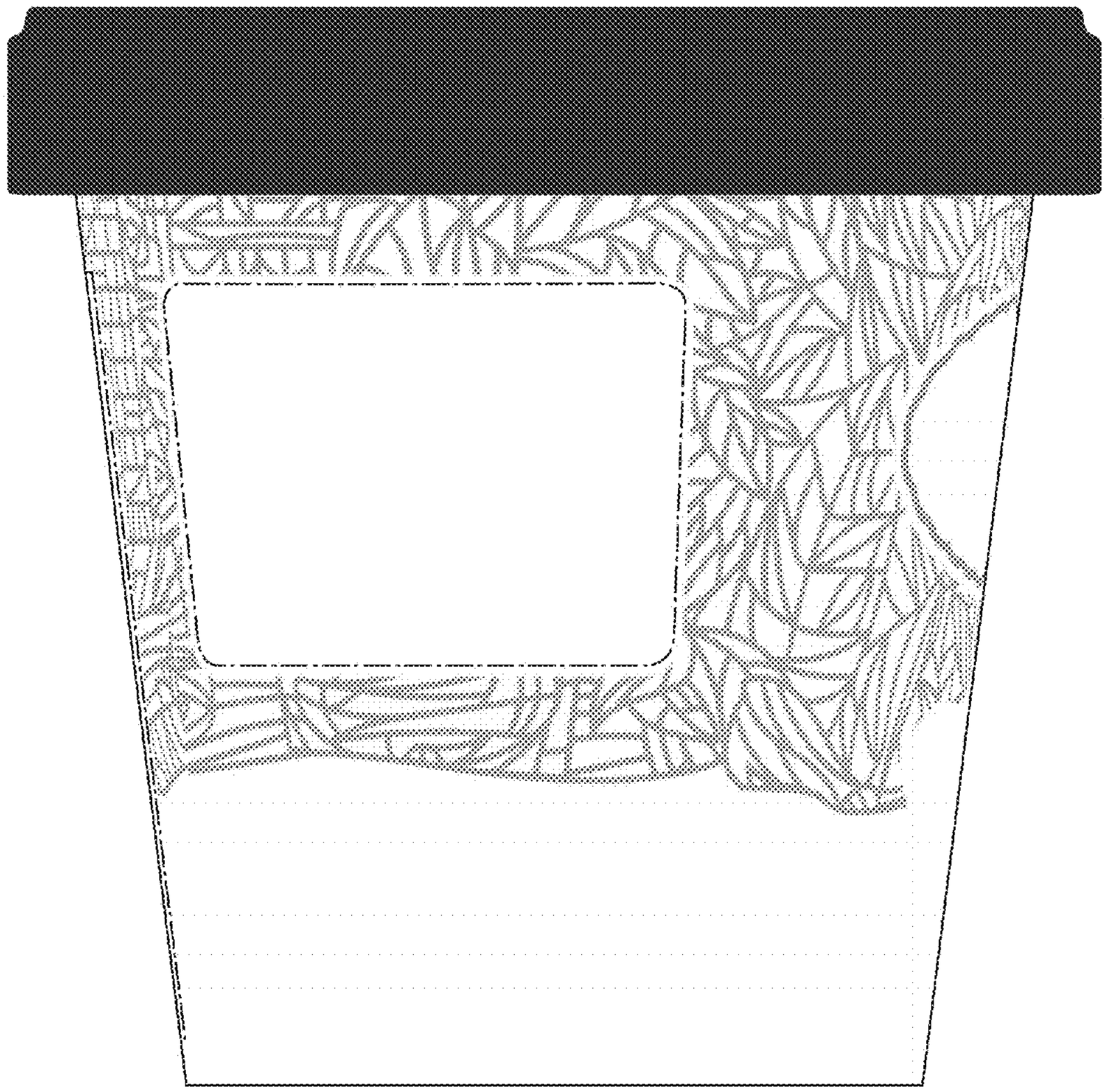


FIG. 26



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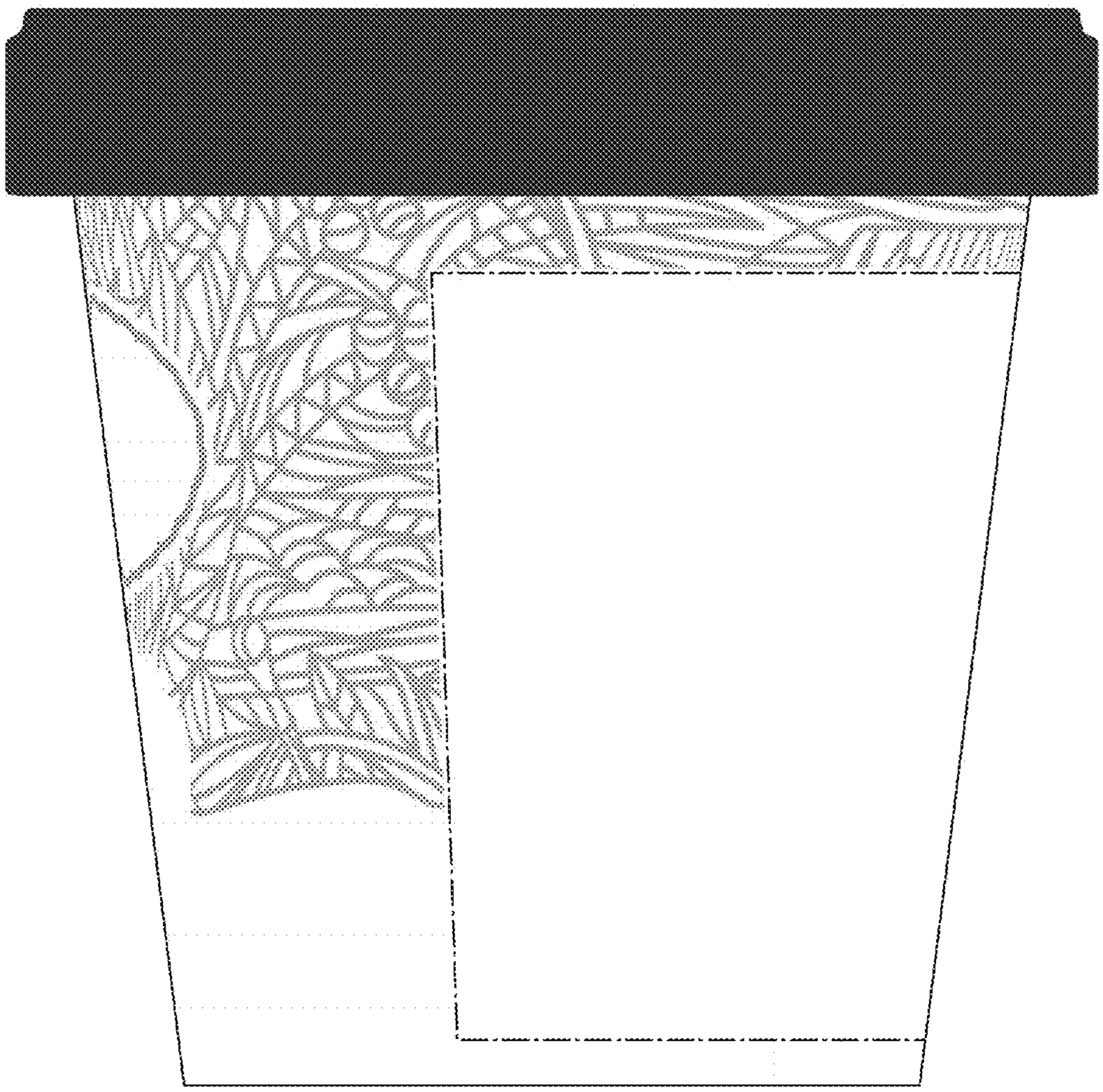
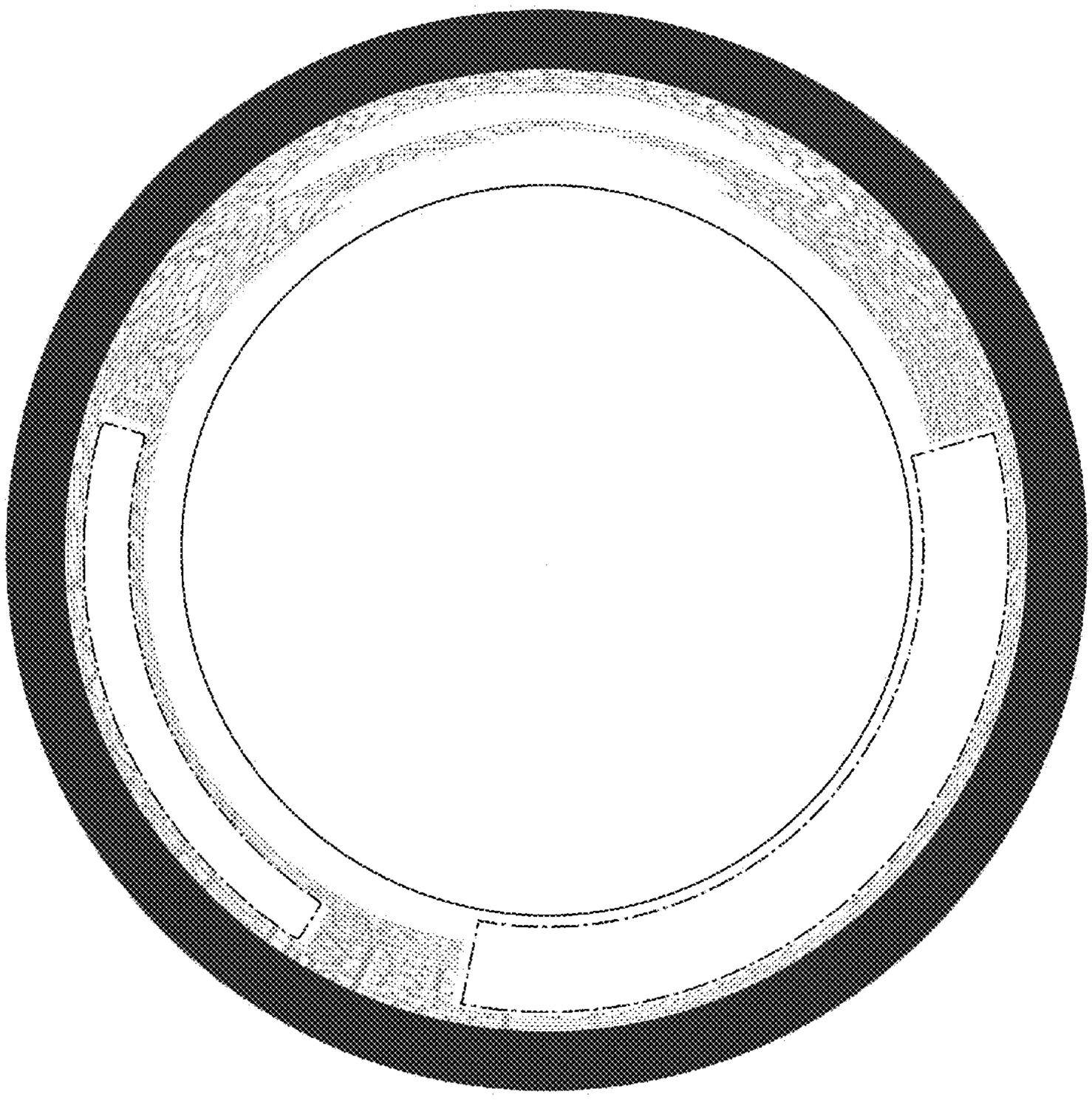


FIG. 28

FIG. 29



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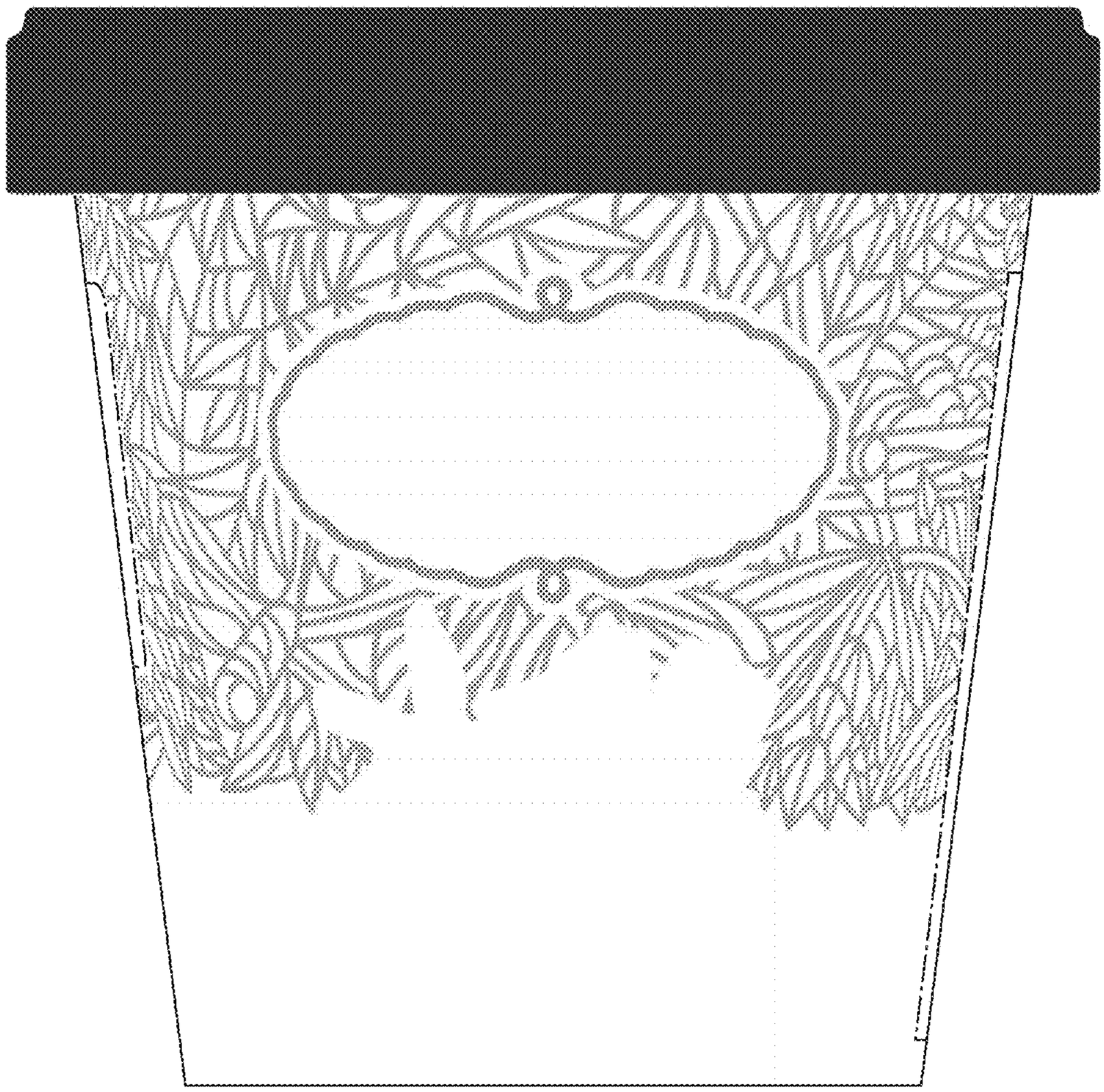

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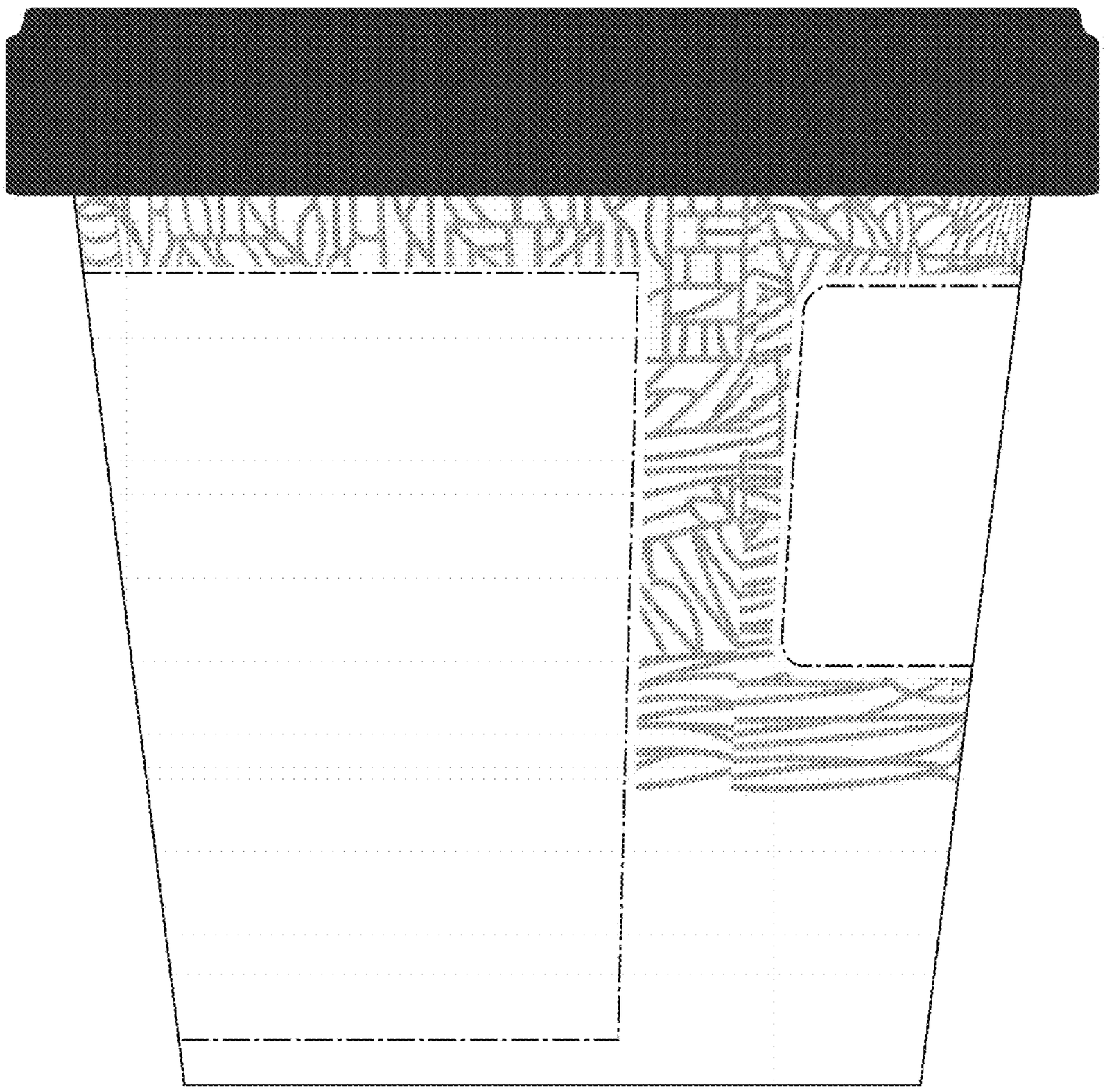

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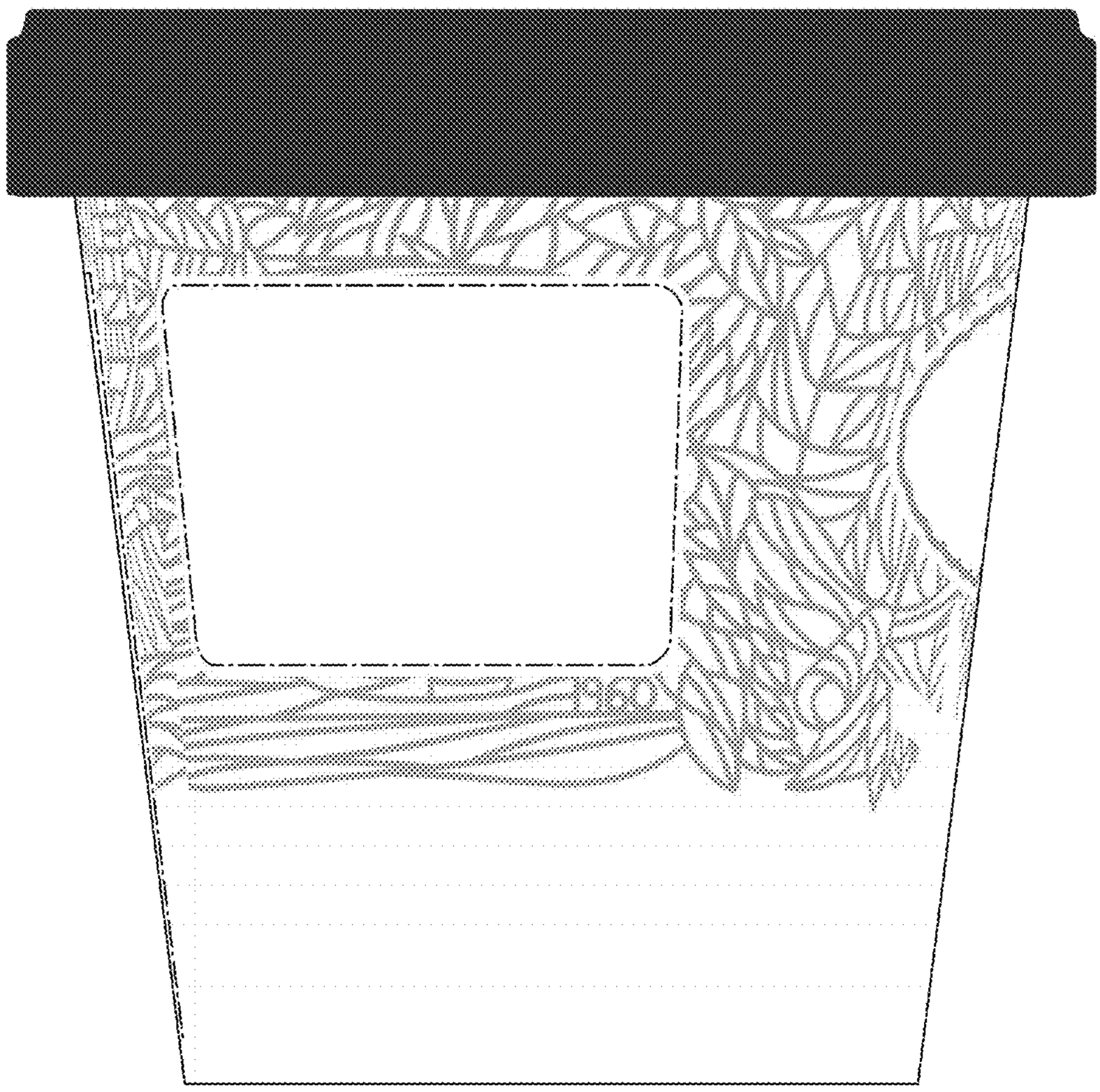

FIG. 33

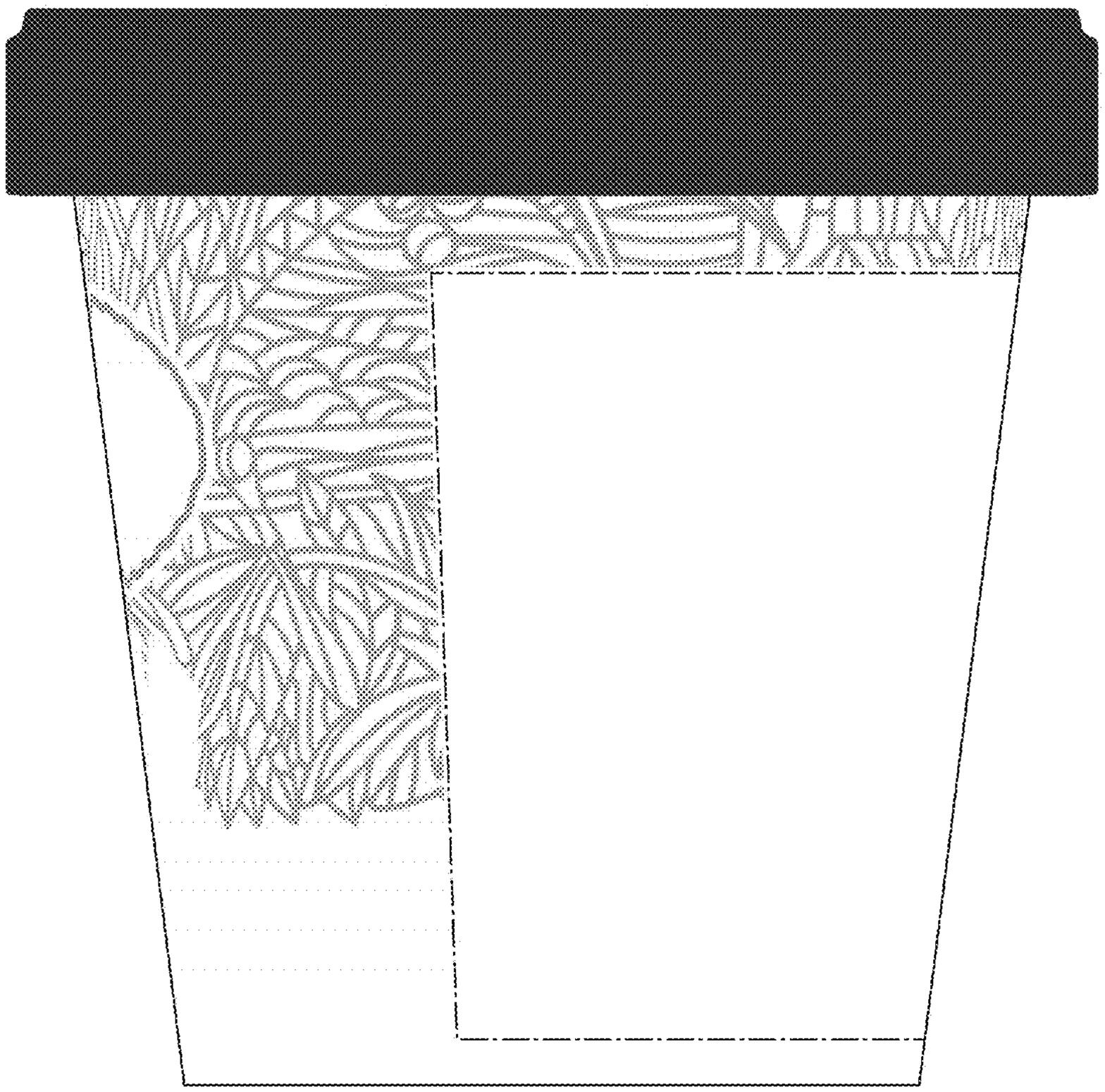

FIG. 34

FIG. 35

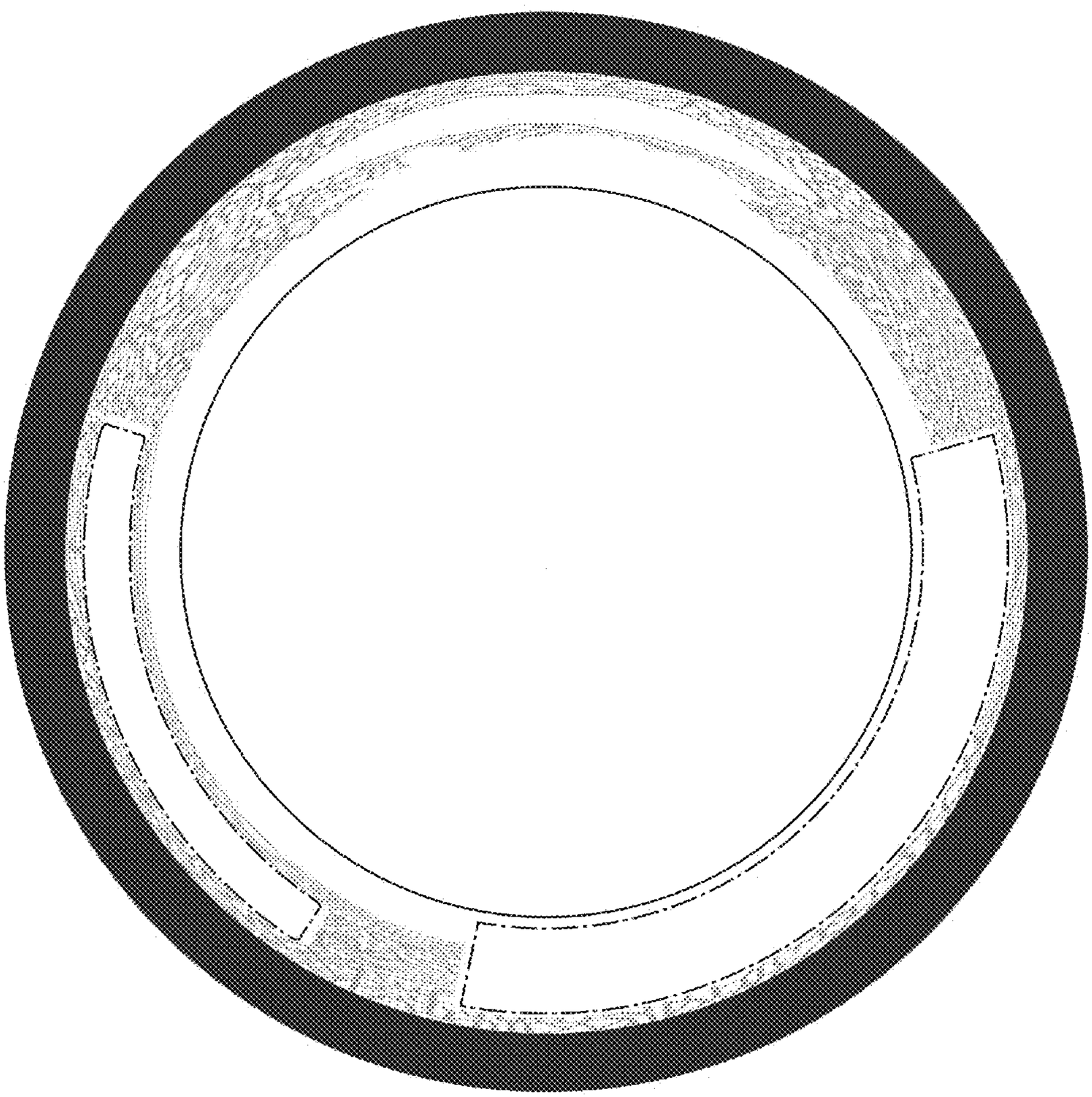

FIG. 36