



US00D908317S

(12) **United States Design Patent** (10) **Patent No.:** **US D908,317 S**
Berger et al. (45) **Date of Patent:** **** Jan. 26, 2021**

(54) **WOMEN'S SWIMSUIT WITH SEAMLESS BACK PANEL**

(71) Applicant: **TYR Sport, Inc.**, Farmingdale, NY (US)

(72) Inventors: **Jared Berger**, Farmingdale, NY (US); **Matthew Vito DiLorenzo**, New York, NY (US); **Joseph DiLorenzo**, Laurel Hollow, NY (US)

(73) Assignee: **TYR Sport, Inc.**, Farmingdale, NY (US)

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

(21) Appl. No.: **29/735,641**

(22) Filed: **May 22, 2020**

Related U.S. Application Data

(62) Division of application No. 29/656,118, filed on Jul. 10, 2018, now Pat. No. Des. 887,674.

(51) **LOC (13) Cl.** **02-02**

(52) **U.S. Cl.**
USPC **D2/731**

(58) **Field of Classification Search**
USPC D2/703-709, 714, 731-735, 737; 2/67, 2/69-70, 78.3, 227; 450/1, 59
CPC A41D 2600/10
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

- 1,828,310 A * 10/1931 Bergh A41D 7/00 2/67
- D87,376 S * 7/1932 Whiting D2/735
- 2,018,744 A * 10/1935 Rubino A41D 7/00 2/67
- D264,516 S 5/1982 Joseph

- 4,946,453 A 8/1990 Monson
- 5,819,322 A 10/1998 Dicker et al.
- D413,424 S 9/1999 Davies et al.
- D416,124 S 11/1999 Davies et al.
- D423,189 S 4/2000 Davies et al.
- D456,109 S 4/2002 Fairhurst et al.

(Continued)

FOREIGN PATENT DOCUMENTS

- EP 1110464 A2 6/2001
- EP 1250858 B1 12/2003

(Continued)

OTHER PUBLICATIONS

TYR Women's Thresher Open Back Tech Suit Swimsuit; Swimoutlet.com Earliest Review Mar. 30, 2017; Visited Online Jan. 10, 2020; https://www.swimoutlet.com/p/tyr-womens-thresher-open-back-tech-suit-swimsuit-8150988/?q=1&richrelevance&PersonalizedViewedPurchased&item_pagerr1 (Year: 2017).

(Continued)

Primary Examiner — Amy C Wierenga

(74) *Attorney, Agent, or Firm* — Stetina Brunda Garred and Brucker

(57) **CLAIM**

The ornamental design for a women's swimsuit with seamless back panel, as shown and described.

DESCRIPTION

FIG. 1 is a front view of the women's swimsuit with seamless back panel of the present invention showing our new design;

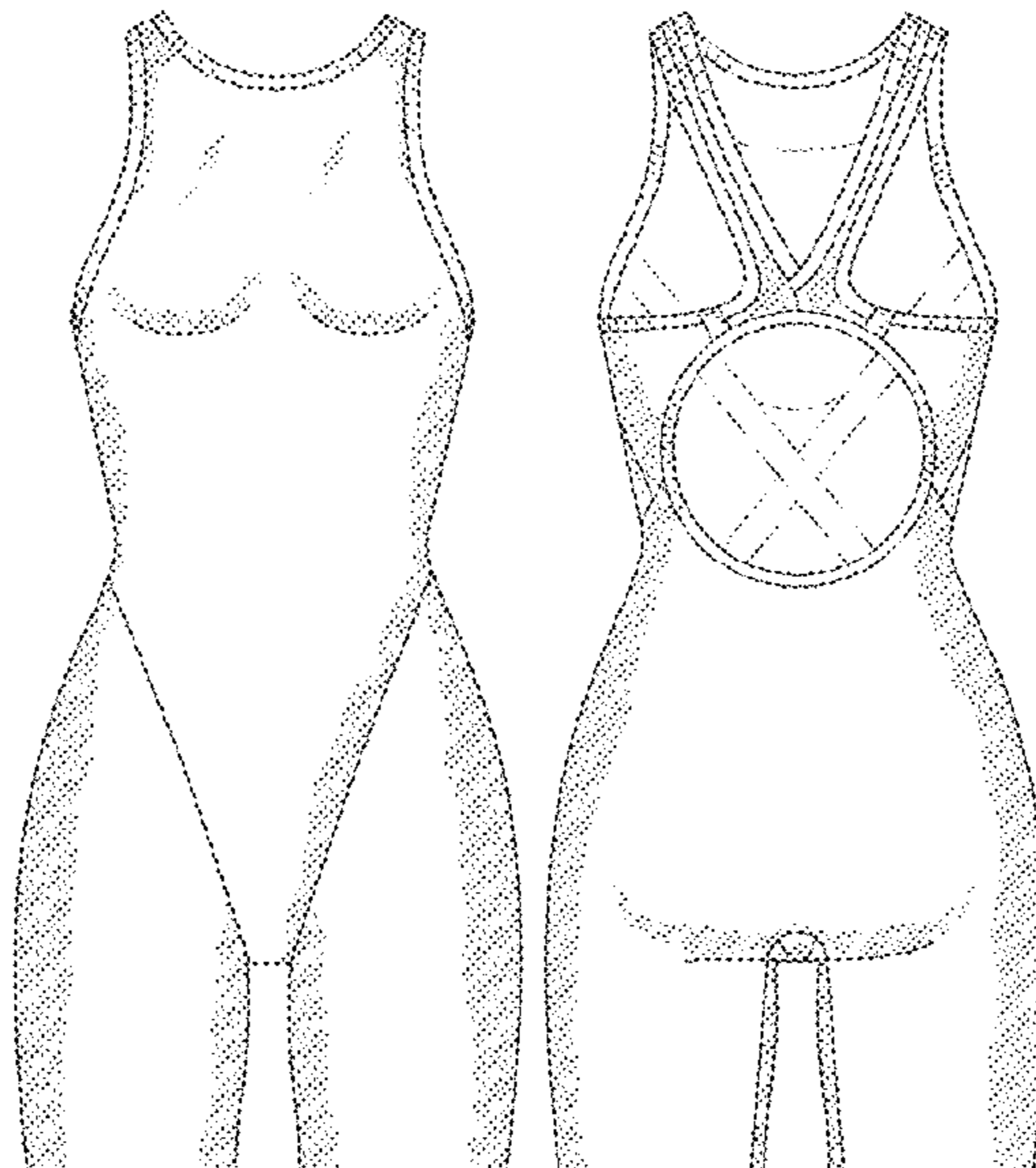
FIG. 2 is a left side view thereof;

FIG. 3 is a rear elevational view thereof; and,

FIG. 4 is a right side view thereof.

The dash-dot-dot broken lines shown in the figures depict stitching that forms no part of the claim.

1 Claim, 1 Drawing Sheet



(56)

References Cited

U.S. PATENT DOCUMENTS

D456,110 S 4/2002 Fairhurst et al.
 D456,111 S 4/2002 Fairhurst et al.
 D456,588 S 5/2002 Fairhurst et al.
 D460,242 S 7/2002 Fairhurst et al.
 D461,033 S 8/2002 Fairhurst et al.
 D461,034 S 8/2002 Fairhurst et al.
 D462,154 S 9/2002 Fairhurst et al.
 6,446,264 B2 9/2002 Fairhurst et al.
 D485,048 S * 1/2004 Janes D2/731
 D518,276 S 4/2006 Fairhurst et al.
 D541,008 S 4/2007 Fairhurst et al.
 D579,629 S 11/2008 Rance et al.
 D579,630 S 11/2008 Rance et al.
 D579,631 S 11/2008 Rance et al.
 D579,632 S 11/2008 Rance et al.
 D579,633 S 11/2008 Rance et al.
 D584,484 S 1/2009 Rance et al.
 D586,081 S 2/2009 Rance et al.
 D586,082 S 2/2009 Rance et al.
 D593,728 S 6/2009 Rance et al.
 D601,778 S 10/2009 Rance et al.
 D606,283 S 12/2009 Rance et al.
 D644,411 S 9/2011 Guerrier
 8,196,220 B2 6/2012 Rance et al.
 8,286,262 B2 * 10/2012 Rance A41D 7/00
 2/67
 8,574,025 B2 * 11/2013 Kent A41C 1/02
 450/7
 9,661,880 B2 5/2017 Waller et al.
 D789,034 S 6/2017 Musciacchio
 D794,279 S 8/2017 Musciacchio
 D795,530 S 8/2017 Musciacchio
 9,763,483 B2 9/2017 Waller et al.
 D803,521 S 11/2017 Musciacchio
 D806,358 S 1/2018 Flockton et al.
 D806,360 S 1/2018 Musciacchio
 9,854,853 B2 1/2018 Musciacchio
 9,895,569 B2 2/2018 Yao
 10,278,431 B2 * 5/2019 McClean A41B 9/06
 10,548,356 B2 * 2/2020 Flockton A41D 13/012
 10,588,368 B2 * 3/2020 Flockton A41D 7/00
 10,631,583 B2 * 4/2020 Musciacchio A41D 7/00

D882,908 S * 5/2020 Cam-Holmes D2/731
 D887,674 S 6/2020 Berger et al.
 2001/0014981 A1 8/2001 Fairhurst et al.
 2004/0255358 A1 12/2004 Ota
 2008/0141430 A1 6/2008 Rance et al.
 2008/0141431 A1 6/2008 Rance et al.
 2009/0038047 A1 2/2009 Di Lorenzo
 2009/0113598 A1 * 5/2009 Maier A41D 1/084
 2/79
 2012/0266347 A1 10/2012 DiLorenzo
 2014/0090142 A1 4/2014 Waller et al.
 2014/0096301 A1 4/2014 Waller et al.
 2014/0250561 A1 9/2014 DiLorenzo
 2015/0201682 A1 7/2015 Musciacchio
 2017/0172224 A1 6/2017 Joseph
 2017/0245561 A1 8/2017 Flockton et al.
 2017/0265531 A1 9/2017 Toussaint et al.
 2017/0265536 A1 9/2017 Flockton et al.
 2017/0280791 A1 10/2017 Spenser et al.
 2020/0107590 A1 4/2020 Berger et al.

FOREIGN PATENT DOCUMENTS

EP 1935265 A2 6/2008
 EP 1935266 A2 6/2008
 EP 2877621 B1 7/2017
 EP 2713785 B1 8/2017
 EP 3102059 B1 1/2018
 EP 2713786 B1 2/2018
 EP 3182848 B1 10/2018
 WO 2012164300 A1 12/2012
 WO 2012164301 A1 12/2012
 WO 2015117646 A1 8/2015
 WO 2016027068 A1 2/2016
 WO 2016027071 A1 2/2016
 WO 2017144938 A1 8/2017
 WO 2017144940 A1 8/2017

OTHER PUBLICATIONS

Arena Race Suit Final YouTube Video Frame 0:07/3:49 Published Sep. 12, 2018; Visited Online Jan. 10, 2020; https://www.youtube.com/watch?v=NiHNDCVptlg&feature=emb_logo (Year: 2018).

* cited by examiner

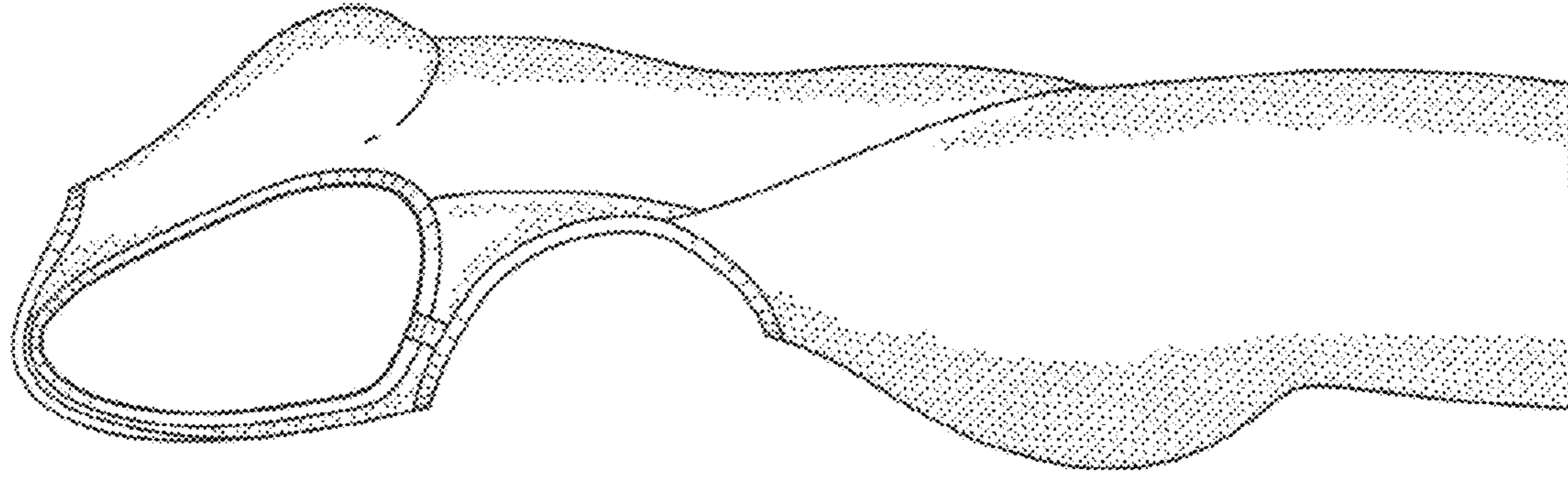


FIG. 4

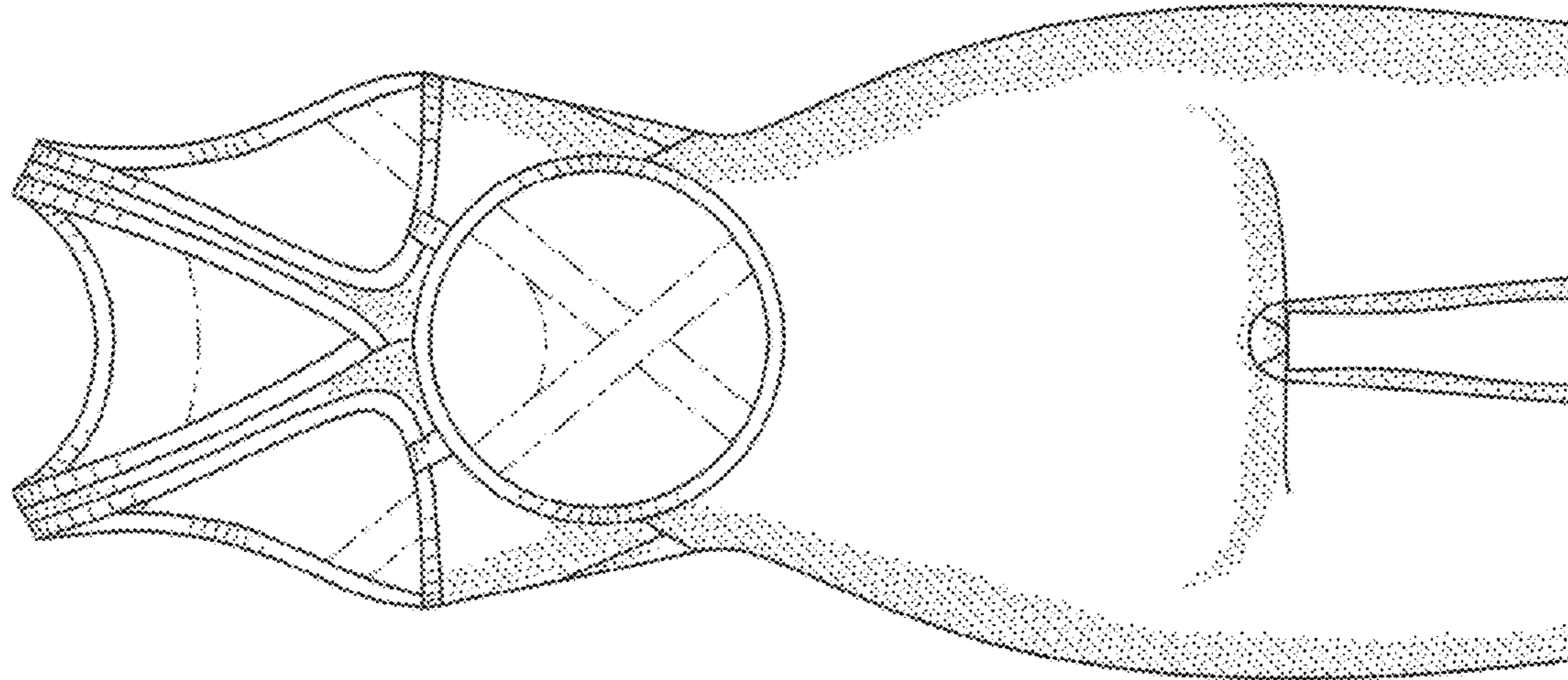


FIG. 3

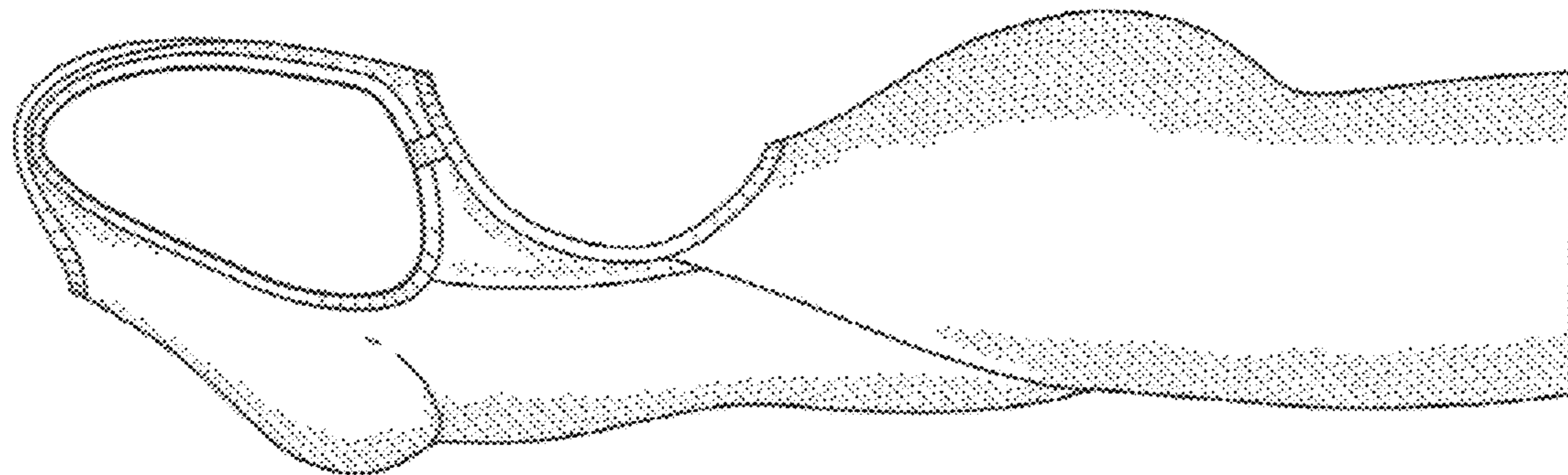


FIG. 2

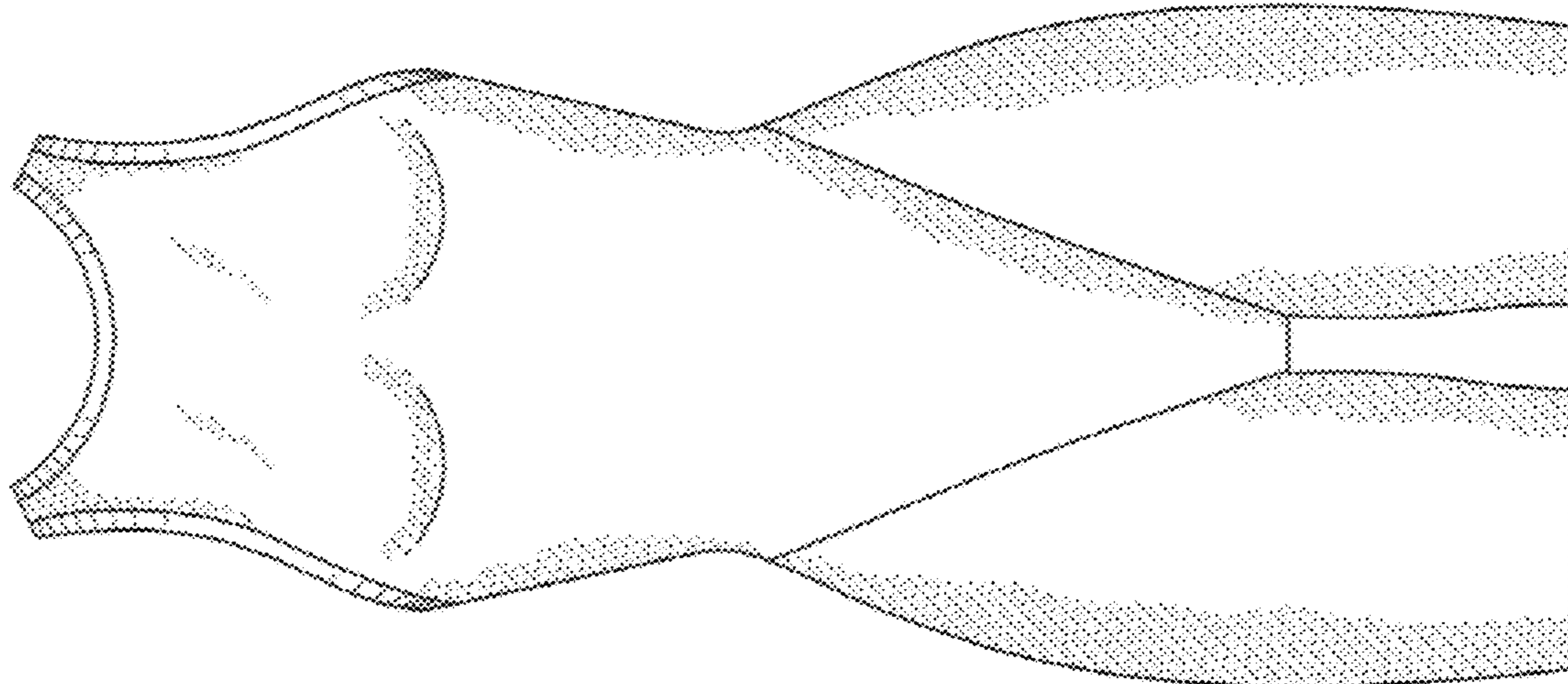


FIG. 1