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

(10) **Patent No.: US D945,828 S**
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- (54) **REUSABLE SEALABLE CUP**
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- (*) Notice: This patent is subject to a terminal disclaimer.
- (**) Term: **15 Years**
- (21) Appl. No.: **29/699,459**
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Related U.S. Application Data

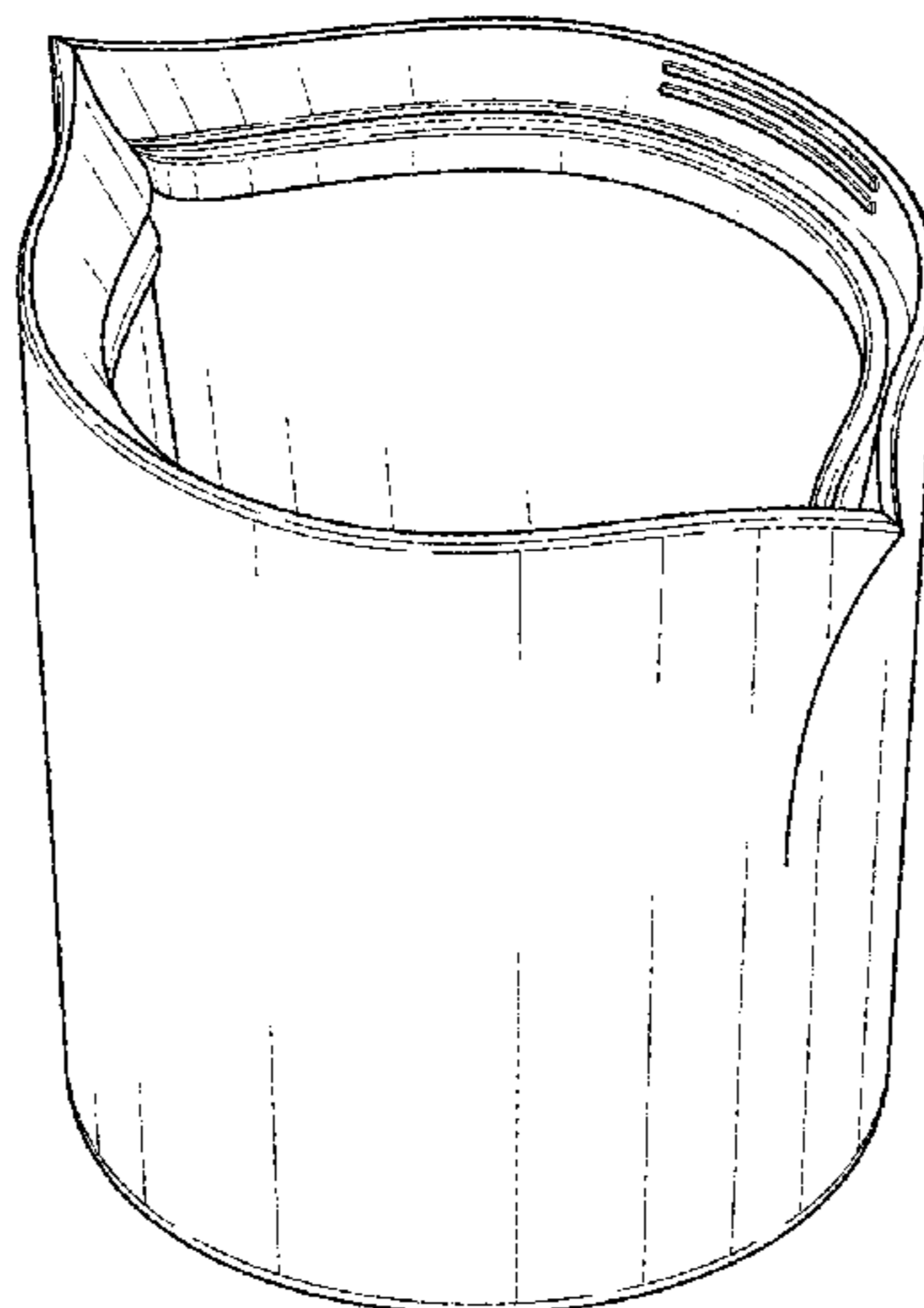
- (63) Continuation-in-part of application No. 29/618,106, filed on Sep. 19, 2017, now Pat. No. Des. 876,891.
- (51) **LOC (13) Cl.** **07-01**
- (52) **U.S. Cl.**
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See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

- 1,002,346 A 9/1911 Weeks 229/400
- 1,769,186 A 7/1930 Morries 607/110

1,879,602 A	9/1932 Copeman 249/130
2,012,113 A	8/1935 Thompson 215/363
2,048,012 A	7/1936 Leavens 99/584
2,117,738 A	5/1938 Otto 220/266
2,165,277 A	7/1939 Herman 229/405
2,542,294 A	2/1951 Smith 383/40
2,563,933 A	8/1951 Hipps et al. 383/86
2,589,967 A	3/1952 Sawyer 215/372
2,595,328 A	5/1952 Bowen 607/114
2,800,269 A	7/1957 Smith 383/38
2,861,716 A	11/1958 Kramer 215/228
2,961,850 A	11/1960 Tupper 249/126
2,966,041 A	12/1960 Zearfoss, Jr. et al. 62/60
3,052,399 A	9/1962 Brown 383/204
3,306,567 A	2/1967 Frei, Sr. 249/53 R
3,354,601 A	11/1967 Schneider 493/196
3,799,914 A	3/1974 Schmit et al. 426/85
3,804,077 A	4/1974 Williams 126/263.1
3,844,525 A	10/1974 Parmett 249/127
3,885,403 A	5/1975 Spencer 62/530
3,893,834 A	7/1975 Armstrong 62/4
4,055,188 A	10/1977 Pelton 607/112
4,527,566 A	7/1985 Abare 607/112
4,530,220 A	7/1985 Nambu et al. 62/530
4,587,810 A	5/1986 Fletcher 62/3.63
D285,515 S	9/1986 Papciak D24/119
4,655,862 A	4/1987 Christoff et al. 156/66
4,676,247 A	6/1987 Van Cleve 607/112
D291,659 S	9/1987 Powell D7/507
4,783,042 A	11/1988 Folkmar 249/127
4,813,646 A	3/1989 Fujio 249/55
4,883,251 A	11/1989 Manas 249/53 R
5,046,860 A	9/1991 Brennan 383/38
5,148,804 A	9/1992 Hill et al. 607/108
5,215,080 A	6/1993 Thomas et al. 607/112
5,237,838 A	8/1993 Merritt-munson 62/457.2
5,350,045 A	9/1994 Robertson 190/110
5,499,763 A	3/1996 Demars 229/114
D374,204 S	10/1996 Weder D11/143
5,689,866 A	11/1997 Kasai 24/400
5,692,837 A	12/1997 Beer 373/210.1
5,758,473 A	6/1998 Patelli 53/412
5,782,562 A	7/1998 Anspacher 383/15
D399,708 S	10/1998 Grissom D07/629
D401,141 S	11/1998 Carroll et al. D09/608
D407,970 S	4/1999 Planchard D9/703
5,906,438 A	5/1999 Laudenberg 383/63
D418,368 S	1/2000 Solland D7/510
D418,747 S	1/2000 Sagel D9/707
D419,867 S	2/2000 Hager et al. D09/608
6,050,432 A	4/2000 Koehnke 215/11.3
D423,877 S	5/2000 Kerr D07/509
6,076,967 A	6/2000 Beaudette 383/41



US D945,828 S

6,164,488 A	12/2000	Solland	220/717	D812,487 S	3/2018	Soegyanto	D9/702
6,164,822 A	12/2000	Beer	383/38	D813,684 S	3/2018	Williams, Jr. et al.	D9/703
6,164,826 A	12/2000	Petkovsek	383/210.1	D815,365 S	4/2018	Scariot et al.	D30/118
6,176,420 B1	1/2001	Sarson	229/128	D815,544 S	4/2018	Soegyanto	D9/702
6,197,359 B1	3/2001	Llorente Hompanera	426/523	D817,109 S	5/2018	Kilicarslan	D7/611
6,245,367 B1	6/2001	Galomb	426/115	D826,063 S	8/2018	Kwon et al.	D9/643
D445,223 S	7/2001	Butler	D30/145	D831,432 S	10/2018	Lv	D7/606
6,325,543 B1	12/2001	Ausnit	383/210.1	D851,853 S	6/2019	Khan	D99/5
D456,211 S	4/2002	Price	D7/509	D854,325 S	7/2019	Myerson	D3/304
D457,318 S	5/2002	Borland et al.	D03/303	D856,086 S	8/2019	Goulet	D7/519
D464,258 S	10/2002	Edwards	D09/708	D858,200 S	9/2019	Wang	D7/516
6,470,705 B2	10/2002	Bride-flynn	62/530	D860,001 S	9/2019	Sahatjian	D9/707
D470,361 S	2/2003	Trombly	D7/509	10,407,217 B1	9/2019	Nouri et al.	
D470,755 S	2/2003	Espinel	D9/707	10,421,584 B2	9/2019	Ross	B65D 33/08
D482,614 S	11/2003	Countee, Jr.	D09/430	D874,876 S	2/2020	Finell et al.	D7/602
D495,209 S	8/2004	Tranfaglia	D7/509	D876,172 S	2/2020	Finell et al.	D7/602
D502,364 S	3/2005	Chan	D7/509	D876,891 S *	3/2020	Finell	D7/509
6,945,988 B1	9/2005	Jones	607/108	D886,533 S	6/2020	Finell et al.	D7/602
7,029,178 B2	4/2006	Gzybowski	383/64	D886,534 S	6/2020	Finell et al.	D7/602
D522,183 S	5/2006	Wylie	D30/118	D889,205 S *	7/2020	Said	D7/523
7,065,983 B2	6/2006	Trinh et al.	62/530	D904,896 S *	12/2020	Unterlechner	D9/703
7,160,029 B2	1/2007	Bein et al.	383/67	D904,897 S *	12/2020	Unterlechner	D9/703
D541,171 S	4/2007	Delmotte et al.	D09/709	D905,564 S *	12/2020	Unterlechner	D9/703
7,197,893 B2	4/2007	Trinh et al.	62/530				
7,204,641 B2	4/2007	Stolmeier	383/64	2003/0066870 A1	4/2003	Stewart	229/125.09
D553,442 S	10/2007	Bodum	D7/509	2004/0004010 A1	1/2004	Versluys	206/219
D554,432 S	11/2007	Roth et al.	D07/516	2004/0146224 A1	7/2004	Piotrowski et al.	383/64
D567,592 S	4/2008	Fite, IV et al.	D07/568	2004/0211879 A1	10/2004	Stalnecker et al.	249/121
D580,779 S	11/2008	Hartwell et al.	D09/705	2004/0244413 A1	12/2004	Trinh et al.	62/530
D582,790 S	12/2008	Friebe	D9/707	2005/0194386 A1	9/2005	Shai	220/287
D586,232 S	2/2009	Friebe	D9/707	2006/0093242 A1	5/2006	Anzini et al.	383/63
7,524,111 B1	4/2009	Williams	220/23.87	2006/0171609 A1	8/2006	Turvey et al.	383/63
D600,072 S	9/2009	Hayes	D7/509	2006/0191929 A1	8/2006	Berg Jr. et al.	220/6
D605,895 S	12/2009	Abbott	D7/509	2006/0191985 A1	8/2006	Norcom	229/117.05
D609,581 S	2/2010	Doyal	D09/703	2006/0193541 A1	8/2006	Norcom	383/200
D616,760 S	6/2010	Deuerer	D09/611	2007/0130733 A1	6/2007	Kasai	24/585.12
D618,302 S	6/2010	Williams	D23/209	2007/0164192 A1	7/2007	Holden et al.	249/98
D622,109 S	8/2010	Hull et al.	D7/630	2007/0175787 A1	8/2007	Lown et al.	206/427
D627,608 S	11/2010	Markum	D07/672	2008/0050053 A1	2/2008	Szczesuil	383/66
8,070,359 B2	12/2011	Taheri	383/66	2008/0063318 A1	3/2008	Gattino	383/21
D657,950 S	4/2012	Herman	D3/202	2008/0087268 A1	4/2008	Burton	126/9 R
D660,446 S	5/2012	Baltazar	D24/208	2008/0089618 A1	4/2008	Blythe	383/25
8,182,407 B2	5/2012	Yeager	493/213	2008/0277310 A1	11/2008	Chacon	206/568
8,209,995 B2	7/2012	Kieling et al.	62/457.1	2009/0110335 A1	4/2009	Leboeuf	383/63
8,220,651 B2	7/2012	Norcom	220/1.6	2009/0136161 A1	5/2009	Hickey	383/66
D668,118 S	10/2012	Hayes et al.	D07/602	2009/0279810 A1	11/2009	Nobles	383/66
D672,202 S	12/2012	Craft et al.	D07/586	2010/0012531 A1	1/2010	Steele	206/216
D683,190 S	5/2013	Shields	D07/544	2010/0072224 A1	3/2010	Ha	222/107
D683,592 S	6/2013	Shields	D07/544	2010/0159083 A1	6/2010	Peplinski et al.	426/113
D684,867 S	6/2013	English	D9/707	2010/0159096 A1	6/2010	Sam	426/394
D684,868 S	6/2013	Kessler	D9/707	2010/0300919 A1	12/2010	Alipour	206/524.8
D686,508 S	7/2013	Kling	D9/703	2010/0314434 A1	12/2010	Herman	229/107
8,479,972 B2	7/2013	Craft et al.	229/101	2011/0017812 A1	1/2011	Belko et al.	229/117.27
D689,370 S	9/2013	Bower	D9/707	2011/0017814 A1	1/2011	Belko et al.	229/124
8,523,440 B2	9/2013	Walker et al.	383/202	2011/0132910 A1	6/2011	Willat	220/495.03
D690,995 S	10/2013	Franco	D07/516	2011/0203944 A1	8/2011	Singer	206/204
8,690,428 B2	4/2014	Kruse et al.	383/5	2011/0297680 A1	12/2011	Howell et al.	220/266
8,696,797 B2	4/2014	Steele	95/172	2012/0060449 A1	3/2012	Howell et al.	53/456
D705,654 S	5/2014	Wurth et al.	D09/451	2012/0187182 A1	7/2012	Howell et al.	229/102
8,864,015 B2	10/2014	Lu	229/128	2012/0269469 A1	10/2012	Long et al.	383/210.1
D722,805 S	2/2015	Banos	D07/301	2013/0084028 A1	4/2013	Cross	383/33
D736,099 S	8/2015	Deuerer	D09/707	2013/0105352 A1	5/2013	Munguia	206/524.6
D739,727 S	9/2015	Olson	D9/436	2013/0277367 A1	10/2013	Kozarsky et al.	220/315
9,144,278 B2	9/2015	Morrow		2014/0042217 A1	2/2014	Houck	229/404
D750,334 S	2/2016	Comstock	D32/30	2014/0212075 A1	7/2014	Cross	383/64
D755,017 S	5/2016	Piechocinski	D07/584	2014/0226921 A1	8/2014	Albers	383/86.2
9,371,153 B1	6/2016	Nouri et al.		2014/0245698 A1	9/2014	Steele	53/410
D770,916 S	11/2016	Nouri et al.	D09/709	2014/0270579 A1	9/2014	Nouri	383/25
D772,493 S	11/2016	Wu	D30/129	2015/0202832 A1	7/2015	Denis et al.	383/63
D772,723 S	11/2016	Murray	D9/707	2015/0203250 A1	7/2015	Denis	383/63
D782,450 S	3/2017	Jones	D14/240	2016/0137374 A1	5/2016	Brosch et al.	383/104
D784,157 S	4/2017	Ross	D09/705	2016/0145030 A1	5/2016	Malligan et al.	426/120
D791,609 S	7/2017	Rotman	D9/611	2017/0036822 A1	2/2017	Sam	383/38
9,737,161 B1	8/2017	Li	A47G 19/22	2018/0148228 A1	5/2018	Bray	
9,751,655 B2	9/2017	Herman	B65D 5/02	2018/0251267 A1	9/2018	Finell	B65D 33/2508
D804,959 S	12/2017	Anda	D9/705	2018/0370109 A1	12/2018	Shaw	
D809,875 S	2/2018	Delgado Carmona	D7/628	2019/0270546 A1	9/2019	Finell	
D809,876 S	2/2018	Delgado Carmona	D7/628				
D811,796 S	3/2018	Joseph	D7/325				

FOREIGN PATENT DOCUMENTS

CN	101312889	A	11/2008	.....	A44B 19/16
EP	0616948	A1	9/1994	.....	B65D 1/00
JP	D140735	S	11/2010		
JP	D1454613	S	11/2012		
JP	1481231	S	10/2013		
JP	1611864	S	8/2018		
JP	D1630549	S	5/2019		
JP	D1630736	S	5/2019		
JP	1655101	S	3/2020		
JP	1661295	S	6/2020		
TW	M515388		1/2016	.....	A61J 1/05
WO	98/12488	A1	3/1998	.....	B65D 33/25
WO	2016/140746	A1	9/2016	.....	G01F 19/00

OTHER PUBLICATIONS

https://www.amazon.com/Zip-Top-Reusable-Platinum-Containers/dp/B07TK2Z7KV/ref=sr_1_5?dchild=1&keywords=silicone+zippert+cup&qid=1624633740&sr=8-5 (Year: 2019).*

U.S. Non-Final Office Action, U.S. Appl. No. 16/296,416, 24 pages, dated Feb. 23, 2021.

Partial European Search Report, Application No. 18159842.6, 9 pages, dated Jun. 29, 2018.

Extended European Search Report and Written Opinion, Application No. 18159842.6, 9 pages, dated Oct. 19, 2018.

Chinese Office Action, Application No. 201830099279.2, 1 page, dated Jul. 9, 2018.

Taiwan Office Action, Taiwan Design Application No. 107301543, 4 pages, dated Dec. 18, 2018.

Chinese Office Action, Application No. 201830098713.5, 1 page, dated Jul. 5, 2018.

Chinese Office Action, Application No. 201830098714.X, 1 pages, dated Jul. 11, 2018.

Taiwan Office Action, Application No. 107301545, 6 pages, dated Sep. 12, 2018.

Taiwan Office Action, Application No. 107301546, 5 pages, dated Sep. 12, 2018.

Chinese Office Action, Application No. 201830099010.4, 1 page, dated Jul. 11, 2018.

U.S. Non-Final Office Action, U.S. Appl. No. 15/910,757, 18 pages, dated Jun. 14, 2019.

U.S. Non-Final Office Action, U.S. Appl. No. 15/910,757, 21 pages, dated Oct. 2, 2018.

U.S. Final Office Action, U.S. Appl. No. 15/910,757, 17 pages, dated Feb. 21, 2019.

U.S. Final Office Action, U.S. Appl. No. 15/910,757, 22 pages, dated Sep. 18, 2019.

U.S. Non-Final Office Action, U.S. Appl. No. 16/154,134, 39 pages, dated Oct. 1, 2019.

U.S. Non-Final Office Action, U.S. Appl. No. 29/699,634, 14 pages, dated Oct. 21, 2019.

U.S. Non-Final Office Action, U.S. Appl. No. 29/699,650, 14 pages, dated Oct. 21, 2019.

U.S. Non-Final Office Action, U.S. Appl. No. 29/699,656, 14 pages, dated Oct. 21, 2019.

U.S. Advisory Action, U.S. Appl. No. 15/910,757, 3 pages, dated Oct. 28, 2019.

U.S. Notice of Allowance, U.S. Appl. No. 29/699,611, 16 pages, dated Oct. 30, 2019.

U.S. Non-Final Office Action, U.S. Appl. No. 29/618,115, 27 pages, dated Nov. 27, 2019.

U.S. Non-Final Office Action, U.S. Appl. No. 29/618,138, 27 pages, dated Nov. 29, 2019.

U.S. Non-Final Office Action, U.S. Appl. No. 29/618,099, 27 pages, dated Nov. 29, 2019.

U.S. Notice of Allowance, U.S. Appl. No. 29/699,278, 19 pages, dated, Dec. 4, 2019.

U.S. Notice of Allowance, U.S. Appl. No. 29/699,301, 19 pages, dated Dec. 4, 2019.

U.S. Notice of Allowance, U.S. Appl. No. 29/699,897, 18 pages, dated Dec. 4, 2019.

U.S. Notice of Allowance, U.S. Appl. No. 29/699,904, 19 pages, dated Dec. 4, 2019.

U.S. Non-Final Office Action, U.S. Appl. No. 15/910,757, 21 pages, dated Jan. 8, 2020.

International Search Report and Written Opinion, Application No. PCT/US2019/054935, 11 pages, dated Feb. 4, 2020.

Taiwan Office Action, Application No. 107301546, 30 pages, dated Feb. 10, 2020.

Taiwan Office Action, Application No. 107301545, 20 pages, dated Feb. 10, 2020.

U.S. Non-Final Office Action, U.S. Appl. No. 16/296,416, 43 pages, dated Mar. 13, 2020.

International Search Report and Written Opinion, Application No. PCT/US2020/017893, 12 pages, dated, May 20, 2020.

U.S. Advisory Action, U.S. Appl. No. 16/154,134, 4 pages, dated Jun. 12, 2020.

Japanese Office Action, Application No. 2020001090, 9 pages, dated Jun. 15, 2020.

Japanese Office Action, Application No. 2020001093, 9 pages, dated Jun. 15, 2020.

Japanese Office Action, Application No. 2020001101, 8 pages, dated Jun. 15, 2020.

Japanese Office Action, Application No. 2020001087, 8 pages, dated Jun. 15, 2020.

Japanese Office Action, Application No. 2020001088, 8 pages, dated Jun. 15, 2020.

Japanese Office Action, Application No. 2020001089, 9 pages, dated Jun. 15, 2020.

U.S. Final Office Action, U.S. Appl. No. 15/910,757, 28 pages, dated Jul. 8, 2020.

U.S. Final Office Action, U.S. Appl. No. 16/296,416, 19 pages, , dated Jul. 16, 2020.

U.S. Non-Final Office Action, U.S. Appl. No. 16/154,134, 29 pages, dated Sep. 24, 2020.

U.S. Advisory Action, U.S. Appl. No. 15/910,757, 6 pages, dated Oct. 15, 2020.

Chinese Office Action, Application No. 201810176215.7, 6 pages, dated May 27, 2021.

Japanese Office Action, Application No. 20/201,088, 6 pages, dated Jun. 1, 2021.

Japanese Office Action, Application No. 20/201,089, 6 pages, dated Jun. 1, 2021.

Japanese Office Action, Application No. 20201090, 6 pages, dated Jun. 1, 2021.

Japanese Office Action, Application No. 20201093, 6 pages, dated Jun. 1, 2021.

Japanese Office Action, Application No. 20201087, 6 pages, dated Jun. 1, 2021.

U.S. Non-Final Office Action, U.S. Appl. No. 29/699,320, 38 pages, dated Jun. 30, 2021.

U.S. Non-Final Office Action, U.S. Appl. No. 29/699,437, 38 pages, dated Jun. 30, 2021.

Israeli Office Action, Application No. 281973, 5 pages, dated Oct. 21, 2021.

U.S. Non-Final Office Action, U.S. Appl. No. 15/910,757, 22 pages, dated Dec. 2, 2021.

* cited by examiner

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(74) *Attorney, Agent, or Firm* — Slayden Grubert Beard PLLC

(57) **CLAIM**

The ornamental design for a reusable sealable cup, as shown and described.

DESCRIPTION

FIG. 1 illustrates a perspective top/front view of a reusable sealable cup, showing the new, original and ornamental design, wherein the cup is open and unsealed.

FIG. 2 shows a front view of the reusable sealable cup shown in FIG. 1.

FIG. 3 shows a back view of the reusable sealable cup shown in FIGS. 1-2.

FIG. 4 shows a left side view of the reusable sealable cup shown in FIGS. 1-3.

FIG. 5 illustrates a right side view of the reusable sealable cup shown in FIGS. 1-4.

FIG. 6 shows a top view of the reusable sealable cup shown in FIGS. 1-5; and,

FIG. 7 shows a bottom view of the reusable sealable cup shown in FIGS. 1-6.

1 Claim, 4 Drawing Sheets

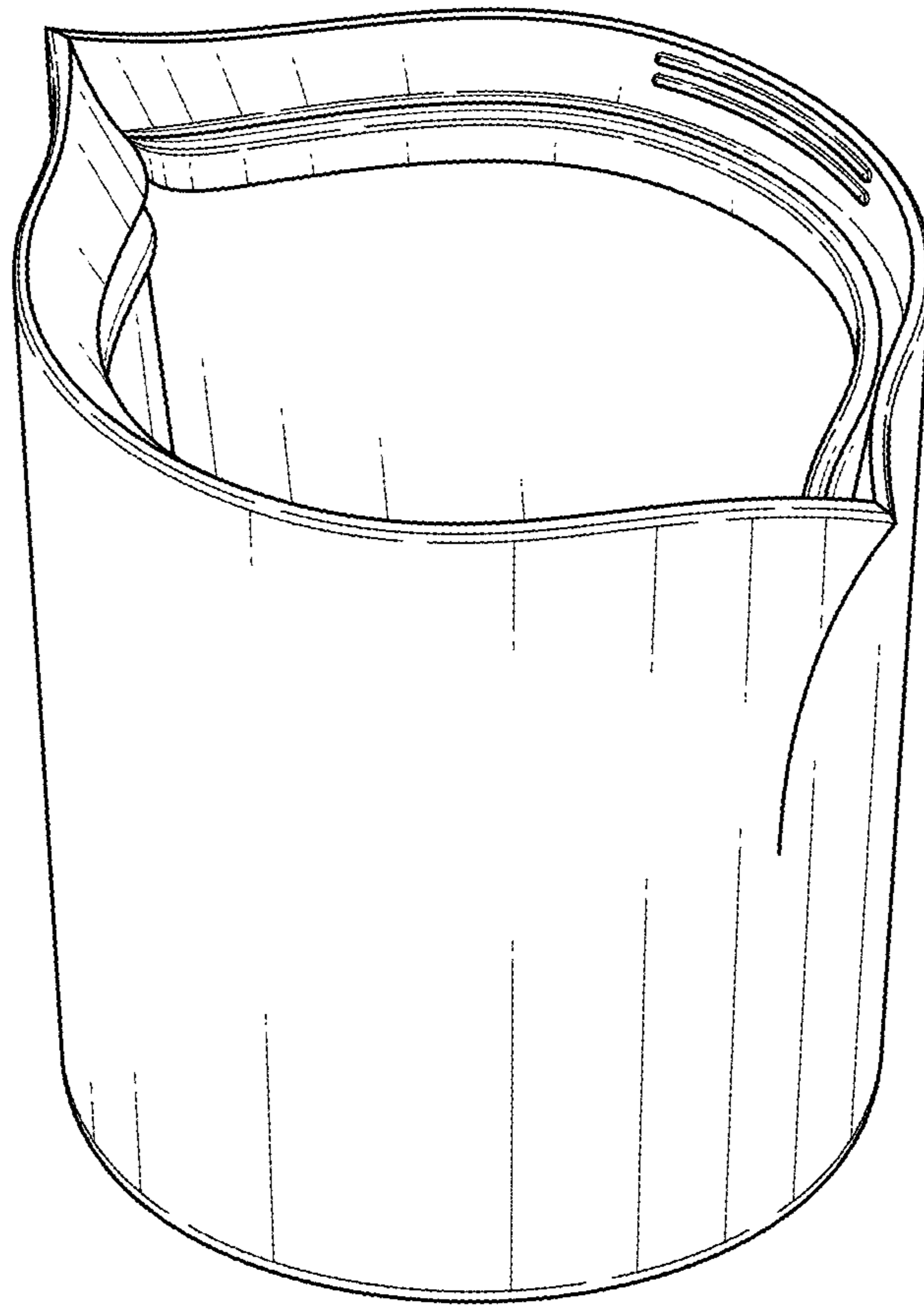


FIG. 1

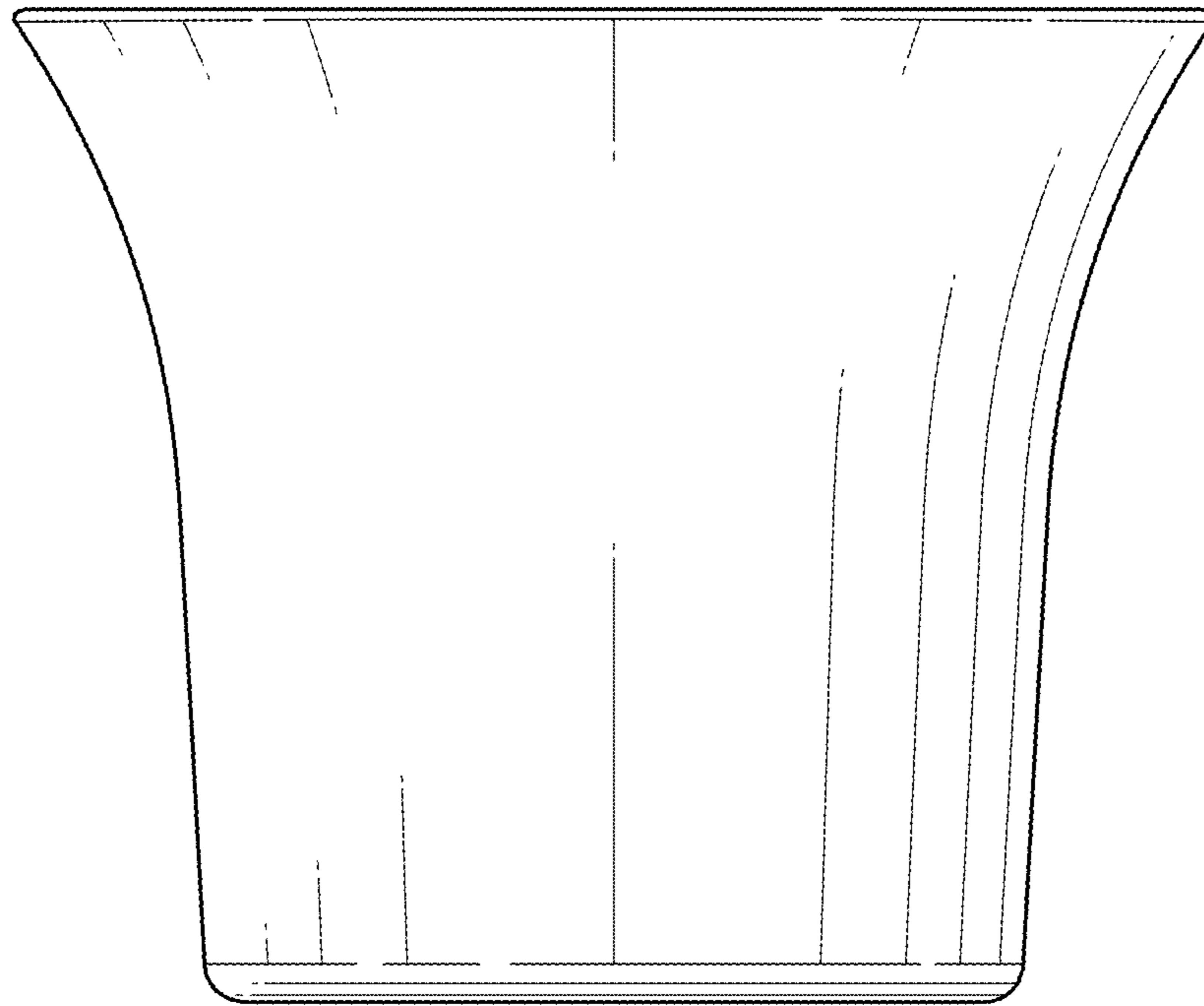


FIG. 2

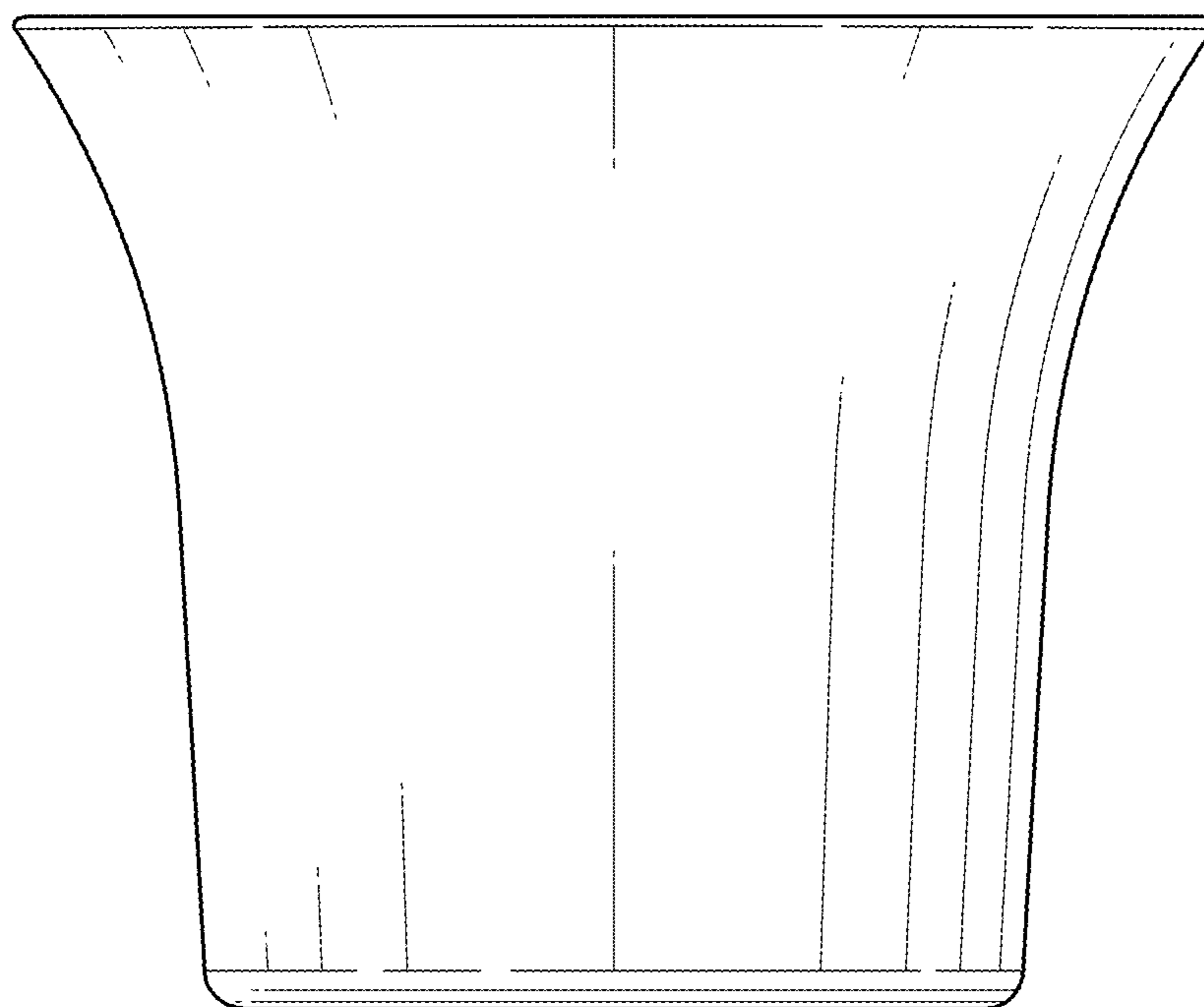


FIG. 3

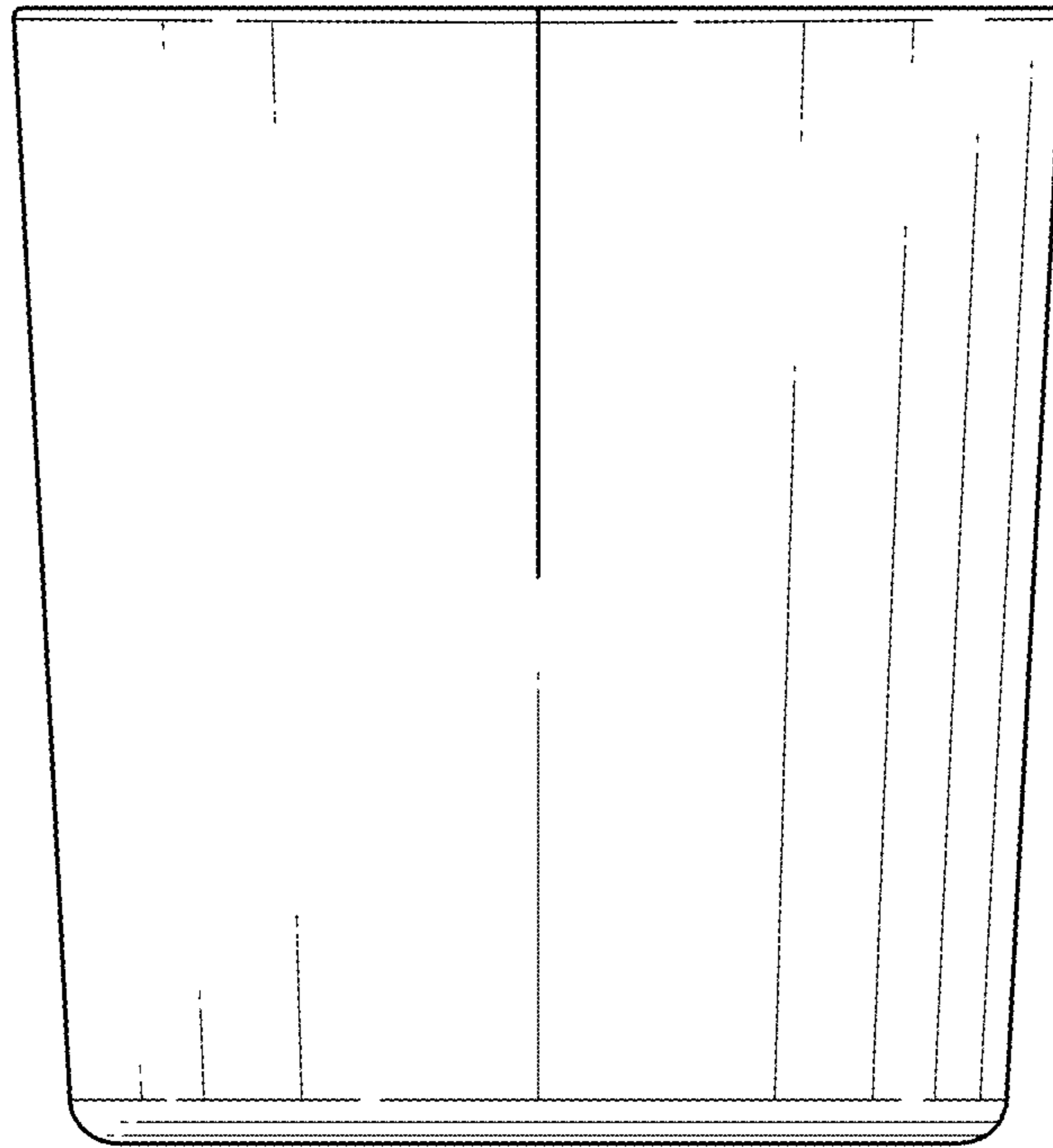


FIG. 4

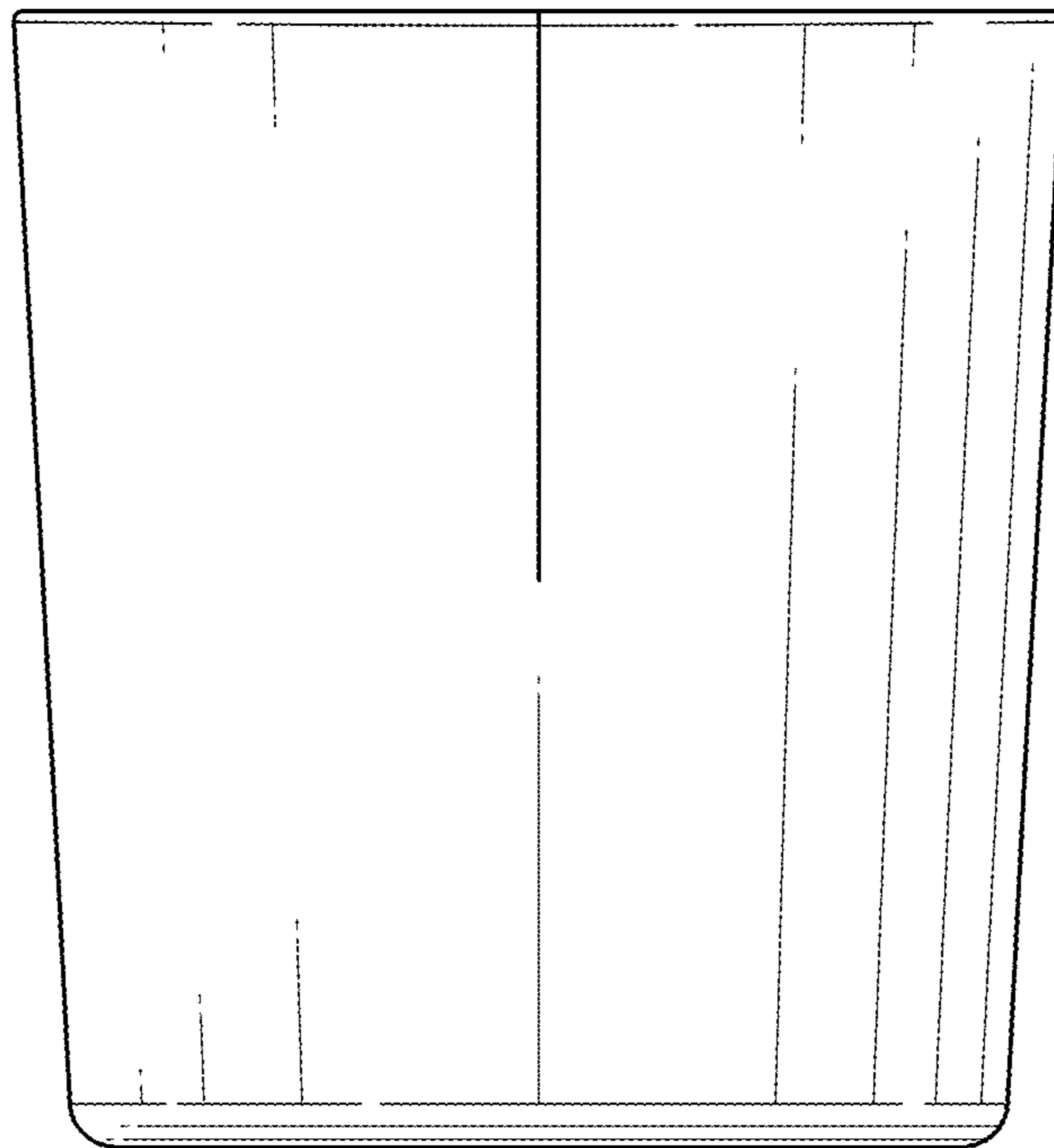


FIG. 5

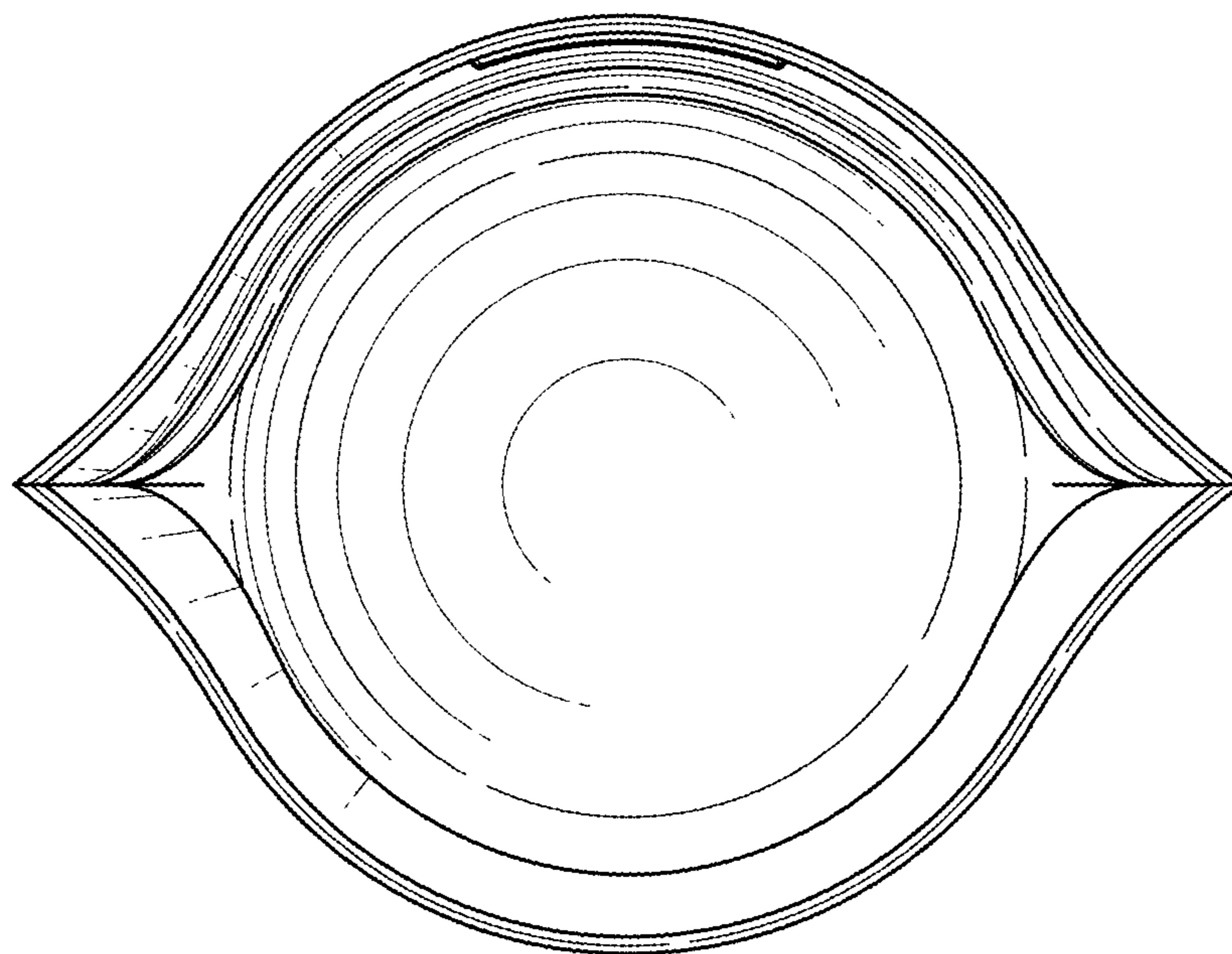


FIG. 6

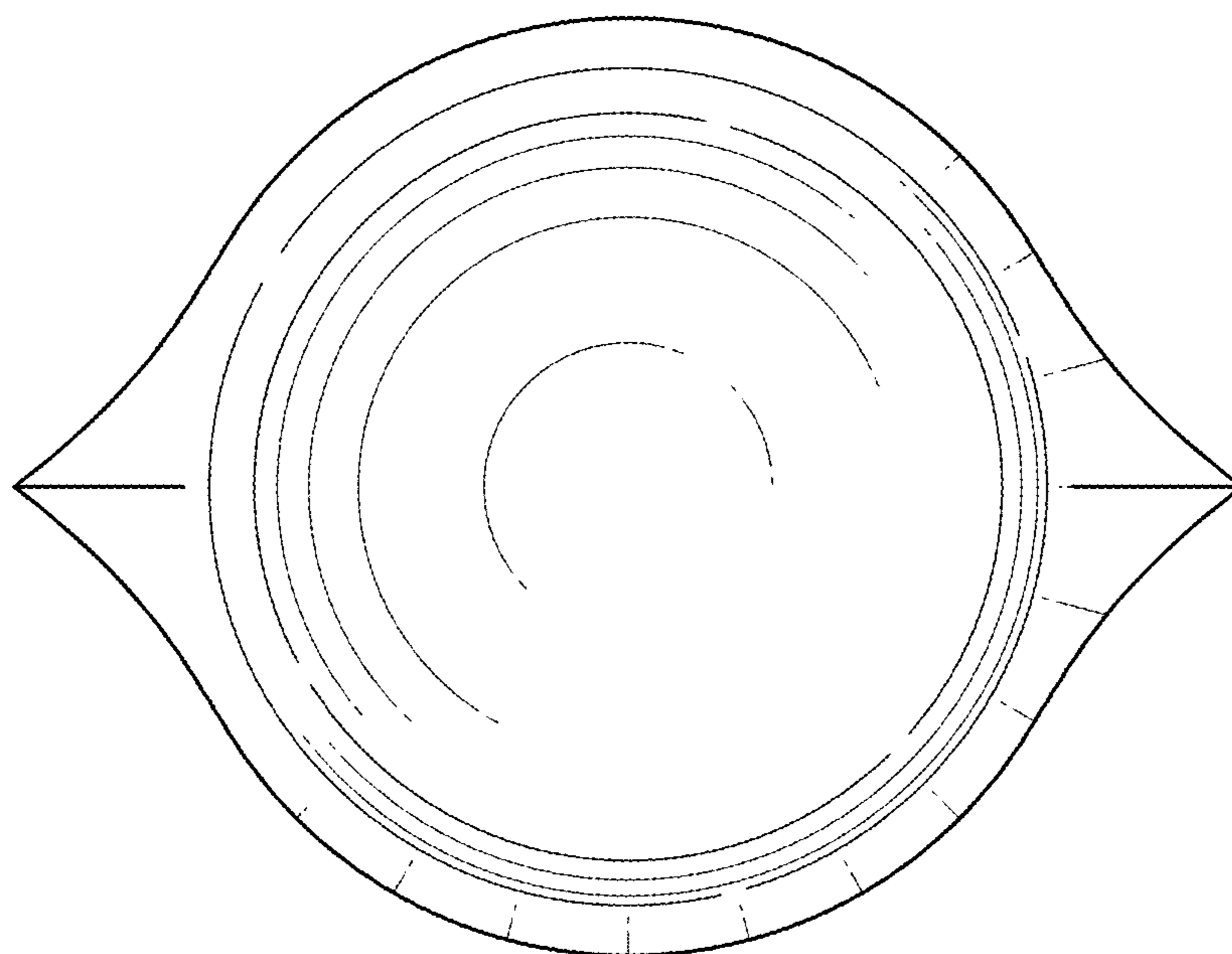


FIG. 7