



US00D899859S

(12) **United States Design Patent** (10) **Patent No.:** **US D899,859 S**
Jacobsen (45) **Date of Patent:** **** *Oct. 27, 2020**

- (54) **BOTTLE**
- (71) Applicant: **RTIC OUTDOORS, LLC**
- (72) Inventor: **James Matthew Jacobsen**, Houston, TX (US)
- (73) Assignee: **RTIC Outdoors, LLC**, Houston, TX (US)
- (*) Notice: This patent is subject to a terminal disclaimer.
- (**) Term: **15 Years**
- (21) Appl. No.: **29/622,226**
- (22) Filed: **Oct. 16, 2017**
- (51) **LOC (12) Cl.** **07-01**
- (52) **U.S. Cl.**
USPC **D7/511**
- (58) **Field of Classification Search**
USPC D7/393, 394, 396.1, 396.2, 397, 509, D7/510, 511, 533, 536, 543; D9/763, D9/767, 772, 516, 520, 530, 531, 537, D9/544, 545, 549, 564
CPC A45F 3/16; A47G 19/2266; B65D 41/04; B65D 41/0414; B65D 51/18
See application file for complete search history.

- D762,418 S * 8/2016 Sorensen D7/511
- D774,363 S 12/2016 Seiders et al.
- D774,837 S 12/2016 Seiders et al.
- D781,662 S 3/2017 Seiders et al.
- D782,881 S 4/2017 Seiders et al.
- D783,367 S 4/2017 Seiders et al.
- D783,368 S 4/2017 Seiders et al.
- D784,775 S 4/2017 Seiders et al.
- D786,012 S 5/2017 Hein
- D788,544 S 6/2017 Seiders et al.
- D790,285 S 6/2017 Seiders et al.

(Continued)

OTHER PUBLICATIONS

US D774,840 S, 12/2016, Seiders et al. (withdrawn)
(Continued)

Primary Examiner — Susan E Krakower
Assistant Examiner — Andrew Kerr
(74) *Attorney, Agent, or Firm* — Fish & Richardson P.C.

(57) **CLAIM**

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

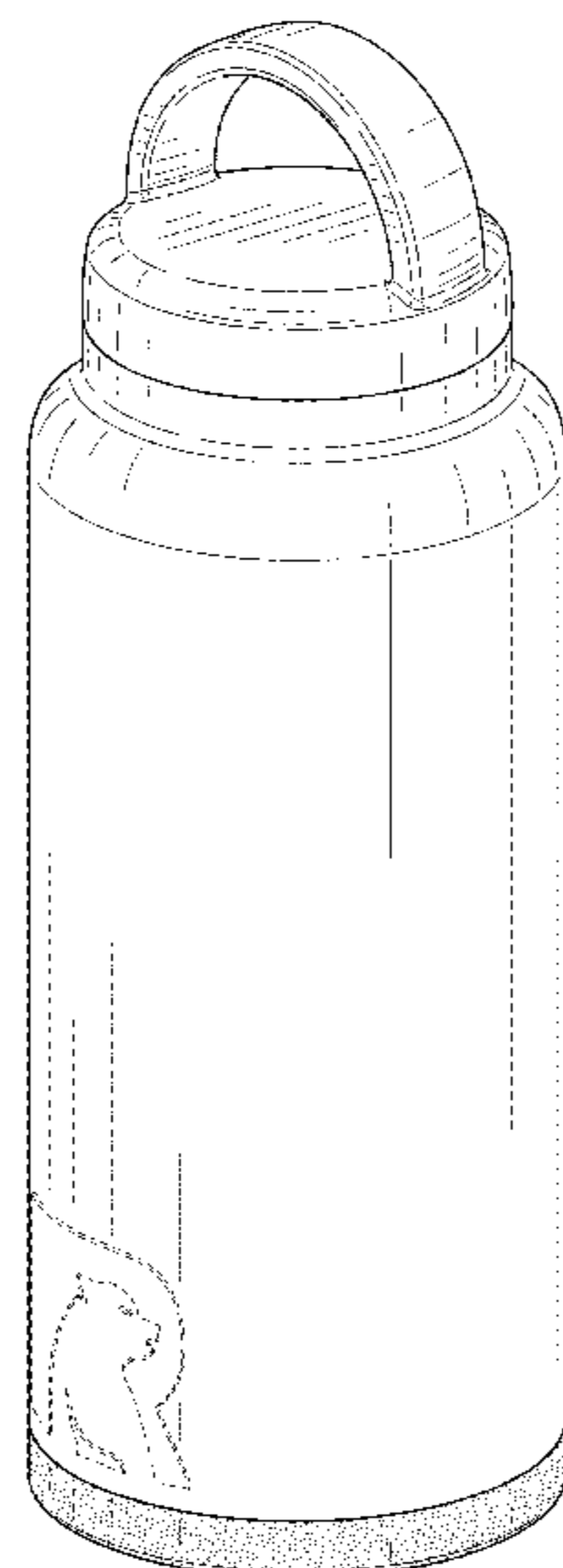
DESCRIPTION

FIG. 1 is a perspective view of a bottle, showing my design. FIG. 2 is a front view of the bottle. FIG. 3 is a rear view of the bottle. FIG. 4 is a right side view of the bottle. FIG. 5 is a left side view of the bottle. FIG. 6 is a top view of the bottle; and, FIG. 7 is a bottom view of the bottle. The surface shading and contour lines shown in the drawings represent shading and contours. The stippling on the lower bottom portion of the bottle represents a contrast in appearance. The broken lines in the drawings depict portions of the bottle that form no part of the claimed design.

1 Claim, 4 Drawing Sheets

(56) **References Cited**
U.S. PATENT DOCUMENTS

- D628,486 S 12/2010 Lane
- D652,255 S 1/2012 Carland
- D662,360 S * 6/2012 George D7/510
- D665,621 S 8/2012 Eyal
- D668,913 S * 10/2012 Mayer D7/510
- D672,609 S * 12/2012 Aziz D7/507
- D696,906 S * 1/2014 Roth A47G 19/22
D7/510
- D724,385 S * 3/2015 Hurley D7/511
- D755,561 S 5/2016 Eyal



(56)

References Cited

U.S. PATENT DOCUMENTS

D790,920 S 7/2017 Goodwin et al.
 D792,215 S 7/2017 Eyal
 D794,397 S 8/2017 Seiders et al.
 D795,008 S 8/2017 Eyal
 D795,013 S * 8/2017 Shultz D7/392.1
 D795,019 S 8/2017 Seiders et al.
 D795,020 S 8/2017 Seiders et al.
 D799,898 S * 10/2017 Yao D7/510
 D803,632 S 11/2017 Seiders et al.
 D804,254 S 12/2017 Seiders et al.
 D804,255 S 12/2017 Seiders et al.
 D804,256 S 12/2017 Seiders et al.
 D805,852 S 12/2017 Seiders et al.
 D806,468 S 1/2018 Goodwin
 D807,125 S 1/2018 Seiders et al.
 D807,126 S 1/2018 Seiders et al.
 D809,344 S * 2/2018 Guthrie D7/511
 D811,818 S * 3/2018 Wu D7/510
 D812,428 S * 3/2018 Wu D7/510
 D814,852 S 4/2018 Melanson et al.
 D814,928 S 4/2018 Seiders et al.
 D816,493 S 5/2018 Seiders et al.
 D819,396 S 6/2018 Seiders et al.
 D819,410 S 6/2018 Seiders et al.
 D820,650 S 6/2018 Seiders et al.
 D821,146 S * 6/2018 Steinmann D7/510
 D823,061 S * 7/2018 Murosky D7/510
 D823,068 S 7/2018 Seiders et al.
 D823,069 S 7/2018 Seiders et al.
 D823,646 S 7/2018 Seiders et al.
 D824,217 S 7/2018 Seiders et al.
 D824,218 S 7/2018 Seiders et al.
 10,017,301 B2 * 7/2018 Hein B65D 41/0442
 D828,094 S * 9/2018 Jackson D7/511
 D831,425 S 10/2018 Best et al.
 D831,426 S 10/2018 Best et al.
 D831,433 S 10/2018 Fleischhut
 D831,436 S 10/2018 Seiders et al.
 10,111,410 B2 * 10/2018 Glasser A01K 27/008
 D837,589 S 1/2019 Dalton
 D837,598 S 1/2019 Silsby
 D839,673 S 2/2019 Meyers
 D839,675 S 2/2019 Beckman
 D839,738 S 2/2019 Hudson et al.
 D842,027 S 3/2019 Boroski
 D843,212 S 3/2019 Seiders et al.
 D850,849 S 6/2019 Ke
 D856,748 S 8/2019 Rane et al.
 D856,757 S 8/2019 Seiders et al.
 D857,446 S 8/2019 Bell
 D860,715 S 9/2019 Bohman et al.
 D860,719 S 9/2019 Eyal
 D872,542 S 1/2020 Seiders et al.
 2016/0003615 A1 1/2016 Biswas
 2017/0119212 A1 * 5/2017 Petrillo A47J 41/0072
 2018/0009576 A1 1/2018 Sullivan et al.

OTHER PUBLICATIONS

US D775,903 S, 01/2017, Seiders et al. (withdrawn)
 RTIC Bottle | posted at Amazon.com, posted on Jun. 8, 2016, © 1996-2018 Amazon.com, [online], [site visited Dec. 19, 2018]. Available from Internet, <URL:https://www.amazon.com/Rtic-Stainless-Steel-Bottle-36oz/dp/B01GS9MUHM/ref=sr_1_10?ie=UTF8&qid=1545171237&sr=8-10&keywords=rtic+tallboy/> (YearL 2016).*

RTIC Bottle | posted at Amazon.com, posted on Jun. 8, 2016, © 1996-2018 Amazon.com, [online], [site visited Sep. 14, 2019]. Available from Internet, <URL:https://www.amazon.com/Rtic-Stainless-Steel-Bottle-36oz/dp/B01GS9MUHM/ref=sr_1_10?ie=UTF8&qid=1545171237&sr=8-10&keywords=rtic+tallboy/> (YearL 2016).*

'yeti.com' [online]. "Rambler 18oz Bottle," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://www.yeti.com/drinkware/rambler-18-oz-bottle/YRAM18.html> 7 pages.
 'yeti.com' [online]. "Rambler 26oz Bottle," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://www.yeti.com/drinkware/rambler-26-oz-bottle/YRAM26.html> 7 pages.
 'yeti.com' [online]. "Rambler 36oz Bottle," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://www.yeti.com/drinkware/rambler-36-oz-bottle/YRAM36.html> 7 pages.
 U.S. Appl. No. 29/622,225, filed Oct. 16, 2017, Jacobsen.
 U.S. Appl. No. 29/622,229, filed Oct. 16, 2017, Jacobsen.
 U.S. Appl. No. 29/622,232, filed Oct. 16, 2017, Jacobsen.
 U.S. Appl. No. 26/622,236, filed Oct. 16, 2017, Jacobsen.
 U.S. Appl. No. 29/622,240, filed Oct. 16, 2017, Jacobsen.
 U.S. Appl. No. 29/631,003, filed Dec. 26, 2017, Jacobsen.
 U.S. Appl. No. 29/646,907, filed May 8, 2018, Jacobsen.
 U.S. Appl. No. 29/646,914, filed May 8, 2018, Jacobsen.
 U.S. Appl. No. 29/646,918, filed May 8, 2018, Jacobsen.
 U.S. Appl. No. 29/646,924, filed May 8, 2018, Jacobsen.
 U.S. Appl. No. 29/646,934, filed May 8, 2018, Jacobsen.
 U.S. Appl. No. 29/646,937, filed May 8, 2018, Jacobsen.
 'amazon.com' [online]. "Lifefactory BPA-Free Classic Cap for 12-Ounce, 16-Ounce, and 22-Ounce Glass Bottles, Carbon," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://www.amazon.com/Lifefactory-BPA-Free-12-Ounce-16-Ounce-22-Ounce/dp/B004XFX24O/ref=sr_1_42?ie=UTF8&qid=1517369593&sr=8-42&keywords=replacement+bottle+screw+caps>. 10 pages.
 'amazon.com' [online]. "qottle Vacuum Insulated Stainless Steel Water Bottle-Hydro Double Wall Leak Proof Flask—BPA Free Cap Thermal Bottle for Gym Hiking Camping Travel Office Outdoor Sports 3 sizes, 4 colors," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://www.amazon.com/qottle-Vacuum-Insulated-Stainless-Bottle-Hydro/dp/B078B9TVXZ/ref=cm_cr_ar_p_d_product_top?ie=UTF8&th=1>. 7 pages.
 'hydroflash.com' [online]. "Standard Mouth Flex Cap," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://www.hydroflash.com/standard-mouth-flex-cap#92=19>. 9 pages.
 'mightynest.com' [online]. "Glass Water Bottle Cap," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://mightynest.com/shop/water-bottles/glass-water-bottles/glass-water-bottle-cap-10-colors>. 3 pages.
 18 oz bottle, RTIC IP, LLC, first disclosed on Apr. 1, 2016, 7 pages.
 36 oz bottle, RTIC IP, LLC, first disclosed on Apr. 1, 2016, 5 pages.
 64 oz bottle, RTIC IP, LLC, first disclosed on Apr. 1, 2016, 7 pages.
 U.S. Appl. No. 29/622,236, filed Oct. 16, 2017, Jacobsen.
 U.S. Appl. No. 29/656,306, filed Jul. 11, 2018, Jacobsen.
 U.S. Appl. No. 29/656,315, filed Jul. 11, 2018, Jacobsen.
 U.S. Appl. No. 29/656,312, filed Jul. 11, 2018, Jacobsen.
 U.S. Appl. No. 29/656,316, filed Jul. 11, 2018, Jacobsen.
 U.S. Appl. No. 29/656,314, filed Jul. 11, 2018, Jacobsen.
 U.S. Appl. No. 29/656,322, filed Jul. 11, 2018, Jacobsen.
 'amazon.com' [online]. "32 oz Stainless Steel Water Bottle, Fnova Flask Insulated Double Walled Vacuum Thermos, Wide Mouth bouns Protective Pouch/Carry Cover and Coffee Lid, BPA-Free, Cold 24 Hrs / Hot 12 Hrs." Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://www.amazon.com/dp/B015388COY>. 10 pages.
 'amazon.com' [online]. "bkr—BEST Original Glass Water Bottle—Premium Quality—Soft Silicone Protective Sleeve—BPA Free—Dishwasher Safe," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://www.amazon.com/bkr-Original-Silicone-Protective-Dishwasher/dp/B01L6QFY8E/ref=sr_1_290_sspa?ie=UTF8&qid=1517367744&sr=8-290-spons&keywords=water+bottle+with+twist+cap&psc=1>. 8 pages.
 'amazon.com' [online]. "MIRA Stainless Steel Vacuum Insulated Water Bottle | Thermos Flask Keeps Cold for 24 hours & Hot for 12 hoursDoesn't Sweat | Powder Coated Sports Bottle | 2 Lids," Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://www.amazon.com/MIRA-Stainless-Vacuum-Insulated-Thermos/dp/B078JV7MLF/ref=cm_cr_ar_p_d_product_top?ie=UTF8>. 9 pages.
 'amazon.com' [online]. "qottle Vacuum Insulated Stainless Steel Water Bottle-Hydro Double Wall Leak Proof Flask—BPA Free Cap

(56)

References Cited

OTHER PUBLICATIONS

Thermal Bottle for Gym Hiking Camping Travel Office Outdoor Sports 3 sizes, 4 colors,” Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://www.amazon.com/qottle-Vacuum-Insulated-Stainless-Bottle-Hydro/dp/B078S72WQ2/ref=cm_cr_ar_p_d_product_top?ie=UTF8>. 7 pages.

‘amazon.com’ [online]. “Savvy Infusion Water Bottle—24 or 32 Ounce—Featuring Unique Leak-Proof Silicone Sealed Cap w/ Handle—Includes Bonus Recipe Ebook,” Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://www.amazon.com/Savvy-Infusion-Water-Bottle-Leak-Proof/dp/B01923FJ3S/ref=sr_1_166?ie=UTF8&qid=1517366958&sr=8-166&keywords=water+bottle+with+cap>. 11 pages.

‘amazon.com’ [online]. “Simple Modern 20 Ounce Ascent Water Bottle—Vacuum Insulated Narrow Mouth Leak Proof Cupholder Friendly 18/8 Stainless Steel Powder Coated—5 Sizes, 22 Colors,” Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://www.amazon.com/Simple-Modern-Ounce-Ascent-Bottle/dp/B01MSN3ZHH/ref=sr_1_19_sspa?ie=UTF8&qid=1517366780&sr=8-19-spons&keywords=water+bottle+with+cap&psc=1>. 9 pages.

‘amazon.com’ [online]. “The Coldest Water Bottle Growler 64 oz Vacuum Insulated Growler and Wide Mouth Water Bottle—Cold up to 36 Hrs / Hot 13 Hrs Double Walled Flask—With Strong Cap,” Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<https://www.amazon.com/Coldest-Water-Bottle-Growler-Insulated/dp/B01LYH6XWY/ref=cm_cr_ar_p_d_product_top?ie=UTF8>. 9 pages.

‘hydroflask.com’ [online]. “32 oz Wide Mouth” Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.hydroflask.com/32-oz-wide-bottle#92=54>>. 15 pages.

‘target.com’ [online]. “Cheeky® 32oz Insulated Stainless Steel Water Bottle—White with Black Speckles,” Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.target.com/p/cheeky-174-32oz-insulated-stainless-steel-water-bottle-white-with-black-speckles/-/A-52379202#lnk=newtab>>. 4 pages.

‘target.com’ [online]. “Klean Kanteen Insulated Wide Stainless Steel Bottle—20oz,” Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.target.com/p/klean-kanteen-insulated-wide-stainless-steel-bottle-20oz/-/A-51313251#lnk=newtab>>. 5 pages.

‘target.com’ [online]. “MyBevi Campus 18oz Vacuum Insulated Stainless Steel Water Bottle,” Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.target.com/p/mybevi-campus-18oz-vacuum-insulated-stainless-steel-water-bottle/-/A-52450292#lnk=newtab>>. 4 pages.

‘walmart.com’ [online]. “Ozark Trail Double Wall Stainless Steel Water Bottle—36oz,” Published on or before Oct. 15, 2017, Retrieved from the Internet: URL<<https://www.walmart.com/ip/Ozark-Trail-Double-Wall-Stainless-Steel-Water-Bottle-36oz/549118450?wmlspartner=wlp&selectedSellerId=0&adid=2222222227085432601&wmlspartner=wmllabs&w10=&w11=g&w12=c&w13=199504733263&w14=pla-323484950805&w15=9031353&w16=&w17=&w18=&w19=pla&w110=8175035&w111=online&w112=549118450&w113=&veh=sem>>. 6 pages.

RTIC Bottle 64OZ | posted at Amazon.com, posted on Jun. 8, 2016, © 1996-2018 Amazon.com, [online], [site visited Dec. 19, 2018]. Available from Internet, <URL:<https://www.amazon.com/Rtic-Stainless-Steel-Bottle-64oz/dp/B01GS9MUFYI>> (Year: 2016).

26oz Water Bottle | posted at Amazon.com, posted on May 25, 2018, © 1996-2018 Amazon.com, [online], [site visited Mar. 14, 2019]. Available from Internet, <URL: <https://www.amazon.com/RTIC-Insulated-Stainless-Standard-Charcoal/dp/B07D9X72F5/>> (Year: 2018).

* cited by examiner

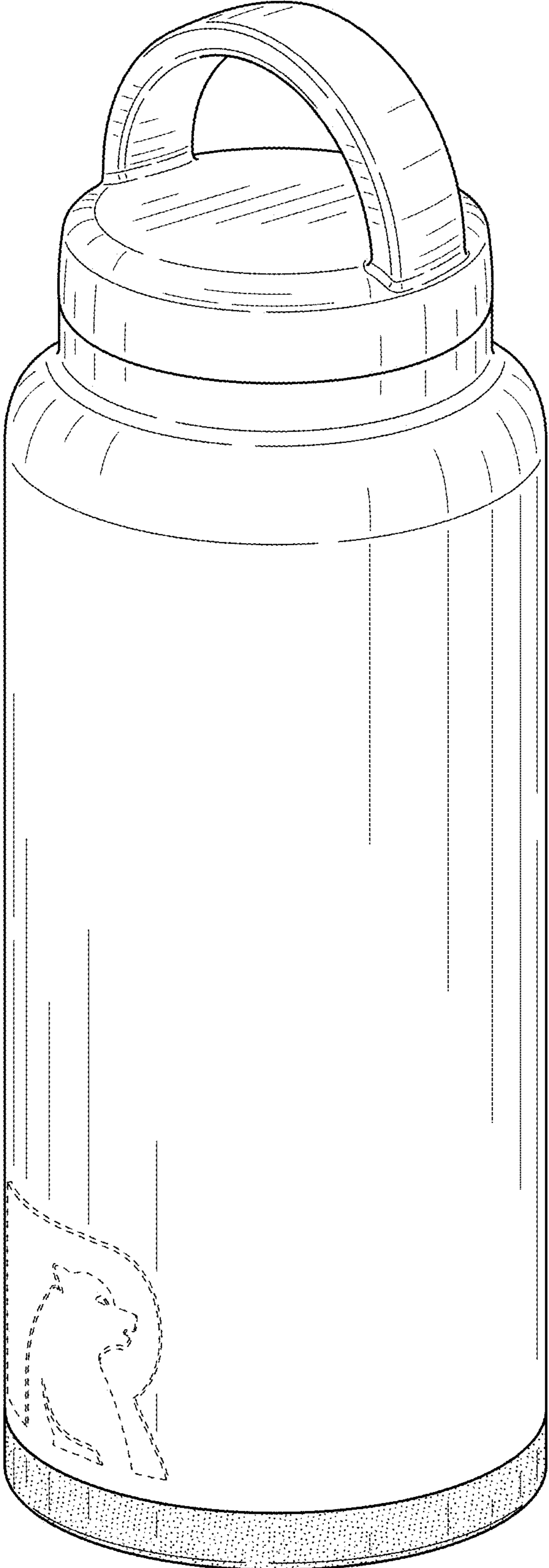


FIG. 1

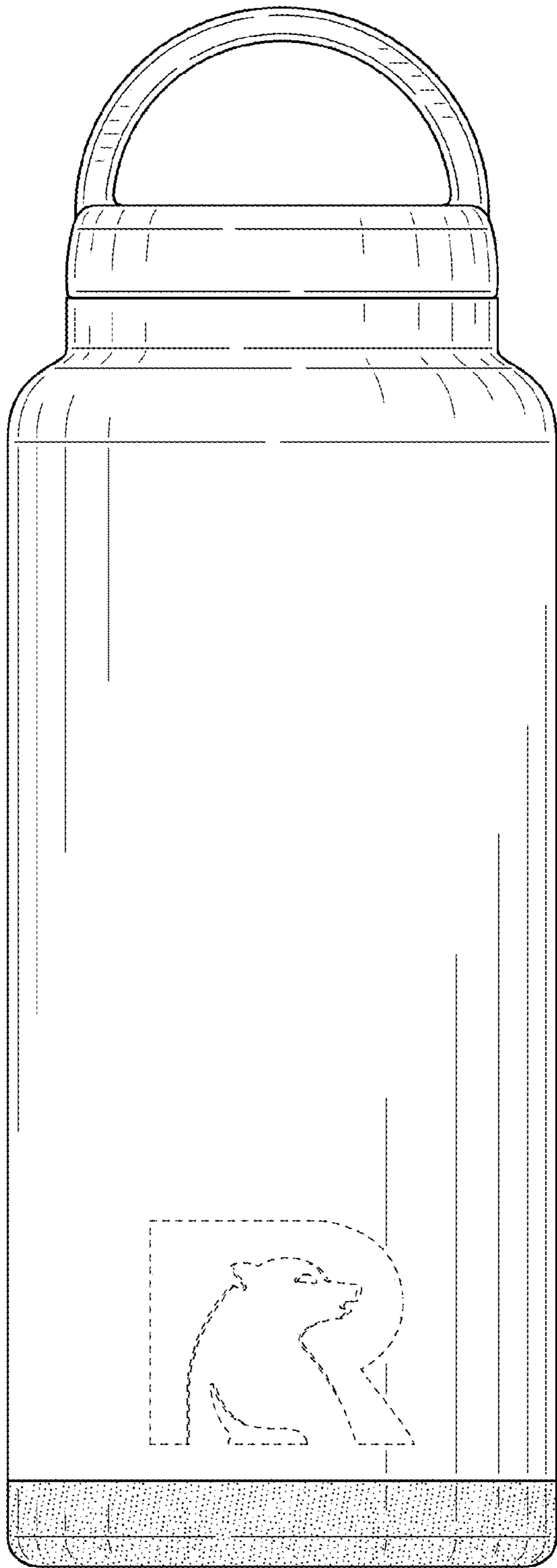


FIG. 2

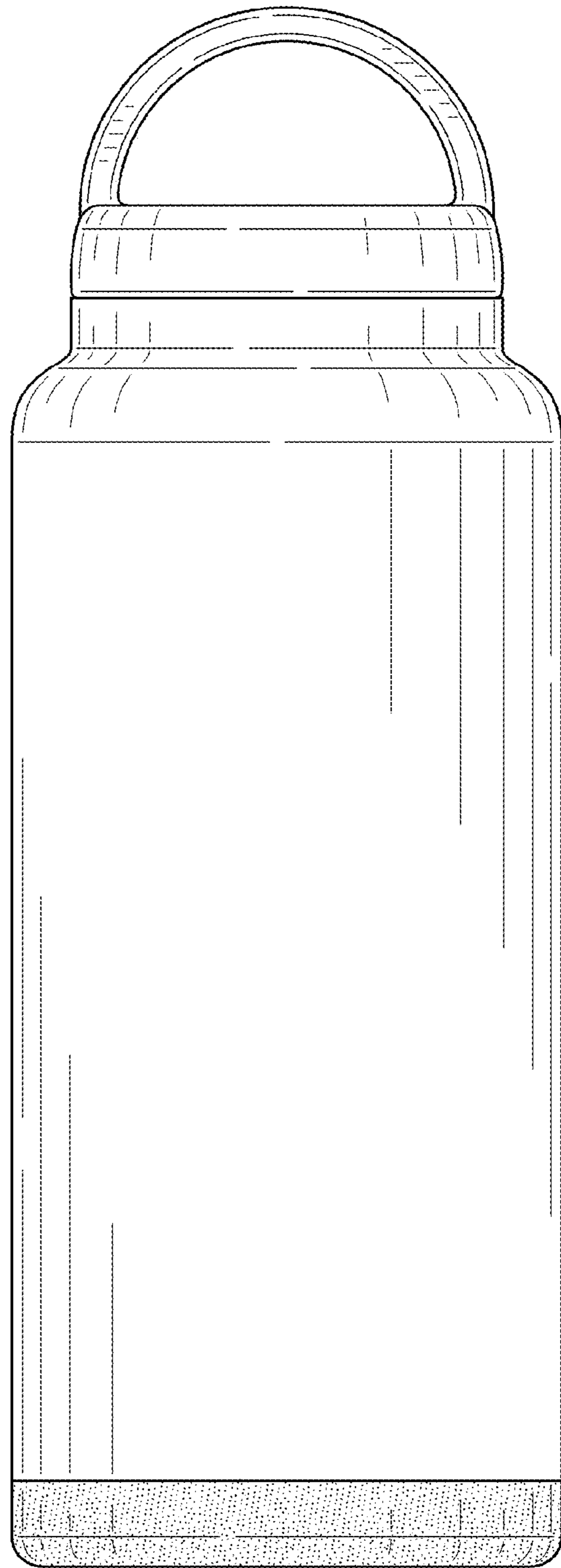


FIG. 3

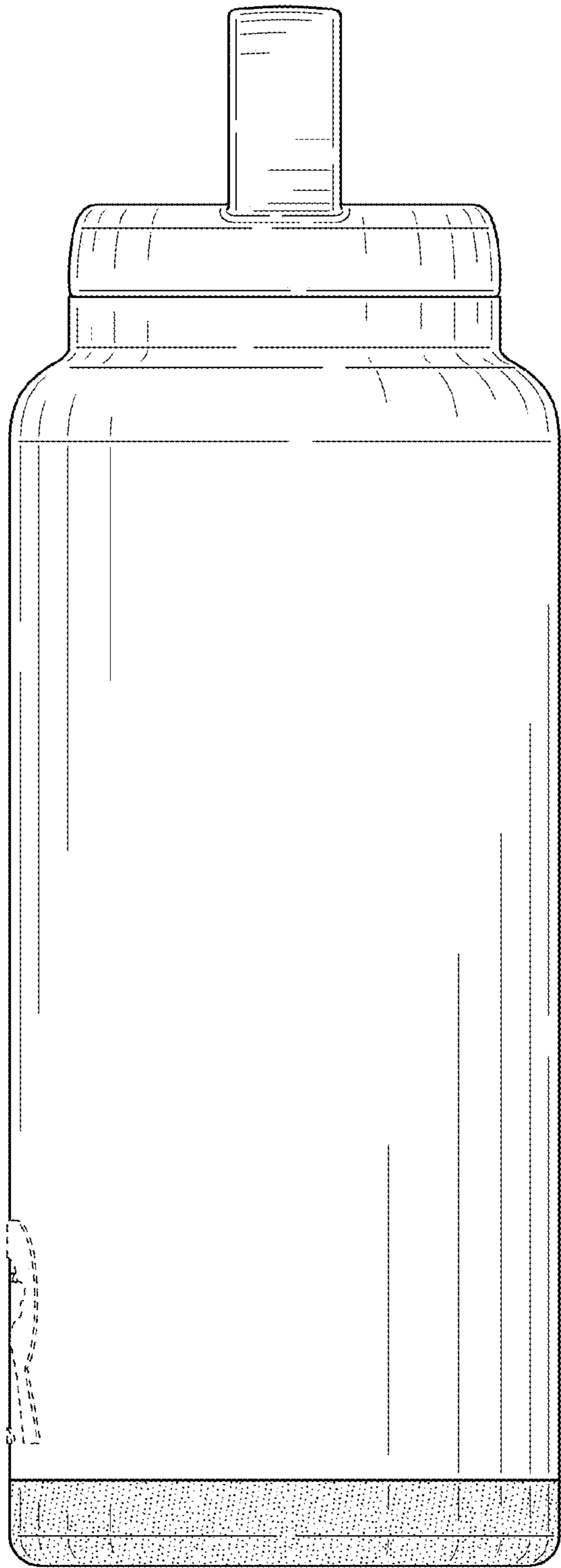


FIG. 4

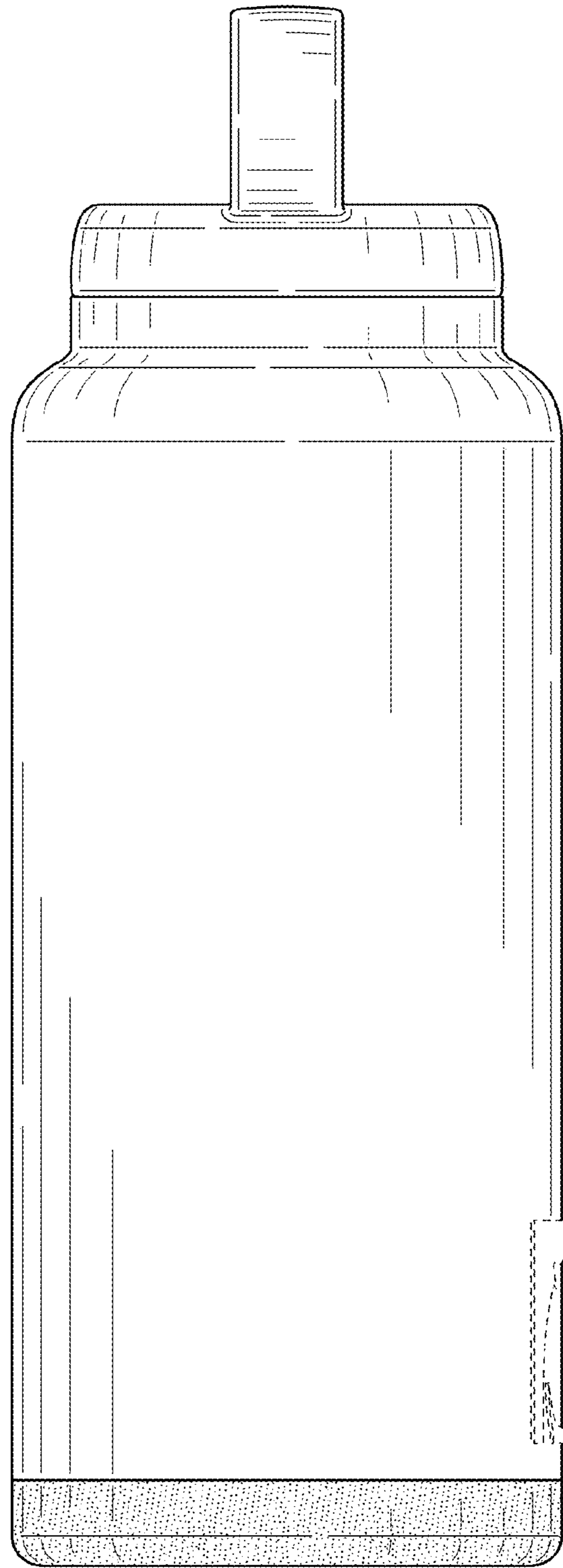


FIG. 5

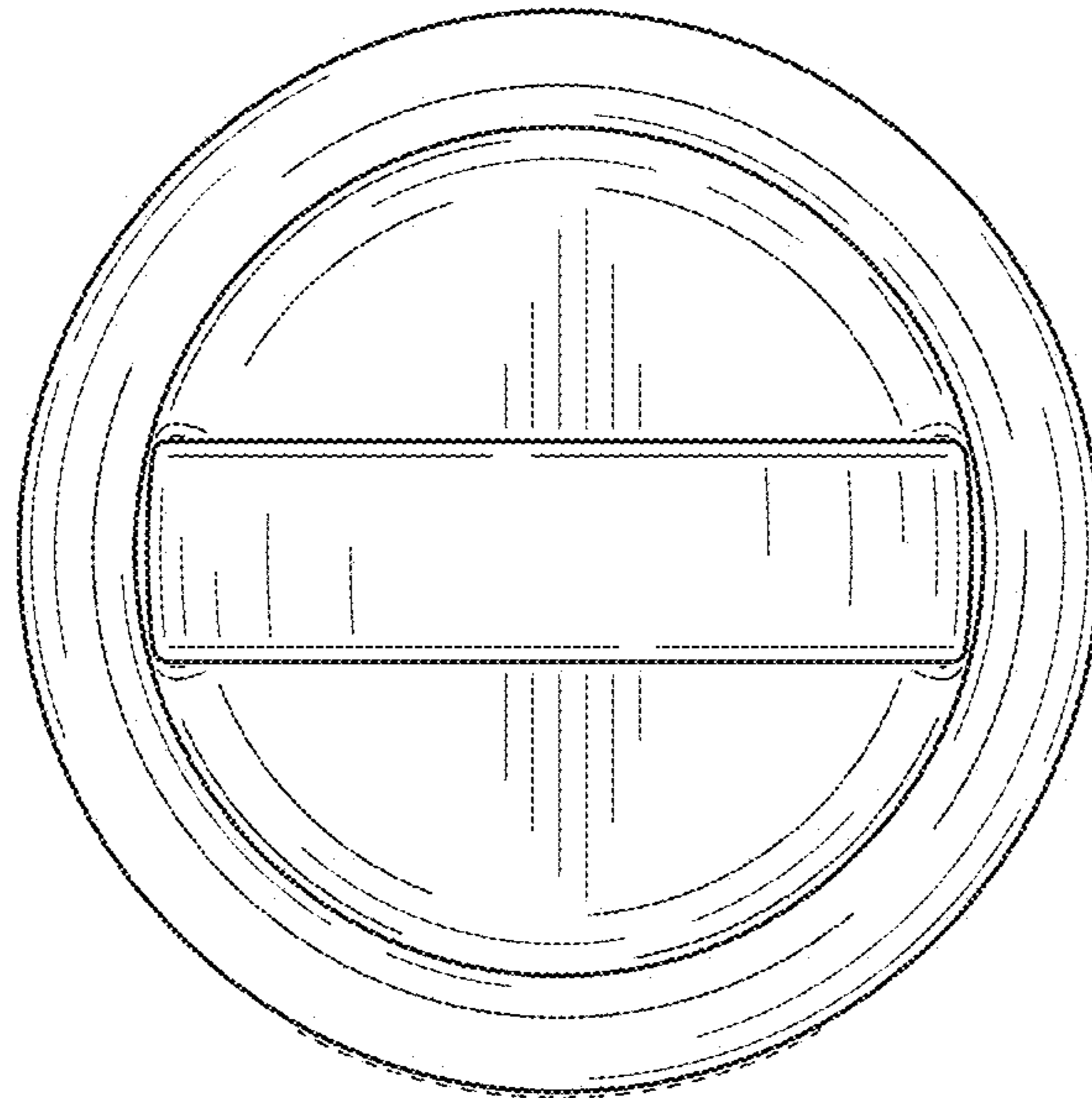


FIG. 6

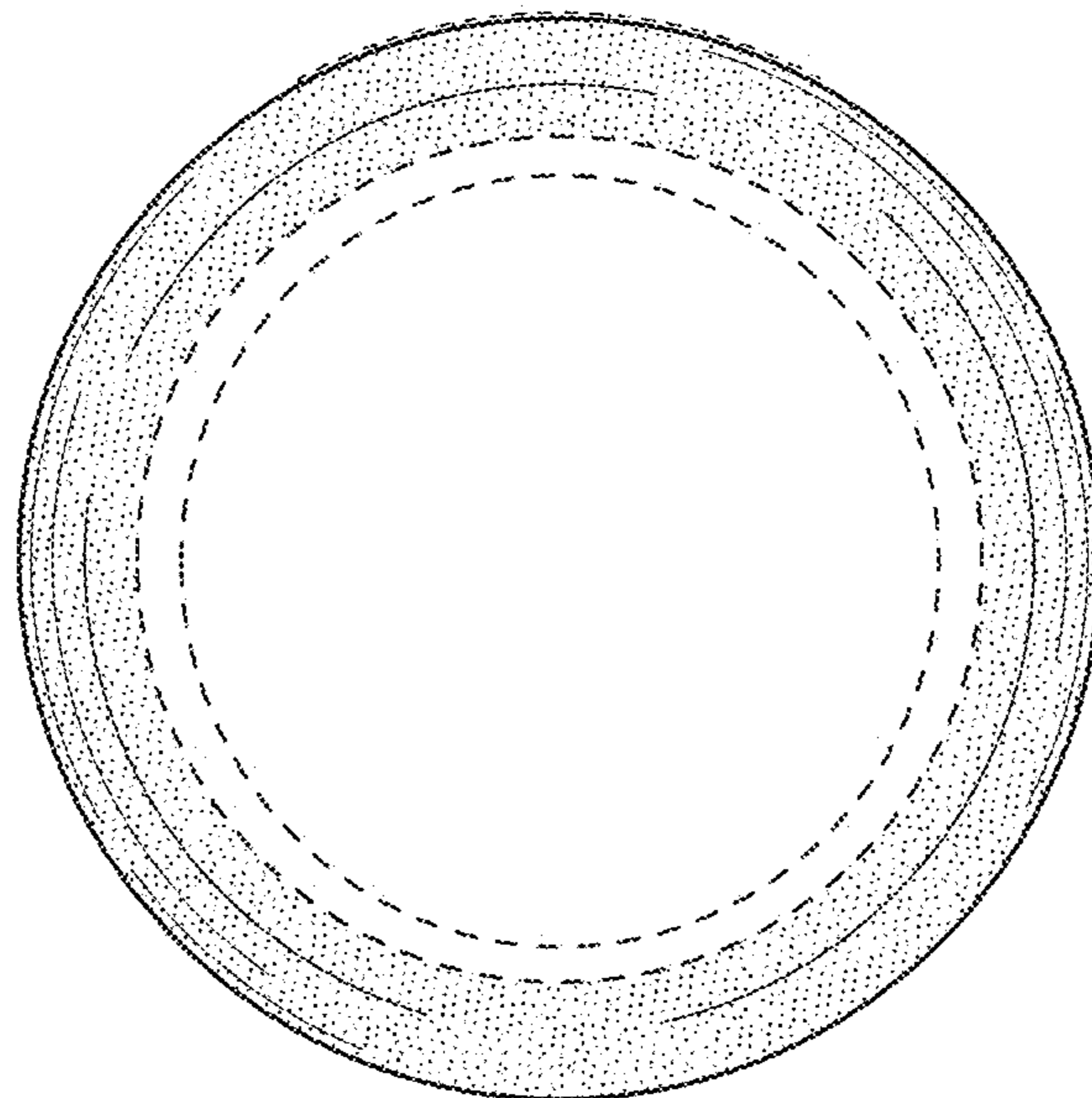


FIG. 7