



US00D884430S

(12) **United States Design Patent** (10) **Patent No.:** **US D884,430 S**
Underkoffler et al. (45) **Date of Patent:** **** May 19, 2020**

(54) **FOOD PRODUCT TRAY**

2016/01/19/marine-harvest-hopes-rebel-fish-walmart-ranges-bringmore-us-competition/; Jan. 19, 2016; pp. 1-3.

(71) Applicant: **Walmart Apollo, LLC**, Bentonville, AR (US)

(Continued)

(72) Inventors: **Daniel R. Underkoffler**, Centerton, AR (US); **Jesse A. Collins**, Bentonville, AR (US)

Primary Examiner — Kelley A Donnelly

(74) *Attorney, Agent, or Firm* — Fitch, Even, Tabin & Flannery LLP

(73) Assignee: **Walmart Apollo, LLC**, Bentonville, AR (US)

(57) **CLAIM**

We claim the ornamental design for a food product tray, as shown and described.

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

(21) Appl. No.: **29/629,680**

DESCRIPTION

(22) Filed: **Dec. 14, 2017**

(51) **LOC (12) Cl.** **07-01**

(52) **U.S. Cl.**
USPC **D7/554.3**

(58) **Field of Classification Search**
USPC D7/500, 538, 550.1, 554.3; D3/203.1, D3/203.6, 225, 218, 273, 302, 304, 314
CPC B65D 1/00; B65D 1/22; B65D 71/0003; B65D 71/0085; B65D 2543/00101; B65D 2543/00296; B65D 1/34
See application file for complete search history.

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 top perspective view of a first embodiment of the food product tray of our new design, the tray being at least partially transparent and having a blue color, where a representative food product (a fish food product) sealed in position under a clear and non-colored transparent film generally conforming to the peripheral shape of the food product is provided for illustrative purposes and forms no part of the claimed design;

FIG. 2 is a bottom perspective view of the food product tray of FIG. 1;

FIG. 3 is a left side elevation view of the food product tray of FIG. 1;

FIG. 4 is a right side elevation view of the food product tray of FIG. 1;

FIG. 5 is a front end elevation view of the food product tray of FIG. 1;

FIG. 6 is a rear end elevation view of the food product tray of FIG. 1;

FIG. 7 is a top plan view of the food product tray of FIG. 1; and,

FIG. 8 is a bottom plan view of the food product tray of FIG. 1.

(56) **References Cited**

U.S. PATENT DOCUMENTS

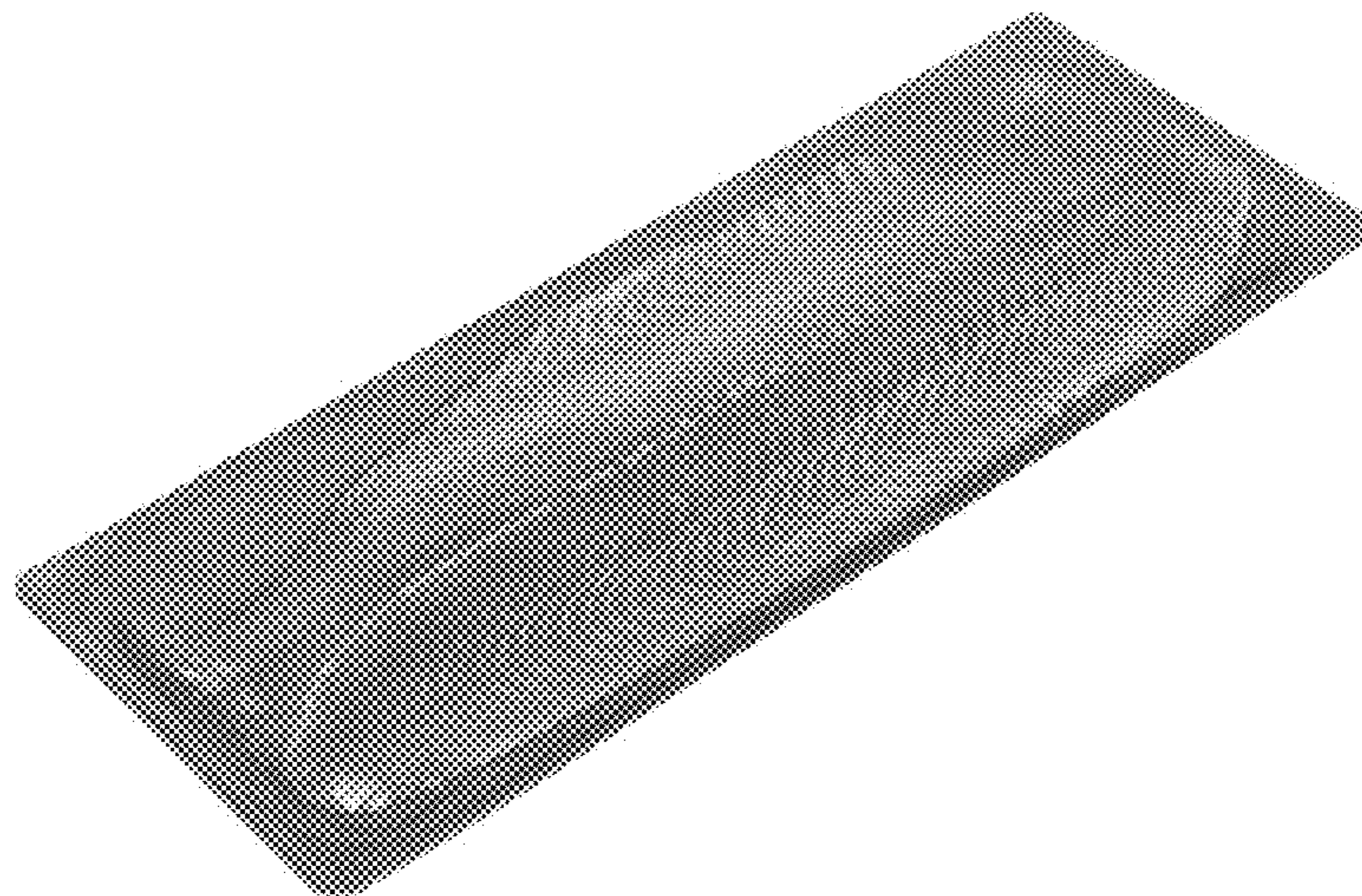
D264,791 S *	6/1982	Conti	.....	D3/314
D415,656 S *	10/1999	Henry	.....	D7/354
D488,352 S *	4/2004	Tisdale	.....	D7/586
D584,141 S *	1/2009	Smith	.....	D9/414
D585,762 S *	2/2009	Friedland	.....	D9/707
D665,628 S *	8/2012	Mayer	.....	D7/553.2
D693,180 S *	11/2013	Peterson	.....	D7/555

(Continued)

OTHER PUBLICATIONS

U.S. Appl. No. 29/629,649, filed Dec. 14, 2017, Daniel R. Underkoffler, Seaman, Tom; "Marine Harvest hopes Rebel Fish, Walmart ranges bring more US competition"; <https://www.undercurrentnews.com/>

1 Claim, 6 Drawing Sheets
(6 of 6 Drawing Sheet(s) Filed in Color)



(56)

References Cited

U.S. PATENT DOCUMENTS

D734,171 S * 7/2015 Bennett D9/762
D819,407 S * 6/2018 Hutchinson D7/542
D819,409 S * 6/2018 Newton D7/554.3
D820,629 S * 6/2018 Lum D7/354
D830,201 S * 10/2018 Buck D9/761
D855,478 S * 8/2019 Vorobej D9/756
D856,793 S * 8/2019 Debnath D9/415

OTHER PUBLICATIONS

Stewart, Jeanine; "Walmart rolls out fresh seafood line from Marine Harvest nationwide"; <https://www.undercurrentnews.com/2015/07/15/walmart-rolls-out-fresh-seafood-line-from-marineharvest-nationwide/>; Jul. 15, 2015; pp. 1-2.

Tasty Island Honolulu Food Blog; "'Smoked' Gravlax"; <http://tastyislandhawaii.com/2014/03/16/smoked-gravlax/>; Mar. 16, 2014; pp. 1-6.

Walmart Canada; "Your Fresh Market Atlantic Salmon Fillets"; <https://www.walmart.ca/en/ip/your-fresh-market-atlantic-salmon-fillets/6000191273561>; commercially sold prior to Mar. 14, 2018; pp. 1-2.

Walmart; "Clear Fish Package"; sold in Walmart Stores prior to Dec. 14, 2017; pp. 1-2.

Walmart.com; "Farm Raised Fresh Atlantic Salmon Fillet, 2.5-3 lbs"; <https://www.walmart.com/ip/Farm-Raised-Fresh-Atlantic-Salmon-Fillet-2-5-3-lbs/115156386>; commercially sold prior to Mar. 14, 2018; pp. 1-10.

Walmart.com; "Fish Fresh Steelhead Trout Fillets, .75-1lb"; <https://www.walmart.com/ip/Fish-Fresh-Steelhead-Trout-Fillets-75-1lb/125652658>; commercially sold prior to Mar. 14, 2018; pp. 1-10.

USPTO; U.S. Appl. No. 29/629,649; Notice of Allowance dated Feb. 24, 2020; 7 pages.

* cited by examiner

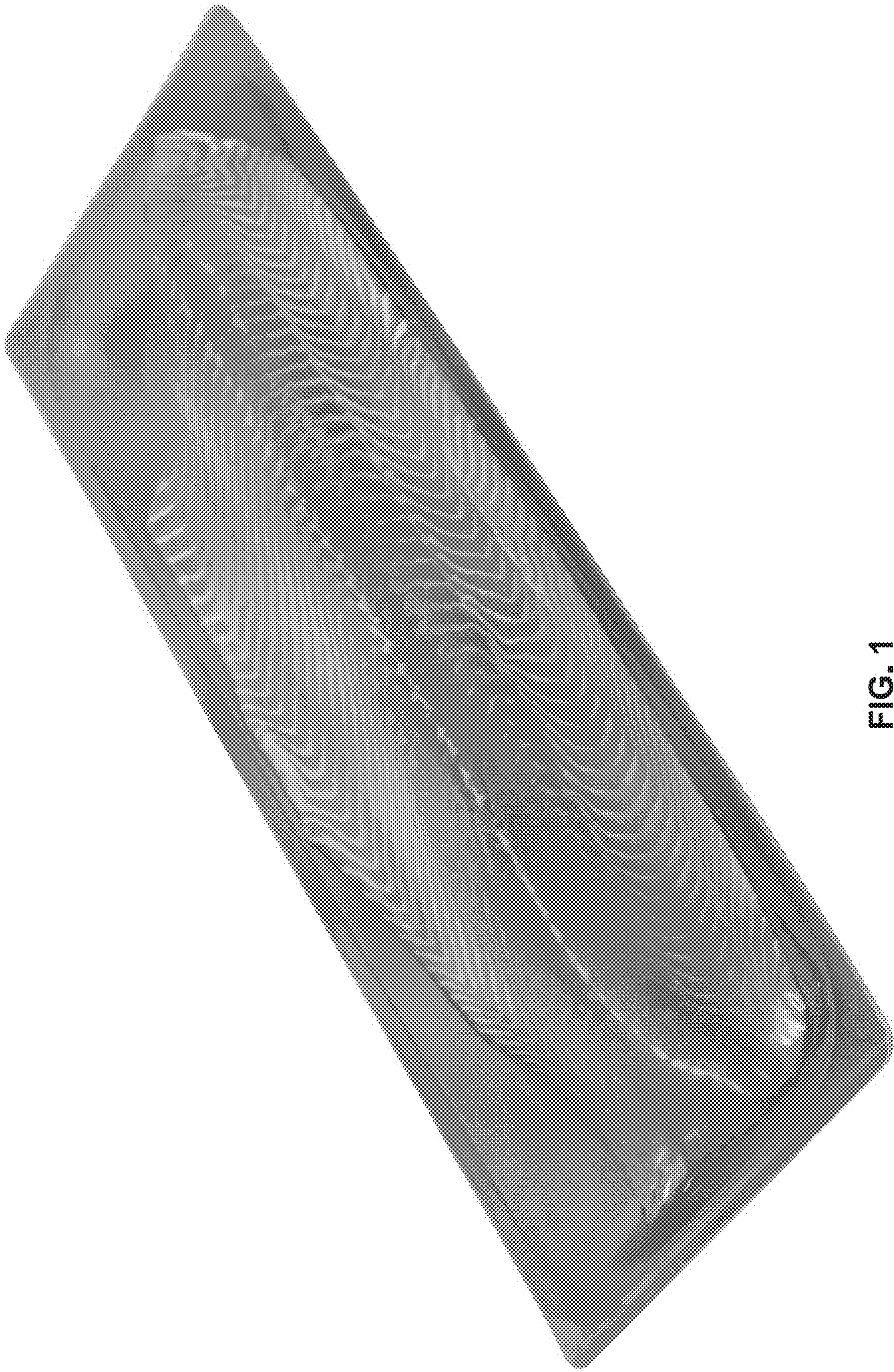


FIG. 1



FIG. 2

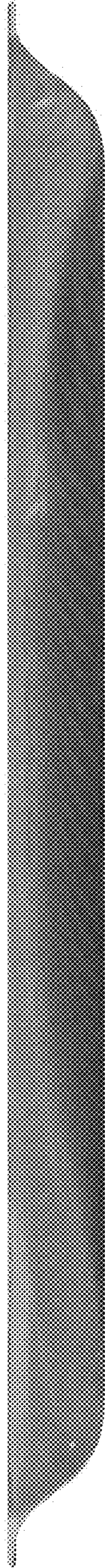


FIG. 3

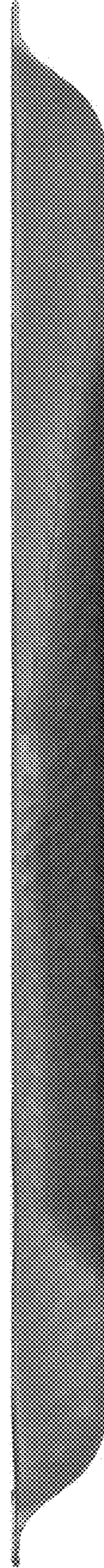


FIG. 4

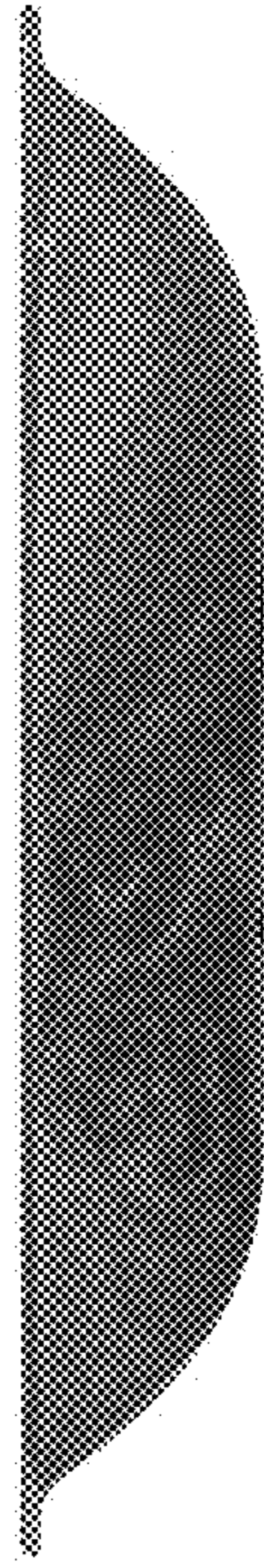


FIG. 5

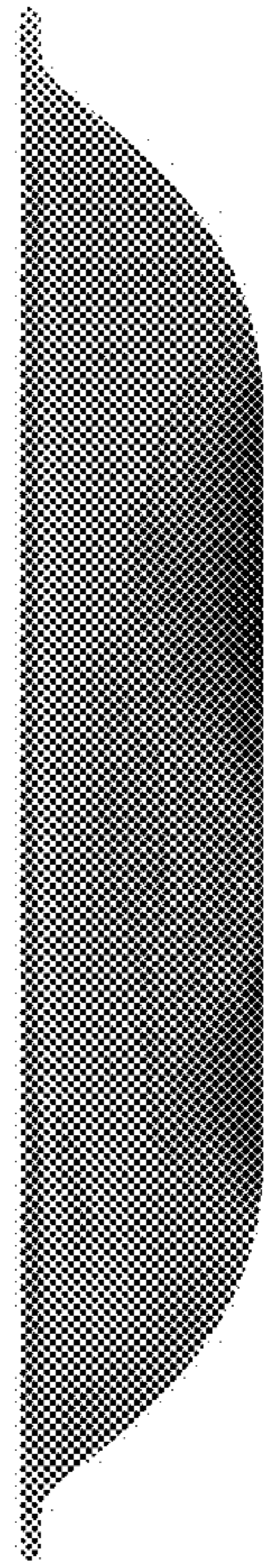


FIG. 6

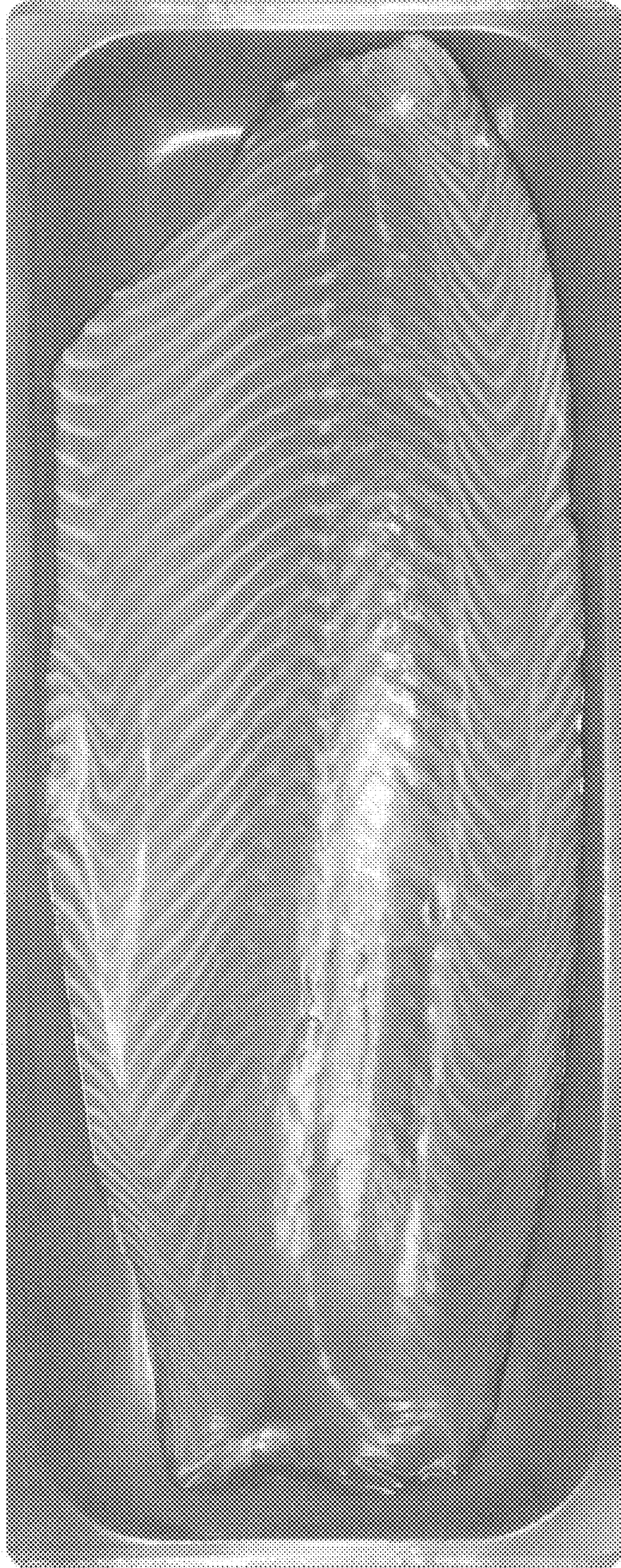


FIG. 7

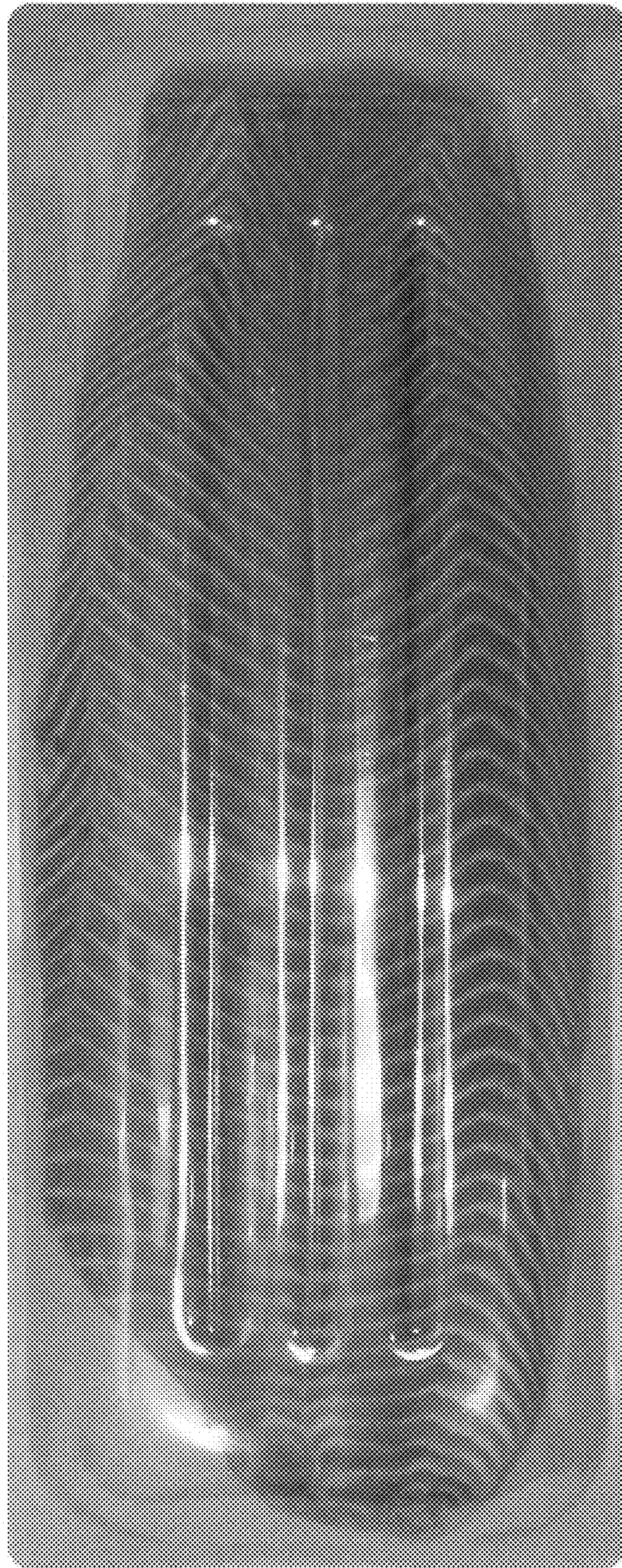


FIG. 8