



US00D577193S

(12) **United States Design Patent**  
**Raile**

(10) **Patent No.:** **US D577,193 S**

(45) **Date of Patent:** **\*\* Sep. 23, 2008**

(54) **EYEGLASS CASE**

(74) *Attorney, Agent, or Firm*—Workman Nydegger

(75) Inventor: **Bruce Raile**, Park City, UT (US)

(57) **CLAIM**

(73) Assignee: **Sun Optics, Inc.**, Salt Lake City, UT (US)

The ornamental design for an eyeglass case, as shown and described.

(\*\*) Term: **14 Years**

(21) Appl. No.: **29/248,659**

(22) Filed: **Aug. 25, 2006**

**DESCRIPTION**

**Related U.S. Application Data**

This application also claims priority to U.S. Design patent application Ser. No. 29/205,824 filed on May 20, 2004, now U.S. Design Pat. No. D525,427.

(63) Continuation-in-part of application No. 29/221,501, filed on Jan. 17, 2005, now Pat. No. Des. 527,179, which is a continuation-in-part of application No. 29/221,502, filed on Jan. 17, 2005, now Pat. No. Des. 527,180.

FIG. 1 is a back, top, and right side perspective view of an eyeglass case in accordance with the first embodiment of the present invention;

(51) **LOC (8) Cl.** ..... **03-01**

FIG. 2 is front elevational view thereof, the back elevational view being a mirror image except for the unclaimed environment;

(52) **U.S. Cl.** ..... **D3/265**

FIG. 3 is a right side elevational view thereof, the left side elevational view being a mirror image except for the unclaimed environment;

(58) **Field of Classification Search** ..... D3/219, D3/262, 265–266, 903, 203.5, 686, 688, 690, D3/521, 529; D9/420, 422–424, 426; 206/5; D28/76, 85, 88–89

FIG. 4 is a top plan view thereof;

See application file for complete search history.

FIG. 5 is a bottom plan view thereof;

(56) **References Cited**

FIG. 6 is a back, top, and right side perspective view of an eyeglass case in accordance with the second embodiment of the present invention;

**U.S. PATENT DOCUMENTS**

FIG. 7 is front elevational view thereof, the back elevational view being a mirror image except for the unclaimed environment;

246,460 A 8/1881 Chase

(Continued)

FIG. 8 is a right side elevational view thereof, the left side elevational view being a mirror image except for the unclaimed environment;

**FOREIGN PATENT DOCUMENTS**

DE 3815889 11/1989

**OTHER PUBLICATIONS**

U.S. Appl. No. 29/234,978, filed Jul. 26, 2005, Raile.

(Continued)

FIG. 9 is a top plan view thereof; and,

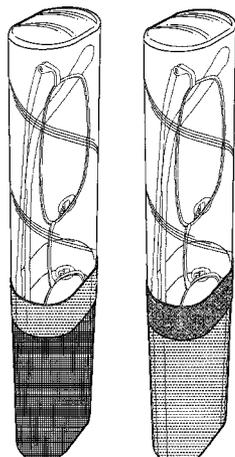
FIG. 10 is a bottom plan view thereof.

The broken lines are for illustrative purposes only and form no part of the claimed design.

The stippled and cross-hatched shade lines shown on the drawing views represents color contrast.

*Primary Examiner*—Ian Simmons  
*Assistant Examiner*—Anna J Burmeister

**1 Claim, 4 Drawing Sheets**



# US D577,193 S

Page 2

U.S. PATENT DOCUMENTS							
356,828	A	2/1887	Towson	D352,454	S	11/1994	Krupa
658,042	A	9/1900	Mendel	D359,126	S	6/1995	Hovatter
1,092,156	A	4/1914	Mathis	5,423,419	A	6/1995	Wentz et al.
2,209,657	A	7/1940	Martin	D360,321	S	7/1995	Wang et al.
D154,674	S	8/1949	Gochenour, Jr.	D361,638	S	8/1995	Desgrippes
2,606,708	A	8/1952	Irvan	5,451,113	A	9/1995	Lund
2,713,947	A	7/1955	Foster	D364,762	S	12/1995	Compton et al.
D176,466	S	12/1955	La Barre	5,501,321	A	3/1996	Liu
2,728,485	A	12/1955	Howard	D369,415	S	4/1996	Boulton et al.
2,735,597	A	2/1956	Treleven	D369,466	S	5/1996	Jannard et al.
2,747,760	A	5/1956	Jacobson	5,514,343	A	5/1996	Verwohlt et al.
2,809,766	A	10/1957	Anderson	5,568,872	A	10/1996	Hinnant, Sr.
2,809,786	A	10/1957	Anderson	5,571,481	A	11/1996	Powell et al.
2,816,666	A	12/1957	Nadel	D376,477	S	12/1996	Patterson et al.
RE24,571	E	11/1958	Nadel	5,579,929	A	12/1996	Schwartz
2,936,897	A	5/1960	Bloch	D381,515	S	7/1997	Haynes
2,966,271	A	12/1960	Nadel	D387,874	S	12/1997	Vila
3,144,343	A	8/1964	Fritsche	D392,144	S	3/1998	Vogler
D201,017	S	5/1965	Pohmann	5,725,109	A	3/1998	Moulton et al.
3,184,319	A	5/1965	Fritsche	D393,543	S	4/1998	Wilkening et al.
D201,420	S	6/1965	Bernad et al.	D400,009	S	10/1998	Conway
3,288,280	A	11/1966	Bostrom	D400,030	S	10/1998	Wetzel
3,333,709	A	8/1967	Leblanc et al.	D400,373	S	11/1998	Thoesen
D208,469	S	9/1967	Parker	D402,140	S	12/1998	Bustos
3,357,568	A	12/1967	Leblanc et al.	5,860,358	A	1/1999	Shriver
3,593,856	A	7/1971	Zander	5,899,371	A	5/1999	Weliver
3,676,159	A	7/1972	Fallowfield	5,929,967	A	7/1999	Conner
3,817,392	A	6/1974	Bloch	5,949,515	A	9/1999	Hoshino
3,857,482	A	12/1974	Shelton	D416,357	S	11/1999	Gobe
3,866,800	A	2/1975	Schmitt	5,996,818	A	12/1999	Boje et al.
D237,779	S	11/1975	Lucas	6,003,694	A	12/1999	Sharp
3,921,804	A	11/1975	Tester	D420,533	S	2/2000	Pugatch
3,987,892	A	10/1976	Killy	6,041,948	A	3/2000	Filipak et al.
4,000,810	A	1/1977	Leblanc	D422,139	S	4/2000	Meikle
D244,117	S	4/1977	Naylor	D423,555	S	4/2000	Conner
D245,118	S	7/1977	Heaton	D425,299	S	5/2000	Charbonneau
D249,433	S	9/1978	Carlsen	6,102,541	A	8/2000	Kuo
D253,384	S	11/1979	Glassenberg	D430,758	S	9/2000	Skrzelowksi
4,204,602	A	5/1980	Dunchock	D432,784	S	10/2000	Conway
4,228,743	A	10/1980	Crook	D432,786	S	10/2000	Rogers
4,240,557	A	12/1980	Dickens	D432,909	S	10/2000	Pirro et al.
4,331,245	A	5/1982	Schell	D433,936	S	11/2000	Pirro et al.
D267,992	S	2/1983	Shelton	D434,221	S	11/2000	Chao
D271,000	S	10/1983	Rimer	D434,560	S	12/2000	Chao
D275,160	S	8/1984	Shelton	D436,266	S	1/2001	Buchanan et al.
D275,161	S	8/1984	Shelton	D436,434	S	1/2001	Conway
4,572,366	A	2/1986	Carson	D436,725	S	1/2001	Rogers
4,614,272	A	9/1986	Shelton et al.	6,170,651	B1	1/2001	Taormina
D286,462	S	11/1986	Sender et al.	D437,112	S	2/2001	Toffoli
4,715,575	A	12/1987	Kamerer	D438,632	S	3/2001	Miller
D294,548	S	3/1988	Wallace	6,199,981	B1	3/2001	Chao
4,733,775	A	3/1988	Fireman	6,206,217	B1	3/2001	Chiang
4,744,461	A	5/1988	Lapham	D439,738	S	4/2001	McCormack
D301,575	S	6/1989	Crawford, Jr.	D440,256	S	4/2001	Wang
4,907,705	A	3/1990	Waldeck	D440,432	S	4/2001	Topper et al.
4,925,038	A	5/1990	Gajewski	D441,145	S	4/2001	Chang
D319,156	S	8/1991	Cugley	D441,953	S	5/2001	Ben Moshe
5,057,282	A	10/1991	Linder	D444,805	S	7/2001	Tiberghien
D323,400	S	1/1992	Frenkel et al.	D446,389	S	8/2001	Zhou
D323,441	S	1/1992	Waldeck	6,273,246	B1	8/2001	Marciano
5,141,117	A	8/1992	Olsen et al.	D448,854	S	10/2001	Kuiper et al.
D332,442	S	1/1993	Simpson, Sr.	D449,779	S	10/2001	Otto
D332,664	S	1/1993	Sincock	D450,239	S	11/2001	Otto
D336,181	S	6/1993	Muniz	D450,591	S	11/2001	Escola Gallart
D337,016	S	7/1993	Fortescue	D451,015	S	11/2001	Otto
D338,965	S	8/1993	Glanz et al.	D451,382	S	12/2001	Adkins
D339,017	S	9/1993	Goodman et al.	D454,686	S	3/2002	McCormack
D339,913	S	10/1993	Reed	6,382,407	B1	5/2002	Chao
D342,400	S	12/1993	Bustos	D458,092	S	6/2002	Rumpf
D344,419	S	2/1994	Stoddard	6,415,915	B1	7/2002	Grossman
5,358,128	A	10/1994	Belokin et al.	D461,554	S	8/2002	Lafond et al.
				D464,982	S	10/2002	Thixton et al.
				D467,421	S	12/2002	Chao

# US D577,193 S

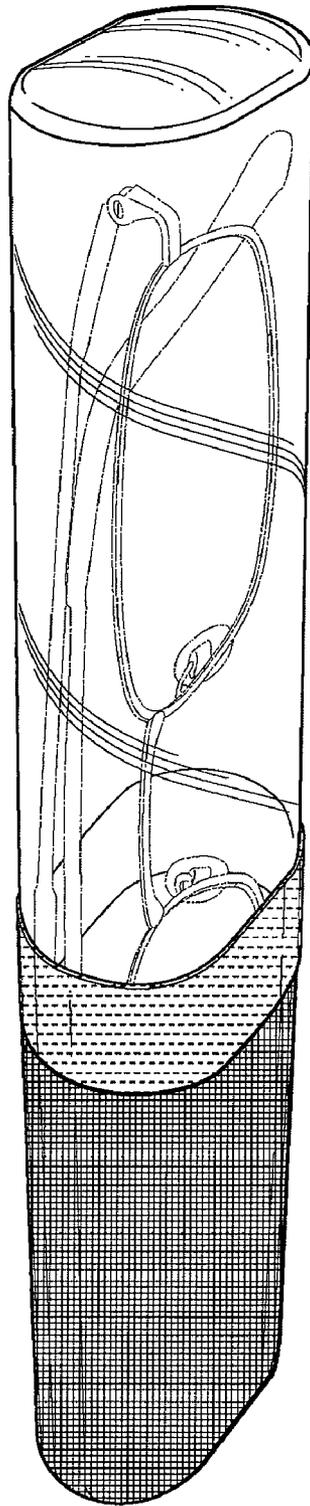
Page 3

6,491,158 B2	12/2002	Chen	D536,261 S	2/2007	Raile
D471,991 S	3/2003	Maylon et al.	D536,905 S	2/2007	Raile
6,533,133 B2	3/2003	Liu	D538,067 S	3/2007	Raile
D474,274 S	5/2003	Walters	D538,555 S	3/2007	Raile
D475,732 S	6/2003	Conner	D538,646 S *	3/2007	McDowell et al. .... D9/432
D479,126 S	9/2003	Kumakura et al.	7,188,739 B1	3/2007	Raile
D479,552 S	9/2003	Emanuele	2001/0054595 A1	12/2001	Cabrera
6,626,287 B1	9/2003	Watson	2002/0080325 A1	6/2002	Xiang
D481,060 S	10/2003	Egbert et al.	2002/0157968 A1	10/2002	Chen
D483,944 S	12/2003	Conner	2003/0025871 A1	2/2003	Masunaga
D484,011 S	12/2003	Strobel et al.	2003/0071962 A1	4/2003	Nishihara
6,655,800 B2	12/2003	Takeda et al.	2003/0111361 A1	6/2003	Fischer et al.
6,705,723 B1	3/2004	Lavie	2003/0133071 A1	7/2003	Ahn
D489,960 S	5/2004	Grendahl	2004/0144739 A1	7/2004	Marek
D494,228 S	8/2004	Lane	2004/0211681 A1	10/2004	Chao et al.
D496,191 S	9/2004	Johnson	2004/0223114 A1	11/2004	Park
D496,193 S	9/2004	Mason	2005/0155872 A1	7/2005	Cheng
D496,541 S	9/2004	Wang	2005/0279648 A1	12/2005	Liebers
6,789,664 B1	9/2004	Chao	2006/0102569 A1	5/2006	Laga
6,851,552 B1	2/2005	Chao			
D504,550 S	4/2005	Setcer, Jr.			
D505,866 S	6/2005	Raile			
D506,396 S	6/2005	Raile			
D506,681 S	6/2005	Raile			
D506,682 S	6/2005	Raile			
D506,833 S	6/2005	Wescott, III			
D507,658 S	7/2005	Wescott, III			
6,929,116 B2	8/2005	Chao et al.			
D509,382 S	9/2005	Raile			
D510,530 S	10/2005	Raile			
D525,426 S	7/2006	Raile			
D525,427 S	7/2006	Raile			
D525,787 S	8/2006	Raile			
D525,788 S	8/2006	Raile			
D527,179 S	8/2006	Raile			
D527,180 S	8/2006	Raile			
7,100,777 B1	9/2006	Kao			
D530,541 S	10/2006	Raile			
D530,940 S	10/2006	Raile			
D533,579 S	12/2006	Raile			
D533,736 S	12/2006	Raile			
D534,016 S	12/2006	Raile			

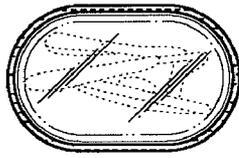
## OTHER PUBLICATIONS

U.S. Appl. No. 29/234,977, filed Jul. 26, 2005, Raile.  
 U.S. Appl. No. 29/246,911, filed May 19, 2006, Raile.  
 U.S. Appl. No. 29/246,908, filed May 19, 2006, Raile.  
 U.S. Appl. No. 29/246,909, filed May 19, 2006, Raile.  
 U.S. Appl. No. 29/248,658, filed Aug. 25, 2006, Raile.  
 U.S. Appl. No. 29/249,568, filed Oct. 12, 2006, Raile.  
 U.S. Appl. No. 29/250,249, filed Nov. 7, 2006, Raile.  
 U.S. Appl. No. 29/275,011, filed Dec. 8, 2006, Raile.  
 U.S. Appl. No. 11/627,882, filed Jan. 26, 2007, Raile.  
 U.S. Appl. No. 29/279,329, filed Apr. 26, 2007, Raile.  
 Pocket Clip & Tube Readers, Insight Eyeworks, circa Oct. 2001, 2 pages.  
 V. Mueller & Co., Chicago, Illinois, 1956, p. 747, LA-5165, LA-5170, LA-5195.  
 America Online Computer Eyewear, circa Apr. 2002, 1 page.  
 I. Line Precision Reading Eyewear, circa Apr. 2002, 1 page.  
 Insight Pocket Size Readers, circa Aug. 2002, 1 page.  
 Transparent Eyeglass Case, Insight Eyeworks, circa 2002, 1 page.

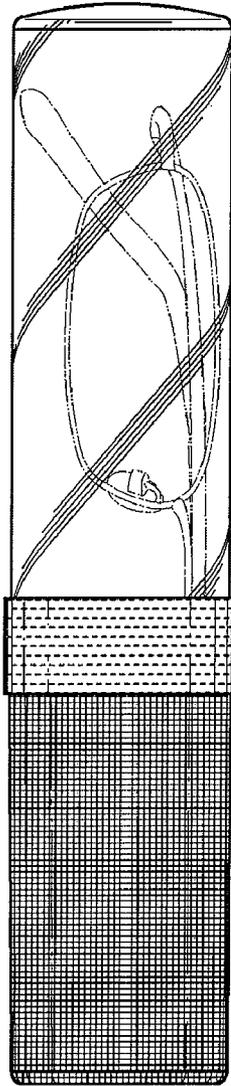
\* cited by examiner



**Fig. 1**



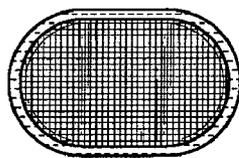
**Fig. 4**



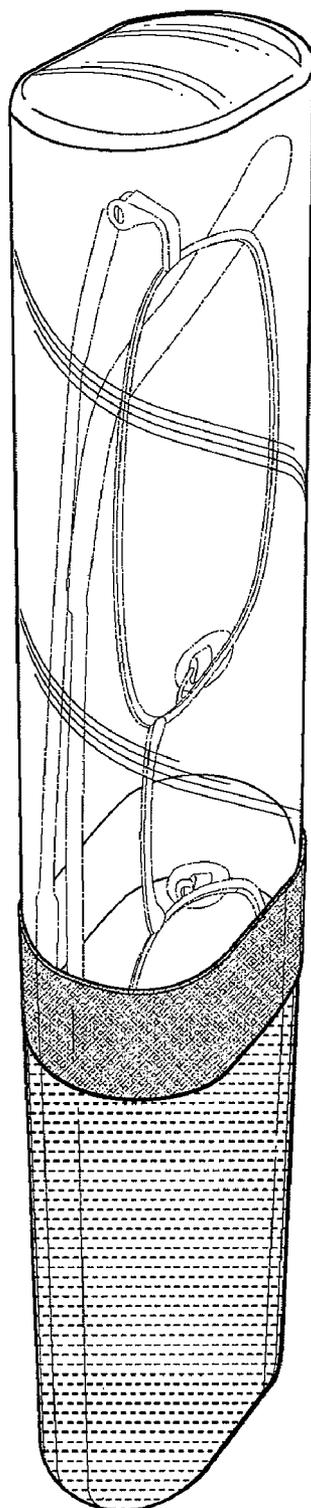
**Fig. 2**



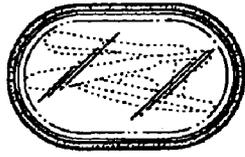
**Fig. 3**



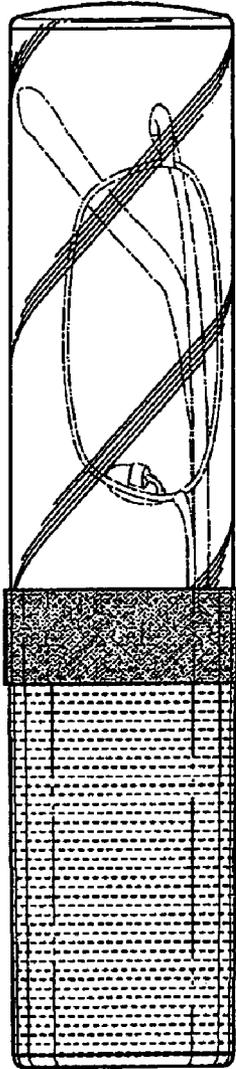
**Fig. 5**



**Fig. 6**



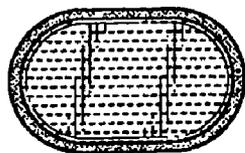
**Fig. 9**



**Fig. 7**



**Fig. 8**



**Fig. 10**