



US00D870561S

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

(10) **Patent No.:** **US D870,561 S**

(45) **Date of Patent:** **\*\* \*Dec. 24, 2019**

(54) **CONTAINER FOR FROZEN CONFECTION**

(71) Applicant: **Conopco, Inc.**, Englewood Cliffs, NJ (US)

(72) Inventors: **Daniel Alan Gladden**, Brooklyn, NY (US); **Priyanka Krishnamohan**, New York, NY (US)

(73) Assignee: **Conopco, Inc.**, Englewood Cliffs, NJ (US)

(\*) Notice: This patent is subject to a terminal disclaimer.

(\*\*) Term: **15 Years**

(21) Appl. No.: **29/611,437**

(22) Filed: **Jul. 21, 2017**

(30) **Foreign Application Priority Data**

Jan. 23, 2017 (EM) ..... 003698489-0001

(51) **LOC (12) Cl.** ..... **09-01**

(52) **U.S. Cl.**  
USPC ..... **D9/607; D9/643; D9/645; D9/428**

(58) **Field of Classification Search**

USPC ..... D3/270, 271.1–271.4; D9/600–601, 607,  
D9/643–647, 500–504, 516, 414–434,  
D9/702–712; 206/457, 459.5, 527;  
215/381–384, 400; 229/116.1  
CPC ..... B65D 5/42; B65D 5/4208; B65D 81/30;  
B65D 81/60; B65D 81/365; B65D  
81/366; B65D 81/368; B65D 2203/00;  
B65D 2203/02; B65D 67/00; B65D 5/75;  
B65D 71/16; B65D 71/20; B65D  
43/0212; A63H 81/16; B32B 15/08

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

2,859,786 A \* 11/1958 Tupper ..... B65D 43/0212  
D9/452  
D321,477 S \* 11/1991 Gunter ..... D9/503

D367,422 S \* 2/1996 Chuang ..... D9/418  
D469,688 S \* 2/2003 Kim ..... D9/428  
D560,506 S \* 1/2008 Lepoitevin ..... D9/502  
D673,458 S \* 1/2013 Schill ..... D9/607  
D687,715 S \* 8/2013 Schill ..... D9/607  
D694,112 S \* 11/2013 Brown ..... D9/428  
D805,397 S \* 12/2017 Miyasako ..... B65D 43/0212  
D9/643

**OTHER PUBLICATIONS**

Co-pending application Gladden et al.

(Continued)

*Primary Examiner* — Sandra L Morris

(74) *Attorney, Agent, or Firm* — Gerard J. McGowan, Jr.

(57) **CLAIM**

The ornamental design for a container for frozen confection, as shown and described.

**DESCRIPTION**

The patent or application file contains at least one drawing executed in color. Copies of this patent or patent application publication with color drawing(s) will be provided by the Office upon request and payment of the necessary fee.

FIG. 1 is a perspective view of a container for frozen confection in accordance with our new design;

FIG. 2 is a front elevational view thereof;

FIG. 3 is a rear elevational view thereof;

FIG. 4 is a left side elevational view thereof;

FIG. 5 is a right side elevational view thereof;

FIG. 6 is a top plan view thereof; and,

FIG. 7 is an underneath plan view of a container for frozen confection in accordance with our new design.

**1 Claim, 7 Drawing Sheets**  
**(7 of 7 Drawing Sheet(s) Filed in Color)**



(56)

**References Cited**

## OTHER PUBLICATIONS

“Ben & Jerry’s is now selling tubs of ice cream with a layer of soft chocolate on top”—Topped Caramel Cookie Dough; <https://metro.co.uk/2017/03/09> accessed from Internet on Feb. 21, 2019, dated Thursday Mar. 9, 2017.

“Ben & Jerry’s just released new flavors that are topped with a layer of chocolate”; <https://www.thisinsider.com/ben-and-jerrys-new-topped-flavors-are-available-in-the-uk-...>, accessed Feb. 21, 2019, dated Aug. 21, 2017.

Diverge, “Ben & Jerry’s Addresses Social Justice and Racial Equity” title plus logo, Gardezi, Aleena (author), dated Oct. 24, 2016, <http://divergenow.com/dialogue/2016/10/ben-jerrys-addresses-social-justice-racial-equity/>.

“Story of Perfecting a Legendary Flavor”, <https://www.benjerry.com/whats-new/2015/chocolate-fudge-brownie-greyston>, dated Jan. 1, 2016, pp. 1 to 8. Article is in color.

“Here’s What Your Favorite Ben and Jerry’s Ice Cream Says About Your Personality”, <https://www.eonline.com/news/729507/here-s-what-your-ben-and-jerry-s-ice-cream-says-about-your-personality>, dated Feb. 6, 2016, pp. 1 to 10, Article is in color.

\* cited by examiner



Fig. 1

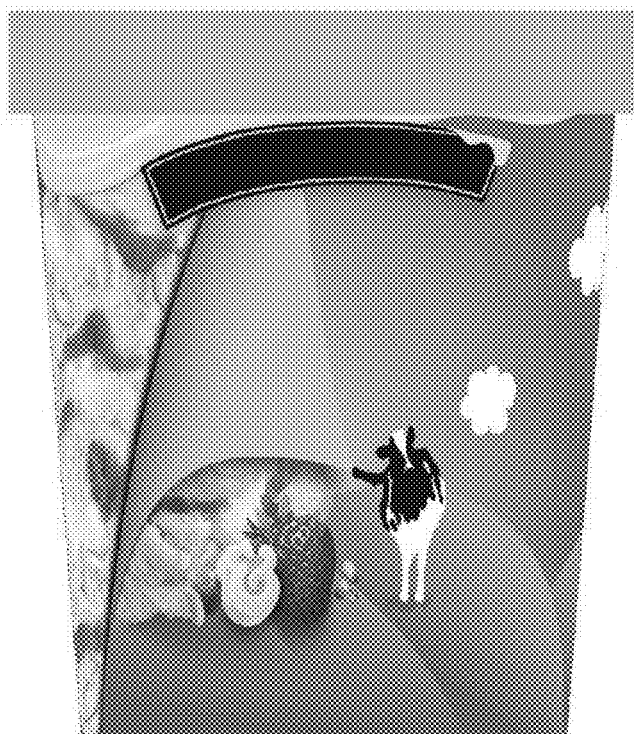


Fig. 2

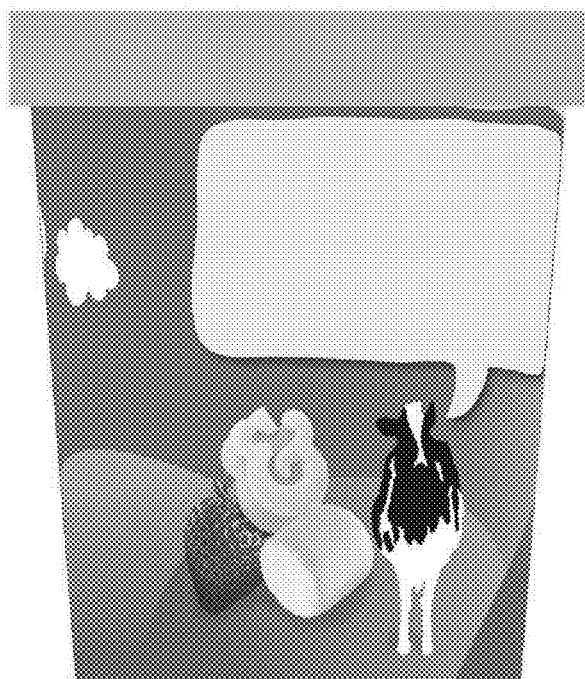


Fig. 3

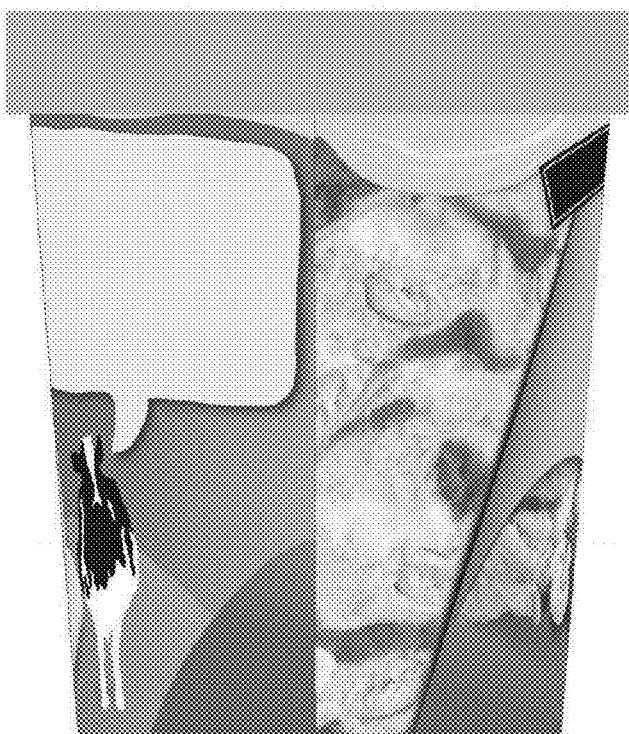


Fig. 4

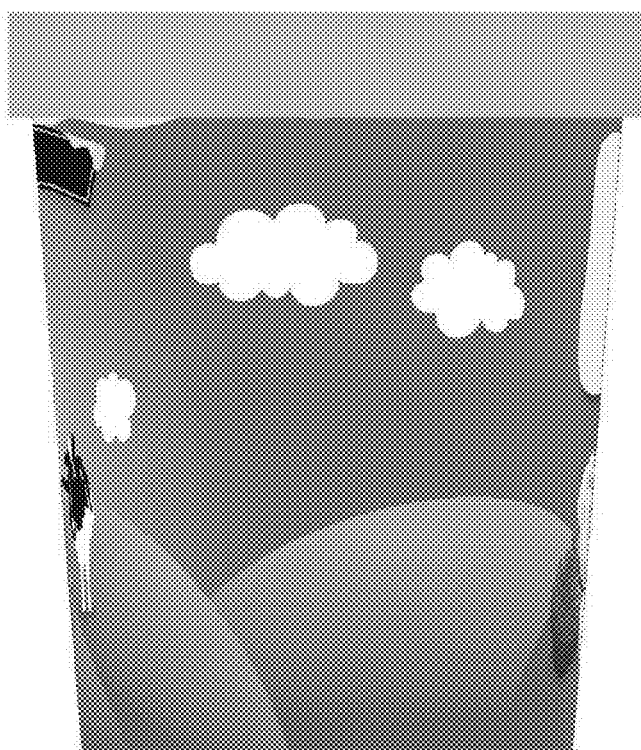


Fig. 5

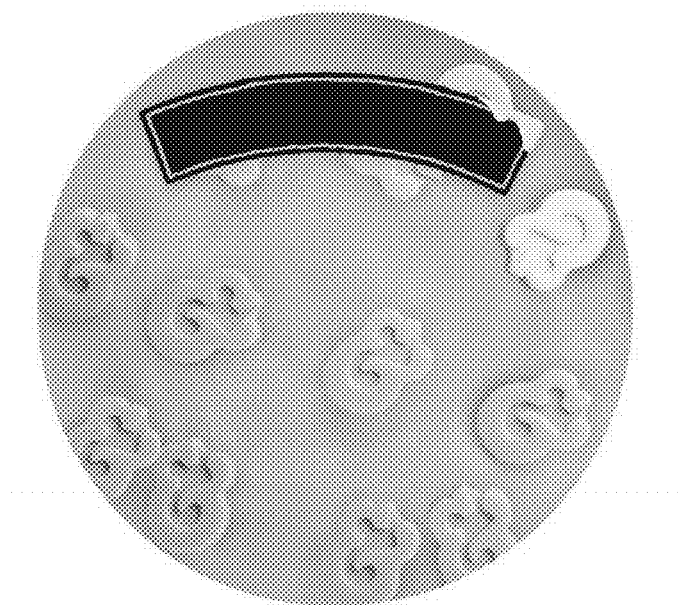


Fig. 6

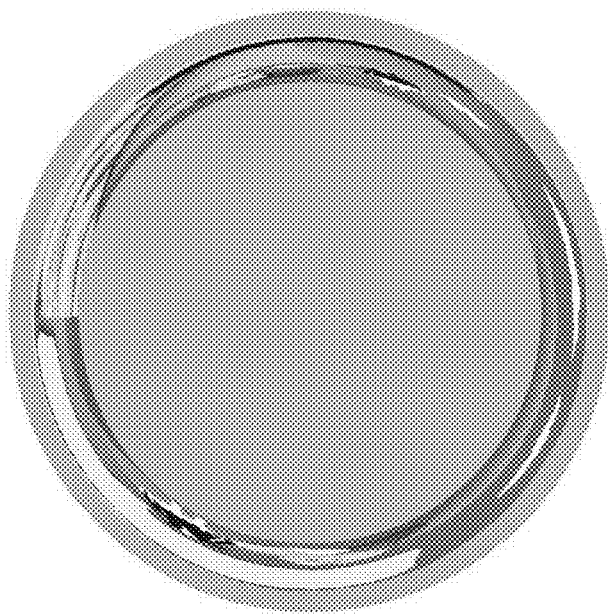


Fig. 7