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

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(54) **LIPSTICK BULLET**

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

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(51) **LOC (10) Cl.** **28-02**

(52) **U.S. Cl.**
USPC **D28/4; D28/85**

(58) **Field of Classification Search**
USPC D28/85-90, 91.1, 76, 77, 4, 5, 7, 9, 73, D28/99; D4/135; 132/317, 318, 320; 206/823, 581, 385; 401/68, 88, 98, 401/126, 127, 128, 12, 129, 130; D9/680, D9/695, 686, 688, 689, 690, 692, 693, 719, D9/503, 504, 529, 552, 565, 569, 424, D9/435; D6/514, 517, 559; D3/20, 21, 28, D3/203.1, 203.2, 203.3, 203.5, 203.8, 205, D3/206, 212, 218, 228, 229, 903, 302; D27/190, 193, 144, 110, 105, 183
CPC . A45D 33/12; A45D 34/00; A45D 2034/005; A45D 2034/002; A45D 2034/007; A45D 34/02; A45D 34/04; A45D 34/041-34/048; A45D 34/06; A45D 40/261; A45D 40/26

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

2,162,584 A 6/1939 Kole
D149,954 S 6/1948 Kruck
(Continued)

FOREIGN PATENT DOCUMENTS

CN 301643182 8/2011
CN 301970174 6/2012

(Continued)

OTHER PUBLICATIONS

NYC Lipstick review by the Sunday Girl—www.thesundaygirl.com/2012/05/nyc-lipstick-in-rose-gold-review.html on May 10, 2012.*

(Continued)

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(57) **CLAIM**

The ornamental design for a lipstick bullet, as shown and described.

DESCRIPTION

FIG. 1 is a top front, perspective view of a lipstick bullet showing our new design;

FIG. 2 is a front elevation view of the lipstick bullet shown in FIG. 1;

FIG. 3 is a rear elevation view of the lipstick bullet shown in FIG. 1;

FIG. 4 is a right side elevation view of the lipstick bullet shown in FIG. 1;

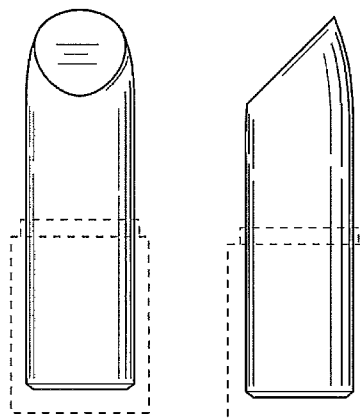
FIG. 5 is a left side elevation view of the lipstick bullet shown in FIG. 1;

FIG. 6 is a top plan view of the lipstick bullet shown in FIG. 1; and,

FIG. 7 is a bottom plan view of the lipstick bullet shown in FIG. 1.

The broken lines showing a cup-shaped support base illustrate environmental structure that forms no part of the claimed design.

1 Claim, 2 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

2,726,760 A * 12/1955 Dulberg 401/63
 D192,673 S 4/1962 Silson
 3,192,933 A 7/1965 Prince
 3,279,999 A 10/1966 Harrison et al.
 RE31,021 E * 8/1982 Idec et al. 401/194
 D278,750 S 5/1985 Pisani et al.
 4,622,985 A 11/1986 Jankewitz
 4,740,097 A * 4/1988 Kapustin 401/35
 4,778,300 A 10/1988 French et al.
 D315,426 S 3/1991 Pisani et al.
 D331,815 S 12/1992 DiSomma et al.
 D333,573 S * 3/1993 Kamen D4/135
 5,221,153 A * 6/1993 Spatz 401/98
 D343,474 S * 1/1994 Chen D28/87
 5,283,061 A * 2/1994 Kamen et al. 424/400
 5,324,125 A * 6/1994 Ackermann 401/78
 D360,057 S 7/1995 Bow
 D364,006 S * 11/1995 Kamen D28/88
 5,954,442 A * 9/1999 Monin-Bareil 401/78
 5,979,468 A 11/1999 Blake, III
 6,004,054 A * 12/1999 Wei-Pin 401/78
 D425,257 S * 5/2000 Acker et al. D28/85
 D448,121 S * 9/2001 Gebb et al. D28/88
 6,497,523 B1 12/2002 Kuroiwa et al.
 6,526,992 B2 * 3/2003 Bouix 132/318
 D472,812 S 4/2003 Lerolle
 6,561,711 B1 * 5/2003 Pierpont 401/78
 6,732,743 B1 * 5/2004 Bouix et al. 132/200
 D503,491 S 3/2005 Shen
 D519,740 S * 5/2006 Green D3/206
 D538,479 S 3/2007 Martinez
 D583,998 S 12/2008 Tani
 D626,286 S 10/2010 Karches
 D660,513 S 5/2012 Palo et al.
 D660,514 S 5/2012 Palo et al.
 D660,515 S 5/2012 Palo et al.
 D666,357 S * 8/2012 Albers D28/7
 8,313,262 B2 11/2012 Delbove
 D673,325 S 12/2012 Martines
 D679,604 S * 4/2013 Sung D9/600
 D691,889 S 10/2013 Mettler et al.
 D708,524 S 7/2014 White et al.
 D712,596 S * 9/2014 Lee et al. D28/77
 D717,496 S * 11/2014 Gautier D28/85
 2002/0054783 A1 * 5/2002 Gueret 401/202
 2002/0085983 A1 7/2002 Fleissman et al.
 2002/0127192 A1 9/2002 Murphy et al.
 2002/0182157 A1 12/2002 Grayson

2004/0120751 A1 * 6/2004 Gueret 401/75
 2004/0156667 A1 * 8/2004 Berger et al. 401/68
 2007/0251541 A1 * 11/2007 Nasu et al. 132/320
 2008/0050169 A1 2/2008 Nasu
 2009/0074500 A1 3/2009 Pires et al.
 2010/0078344 A1 * 4/2010 Martins et al. 206/385
 2011/0103873 A1 * 5/2011 Chou 401/52
 2012/0224910 A1 * 9/2012 Holloway et al. 401/128
 2013/0118516 A1 * 5/2013 Palo et al. 132/200
 2013/0223914 A1 * 8/2013 Duru 401/2

FOREIGN PATENT DOCUMENTS

EM 000493184-0001 4/2006
 EM 001568361-0001 8/2009
 EM 001613852-0001 10/2009
 EM 001827916-0001 2/2011
 JP D2000-2323 12/2000
 JP D2000-2319 2/2001
 JP D2000-2354 2/2001
 JP D2000-2333 6/2001
 JP D2000-2335 6/2001
 JP D2005-22937 4/2006
 JP D2007-29117 9/2008
 KR 30-2000-0026611 11/2001
 KR 30-2003-0029723 8/2004
 KR 30-2004-0002538 12/2004
 KR 30-2004-0040755 8/2005
 KR 30-2005-0002495 11/2005
 KR 30-2006-0019303 3/2007

OTHER PUBLICATIONS

CN Evaluation Report of Design Patent; ZL 201330469800.4; Completion Date: Jul. 17, 2014; Date of Mailing: Aug. 25, 2014. Magazine, "Soap Cosmetics Chemical Specialities"; HB06012714; F4-61; issued on Mar. 1994.
http://www.chanel.com/en_US/fragrance-beauty/Makeup-Lipstick-Rouge-COCO-88973?sku=88978; Rouge COCO—Chanel Rouge COCO Cosmetic—lipstick—Chanel Make-up; Jun. 5, 2013.
http://www.neimanmarcus.com/p/Tom-Ford-Beauty-Lip-Color-Cherry-Lush/prod142510176/?ecid=NMCIGoogleProductAds8ci_s Tom Ford Beauty Lip Color, Cherry Lush—Neiman Marcus; Jun. 4, 2013.
 From nails to makeup: A never ending obsession; Blog Post on Jan. 13, 2013. "Review: WetnWild Megalast Lipstick in Dollhouse Pink & Just Peachy." Accessed May 6, 2015.
<http://google.com>; Google image search for "lipstick shapes" restricted to results before Apr. 19, 2012. Accessed May 5, 2015.

* cited by examiner

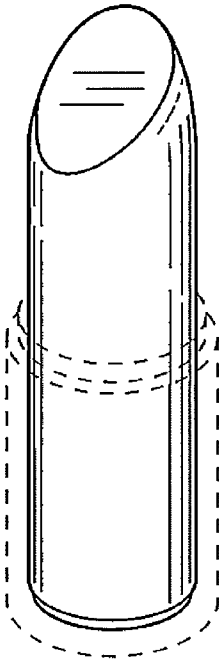


FIG. 1

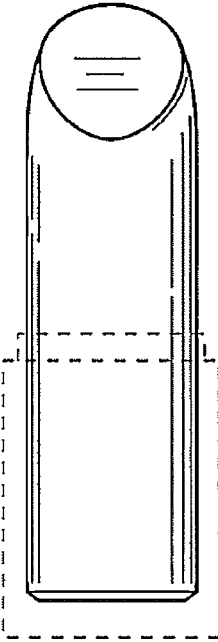


FIG. 2

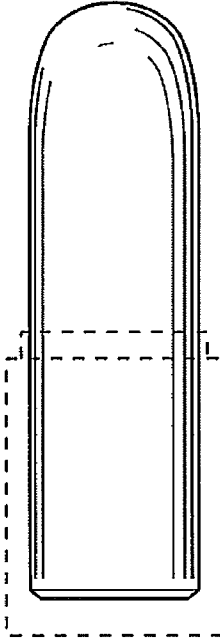


FIG. 3

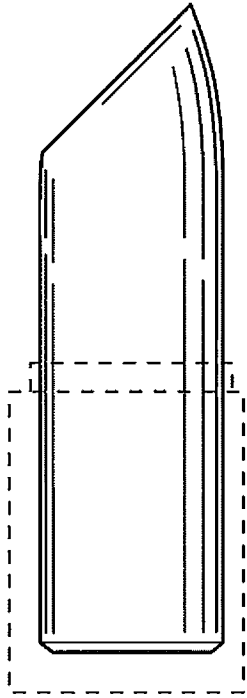


FIG. 4

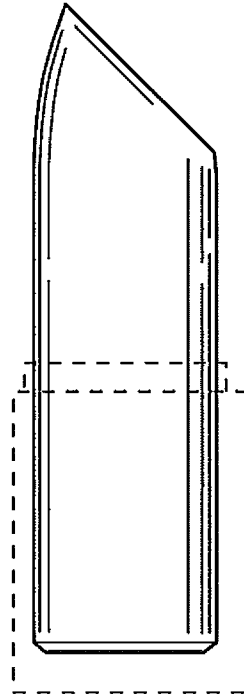


FIG. 5

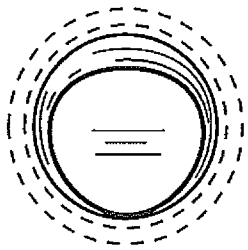


FIG. 6

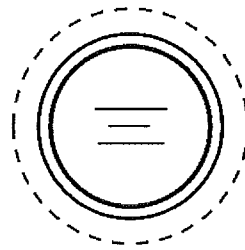


FIG. 7