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Johnson et al.

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- (54) **BEVERAGE CONTAINER**
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- (73) Assignee: **Ball Corporation**, Broomfield, CO (US)
- (**) Term: **14 Years**
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- (51) **LOC (10) Cl.** **09-01**
- (52) **U.S. Cl.**
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- (58) **Field of Classification Search**
USPC **D9/500, 502-505, 516, 549, 557-55,**
D9/575, 763-764, 772, 779-780;
D7/509-511; 215/379, 381; 220/660,
220/662, 675
See application file for complete search history.

4,878,589 A	11/1989	Webster et al.	
4,928,835 A	5/1990	Collette et al.	
D328,420 S	8/1992	Miller	
D335,455 S	5/1993	Brown	
5,251,424 A	10/1993	Zenger et al.	
D347,571 S	* 6/1994	Wacker	D9/688
D364,347 S	11/1995	Sillince et al.	
5,572,893 A	11/1996	Goda et al.	
5,605,996 A	2/1997	Chuu et al.	
5,660,290 A	8/1997	Hayes	
D383,067 S	9/1997	Gower et al.	
D384,888 S	10/1997	Diekhoff	
5,704,240 A	1/1998	Jordan	
5,713,235 A	2/1998	Diekhoff	

(Continued)

FOREIGN PATENT DOCUMENTS

AU	2003290205	3/2004
CA	2348438	3/2001

(Continued)

OTHER PUBLICATIONS

Johnson et al. U.S. Appl. No. 29/378,145, filed Oct. 29, 2010.

(Continued)

(56) **References Cited**

U.S. PATENT DOCUMENTS

D9,991 S	5/1877	Pinckney
D35,068 S	9/1901	Lorenz
1,079,403 A	11/1913	Crecelius
D58,203 S	6/1921	Anderson
2,157,896 A	5/1939	Held
2,734,650 A	2/1956	Meyer
D227,656 S	7/1973	Broadhead
D234,291 S	2/1975	Broadhead
3,995,572 A	12/1976	Saunders
D248,927 S	8/1978	Cassia
D249,330 S	9/1978	Pigeon
D258,346 S	2/1981	Winchell et al.
D260,732 S	9/1981	Walker
4,741,447 A	5/1988	John
4,777,085 A	10/1988	Murray, Jr. et al.
D301,203 S	5/1989	Jolly et al.

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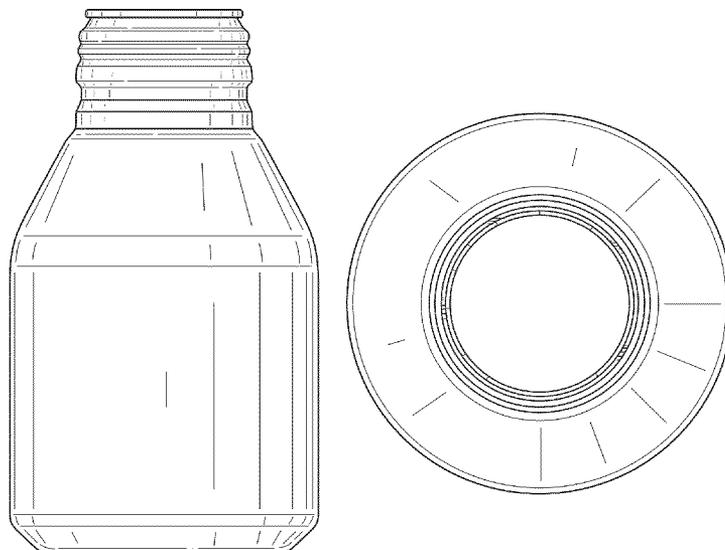
(57) **CLAIM**

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

DESCRIPTION

FIG. 1 is a front perspective view of a beverage container;
FIG. 2 is a front elevation view thereof; and,
FIG. 3 is a top plan view thereof, shown at an enlarged scale.

1 Claim, 3 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

5,718,352 A 2/1998 Diekhoff et al.
 5,755,354 A 5/1998 Lang
 5,822,843 A 10/1998 Diekhoff et al.
 D414,238 S 9/1999 Kupperman
 6,010,028 A * 1/2000 Jordan et al. 220/669
 D422,914 S * 4/2000 Lasky D9/451
 D435,648 S 12/2000 Shah et al.
 D435,649 S 12/2000 Shah et al.
 6,179,143 B1 1/2001 Grob
 D441,657 S * 5/2001 Brown, III D9/764
 6,338,415 B1 1/2002 Grob
 6,375,020 B1 4/2002 Marquez
 D461,674 S 8/2002 Dorney
 6,463,776 B1 10/2002 Enoki et al.
 D475,630 S 6/2003 Canino
 6,779,677 B2 8/2004 Chupak
 6,857,304 B2 2/2005 Enoki
 D503,343 S 3/2005 Canino
 6,907,653 B2 6/2005 Chupak
 6,945,085 B1 9/2005 Goda
 6,959,830 B1 * 11/2005 Kanou et al. 220/288
 D518,732 S 4/2006 Gedanke et al.
 D528,000 S 9/2006 Davis et al.
 D531,048 S 10/2006 Krause
 7,140,223 B2 11/2006 Chupak
 7,171,840 B2 * 2/2007 Kanou et al. 72/379.4
 D554,000 S 10/2007 Walsh
 D564,881 S 3/2008 Chupak
 D568,746 S 5/2008 Goldsmith et al.
 D569,252 S 5/2008 Borsari et al.
 D572,590 S 7/2008 Coulis et al.
 D584,623 S * 1/2009 Chupak D9/500
 D592,060 S 5/2009 Chupak
 D596,488 S 7/2009 Chupak
 D600,556 S 9/2009 Chupak
 D600,557 S 9/2009 Chupak
 D605,040 S 12/2009 Fry et al.
 7,651,651 B2 1/2010 Riffer
 D619,457 S * 7/2010 Walsh D9/500
 D619,458 S * 7/2010 Walsh D9/500
 D619,459 S * 7/2010 Walsh D9/500
 D620,360 S 7/2010 Walsh
 D622,145 S * 8/2010 Walsh D9/500
 7,798,357 B2 9/2010 Hanafusa et al.
 D631,360 S 1/2011 van Westreenen
 D638,708 S * 5/2011 Walsh D9/500
 7,946,436 B2 5/2011 Laveault et al.
 D639,164 S 6/2011 Walsh
 D639,165 S 6/2011 Dingenouts
 D644,515 S 9/2011 Tieleman et al.
 8,016,148 B2 * 9/2011 Walsh 220/288
 D646,165 S 10/2011 Chupak
 D646,166 S 10/2011 Chupak
 D653,966 S 2/2012 Kohara et al.
 D654,379 S 2/2012 Kohara et al.
 D654,380 S 2/2012 Kohara et al.
 D654,794 S 2/2012 Morais et al.
 D671,010 S 11/2012 Shefler
 D677,169 S 3/2013 Roos et al.

2003/0102278 A1 6/2003 Chupak
 2004/0035871 A1 2/2004 Chupak
 2005/0127077 A1 6/2005 Chupak
 2007/0017089 A1 1/2007 Hosoi
 2007/0051687 A1 3/2007 Olson
 2008/0047922 A1 2/2008 Olson et al.
 2009/0261101 A1 10/2009 Forrest et al.
 2010/0252524 A1 10/2010 Dubs et al.
 2010/0282706 A1 11/2010 Gilliam

FOREIGN PATENT DOCUMENTS

CA 2352747 4/2001
 CA 2495205 3/2004
 CN 1675010 9/2005
 DE 60218219 10/2007
 EP 0381322 8/1990
 EP 0949216 10/1999
 EP 1461262 9/2004
 EP 1531952 8/2006
 EP 1731239 9/2009
 EP 2119515 11/2009
 WO WO 88/08398 11/1988
 WO WO 95/10487 4/1995
 WO WO 99/38914 8/1999
 WO WO 01/15829 3/2001
 WO DM/062281 12/2002
 WO DM/063368 4/2003
 WO WO 03/047991 6/2003
 WO WO 2004/018121 3/2004
 WO WO 2004/039511 5/2004
 WO WO 2004/106426 12/2004
 WO WO 2008/103629 8/2008
 WO WO 2009/131994 10/2009

OTHER PUBLICATIONS

Johnson et al., U.S. Appl. No. 29/378,146, filed Oct. 29, 2010.
 Johnson et al., U.S. Appl. No. 29/386,520, filed Mar. 2, 2011.
 Jacober, U.S. Appl. No. 29/386,578, filed Mar. 2, 2011.
 Johnson et al. U.S. Appl. No. 29/408,689, filed Dec. 15, 2011.
 Johnson et al. U.S. Appl. No. 29/408,690, filed Dec. 15, 2011.
 Johnson et al. U.S. Appl. No. 29/408,691, filed Dec. 15, 2011.
 Jacober U.S. Appl. No. 29/411,487, filed Jan. 20, 2012.
 Jacober et al. U.S. Appl. No. 29/411,761, filed Jan. 25, 2012.
 Official Action for U.S. Appl. No. 29/408,689, mailed Mar. 23, 2012 8 pages.
 U.S. Appl. No. 29/437,075, filed Nov. 13, 2012, Hines.
 "100% Recyclable—Bottlecan by CCL Container," at www.Bottlecan.com/recycle.html, Jun. 22, 2011, 1 page.
 "Aluminum Beer Bottles," at www.bottless.org/Aluminum_Beer_Bottles_s/566.htm, Jun. 22, 2011, 2 pages.
 Wikipedia, "Aluminium bottle," at www.en.wikipedia.org/wiki/Aluminium_bottle, Jun. 22, 2011, 4 pages.
 U.S. Appl. No. 29/447,891, filed Mar. 7, 2013, Jentszsch et al.
 U.S. Appl. No. 29/453,114, filed Apr. 25, 2013, Hines.
 U.S. Appl. No. 29/454,059, filed May 6, 2013, Johnson et al.
 Notice of Allowance for U.S. Appl. No. 29/408,689, mailed Apr. 2, 2013, 8 pages.

* cited by examiner

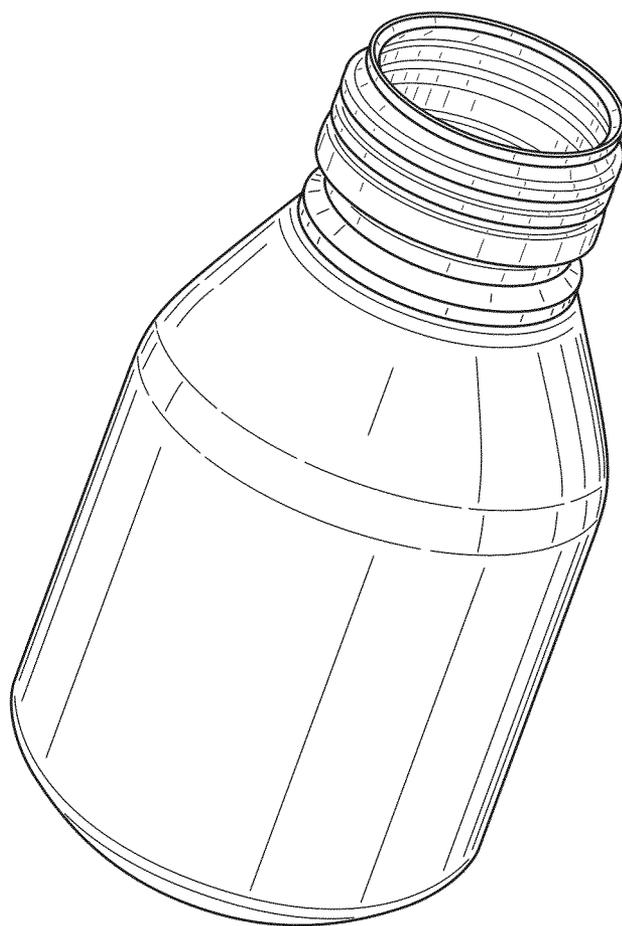


FIG.1

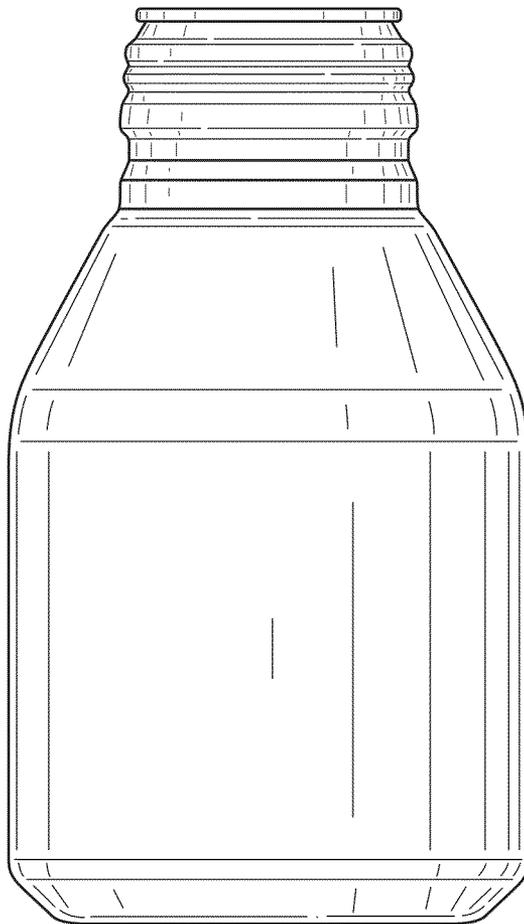


FIG.2

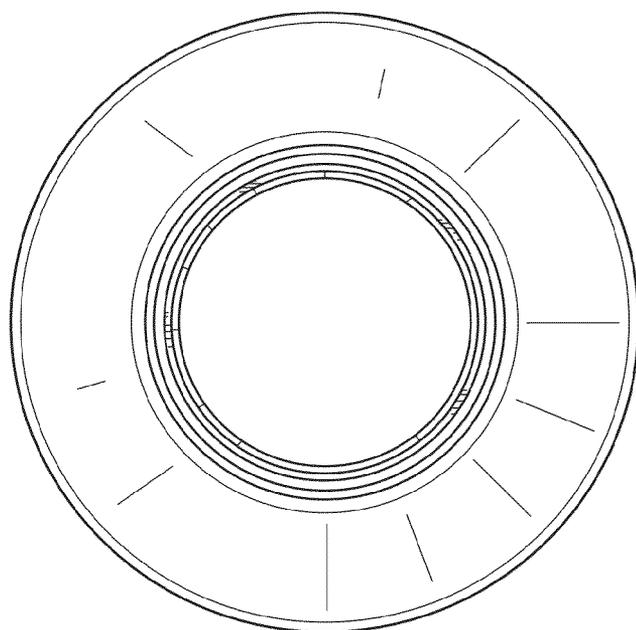


FIG.3