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(12) **United States Design Patent** (10) **Patent No.:** **US D885,192 S**  
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(54) **BOTTLE**

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

(21) Appl. No.: **29/624,774**

(22) Filed: **Nov. 3, 2017**

**Related U.S. Application Data**

(63) Continuation of application No. 29/567,705, filed on  
Jun. 10, 2016.

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

(52) **U.S. Cl.**  
USPC ..... **D9/549**; D6/556

(58) **Field of Classification Search**  
USPC ..... D9/502, 516, 519, 520, 522, 536-543,  
D9/557-558, 549-552, 559, 563, 565,  
D9/567-571, 574-575, 667; D24/197;  
215/379, 381-384; 220/660, 662,  
220/669-673, 675

(Continued)

(56) **References Cited**

U.S. PATENT DOCUMENTS

D74,300 S \* 1/1928 Ginter ..... D9/552  
D139,892 S \* 1/1945 Riha ..... D9/542

(Continued)

FOREIGN PATENT DOCUMENTS

EM 003507904-0001 \* 4/2017

OTHER PUBLICATIONS

Monster to unleash Mutant on Mtn Dew, posted at foodbusinessnew.  
net, posted on Jun. 20, 2016, [online], [site visited Apr. 19, 2017].  
URL: [http://www.foodbusinessnews.net/articles/news\\_home/New-Product-Launches/2016/06/Monster\\_to\\_unleash\\_Mutant\\_on\\_M.aspx?ID=%7B20C261BC-2D64-4A0E-AE82-115AE2DAF803%7D](http://www.foodbusinessnews.net/articles/news_home/New-Product-Launches/2016/06/Monster_to_unleash_Mutant_on_M.aspx?ID=%7B20C261BC-2D64-4A0E-AE82-115AE2DAF803%7D)> (Year:  
2016).\*

(Continued)

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(57) **CLAIM**

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

**DESCRIPTION**

FIG. 1 is a top, front, side perspective view of a bottle  
embodying our design;

FIG. 2 is a front view thereof;

FIG. 3 is a rear view thereof;

FIG. 4 is a right side view thereof;

FIG. 5 is a left side view thereof;

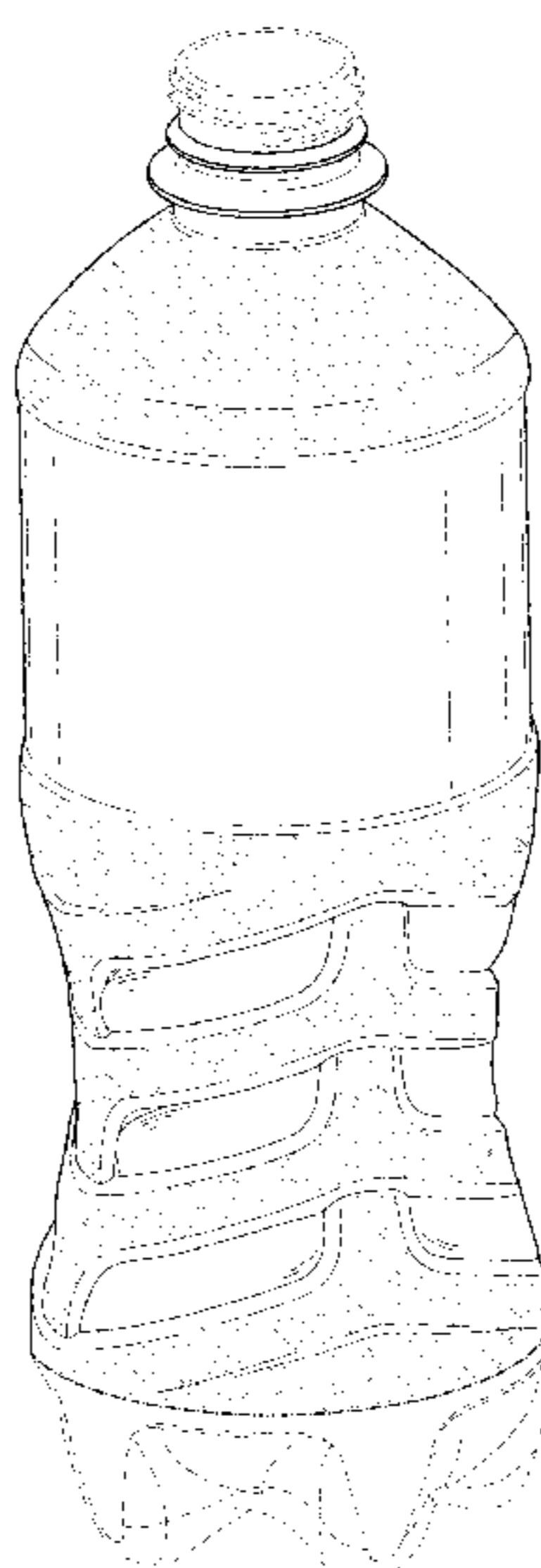
FIG. 6 is a top view thereof; and,

FIG. 7 is a bottom view thereof.

The broken lines illustrate portions of the bottle that form no  
part of the claimed design. The dash-dot lines illustrate  
boundaries of the claimed design.

Stippling represents a contrast in appearance.

**1 Claim, 6 Drawing Sheets**



(58) **Field of Classification Search**

CPC ..... B65D 1/0223; B65D 2501/0036; B65D 79/005; B65D 23/102; B65D 2501/0027  
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D409,919	S	5/1999	Young	
D449,526	S	10/2001	Lichtman et al.	
D463,292	S	9/2002	Bianco	
D482,976	S	12/2003	Melrose	
D509,746	S	9/2005	Mero et al.	
D522,870	S	6/2006	Venkataraman et al.	
D522,874	S	6/2006	Livingston et al.	
D523,341	S	6/2006	Livingston et al.	
D528,007	S	9/2006	De Niverville et al.	
D535,884	S	1/2007	Davis et al.	
D536,255	S *	2/2007	Corbett .....	D9/538
D538,168	S	3/2007	Davis et al.	
D561,595	S	2/2008	Le Bras-brown et al.	
D561,596	S *	2/2008	Hyde .....	D9/538
D561,597	S	2/2008	Venkataraman et al.	
D564,889	S *	3/2008	Boon .....	D9/539
D583,672	S	12/2008	Lepoitevin	
D584,628	S *	1/2009	Lepoitevin .....	B65D 1/0223 D9/520
D588,921	S *	3/2009	Williams .....	D9/537
D600,122	S	9/2009	Strasser et al.	
D600,559	S *	9/2009	Lepoitevin .....	B65D 1/0223 D9/538
D619,011	S *	7/2010	Zoppas .....	D9/541
D619,899	S	7/2010	Mero et al.	
D626,850	S *	11/2010	Zoppas .....	D9/541
D628,074	S	11/2010	Mero et al.	
D637,908	S	5/2011	Fleischhacker et al.	
D637,909	S	5/2011	Fleischhacker et al.	
D643,723	S	8/2011	Snyder et al.	
D644,929	S *	9/2011	White .....	D7/509
D648,222	S	11/2011	Snyder et al.	
D648,633	S	11/2011	Boukobza	
D651,901	S	1/2012	Miller et al.	
D651,905	S	1/2012	Bartolomei	
D652,724	S	1/2012	Snyder et al.	
D652,725	S	1/2012	Snyder et al.	
D652,726	S	1/2012	Snyder et al.	
D652,733	S	1/2012	Oommen et al.	
D661,196	S	6/2012	Heisner	
D663,214	S	7/2012	George et al.	
D663,621	S	7/2012	Lepoitevin	
D668,958	S	10/2012	George et al.	
D671,007	S	11/2012	Lovelace, Jr. et al.	
8,596,479	B2	12/2013	Simon et al.	
D700,519	S	3/2014	Eaton et al.	
D719,449	S	12/2014	Eaton et al.	
D736,628	S	8/2015	Fleischhacker	
D739,734	S	9/2015	Morrison et al.	
D739,752	S *	9/2015	Eaton .....	D9/540
D754,002	S	4/2016	Knight et al.	
D764,297	S *	8/2016	Impedovo .....	D9/538
D772,071	S *	11/2016	Eaton .....	D9/516
D853,849	S	7/2019	Hall et al.	
2008/0302758	A1	12/2008	Mody et al.	
2009/0014407	A1	1/2009	Strasser et al.	

OTHER PUBLICATIONS

U.S. Appl. No. 29/567,708 and its entire file history, filed Jun. 10, 2016, Hall et al.  
U.S. Appl. No. 29/567,704 and its entire file history, filed Jun. 10, 2016, Hall et al.  
U.S. Appl. No. 29/567,702 and its entire file history, filed Jun. 10, 2016, Hall et al.  
U.S. Appl. No. 29/567,709 and its entire file history, filed Jun. 10, 2016, Hall et al.  
U.S. Appl. No. 29/567,705 and its entire file history, filed Jun. 10, 2016, Hall et al.  
U.S. Appl. No. 29/567,710 and its entire file history, filed Jun. 10, 2016, Hall et al.  
U.S. Appl. No. 29/567,706 and its entire file history, filed Jun. 10, 2016, Hall et al.  
U.S. Appl. No. 29/567,707 and its entire file history, filed Jun. 10, 2016, Hall et al.  
U.S. Appl. No. 29/624,609 and its entire file history, filed Nov. 2, 2017, Hall et al.  
U.S. Appl. No. 29/641,242 and its entire file history, filed Mar. 20, 2018, Hall et al.  
U.S. Appl. No. 29/624,608, and its entire file history, filed Nov. 2, 2017, Hall et al.  
U.S. Appl. No. 29/624,629, and its entire file history, filed Nov. 2, 2017, Hall et al.  
U.S. Appl. No. 29/666,514 and its entire file history, filed Oct. 12, 2018, Hall et al.  
U.S. Appl. No. 29/624,645, and its entire file history, filed Nov. 2, 2017, Hall et al.  
U.S. Appl. No. 29/624,630, and its entire file history, filed Nov. 2, 2017, Hall et al.  
“Sidekick Bottles,” Mountain Dew Wiki, available at [http://mountaindew.wikia.com/wiki/Sidekick\\_Bottles](http://mountaindew.wikia.com/wiki/Sidekick_Bottles), 2009.  
“4sight and PepsiCo Create Ownable Mountain Dew Bottle,” Packaging Design, Jul. 2011.  
“Mountain Dew Sidekick Bottle,” CLDesigns, available at <http://www.cl-designs.com/#!/products---md-sidekick>, 2011.  
Gatorade G Series Endurance Formula Ready To Drink, Amazon.com, Inc., available at [https://www.amazon.com/Gatorade-Endurance-Formula-Ready-Drink/dp/B00DO747KA/ref=pd\\_lpo\\_121\\_tr\\_t\\_3?ie=UTF8&refRID=9AVVZPJQE6WVRV5JBR3R&th=1](https://www.amazon.com/Gatorade-Endurance-Formula-Ready-Drink/dp/B00DO747KA/ref=pd_lpo_121_tr_t_3?ie=UTF8&refRID=9AVVZPJQE6WVRV5JBR3R&th=1), apparently available Nov. 2014.  
Powerade Orange 32 fl oz Bottle, Amazon.com, Inc., available at [https://www.amazon.com/gp/product/B000T9SZX6/ref=pd\\_sim\\_325\\_2?ie=UTF8&pd\\_rd\\_i=B000T9SZX6&pd\\_rd\\_r=YZKBPHAZT0239PEG56XV&pd\\_rd\\_w=WpJOT&pd\\_rd\\_wg=YkMp9&psc=1&refRID=YZKBPHAZT0239PEG56XV](https://www.amazon.com/gp/product/B000T9SZX6/ref=pd_sim_325_2?ie=UTF8&pd_rd_i=B000T9SZX6&pd_rd_r=YZKBPHAZT0239PEG56XV&pd_rd_w=WpJOT&pd_rd_wg=YkMp9&psc=1&refRID=YZKBPHAZT0239PEG56XV), apparently available Feb. 2015.  
Monster to unleash Mutant onMtn Dew, posted at foodbusinessnews.net, posted on Jun. 20, 2016, 2017 Sosland Publishing Co. [online], [site visited Apr. 19, 2017]. Available from Internet, [http://www.foodbusinessnews.net/articles/news\\_home/New-Product-Launches/2016/Monster\\_to\\_unleash\\_Mutant\\_on\\_M.aspx2ID=%7B2OC261BC-2D64-4A0E-AE82-115AE2DAF803%7D](http://www.foodbusinessnews.net/articles/news_home/New-Product-Launches/2016/Monster_to_unleash_Mutant_on_M.aspx2ID=%7B2OC261BC-2D64-4A0E-AE82-115AE2DAF803%7D).  
“Mountain Dew Ownable Structural Equity,” <http://www.4sightinc.com/results/page/Mountain-Dew>, © 2012.  
U.S. Appl. No. 29/641,242.  
U.S. Appl. No. 29/666,514.  
U.S. Appl. No. 29/624,645.  
U.S. Appl. No. 29/624,630.

\* cited by examiner

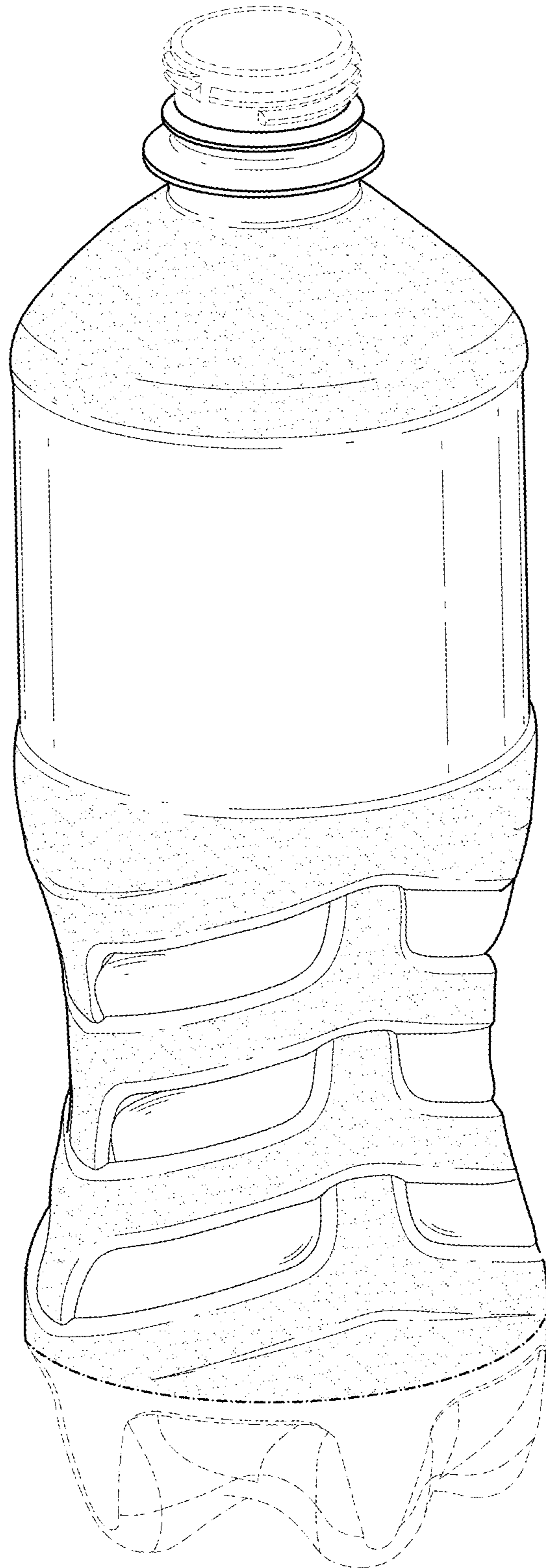


FIG. 1

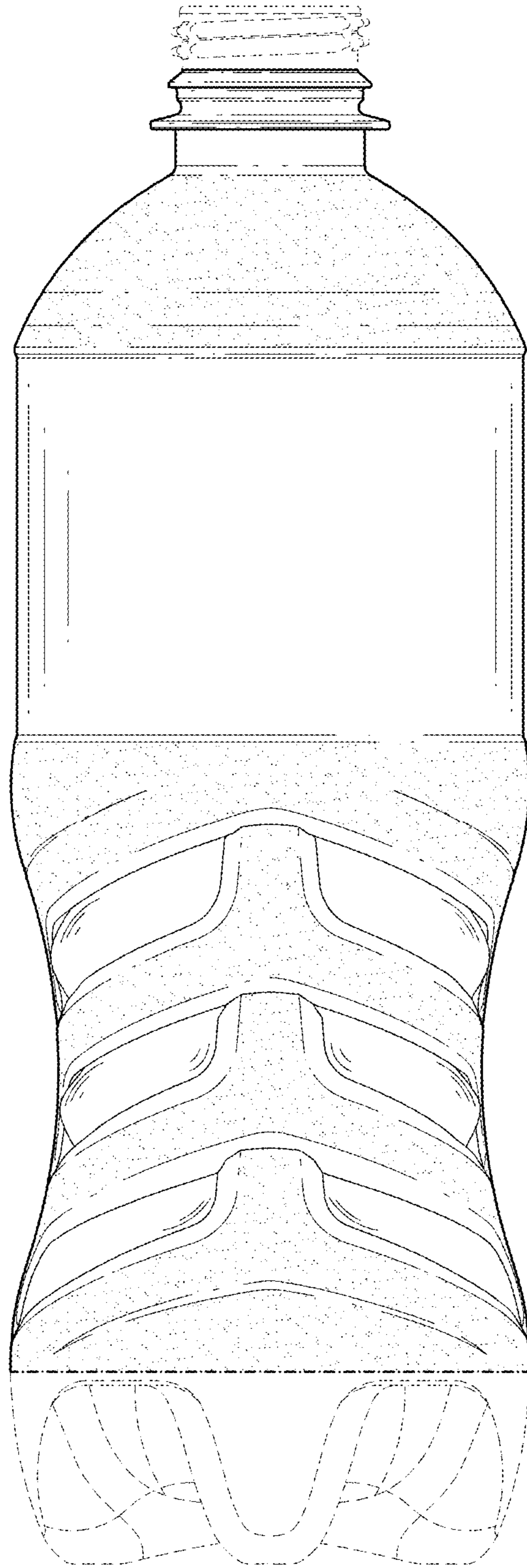


FIG. 2

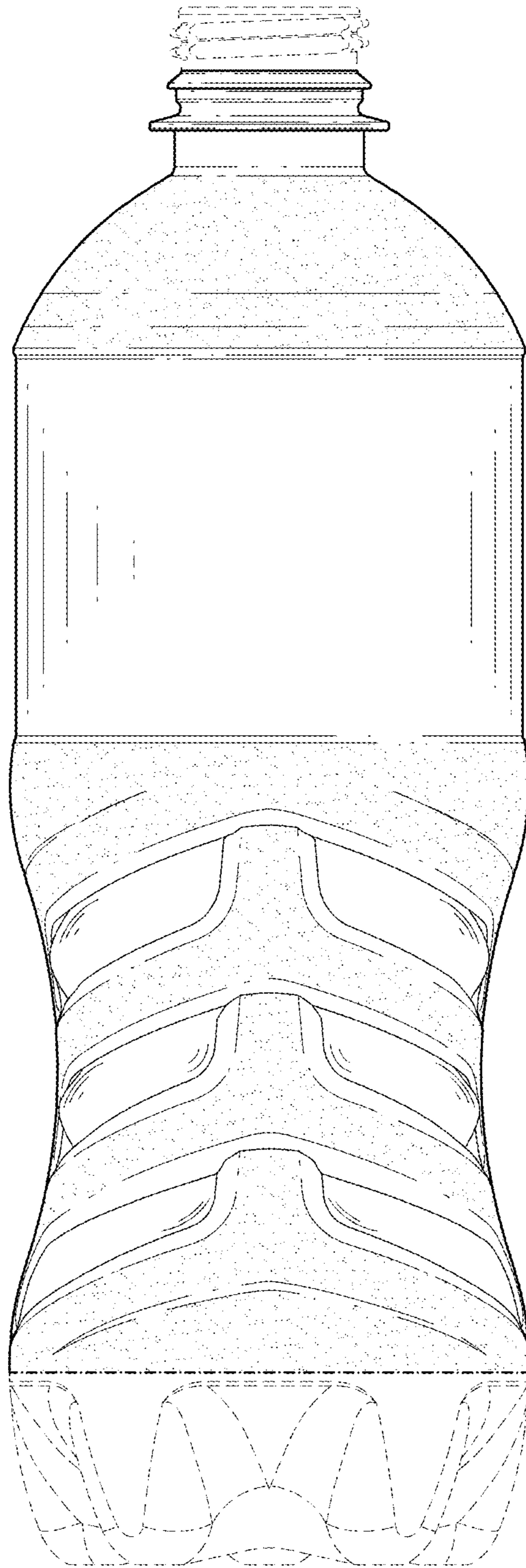


FIG. 3

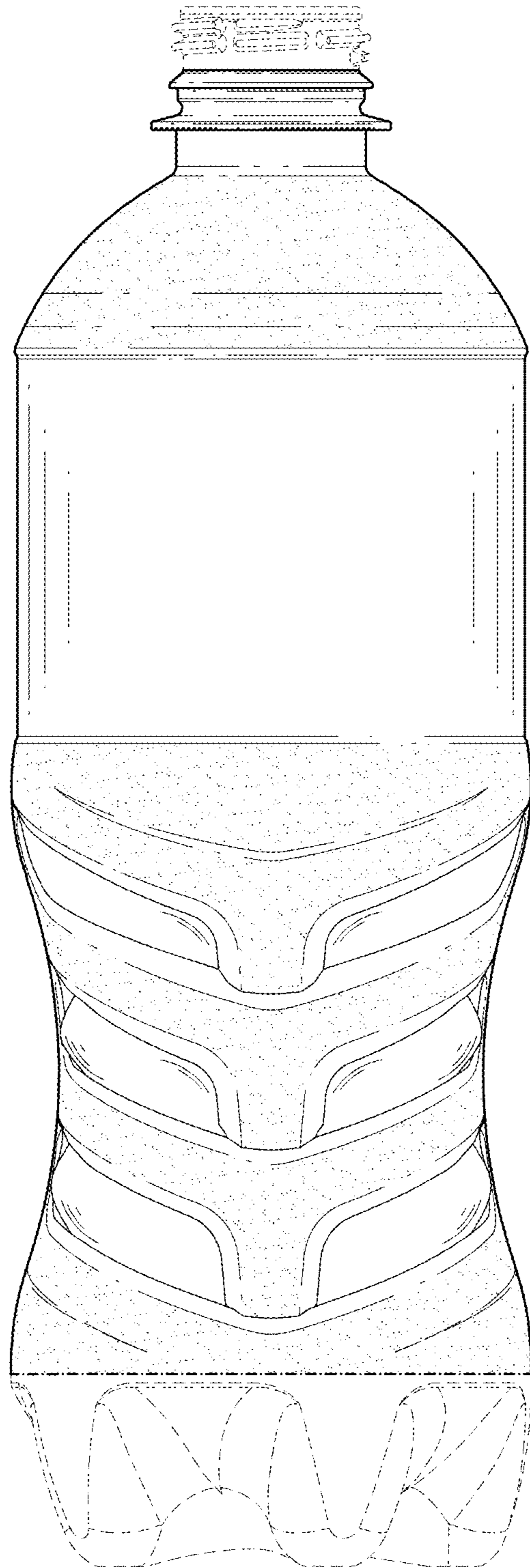


FIG. 4

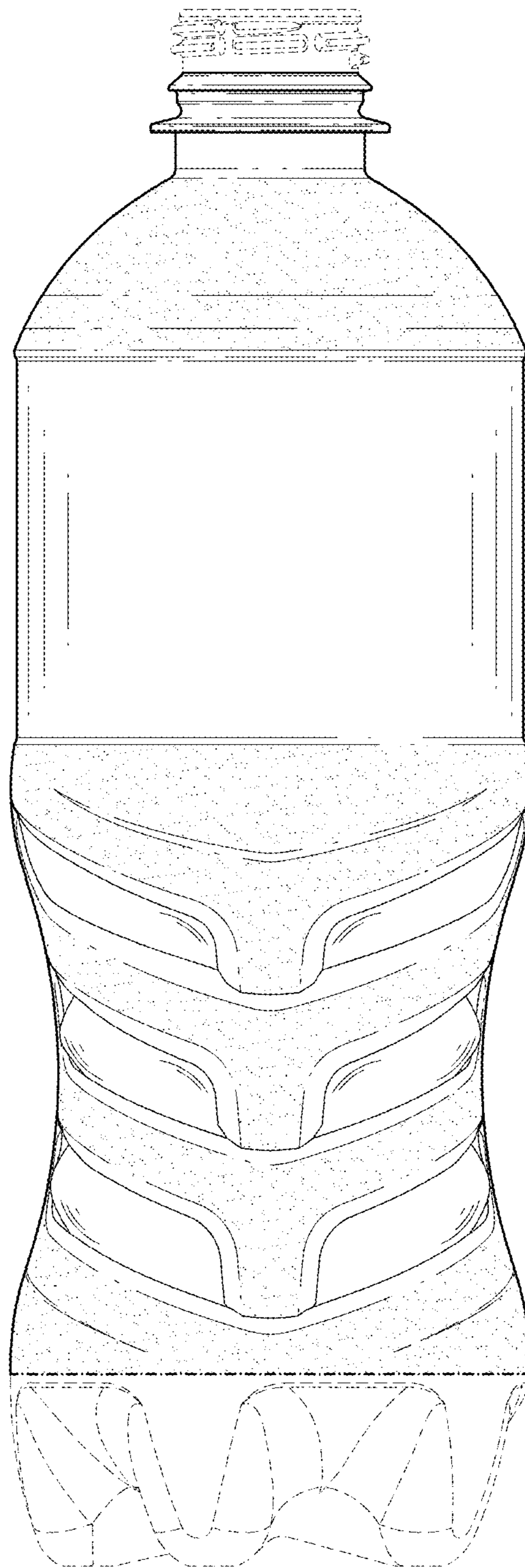


FIG. 5

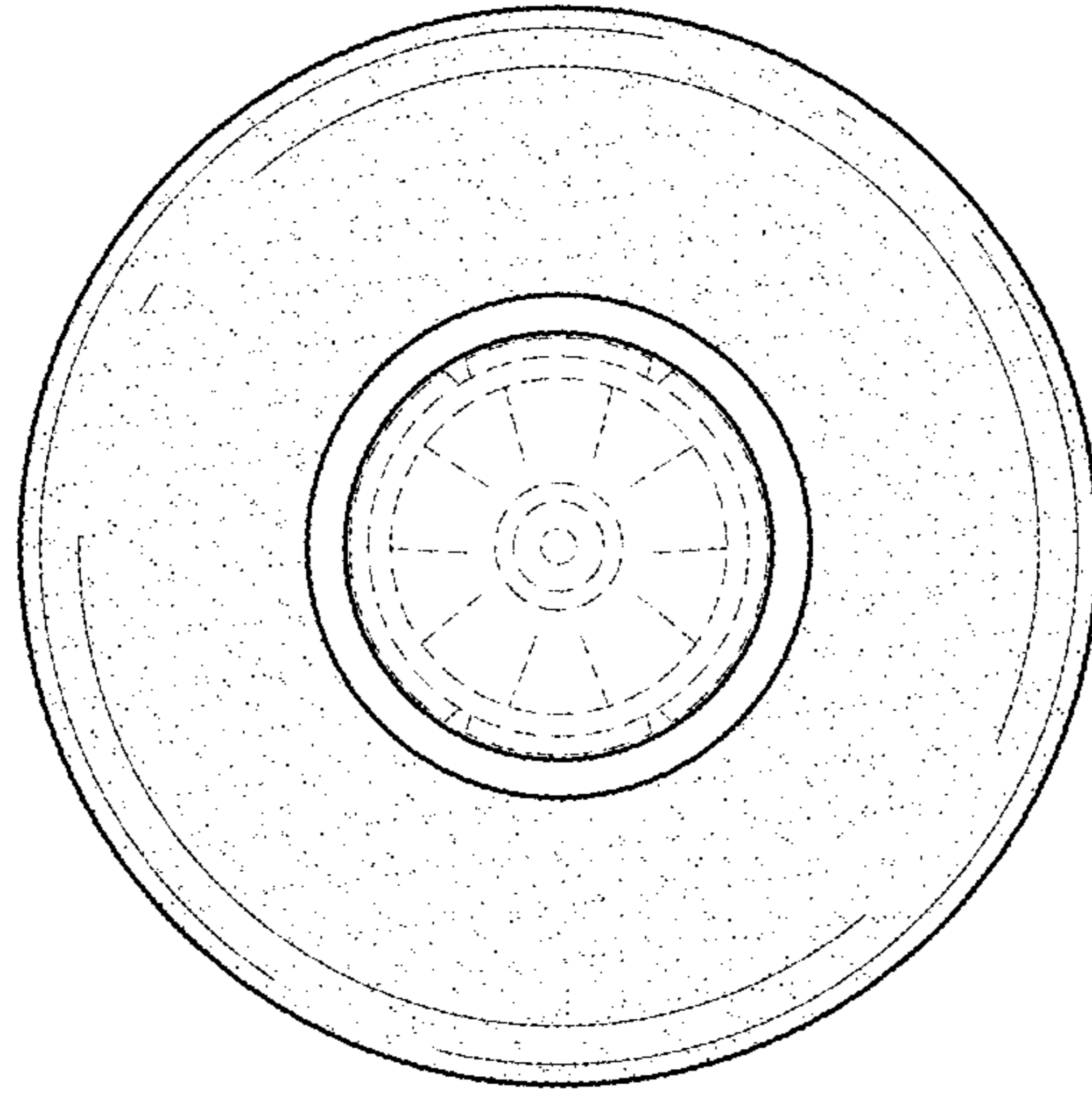


FIG. 6

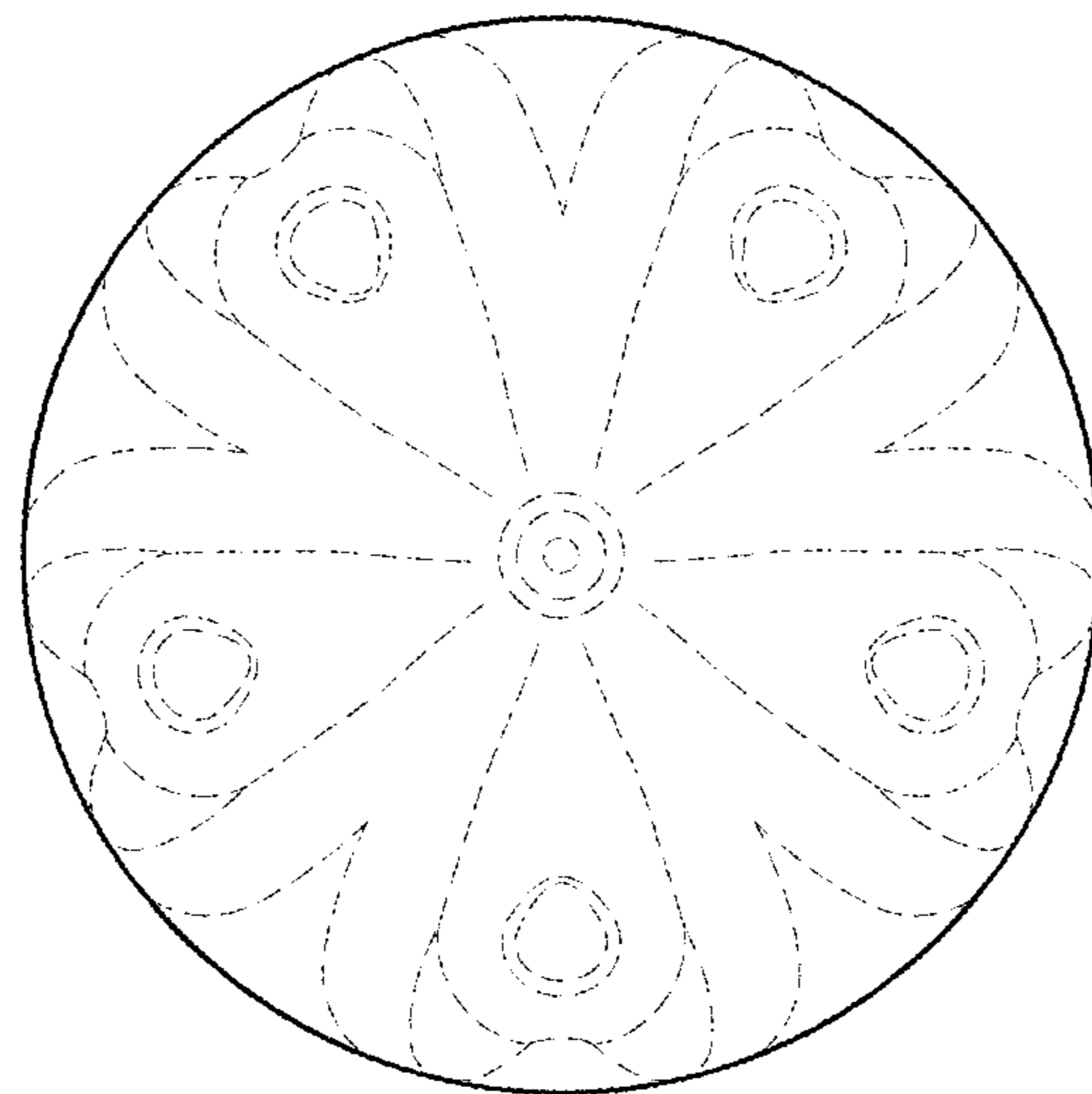


FIG. 7