

US00D978482S

(12) **United States Design Patent** (10) **Patent No.:** **US D978,482 S**  
**Torano et al.** (45) **Date of Patent:** **\*\* Feb. 21, 2023**

(54) **GARMENT**

(71) Applicant: **Spanx, LLC**, Atlanta, GA (US)

(72) Inventors: **Deneb Torano**, Atlanta, GA (US);  
**Wendy Hanson Allen**, Atlanta, GA (US); **Jennifer Roberts Johnson**, Atlanta, GA (US)

(73) Assignee: **Spanx, LLC**, Atlanta, GA (US)

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

(21) Appl. No.: **29/712,215**

(22) Filed: **Nov. 6, 2019**

(51) **LOC (14) Cl.** ..... **02-01**

(52) **U.S. Cl.**  
USPC ..... **D2/701**

(58) **Field of Classification Search**  
USPC ..... D2/700–705, 712–716, 728, 731–734,  
D2/741, 840–843  
See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D14,535 S \* 1/1884 Bowers ..... D2/702  
D15,215 S \* 8/1884 Ramsey ..... D2/702  
(Continued)

**FOREIGN PATENT DOCUMENTS**

CN 306145531 \* 11/2020  
CN 306275470 \* 1/2021  
(Continued)

**OTHER PUBLICATIONS**

Spanx Thinstincts Collection, available at spanx.com, date not available [online], site visited Nov. 15, 2021, Available from the internet URL: [https://spanx.com/collections/thinstincts-collection?gclid=EAlalQobChMI04ni3uCa9AIVYQalCR3KbwzXEAAAYASA BEgJO4vD\\_BwE&gclid=aw.ds.\\*](https://spanx.com/collections/thinstincts-collection?gclid=EAlalQobChMI04ni3uCa9AIVYQalCR3KbwzXEAAAYASA BEgJO4vD_BwE&gclid=aw.ds.*)

(Continued)

*Primary Examiner* — Messina L Smith

*Assistant Examiner* — Jillian Mazzola

(74) *Attorney, Agent, or Firm* — Meunier Carlin & Curfman LLC

(57) **CLAIM**

The ornamental design for a garment, as shown and described.

**DESCRIPTION**

FIG. 1 is a front perspective view of a garment showing our new design according to a first embodiment.

FIG. 2 is a front view of our new design shown in FIG. 1.

FIG. 3 is a rear view of our new design shown in FIG. 1.

FIG. 4 is a right-side view of our new design shown in FIG. 1.

FIG. 5 is a left-side view of our new design shown in FIG. 1.

FIG. 6 is a top view of our new design shown in FIG. 1.

FIG. 7 is a bottom view of our new design shown in FIG. 1.

FIG. 8 is a front perspective view of the garment shown in an alternate configuration in a state of use.

FIG. 9 is a cross-sectional view of the garment taken in the direction of line 9-9 of FIG. 4.

FIG. 10 is a cross-sectional view of the garment taken in the direction of line 10-10 of FIG. 4.

FIG. 11 is a cross-sectional view of the garment taken in the direction of line 11-11 of FIG. 2.

FIG. 12 is a front perspective view of a garment showing our new design according to a second embodiment.

FIG. 13 is a front view of our new design shown in FIG. 12.

FIG. 14 is a rear view of our new design shown in FIG. 12.

FIG. 15 is a right-side view of our new design shown in FIG. 12.

FIG. 16 is a left-side view of our new design shown in FIG. 12.

FIG. 17 is a top view of our new design shown in FIG. 12.

FIG. 18 is a bottom view of our new design shown in FIG. 12.

FIG. 19 is a front perspective view of the garment shown in an alternate configuration in a state of use.

FIG. 20 is a cross-sectional view of the garment taken in the direction of line 20-20 of FIG. 15.

(Continued)

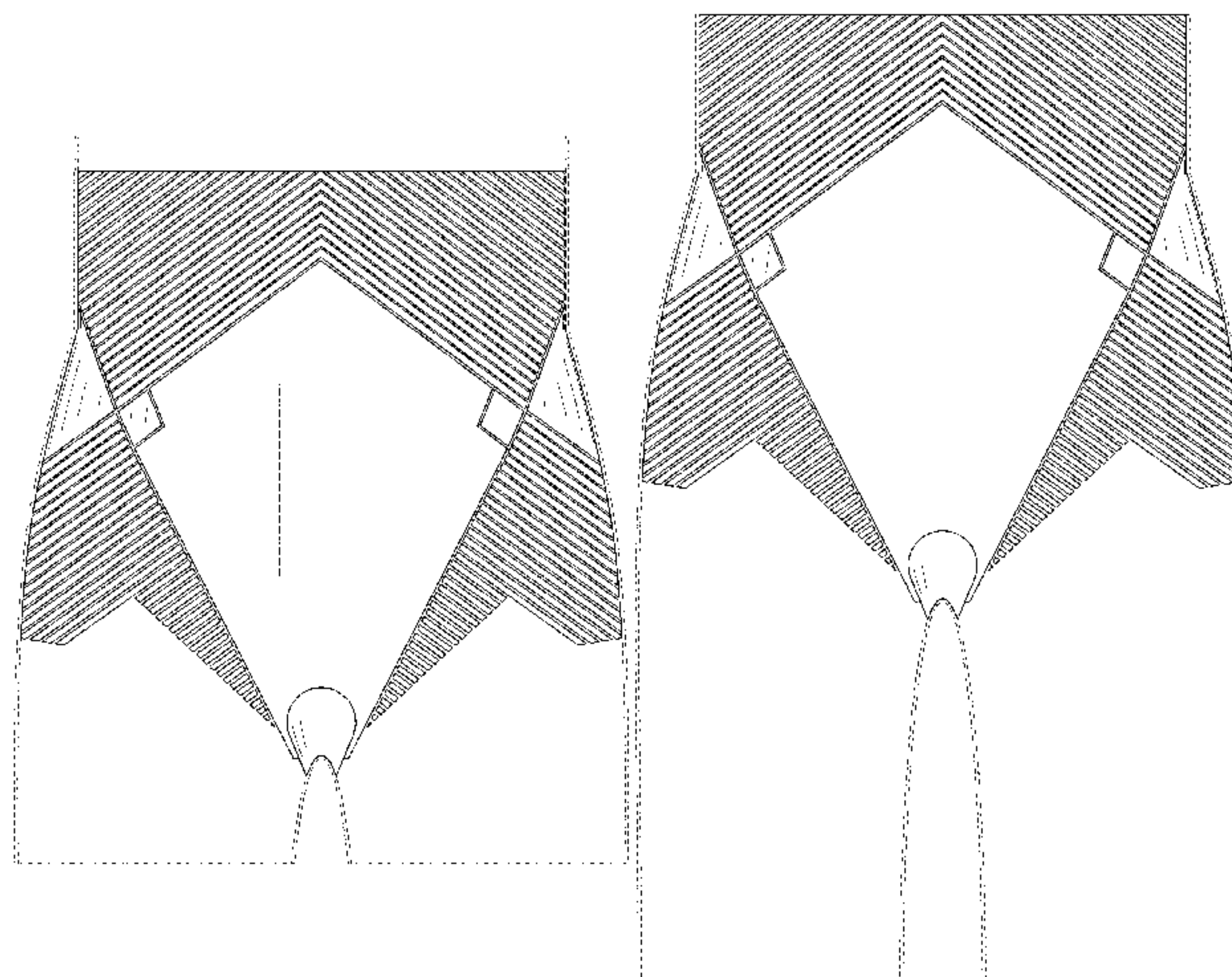




FIG. 21 is a cross-sectional view of the garment taken in the direction of line 21-21 of FIG. 15; and,

FIG. 22 is a cross-sectional view of the garment taken in the direction of line 22-22 of FIG. 13.

The short broken lines showing elements of the garment in the drawings illustrate portions of the garment that form no part of the claimed design. The human figure rendered in short broken lines in FIGS. 8 and 19 illustrates environmental subject matter intended to assist in showing how the design appears when in use and forms no part of the claim.

**1 Claim, 22 Drawing Sheets**

(56) **References Cited**

U.S. PATENT DOCUMENTS

1,414,205 A \* 4/1922 Redmond ..... A41B 9/08  
2/78.3  
1,693,799 A \* 12/1928 Scofield ..... A41C 1/06  
450/19  
D87,354 S \* 7/1932 Pittman ..... D2/840  
2,021,033 A \* 11/1935 Thomas ..... A41B 9/08  
450/33  
D118,425 S \* 1/1940 Kops ..... D2/702  
2,471,348 A \* 5/1949 Redmond ..... A41B 9/02  
2/403  
D161,608 S \* 1/1951 Arseneault ..... D2/861  
D162,661 S \* 3/1951 Imershein ..... D2/702  
D166,363 S \* 4/1952 Terry ..... D2/712  
D167,631 S \* 9/1952 Imershein ..... D2/708  
2,641,762 A \* 6/1953 Greco ..... A41C 1/00  
450/131  
D170,694 S \* 10/1953 Kahn ..... D2/702  
2,707,280 A \* 5/1955 Mayer ..... A41C 1/00  
450/124  
D175,171 S \* 7/1955 Kaupp ..... D2/703  
2,719,973 A \* 10/1955 Blatt ..... A41C 1/00  
450/155  
D177,067 S \* 3/1956 Riesenfeld ..... D2/702  
2,745,103 A \* 5/1956 Van Horne ..... A41C 1/00  
450/130  
D179,815 S \* 3/1957 Newman ..... D2/702  
3,035,586 A \* 5/1962 Bell ..... A41C 1/003  
450/100  
3,056,410 A \* 10/1962 Pierson ..... A41C 1/06  
450/8  
3,137,300 A \* 6/1964 Gingras ..... A41C 1/003  
450/100  
3,137,301 A \* 6/1964 Gingras ..... A41C 1/003  
450/104  
3,175,560 A \* 3/1965 Menzies ..... A41C 1/04  
450/97  
3,194,240 A \* 7/1965 Mayer ..... A41C 1/003  
450/103  
3,212,504 A \* 10/1965 Sheldon ..... A41C 1/10  
450/104  
3,245,409 A \* 4/1966 Martin ..... A41C 1/003  
450/104  
D205,894 S \* 10/1966 Lobbenberg ..... D2/702  
3,283,759 A \* 11/1966 Welsch ..... A41C 1/003  
450/104  
3,339,554 A \* 9/1967 Nobbs ..... A41C 1/003  
450/104  
3,478,748 A \* 11/1969 Bjorn-Larsen ..... A41C 1/003  
450/111  
3,756,247 A \* 9/1973 Hand ..... A41C 1/02  
450/94  
D238,623 S \* 2/1976 Lo Cascio ..... D2/703  
D245,292 S \* 8/1977 Curry ..... D2/714  
D321,083 S \* 10/1991 Thygesen ..... D2/706

D338,543 S \* 8/1993 van Laar ..... D2/712  
D348,973 S \* 7/1994 Stewart ..... D2/731  
D370,552 S \* 6/1996 Erwin ..... D2/732  
D376,403 S \* 12/1996 Kato ..... D2/627  
D413,424 S \* 9/1999 Davies ..... D2/731  
D416,124 S \* 11/1999 Davies ..... D2/728  
D491,334 S \* 6/2004 Parker ..... D99/1  
D576,777 S \* 9/2008 Herbert ..... D2/712  
7,631,367 B2 \* 12/2009 Caillibotte ..... A41D 13/0015  
2/228  
D607,547 S \* 1/2010 Maier ..... D23/262  
8,376,808 B2 \* 2/2013 Hopkins ..... A41C 3/08  
450/30  
D697,693 S \* 1/2014 Choi ..... D2/617  
D707,920 S \* 7/2014 Hays ..... D2/738  
D725,347 S \* 3/2015 Kirkwood ..... D2/701  
9,750,288 B2 \* 9/2017 Gehlhausen ..... A41C 3/0078  
D818,597 S \* 5/2018 Worstman ..... D24/207  
D909,009 S \* 2/2021 Huang ..... D2/702  
D922,731 S \* 6/2021 Toudjine-Williams ..... D2/728  
D923,916 S \* 7/2021 Warren, Jr. .... D2/743  
2015/0038052 A1 \* 2/2015 Hays ..... A41C 1/12  
450/154  
2016/0073704 A1 \* 3/2016 Basta ..... A41D 13/0007  
2/230  
2019/0045855 A1 \* 2/2019 Musciacchio ..... A41D 13/012

FOREIGN PATENT DOCUMENTS

EM 000018361-0001 \* 9/2003  
JP D1295165 \* 2/2007  
JP D1375277 \* 12/2009  
JP D1416124 \* 6/2011  
JP D1468790 \* 5/2013

OTHER PUBLICATIONS

Spanx Thinstincts 2.0 Mid-Thigh High Waist Shorts, available at dillards.com, earliest customer review date Apr. 2021 [online], site visited Nov. 15, 2021, Available from the internet URL: <https://www.dillards.com/p/spanx-thinstincts-2.0-mid-thigh-high-waist-shorts/512511302> (Year: 2021).\*

Spanx Thinstincts 2.0 High-Waisted Mid Thigh Shorts, available at dillards.com, earliest customer review date Mar. 2021 [online], site visited Nov. 15, 2021, Available from the internet URL: <https://www.dillards.com/p/spanx-thinstincts-2.0-high-waisted-mid-thigh-shorts/512511252> (Year: 2021).\*

Spanx Thinstincts 2.0 High Waisted MidThigh Short, available at qvc.com, earliest customer review date Aug. 10, 2021 [online], site visited Nov. 15, 2021, Available from the internet URL: <https://www.qvc.com/Spanx-Trust-Your-Thinstincts-20-High-Waisted-Mid-Thigh-Short.product.A399799.html??TZ=EST> (Year: 2021).\*

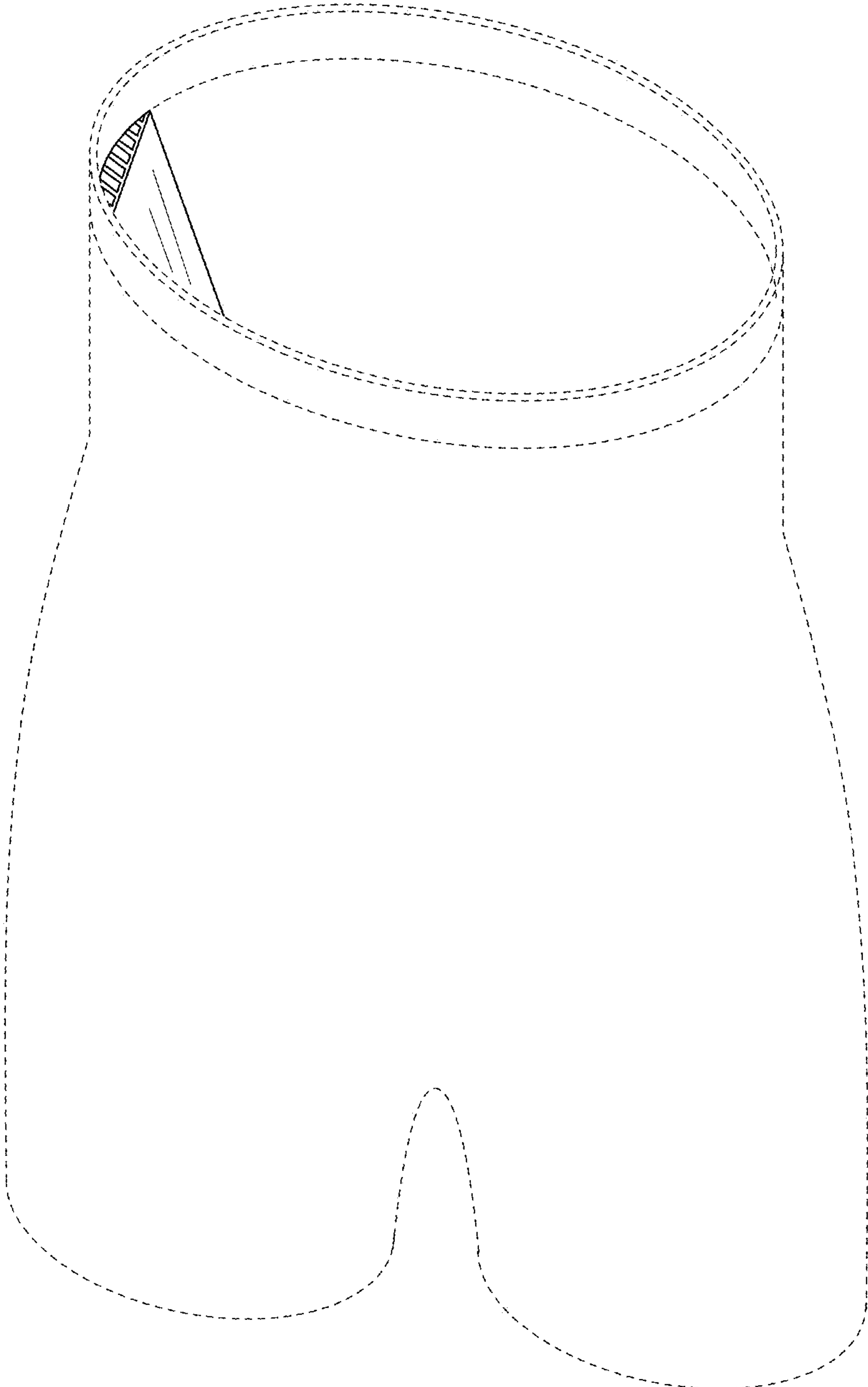
Spanx Thinstincts 2.0 Open-Bust Mid-Thigh Bodysuit, available at dillards.com, earliest customer review date Apr. 2021 [online], site visited Nov. 15, 2021, Available from the internet URL: <https://www.dillards.com/p/spanx-thinstincts-2.0-open-bust-mid-thigh-bodysuit/512511305> (Year: 2021).\*

Spanx Thinstincts 2.0 Flat Neck Tummy Shaping Tank, available at dillards.com, earliest customer review date Aug. 2021 [online], site visited Nov. 15, 2021, Available from the internet URL: <https://www.dillards.com/p/spanx-thinstincts-2.0-lightweight-flat-neck-tummy-shaping-tank/513360775> (Year: 2021).\*

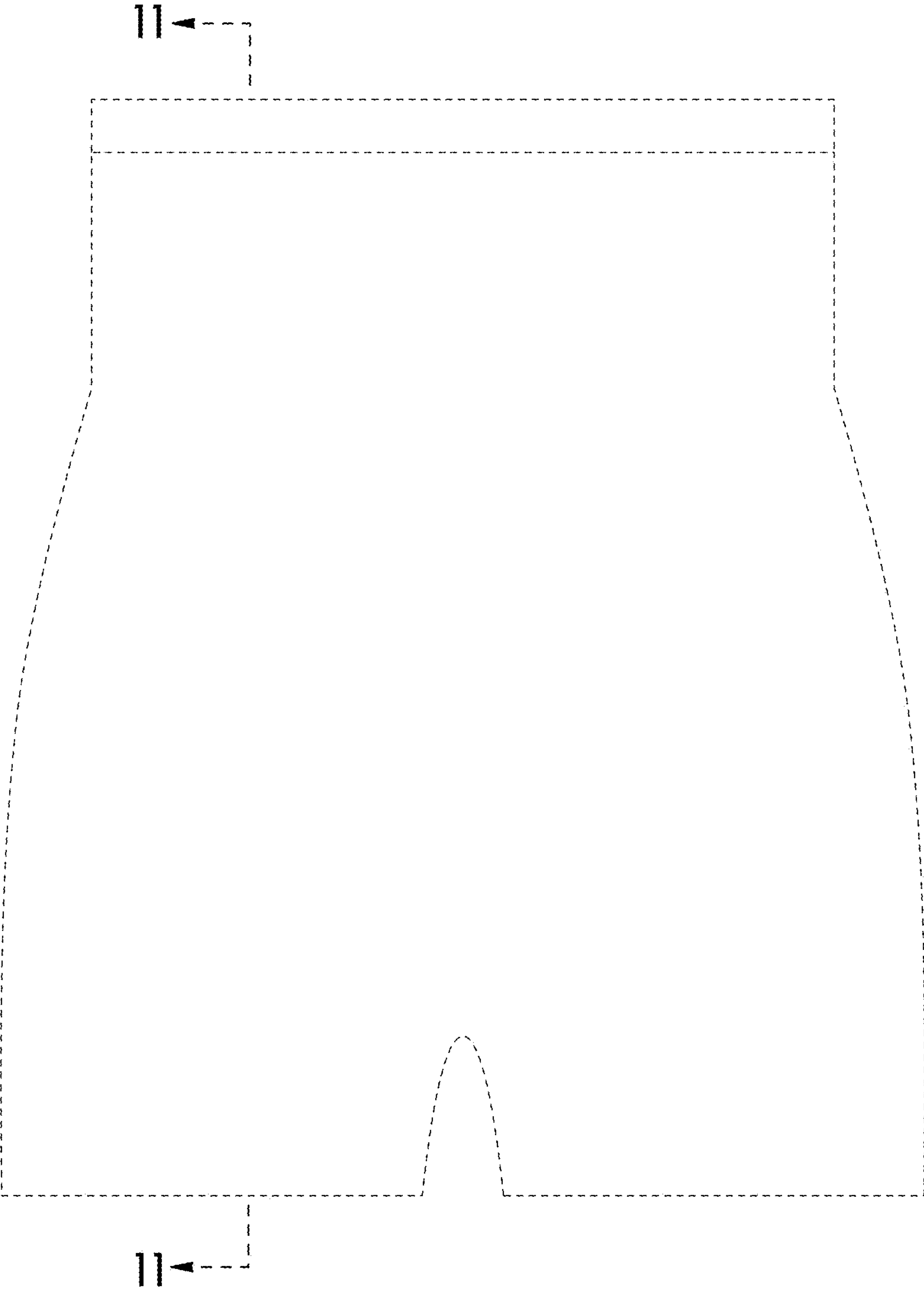
Spanx Trust Your Thinstincts 2.0 Brief Panty, available at qvc.com, earliest customer review date Aug. 18, 2018 [online], site visited Nov. 15, 2021, Available from the internet URL: <https://www.qvc.com/Spanx-Trust-Your-Thinstincts-20-Brief-Panty.product.A399796.html> (Year: 2018).\*

Spanx Thinstincts 2.0 Mid-Thigh Short Black, available at kastner-oehler.de, date not available [online], site visited Nov. 15, 2021, Available from the internet URL: <https://www.kastner-oehler.de/spanx-thinstincts-20-mid-thigh-short-soft-nude-beige-7402910.html> (Year: 2021).\*

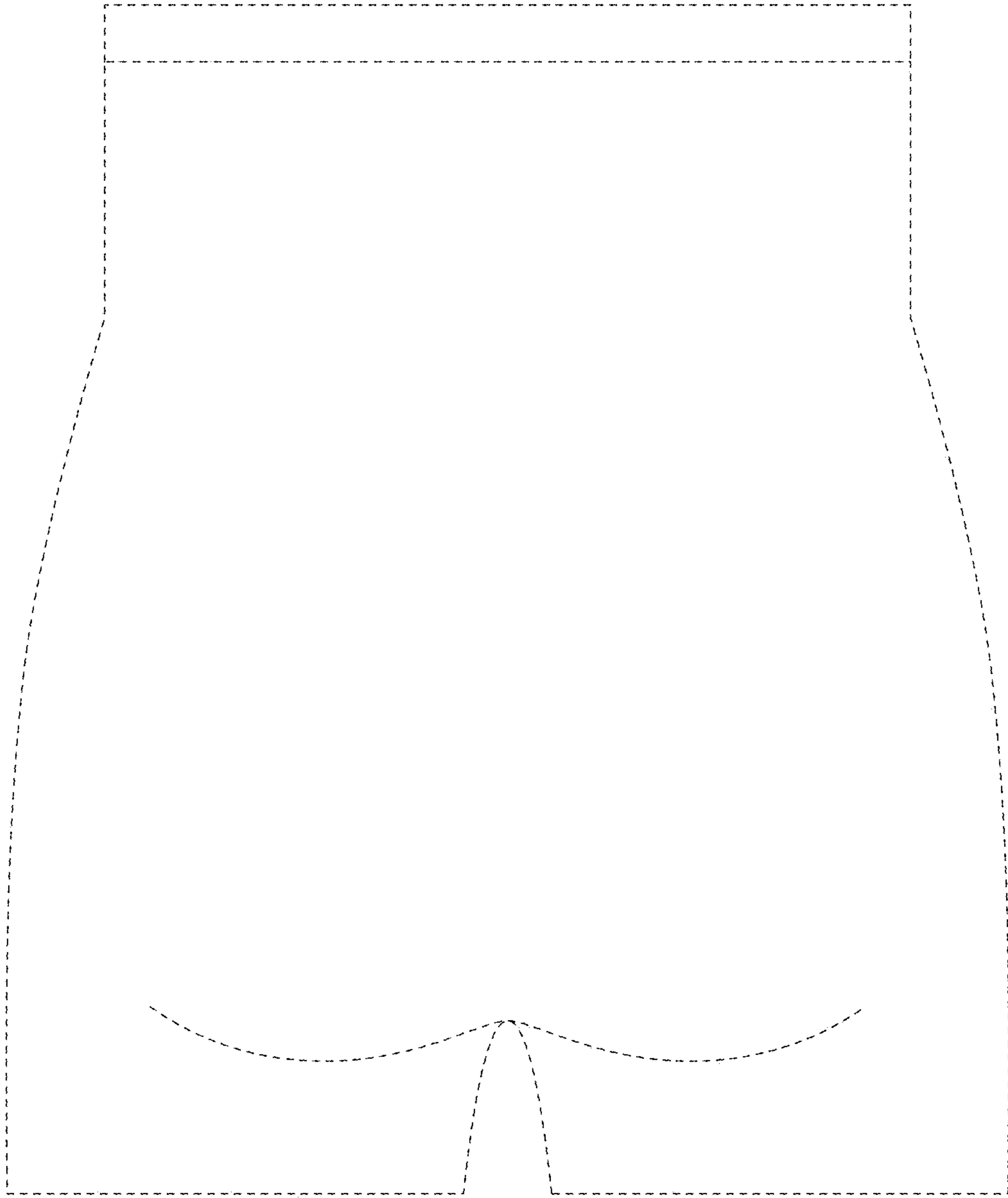
\* cited by examiner



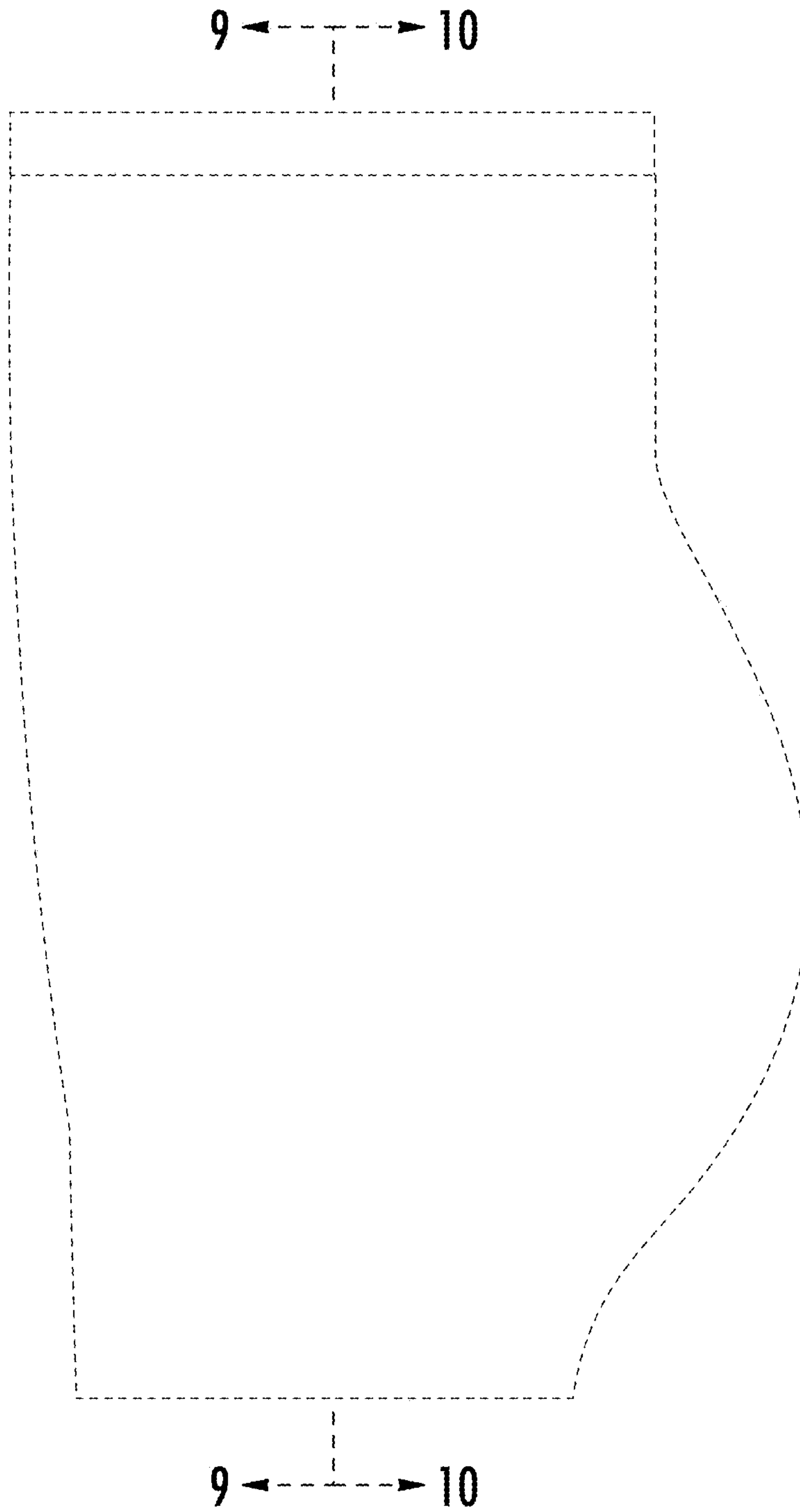
**FIG. 1**



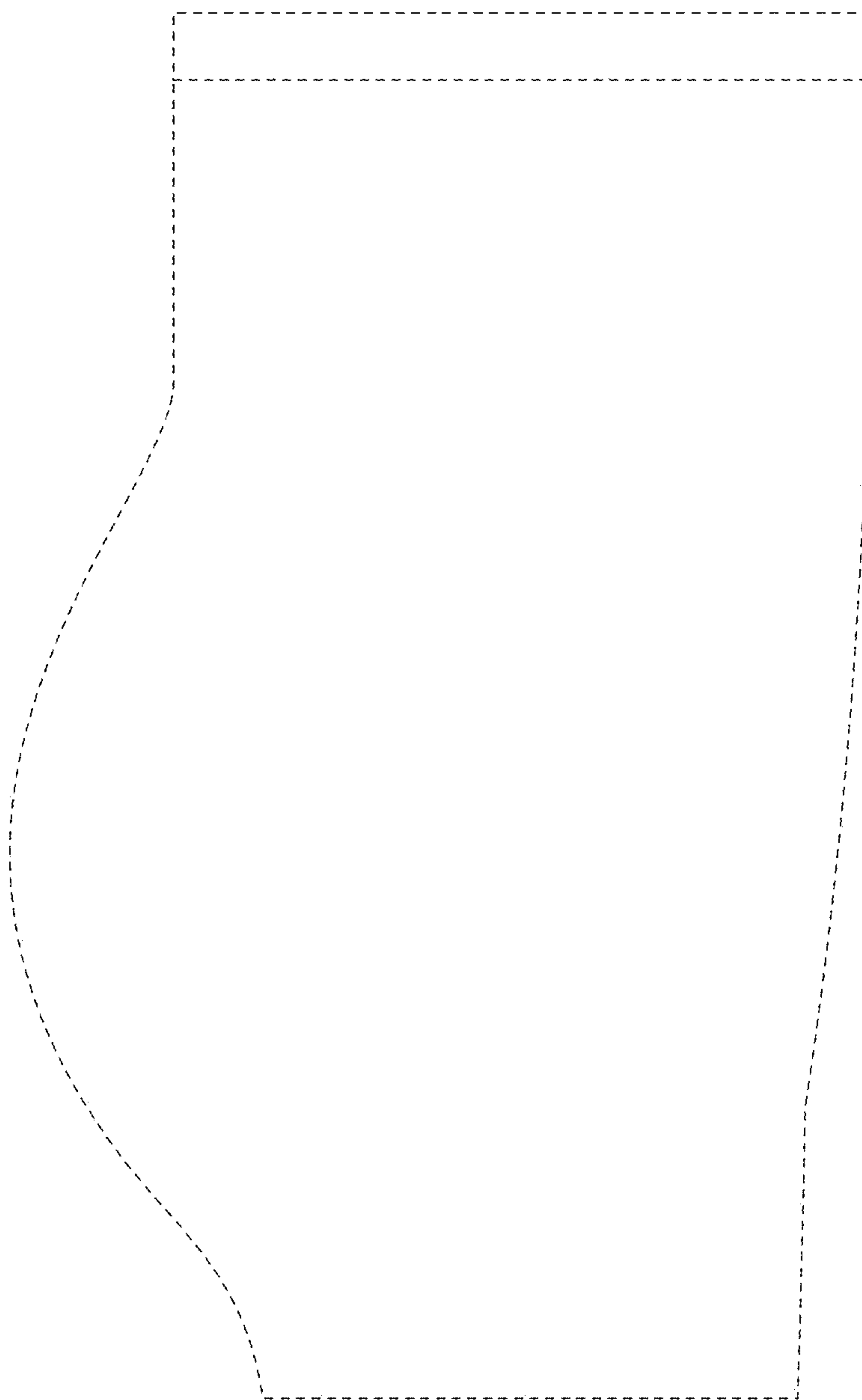
**FIG. 2**



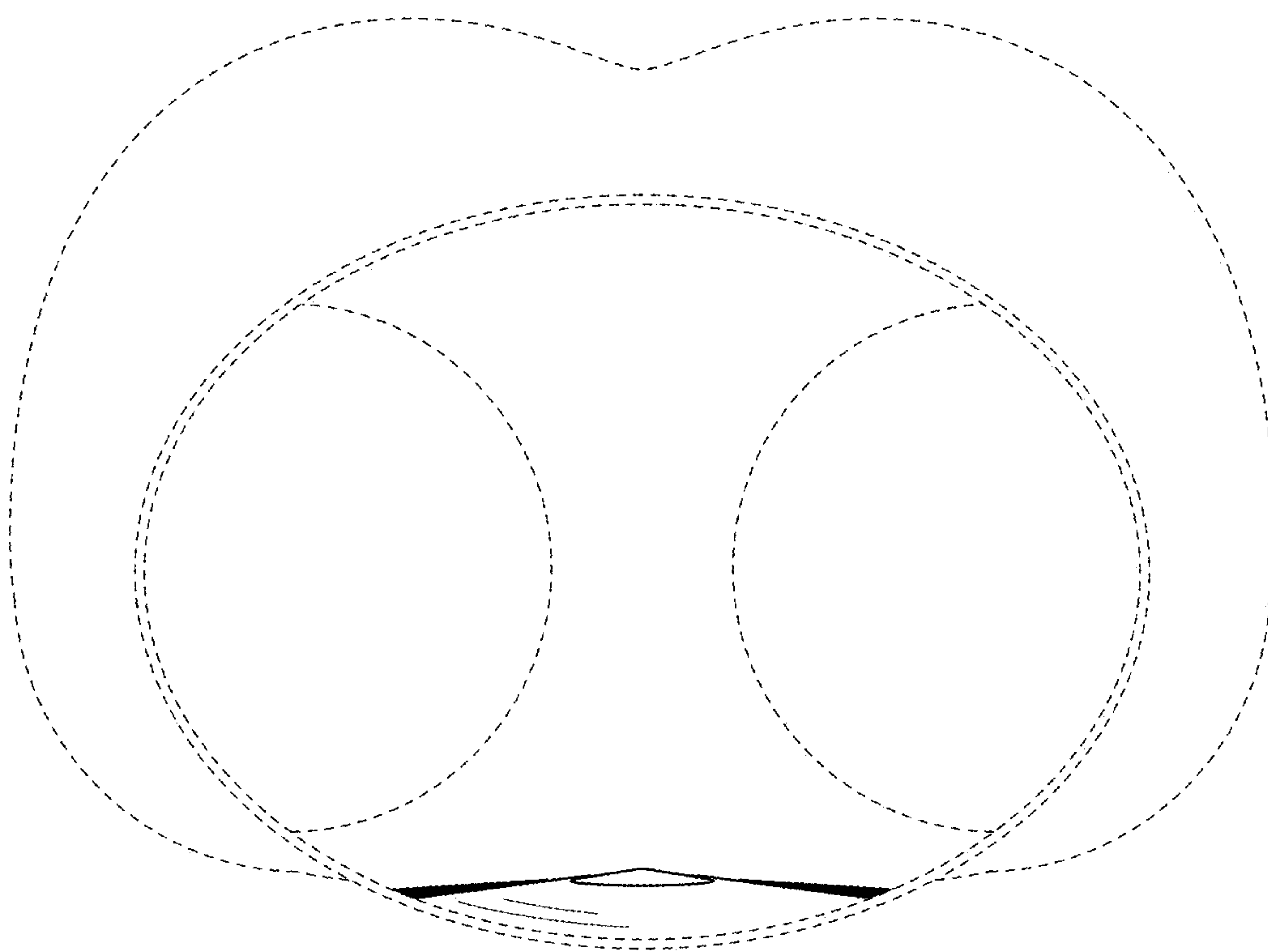
**FIG. 3**



**FIG. 4**

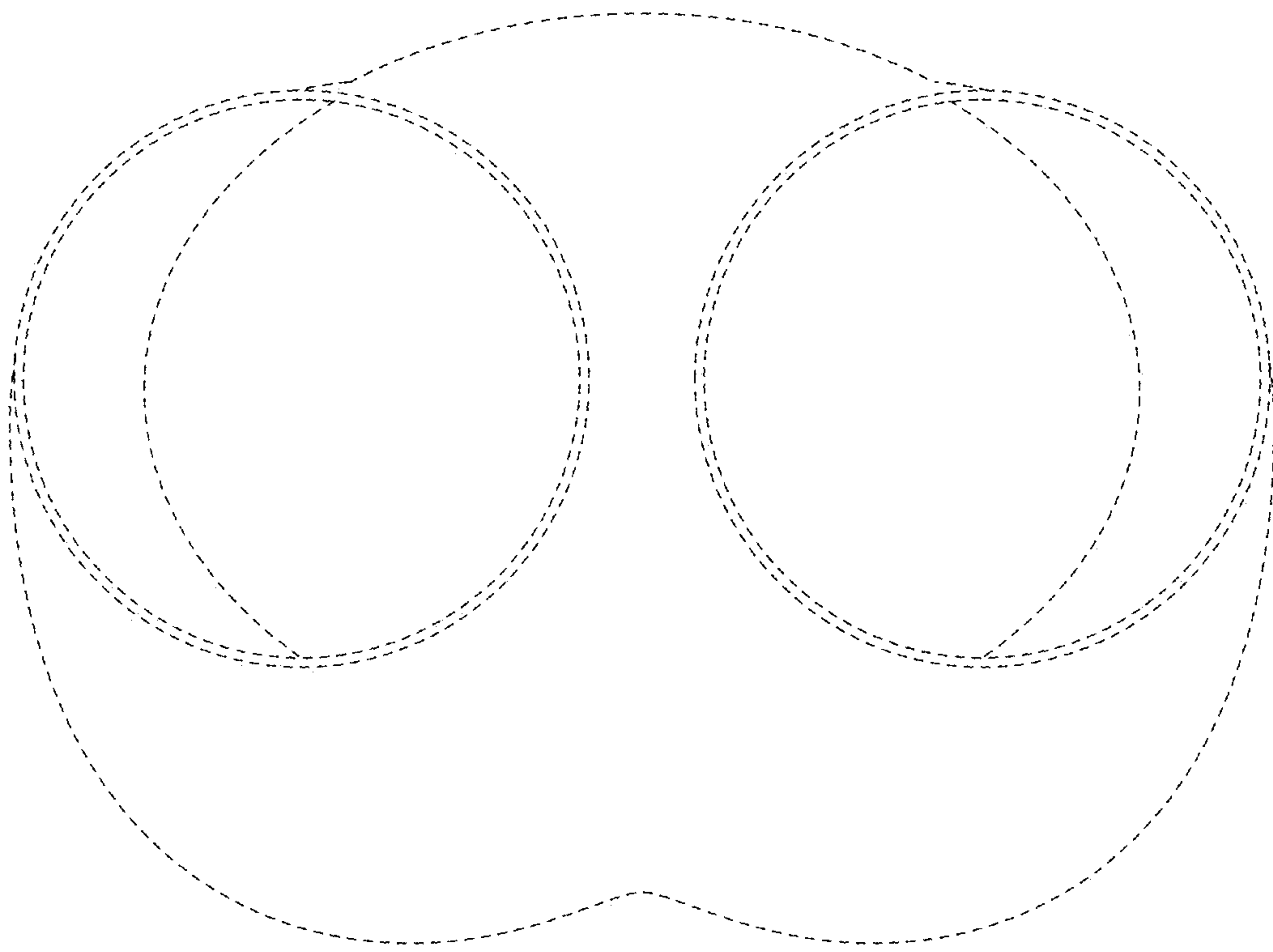


**FIG. 5**

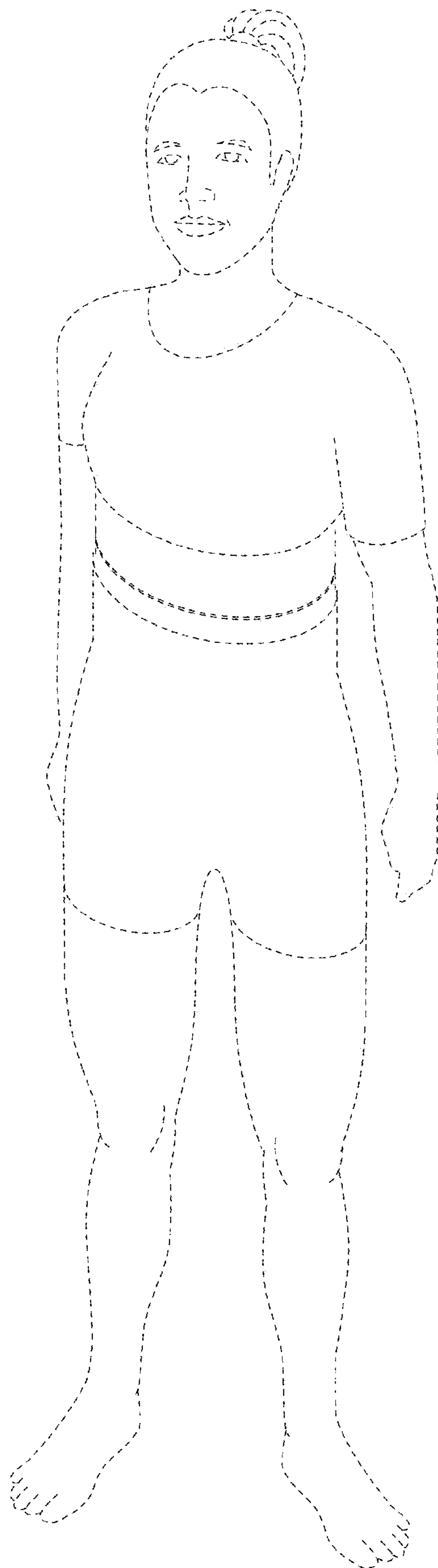


**FIG. 6**

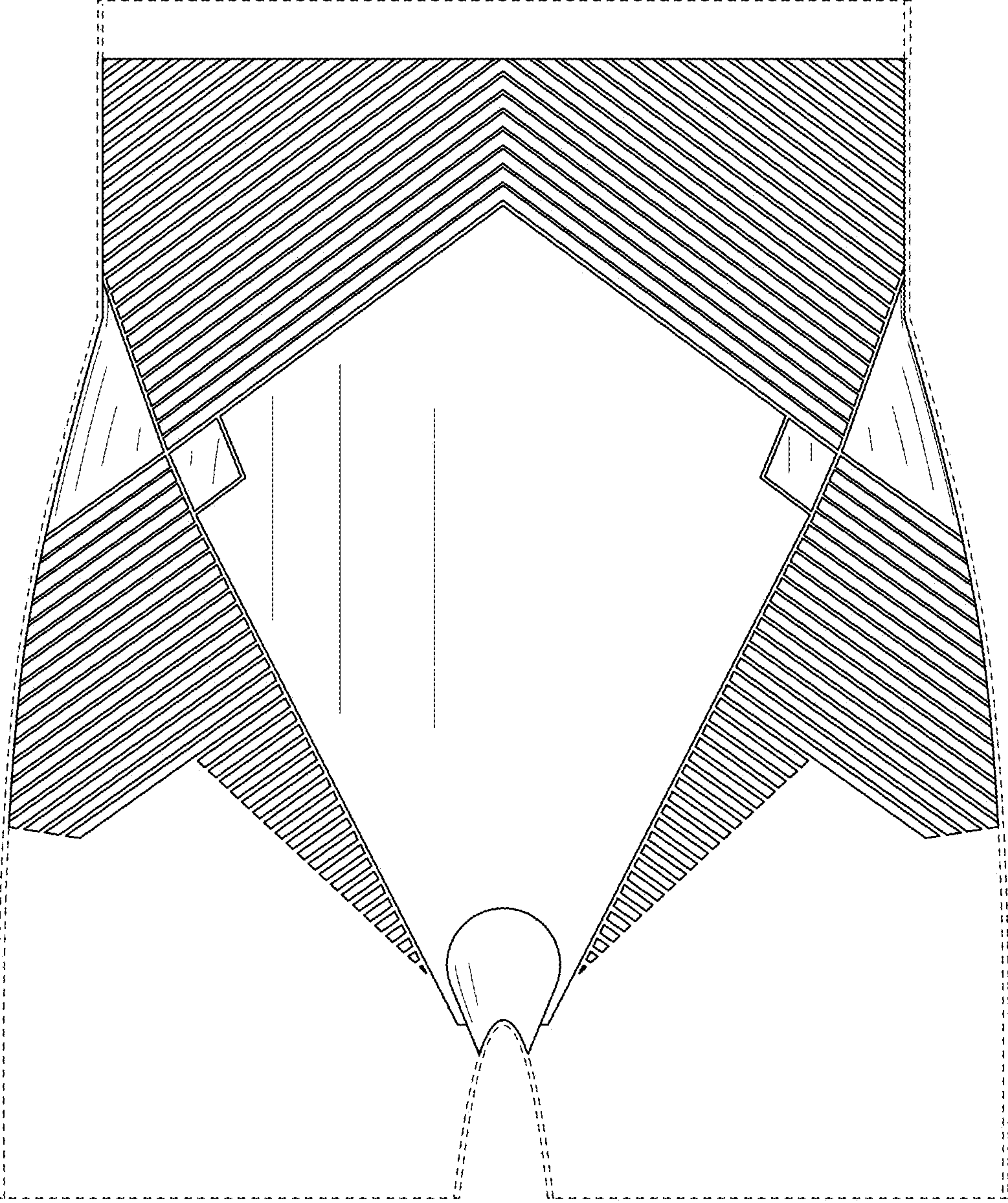




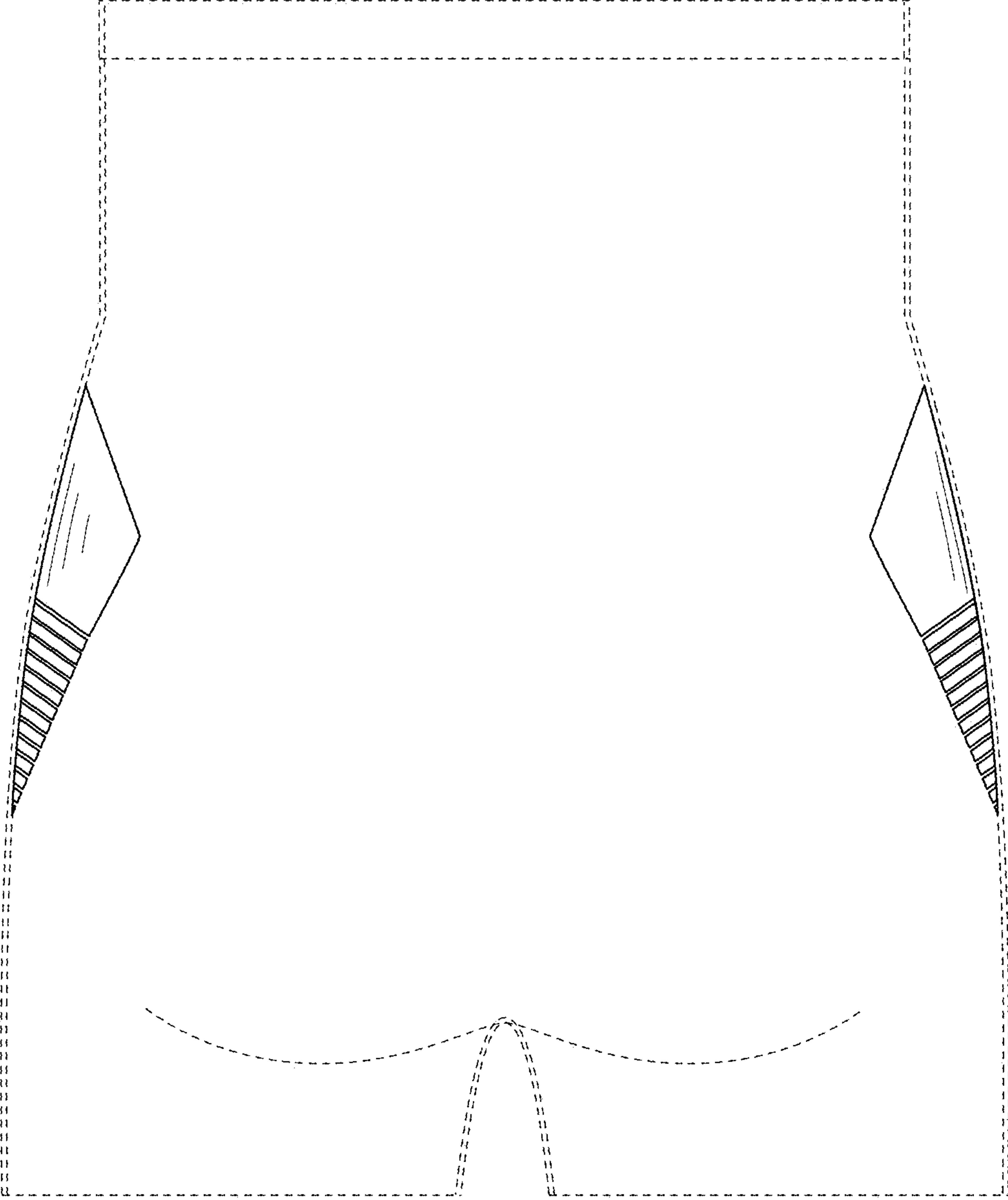
**FIG. 7**



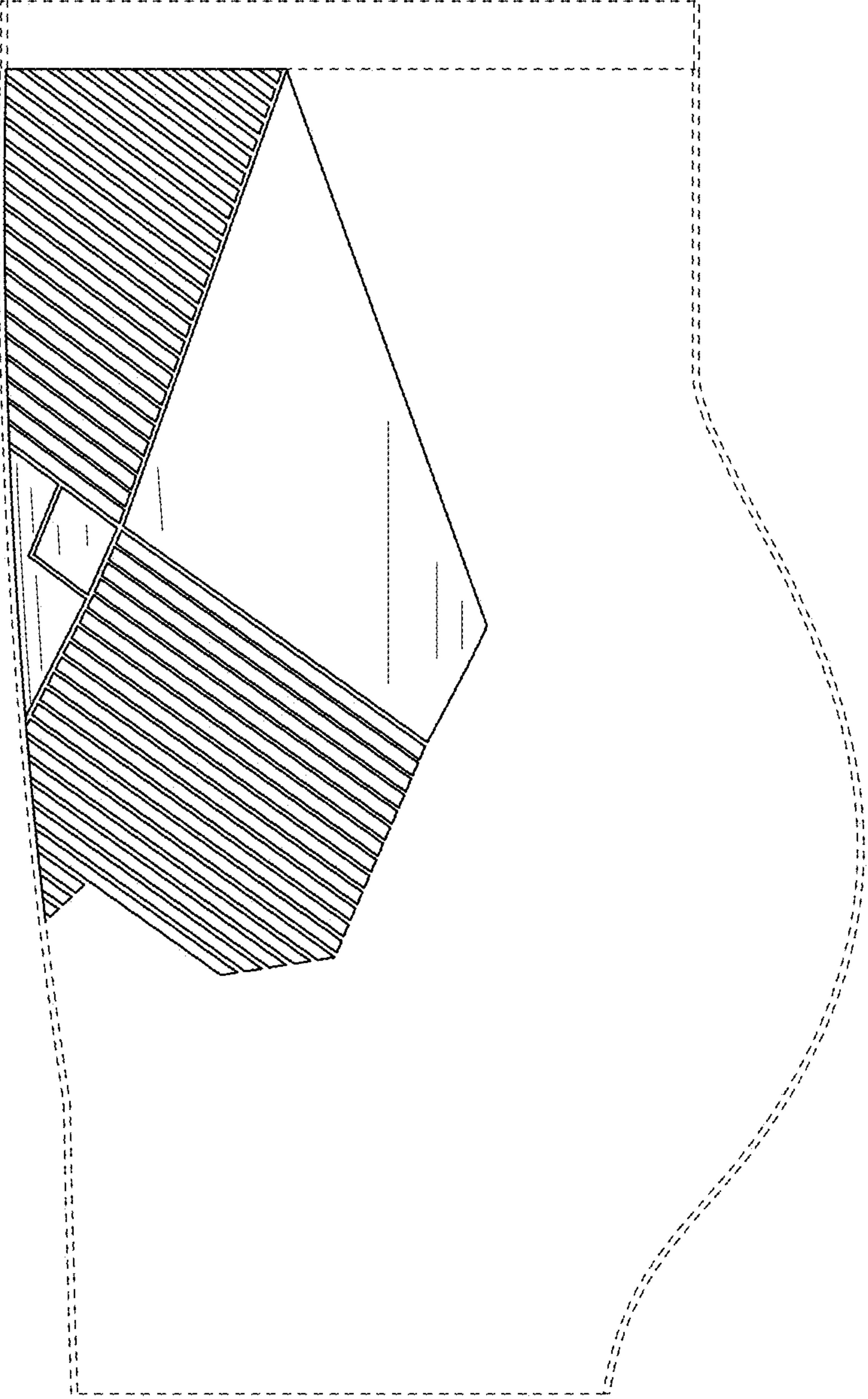
**FIG. 8**



**FIG. 9**

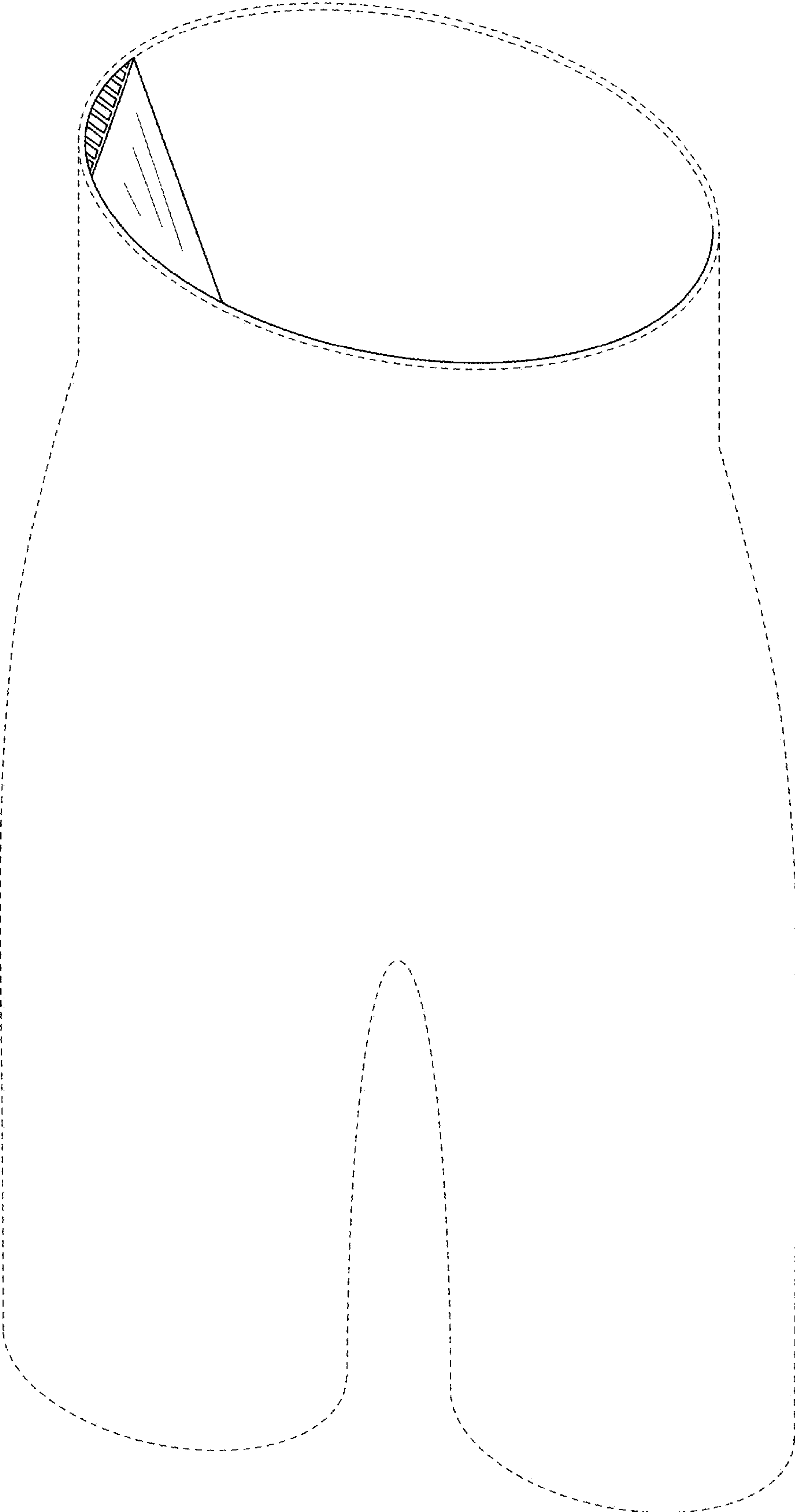


**FIG. 10**

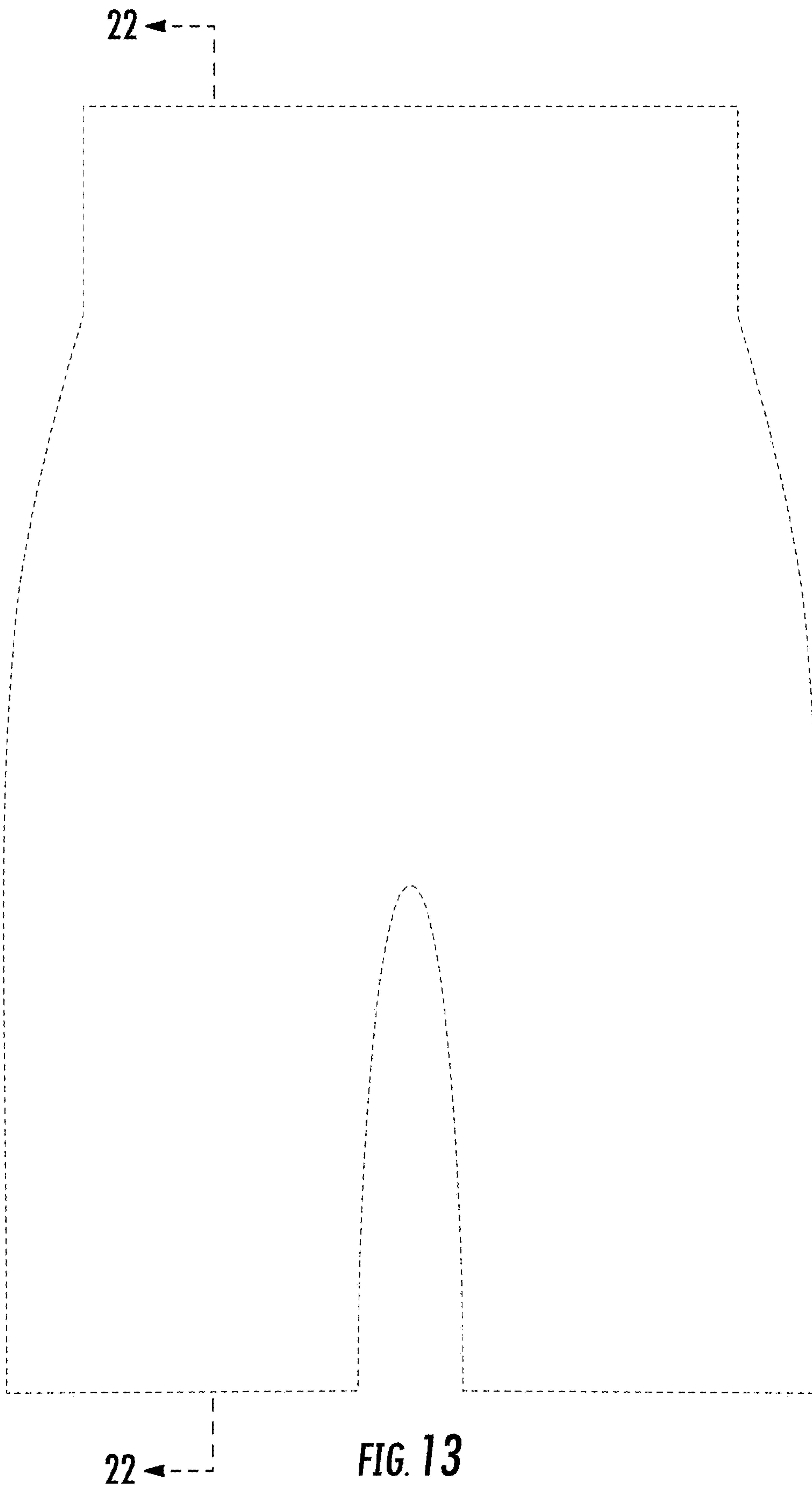


**FIG. 11**

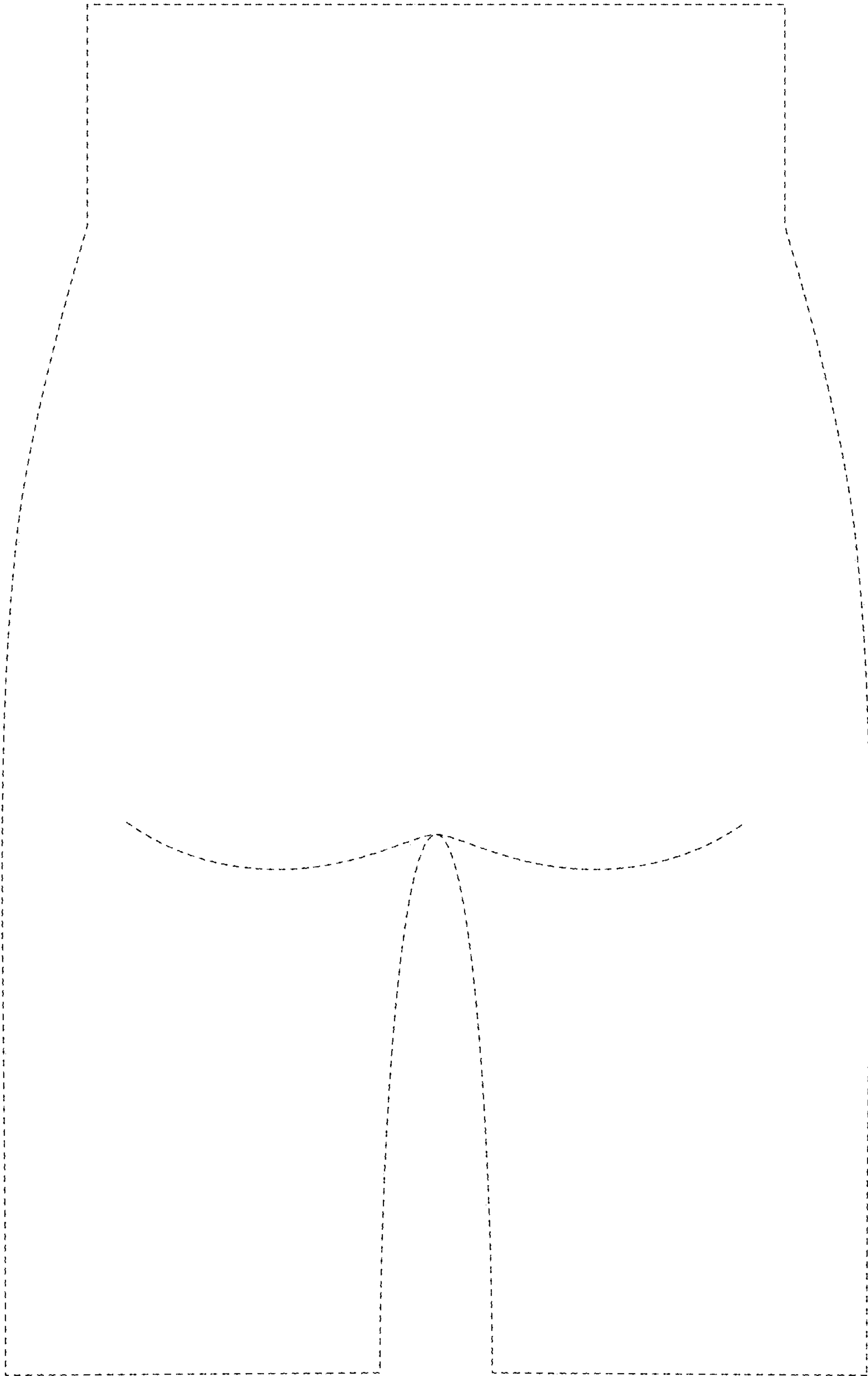




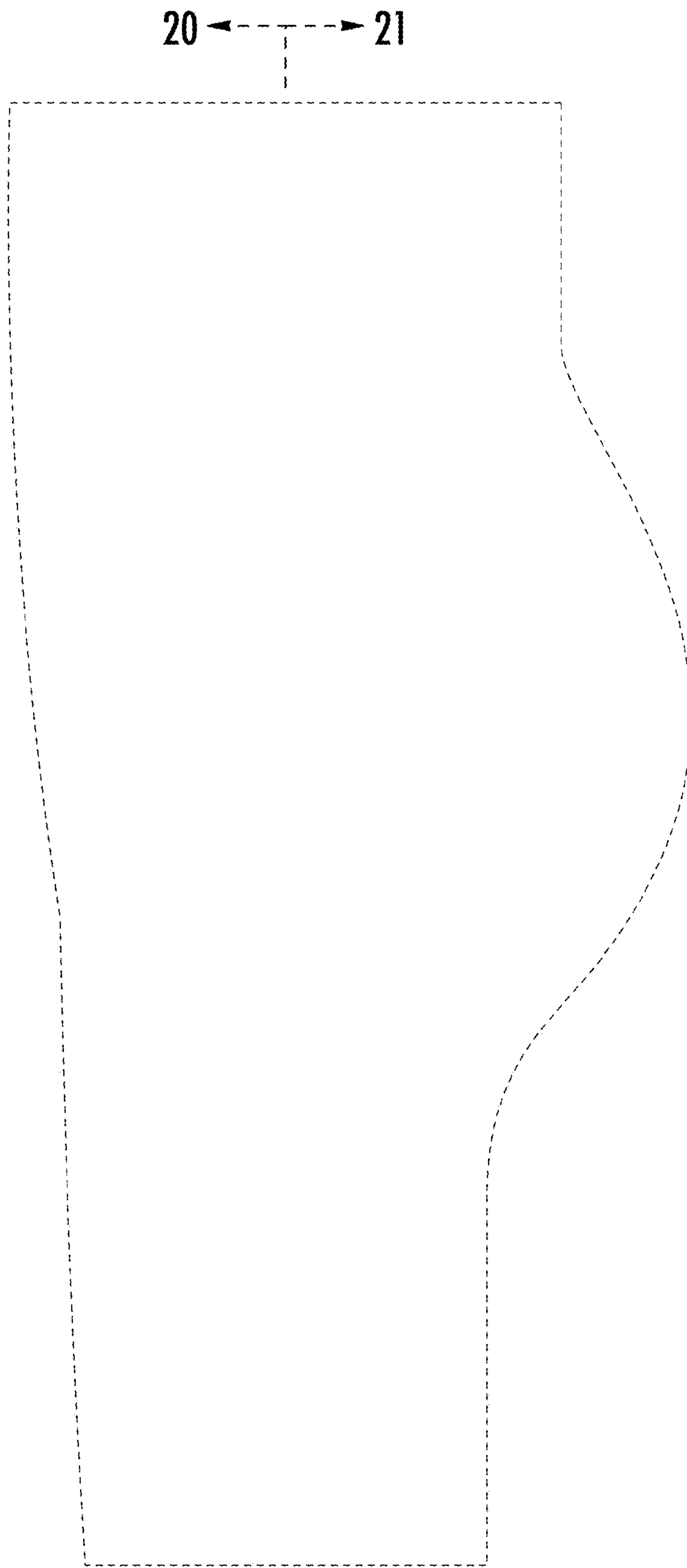
**FIG. 12**



**FIG. 13**

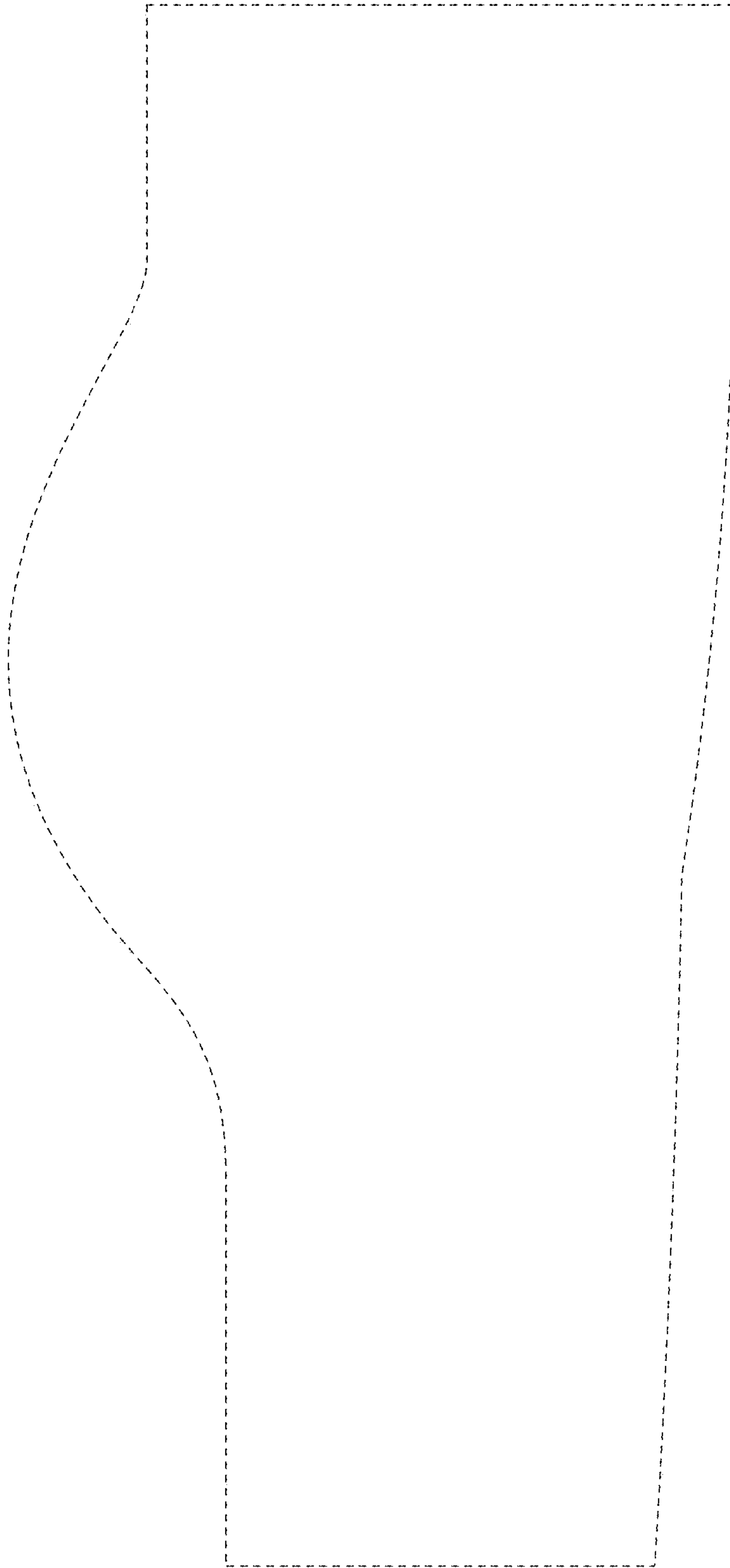


**FIG. 14**



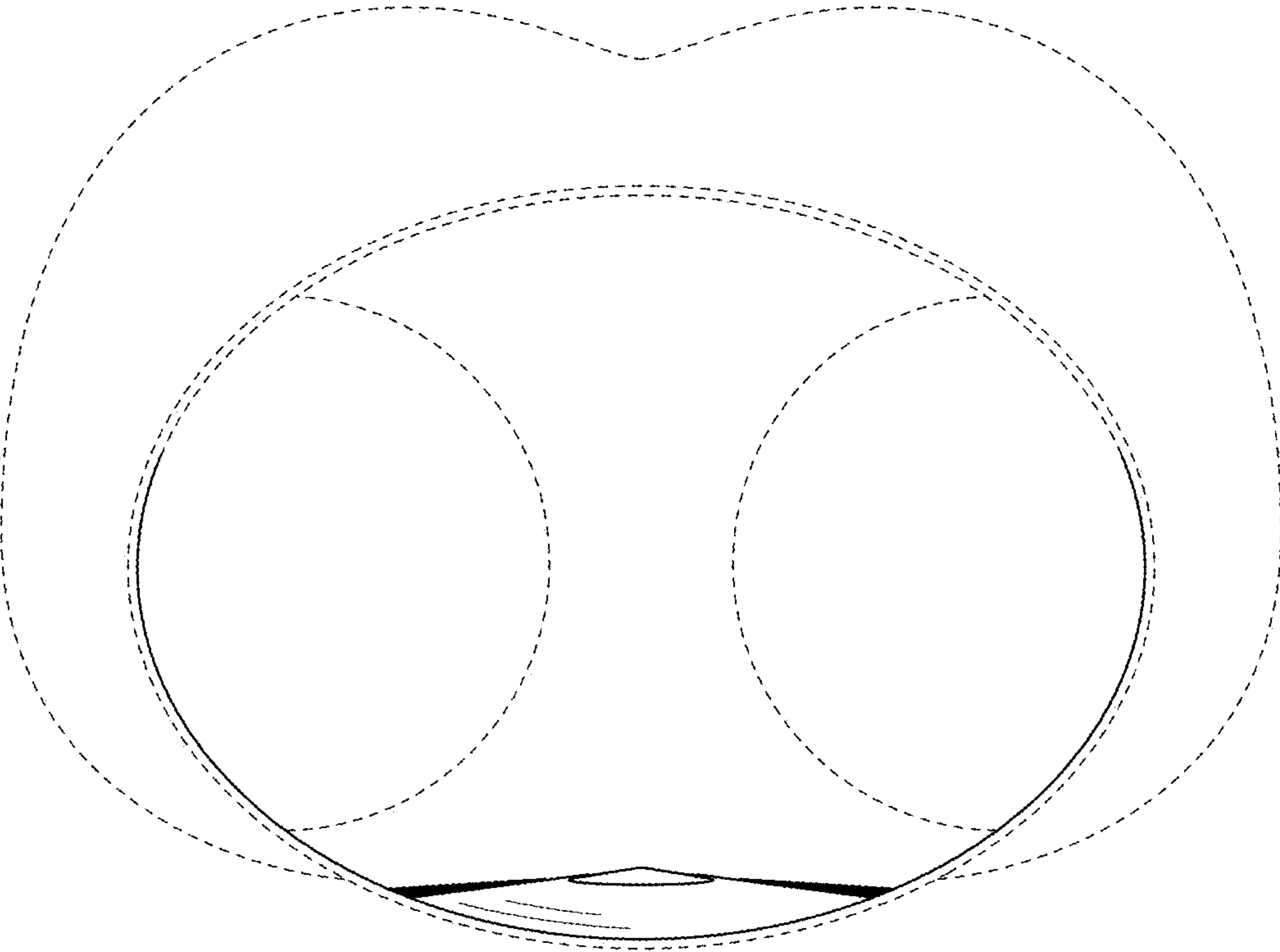
**FIG. 15**

20 ← — — — — — → 21

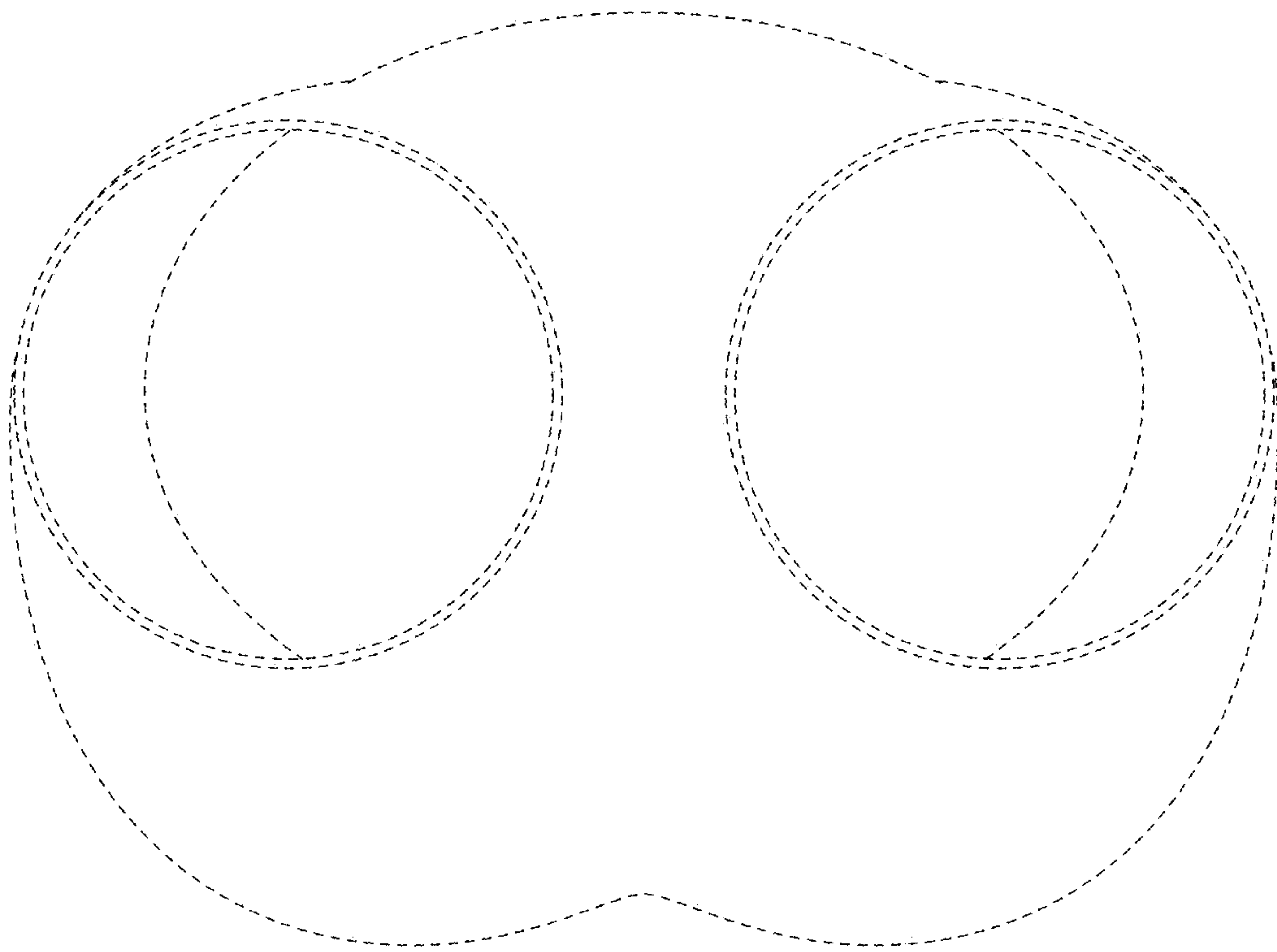


**FIG. 16**

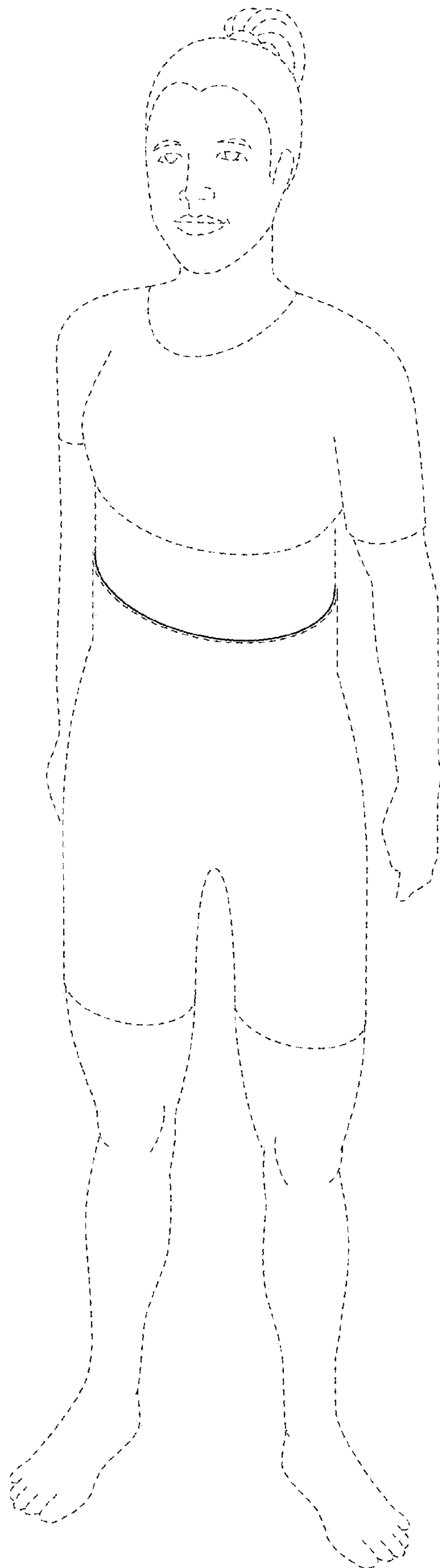




**FIG. 17**



**FIG. 18**



**FIG. 19**

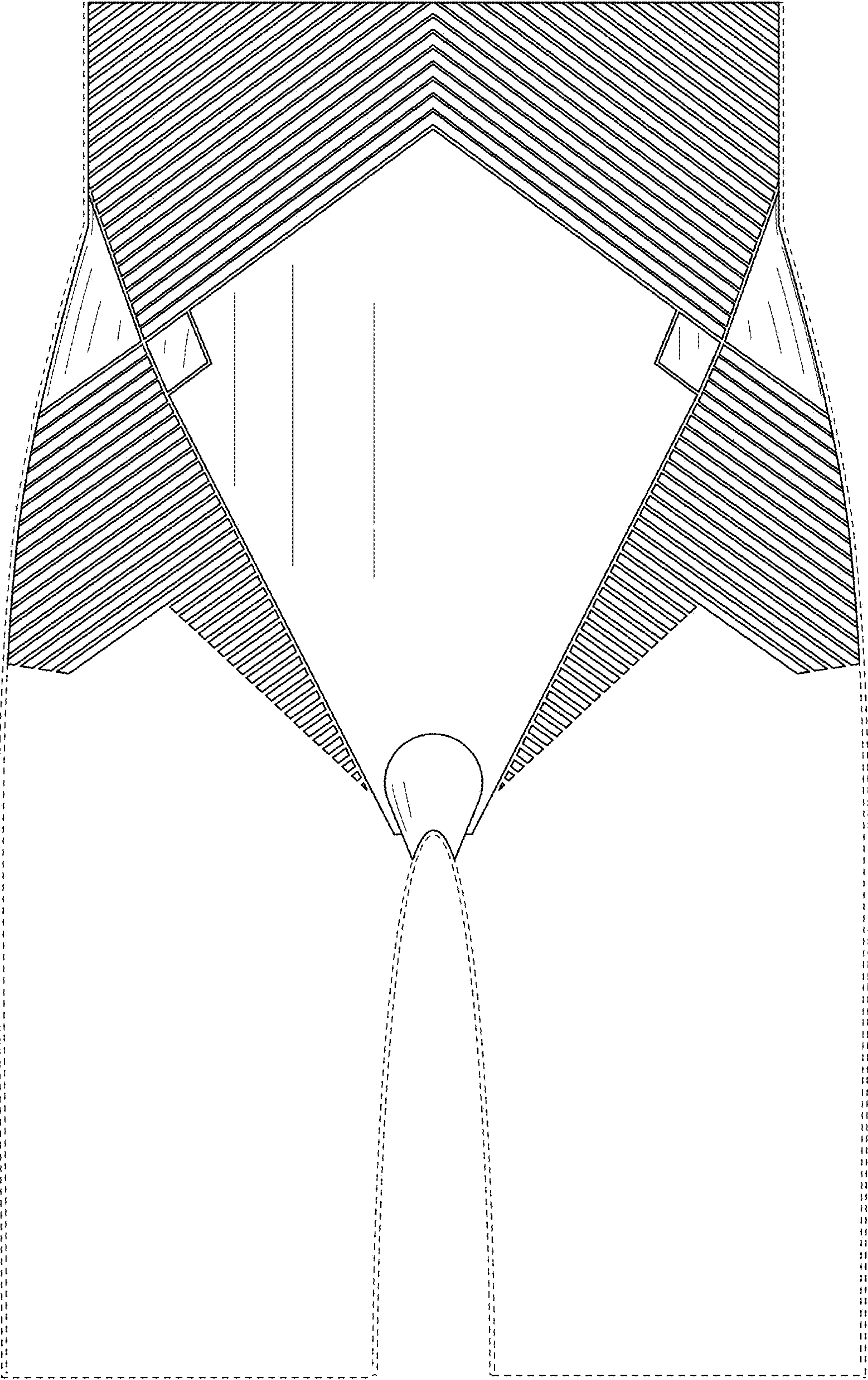
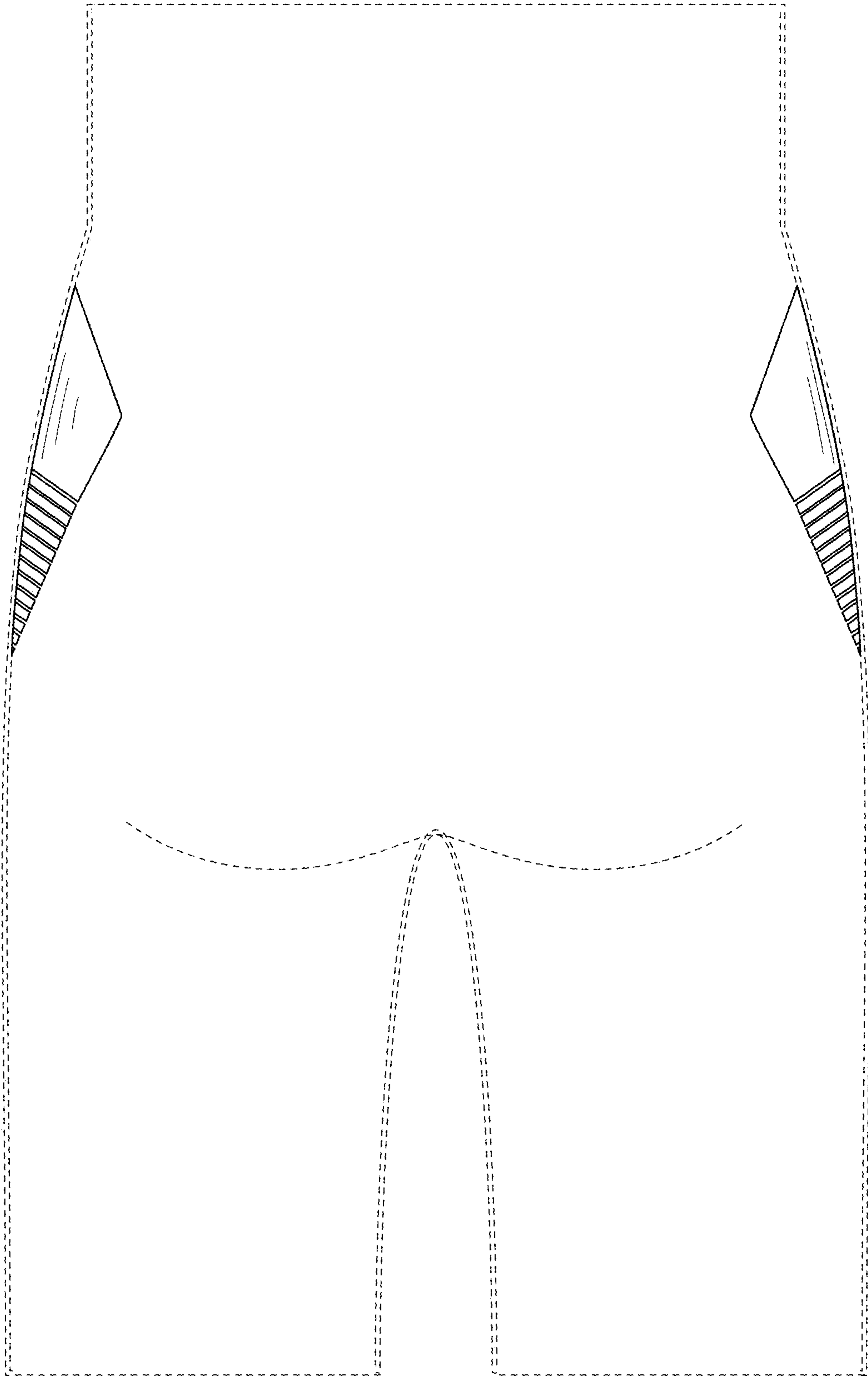


FIG. 20



**FIG. 21**



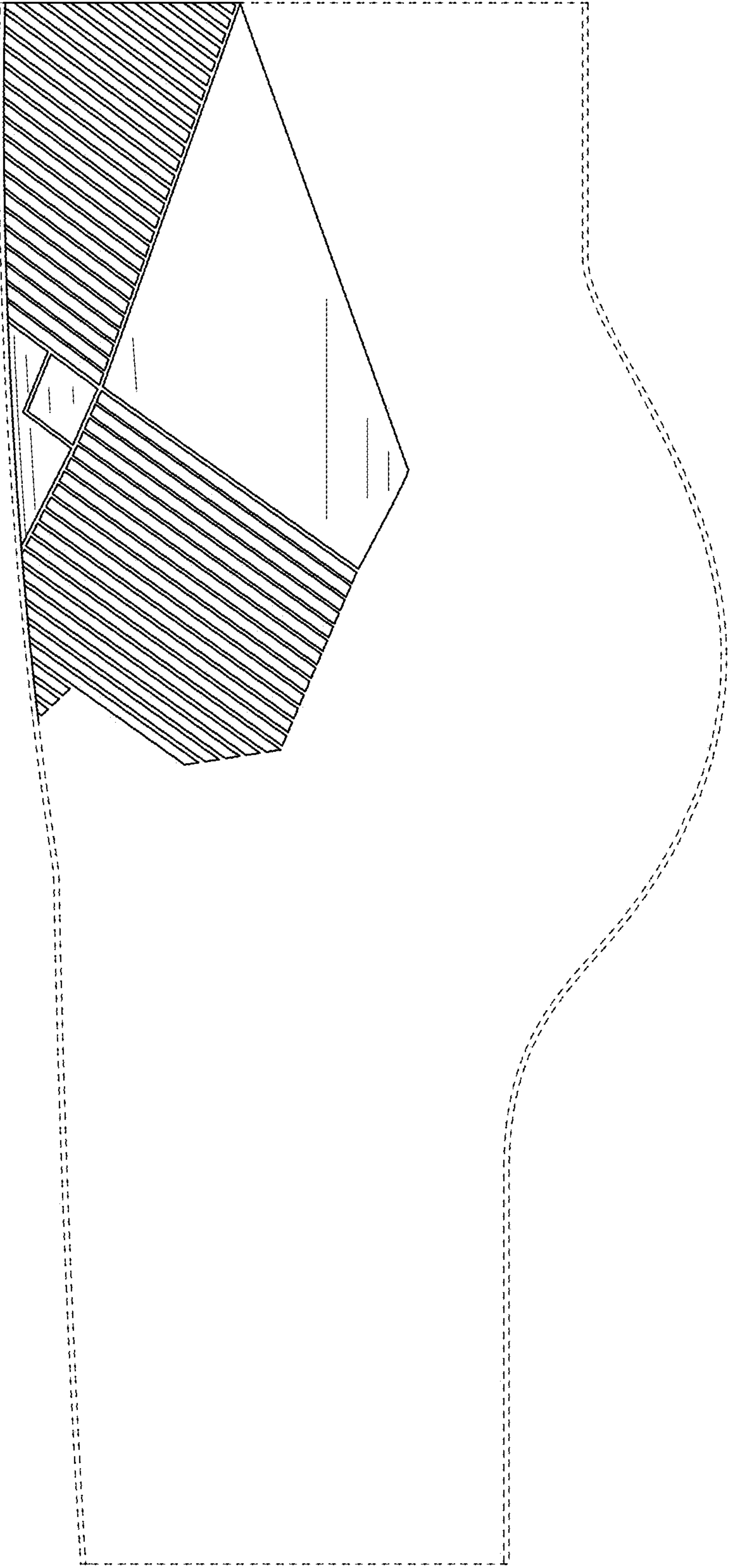


FIG. 22