



US00D885486S

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

(10) **Patent No.:** **US D885,486 S**

(45) **Date of Patent:** **\*\* May 26, 2020**

(54) **WRITING INSTRUMENT**

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(US)

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(US)

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

(21) Appl. No.: **29/649,350**

(22) Filed: **May 29, 2018**

(51) **LOC (12) Cl.** ..... **19-06**

(52) **U.S. Cl.**  
USPC ..... **D19/181**; D19/914

(58) **Field of Classification Search**  
USPC ..... D19/158–162, 163–169, 903–919,  
D19/925–930, 931–934, 170–177,  
D19/178–186, 187–189, 190–192,  
D19/193–201, 202–204, 901–902,  
D19/920–924

CPC ..... G06F 3/03545; G09B 5/04; B43K 23/001;  
B43K 23/12; B43K 24/03

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D294,600 S *	3/1988	Funahashi et al.	.....	D19/168
D385,917 S *	11/1997	Katami	.....	D19/195
D545,366 S	6/2007	Ternovits		
D545,367 S	6/2007	Ternovits		
D546,884 S	7/2007	Ternovits		
D546,887 S	7/2007	Ternovits		
D548,789 S	8/2007	Ternovits		
D562,398 S *	2/2008	Qiu	.....	D19/173
D565,657 S *	4/2008	Kitamura	.....	D19/195
D580,978 S *	11/2008	Miller	.....	D19/173
D593,604 S *	6/2009	Yu	.....	D19/173

7,607,203 B2 10/2009 Kageyama et al.  
D603,899 S 11/2009 Suero, Jr. et al.  
D604,362 S 11/2009 Suero, Jr. et al.

(Continued)

**OTHER PUBLICATIONS**

TUL Fine Pen posted by TUL posted date Nov. 15, 2018, © Amazon, [online], [site visited Dec. 15, 2019]. Available from Internet, <https://www.amazon.com/TUL-Writing-Retractable-Gunmetal-Assorted/dp/B07KL9DRR5> (Year: 2018).\*

(Continued)

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(57) **CLAIM**

The ornamental design for a writing instrument, as shown and described.

**DESCRIPTION**

FIG. 1 is a front left perspective view of a writing instrument showing our new design;

FIG. 2 is a front elevation view of the writing instrument shown in FIG. 1;

FIG. 3 is a rear elevation view of the writing instrument shown in FIG. 1;

FIG. 4 is a left side elevation view of the writing instrument shown in FIG. 1;

FIG. 5 is a right side elevation view of the writing instrument shown in FIG. 1;

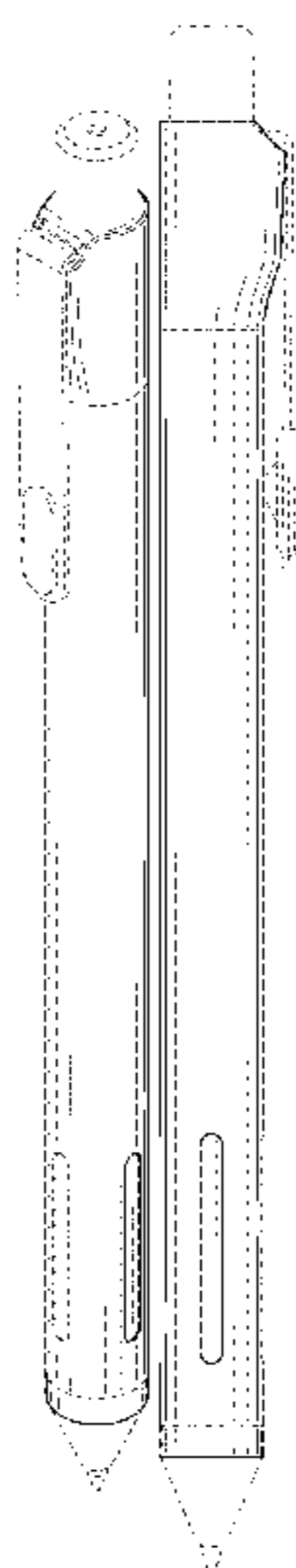
FIG. 6 is a top plan view of the writing instrument shown in FIG. 1;

FIG. 7 is a bottom plan view of the writing instrument shown in FIG. 1; and,

FIG. 8 is a bottom left perspective view of the writing instrument shown in FIG. 1.

The broken lines are included to show features of the writing instrument that form no part of the claimed design.

**1 Claim, 4 Drawing Sheets**



(56)

**References Cited**

U.S. PATENT DOCUMENTS

D612,420 S	3/2010	Suero, Jr. et al.	
D612,421 S	3/2010	Suero, Jr. et al.	
D612,422 S	3/2010	Suero, Jr. et al.	
D612,423 S	3/2010	Suero, Jr. et al.	
D612,424 S	3/2010	Suero, Jr. et al.	
D612,425 S	3/2010	Suero, Jr. et al.	
D612,426 S	3/2010	Suero, Jr. et al.	
D724,148 S *	3/2015	Bo .....	D19/173
D829,822 S *	10/2018	Fan .....	D19/167
D830,462 S *	10/2018	Takanashi .....	D19/173
D835,718 S *	12/2018	Fan .....	D19/173

OTHER PUBLICATIONS

TUL Fine Metal Pen posted by TUL posted date Oct. 23, 2018, © Amazon, [online], [site visited Dec. 15, 2019]. Available from Internet, [https://www.amazon.com/TUL-Writing-Ballpoint-Refills-Assorted/dp/B07JX89NCJ?ref\\_=ast\\_sto\\_dp](https://www.amazon.com/TUL-Writing-Ballpoint-Refills-Assorted/dp/B07JX89NCJ?ref_=ast_sto_dp) (Year: 2018).\*

\* cited by examiner

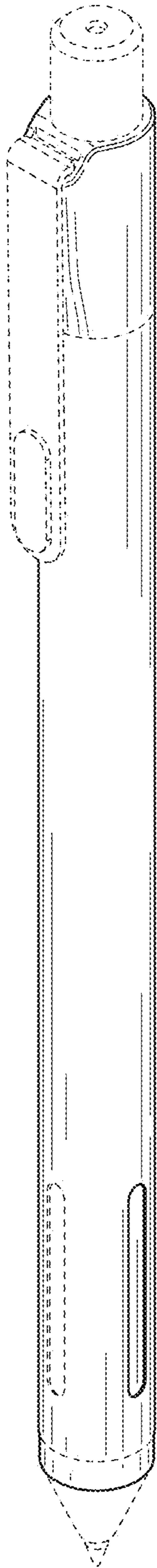


FIG. 1

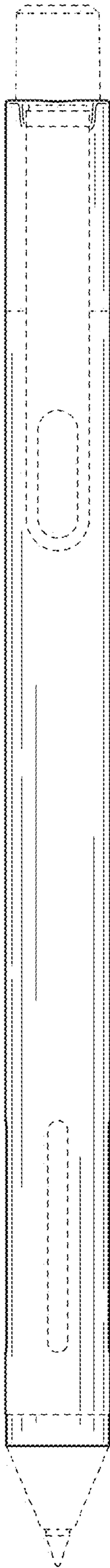


FIG. 2

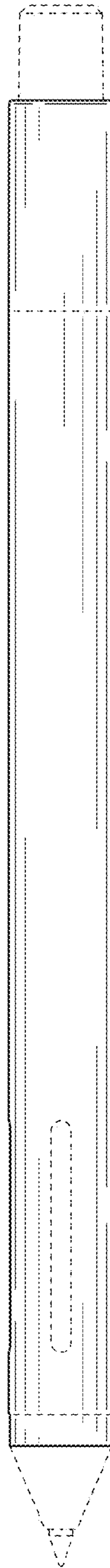


FIG. 3

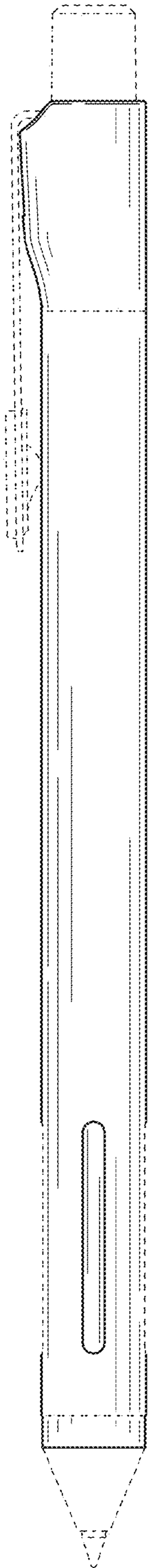


FIG. 4

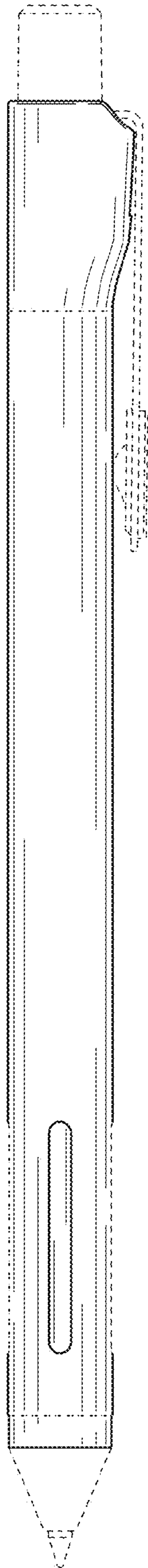


FIG. 5

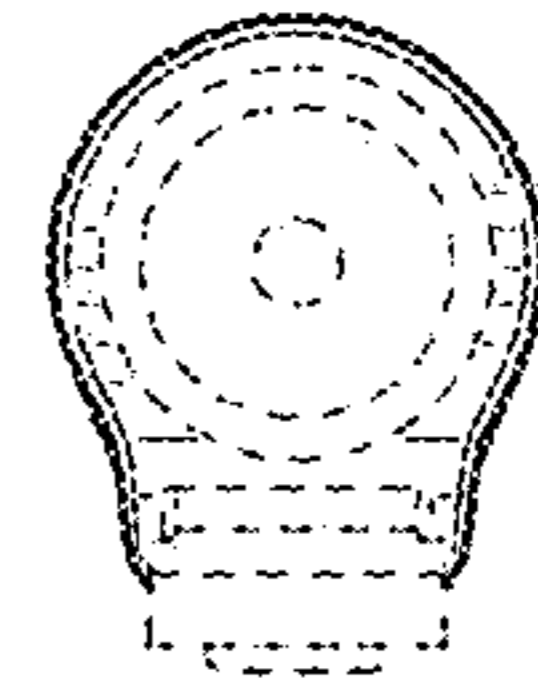


FIG. 6

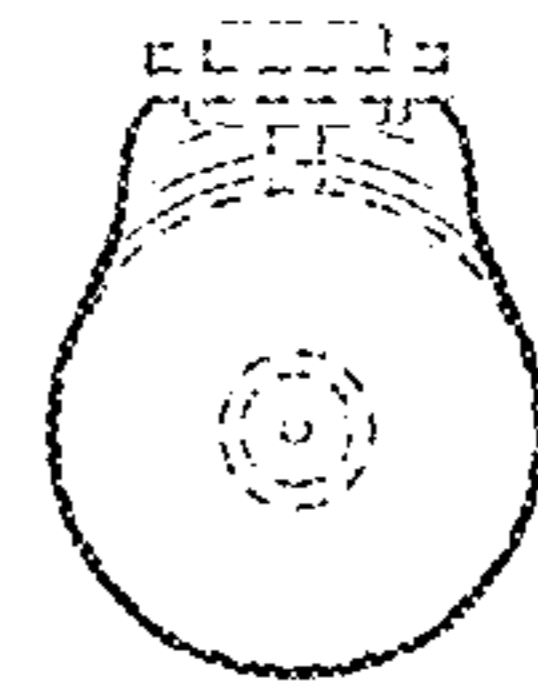


FIG. 7

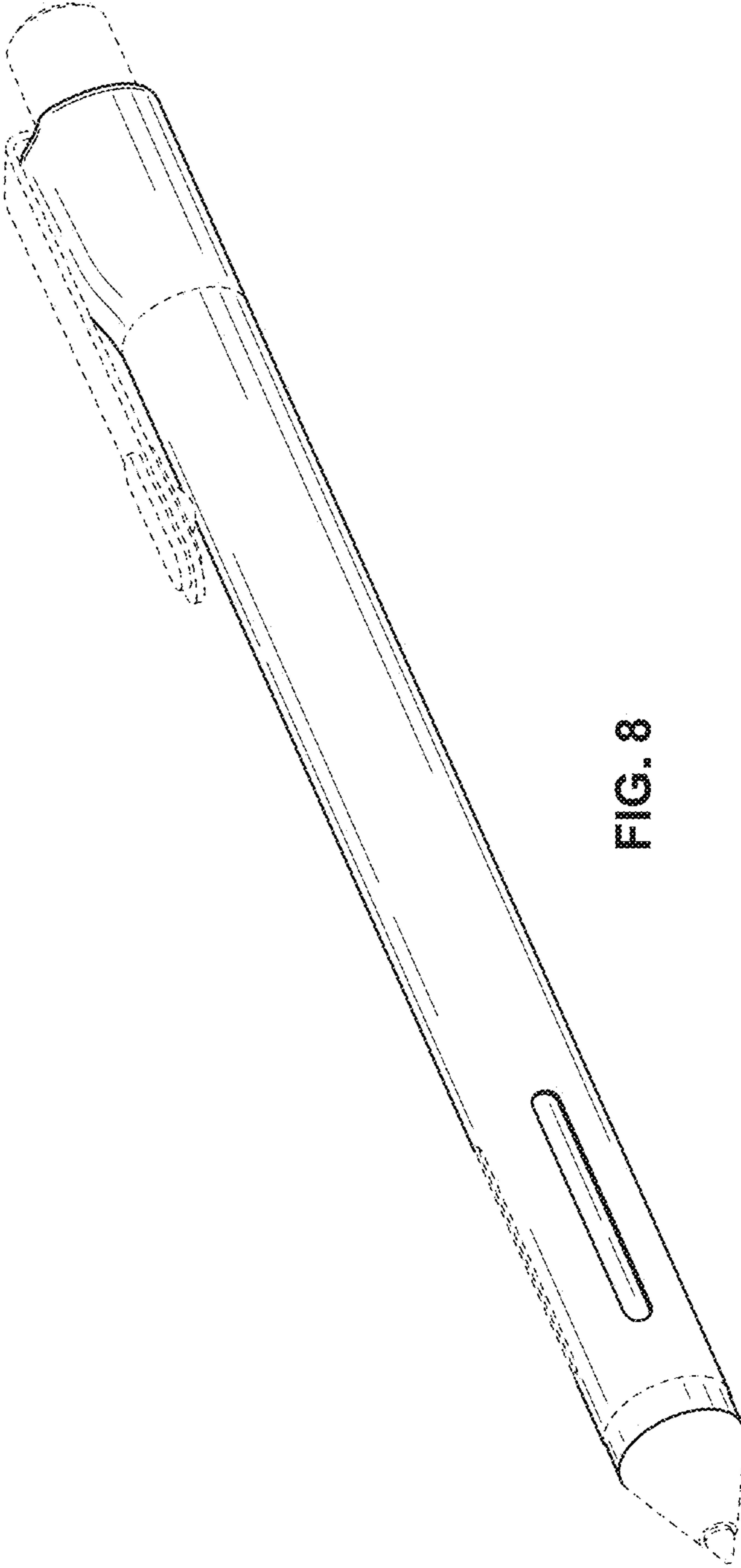


FIG. 8