



US00D939961S

(12) **United States Design Patent** (10) **Patent No.:** **US D939,961 S**
Cartis et al. (45) **Date of Patent:** **** *Jan. 4, 2022**

- (54) **CAP**
- (71) Applicant: **PepsiCo, Inc.**, Purchase, NY (US)
- (72) Inventors: **Emilian Dan Cartis**, London (GB);
Ryan Campbell, New York, NY (US);
Niklas Gustafsson, New York, NY (US);
Meatta T. Kemokai, Stamford, CT (US);
Koby Hebborn Trout, Brooklyn, NY (US)
- (73) Assignee: **PepsiCo, Inc.**, Purchase, NY (US)
- (*) Notice: This patent is subject to a terminal disclaimer.
- (**) Term: **15 Years**
- (21) Appl. No.: **29/718,918**
- (22) Filed: **Dec. 30, 2019**

Related U.S. Application Data

- (63) Continuation of application No. 29/684,223, filed on Mar. 19, 2019, now Pat. No. Des. 874,283, which is a continuation of application No. 29/613,645, filed on Aug. 11, 2017, now Pat. No. Des. 844,437.
- (51) **LOC (13) Cl.** **09-07**
- (52) **U.S. Cl.**
USPC **D9/453**
- (58) **Field of Classification Search**
USPC D4/116; D6/515-516, 542-545;
D7/300-322, 391-396.2, 509-511, 523,
D7/589, 598, 612, 615, 619.1; D9/435,
D9/436, 439, 440, 443, 447, 454, 500,
D9/503-505, 516-575, 738-747,
D9/763-783; D24/197; D28/7, 57, 73,
D28/76-91.1
CPC B65D 1/00; B65D 1/02; B65D 1/0223;
B65D 1/023; B65D 1/0276
See application file for complete search history.

- (56) **References Cited**
- U.S. PATENT DOCUMENTS
- D78,628 S 5/1929 Kart
- D81,520 S 7/1930 Bromiley
- D165,773 S * 1/1952 Marchant D9/453
- D197,919 S 4/1964 Runyon
- D198,818 S * 8/1964 Stull D9/453
- D199,155 S * 9/1964 Hannon, Jr. D9/452
- 3,251,498 A * 5/1966 Roy B65D 41/42
215/254
- 3,446,382 A 5/1969 Koll et al.
- D219,125 S 11/1970 Gortz et al.
- D250,467 S * 12/1978 O'Banion D12/197
- (Continued)

OTHER PUBLICATIONS

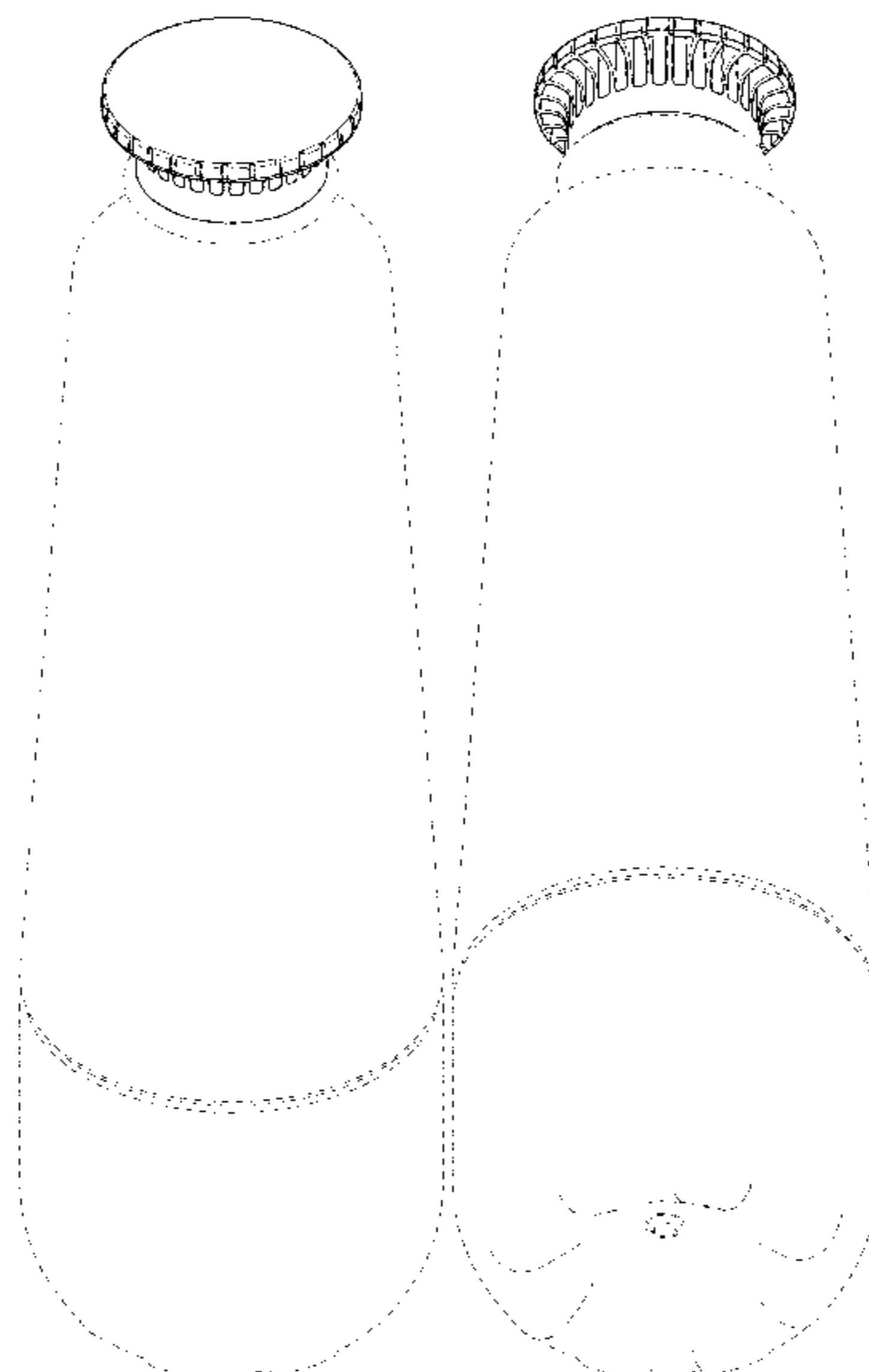
- Idea, No. 6, vol. 37, p. 89 (Nov. 1, 1989).
- (Continued)
- Primary Examiner* — Christian P. McLean
- (74) *Attorney, Agent, or Firm* — Sterne, Kessler, Goldstein & Fox P.L.L.C.

- (57) **CLAIM**
- The ornamental design for a cap, as shown and described.

DESCRIPTION

FIG. 1 is a top front perspective view of a cap showing the claimed design;
 FIG. 2 is a bottom rear perspective view thereof;
 FIG. 3 is a front view thereof;
 FIG. 4 is a rear view thereof;
 FIG. 5 is a left side view thereof;
 FIG. 6 is a right side view thereof;
 FIG. 7 is a top view thereof; and,
 FIG. 8 is a bottom view thereof.
 The dashed broken lines in the figures show environment that forms no part of the claimed design.

1 Claim, 7 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D280,594 S * 9/1985 Dow D8/40
 D281,584 S 12/1985 Berglund
 4,586,863 A 5/1986 Morimoto et al.
 D295,259 S 4/1988 Goettner
 D295,260 S 4/1988 Goettner
 4,768,667 A 9/1988 Magnusson
 D308,828 S 6/1990 Magnusson
 D329,803 S 9/1992 Otsuka
 D375,264 S * 11/1996 Galarza D9/452
 D403,592 S 1/1999 Everard et al.
 D405,695 S * 2/1999 Zelmo D9/453
 D418,757 S * 1/2000 Reidenbach D9/453
 D431,512 S * 10/2000 Pink D12/197
 D495,255 S * 8/2004 Lewis D9/436
 D530,612 S * 10/2006 Lohrman D9/453
 D573,023 S 7/2008 Pivert
 D576,044 S 9/2008 Lamb et al.
 D583,235 S * 12/2008 Baughman D9/452
 D583,670 S * 12/2008 Lamb D9/454
 D587,580 S * 3/2009 Kane D9/453
 D596,942 S 7/2009 Britto
 D604,611 S * 11/2009 Ames D9/453
 D608,204 S 1/2010 Caroen et al.
 D616,754 S 6/2010 Amell et al.
 D623,475 S 9/2010 Aamoudse et al.
 7,802,690 B2 * 9/2010 Lohrman B65D 41/325
 215/305
 D634,205 S 3/2011 Amell et al.
 D642,067 S 7/2011 Azar
 D652,319 S 1/2012 Cohen et al.
 D658,493 S * 5/2012 Cometto D9/503
 D660,704 S 5/2012 Simmons et al.
 D663,618 S 7/2012 Cohen et al.
 D666,495 S * 9/2012 Biesecker D9/453
 D671,409 S 11/2012 Cohen et al.
 D675,527 S 2/2013 Rogers et al.
 D690,201 S * 9/2013 Klebeck D9/453
 D695,616 S 12/2013 Li
 D696,130 S 12/2013 Zabari
 D714,155 S 9/2014 Tanaka et al.
 D745,398 S 12/2015 Cotton
 D752,391 S 3/2016 Hatherell
 D758,206 S 6/2016 Hoeke et al.
 D763,690 S * 8/2016 Greenfield D9/453

D772,070 S 11/2016 Broen et al.
 D774,392 S * 12/2016 Broad D9/453
 D774,888 S * 12/2016 Gerber D9/416
 D779,881 S 2/2017 Lee et al.
 D784,144 S 4/2017 Cheng et al.
 D784,768 S 4/2017 Lee et al.
 D786,684 S 5/2017 McGreevy et al.
 D794,448 S * 8/2017 Mataya D9/436
 D795,063 S * 8/2017 Arriaga D9/436
 D812,480 S 3/2018 Newson
 D817,095 S 5/2018 Kauss et al.
 D817,096 S 5/2018 Kauss et al.
 D819,403 S 6/2018 Li et al.
 D821,150 S 6/2018 Liao
 D821,200 S 6/2018 Harris et al.
 D821,201 S 6/2018 Harris et al.
 D821,205 S 6/2018 Christianson et al.
 D830,773 S 10/2018 Jacobsen
 D831,482 S 10/2018 Meyers
 D831,494 S 10/2018 Smith et al.
 D832,651 S 11/2018 Wiet et al.
 D834,420 S 11/2018 Harris et al.
 D839,735 S * 2/2019 Pinard D9/453
 D844,437 S 4/2019 Cards et al.
 D846,986 S * 4/2019 Krafft D9/453
 D846,987 S * 4/2019 Neputy D9/453
 D856,082 S 8/2019 Yao
 D858,198 S 9/2019 Hsu
 D858,288 S 9/2019 Prater et al.
 D859,921 S 9/2019 Schmidt et al.
 D860,793 S 9/2019 Cartis et al.
 D864,722 S 10/2019 Kauffman et al.
 D899,251 S * 10/2020 Cartis D9/453
 D899,426 S * 10/2020 Akana D14/432
 D899,936 S * 10/2020 Broen D9/453
 D902,717 S * 11/2020 Jimenez Galvez D9/453
 D904,194 S * 12/2020 Choi D9/503
 2005/0242054 A1 * 11/2005 Stull B65D 41/325
 215/252

OTHER PUBLICATIONS

Goldsmith, Justin. "Twist to Active Better Health: Activate Drinks." thedigestonline.com. Aug. 7, 2013. Accessed Jul. 18, 2018. Available online at URL: <<https://thedigestonline.com/lifestyle/twist-to-activate-better-health/>> (Year: 2013).

* cited by examiner

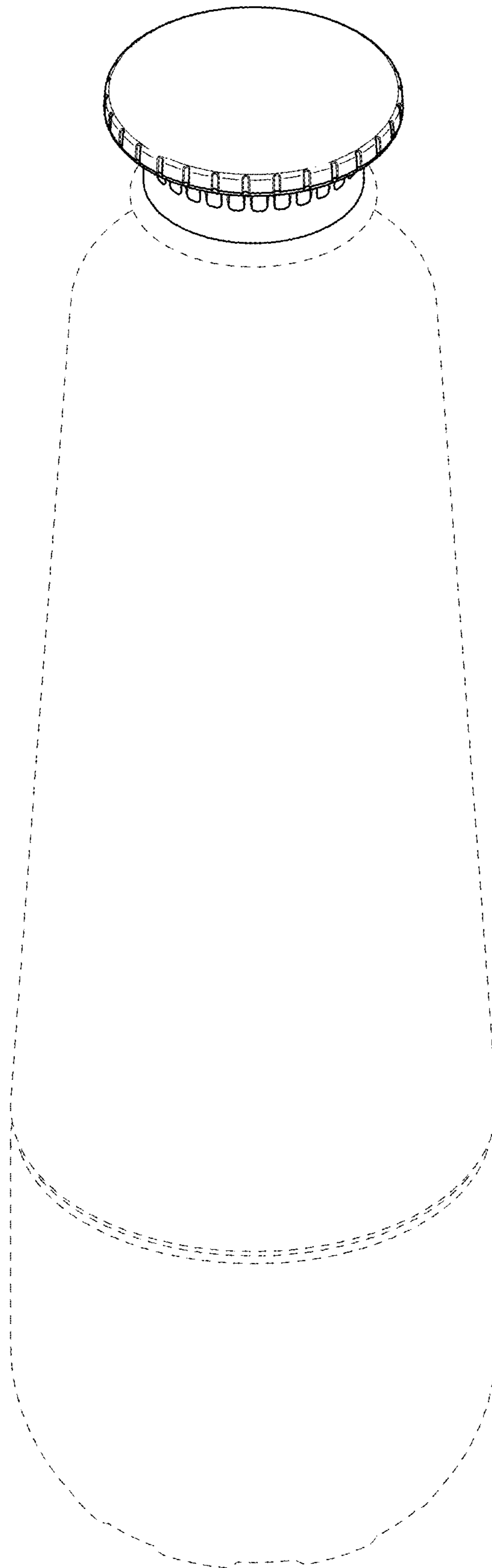


FIG. 1

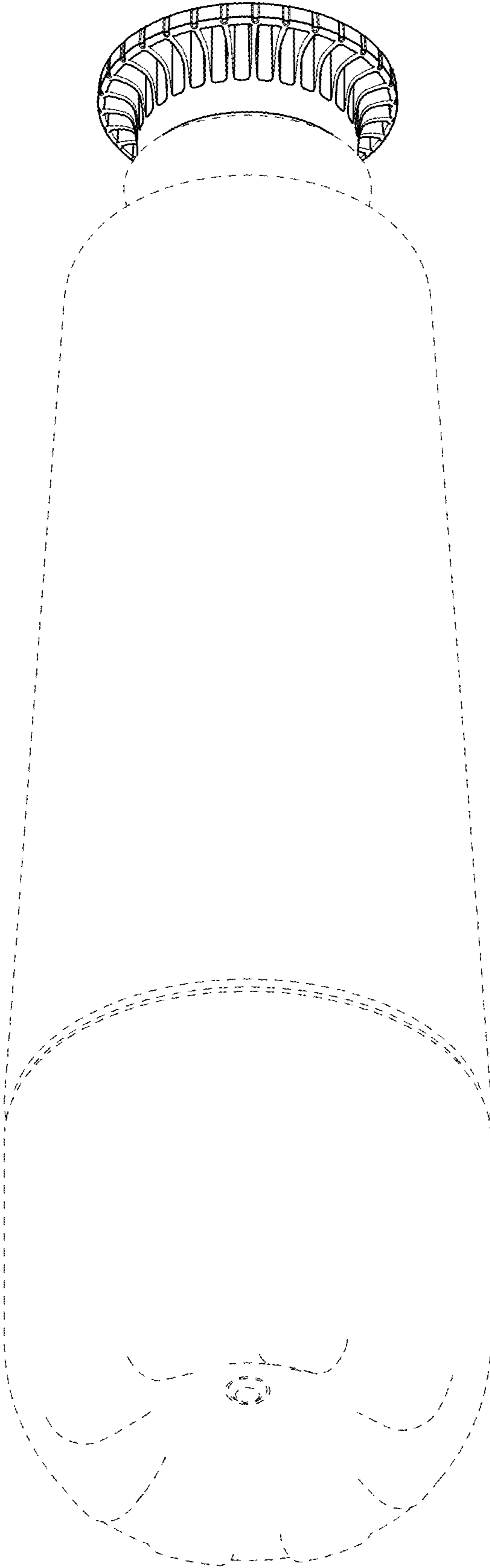


FIG. 2

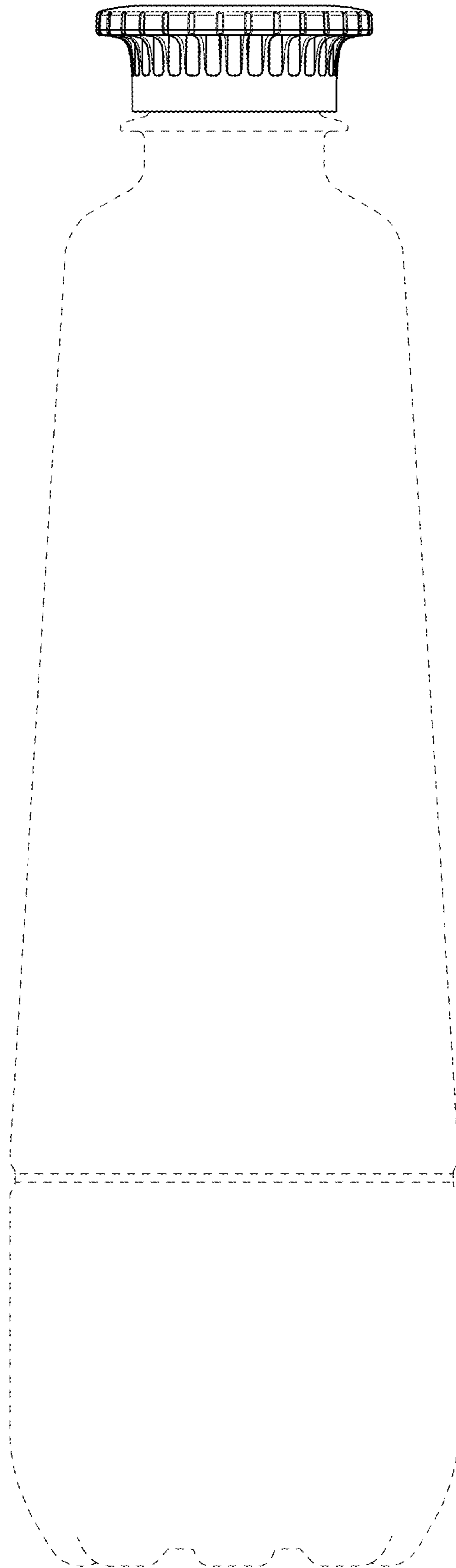


FIG. 3

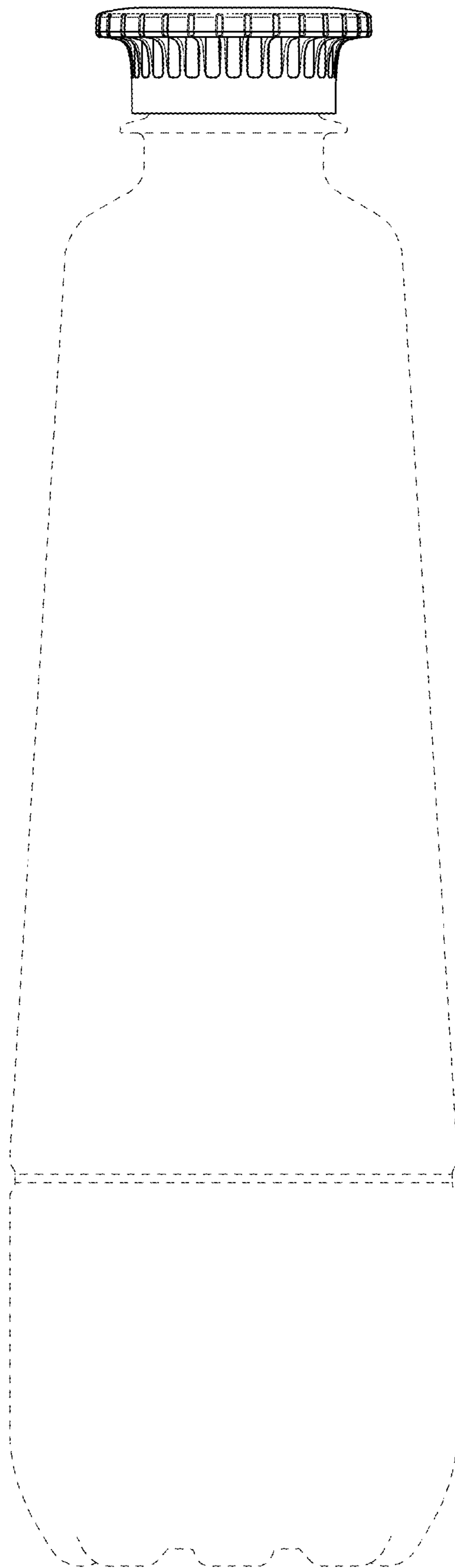


FIG. 4

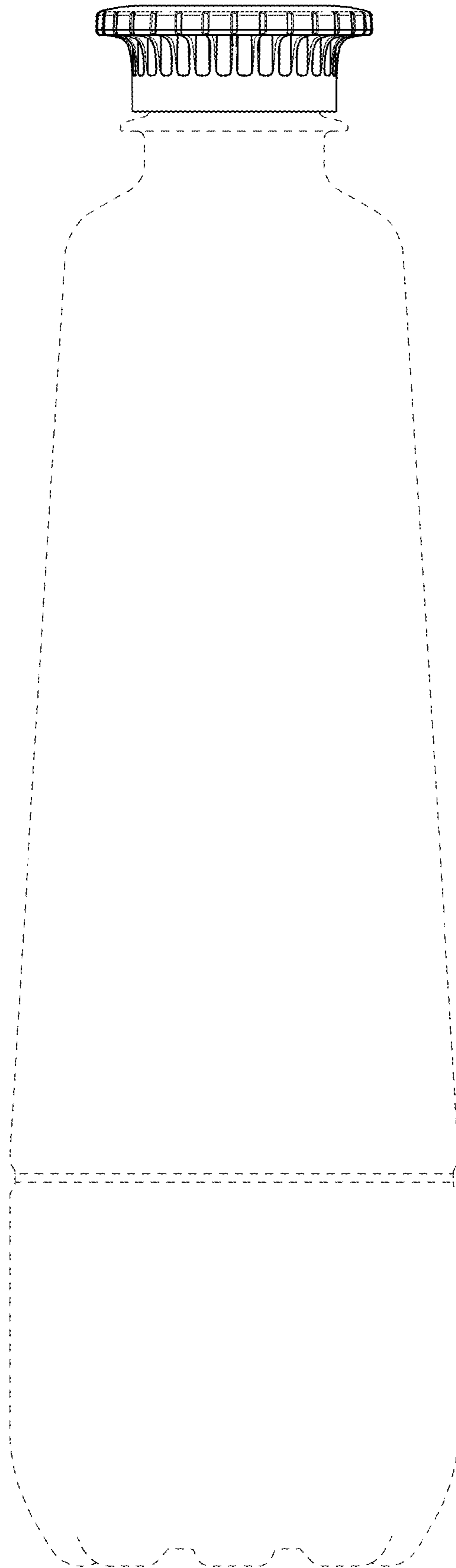


FIG. 5

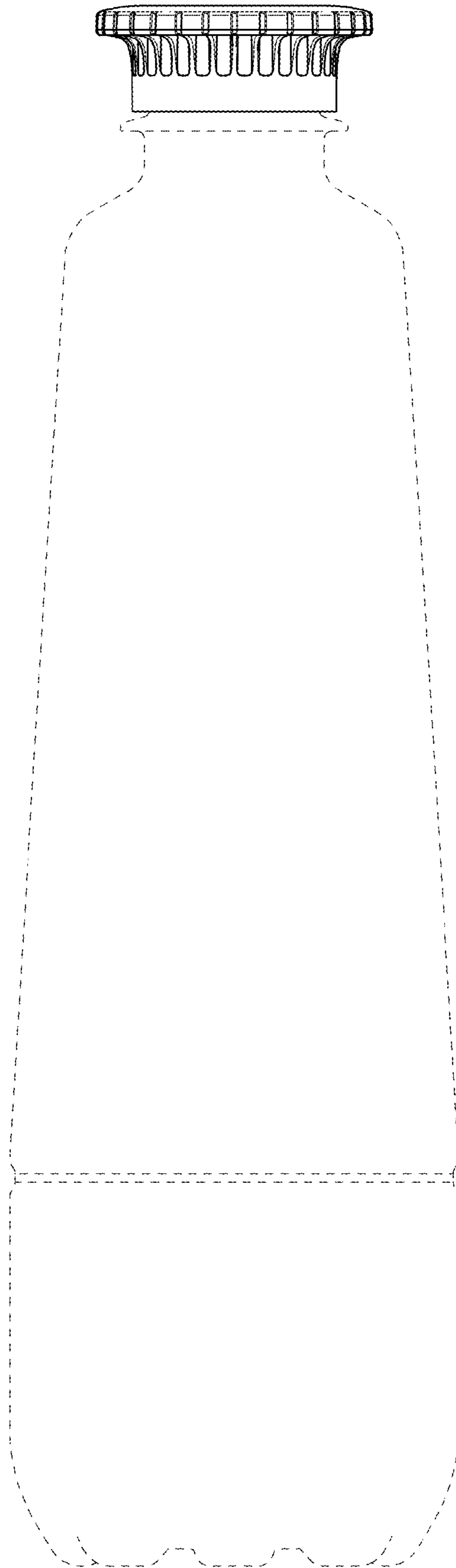


FIG. 6

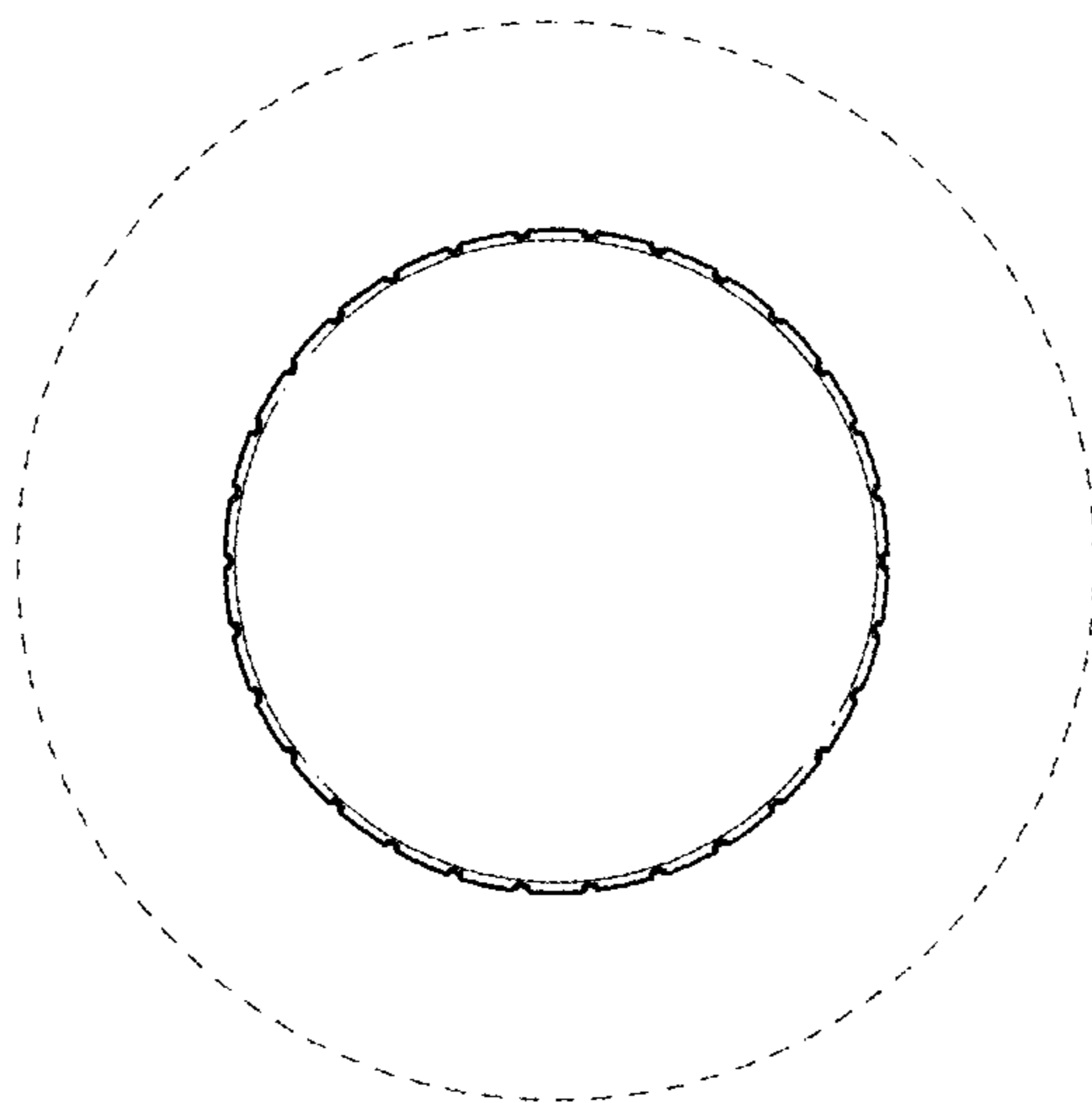


FIG. 7

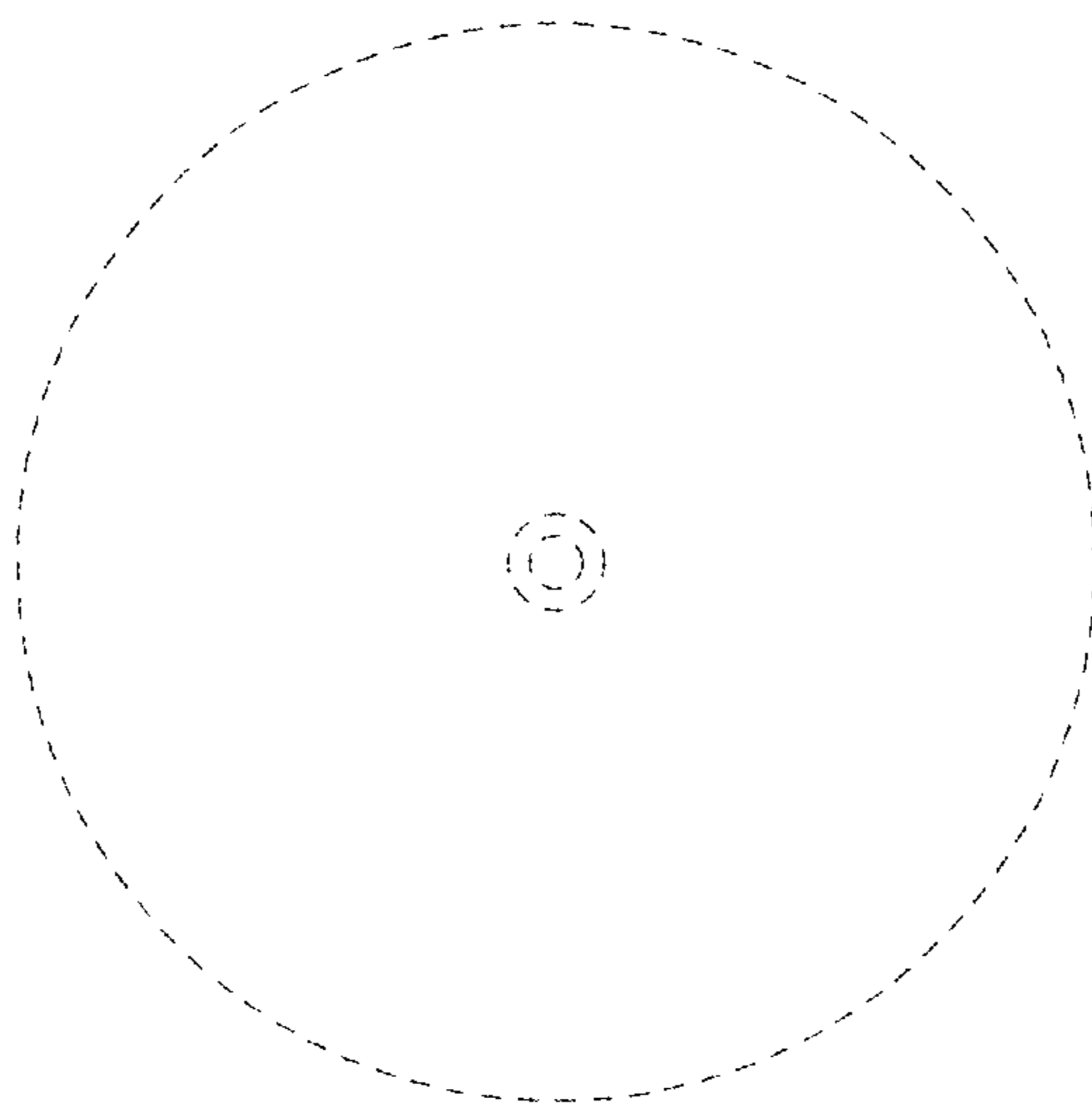


FIG. 8