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

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(54) **BOTTLE**

(71) Applicant: **Rexam Beverage Can Company**,
Chicago, IL (US)

(72) Inventors: **Adrian Jahina**, Lavendon (GB); **Jose Arranz**, Northampton (GB); **Thomas Cotton**, London (GB); **Chris Rogers**, Banbury (GB)

(73) Assignee: **Rexam Beverage Can Company**,
Chicago, IL (US)

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(52) **U.S. Cl.**
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CPC B65D 1/00; B65D 1/02; B65D 1/12;
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See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D33,364 S	10/1900	Lindemeyr	
1,079,403 A	11/1913	Creelius	
1,096,613 A	5/1914	Ernst et al.	
D57,672 S	4/1921	Knowles	
D58,203 S *	6/1921	Anderson D9/500
1,443,682 A	1/1923	Gueritey	
1,549,080 A	8/1925	Henson	
1,582,681 A	4/1926	Hammer	

(Continued)

FOREIGN PATENT DOCUMENTS

BE	376464	11/1931
CA	678389	1/1964

(Continued)

OTHER PUBLICATIONS

“Tailgater”, Commercial Designs: Gallery; ALuminex. CCL Container. BOTTLECAN.com, 1 page, retrieved Oct. 2, 2014, <http://www.bottlecan.com/image_gallery-aluminex.html>.*

(Continued)

Primary Examiner — Dana L Meyrow
(74) *Attorney, Agent, or Firm* — Greer Burns & Crain, Ltd.; Peter Klobuchar

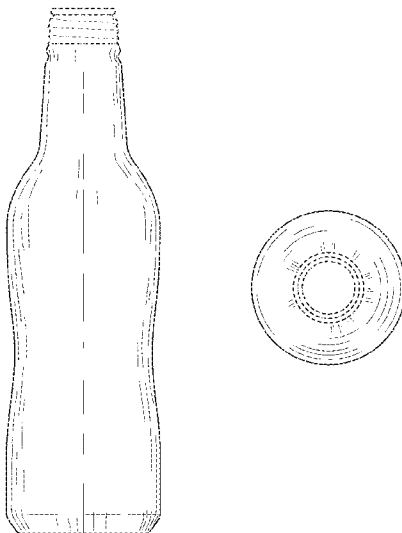
(57) **CLAIM**

We claim the ornamental design for a bottle, as shown and described.

DESCRIPTION

FIG. 1 is a perspective view of the design for a bottle; FIG. 2 is a side elevation view of the design for a bottle; and, FIG. 3 is a top plan view of the design for a bottle. Features shown in broken lines in the drawings are not part of the claim.

1 Claim, 1 Drawing Sheet



(56)

References Cited

U.S. PATENT DOCUMENTS

1,621,487 A	3/1927	Aulbach	D432,015 S	10/2000	Holiday
1,635,070 A *	7/1927	Clark 215/2	D434,323 S	11/2000	Pattison
D81,520 S	7/1930	Bromilet	D434,608 S	12/2000	Hansen
D86,037 S	1/1932	Lloyd	D435,648 S	12/2000	Shah et al.
1,891,794 A *	12/1932	Bobrick 215/387	D435,649 S	12/2000	Shah et al.
D104,696 S	5/1937	Mas	D437,233 S	2/2001	Gibert
2,195,257 A	3/1940	Paris	6,206,222 B1	3/2001	Cudzik
2,337,616 A	12/1943	McManus et al.	D444,385 S	7/2001	Dixon, I
2,384,810 A	9/1945	Calleson et al.	D451,027 S	11/2001	Dugrot
D193,032 S	6/1962	Waser	6,463,776 B1	10/2002	Enoki et al.
3,402,844 A	9/1968	Chin	6,499,329 B1	12/2002	Enoki et al.
D216,627 S	2/1970	Lawton	6,543,636 B1	4/2003	Flecheux et al.
D217,850 S	6/1970	Lawton et al.	D478,286 S	8/2003	Futral et al.
D221,836 S	9/1971	Giles	D478,287 S	8/2003	Corker et al.
3,785,519 A	1/1974	Huh	D481,949 S	11/2003	Pinnavaia
3,823,032 A	7/1974	Ukai	D483,264 S	12/2003	Canepa
3,995,572 A	12/1976	Saunders	D489,620 S	5/2004	Goodell et al.
D245,964 S	10/1977	Sexton, Sr. et al.	6,761,280 B2	7/2004	Zonker et al.
D246,030 S	10/1977	Sexton et al.	6,779,677 B2	8/2004	Chupak
D246,229 S	11/1977	Saunders	D501,140 S *	1/2005	Fung et al. D9/503
4,058,998 A	11/1977	Franek et al.	6,857,304 B2	2/2005	Enoki
4,065,589 A	12/1977	Lenard et al.	D503,343 S	3/2005	Canino
D247,772 S	4/1978	Sexton, Jr.	6,907,653 B2	6/2005	Chupak
D248,927 S	8/1978	Cassia	6,959,830 B1	11/2005	Kanou et al.
D250,933 S	1/1979	Saunders	7,014,060 B2	3/2006	Richardson
D260,732 S	9/1981	Walker	D523,345 S	6/2006	Kamineneni
D271,281 S	11/1983	Abbott et al.	7,069,763 B2	7/2006	Cook et al.
D271,854 S	12/1983	Berry	D525,870 S *	8/2006	Allen et al. D9/500
4,441,354 A	4/1984	Bodega	D528,000 S *	9/2006	Davis et al. D9/500
D275,834 S	10/1984	Slade	7,152,766 B1	12/2006	Walsh et al.
4,512,172 A	4/1985	Abbott et al.	D536,616 S	2/2007	Rubin et al.
D287,933 S	1/1987	Mills et al.	7,171,840 B2	2/2007	Kanou et al.
4,643,330 A	2/1987	Kennedy	D549,595 S	8/2007	Lowther, Sr. et al.
D288,906 S	3/1987	Strand	D550,080 S	9/2007	Rica
D290,811 S	7/1987	Cleveland, Jr.	D554,000 S	10/2007	Walsh
4,768,667 A	9/1988	Magnusson	D559,694 S	1/2008	Le Bras-Brown et al.
4,844,270 A	7/1989	Coffman	D564,881 S	3/2008	Chupak
4,892,214 A	1/1990	Hamaguchi et al.	D569,252 S	5/2008	Borsari et al.
D306,967 S	4/1990	Matsuura et al.	D570,228 S	6/2008	van Dam
D308,828 S	6/1990	Magnusson	D572,134 S *	7/2008	Bourne D9/500
D319,580 S	9/1991	Cassai et al.	D572,589 S	7/2008	Coulis et al.
5,052,576 A	10/1991	Büdenbender	D573,023 S	7/2008	Pivert
5,061,140 A	10/1991	Hamaguchi et al.	D581,278 S *	11/2008	Shibata et al. D9/529
D327,218 S	6/1992	Nickerson	D582,774 S *	12/2008	Klemm et al. D9/500
5,135,124 A	8/1992	Wobser	D584,623 S	1/2009	Chupak
D329,803 S	9/1992	Otsuka	D592,060 S	5/2009	Chupak
D333,434 S *	2/1993	Sosenko D9/539	D596,488 S	7/2009	Chupak
5,190,181 A	3/1993	Büdenbender	D596,942 S	7/2009	Britto
5,293,765 A	3/1994	Nussbaum-Pogacnik	D600,556 S	9/2009	Chupak
5,355,710 A	10/1994	Diekhoff	D600,557 S	9/2009	Chupak
D353,771 S	12/1994	Klitsner	D608,204 S	1/2010	Caroen et al.
5,448,903 A	9/1995	Johnson	D619,457 S	7/2010	Walsh
5,497,900 A	3/1996	Caleffi et al.	D619,458 S	7/2010	Walsh
D369,977 S	5/1996	Sexton, Jr.	D619,459 S	7/2010	Walsh
D371,075 S	6/1996	Stonehouse	D620,360 S	7/2010	Walsh
5,557,963 A	9/1996	Diekhoff	D621,723 S	8/2010	Gogola et al.
5,572,893 A	11/1996	Goda et al.	D622,145 S	8/2010	Walsh
5,605,248 A	2/1997	Jentzsch	D625,616 S	10/2010	Gogola et al.
D379,307 S	5/1997	Marriage	D630,519 S	1/2011	Toms et al.
5,660,301 A	8/1997	Kaplowitz	D638,708 S	5/2011	Walsh
D384,888 S	10/1997	Diekhoff	D639,164 S	6/2011	Walsh
D384,889 S	10/1997	Nasrallah	D639,659 S *	6/2011	Biondich et al. D9/500
5,704,240 A	1/1998	Jordan	D642,469 S	8/2011	Lauret
5,711,447 A	1/1998	Plester	8,016,148 B2	9/2011	Walsh
D390,467 S	2/1998	Blackburn	D646,165 S	10/2011	Chupak
5,713,235 A	2/1998	Diekhoff	D665,265 S *	8/2012	Fonseca D9/668
5,718,352 A	2/1998	Diekhoff et al.	D670,167 S	11/2012	Winter
5,778,723 A	7/1998	Diekhoff	D675,527 S	2/2013	Rogers et al.
5,822,843 A	10/1998	Diekhoff et al.	D697,803 S *	1/2014	Cox et al. D9/500
5,875,909 A	3/1999	Guglielmini	D699,576 S *	2/2014	Rogers et al. D9/500
5,881,907 A	3/1999	Schutz	D699,577 S *	2/2014	Rogers et al. D9/500
6,010,026 A	1/2000	Diekhoff et al.	D708,522 S *	7/2014	Santamaria et al. D9/500
6,010,028 A	1/2000	Jordan et al.	D710,206 S *	8/2014	Rajesh et al. D9/538
6,082,944 A	7/2000	Bachmann et al.	D714,150 S *	9/2014	Vendramin D9/500
6,105,807 A	8/2000	McCrosen	D719,839 S *	12/2014	De Carvalho et al. D9/621
			D723,371 S *	3/2015	Laib et al. D9/500
			2001/0040167 A1	11/2001	Flecheux et al.
			2005/0205575 A1	9/2005	Kobayashi et al.
			2006/0011633 A1	1/2006	Cook et al.

(56)

References Cited

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

DE	4439464	C1	5/1996
DE	19513886	A1	10/1996
DE	29512058	U1	12/1996
DE	19806481	A1	8/1998
DE	19722628	A1	12/1998
DE	40402024-0003		3/2005
DE	40402706-0007		3/2005
DE	40405124-0002		3/2005
DE	40405388-0004		4/2005
DE	40405388-0005		4/2005
EP	0281543	A2	9/1988
EP	0182646	B1	3/1989
EP	0380662	A1	8/1990
EP	0510291	A1	10/1992
EP	0512131	A2	11/1992
EP	0537773	A1	4/1993
EP	0549987	A1	7/1993
EP	0581568	B1	2/1994
EP	0667299	A1	8/1995
EP	0693434	B1	1/1996
EP	0743260	A1	11/1996
EP	0864385	A2	9/1998
EP	1134046	A1	9/2001
EP	1136154	A1	9/2001
EP	1459997	A1	9/2004
EP	1468925	A1	10/2004
FR	633497		1/1928
FR	26884341	A1	9/1993
FR	942042-017		4/1994
FR	942042-020		4/1994
FR	2708252	A1	2/1995
GB	2330548	A	4/1999
GB	3000547		1/2002
IT	458853		3/1951
JP	01210136		8/1989
JP	11139438		5/1999
JP	2001-90898		4/2001

JP	2002037442		2/2002
JP	2002-137032	A	5/2002
JP	2003-181577	A	7/2003
JP	2003-290854	A	10/2003
JP	2007-039095	A	2/2007
RU	50159	S	5/2001
RU	52780		7/2003
RU	58096		11/2005
RU	59523		7/2006
UA	5333		11/2001
WO	91/11274	A1	8/1991
WO	96/15865	A1	5/1996
WO	96/16754	A1	6/1996
WO	97/42091	A1	11/1997
WO	98/06636	A1	2/1998
WO	DM/047733		3/1999
WO	99/18013	A1	4/1999
WO	99/32363	A1	7/1999
WO	99/43558	A1	9/1999
WO	99/46176	A1	9/1999
WO	99/48764	A1	9/1999
WO	01/15829	A1	3/2001
WO	DM/062281		12/2002
WO	DM/063368		4/2003
WO	03/047991	A1	6/2003
WO	2005/108216	A1	11/2005
WO	DM/052387		7/2007
WO	DM069480		7/2007
WO	DM/073013		1/2010
WO	DM/079130		9/2012
WO	DM/081760		9/2013

OTHER PUBLICATIONS

Boxside marketing & advertising decisions, Index 05, fascicle 5, 2005, p. 94.

Doronenkova, O.V., Leading State IP Examiner of the Industrial Designs Department, Rospatent Federal Office for Intellectual Property, Patents and Trademarks, INQUIRY of Substantive Examination dated Dec. 19, 2011 in co-pending Russian Design Application No. 2010503861 (in Russian, with English translation attached).

* cited by examiner

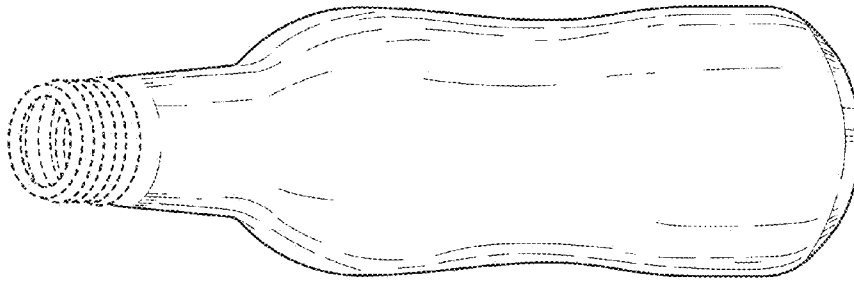


FIG. 1

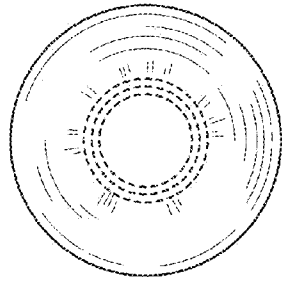


FIG. 3

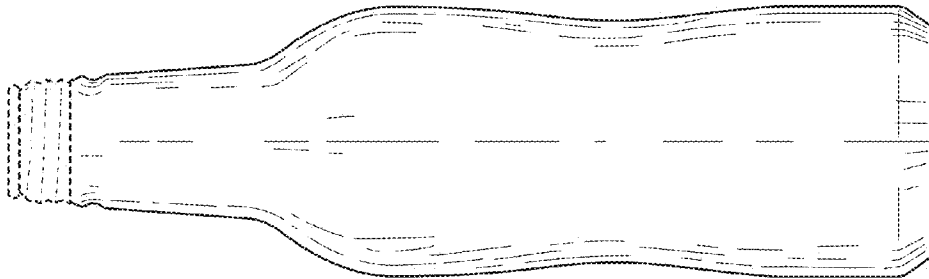


FIG. 2