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(54) **FOAM HAVING IMPROVED FEELING DURING USE**

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 C08J 2371/00 (2013.01)

(71) Applicant: **AMOREPACIFIC CORPORATION**,
 Seoul (KR)

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 17/04; C08J 9/40; C08J 2327/06; C08J
 2201/036; C08J 2371/00; C08J 2323/06;
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(72) Inventors: **Ha Jin Jung**, Yongin-si (KR); **Kyung Nam Kim**, Yongin-si (KR); **Jung Sun Choi**, Yongin-si (KR); **Kyung Ho Choi**, Yongin-si (KR); **Yeong Jin Choi**, Yongin-si (KR)

(73) Assignee: **Amorepacific Corporation**, Seoul (KR)

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See application file for complete search history.

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(56) **References Cited**

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U.S. PATENT DOCUMENTS

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1,851,462 A	10/1932	Steller
2,204,203 A	6/1940	Zimmerman
2,764,565 A	9/1956	Hoppe et al.
3,133,309 A	5/1964	Miles
3,171,820 A	3/1965	Volz
3,463,745 A	8/1969	Hofrichter et al.
3,465,759 A	9/1969	Haefele
3,475,525 A	10/1969	Peters
3,748,288 A	7/1973	Winkler et al.
3,799,898 A	3/1974	Lamplugh et al.
3,949,137 A	4/1976	Akroingold et al.
4,130,121 A	12/1978	Wetzel
4,165,815 A	8/1979	Vetter
4,259,452 A	3/1981	Yukuta et al.
4,271,272 A	6/1981	Stickman et al.
4,309,509 A	1/1982	Wood
4,323,656 A	4/1982	Strickman et al.
4,344,930 A	8/1982	MacRae et al.
4,374,935 A	2/1983	Decker et al.

(Continued)

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A61Q 17/04 (2006.01)
A61Q 19/00 (2006.01)
C08J 9/40 (2006.01)

FOREIGN PATENT DOCUMENTS

BE	875638	8/1979
CA	2900091	* 9/2009

(Continued)

OTHER PUBLICATIONS

Written Opinion for International Application No. PCT/KR2013/003101 dated Jul. 3, 2013.

(Continued)

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Primary Examiner — Norca L. Torres Velazquez

(74) *Attorney, Agent, or Firm* — Rothwell, Figg, Ersnt & Manbeck, P.C.

(57) **ABSTRACT**

The present invention relates to a foam made of a specific material having superior properties and to cosmetics comprising said foam.

10 Claims, 1 Drawing Sheet

(56)

References Cited

U.S. PATENT DOCUMENTS

4,427,798 A 1/1984 Konig et al.
 4,440,181 A 4/1984 Scherer
 4,537,912 A 8/1985 Griswold
 4,594,835 A 6/1986 Gray
 4,656,196 A 4/1987 Kelly et al.
 4,706,693 A 11/1987 Spector
 4,806,572 A 2/1989 Kellett
 4,906,672 A 3/1990 Stone et al.
 4,985,467 A 1/1991 Kelly et al.
 5,064,653 A 11/1991 Sessions et al.
 5,065,752 A 11/1991 Sessions et al.
 5,098,621 A 3/1992 Hermann
 5,296,518 A 3/1994 Grasel et al.
 5,486,167 A 1/1996 Dragoo et al.
 5,552,449 A 9/1996 Sollers et al.
 5,591,779 A 1/1997 Bleys et al.
 5,702,713 A 12/1997 Joulia
 5,762,946 A 6/1998 Gueret
 5,961,961 A 10/1999 Dodkowski et al.
 6,271,277 B1 8/2001 Bleys et al.
 6,371,606 B1 4/2002 Free
 6,391,233 B1 5/2002 Otani et al.
 6,638,986 B2 10/2003 Falke et al.
 6,706,775 B2 3/2004 Hermann et al.
 7,427,412 B1 9/2008 Painter et al.
 7,612,160 B2 11/2009 Nguyen-Kim et al.
 7,811,021 B2* 10/2010 Gueret A45D 33/02
 401/196
 8,367,083 B2* 2/2013 Barba A61K 8/891
 424/401
 8,784,854 B2 7/2014 Choi et al.
 9,532,637 B2 1/2017 Choi et al.
 2002/0182245 A1 12/2002 Thomson
 2004/0170670 A1 9/2004 Smith et al.
 2005/0159500 A1 7/2005 Dreier et al.
 2006/0210612 A1 9/2006 Simon
 2006/0235100 A1 10/2006 Kaushiva et al.
 2007/0189375 A1 8/2007 Thomson
 2007/0277844 A1 12/2007 Gueret
 2009/0018224 A1 1/2009 Niesten et al.
 2009/0047495 A1 2/2009 Hubbs
 2009/0197948 A1* 8/2009 Miyahara A61K 8/90
 514/474
 2011/0014254 A1 1/2011 Choi et al.
 2014/0023689 A1 1/2014 Kim et al.
 2014/0341959 A1 11/2014 Choi et al.
 2015/0078802 A1 3/2015 Choi et al.
 2015/0117931 A1 4/2015 Jung et al.
 2015/0118269 A1 4/2015 Choi et al.
 2015/0196468 A1 7/2015 Kim et al.
 2018/0360699 A1 12/2018 Jung et al.

FOREIGN PATENT DOCUMENTS

CN 101977587 A 2/2011
 DE 2356460 5/1974
 EP 0528705 2/1993
 EP 0528705 9/2000
 EP 2425961 A1 3/2012
 EP 2837305 2/2015
 EP 2837374 A1 2/2015
 GB 1498363 1/1978
 JP S5755409 9/1955
 JP S6272732 A 4/1987
 JP 1988196612 12/1988
 JP 1988199706 12/1988
 JP 02080257 U 6/1990
 JP 3015878 U 9/1995
 JP 07095964 B2 10/1995
 JP 08164019 A 6/1996
 JP H08-228826 A 9/1996
 JP 08266329 A 10/1996
 JP 08325125 A 12/1996
 JP H09-65921 A 3/1997

JP H9220118 A 8/1997
 JP H09220118 A 8/1997
 JP 3015878 B2 3/2000
 JP 200079016 A 3/2000
 JP 3187673 B2 5/2001
 JP 2002-53640 A 2/2002
 JP 2002255736 A 9/2002
 JP 200312457 1/2003
 JP 2003012457 A 1/2003
 JP 2003192826 7/2003
 JP 2003199425 7/2003
 JP 2003231197 8/2003
 JP 2003-289939 A 10/2003
 JP 2004267277 A 9/2004
 JP 2005-152186 A 6/2005
 JP 2006241150 A 9/2006
 JP 2007508086 A 4/2007
 JP 2007330771 A 12/2007
 JP 2008-043633 A 2/2008
 JP 2009019008 A 1/2009
 JP 2010-6294 A 1/2010
 JP 4588357 B2 12/2010
 JP 2011132154 7/2011
 JP 2011132154 A 7/2011
 JP 2015-512933 A 4/2015
 KR 0131075 11/1997
 KR 1020000013194 A 3/2000
 KR 100498655 B1 7/2005
 KR 1020090100643 A 9/2009
 KR 1020100101278 A 9/2010
 KR 1020100128163 A 12/2010
 KR 1020130083852 A 7/2013
 KR 10-2013-0116043 10/2013
 KR 1020130116043 A 10/2013
 KR 1020130116044 A 10/2013
 KR 1020130116182 A 10/2013
 KR 1020130116205 A 10/2013
 KR 1020140038880 A 3/2014
 KR 1020150063196 A 6/2015
 WO 9221448 A1 12/1992
 WO 9947127 A1 9/1999
 WO 0103538 A1 1/2001
 WO 2005039350 A1 6/2005
 WO 2008112139 9/2008
 WO 2009116817 A2 9/2009
 WO 2012128589 A2 9/2012

OTHER PUBLICATIONS

Yang et al., "The preparation, properties and determining of structure for open cell polyurethane foam", Journal of the Hebei Academy of Sciences, vol. 24, No. 3, pp. 59-61, 2007.
 www.ifacemaker.com, a review of ALMAY Nearly Naked Foundation, May 29, 2003.
 Alain Parfondry, "Polyurethane Technology & Applications", 15 pages, Nov. 2002.
 Declaration of R. Randall Wickett, Petition for Inter Partes Review of U.S. Pat. No. 8,784,854 under U.S.C. §§311-319 and 37 C.F.R. §§42.1-.8, 42.100-.123, Jul. 27, 2018, 90 pages.
 The HLB System, a time-saving guide to emulsifier selection, 22 pages, Mar. 1980.
 Declaration of Robert Y. Lochhead, Ph.D, FRSC, Case IPR2018-01516, U.S. Pat. No. 8,784,854 B2, dated Nov. 30, 2018, 185 pages.
 Petition for Inter Partes Review of U.S. Pat. No. 8,784,854 under U.S.C. §§311-319 and 37 C.F.R. §§42.1-.8, 42.100-.123, dated Aug. 6, 2018, 78 pages.
 Patent Owner's Preliminary Response, Case IPR2018-01516, U.S. Pat. No. 8,784,854 B2, dated Nov. 30, 2018, 70 pages.
 Decision: Denying Institution of Inter Partes Review 35 U.S.C. § 314(a), Case IPR2018-01516, U.S. Pat. No. 8,784,854 B2, Feb. 20, 2019, 29 pages.
 Merquinsa, Polyurethane Types, Web site contents, pp. 1-8.
 Meyer R. Rosen (ed.), Delivery System Handbook for Personal Care and Cosmetic Products, 2005, pp. 513-525.
 Michael Szycher, Szycher's Handbook of Polyurethanes, 1999, p. 7-6.

(56)

References Cited

OTHER PUBLICATIONS

- Michael Szycher, *Szycher's Handbook of Polyurethanes*, 1999, pp. C-8, 21, and 24.
- Mihail Ionescu, "Chemistry and Technology of Polyols for Polyurethanes", 2005, pp. 2-4, 49-50, 263, 538-540, 647, Rapra Technology Limited.
- Polyurethane Technology & Applications, pp. 107-108.
- Polyurethane Technology & Applications, pp. 311-330.
- Polyurethane Technology & Applications, pp. 3-5, 89-90, 123, 125, 169-171, 223-226.
- Seong-Mi Park, Researcher's Statement, COSMAX R&I Institute, Apr. 17, 2017, 1 page.
- T. Thomson, *Design and Applications of Hydrophilic Polyurethanes*, 2000, pp. 1-9, Preface xi-xiii.
- Test Result Sheet, "Stability Test of LLBB Cushion", Korea Conformity Laboratories, 2017, pp. 1-5.
- Decision of Intellectual Property Trial and Appeal Board, 6th Department, Trial No. 2018Dang (decision reversing the original decision)76.
- Decision of Intellectual Property Trial and Appeal Board, 7th Department, Trial No. 2018Jeong49.
- Decision of Patent Court, 1st Division, Case No. 2016Heo8667 Invalidation of Registration (Patent).
- Decision of Supreme Court, 1st Division, Case No. 2018Hu10596 Invalidation of Registration (Patent).
- Kamicokrolock, "Review, Etude house Cushion Foundation", website contents, Mar. 14, 2015, 3 pages.
- International Search Report with English Translation for International Application No. PCT/KR2015/003646 dated Jul. 21, 2015.
- Japanese Office Action—Japanese Application No. 2016-561816 dated Jun. 12, 2018, citing references listed within.
- Supplementary European Search Report for Application No. 15776533.0 dated Dec. 19, 2017.
- Written Opinion for International Application No. PCT/KR2015/003646 dated Jul. 21, 2015.
- Tony Abisaleh et al., "Polyurethane Technology & Applications", 18 pages.
- Result report of reproduction experiments on Amorepacific's patent (No. 1257628), 2017, 21 pages.
- Reticulated foam, Edited on Jun. 3, 2018, pp. 1-3, Retrieved from the Internet Jun. 15, 2018 <URL: https://en.wikipedia.org/wiki/Reticulated_foam>.
- "Reticulated Polyurethane Foam", UFP Technologies, Retrieved from the Internet Jul. 8, 2016, pp. 1-3.
- Reticulated Foam, Australian Foam Manufacturer, Joyce Foam Products, Retrieved from the Internet Nov. 10, 2016, <URL: <http://www.joyce.com.au/foams/reticulatedfoam/>>.
- Seong-Mi Park, "Report on Stability Test of Sponge Impregnated with LLBB Cushion Cosmetic Composition", Cosmax R&I Institute, Apr. 19, 2017, pp. 1-5, Korea.
- Sang-Beom Kim, "About Structure and Properties of Polyurethane Foam", Letter of Opinion, May 9, 2016, pp. 1-4.
- Shimin Wu, et al., "Concise Dictionary of Fine Chemicals", Shenyang: Liaoning Science and Technology, (Jun. 1999), pp. 1-7.
- Singaporean Written Opinion—Application No. 201209361-3 dated Sep. 9, 2013, citing previous filed references.
- Taiwanese Office Action—TW Application No. 101109975 dated Jan. 13, 2014, citing previous filed references.
- Taiwanese Office Action—TW Application No. 101109975 dated Feb. 10, 2014, citing previous filed references.
- UFP Technologies—Reticulated Foam, (Copyright 2011), pp. 1-2, Retrieved from the Internet Sep. 2, 2015, <URL: <http://www.ufpt.com/>>.
- Written Opinion for International Application No. PCT/KR2012/002141 dated Oct. 31, 2012.
- "100% Open Cell Flexible Polyurethane Foams", FXI Reticulated Foams, Product Sheet, FXI, Inc., Retrieved from the Internet Nov. 22, 2016, 1 page, <URL: fxi.com>.
- "BB Cushion Sponge is Melting", Posted on the Internet Feb. 4, 2015, <URL: <http://www.todayhumor.co.kr/board/view.php?table=fashion&no=142195>>.
- Yoo, "Koean BB/CC Cushion Foundation Review", Aug. 16, 2013; <http://www.liahyoo.com/2013/08/koran-bbcc-cushion-foundation.html>.
- Linde Group, "Polyurethane foaming", available online May 27, 2016.
- Google date for Linde Group, "Polyurethane foaming", printed 2015.
- TBK, "44 mm round tin pans", undated Aug. 2011: http://www.tkbtrading.com/item.php?item_id+1298&page=3.
- "Filters for Fishkeeping", EMW filtertechnik, Product Brochure, Retrieved from the Internet Nov. 22, 2016, pp. 1-4, <URL: www.emw.de>.
- "Nature Republic CC Cushion Pact Sponge Gets Melted!!", Posted on the Internet Feb. 5, 2015, <URL: <http://blog.naver.com/clawsome/220263606984>>.
- "Reticulated (Open-Cell) & Non-Reticulated (Closed-Cell) Foam Swabs", Berkshire, Retrieved from the Internet Nov. 11, 2016, pp. 1-5, <URL: <http://www.berkshire.com/shop/cleanroomcleaningswabs/foam.html>>.
- "Reticulated Foam" and "Open Cell Polyurethane Foam", Foam Engineers Limited, Retrieved from the Internet Jul. 8, 2016, pp. 1-2, <URL: <http://www.foamengineers.co.uk/foammanufacturingsuppliers/reticulated-foam>>.
- "Reticulated Foam—Polyurethane-based foam with open cellular structure", Material Sample shop.com, Retrieved from the Internet Jul. 8, 2016, pp. 1-2, <URL: <https://www.materialsampleshop.com/products/reticulatedfoampolyurethane-based-foam-with-open-cellular-structure>>.
- "Reticulated Open Cell Black Packaging Foam with Polyester Polyurethane Material", Changzhou Dayetengfei Sponge Factory, Retrieved from the Internet Jul. 8, 2016, pp. 1-3, <URL: <http://www.customizedfoam.com/sale-7566632-reticulatedopen-cellblack-packaging-foam-with-polyesterpolyurethane-material.html>>.
- "Reticulated Polyurethane Foam", FXI Innovations, Retrieved from the Internet Nov. 11, 2016, pp. 1-3, <URL: <http://fxi.com/foamtechnologies/processes/reticulation.php>>.
- "Reticulated Polyurethane Foam", UFP Technologies, Retrieved from the Internet Jul. 8, 2016, pp. 1-3, <URL: <http://www.ufpt.com/materials/foam/reticulatedpolyurethane-foam.html>>.
- "Reticulated Polyurethane Foam: Quenching vs. Zapping", UFP Technologies, Retrieved from the Internet May 12, 2016, <URL: <http://www.ufpt.com/resource-center/quenching-vs-zappingreticulated-polyurethane/>>.
- "Trend of Global Urethane Raw Materials and Products Market", KIET Overseas Industrial Information, Retrieved from the Internet Nov. 15, 2016, pp. 1-2, <URL: <http://www.kiet.go.kr/servlet/isearch?mode=view&dataNo=43619>>.
- "Optimization Technology Support for Polyurethane Foam Production through Analysis of Correlations Between Cell Structure and Properties", Ministry of Commerce, Industry and Energy, Sep. 30, 2003, pp. 8, 11 and 12, KR.
- Canadian Office Action for corresponding Canadian Patent Application No. 2,804,298 dated Jan. 18, 2017, citing previously filed reference.
- Canadian Office Action for corresponding Canadian Patent Application No. 2,804,298 dated Jan. 4, 2016, citing U.S. Pat. No. 3,133,309 and previously filed references.
- Canadian Office Action for corresponding Canadian Patent Application No. 2,804,298 dated Sep. 12, 2016.
- Canadian Office Action—Canada Application No. 2804298 dated May 29, 2014.
- Canadian Office Action—Canada Application No. 2804298 dated Oct. 28, 2013.
- Canadian Office Action—Canada Application No. 2804298 dated May 6, 2015, citing U.S. Pat. No. 3,133,309.
- Canadian Protest—Canada Application No. 2804298 dated Mar. 30, 2015, citing U.S. Pat. No. 3,133,309.
- Chang-Seop Oh, "Recent Prospect of Polyurethanes", ReSEAT Analysis Report, Sep. 10, 2004, pp. 1-7, KR.

(56)

References Cited

OTHER PUBLICATIONS

Chinese Office Action for corresponding Chinese Patent Application No. 201280002267.3 dated Mar. 30, 2016.

Chinese Office Action—Chinese Application No. 201280002267.3 dated Dec. 3, 2014, citing previously filed references CN101977587 and JP4588357.

Chinese Office Action—Chinese Application No. 201280002267.3 dated Mar. 18, 2014, cited previously filed references CN101977587 and US20090047495.

Chinese Office Action—Chinese Application No. 201280002267.3 dated Sep. 8, 2015.

Chinese Patent Invalidation Request for corresponding Chinese Patent Application No. 201280002267.3.

European Office Action for corresponding European Patent Application No. 12759918.1 dated Mar. 1, 2016.

European Office Action—European Application No. 12759918.1 dated Aug. 11, 2015.

European Office Action—European Application No. 12759918.1 dated Jun. 18, 2015, citing U.S. Pat. No. 3,133,309.

European Office Action—European Application No. 12759918.1 dated Oct. 12, 2014.

European Search Report—EP Application No. 12759918.1 dated Jan. 22, 2014 from European Patent Office.

Extract from pp. 22-23 of Korean Patent Court Ruling (case No. 2016heo8667), 1 page.

Foaming Plant, Copyrights 2006, pp. 1-7, Retrieved from the Internet Jun. 25, 2018<URL:<http://www.foamtecintl.com/index.php?shpage=vpage&vpage=fpprofile&lang=en&plan=FP>>.

George Woods, “Flexible Polyurethane Foams”, Chemistry and Technology, 1982, pp. 94-95, Applied Science Publishers Ltd., Essex, England.

Indian Office Action—Indian Application No. 10805/CHENP/2012 dated Jul. 14, 2017, citing references listed within.

INOAC—Reticulated PU Foam, Posted: Nov. 2009, p. 1, Retrieved from the Internet Sep. 2, 2015, <URL: <http://www.inostech.com/>>.

International Search Report for International Application No. PCT/KR2012/002141 dated Oct. 31, 2012.

Japan Office Action—Japan Application No. 2014-008657 dated Jun. 18, 2015.

Japanese Office Action for corresponding Japanese Patent Application No. 2014-008657 dated Mar. 9, 2017, citing previously filed reference.

Japanese Office Action for corresponding Japanese Patent Application No. 2014-008657 dated May 31, 2016, citing previously filed reference.

Japanese Office Action—Japan Application No. 2014-008557 dated Sep. 11, 2015.

Jong-Rae Park, “Catalytic Glycolysis of Polyether Urethane Foam Waste”, Master’s Thesis, Chonnam National University Graduate School, Department of Chemical Engineering, Aug. 1999, pp. 4-5, KR.

Korean Office Action with English Translation for Application No. 10-2011-0026466 dated Dec. 16, 2012.

Korean Office Action with English Translation for Application No. 10-2011-0026466 dated Jun. 6, 2012.

Malaysian Examination Report—Application No. PI2013000328 dated Apr. 3, 2015, citing previous filed references.

Notice of Allowance with English Translation for Application No. 10-2011-0026466 dated Apr. 17, 2013.

Notice of Opposition for EP 12759918.1 from European Patent Office issued on Jul. 19, 2018, citing the above references.

Open Cell Foam, The Foam Factory, Retrieved from the Internet Nov. 11, 2018, pp. 1-2, <URL: <http://www.thefoamfactory.com/opencellfoam/filter.html>>.

Polyurethane Foam, p. 1, <URL: <http://web.archive.org/web/20090220164156/http://casefoam.com/Polyurethane-foam.htm>>.

Polyurethane Foam, Retrieved from the Internet Nov. 15, 2016, pp. 1-2, <URL: <https://web.archive.org/web/20021223120233/http://www.casefoam.com/PolyurethaneFoam.htm>>.

Written Opinion for International Application No. PCT/KR2013/003101 dated Jul. 3, 2013.

European Patent Office—European Application No. 13775492.5 dated May 24, 2016, citing above references.

Non-Final Office Action dated Apr. 21, 2016 in KCL0204US.

Non-final OA dated Jun. 7, 2017 for KCL0204USC.

Non-Final Office Action dated Nov. 25, 2016 in KCL0204US.

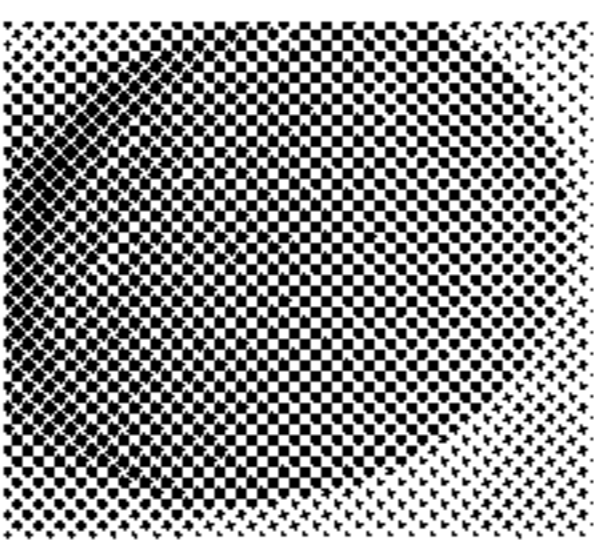
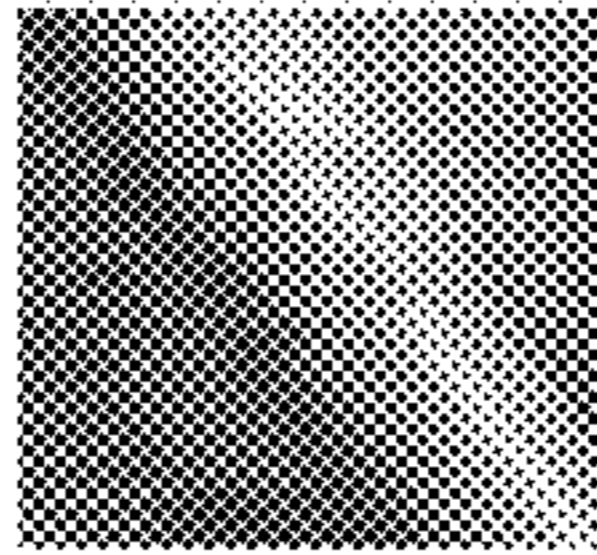
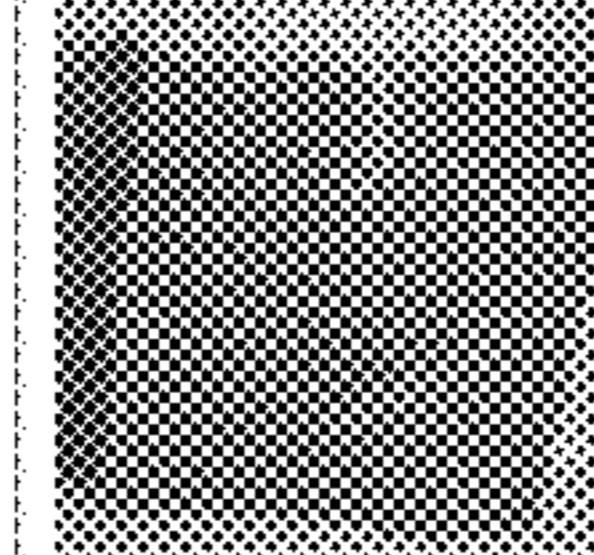
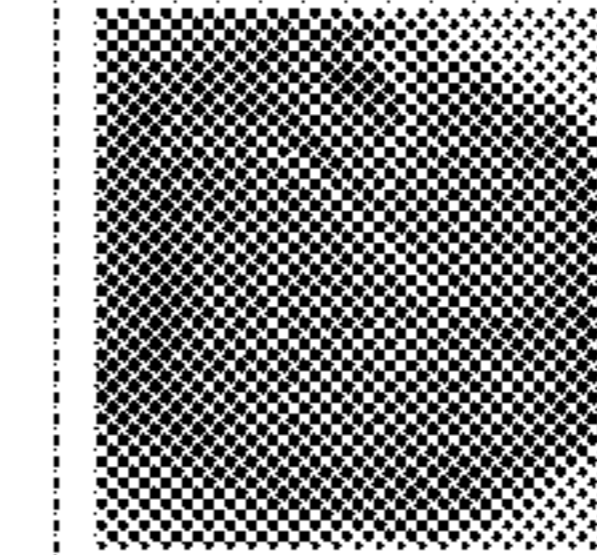
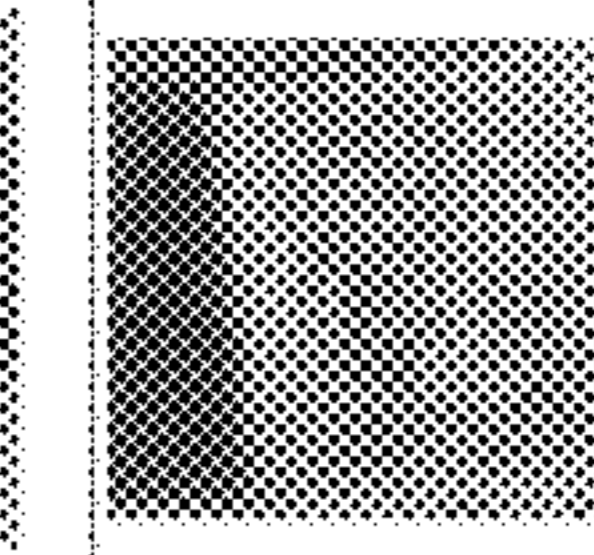
Japan Office Action Corresponding Patent Application No. JP 2015505648 dated Mar. 10, 2017, with Partial English Translation. Translation of Decision of Refusal in Japanese Patent Application No. 2017-249768, dated Sep. 20, 2019, 6 pages.

Office Action issued in U.S. Appl. No. 16/722,222 dated Jul. 12, 2021, 54 pages.

Notice of Allowance issued in U.S. Appl. No. 16/841,014 dated Jul. 9, 2021, 20 pages.

International Search Report for International Application No. PCT/KR2013/003101 dated Jul. 3, 2013.

* cited by examiner

	Comp. Ex.	Ex.1	Ex.2	Ex.3	Ex.4	Ex.5
Images						
Adhesion	1	5	4	4	4	5
Finish	1	4	4	4	4	4
Thin application	2	5	4	4	4	5
Soft applicability	1	4	4	4	5	4
Consistency	1	4	4	4	4	5
Uniformness	1	4	4	4	4	5
Softness	1	4	4	4	5	4
Smoothness	2	4	5	4	4	5
Improved skin texture	1	4	4	5	4	4
Silkiness	2	4	4	5	4	4

FOAM HAVING IMPROVED FEELING DURING USE

Matter enclosed in heavy brackets [] appears in the original patent but forms no part of this reissue specification; matter printed in italics indicates the additions made by reissue; a claim printed with strikethrough indicates that the claim was canceled, disclaimed, or held invalid by a prior post-patent action or proceeding.

TECHNICAL FIELD

The present disclosure relates to a foam having superior properties and a cosmetic comprising the same.

BACKGROUND ART

A cosmetic composition is commonly provided as stored in a vacuum container, a pump container or a glass container. However, these containers are inconvenient to carry. Recently, as the necessity of putting on or adjusting makeup outdoors increases, there is a need of a cosmetic composition that can be carried conveniently.

A compact-type container may be considered as a container capable of conveniently carrying a cosmetic composition. In order to hold a liquid cosmetic composition in the compact-type container, it should be considered whether the container is compatible with the carrier for cosmetic composition, whether the cosmetic composition can be effectively held in the carrier, whether the carrier can hold the cosmetic composition stably for a long time and whether an adequate amount of the cosmetic composition can be ejected from the carrier.

The inventors of the present disclosure have found out that a foam prepared from a specific material provides superior skin adhesion, finish, thin application, soft applicability, consistency, uniformness, softness, smoothness, improved skin texture or silkiness.

More specifically, the inventors of the present disclosure have confirmed that a foam prepared from a specific material provides superior skin adhesion, reduced skin roughness, improved skin texture or improved applicability.

BRIEF DESCRIPTION OF THE DRAWINGS

The FIGURE is a table showing the results of a panel evaluation on a scale of 1 (very poor) to 5 (very good) of several parameters relating to hand application of a cosmetic composition after storage each of the foams of Examples 1 to 5 compared to direct hand application of the cosmetic composition (Comp. Ex) and a photographic image of each foam.

DISCLOSURE

Technical Problem

The inventors of the present disclosure have found out that when an adequate amount of a cosmetic composition absorbed in a specific foam is taken with a hand and applied on the face, feeling of use is remarkably improved over when the cosmetic composition not absorbed in the foam is directly applied on the face. The present disclosure is directed to providing a foam providing improved feeling of use and a cosmetic comprising the same.

Technical Solution

In one general aspect, the present disclosure provides a foam for improving skin adhesion of a cosmetic composi-

tion, consisting of one or more material selected from a group consisting of acrylonitrile-butadiene rubber (NBR), styrene-butadiene rubber (SBR) and natural rubber (NR), and a cosmetic comprising the same.

In another general aspect, the present disclosure provides a foam for reducing skin roughness of a cosmetic composition, comprising one or more material selected from a group consisting of polyvinyl chloride, polyethylene and ethylene-vinyl acetate (EVA), and a cosmetic comprising the same.

In another general aspect, the present disclosure provides a foam for improving skin texture of a cosmetic composition, comprising one or more material selected from a group consisting of latex, silicone, film-type, styrene-isoprene-styrene (SIS), styrene-ethylene-butylene-styrene (SEBS), polyvinyl alcohol (PVA), silicone elastomer, nitrile, butyl, polyether and neoprene, and a cosmetic comprising the same.

Advantageous Effects

Foams of the present disclosure includes various materials so that provide improved skin adhesion, reduced skin roughness, improved skin texture or improved applicability and allow convenient use of a cosmetic composition with improved stability and portability. Since the foams have different uses, they may provide optimized feeling of use of cosmetics.

BEST MODE

As used herein, a "foam" refers to a polymer foamed by dry or wet foaming.

As used herein, "flocking" refers to a process of depositing very short fibers (flock) onto, e.g., a foam.

As used herein, "impregnation" means that a cosmetic composition is carried in a foam.

In an aspect, the present disclosure provides a foam for impregnating a cosmetic composition, comprising one or more material selected from a group consisting of acrylonitrile-butadiene rubber (NBR), styrene-butadiene rubber (SBR), natural rubber (NR), polyvinyl chloride, polyethylene, ethylene-vinyl acetate (EVA), latex, silicone, film-type, styrene-isoprene-styrene (SIS), styrene-ethylene-butylene-styrene (SEBS), polyvinyl alcohol (PVA), silicone elastomer, nitrile, butyl, polyether and neoprene.

In an exemplary embodiment of the present disclosure, the foam may be flocked with cotton, cotton/acryl, cotton/acryl/polyester, cotton/rayon, acryl, polyamide, nylon, polyester, nylon/polyester or silk.

In another aspect, the present disclosure provides a foam for improving skin adhesion of a cosmetic composition, comprising a rubber, for example, one or more material selected from a group consisting of acrylonitrile-butadiene rubber (NBR), styrene-butadiene rubber (SBR) and natural rubber (NR).

"Improved skin adhesion" means that, when a cosmetic composition impregnated in the foam is applied to the skin, the cosmetic composition is tightly adhered to the surface of the skin without getting loose. The foam of the present disclosure is advantageous in that the cosmetic composition can be applied on the skin tightly, thinly and uniformly and thus can provide silkiness to the skin.

In another aspect, the present disclosure provides a cosmetic comprising: the foam; and a cosmetic composition impregnated in the foam.

In another aspect, the present disclosure provides a foam for reducing skin roughness of a cosmetic composition, comprising a vinyl, for example, one or more material selected from a group consisting of polyvinyl chloride, polyethylene and ethylene-vinyl acetate (EVA).

“Reduced skin roughness” means that, when a cosmetic composition impregnated in the foam is applied to the skin, the cosmetic composition makes the skin surface even by filling the unevenness of the skin. The roughness of the skin may be formed by pimples, scars or pores, but is not limited thereto.

In another aspect, the present disclosure provides a cosmetic comprising: the foam; and a cosmetic composition impregnated in the foam.

In another aspect, the present disclosure provides a foam for improving skin texture of a cosmetic composition, comprising a silicone, for example, one or more material selected from a group consisting of latex, silicone, film-type, styrene-isoprene-styrene (SIS), styrene-ethylene-butylene-styrene (SEBS), polyvinyl alcohol (PVA), silicone elastomer, nitrile, butyl, polyether and neoprene.

“Improving skin texture” means, when the skin tone is nonuniform due to intrinsic or extrinsic factors or when the skin texture is bumpy, making the skin tone uniform or making the skin texture smooth. The skin tone may be nonuniform due to pigmentation, aging, exposure to UV, etc., but is not limited thereto.

In another aspect, the present disclosure provides a cosmetic comprising: the foam; and a cosmetic composition impregnated in the foam.

In another aspect, the present disclosure provides a foam for improving skin applicability of a cosmetic composition, wherein the foam described above is flocked with cotton, cotton/acryl, cotton/acryl/polyester, cotton/rayon, acryl, polyamide, nylon, polyester, nylon/polyester or silk.

“Improved skin applicability” means that the cosmetic composition can be applied thinly and uniformly on the skin without scrubbing or coming off and, thus, a natural feeling of use is provided.

In another aspect, the present disclosure provides a cosmetic comprising: one or more of the foam; and a cosmetic composition impregnated in the foam.

In an exemplary embodiment of the present disclosure, the cosmetic composition may be in liquid or solid state. Specifically, the cosmetic composition may be solution, emulsion, gel, cream or suspension.

In an exemplary embodiment of the present disclosure, the cosmetic composition may be an aqueous dispersion, an oily dispersion, a water-in-oil (W/O) emulsion or an oil-in-water (O/W) emulsion.

In general, a cosmetic composition in liquid state is difficult to carry and store as compared to one in solid state. However, the cosmetic comprising the foam according to the present disclosure is advantageous in that even a cosmetic composition in liquid or cream state can be stored and carried stably and safely. If the cosmetic composition is in solid state, it can be comprised in the carrier (foam) to reduce instant change in physical properties due to heat or external impact. Further, since the carrier serves to fix the cosmetic composition, an adequate amount of the content can be ejected.

In an exemplary embodiment of the present disclosure, the cosmetic composition that may be comprised in the cosmetic may be an emulsion composition, specifically a water-in-oil (W/O) emulsion or an oil-in-water (O/W) emulsion, or a dispersion composition, specifically an oily dispersion or an aqueous dispersion.

In an exemplary embodiment of the present disclosure, the cosmetic composition that may be comprised in the cosmetic may be prepared into, for example, makeup primer, makeup base, liquid or solid foundation, concealer, lipstick, lip gloss, powder, lip liner, eyebrow, eye shadow, blusher (blusher), twin cake, sunscreen, lotion, cream, essence, etc., but is not limited thereto.

[In an exemplary embodiment of the present disclosure, the cosmetic impregnated in the foam may be applied to the skin using a hand or an applicator (e.g., puff).]

Hereinafter, the present disclosure will be described in detail through examples. However, the following examples are for illustrative purposes only and it will be apparent to those of ordinary skill in the art that the scope of the present disclosure is not limited by the examples.

Preparation Example

A cosmetic composition (emulsion) containing the components described in Table 1 was impregnated in foams of Examples 1-5.

TABLE 1

Components	Contents (wt %)
Ozokerite	0.1
Dicaprylyl carbonate	10.0
Methylparaben	0.1
Octyl methoxycinnamate	7.0
Isoamyl p-methoxycinnamate	2.0
Disteardimonium hectorite	0.2
Decamethylcyclopentasiloxane	16.0
Sorbitan sesquioleate	2.0
Lautyl PEG/PPG-18/18 methicone	1.5
Poly(methyl methacrylate)	5.0
Titanium dioxide/aluminum hydroxide/stearic acid	7.0
Water	To 100
Glycerine	8.0
Salt	1.0
Fragrance	0.4
Total	100.0

Comparative Example

At room temperature, 0.5 g of the cosmetic composition was taken with a hand and applied onto the face.

Example 1

At room temperature, the cosmetic composition was impregnated in a foam prepared from acrylonitrile-butadiene rubber (NBR) and having a diameter of 48 mm and a thickness of 50 mm. After waiting for 2 hours until stabilization, 0.5 g of the cosmetic composition was ejected from the foam by pressing with a hand and applied onto the face.

Example 2

At room temperature, the cosmetic composition was impregnated in a foam prepared from polyvinyl chloride and having a diameter of 48 mm and a thickness of 50 mm. After waiting for 2 hours until stabilization, 0.5 g of the cosmetic composition was ejected from the foam by pressing with a hand and applied onto the face.

Example 3

At room temperature, the cosmetic composition was impregnated in a foam prepared from latex and having a

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diameter of 48 mm and a thickness of 50 mm. After waiting for 2 hours until stabilization, 0.5 g of the cosmetic composition was ejected from the foam by pressing with a hand and applied onto the face.

Example 4

At room temperature, the cosmetic composition was impregnated in a foam prepared from polyether and flocked with polyester and having a diameter of 48 mm and a thickness of 50 mm. After waiting for 2 hours until stabilization, 0.5 g of the cosmetic composition was ejected from the foam by pressing with a hand and applied onto the face.

Example 5

At room temperature, the cosmetic composition was impregnated in a foam prepared from polyether and having a diameter of 48 mm and a thickness of 50 mm. After waiting for 2 hours until stabilization, 0.5 g of the cosmetic composition was ejected from the foam by pressing with a hand and applied onto the face.

Test Example

Evaluation was performed by 5 professional women panels who were aged 24-35 years, had makeup experiences for at least 2 years and wore makeup at least 5 times a week. They were asked to evaluate each test item with 5-point standards (1: very poor, 2: poor, 3: moderate, 4: good, 5: very good). The result is given in Table 2.

'Adhesion' is indicative of skin adhesion. 'Finish' is indicative of stickiness or other residual feeling after application to the skin. 'Thin application' is indicative of thickness of makeup after application to the skin. 'Soft applicability' is indicative of applicability to the skin. 'Consistency' is indicative of consistency of makeup after application to the skin. 'Uniformness' is indicative of reduced partial lumping after application. 'Softness' is indicative of baby face-like softness after application. 'Smoothness' is indicative of reduced skin roughness. 'Improved skin texture' is indicative of mending of skin tone or providing of smooth skin texture. 'Silkiness' is indicative of smooth application to the skin.

Those skilled in the art will appreciate that the conceptions and specific embodiments disclosed in the foregoing description may be readily utilized as a basis for modifying or designing other embodiments for carrying out the same purposes of the present disclosure. Those skilled in the art

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will also appreciate that such equivalent embodiments do not depart from the spirit and scope of the disclosure as set forth in the appended claims.

The invention claimed is:

- 5 1. A cosmetic, comprising a carrier foam comprising one or more materials selected from the group consisting of acrylonitrile-butadiene rubber (NBR), polyvinyl chloride, latex, and polyether, and
- 10 impregnated therein a cosmetic composition comprising octyl methoxycinnamate, wherein the carrier foam stores the cosmetic composition.
2. The cosmetic according to claim 1, wherein the foam is flocked with cotton, cotton/acryl, cotton/acryl/polyester, cotton/rayon, acryl, polyamide, nylon, polyester, nylon/polyester or silk.
- 15 3. The cosmetic according to claim 1, wherein the one or more material is acrylonitrile-butadiene rubber (NBR).
- 20 4. The cosmetic according to claim 3, wherein the foam is flocked with cotton, cotton/acryl, cotton/acryl/polyester, cotton/rayon, acryl, polyamide, nylon, polyester, nylon/polyester or silk.
- 25 5. The cosmetic of claim 1, wherein the cosmetic composition comprises Ozokerite, Dicaprylyl carbonate, Methylparaben, Isoamyl p-methoxycinnamate, Disteardimonium hectorite, Decamethylcyclopentasiloxane, Sorbitan sesquioleate, Lauryl PEG/PPG-18/18 methicone, Poly(methyl methacrylate), Titanium dioxide/aluminum hydroxide/stearic acid, Water, Glycerine, Salt, and Fragrance.
- 30 6. The cosmetic of claim 1, wherein the cosmetic composition further comprises Isoamyl p-methoxycinnamate.
7. The cosmetic of claim 6, further comprising Decamethylcyclopentasiloxane.
- 35 8. The cosmetic of claim 7, further comprising Ozokerite, Dicaprylyl carbonate, Methylparaben, Disteardimonium hectorite, Sorbitan sesquioleate, Lauryl PEG/PPG-18/18 methicone, Poly(methyl methacrylate), Titanium dioxide/aluminum hydroxide/stearic acid, Water, Glycerine, Salt, and Fragrance.
- 40 9. The cosmetic according to claim 1, wherein the cosmetic composition is in liquid or solid state.
- 45 10. The cosmetic according to claim 1, wherein the cosmetic composition is an aqueous dispersion, an oily dispersion, a water-in-oil (W/O) emulsion or an oil-in-water (O/W) emulsion.
- [11. The cosmetic of claim 1, further comprising an applicator.]

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