



US00D699116S

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

(10) **Patent No.:** **US D699,116 S**

(45) **Date of Patent:** **** *Feb. 11, 2014**

(54) **PLASTIC CONTAINER**

3,438,578 A 4/1969 Moyer et al.
D249,121 S * 8/1978 Strand D9/556
4,316,551 A 2/1982 Belokin, Jr.

(Continued)

(71) Applicant: **Niagara Bottling, LLC**, Ontario, CA
(US)

(72) Inventor: **Rali Deharte Sanderson**, Laguna
Beach, CA (US)

FOREIGN PATENT DOCUMENTS

FR 2 846 946 5/2004
FR 2899204 10/2007

(Continued)

(73) Assignee: **Niagara Bottling, LLC**, Ontario, CA
(US)

OTHER PUBLICATIONS

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

International Search Report and Written Opinion for PCT/US2011/060587 dated Mar. 14, 2012 in 12 pages.

(Continued)

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

Primary Examiner — Ian Simmons

Assistant Examiner — Dana L Meyrow

(21) Appl. No.: **29/454,154**

(74) *Attorney, Agent, or Firm* — Knobbe, Martens, Olson & Bear, LLP

(22) Filed: **May 7, 2013**

(51) **LOC (10) Cl.** **09-01**

(52) **U.S. Cl.**
USPC **D9/516**; D9/538; D9/556; D9/558;
D9/559

(57) **CLAIM**

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

(58) **Field of Classification Search**

USPC D9/516, 520, 530, 537–541, 549–550,
D9/554, 556–559, 564, 569, 571,
D9/573–574; 215/379, 381–382; 220/660,
220/662–664, 669–673, 675

See application file for complete search history.

DESCRIPTION

FIG. 1 is a top and side perspective view of a plastic container embodying my new design.

FIG. 2 is a side view of the plastic container of FIG. 1.

FIG. 3 is a 90 degree rotated side view from the side view of FIG. 2 of the plastic container of FIG. 1.

FIG. 4 is a top view of the plastic container of FIG. 1; and,

FIG. 5 is a bottom view of the plastic container of FIG. 1.

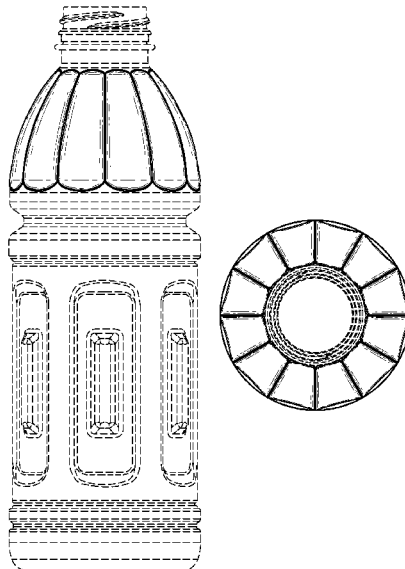
The portions of the plastic container shown in broken lines are for illustrative purposes only and form no part of the claimed design.

1 Claim, 4 Drawing Sheets

(56) **References Cited**

U.S. PATENT DOCUMENTS

D53,694 S * 8/1919 Taylor D9/556
D63,200 S * 10/1923 Root D9/556
D97,600 S * 11/1935 Fuerst D9/545
D98,396 S * 1/1936 Gray D9/545
D103,426 S * 3/1937 Fuerst D9/520
D176,487 S * 12/1955 Sherman D9/556
3,029,963 A 4/1962 Evers
D212,460 S * 10/1968 Pettengil D9/556



(56)

References Cited

U.S. PATENT DOCUMENTS

4,374,878	A	2/1983	Jakobsen et al.	6,347,717	B1	2/2002	Eberle	
D294,462	S	3/1988	Ota et al.	D454,500	S	3/2002	Bretz et al.	
4,756,439	A	7/1988	Perock	D465,158	S	11/2002	Peek et al.	
4,818,575	A	4/1989	Hirata et al.	D466,021	S	11/2002	Thierjung et al.	
4,847,129	A	7/1989	Collette et al.	D466,819	S	12/2002	Darr et al.	
4,863,046	A	9/1989	Collette et al.	6,494,333	B2	12/2002	Sasaki et al.	
4,907,709	A	3/1990	Abe et al.	D469,358	S	1/2003	Bryant et al.	
D315,869	S	4/1991	Collette	D469,359	S	1/2003	Bryant et al.	
D321,830	S	11/1991	York et al.	D469,695	S	2/2003	Bryant et al.	
5,067,622	A	11/1991	Garver et al.	D469,696	S	2/2003	Bryant et al.	
5,092,475	A	3/1992	Krishnakumar et al.	D470,773	S	2/2003	Darr et al.	
5,133,468	A	7/1992	Brunson et al.	D472,470	S	4/2003	Bretz et al.	
5,178,289	A	1/1993	Krishnakumar et al.	6,554,146	B1	4/2003	DeGroff et al.	
5,199,588	A	4/1993	Hayashi	D476,236	S	6/2003	Ungrady et al.	
5,255,889	A	10/1993	Collette et al.	6,585,125	B1	7/2003	Peek	
5,279,433	A	1/1994	Krishnakumar et al.	D479,690	S	9/2003	DeGroff	
5,281,387	A	1/1994	Collette et al.	6,616,001	B2	9/2003	Saito et al.	
D345,693	S	4/1994	Edstrom	D480,957	S	10/2003	Mooney et al.	
5,303,833	A	4/1994	Hayashi et al.	D485,765	S	1/2004	Thierjung et al.	
5,303,834	A	4/1994	Krishnakumar et al.	6,722,514	B2	4/2004	Renz	
5,337,909	A	8/1994	Vaillencourt	D489,268	S *	5/2004	Wang	D9/522
5,341,946	A	8/1994	Vaillencourt et al.	6,739,467	B2	5/2004	Saito et al.	
D352,238	S	11/1994	Vaillencourt et al.	D494,475	S	8/2004	Thierjung et al.	
D352,245	S	11/1994	Krishnakumar et al.	D497,551	S	10/2004	Gamel et al.	
5,381,910	A	1/1995	Sigiura et al.	6,830,158	B2	12/2004	Yourist	
5,407,086	A	4/1995	Ota et al.	6,841,262	B1	1/2005	Beck et al.	
D358,766	S	5/1995	Vaillencourt et al.	D502,108	S	2/2005	Gamel et al.	
5,411,699	A	5/1995	Collette et al.	D503,625	S	4/2005	Nelson et al.	
D364,565	S	11/1995	Vaillencourt et al.	D503,885	S	4/2005	Bretz et al.	
D366,416	S	1/1996	Semersky	D504,063	S	4/2005	Bretz et al.	
D366,417	S	1/1996	Semersky	D506,675	S	6/2005	Bretz et al.	
5,632,397	A	5/1997	Fandeu et al.	D506,676	S	6/2005	Bretz et al.	
5,669,520	A	9/1997	Simpson	D506,677	S	6/2005	Bretz et al.	
5,704,503	A	1/1998	Krishnakumar et al.	D507,491	S	7/2005	Bretz et al.	
D391,168	S	2/1998	Ogg	D507,609	S	7/2005	Bretz et al.	
D393,802	S	4/1998	Collette et al.	D507,749	S	7/2005	Bretz et al.	
5,762,221	A	6/1998	Tobias et al.	D508,857	S	8/2005	Bretz et al.	
D397,614	S	9/1998	Krishnakumar et al.	6,932,230	B2	8/2005	Pedmo et al.	
D402,895	S	12/1998	Takahashi et al.	D510,526	S	10/2005	Bretz et al.	
D404,308	S	1/1999	Takahashi et al.	7,025,219	B2	4/2006	Heisner et al.	
5,888,598	A	3/1999	Brewster et al.	7,032,770	B2	4/2006	Finlay et al.	
D407,649	S	4/1999	McCallister et al.	D525,530	S	7/2006	Livingston et al.	
D407,650	S	4/1999	Takahashi et al.	D527,643	S	9/2006	Gottlieb	
D411,453	S	6/1999	Piccioli et al.	7,172,087	B1	2/2007	Axe et al.	
5,908,128	A	6/1999	Krishnakumar et al.	D538,660	S	3/2007	Gateway	
D413,519	S	9/1999	Eberle et al.	7,198,164	B2	4/2007	Yourist et al.	
5,971,184	A	10/1999	Krishnakumar et al.	D548,106	S	8/2007	Martinez et al.	
5,988,417	A	11/1999	Cheng et al.	7,258,244	B2	8/2007	Ungrady	
6,016,932	A	1/2000	Gaydosh et al.	D551,081	S	9/2007	Ohara et al.	
D419,882	S	2/2000	Bretz et al.	7,267,242	B2	9/2007	Tanaka et al.	
D420,592	S	2/2000	Bretz et al.	D555,499	S	11/2007	Ross	
6,036,037	A	3/2000	Scheffer et al.	7,334,695	B2	2/2008	Bysick et al.	
D423,365	S	4/2000	Eberle	7,334,696	B2	2/2008	Tanaka et al.	
6,044,996	A	4/2000	Carew et al.	7,347,339	B2	3/2008	Bangi et al.	
6,044,997	A	4/2000	Ogg	7,364,046	B2	4/2008	Joshi et al.	
6,062,409	A	5/2000	Eberle	7,416,089	B2	8/2008	Kraft et al.	
D426,460	S	6/2000	Krishnakumar et al.	7,416,090	B2	8/2008	Mooney et al.	
D427,905	S	7/2000	Eberle	D579,339	S	10/2008	Shmagin	
6,092,688	A	7/2000	Eberle	7,451,886	B2	11/2008	Lisch et al.	
D429,647	S	8/2000	Warner et al.	D584,627	S	1/2009	Lepoitevin	
D430,493	S	9/2000	Weick	D598,779	S	8/2009	Lepoitevin	
6,112,925	A	9/2000	Nahill et al.	D610,015	S	2/2010	Yourist et al.	
D434,330	S	11/2000	Rowe et al.	7,694,842	B2	4/2010	Melrose	
D440,157	S	4/2001	Lichtman et al.	7,699,183	B2	4/2010	Matsuoka et al.	
D440,158	S	4/2001	Bretz et al.	7,748,551	B2	7/2010	Gateway et al.	
D440,877	S	4/2001	Lichtman et al.	7,748,552	B2	7/2010	Livingston et al.	
D441,294	S	5/2001	Lichtman et al.	7,757,874	B2	7/2010	Ross	
6,230,912	B1	5/2001	Rashid	D621,271	S	8/2010	Soni	
6,248,413	B1	6/2001	Barel et al.	7,780,025	B2	8/2010	Simpson, Jr. et al.	
D445,033	S	7/2001	Bretz et al.	D623,529	S	9/2010	Yourist et al.	
6,257,433	B1	7/2001	Ogg et al.	D624,427	S	9/2010	Yourist et al.	
D446,126	S	8/2001	Bretz et al.	7,798,349	B2	9/2010	Maczek et al.	
D447,411	S	9/2001	Lichtman et al.	D630,515	S	1/2011	Bretz et al.	
6,296,131	B2	10/2001	Rashid	7,861,876	B2	1/2011	Stowitts	
D452,655	S *	1/2002	Considine	7,980,404	B2	7/2011	Trude et al.	
				8,020,717	B2	9/2011	Patel	
				8,047,388	B2	11/2011	Kelley et al.	
				8,091,720	B2	1/2012	Colloud	
				8,308,007	B2	11/2012	Mast et al.	

(56)

References Cited

U.S. PATENT DOCUMENTS

8,328,033 B2 12/2012 Mast
 8,381,496 B2 2/2013 Trude et al.
 2001/0030166 A1 10/2001 Ozawa et al.
 2004/0000533 A1 1/2004 Kaminen et al.
 2005/0279728 A1 12/2005 Finlay et al.
 2006/0070977 A1 4/2006 Howell et al.
 2006/0113274 A1 6/2006 Keller et al.
 2006/0131257 A1 6/2006 Gatewood et al.
 2006/0157439 A1 7/2006 Howell
 2007/0131644 A1 6/2007 Melrose
 2008/0087628 A1 4/2008 Bangi et al.
 2009/0020497 A1 1/2009 Tanaka et al.
 2009/0065468 A1 3/2009 Hata et al.
 2009/0159556 A1 6/2009 Patcheak et al.
 2009/0166314 A1 7/2009 Matsuoka
 2009/0184127 A1 7/2009 Mooney
 2009/0261058 A1 10/2009 Pritchett, Jr.
 2009/0261059 A1 10/2009 Pritchett, Jr.
 2009/0266785 A1 10/2009 Siegl
 2009/0283495 A1 11/2009 Lane et al.
 2009/0321383 A1 12/2009 Lane
 2010/0028577 A1 2/2010 Siegl
 2010/0089865 A1 4/2010 Oguchi et al.
 2010/0155359 A1 6/2010 Simon et al.
 2010/0163513 A1 7/2010 Pedmo
 2010/0176081 A1 7/2010 Kaminen et al.
 2010/0206837 A1 8/2010 Deemer et al.
 2010/0206838 A1 8/2010 Mast et al.
 2010/0206839 A1 8/2010 Tanaka et al.
 2010/0206892 A1 8/2010 Mast
 2010/0213204 A1 8/2010 Melrose
 2010/0230378 A1 9/2010 Colloud
 2010/0270259 A1 10/2010 Russell et al.
 2010/0304168 A1 12/2010 Dornback
 2010/0304169 A1 12/2010 Dornback
 2010/0314348 A1 12/2010 Zoppas et al.
 2010/0320218 A1 12/2010 Tanaka
 2011/0017700 A1 1/2011 Patcheak et al.
 2011/0073559 A1 3/2011 Schlies et al.

2011/0115135 A1 5/2011 Siegl
 2012/0027966 A1 2/2012 Barel
 2012/0231191 A1 9/2012 Siegl
 2012/0248003 A1 10/2012 Hunter et al.

FOREIGN PATENT DOCUMENTS

JP 7 164436 6/1995
 JP 09240647 9/1997
 JP 10029614 2/1998
 JP 2004 090425 3/2004
 JP 2008 189721 8/2008
 JP 2009 045877 3/2009
 WO WO 2004/080828 9/2004
 WO WO 2006/005413 1/2006
 WO WO 2006/027092 3/2006
 WO WO 2007/033722 3/2007
 WO WO 2007/124894 11/2007
 WO WO 2011/160748 12/2011
 WO WO 2012/095285 7/2012
 WO WO 2012/156048 11/2012

OTHER PUBLICATIONS

International Search Report and Written Opinion for PCT application No. PCT/US2012/067795 mailed on Mar. 13, 2013, by Detlef Meyer. Hot Fill Product Catalog by Kronos, available in 2008, exact date unknown.

Two Pictures of Bottle Products for sale on or before Jun. 26, 2012. http://blog.goo.ne.jp/sakura707_2006/e/916b6240c17af51e6a240d5a45b38f10, in 3 pages, available on or before Jan. 22, 2011.

<http://www.suntory.co.jp/news/2010/10649.html>, in 3 pages, available on or before Jan. 18, 2010.

http://www.minami-kyushu.ccbc.co.jp/whats_new.php?id=294, in 3 pages, available on or before May 18, 2009.

<http://www.suntory.co.jp/news/2010/10789.html>, in 3 pages, available on or before Jun. 10, 2010.

http://www.cocacola.co.jp/corporate/news/news_20091217.html, in 3 pages, available on or before Dec. 17, 2009.

* cited by examiner

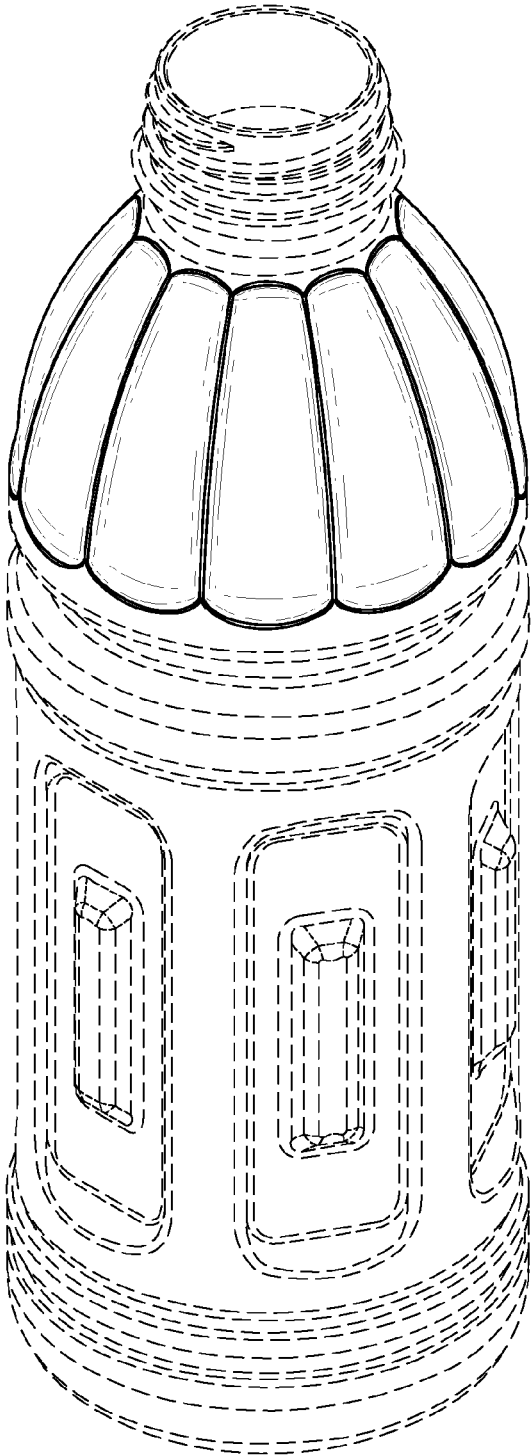


FIG. 1

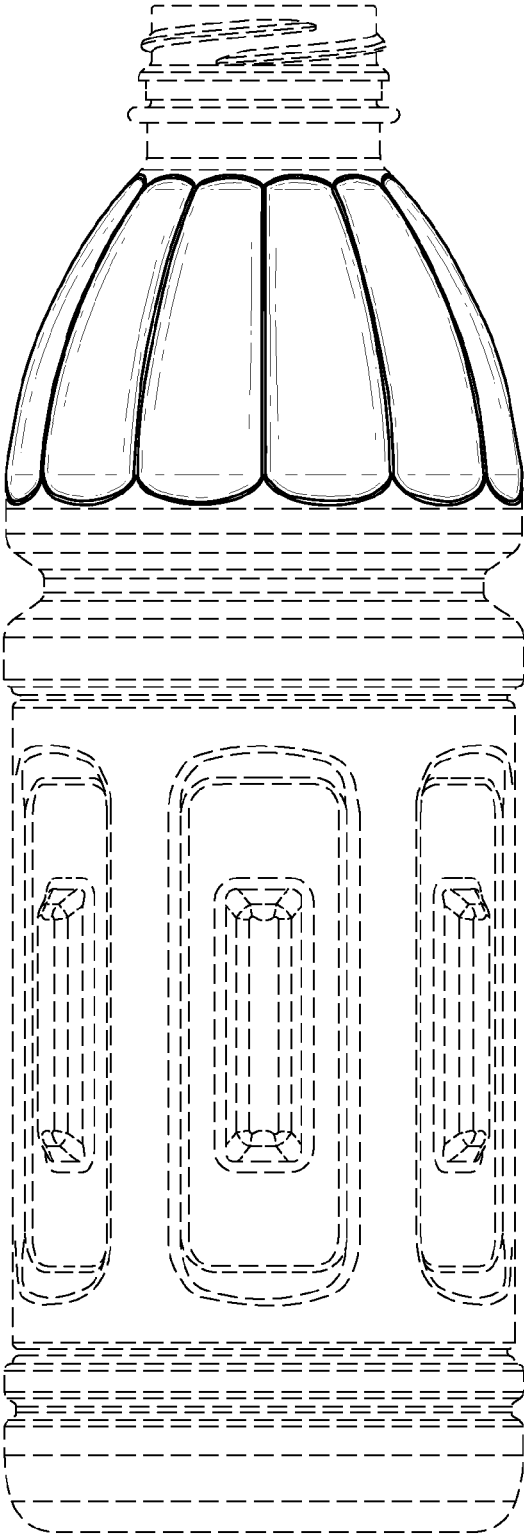


FIG. 2

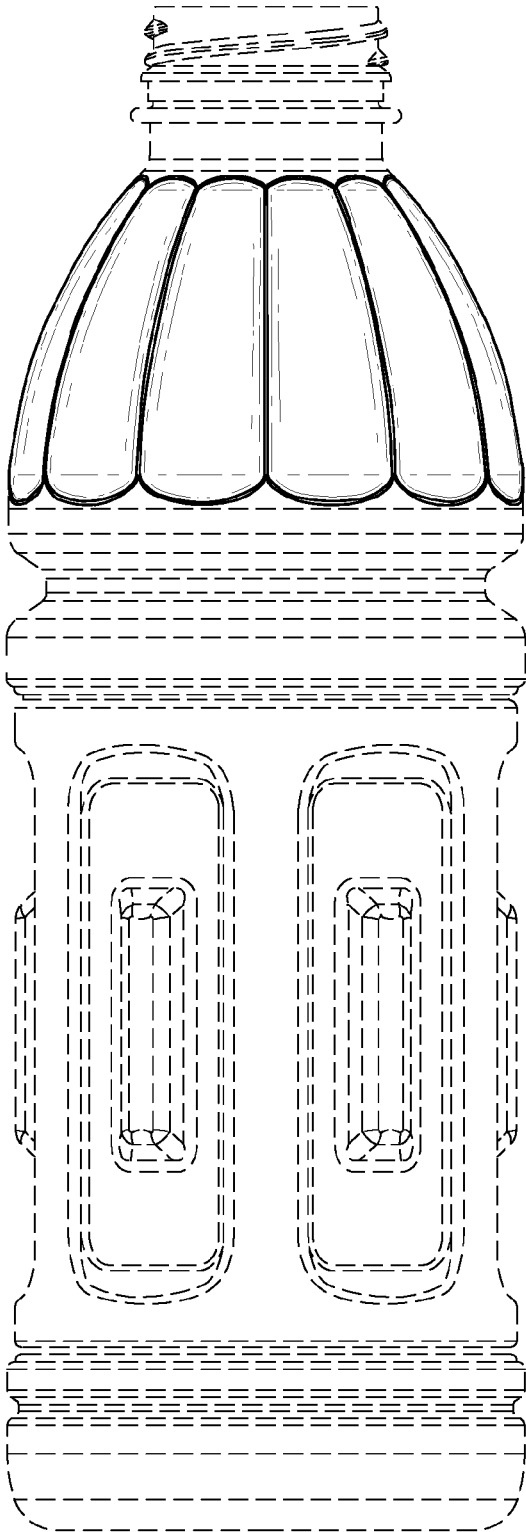


FIG. 3

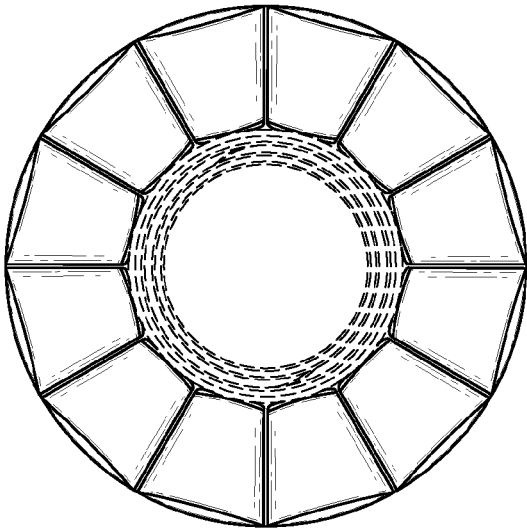


FIG. 4

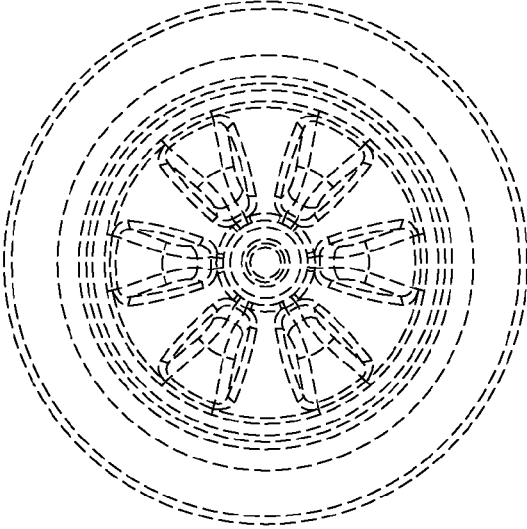


FIG. 5