



US00D607727S

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

(10) **Patent No.:** **US D607,727 S**
(45) **Date of Patent:** **** Jan. 12, 2010**

(54) **CONTAINER**

(75) Inventors: **Carolyn Takata**, Laguna Niguel, CA
(US); **Thomas Murphy**, Lake Mills, WI
(US); **Todd L. Pesek**, Shawnee, KS (US)

(73) Assignee: **Silgan Containers LLC**, Woodland
Hills, CA (US)

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

(21) Appl. No.: **29/318,029**

(22) Filed: **May 12, 2008**

(51) **LOC (9) Cl.** **09-01**
(52) **U.S. Cl.** **D9/500; D9/428**
(58) **Field of Classification Search** D9/500,
D9/502, 516, 549, 556-558, 414, 424-426,
D9/428-429; D7/601-602, 629-630; 215/379,
215/381-383; 220/574, 657, 660, 669-673,
220/675

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

2,765,832 A * 10/1956 Tupper 366/341
3,381,872 A * 5/1968 Holder et al. 220/203.09
D212,525 S 10/1968 Kneapler
D224,516 S 8/1972 Amberg
D234,251 S 2/1975 Edwards
D235,184 S 5/1975 Achenbach
D288,515 S * 3/1987 Rimmer D7/584
4,804,105 A 2/1989 Zysset et al.
5,040,698 A 8/1991 Ramsey et al.
5,052,573 A 10/1991 Zysset
D345,105 S 3/1994 Ramsey
D345,716 S * 4/1994 Kwiatkowski D11/152
D352,898 S 11/1994 Vacher
D355,129 S 2/1995 Gruodis
D355,368 S 2/1995 Gruodis
D367,426 S 2/1996 Ruff
D378,572 S 3/1997 Culverwell et al.
D381,259 S 7/1997 Hayes
5,711,448 A 1/1998 Clarke, III

5,720,412 A 2/1998 Ficken
5,722,561 A 3/1998 Biondich et al.
5,749,488 A 5/1998 Bagwell et al.
D398,531 S 9/1998 DeVries
D399,129 S 10/1998 Ramsey

(Continued)

FOREIGN PATENT DOCUMENTS

WO DM/046294 10/1998

(Continued)

OTHER PUBLICATIONS

U.S. Appl. No. 29/298,989, filed Dec. 17, 2007, Diss.

(Continued)

Primary Examiner—Ian Simmons
Assistant Examiner—Dana L Sipos
(74) *Attorney, Agent, or Firm*—Foley & Lardner LLP

(57) **CLAIM**

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

DESCRIPTION

FIG. 1 is a top, perspective view of a container showing our new design;

FIG. 2 is a bottom perspective view thereof;

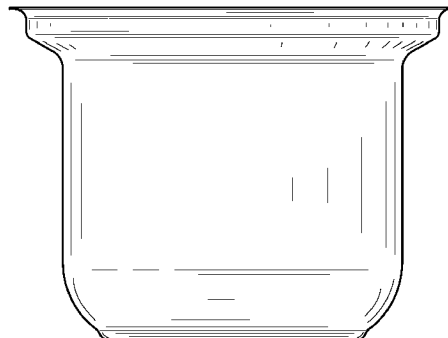
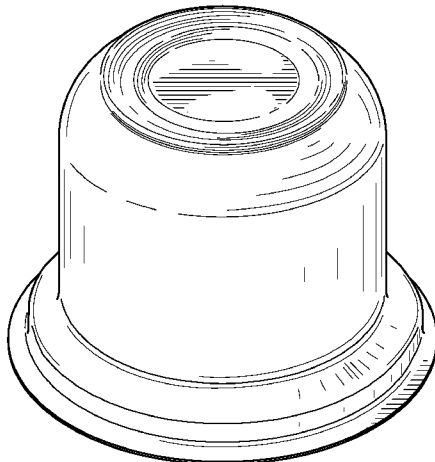
FIG. 3 is a front elevation view thereof, the left side, right side and rear elevation views being identical;

FIG. 4 is a top plan view thereof; and,

FIG. 5 is a bottom plan view thereof.

The ornamental design which is claimed is shown in solid lines in the drawings. The broken lines in the drawings are for illustrative purposes only and form no part of the claimed design.

1 Claim, 5 Drawing Sheets



US D607,727 S

Page 2

U.S. PATENT DOCUMENTS					
D399,425 S	10/1998	Ramsey	D448,303 S	9/2001	Cheng et al.
D399,428 S	10/1998	Ramsey	D448,304 S	9/2001	Cheng et al.
D399,429 S	10/1998	Ramsey	6,294,131 B1	9/2001	Jaffrey
D399,430 S	10/1998	Ramsey	D448,666 S	10/2001	Fields
D399,453 S *	10/1998	Durbin D11/152	D448,671 S	10/2001	Gans et al.
D399,454 S *	10/1998	Durbin D11/152	D448,672 S	10/2001	Cheng et al.
D399,753 S	10/1998	Ramsey	D448,675 S	10/2001	Thierjung
D401,152 S	11/1998	DeVore et al.	D448,677 S	10/2001	Krich
D403,962 S	1/1999	Ramsey	D449,539 S	10/2001	Lakatosh et al.
D403,963 S	1/1999	Ramsey	D449,993 S	11/2001	Schumann
D406,065 S	2/1999	Cheng	D450,244 S	11/2001	Rashid
D406,236 S	3/1999	Brifcani et al.	6,321,927 B2	11/2001	Cavella
D409,496 S	5/1999	Ramsey	D453,003 S	1/2002	Rashid
D411,106 S	6/1999	Conrad	6,341,709 B1	1/2002	Wilson
D412,118 S	7/1999	Rodea	6,347,717 B1	2/2002	Eberle
D412,441 S	8/1999	Cheng et al.	D454,073 S	3/2002	Crawford
D413,519 S	9/1999	Eberle et al.	D455,656 S	4/2002	Gans et al.
5,957,647 A	9/1999	Hinton	6,374,657 B1	4/2002	Kirk et al.
D414,693 S	10/1999	Cheng et al.	D456,712 S	5/2002	Krich
D416,200 S	11/1999	Pavely et al.	D457,435 S	5/2002	Rashid
5,988,416 A	11/1999	Cheng et al.	6,398,052 B1	6/2002	Cheng et al.
5,988,417 A	11/1999	Cheng et al.	6,419,874 B2	7/2002	Rashid et al.
D417,392 S	12/1999	Zhang	D464,569 S	10/2002	Moore et al.
D419,058 S	1/2000	Roth et al.	D465,158 S	11/2002	Peek et al.
D419,444 S	1/2000	Zhang	D465,418 S	11/2002	Thierjung
D419,886 S	2/2000	Gans	D466,019 S	11/2002	Thierjung et al.
D420,587 S	2/2000	Cheng et al.	D466,021 S	11/2002	Thierjung et al.
D421,393 S	3/2000	Pavely et al.	D466,024 S	11/2002	Thierjung et al.
D421,720 S	3/2000	Eberle et al.	D466,813 S	12/2002	Thierjung et al.
D421,907 S	3/2000	Benge et al.	D466,817 S	12/2002	Thierjung et al.
D423,336 S	4/2000	Gray	D469,360 S	1/2003	Moore et al.
D423,365 S	4/2000	Eberle et al.	6,575,684 B2	6/2003	Heinicke et al.
D425,424 S	5/2000	Cheng et al.	D476,889 S	7/2003	Fields
6,062,409 A	5/2000	Eberle	D476,896 S	7/2003	Cheng et al.
D426,160 S *	6/2000	Lindsay et al. D9/500	6,585,125 B1	7/2003	Peek
D426,164 S	6/2000	Gans et al.	D478,286 S	8/2003	Futral et al.
D427,057 S	6/2000	Roth et al.	D478,287 S	8/2003	Corker et al.
D427,514 S	7/2000	Roth et al.	D479,999 S	9/2003	Moore
D427,515 S	7/2000	Roth et al.	D480,650 S	10/2003	Moore et al.
D427,905 S	7/2000	Eberle	D480,956 S	10/2003	Mooney et al.
6,092,688 A	7/2000	Eberle et al.	D480,957 S	10/2003	Mooney et al.
D429,151 S	8/2000	Cheng et al.	D481,317 S	10/2003	Corker et al.
D429,164 S	8/2000	Peek et al.	D484,808 S	1/2004	Thierjung et al.
6,095,360 A	8/2000	Shmagin et al.	D485,182 S	1/2004	Gaydon
6,123,211 A	9/2000	Rashid et al.	6,685,417 B2	2/2004	Heinicke et al.
D431,465 S	10/2000	Cheng et al.	D489,983 S	5/2004	Futral et al.
D431,470 S	10/2000	Henderson	D489,984 S	5/2004	Futral et al.
D432,423 S	10/2000	Rashid	D491,288 S	6/2004	Young
D432,424 S	10/2000	Andrew	D493,370 S	7/2004	Kamineni et al.
6,131,761 A	10/2000	Cheng et al.	D494,475 S	8/2004	Thierjung et al.
D435,455 S	12/2000	Gans	6,769,561 B2	8/2004	Futral et al.
6,161,713 A	12/2000	Krich	D498,143 S	11/2004	Rashid
6,164,474 A	12/2000	Cheng et al.	6,877,607 B2	4/2005	Jenkins
6,164,480 A	12/2000	Heinicke et al.	6,889,862 B2	5/2005	Vaughan
D437,229 S	2/2001	Andrew	D507,485 S	7/2005	Fields
D437,230 S	2/2001	Andrew	D510,024 S	9/2005	Jacobson et al.
D439,517 S *	3/2001	Lindsay et al. D9/500	D511,458 S	11/2005	Dunwoody et al.
6,206,222 B1	3/2001	Cudzik	D512,631 S *	12/2005	Lhoste et al. D9/428
6,213,325 B1	4/2001	Cheng et al.	D512,917 S	12/2005	Frisch et al.
6,220,475 B1	4/2001	Nayar et al.	D517,417 S	3/2006	Livingston et al.
D441,295 S	5/2001	Krich	D522,371 S	6/2006	Livingston
6,230,912 B1	5/2001	Rashid	D523,341 S	6/2006	Livingston et al.
D445,339 S	7/2001	Bazlur	D523,347 S	6/2006	Livingston
D445,693 S	7/2001	Rashid	D525,129 S	7/2006	Hutter et al.
D445,694 S	7/2001	Gans	D525,139 S	7/2006	Livingston et al.
D446,455 S	8/2001	McGowan	D525,530 S	7/2006	Livingston et al.
D446,458 S	8/2001	Gans	7,108,469 B2	9/2006	Jenkins
D447,061 S	8/2001	Peek	7,112,771 B2	9/2006	Richardson et al.
6,280,679 B1	8/2001	Rashid et al.	D530,614 S	10/2006	Gatewood
D447,422 S	9/2001	Peek	D532,306 S	11/2006	MacLeod et al.
D448,302 S	9/2001	Cheng et al.	D532,689 S *	11/2006	Rotta D9/611
			7,134,565 B1	11/2006	Wan et al.
			D533,783 S	12/2006	Klinger et al.

US D607,727 S

Page 3

D534,079	S	12/2006	Livingston	
D534,428	S	1/2007	Reed et al.	
D538,645	S	3/2007	McDowell et al.	
D538,646	S	3/2007	McDowell et al.	
D538,660	S	3/2007	Gatewood	
7,198,168	B2	4/2007	Mizuma	
D542,130	S	5/2007	McDowell et al.	
D542,650	S	5/2007	McDowell et al.	
D545,674	S	* 7/2007	Miselli et al.	 D9/416
D546,183	S	7/2007	Clutter	
7,243,808	B2	7/2007	Livingston et al.	
D562,685	S	2/2008	Millspaw et al.	
2001/0002671	A1	6/2001	Heinicke et al.	
2001/0009107	A1	7/2001	Cheng et al.	
2001/0009244	A1	7/2001	Cheng et al.	
2002/0172578	A1	11/2002	Heinicke et al.	
2005/0082299	A1	4/2005	Jenkins	
2006/0131257	A1	6/2006	Gatewood et al.	
2006/0186082	A1	8/2006	Gatewood et al.	
2007/0012648	A1	1/2007	Gatewood	
2007/0068943	A1	3/2007	Ramsey et al.	
2007/0102425	A1	5/2007	Richardson et al.	
2007/0108196	A1	5/2007	Richardson et al.	
2007/0108197	A1	5/2007	Richardson et al.	
2007/0108198	A1	5/2007	Richardson et al.	
2007/0138181	A1	6/2007	Heinicke et al.	

FOREIGN PATENT DOCUMENTS

WO	DM/051799	3/2000
----	-----------	--------

OTHER PUBLICATIONS

U.S. Appl. No. 29/305,877, filed Mar. 28, 2008, Diss et al.
U.S. Appl. No. 29/305,883, filed Mar. 28, 2008, Diss et al.
U.S. Appl. No. 29/305,882, filed Mar. 28, 2008, Diss et al.
U.S. Appl. No. 29/305,878, filed Mar. 28, 2008, Diss et al.
U.S. Appl. No. 29/302,067, filed Jan. 9, 2008, Millspaw et al.
U.S. Appl. No. 29/304,271, filed Feb. 27, 2008, Metzger et al.
U.S. Appl. No. 29/305,881, filed Mar. 28, 2008, Diss et al.
U.S. Appl. No. 29/305,880, filed Mar. 28, 2008, Diss et al.
U.S. Appl. No. 29/305,879, filed Mar. 28, 2008, Diss et al.
U.S. Appl. No. 29/306,261, filed Apr. 4, 2008, VanScoyoc et al.
U.S. Appl. No. 29/306,263, filed Apr. 4, 2008, Ziegler et al.
U.S. Appl. No. 29/306,258, filed Apr. 4, 2008, Ziegler.
U.S. Appl. No. 29/306,257, filed Apr. 4, 2008, Ziegler et al.
U.S. Appl. No. 29/318,021, filed May 12, 2008, Takata et al.
U.S. Appl. No. 29/318,022, filed May 12, 2008, Murphy et al.
U.S. Appl. No. 29/318,023, filed May 12, 2008, Diss.
U.S. Appl. No. 29/318,024, filed May 12, 2008, Diss.
U.S. Appl. No. 29/318,025, filed May 12, 2008, Diss.
U.S. Appl. No. 29/318,026, filed May 12, 2008, Takata et al.
U.S. Appl. No. 29/318,027, filed May 12, 2008, Diss.
U.S. Appl. No. 29/318,028, filed May 12, 2008, Murphy et al.
U.S. Appl. No. 29/318,029, filed May 12, 2008, Takata et al.
U.S. Appl. No. 29/318,030, filed May 12, 2008, Murphy et al.
U.S. Appl. No. 29/318,031, filed May 12, 2008, Murphy et al.
U.S. Appl. No. 29/312,033, filed May 12, 2008, Murphy et al.
U.S. Appl. No. 29/318,036, filed May 12, 2008, Murphy et al.
U.S. Appl. No. 29/318,041, filed May 12, 2008, Takata et al.

* cited by examiner

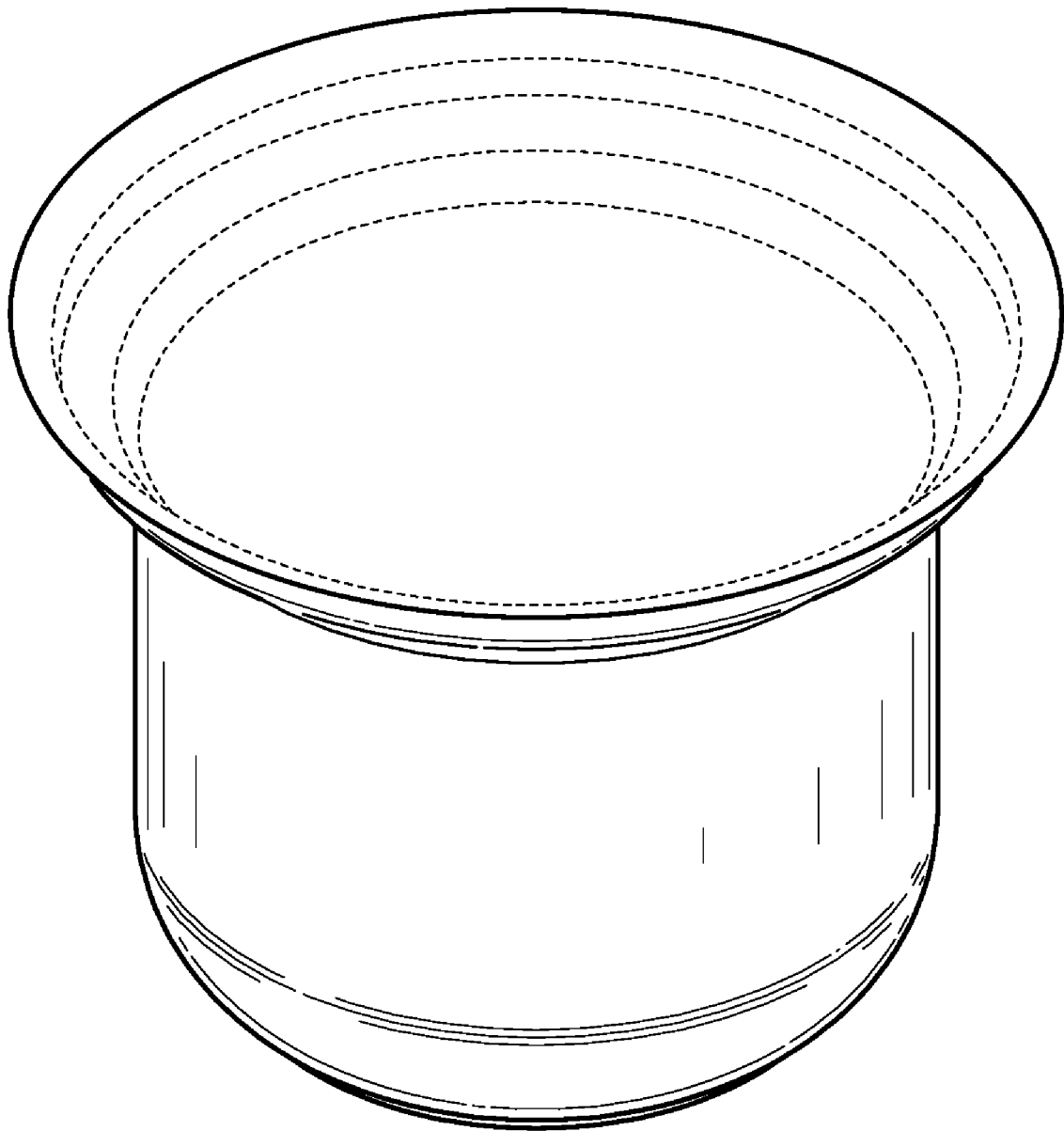


FIG. 1

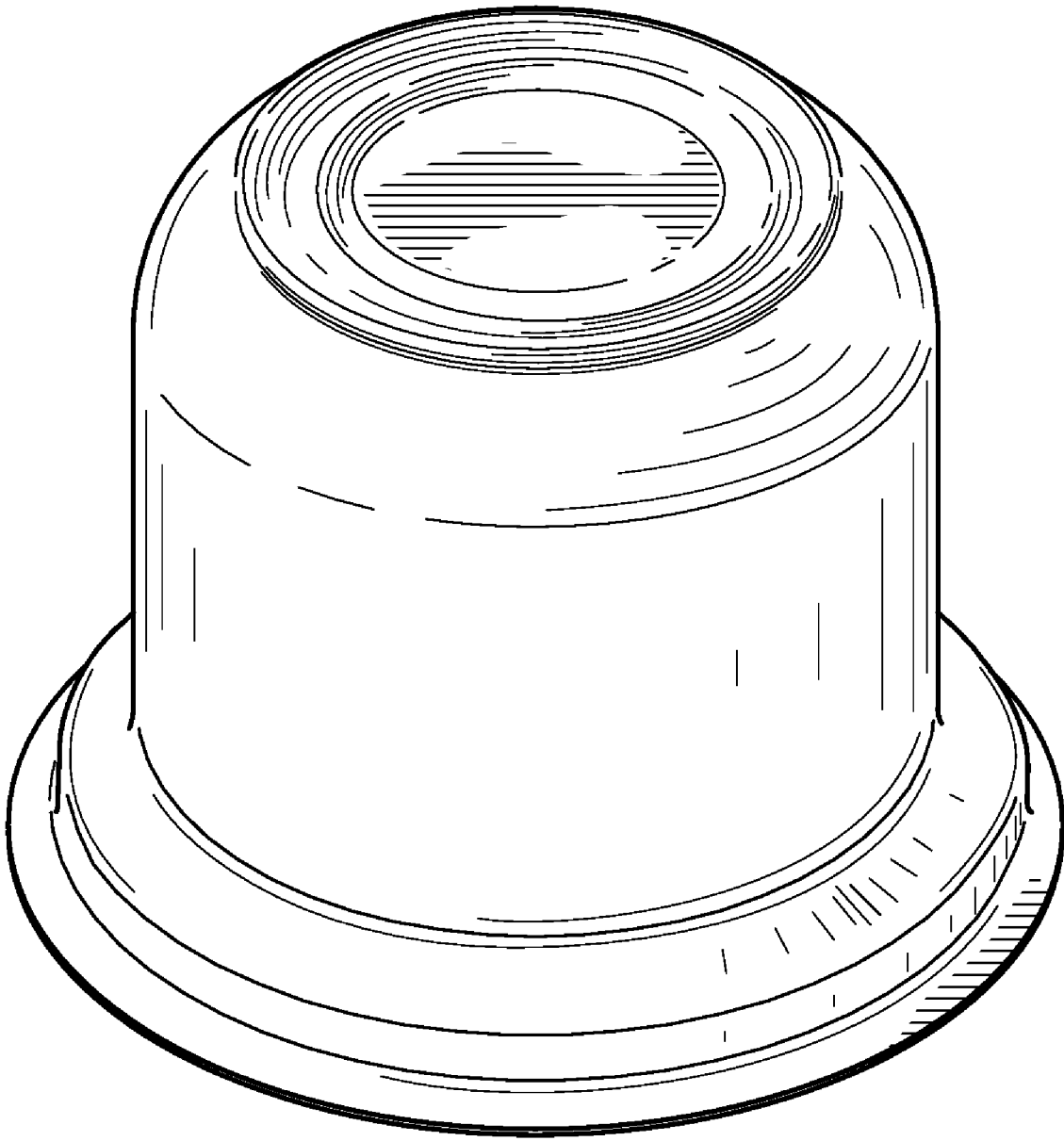


FIG. 2

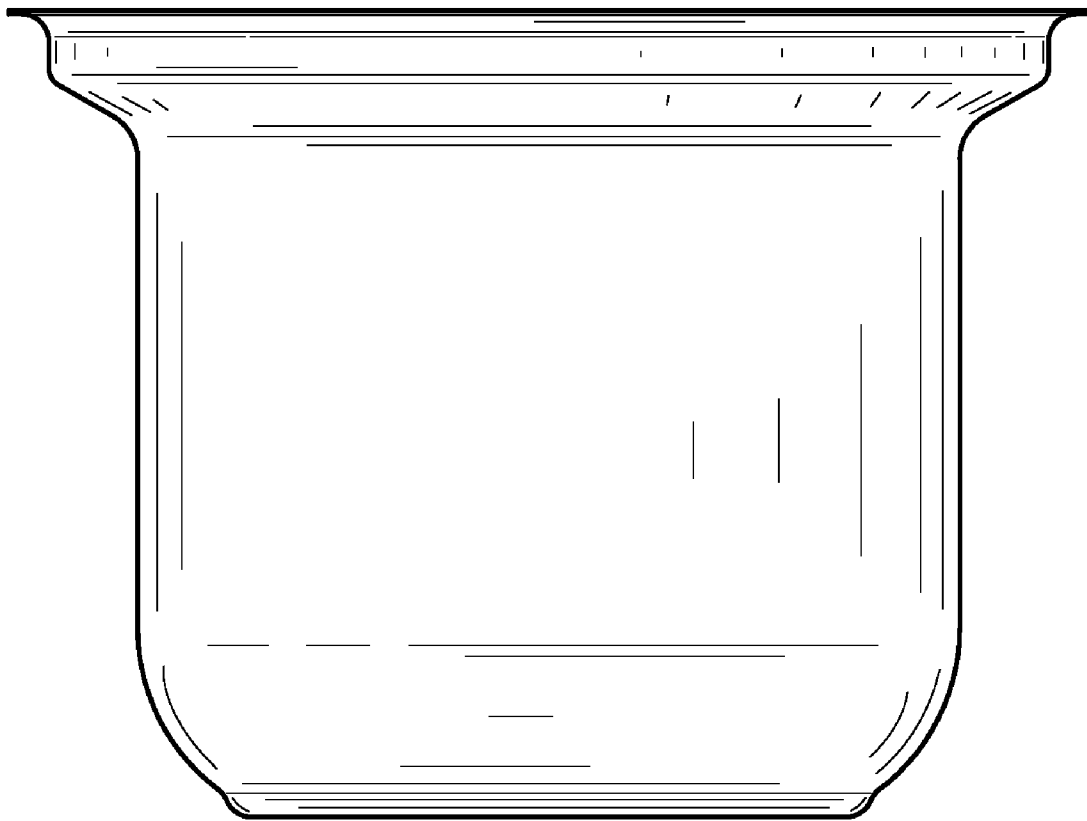


FIG. 3

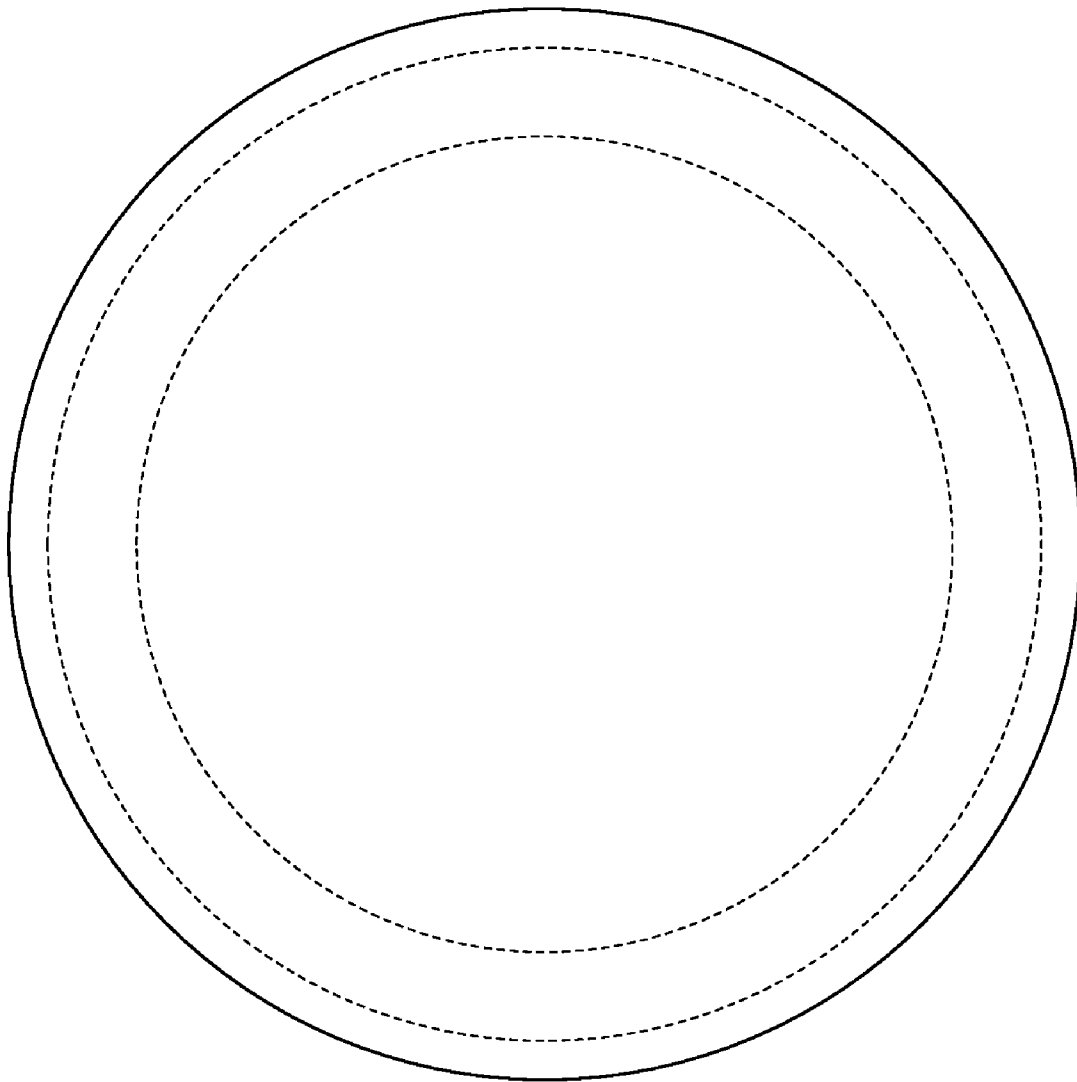


FIG. 4

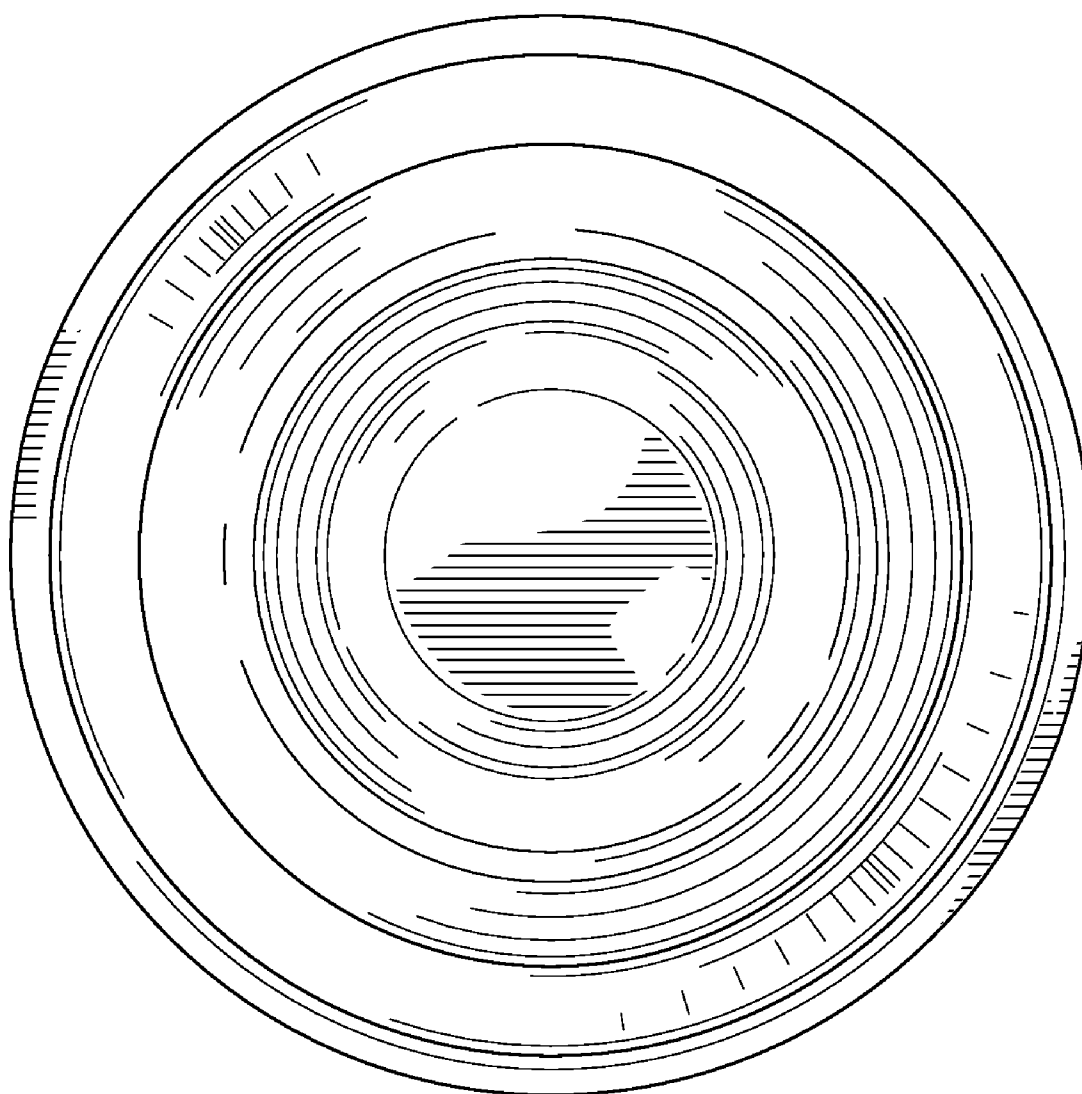


FIG. 5