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(19) United States

(12) Reissued Patent

Waitesmith

US RE46,939 E (10) Patent Number:

(45) Date of Reissued Patent: Jul. 10, 2018

(54)	COSMET	IC BRUSH		55,862 S * 2/1 06,825 A 4/1
(71)	Applicant:	ARTIS LLC, Jersey City, NJ (US)	3,06	55,480 A 11/1
(72)	Inventor:	Matthew Waitesmith, Jersey City, NJ (US)		
(73)	Assignee:	ARTIS LLC, Jersey City, NJ (US)		FOREIGN PA
(21)	Appl. No.:	29/554,344	CN CN	201453625 301434919
(22)	Filed:	Feb. 10, 2016		•
	Rela	ated U.S. Patent Documents		OTHER
Reiss (64)	Patent No. Issued: Appl. No. Filed:	Feb. 11, 2014	Primary	tion dated Feb. 24 (e Examiner — Ph orney, Agent, or
	Application		Schwarz	; Laura G. Rem
(63)		on of application No. 12/425,182, filed on 009, now abandoned.	(57) The orna	mental design f
(51)	,	Cl 04-05	describe	1.
(52)	U.S. Cl. USPC	D4/138 ; D4/104; D4/134		DE
(58)	USPC	Classification Search D4/104, 105, 106, 107, 109, 111, 112, D4/132, 134, 136, 138 A46B 5/02; A46B 11/0003; A46B 5/026;	my new	s a top view of a

References Cited (56)

U.S. PATENT DOCUMENTS

See application file for complete search history.

1,193,287	Α	*	8/1916	Morgan 15/188
D54,815	S		4/1920	Campbell
1,647,453	\mathbf{A}		11/1927	Krantz A46B 9/04
				15/167.1
1,657,450	\mathbf{A}		1/1928	Barnes A46B 9/04
				132/308
D112,719	S		12/1938	Miller

		Partridge
3,065,480 A	11/1962	Sexton

(Continued)

PATENT DOCUMENTS

CN	201453625 U * 5	5/2010
CN	301434919 S	1/2011
	(Continu	ed)

R PUBLICATIONS

24, 2012 in U.S. Appl. No. 12/425,182. (Continued)

Phillip S Hyder or Firm — Venable LLP; Steven J. nus

CLAIM

for a cosmetic brush, as shown and

ESCRIPTION

ve view of a cosmetic brush showing

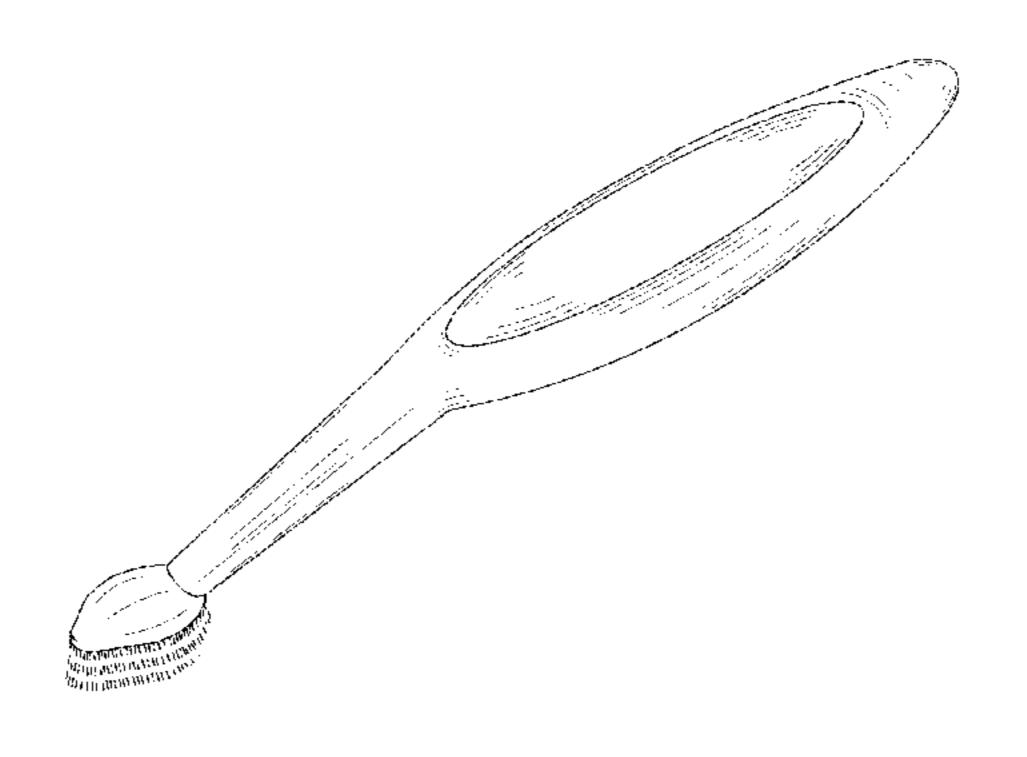
a cosmetic brush showing my new design; and,

FIG. 3 is a first side view of a cosmetic brush showing my new design.

The ornamental design which is claimed is shown in solid lines in the drawings. The broken lines in the drawings are for illustrative purposes only and form no part of the claimed design.

1 Claim, 3 Drawing Sheets

Matter enclosed in heavy brackets [] appears in the original patent but forms no part of this reissue; matter printed in italics indicates the additions made by reissue.



A46B 9/04

(56) References Cited			nces Cited	JP 2007 319211 A 12/2007 JP 2008-006282 A 1/2008
	U.S. I	PATENT	DOCUMENTS	JP 2008 539952 A 11/2008 KR 300022366 5/1978
			Varga D4/104 Cassai A45D 40/265	WO 97-35498 A1 10/1997
	D255,511 S	6/1980	132/218 Hill et al D4/104	OTHER PUBLICATIONS
	,		Ginsburg A46B 5/00	Office Action dated Oct. 28, 2011 in U.S. Appl. No. 12/425,182.
	4,330,896 A	5/1982	15/167.1 Booth A46B 7/02	Office Action dated Dec. 6, 2012 in U.S. Appl. No. 29/425,384. Office Action dated Jul. 8, 2013 in U.S. Appl. No. 29/425,384.
	4,598,437 A	7/1986	15/167.1 Ernest et al A46B 5/02 15/145	Office Action dated Nov. 8, 2013 in U.S. Appl. No. 29/425,384. Artis Makeup Brushes, as posted at Forbes [online], posted on Sep.
	D303,323 S	9/1989	Saunders	23, 2014 [site visited May 13, 2016]. Obtained from: <url:< td=""></url:<>
	D336,991 S		Makinami D4/104	http://www.forbes.com/sites/sarahwu/2014/09/23/the-best-makeup-
	D346,902 S		Makinami	±
	5,315,730 A		Kim et al.	brushes-do-double-duty-as-objets-darts/#437d137b151e>.
	D357,123 S *		Brown et al D4/104	MAC Masterclass Brush Collection, as posted at the Blonde & the
	5,476,334 A		Tello-Vallarino A46B 5/0033	Brunette [online], posted on Nov. 20, 2013 [site visited May 13,
	J, T 10, J J T A	12/1773	401/132	2016]. Obtained from: <url: <="" http:="" td="" theblondeandthebrunette.com=""></url:>
	5,511,276 A	A/1006	Lee A46B 7/04	beauty-scoop-mac-masterclass-brush-collection/>.
	3,311,270 A	7/1220	15/143.1	Office Action dated May 19, 2016 in U.S. Appl. No. 29/484,458.
	D373,250 S *	0/1006	Cavazza D4/104	Office Action dated Dec. 4, 2014 in U.S. Appl. No. 29/484,458.
	,		Matharu D4/104	Office Action dated Dec. 8, 2014 in U.S. Appl. No. 29/484,466.
	· ·		Belleau et al A45D 34/04	Office Action dated May 19, 2016 in U.S. Appl. No. 29/484,466.
	3,042,400 A	12/1990		Office Action dated Nov. 16, 2016 in U.S. Appl. No. 29/508,364.
	5 001 101 A	2/1000	Duaharma	Supplementary European Search Report dated Nov. 13, 2014 in
	5,881,421 A		Ducharme	
	6,039,051 A	3/2000	Lhuisset	European Patent Application No. 09830774.7.
	6,050,273 A			Canadian Office Action dated Aug. 10, 2016 in Canadian Patent
	6,108,847 A *		Cueman et al 15/104.94	Application No. 2,774,810.
	6,234,798 B1 D482,532 S		Beals et al. Masini et al.	Canadian Office Action dated Oct. 21, 2015 in Canadian Patent
	6,687,940 B1		Gross et al.	Application No. 2,774,810.
	6,779,532 B2	8/2004	_	Notification of Reasons for Refusal dated Oct. 28, 2013 in Japanese
	7,182,542 B2		Hohlbein	Patent Application No. 2011-538613.
	D589,258 S *		Littmann et al D4/104	International Search Report dated May 24, 2010 in International
	7,823,593 B2	11/2010		Patent Application No. PCT/US2009/059837.
200)5/0188486 A1		Tubman	Written Opinion dated May 24, 2010 in International Patent Appli-
	07/0124880 A1		Petner et al.	cation No. PCT/US2009/059837.
	07/0121030 AT		Fox et al	GB 2051937 Registered Design Application, (La Brosse et Dupont
200	777 01 137 12 111	0,2007	1011 01 41	SA) Mar. 18, 1996, [online], [retrieved on Nov. 21, 2012] Retrieved
	FOREIG	NI DATE	NT DOCHMENTS	from the Design Database of the Intellectual Property Office of the
FOREIGN PATENT DOCUMENTS				United Kingdom using the Internet: <url: http:="" td="" www.ipo.gov.<=""></url:>
DE	199.00	784 A1	7/2000	uk>.*
EP		198 A2	4/2006	KR 300022366 Registered Design Bibliography, May 15, 1978,
GB	2051		3/1996	
JP	S51-130	<i>.</i>	10/1976	[online], [retrieved on Nov. 15, 2012] Retrieved from the Design
JP	S61-028		2/1986	Database of the Korean Intellectual Property Rights Information
JP	S61-028 S61-068		5/1986	Service using Internet: <url: eng.kipris.or.kr="" http:="">.*</url:>
JP	H08 154		6/1996	CN 301434919 Registered Design, (Qin, Bingxian) Jan. 12, 2011,
JP	H11 512		10/1999	[online], [retrieved on Jan. 13, 2013] Retrieved from the Questel
JP	2002-511		4/2002	Intellectual Property Portal Design Database using the Internet:
JР	2003 033		2/2003	<url: http:="" www.orbit.com="">.*</url:>
JР	2006-081		3/2006	
JP	2006 110		4/2006	* cited by examiner
				

^{*} cited by examiner

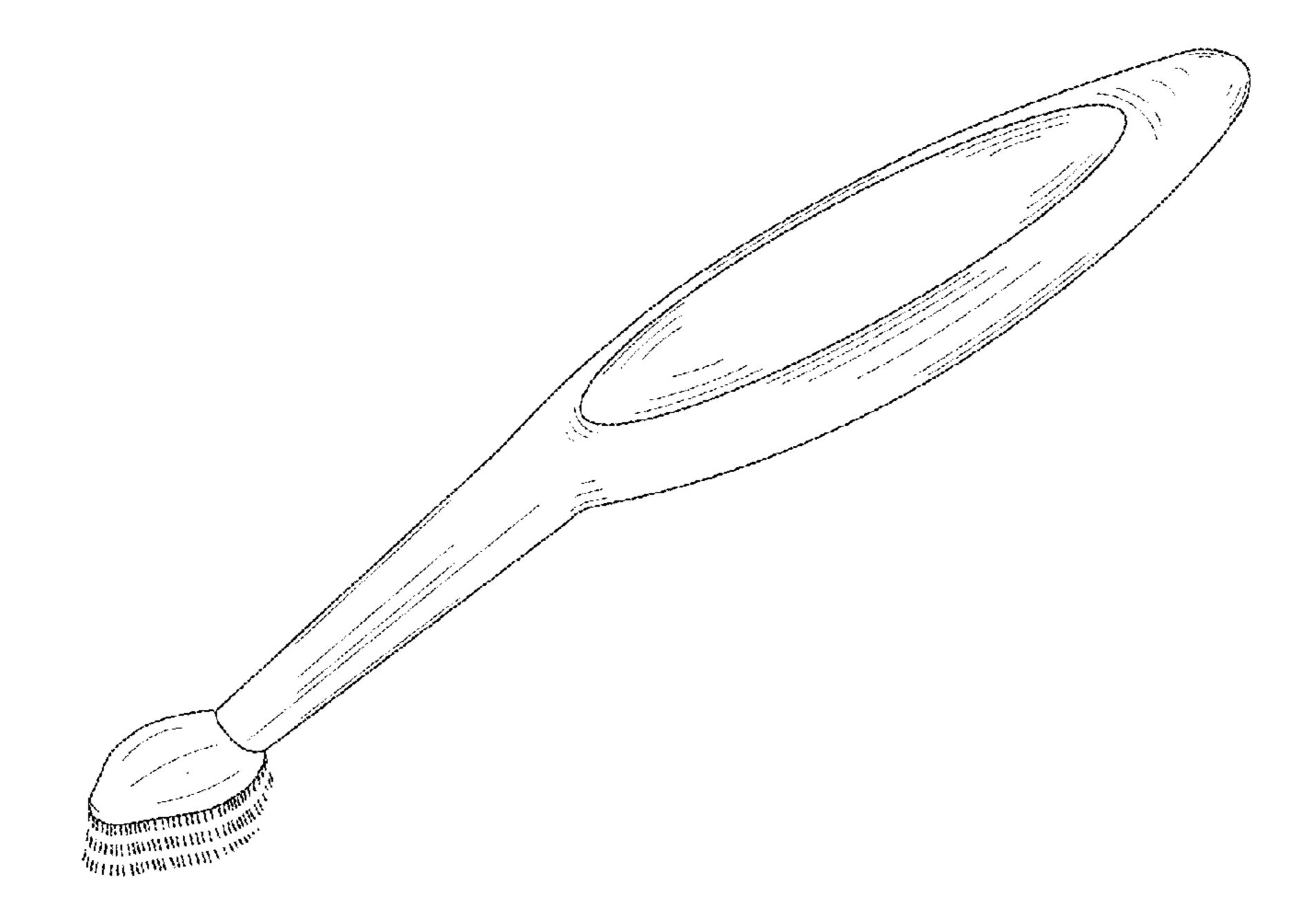


FIG. 1

Amended

Jul. 10, 2018

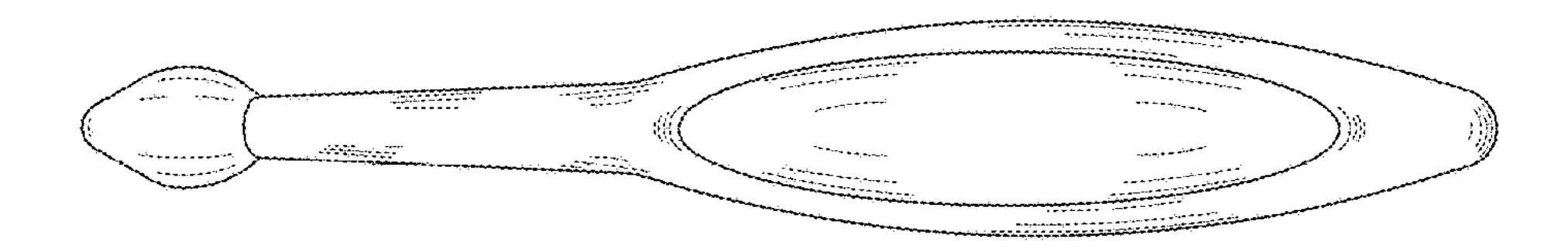


FIG. 2

Amended

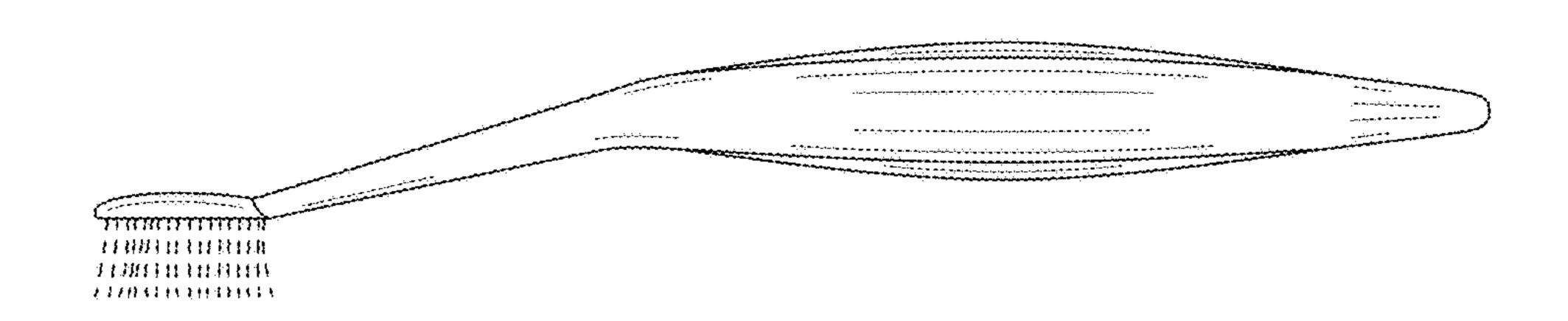


FIG. 3

Amended

UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF CORRECTION

PATENT NO. : RE46,939 E

APPLICATION NO. : 29/554344

DATED : July 10, 2018
INVENTOR(S) : Waitesmith

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In the Specification

Under the heading "DESCRIPTION," before the first line, i.e., "FIG. 1 is a top perspective view of a cosmetic brush showing," please insert the paragraph, as follows:

--NOTICE: More than one reissue application has been filed for the reissue of U.S. Patent No. D699,041 S. The reissue applications are U.S. Reissue Patent Application Serial Nos. 29/650,936 and 29/650,930, each filed on June 11, 2018, now U.S. Reissue Patent No. RE47,359 E and RE47,847 E, respectively, issued April 23, 2019 and February 11, 2020, respectively, which are a continuation reissue application and a divisional reissue application, respectively, of U.S. Reissue Patent Application Serial No. 29/554,344 (the present application), filed on February 10, 2016, now U.S. Reissue Patent No. RE46,939 E, issued July 10, 2018, which is a reissue application of U.S. Design Patent Application Serial No. 29/425,384, filed on June 22, 2012, now U.S. Design Patent No. D699,041 S, issued February 11, 2014, which is a continuation of U.S. Patent Application Serial No. 12/425,182, filed April 16, 2009, now abandoned.--

Signed and Sealed this Twenty-third Day of March, 2021

Drew Hirshfeld

Performing the Functions and Duties of the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office