



US00RE47359E

(19) **United States**
(12) **Reissued Patent**
Waitesmith

(10) **Patent Number:** **US RE47,359 E**
(45) **Date of Reissued Patent:** **Apr. 23, 2019**

(54) **COSMETIC BRUSH**

FOREIGN PATENT DOCUMENTS

(71) Applicant: **ARTIS LLC**, Jersey City, NJ (US)

CN 201453625 U * 5/2010
CN 301434919 S 1/2011

(72) Inventor: **Matthew Waitesmith**, Jersey City, NJ (US)

(Continued)

(73) Assignee: **ARTIS LLC**, Jersey City, NJ (US)

OTHER PUBLICATIONS

(21) Appl. No.: **29/650,936**

Office Action dated Nov. 18, 2016 in U.S. Appl. No. 29/554,344.
(Continued)

(22) Filed: **Jun. 11, 2018**

Primary Examiner — Philip S Hyder

(74) *Attorney, Agent, or Firm* — Leason Ellis LLP

Related U.S. Patent Documents

(57) **CLAIM**

Reissue of:

The ornamental design for a cosmetic brush, as shown and described.

(64) Patent No.: **Des. 699,041**

Issued: **Feb. 11, 2014**

Appl. No.: **29/425,384**

Filed: **Jun. 22, 2012**

DESCRIPTION

U.S. Applications:

(63) Continuation of application No. 29/554,344, filed on Feb. 10, 2016, which is an application for the reissue
(Continued)

[Continuation] *This application is a reissue continuation application. This application is a continuation of U.S. Reissue application Ser. No. 29/554,344, filed on Feb. 10, 2016, which is a reissue of U.S. Design Pat. No. D699,041, issued on Feb. 11, 2014, which is a continuation of application Ser. No. 12/425,182, filed on Apr. 16, 2009, now abandoned.*

(51) **LOC (11) Cl.** **04-05**

(52) **U.S. Cl.**

USPC **D4/138**; D4/104; D4/134

(58) **Field of Classification Search**

USPC D4/104, 105, 106, 107, 109, 111, 112, D4/132, 134, 136, 138; D8/107; D24/133; D32/51

FIG. 1 is a top perspective view of a cosmetic brush showing my new design[.];

FIG. 2 is a top view of 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.

(Continued)

(56) **References Cited**

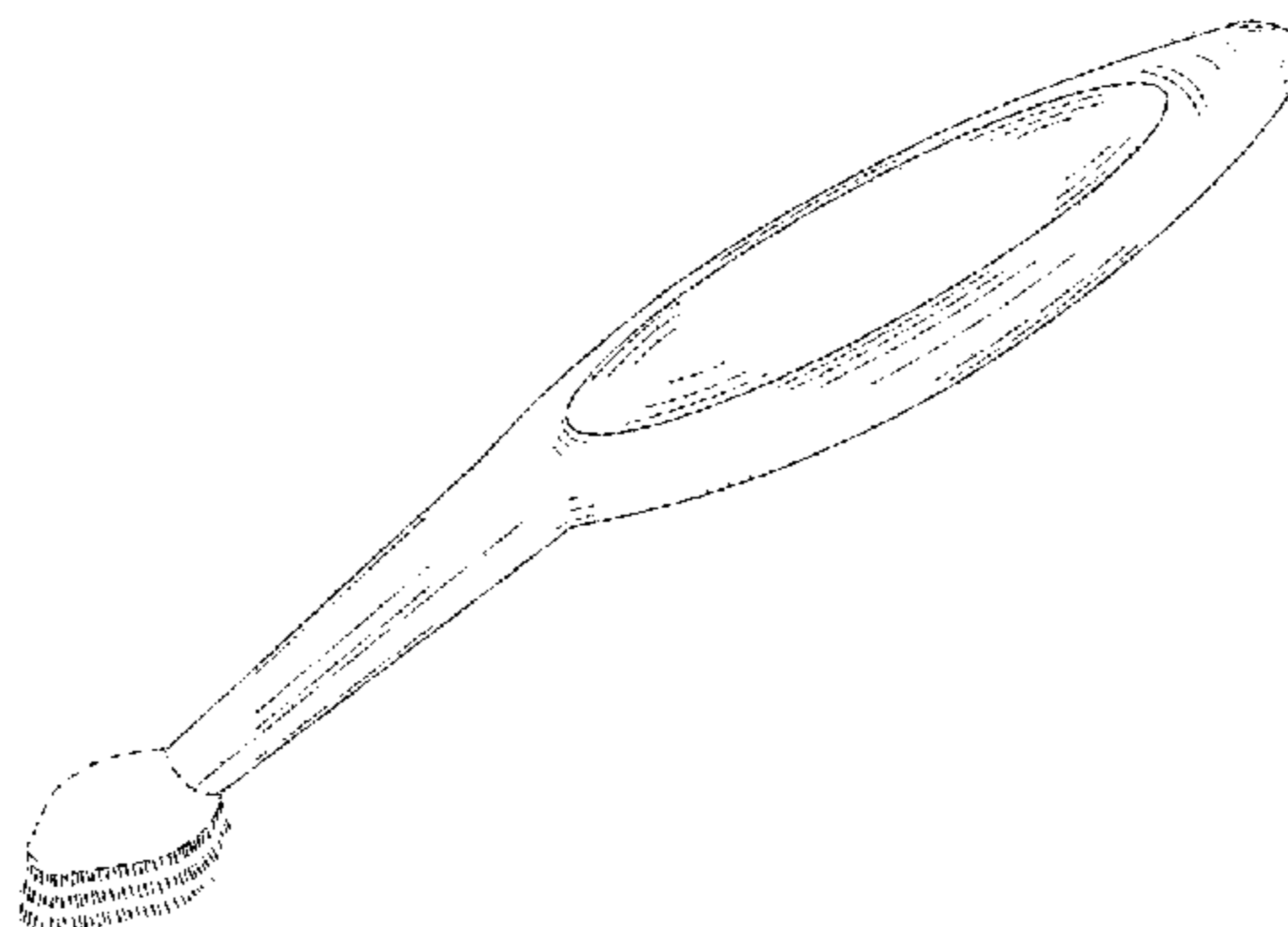
1 Claim, 3 Drawing Sheets

U.S. PATENT DOCUMENTS

1,193,287 A * 8/1916 Morgan 15/188
D54,815 S 4/1920 Campbell

(Continued)

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.



Amended

Related U.S. Application Data

of Pat. No. Des. 699,041, which is a continuation of application No. 12/425,182, filed on Apr. 16, 2009, now abandoned.

(52) **U.S. Cl.**

CPC *A46B 5/02* (2013.01); *A45D 40/262* (2013.01); *A46B 5/021* (2013.01); *A46B 2200/1046*(2013.01)

(58) **Field of Classification Search**

CPC A46B 5/02; A46B 11/0003; A46B 5/026; A46B 9/04

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

1,647,453	A	11/1927	Krantz	
1,657,450	A	1/1928	Barnes	
D112,719	S	12/1938	Miller	
D165,862	S *	2/1952	Patridge	D4/134
2,706,825	A	4/1955	Blakeman	
3,065,480	A	11/1962	Sexton	
D243,422	S *	2/1977	Varga	D4/104
4,165,755	A	8/1979	Cassai	
D255,511	S	6/1980	Hill et al.	
4,227,276	A	10/1980	Ginsburg	
4,330,896	A	5/1982	Booth	
4,598,437	A	7/1986	Ernest et al.	
D303,323	S	9/1989	Saunders	
D336,991	S	7/1993	Makinami	
D346,902	S	5/1994	Makinami	
5,315,730	A	5/1994	Kim et al.	
D357,123	S *	4/1995	Brown et al.	D4/104
5,476,334	A	12/1995	Tello-Vallarino	
5,511,276	A	4/1996	Lee	
D373,250	S *	9/1996	Cavazza	D4/104
D387,203	S *	12/1997	Matharu	D4/104
5,842,488	A	12/1998	Belleau et al.	
5,881,421	A	3/1999	Ducharme	
6,039,051	A	3/2000	Dorf	
6,050,273	A	4/2000	Lhuisset	
6,108,847	A *	8/2000	Cueman et al.	15/104.94
6,234,798	B1	5/2001	Beals et al.	
D482,532	S	11/2003	Masini	
6,687,940	B1	2/2004	Gross et al.	
6,779,532	B2	8/2004	Dorf	
D501,322	S *	2/2005	Fishman	D4/112
7,182,542	B2	2/2007	Hohlbein	
D589,258	S *	3/2009	Littmann et al.	D4/104
7,823,593	B2	11/2010	Gueret	
2005/0188486	A1	9/2005	Tubman	
2007/0124880	A1	6/2007	Petner et al.	
2007/0143942	A1 *	6/2007	Fox et al.	15/143.1

FOREIGN PATENT DOCUMENTS

DE	199 00 784	A1	7/2000
EP	1 647 198	A2	4/2006
GB	2051937	A	3/1996
JP	S51-130355	U	10/1976

JP	S61-028428	U	2/1986
JP	S61-068723	U	5/1986
JP	H08 154726	A	6/1996
JP	H11 512310	A	10/1999
JP	2002-511286	A	4/2002
JP	2003 033218	A	2/2003
JP	2006-081760	A	3/2006
JP	2006 110350	A	4/2006
JP	2007 319211	A	12/2007
JP	2008-006282	A	1/2008
JP	2008 539952	A	11/2008
KR	300022366	S	5/1978
WO	97-35498	A1	10/1997

OTHER PUBLICATIONS

Office Action dated Feb. 24, 2012 in U.S. Appl. No. 12/425,182.
 Office Action dated Oct. 28, 2011 in U.S. Appl. No. 12/425,182.
 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.
 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. 23, 2014 [site visited May 13, 2016]. Obtained from: <URL: <http://www.forbes.com/sites/sarahwu/2014/09/23/the-best-make-up-brushes-do-double-duty-as-objets-darts/#437d137b151e>>.
 MAC Masterclass Brush Collection, as posted at the Blonde & the Brunette [online], posted on Nov. 20, 2013 [site visited May 13, 2016]. Obtained from: <URL: <http://theblondeandthebrunette.com/beauty-scoop-mac-masterclass-rush-collection/>>.
 Office Action issued May 19, 2016 in U.S. Appl. No. 29/484,458.
 Office Action issued Dec. 4, 2014 in U.S. Appl. No. 29/484,458.
 Office Action dated Dec. 8, 2014 in U.S. Appl. No. 29/484,466.
 Office Action dated May 19, 2016 in U.S. Appl. No. 29/484,466.
 Office Action dated Nov. 16, 2016 in U.S. Appl. No. 29/508,364.
 Supplementary European Search Report dated Nov. 14, 2013 in European Patent Application No. 09830774.7.
 Canadian Office Action dated Aug. 16, 2016 in Canadian Patent Application No. 2,774,810.
 Canadian Office Action dated Oct. 15, 2015 in Canadian Patent Application No. 2,774,810.
 Notification of Reasons for Refusal dated Oct. 28, 2013 in Japanese Patent Application No. 2011-538613.
 International Search Report dated May 24, 2010 in International Patent Application No. PCT/US2009/059837.
 Written Opinion dated May 24, 2010 in International Patent Application No. PCT/US2009/059837.
 Office Action dated Jun. 15, 2017 in U.S. Appl. No. 29/554,344.
 Office Action dated Nov. 14, 2017 in U.S. Appl. No. 29/554,344.
 GB 2051937 Registered Design Application, (La Brosse et Dupont SA) Mar. 18, 1996, [online], [retrieved on Nov. 21, 2012] Retrieved from the Design Database of the Intellectual Property Office of the United Kingdom using the Internet: <URL: <http://www.ipo.gov.uk>>.*
 KR 300022366 Registered Design Bibliography, May 15, 1978, [online], [retrieved on Nov. 15, 2012] Retrieved from the Design Database of the Korean Intellectual Property Rights Information Service using Internet: <URL: <http://eng.kipris.or.kr>>.*
 CN 301434919 Registered Design, (Qin, Bingxian) Jan. 12, 2011, [online], [retrieved on Jan. 13, 2013] Retrieved from the Questel Intellectual Property Portal Design Database using the Internet: <URL: <http://www.orbit.com>>.*

* cited by examiner

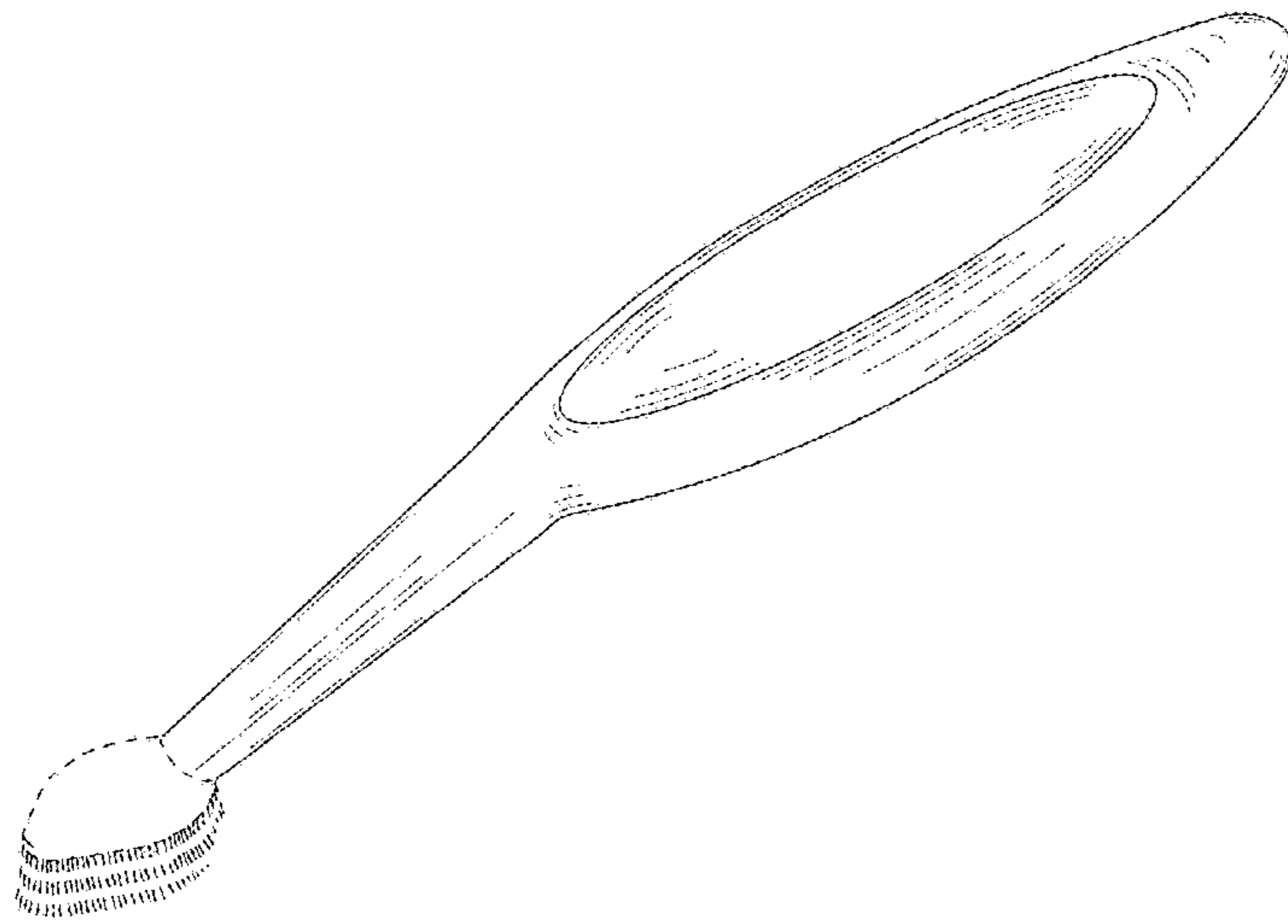


FIG. 1

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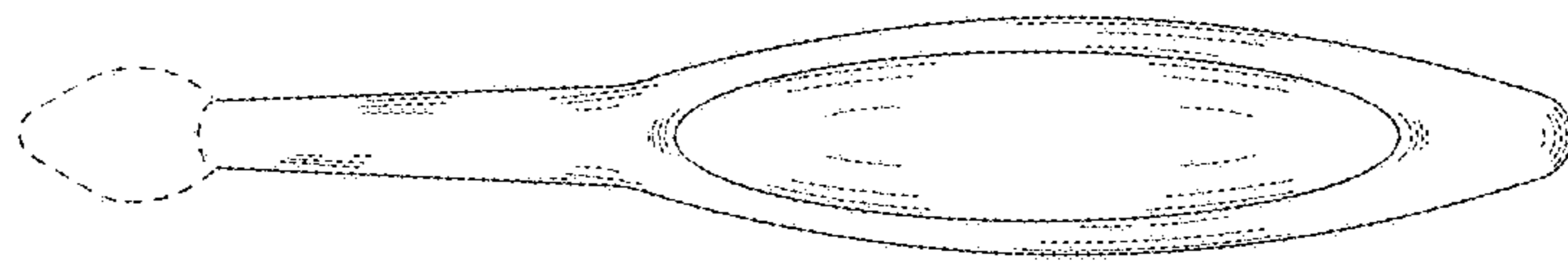


FIG. 2

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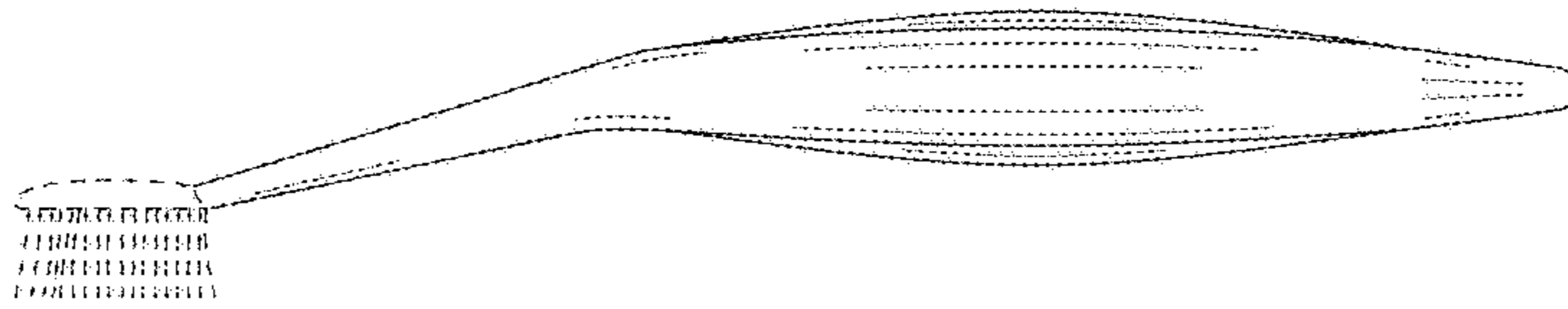


FIG. 3

Amended

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : RE47,359 E
APPLICATION NO. : 29/650936
DATED : April 23, 2019
INVENTOR(S) : Waitesmith

Page 1 of 1

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," please replace the first six lines beginning with "[Continuation]" and ending with "abandoned.", with the following:

--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 (the present application) and 29/650,930, each filed on June 11, 2018, now U.S. Reissue Patent No. RE47,359 E and RE47,847, 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, 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