

Pedro Castillo Pineda & Asociados

ABOGADOS

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO



No. 10-048152- -00002-0000

Fecha: 2010-06-17 17:54:41 Dep. 2020 DIR.NUEVASCR
Tra. 2 PATENTES Eve: 1 REGDEPOSITO
Act. 444 RESPUESTAREQUE Folios: 55

Señores

SUPERINTENDENCIA DE INDUSTRIA Y COMERCIO

División de Nuevas Creaciones

E. S. D.

Ref: EXPEDIENTE No. 10-048152

Solicitud de Patente a nombre de

KRAFT FOODS GLOBAL BRANDS LLC

Me refiero al oficio No. 07033 notificado en el asunto de la referencia y adjunto presento debidamente legalizado por apostilla, copia del documento en que consta la cesión del derecho a la patente por los inventores a la sociedad solicitante.

Igualmente presento la copia certificada de la solicitud Estadounidense No. 12/429.855 del 24 de Abril de 2.009, sobre la que se reclama prioridad. Observo que el texto en inglés concuerda en un todo con el texto en español presentado.

Como el expediente queda así formalmente completo, pido se ordene la publicación del extracto.

Atentamente,

JERONIMO CASTILLO BONILLA

C.C. 79'462.057 de Bogotá

T.P. 104.167 del C. S. de la Jud.

53



SPRINGFIELD, ILLINOIS

APOSTILLE

(Convention de La Haye du 5 Octobre 1961)

1. Country: United States of America
This public document
2. has been signed by DANA A GROCH
3. acting in the capacity of NOTARY PUBLIC, WILL COUNTY
4. bears the seal/stamp of STATE OF ILLINOIS

Certified

5. Chicago, Illinois
6. JUNE 01, 2010
7. by the Secretary of State, State of Illinois
8. No. C10MH18400
9. Seal/Stamp:
10. Signature:



Jesse White

JESSE WHITE
SECRETARY OF STATE
STATE OF ILLINOIS



STATE OF ILLINOIS)
)
COUNTY OF COOK)

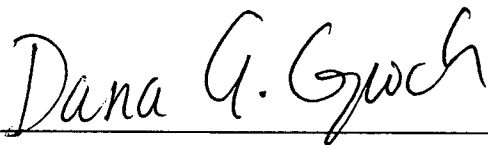
I, JAMES P. KRUEGER, attorney at law for Fitch, Even,
Tabin and Flannery, do hereby certify the attached Certified
Copy of the U.S. Assignment is a true and correct copy of the
original assignment of U.S. Patent Application No. 12/429,855
filed April 24, 2009, to Kraft Foods Global Brands LLC.

May 27, 2010



JAMES P. KRUEGER

Subscribed and sworn to before me at Chicago, Illinois, this
27th day of MAY, 2010, by DANA A. GROCH



Notary Public



A 7236142



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME;

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

April 23, 2010

**THIS IS TO CERTIFY THAT ANNEXED IS A TRUE COPY FROM THE
RECORDS OF THIS OFFICE OF A DOCUMENT RECORDED ON
MAY 27, 2009.**

By Authority of the

**Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office**

P. SWAIN

Certifying Officer



PATENT ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT						
NATURE OF CONVEYANCE:	ASSIGNMENT						
CONVEYING PARTY DATA							
<table border="1"><thead><tr><th>Name</th><th>Execution Date</th></tr></thead><tbody><tr><td>Paul Anthony Zervas</td><td>05/12/2009</td></tr><tr><td>Robert C. Jones</td><td>05/18/2009</td></tr></tbody></table>	Name	Execution Date	Paul Anthony Zervas	05/12/2009	Robert C. Jones	05/18/2009	
Name	Execution Date						
Paul Anthony Zervas	05/12/2009						
Robert C. Jones	05/18/2009						
RECEIVING PARTY DATA							
Name:	Kraft Foods Global Brands LLC						
Street Address:	Three Lakes Drive						
City:	Northfield						
State/Country:	ILLINOIS						
Postal Code:	60093						
PROPERTY NUMBERS Total: 1							
<table border="1"><thead><tr><th>Property Type</th><th>Number</th></tr></thead><tbody><tr><td>Application Number:</td><td>12429855</td></tr></tbody></table>	Property Type	Number	Application Number:	12429855			
Property Type	Number						
Application Number:	12429855						
CORRESPONDENCE DATA							
Fax Number: (312)277-2397 <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>							
Phone: 312-577-7000							
Email: jpalom@fitcheven.com							
Correspondent Name: FITCH EVEN TABIN & FLANNERY							
Address Line 1: 120 SOUTH LASALLE STREET							
Address Line 2: SUITE 1600							
Address Line 4: CHICAGO, ILLINOIS 60603-3406							
ATTORNEY DOCKET NUMBER:	1410/94665						
NAME OF SUBMITTER:	Joseph E. Shipley						
Total Attachments: 3 source=94665Assignment#page1.tif source=94665Assignment#page2.tif							

CH \$40.00 12429855

500869643

PATENT
REEL: 022738 FRAME: 0521

PATENT
REEL: 022738 FRAME: 0522

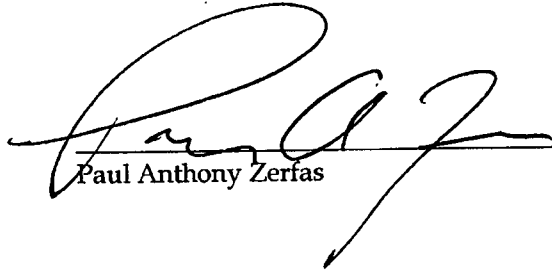
ASSIGNMENT

We, PAUL ANTHONY ZERFAS, of Verona, Wisconsin, and ROBERT C. JONES, of Aurora, Illinois, for good and valuable consideration, receipt of which is hereby acknowledged, have assigned and do hereby assign to KRAFT FOODS GLOBAL BRANDS LLC, a Delaware corporation, having its principal place of business at Three Lakes Drive, Northfield, Illinois, 60093-2753, its successors, assigns and legal representatives, the entire right, title and interest, in and to all subject matter invented by us and disclosed in the United States patent application entitled

APPARATUS AND METHOD OF PRODUCING FLEXIBLE PACKAGES HAVING AN AUTOMATIC CLOSURE FEATURE

signed by each of us contemporaneously with the execution of this assignment; and in and to all patent and all convention and treaty rights of all kinds, including the right to claim priority from said application, and all rights in and to any continuation, continuation-in-part, and divisional application therefrom, and any reissue or re-examination as to any patent issuing therefrom, in all countries throughout the world, for all such subject matter described therein, including all rights of action and rights to recover damages for past infringements. We agree to sign all documents necessary to secure all said patents and rights, and request issuance of all said patents to the above assignee in accordance with this assignment.

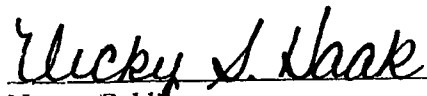
MAY 12, 2009


Paul Anthony Zervas

State of Wisconsin)
County of Dane) ss

On May 12, 2009, before me, Vicky S. Haak,
a Notary Public in and for said State, personally appeared PAUL ANTHONY ZERFAS, personally
known by me (or proved to me on the basis of satisfactory evidence) to be the person whose
name is subscribed to the within instrument and acknowledged to me that he executed the
same in his authorized capacity, and that by his signature on the instrument the person, or the
entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.


Notary Public
My Commission Expires: 3.28.10

60
8

May 18, 2009

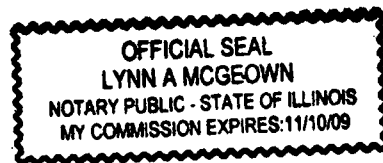
Robert C. Jones
Robert C. Jones

State of Illinois)
County of Cook) ss

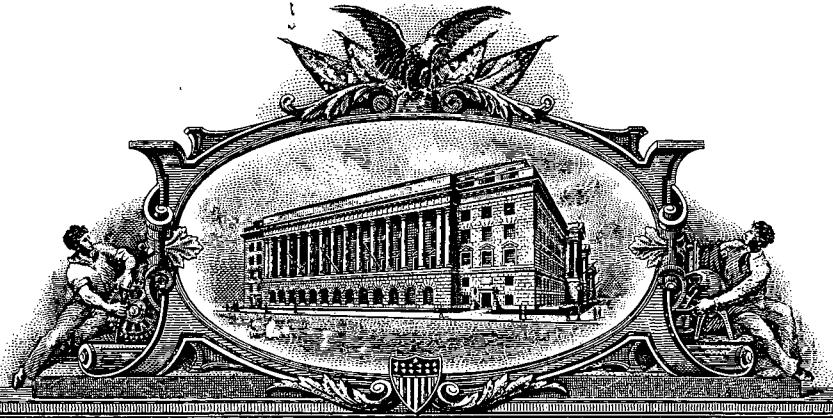
On May 18, 2009, before me, Lynn A. McGeown, a Notary Public in and for said State, personally appeared ROBERT C. JONES, personally known by me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Lynn A. McGeown
Notary Public
My Commission Expires: 11/10/09



PA 7236142



THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

April 22, 2010

THIS IS TO CERTIFY THAT ANNEXED HERETO IS A TRUE COPY FROM THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE OF THOSE PAPERS OF THE BELOW IDENTIFIED PATENT APPLICATION THAT MET THE REQUIREMENTS TO BE GRANTED A FILING DATE UNDER 35 USC 111.

APPLICATION NUMBER: 12/429,855

FILING DATE: April 24, 2009

THE COUNTRY CODE AND NUMBER OF YOUR PRIORITY APPLICATION, TO BE USED FOR FILING ABROAD UNDER THE PARIS CONVENTION, IS US12/429,855

By Authority of the
Under Secretary of Commerce for Intellectual Property
and Director of the United States Patent and Trademark Office



F. Wallace
F. WALLACE
Certifying Officer

Electronic Acknowledgement Receipt

EFS ID:	5217966
Application Number:	12429855
International Application Number:	
Confirmation Number:	1898
Title of Invention:	FLEXIBLE PACKAGE HAVING AN AUTOMATIC CLOSURE FEATURE
First Named Inventor/Applicant Name:	Paul Anthony Zerfas
Customer Number:	48940
Filer:	Jon Allen Birmingham/LaToya Ellerson
Filer Authorized By:	Jon Allen Birmingham
Attorney Docket Number:	1410-94665
Receipt Date:	24-APR-2009
Filing Date:	
Time Stamp:	17:32:34
Application Type:	Utility under 35 USC 111(a)

Payment information:

Submitted with Payment	yes
Payment Type	Deposit Account
Payment was successfully received in RAM	\$ 1350
RAM confirmation Number	4709
Deposit Account	061135
Authorized User	

The Director of the USPTO is hereby authorized to charge indicated fees and credit any overpayment as follows:

Charge any Additional Fees required under 37 C.F.R. Section 1.16 (National application filing, search, and examination fees)

Charge any Additional Fees required under 37 C.F.R. Section 1.17 (Patent application and reexamination processing fees)

Charge any Additional Fees required under 37 C.F.R. Section 1.19 (Document supply fees)					
Charge any Additional Fees required under 37 C.F.R. Section 1.20 (Post Issuance fees)					
Charge any Additional Fees required under 37 C.F.R. Section 1.21 (Miscellaneous fees and charges)					
File Listing:					
Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1	Application Data Sheet	ads.pdf	967712	no	5
			d53e809b82c2b7b255e61d8f897d8cda1d40575cb		
Warnings:					
Information:					
2		application.pdf	141361	yes	23
			aa47d8f2f76b466aec78f54dd76892aa08f9b7df		
	Multipart Description/PDF files in .zip description				
	Document Description	Start	End		
	Specification	1	18		
	Claims	19	22		
	Abstract	23	23		
Warnings:					
Information:					
3	Drawings-only black and white line drawings	drawings.pdf	192063	no	15
			e34033c9b755e16d3702cab96d765f5843bd3902		
Warnings:					
Information:					
4	Fee Worksheet (PTO-875)	fee-info.pdf	36512	no	2
			4bf95191323cf478ca3e53af4143c366592b8cd1		
Warnings:					
Information:					
Total Files Size (in bytes):			1337648		

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

APPARATUS AND METHOD OF PRODUCING FLEXIBLE
PACKAGES HAVING AN AUTOMATIC CLOSURE FEATURE

Related Applications

[0001] This application claims the benefit of U.S. Provisional application number 61/047,695, filed April 24, 2008, which is incorporated by reference in its entirety herein. This application is a continuation-in-part of U.S. Patent Application No. 12/247,903, filed October 8, 2008, and is a Continuation-in-Part of U.S. Patent Application No. 12/347,374, filed December 31, 2008, both of which claim the benefit of U.S. Provisional Application No. 61/047,695, and all of which are incorporated by reference in their entirety herein.

Technical Field

[0002] This invention relates generally to packaging, and more particularly to a disposable food packaging comprising a pouch made of a film material with an automatic closure feature.

Background

[0003] Flexible film packages are well known in the art and typically comprise disposable pouches commercially produced on high-speed form-fill-seal machines from rolls of plastic film material. The flexible film packages have cavities within which pluralities of contents, such as food products, are stored. Consumers often consume only a portion of the package's contents. A package reclosability feature allows the user to discharge a portion of the contents through the package opening and then seal the opening to reclose the flexible package.

[0004] Numerous reclosable flexible packages are well known in the art. By one approach, reclosable flexible packages have press-to-close zipper closures. Press-to-close zippers require alignment of two profiles located on opposing package walls to interlock the closure and reclose the package. This alignment may be cumbersome and/or time consuming for consumers, especially younger or older consumers who may have limited manual dexterity. In addition, if a particulate food product, like shredded cheese or bread crumbs, is

stored within the flexible package, the particulate may interfere with the alignment of the zipper profiles, which often have narrow channels or tracks.

[0005] In another approach, the reclosable flexible packages include a slider zipper closure. The slider closures on these flexible packages assist with the alignment of the two profiles located on the package walls; however, these slider closures require additional plastic material and manufacturing that come with additional costs. While the sliders allow the users to more easily align the package wall profiles, the slider closures create a slight opening between the slider and the side seal when the package is in the closed configuration. Further, the zipper slider remains on the slider tracks when the package is in the open position and the slider extends into the opening, thereby slightly reducing the size of the pouch opening.

[0006] In addition, typical recloseable flexible packages do not automatically reclose themselves. These reclosable flexible packages typically require affirmative manual action to reclose. Thus, the user must remember to close the package and accurately press-to-seal the closure or pull the zipper slider to the closed configuration between each usage. Further, if one of these reclosable flexible packages is inadvertently dropped, while open, the contents may be permitted to spill out. The consumer must remember or have sufficient time to reclose the package to avoid possible spilling or spoilage of the package contents.

Summary

[0007] The package described herein comprises a flexible pouch made of film material and a pair of semi-rigid strips attached to the walls of the flexible pouch positioned such that the semi-rigid strips align and bias toward one another. Upon removal of the top portion, the semi-rigid strips are moveable between a closed position and an open position. Further, the semi-rigid strips are configured such that they automatically reclose the package when the strips are released from the open position. The strips may extend along the entire width of the flexible pouch or may extend between the side seals of the pouch.

[0008] To commercially produce the self-closing flexible package having the semi-rigid strips, high-speed form-fill-seal equipment having a vertical or horizontal configuration may be employed. In one embodiment, cavities are formed out of film material in an in-line operation such that the strips may be added to the inside or outside surfaces of the film

material. The semi-rigid strips may be secured to the front and back panels by heat sealing or adhesive bonding.

Brief Description of the Drawings

[0009] The above needs are at least partially met through provision of the flexible pouch having an automatic closure feature described in the following detailed description, particularly when studied in conjunction with the drawings, wherein:

[0010] FIG. 1 comprises a front elevational view of a flexible package as configured in accordance with various embodiments of the invention;

[0011] FIG. 2 comprises a cross sectional view of the flexible package of FIG. 1 along line 2-2;

[0012] FIG. 3 comprises an isometric cross sectional view of the flexible package of FIG. 1 in the open configuration;

[0013] FIG. 4 comprises a cross sectional view of the flexible package of FIG. 1 in the open configuration;

[0014] FIG. 5 comprises a perspective view of the flexible package of FIG. 1 in the open configuration;

[0015] FIG. 6 comprises a front elevational view of another embodiment of a flexible package;

[0016] FIG. 7 comprises a cross sectional view of the flexible package of FIG. 6 along line 7-7;

[0017] FIG. 8 comprises a rear elevational view of another embodiment of a flexible package;

[0018] FIG. 9 comprises a cross sectional view of the flexible package of FIG. 8 along line 9-9;

[0019] FIG. 10 comprises a cross sectional view of another embodiment of a flexible package;

[0020] FIG. 11 comprises a perspective view of the flexible package of FIG. 10 in the open configuration;

[0021] FIG. 12 comprises a partial perspective view illustrating an apparatus as configured in accordance with an embodiment of the invention;

[0022] FIG. 13A comprises a partial perspective view illustrating an apparatus configured in accordance with an embodiment of the invention;

[0023] FIG. 13B comprises a partial perspective view illustrating an apparatus as configured in accordance with an embodiment of the invention;

[0024] FIG. 14 comprises a partial perspective view illustrating an apparatus as configured in accordance with an embodiment of the invention;

[0025] FIG. 15 comprises a perspective view of a of another embodiment of a flexible package;

[0026] FIG. 16 comprises a cross sectional view of the flexible package of Fig. 15;

[0027] FIG. 17 comprises a perspective view of the flexible package of Fig. 15 in the open configuration;

[0028] FIG. 18 comprises a perspective view of another embodiment of a flexible package;

[0029] FIG. 19 comprises a cross sectional view of the flexible package of FIG. 18; and

[0030] FIG. 20 comprises a partial perspective view illustrating an apparatus as configured in accordance with an embodiment of the invention.

[0031] Skilled artisans will appreciate that elements in the figures are illustrated for simplicity and clarity and have not necessarily been drawn to scale. For example, the dimensions and/or relative positioning of some of the elements in the figures may be exaggerated relative to other elements to help to improve understanding of various embodiments of the present invention. Also, common but well-understood elements that are useful or necessary in a commercially feasible embodiment are often not depicted in order to facilitate a less obstructed view of these various embodiments of the present invention. It will further be appreciated that certain actions and/or steps may be described or depicted in a particular order of occurrence while those skilled in the art will understand that such specificity with respect to sequence is not actually required. It will also be understood that the terms and expressions used herein have the ordinary technical meaning as is accorded to such

terms and expressions by persons skilled in the technical field as set forth above except where different specific meanings have otherwise been set forth herein.

Detailed Description

[0032] Generally speaking, pursuant to these various embodiments, a flexible package or pouch with an automatic closure feature is illustrated in Figs. 1-11. The flexible pouch 10, as shown in Figs. 1-5, may be used for packaging food products 12, such as particulate food products including shredded cheese, cereal, and trail mix, to note but a few. The flexible pouch 10 has a pair of curved semi-rigid strips 14, 16 that run parallel to the pouch opening. The curved, semi-rigid strips 14, 16 are configured and arranged to nest together and bias toward one another. The first and second semi-rigid strips 14, 16 are secured to the opposed front and back panels 18, 20 of the flexible pouch 10 and the biasing of the strips 14, 16 biases the panels 18, 20 to the closed configuration. The flexible pouch 10 may be comprised of a flexible film material that is formed using high-speed form-fill-seal equipment. The flexible pouch may have a variety of seals, folds, and other features as determined by a variety of considerations, such as the products stored in the pouch and the method of manufacturing the pouch, to note but a few.

[0033] In one illustrative embodiment, as depicted in Fig. 1, the flexible pouch 10 includes front and back panels 18, 20 that have a side seals 22, a top seal 24, and a bottom fold 26. To facilitate access to the product, the flexible pouch 10 includes a removable top portion 28. A distance below the removable top portion 28, the front and back panels 18, 20 have curved semi-rigid strips 14, 16 located thereon. Upon removal of the top portion, the curved semi-rigid strips 14, 16 are movable between an open position permitting dispensing of the food product and a closed position that limits or prevents egress of the food product.

[0034] As shown in Fig. 1, the side seals 22 extend along the outside edges of the panels 18, 20 to create the pouch 10. The side seals 22, top seal 24 and similar seals discussed herein may be conventional heat-seals. Such conventional heat seals may be created by reciprocating heat sealing bars or other suitable sealing apparatus and are well known to those skilled in the art.

[0035] In addition, the flexible pouch 10 includes an area of weakness 30 that assist the user with separating the removable top portion 28 from the flexible pouch 10. The area of weakness 30 may be a mechanical or laser score line. This line may be linear or non-linear.

70
18

If the area of weakness is non-linear, the flange at the top of the package (discussed below) may not extend entirely across the package width. In addition to a laser score line, the area of weakness 30 may include perforations. The score line or perforations may be extended along the entire width of the flexible pouch 10. Instead, or in addition to a score line, the area of weakness 30 may include a tear initiation feature 32 along only a portion of the pouch, such as, for example, a small V-notch or slit on one edge of the package. For example, as shown in Fig. 1, the area of weakness 30 may include a tear initiation feature 32 aligned with a score line.

[0036] Where the flexible pouch 10 is used for food products 12, a hermetic seal 34 is desirable to ensure product freshness. The hermetic seal 34 may have a peelably openable characteristic. In the illustrative embodiment of Fig. 1, the peelable hermetic seal 34 is positioned below the curved semi-rigid strips 14, 16. In another embodiment, the hermetic seal 34 may be created by the top seal 24 if the area of weakness 30 takes the form of a score line as opposed to perforations, which would interfere with the hermetic seal 34 created by the top seal 24. In addition, the flexible pouch 10 may have a tamper evidence feature.

[0037] Below the area of weakness 30, the front and back panels 18, 20 each have a curved semi-rigid strip 14, 16 secured thereon. The curved semi-rigid strips 14, 16 have a slight arc and are positioned on the panels 18, 20 such that the curved strips nest tightly together. More particularly, the curvature of the first curved semi-rigid strip 14 aligns in the same direction as the curvature of the second curved semi-rigid strip 16 as illustrated in Fig. 2. The radius of curvature of the curved semi-rigid strips 14, 16 may be larger or smaller than that illustrated in Fig. 2.

[0038] The curved semi-rigid strips 14, 16 may have a variety of dimensions. For example, the strips 14, 16 may have a radius of curvature from 0.125 to 6.0 inches, a thickness of 0.007 to 0.050 inches, a height of 0.125 to 2.5 inches, and a length of 0.75 to 20 inches. In one illustrative embodiment, the curved semi-rigid strips 14, 16 are about 1.25 inches in height, 5.75 inches in length, with a radius of curvature of 1.25 inches, and a thickness of about 0.015 inches. Depending on the dimensions and features of the flexible pouch 10, the curved semi-rigid strips 14, 16 may extend the entire width of the package, as shown in Fig. 1, or may extend in between the side seals 22 such that the strips 14, 16 terminate at the inside margin of the side seal 22. Other embodiments are contemplated, such

as, for example, an embodiment having curved semi-rigid strips 14, 16 that terminate in the middle of the side seals 22.

[0039] As suggested, the curved semi-rigid strips 14, 16 bias toward one another to automatically close the flexible pouch 10 upon release from the open position. The curved semi-rigid strips 14, 16 are in their stable resting configuration when they are extended to their full length. When the curved semi-rigid strips 14, 16 are separated and moved to a fully open position, as shown in Figs. 3 and 4, lengthwise tension is induced in the strips 14, 16 such that when the strips are released from that position, they automatically move to the fully extended position which brings the strips 14, 16 together tightly and closes the flexible pouch 10. Further, in addition to the curved semi-rigid strips 14, 16 imparting an automatic closure feature to the flexible pouch 10, the strips 14, 16 create an audible snap when the flexible package recloses. The audible snap assures the consumer that the package is securely closed and the unused portion of the contents will remain fresh.

[0040] As shown in Fig. 1, the curved semi-rigid strips 14, 16 are positioned parallel to the opening created at the top of the pouch 10 upon the removal of the top portion 28. In addition, the curved semi-rigid strips 14, 16 are positioned a distance from the area of weakness 30. In one embodiment, the strips 14, 16 are positioned about 0.75 inches from the top film edge. This distance may vary and a desired distance may be between 0.125 and 2.0 inches.

[0041] The curved semi-rigid strips 14, 16 may be comprised of a variety of materials including a relatively heat resistant polymer such as polyethylene terephthalate (PET), high impact polystyrene (HIPS), polypropylene (PP), high density polyethylene (HDPE), another of a variety of relatively stiff polymers, or a thin strip of resilient metal such as a thin strip of steel. The curved semi-rigid strips 14, 16 may be secured to the panels 18, 20 in a variety of manners such as, for example, by heat sealing or adhesive bonding. Further, the strips 14, 16 may be attached to the inside or outside surfaces of the panels 18, 20. By one approach, the first and second curved semi rigid strips 14, 16 have an external heat seal layer compatible with a sealant on the respective front and back panels 18, 20.

[0042] The semi-rigid spring-loaded strips 14, 16 may be produced in a variety of manners such as by stamping, injection molding, thermoforming, extrusion, or by a combination of two or more of these processes. For example, the strips may be stretched and rapidly quenched after profile extrusion. In addition, the curved semi-rigid strips 14, 16 may

be produced either as separate elements, pairs, or as a continuous ribbon of strip material wound onto a reel. In one embodiment, the curved semi-rigid strips 14, 16 may be brought to the line in pre-cut strips. In another manufacturing process, the curved semi-rigid strips 14, 16 may be formed in-line. For example, in one embodiment, the material from which the curved semi-rigid strips 14, 16 is formed is wound on a reel in a flat form such that the curvature of the semi-rigid strips 14, 16 is imparted by a forming process such as a thermoforming tool when the material is unwound from the reel.

[0043] Turning now to Figs. 3 and 5, the flexible pouch 10 is illustrated in the open configuration. Above the curved semi-rigid strips 14, 16 and below the area of weakness 30, a portion of film material extends, which comprises the panel flanges 36, 38. Thus, when the removable portion 28 has been separated from the flexible pouch 10, the panel flanges 36, 38 extend above the curved semi-rigid strips 14, 16 and may be grasped by the user. In one illustrative embodiment, the strips 14, 16 are positioned between 0.5 and 1.0 inches from the top edge of the film material. Thus, in one illustrative embodiment, the panel flanges 36, 38 may be between 0.25 and 0.8 inches in height. Such panel flanges 36, 38 provide loose film for easy grasping, which assists with the opening of the pouch 10.

[0044] To open the flexible pouch 10, the user may manually grasp and pull the front and back panel flanges 36, 38 apart from one another. Pulling the panel flanges 36, 38 with a mild force causes the package to move to a fully open configuration. Once opened, the flexible pouch 10 may be held in the fully open configuration by applying longitudinal compression to the sides of the flexible pouch 10 where the curved semi-rigid strips 14, 16 terminate. Continuous application of such longitudinal compression retains the flexible pouch 10 in the fully open configuration, as shown in Figs. 3 -5. The fully open configuration allows significant access to the food products stored within the flexible pouch 10. In one embodiment the flexible package is sized to allow one-hand manual application of the longitudinal compression.

[0045] Upon release of the longitudinal compression, the spring-tension of the curved semi-rigid strips 14, 16 causes them to snap back to the closed position thereby automatically closing pouch 10. As mentioned, the closing action may be rapid and accompanied by an audible snap sound. After returning to the closed position, the matching curvature of the curved semi-rigid strips 14, 16 is forced tightly together creating a secure closure at the top of the flexible pouch 10.

[0046] Turning now to Figs. 6 and 7, there is illustrate another embodiment of a flexible pouch. In this and subsequent embodiments, similar flexible pouches are illustrated having slightly different features. For convenience, features of the various embodiments that correspond to features already discussed with respect to previously discussed embodiments are identified using the same reference numeral in combination with a prefix (such as '1') to distinguish the different embodiment. For example, flexible pouch 110 corresponds to previously described flexible pouch 10.

[0047] As shown in Fig. 6, flexible pouch 110 includes side seals 122, a top seal 124 and a bottom seal 142. This embodiment may be produced out of two rolls of film material that are heat sealed together. In this example, the curved semi-rigid strips 114, 116 extend to the outside edges of the side seals 122. As shown in Fig. 7, the flexible pouch 100 comprises a front panel 120 that is generally vertical and a back panel 118 within which a bulge is created to accommodate a plurality of food product 112.

[0048] Turning now to Figs. 8 and 9, there is illustrated another embodiment of a flexible pouch 210. The flexible pouch 210 includes a bottom seal 242, side folds 244, and a lap or fin seal 246 along the back of the flexible pouch 210. The fin seal 246, like side seals 22, may be conventional heat seals. As shown in the illustrative embodiment of Fig. 9, the curved semi-rigid strips 214, 216 are secured to the outside surfaces of the front and back panels 218, 220.

[0049] In yet another illustrative embodiment, depicted in Figs. 10 and 11, a flexible pouch 310 is illustrated. The flexible pouch 310 is similar to the flexible pouch 10 described above except that flexible pouch 310 has only one curved semi-rigid strip 314 secured to one of either the front or back panels 318, 320. Such an embodiment functions similarly to the previously discussed embodiments, except that the closure may not be as air-tight as the previous embodiments but the flexible pouch 310 uses less strip material and thus has a cost savings.

[0050] As mentioned above, the method of manufacturing the flexible pouches may affect the particular seals, folds, and various other features of particular flexible pouches. A variety of manufacturing methods are available to commercially produce the flexible pouches and a few examples will be discussed herein and illustrated in Figs. 12-14. The flexible pouches may be made in a high-speed form-fill-seal (FFS) operation that produces up to 800 packages per minute. The FFS operation may be on a vertical FFS machines as illustrated in

Fig. 12 or also may be on a horizontal FFS machine as illustrated in Figs. 13A and 13B or on a horizontal thermoform-fill-seal (HTFFS) machine as shown in Fig. 14. The curved semi-rigid strips may also be secured to the pouches in a variety of manners, such as by heat sealing or adhesive bonding via an add-on equipment module designed to work in harmony with the pouch-making machines of the FFS operation.

[0051] In one illustrative embodiment shown in Fig. 12, the flexible pouches are made in a vertical FFS or bagging line. A series of flexible pouches is formed from a roll of film 48, such that the front and back panels of the film material define a cavity. By one approach, a web of the rolled film material is fed over a folding shoulder 50 such as a forming collar and mandrel to provide it with a tubular shape. Opposite longitudinal edges of the film are brought together around the fill tube 49. The longitudinal edges are sealed, such as by a seal tool 52 to form a fin seal, or overlapped to form a lap seal. In one illustrative embodiment, the curved semi-rigid strips are wound on reels 54. The strips are brought into alignment with a reciprocating seal tool 56 for attachment to the walls of the flexible pouch. A bottom seal for the pouch is also formed by the reciprocating sealing tool 56, which may include a pair of reciprocating sealing bars. The reciprocating sealing bars are heat sealing bars maintained at a desired temperature to apply heat and pressure to the front and rear walls. Further, the heat seal bars are brought together on opposite sides of the tubular web so that heat is conductively transferred to the film from both sides while pressure is applied. The sealing bars may be used in an intermittent or continuous operation. In an intermittent operation, the film is stopped while the sealing bars engage the film. In a continuous operation, the sealing bars may move vertically at the machine speed as they engage the film. During operation, sealing tool 56 attaches the curved semi-rigid strips and creates a top seal in a lower pouch and creates a bottom seal in an upper pouch at roughly the same time. In addition, sealing tool 56 may contain a reciprocating knife which acts to separate the bottom pouch from the upper pouch. Once the operation is complete and the upper pouch has been filled with food product, the upper pouch advances downward and becomes the bottom pouch to which curved semi-rigid strips are attached. In addition to attaching the strips and sealing the pouches, the sealing tool 56 may also be used to impart the curvature to the curved semi-rigid strips and/or to create the area of weakness. By one approach, the sealing tool 56 has a cutting device associated therewith to create a perforation across the top of the package or a notch at the edge of the package to aid in tear initiation. By another approach, the area of

weakness in the pouch is not perforated at the package line but is pre-scored (mechanically or with a laser) at the film manufacturer.

[0052] As mentioned, the strips are attached to flexible pouches such that the curvature of the first curved semi-rigid strip aligns with the curvature of the second curved semi-rigid strip. The strips may be attached to the vertical FFS pouch in a variety of manners, e.g., hot melt adhesive, pressure sensitive adhesive, and heat sealing, to note but a few options. As mentioned above, the curved semi-rigid strips may be applied to the outside surfaces of the walls. In one vertical FFS process, the curved semi-rigid strips have an external heal seal layer compatible with a sealant on the outside surface of the package walls. In one such vertical FFS operation, the curved semi-rigid strips are secured to the front and back panels in a direction perpendicular to the machine direction on the outside surface of the panels.

[0053] After a bottom seal is formed in the flexible pouch, the partially formed flexible pouch is then filled with food product, which is introduced into the pouch via the fill tube 49. In one embodiment, an area of weakness is formed in the flexible pouches to define a removable top portion. By one approach, a notch, score line, or other feature to facilitate removal of the top portion of the package may then be formed near the top of the pouch. A hermetic seal may also be created in the disposable pouch. The sealing tool 56 may perform a variety of functions simultaneously, including: creating the bottom seal of the pouch that is about to be filled with product; attaching the semi-rigid strips to the upper portion of the front and back panels and creating a peelable heat seal just below the strips on the pouch that was just filled; and having a reciprocating knife or cutting tool which separates the pouch that was just filled from the following one which is about to be filled. The reciprocating cutting tool may also create an area of weakness such as a perforation across the top of the package or a notch at the package edge. By another approach, the area of weakness in the pouch is not perforated at the package line but is pre-scored (mechanically or with a laser) at the film manufacturer such that the scored area of weakness is built into the film as it arrives from the manufacturer. If such an approach is taken, the film should be positioned on the packaging machine via optical registration so that the previously imparted score line is in the correct position when the flexible pouch is formed.

[0054] There are a variety of alternative steps to those described in this vertical FFS operation. Also, high speed techniques may be employed instead of application of heat and

pressure by heat seal bars as described above. For example, RF energy, ultrasonic energy or other techniques may be employed.

[0055] In another example, shown in Fig. 13A, flexible pouches are manufactured in a horizontal FFS or a flow-form wrapper. Like the vertical process described above, a series of flexible pouches is formed and the film material defines a cavity having front and back panels. Fig. 13A illustrates a single roll of film 148 being folded at a folding apparatus 150 and then sealed with a sealing die 152 to form pouch cavities in series with one another. After the film is formed into cavities, the cavities are filled with food product. The strip-alignment roller 158 is set at an angle to cause the strips to turn after unwinding and to be redirected so that they are aligned in the proper orientation for attachment to the flexible pouches. As shown in FIG. 13A, a double roll of strips 154a is located on the reel. As the strips are positioned and sealed to the pouches and the pouches are advanced in the machine direction, the strips are continuously unwound from the roll 154a and advanced in the machine direction along with the pouches. As the double layer of continuous strips 154a is unwound, the strips are dispensed from the roll and positioned between the two front and back panels of the film material. In this embodiment, the strips are sealed to the inside surface of the front and back panels. As shown in Fig. 13A, the seal bars 156 seal the flexible pouch and strips from both sides of the pouch. By one approach, having the strips on the inside of the pouch material makes the sealing process easier because the sealing bars 156 are configured to transfer heat through the pouch material, which is thinner than the semi-rigid strips. Whereas, the strips may be of a thicker material and thus, may require more, heat, pressure, or time, to be affected by the heat seal process. The sealing bars 156 may also create an area of weakness in the package such as by a cutting device associated therewith. By another approach, a separate mechanical or laser score tool (not shown) may be employed in-line to create the score line in the formed packages. By yet another approach, the area of weakness such as the score line is already formed in the film when the film arrives from the manufacturer.

[0056] In another embodiment such as that shown in Fig. 13B, the flexible pouches are made in a horizontal FFS or a flow-wrapper line similar to the example shown in Fig. 13A. A series of flexible pouches is formed from a single roll of film 148 that is folded at a folding apparatus 150, such as a folding plow as shown in Fig. 13B, and then sealed with a sealing die 152 to form pouch cavities in series with one another. After the film is formed

into cavities, the cavities are filled with food product. In the illustrative embodiment of Fig. 13B, the horizontal FFS process has two separate reels 154b with curved semi-rigid strips, instead of the single roll of double layer strips 154a shown in Fig. 13A. A continuous ribbon of curved semi-rigid material is dispensed to the line from the reel and then secured to the pouch cavities at sealing die 156. It is also contemplated that pre-cut strips may be brought in-line and secured to the flexible film pouches. The sealing die 156 also imparts a top seal to the flexible pouch and may also create a peelable seal, if desired. The filled cavities are then separated from one another, such as by a reciprocating knife, not shown.

[0057] In yet another embodiment, illustrated in Fig. 14, the flexible pouches are made on horizontal thermoform-fill-seal equipment (TFFS). As shown, such a process may employ two rolls of film material 248a, 248b. A series of product cavities are thermoformed from a flexible plastic bottom film 248b, which can then be filled with a food product. The forming of the bottom film 248b occurs at thermoforming station 260. After the lower cavities are filled with a product, the curved semi-rigid strips are introduced at the proper position between the top and bottom films. The strips may arrive to the in-line process pre-cut or on a continuous reel of semi-rigid spring strip material that may or may not require further forming processing. In the illustrative embodiment of Fig. 14, the curved semi-rigid strips are positioned on two reels 254, mated together with one another at strip roller guide 258, and brought in series to be attached to the flexible pouch.

[0058] After alignment of the curved semi-rigid strips and the top and bottom films, the films and the semi-rigid strips enter a sealing station 256. This sealing station 256 is generally contained within a vacuum chamber, especially when the food product requires low oxygen vacuum packaging or modified atmosphere packaging. Within the sealing station 256 are an upper moveable heated seal bar 257a and an unheated moveable lower seal support die 257b, which act together to apply heat and pressure to the upper and/or lower films, accomplishing all of the necessary heat seals to define the final package (such as the package shown in Figs. 6 and 7) including the side seals, the top and bottom seals, the peelable seal below the semi-rigid strips, as well as sealing the curved semi-rigid strips to the top and bottom films.

[0059] Upon leaving the sealing station 256, the formed flexible pouches move in series to a trim station 262 where the pouches are separated from one another. The trim station 262 may also create the area of weakness in the pouches such as by a cutting device.

Alternatively, a separate mechanical or laser score tool (not shown) may be employed in-line to create the score line in the film as it is unwound from the roll, prior to forming the packages. By another approach, the area of weakness is already formed in the film when the film arrives from the manufacturer. However, if pre-scored film is employed it should be registered on the packaging machine so that the scored line is in the correct position once the pouches have been formed.

[0060] By one horizontal TFFS process, the strips are sealed between the top film 248a and the bottom film 248b such that they are attached to the inside surfaces of the bottom film and the top film. More particularly, the film may have a heat sealable layer on the inside surface which seals to the resin material of the semi-rigid strips. In yet another embodiment, the strips have an external heat seal layer compatible with a sealant on the inside surface of the film.

[0061] The film material or substrate of the flexible pouch may be formed as a polymeric sheet of various plastic polymers, copolymers, co-extrusions and/or laminations. Further, the film material may be a monolayer polymeric film or a multilayer laminate comprising an outer layer of durable material and one or more inner barrier layers and sealant layers. The multilayer combination may be comprised of polyolefin such as polyethylene (high, medium, low, linear low, and/or ultra low density polymers including metallocene), polypropylene (non-oriented, oriented, and/or biaxially oriented); polybutylene; ethylene vinyl acetate (EVA); polyamides (non-oriented, oriented, and/or biaxially oriented) such as nylon; polyethylene terephthalate (non-oriented, oriented, and/or biaxially oriented); polyvinyl chloride; ethylene vinyl alcohol (EVOH); polyvinylidene chloride (PVDC); polyvinyl alcohol (PVOH); polystyrene; or combinations thereof. In addition, adhesive tie layers may also be used.

[0062] In addition to the curved, semi-rigid strips 14, 16 described above, it is also contemplated that the semi-rigid strips may have alternative cross-sectional configurations. For example, an illustrative embodiment in Fig. 15 includes a flexible package 400 having a pair of semi-rigid strips 414, 416 with a slight fold therein such that the strips have a crease, angle, or v-shape imparted thereto. The partially folded semi-rigid strips 414, 416 extend nearly the entire width of the package and are parallel to the pouch opening. The partially folded, semi-rigid strips 414, 416, like previous strips, have matching profiles and are configured to automatically close the package 400 once the partially folded, semi-rigid strips

414, 416 are released from an open position. More particularly, once released from the open position, the strips and associated panels 418, 420 are forced tightly together creating a secure closure at the top of the flexible pouch 400.

[0063] As with curved, semi-rigid strips 14, 16, the partially-folded semi-rigid strips 414, 416 are configured and arranged to nest together and bias toward one another. The first and second partially-folded, semi-rigid strips 414, 416 are secured to the opposed front and back panels 418, 420 of the flexible pouch 400 such that the profiles of the strips align in the same direction. Further, the biasing of the strips 414, 416 biases the panels 418, 420 to the closed configuration. The pouch 400 may be comprised of a thin, flexible film material such as that formed using high-speed form-fill-seal equipment previously discussed. While the package 400 includes a side seal 422, a top seal 424, and a bottom seal 426, a variety of seals, folds, and other pouch features are contemplated for use with the partially-folded, semi-rigid strips 414, 416.

[0064] The pouch 400, illustrated in Fig. 15, includes an area of weakness 430 that facilitates removal of the top portion 428. The area of weakness 430, by one approach, is positioned a distance below the top seal 424 and a distance above the partially-folded, semi-rigid strips 414, 416 such that a portion of the front and back panels 418, 420 comprises a flange 436, 438 that can be manually grasped and separated to open the package 400 once the top portion 428 has been removed. While flexible pouch 400 illustrates the partially-folded, semi-rigid strips 414, 416 attached to inside surfaces of the front and back panels 418, 420, as shown in Fig. 16, it is also contemplated that the strips 414, 416 may be affixed to outside surfaces. To ensure freshness of the food product 412, the flexible pouch 10 may include a hermetic seal. By one approach, the hermetic seal may include the top seal 424. By another approach, the hermetic seal may include a peelable hermetic seal 434.

[0065] Another illustrative flexible pouch 500, shown in Figs. 18 and 19, includes planar semi-rigid strips 514, 516. By one approach, the planar semi-rigid strips 514, 516 extend nearly the entire width of the package and are parallel to the pouch opening. As with previous strips, planar semi-rigid strips 514, 516 bias toward one another such that the pouch automatically closes when the strips 514, 516 and associated panels 518, 520 are forced tightly together. The planar semi-rigid strips 514, 516 have a flat profile and are secured to the front and back panels 518, 520 such that the strips 514, 516 generally overlap. Thus, like previous strips, planar strips 514, 516 nest together by overlapping or having significant

surface to surface contact. Additional configurations for the semi-rigid strips are contemplated. Further, the flexible pouch may have a variety of configurations with differing seals, folds, and various other features.

[0066] In addition to the variety of manufacturing methods discussed above, a number of alterations to the various methods disclosed are contemplated without changing the overall operation of the manufacturing method or the flexible packages produced. As mentioned, high-speed form-fill-seal (FFS) operations may produce significant quantities of flexible packages in a relatively short period of time. The various processes described above including the vertical manufacturing process of Fig. 12, the horizontal manufacturing processes of Figs. 13A-14, and the strip attachment methods discussed herein may be modified or combined for particular manufacturing requirements or limitations. For example, a packaging system, shown in Fig. 20, employs a vertical FFS or bagging line similar to that in Fig. 12 albeit with several modifications such that flexible packages are produced having a top seal and two side seals as shown produced in Fig. 13A and 13B. Further, the system of Fig. 20 aligns the semi-rigid strips in a direction parallel to machine direction or the movement of the series of pouches.

[0067] As shown in Fig. 20, flexible pouches are formed from a roll of film 648, such that the front and back panels of the film material define a cavity. By one approach, a web of rolled film material is fed over a folding shoulder 650 to provide the film with a tubular shape. Opposite longitudinal edges of the film 648 are brought together around the fill tube 649. The longitudinal edges are sealed, such as by seal and attachment tool 652. By one approach, the seal and attachment tool 652 forms a top seal that will span the width of the package opening in between side seals once the flexible package is formed. In addition, the seal and attachment tool 652 may also attach semi-rigid strips to the film 648.

[0068] In one illustrative embodiment, the semi-rigid strips are wound on reels 654 and brought into alignment with the film at the seal and attachment tool 652 to be secured to the film. Attachment to the film may be accomplished by a variety of mechanisms. By one approach, heat sealing may be employed to secure the semi-rigid strips to the film. By another approach, an adhesive may be used, such as a hot melt adhesive or a pressure sensitive adhesive. The semi-rigid strips may have an external heat seal layer compatible with a sealant on the outside surface of the film comprising the package walls. While the material wound on the reels 654 may have a curvature or profile formed therein, by another

approach, the profile or curvature of the semi-rigid strip may be created at the seal and attachment tool 652. In the example of Fig. 20, the semi-rigid strips, being wound on reels 654, are secured to the film as the series of semi-rigid strips from the reels 654 advances in a direction parallel to the machine direction.

[0069] The seal and attachment tool 652 may also create an area of weakness or a tear initiation feature such as a notch. Alternatively, the area of weakness may be pre-scored in the film by the film manufacturer. In such a case, the film 648 may need to be loaded into the packaging system to ensure proper placement of the area of weakness in the flexible pouch. In addition to the tool 652, the tear initiation feature may be created during other operations as discussed below.

[0070] As shown in Fig. 20, side seals 622a, 622b of the flexible package 610 may be formed by a reciprocating seal tool 656, which may include a pair of reciprocating sealing bars. By one approach, the reciprocating sealing bars are heat sealing bars maintained at a desired temperature to apply heat and pressure to the tubular web to create the flexible packages. In addition, the heat seal bars 656 illustrated in Fig. 20 are brought together on opposite sides of the tubular web so that heat is conductively transferred to the film from both sides while pressure is applied. The sealing bars may be used in an intermittent or continuous operation. In an intermittent operation, the film is stopped while the sealing bars engage the film. In a continuous operation, the sealing bars may move vertically at the machine speed as they engage the film. During operation, sealing tool 656 seals the side seal 622b of a lower pouch and creates another side seal 622a for another, upper pouch, at substantially the same time. Thus, as a lower flexible pouch is sealed at a second side seal 622b, thereby enclosing the food within the flexible package, an upper flexible pouch has a first side seal 622a created therein. After forming a side seal 622a into the upper flexible pouch, the upper flexible pouch may be filled with food and lowered to form the second side seal sealed 622b therein. In addition to forming side seals, sealing tool 656 may create a tear initiation feature or tool 656 may contain a reciprocating knife that is configured to separate the bottom or lowered pouch from the upper pouch.

[0071] As mentioned, after the first side seal 622a has been created in the flexible pouch, the pouch may then be filled with product, which is introduced via the fill tube 649. Either before or after the flexible pouch 610 has been filled with food, the pouch may

advance downward to become the lower or bottom pouch, then, the second side seal 622b is created in the package thereby enclosing the food product in the flexible pouch 610.

[0072] The sealing tools 652 and 656, similar to sealing tools previously discussed, perform a variety of functions simultaneously or in quick succession. For example, sealing and attachment tool 652 can create a top seal of the pouch and attach the semi-rigid strips. In addition, tool 652 may also create a peelable heat seal just below the semi-rigid strips and may impart the curvature or formed profile of the semi-rigid strips. By one approach, seal tool 656 creates side seals on two different packages simultaneously and may also separate these packages. In addition, seal tool 656 may also include a cutting device to create a notch at the edge of the package to aid in tear initiation or may create an area of weakness in the film. The cutting device may also be used to separate the packages as mentioned via reciprocating knife.

[0073] Those skilled in the art will recognize that a wide variety of modifications, alterations, and combinations can be made with respect to the above described embodiments without departing from the spirit and scope of the invention, and that such modifications, alterations, and combinations are to be viewed as being within the ambit of the inventive concept.

We claim:

1. A method of mass producing a packaged food product in high-speed form-fill-seal equipment comprising:

forming a series of disposable pouches having front and back panels made of film material, each of the disposable pouches defining a cavity therein;

filling the cavity of the disposable pouches with a food product;

hermetically sealing the disposable pouches;

attaching a first semi-rigid strip to the front panel and a second semi-rigid strip to the back panel with each of the semi-rigid strips having a profile aligned with the profile of the adjacent semi-rigid strip such that the strips align, the first and second semi-rigid strips being biased toward one another; and

separating the disposable pouches from one another.

2. The method of claim 1 further comprising forming a removable top portion in the disposable pouches defined by an area of weakness.

3. The method of claim 1 wherein the first and second semi-rigid strips are attached to inside surfaces of the front and the back panels.

4. The method of claim 1 wherein the first and second semi-rigid strips are attached to outside surfaces of the front and back panels.

5. The method of claim 1 wherein the first and second semi-rigid strips are pre-cut.

6. The method of claim 1 wherein strip material from which the first and second semi-rigid strips are produced dispensed from a reel.

7. The method of claim 6 wherein the strip material is wound on the reel in flat form such that the profile of the first and second semi-rigid strips is imparted by a thermal forming tool when the material is unwound from the reel.

8. The method of claim 1 wherein attaching the first and second semi-rigid strips comprises at least one of:

heat sealing the first and second semi-rigid strips to the inside surface of the front and back panels;

heat sealing the first and second semi-rigid strips to the outside surface of the front and back panels;

adhesive bonding the first and second semi-rigid strips to the inside surface of the front and back panels;

adhesive bonding the first and second semi-rigid strips to the outside surface of the front and back panels.

9. The method of claim 1 wherein heat sealing the first and second semi-rigid strips comprises having an external heat seal layer compatible on the first and second semi-rigid strips that is compatible with a sealant on the front and back panels.

10. The method of claim 1 wherein the first and second semi-rigid strips are attached in an orientation parallel to the machine direction.

11. The method of claim 1 wherein the first and second semi-rigid strips are attached in an orientation perpendicular to the machine direction via a strip applicator module configured and arranged to cut and heat-seal the first and second semi-rigid strips to the disposable pouch.

12. A method for mass producing a packaged food product in a horizontal thermoform-fill-seal equipment comprising:

thermoforming a series product cavities from a thermoformable flexible plastic bottom film;

filling the thermoformed series of product cavities;

securing the first semi-rigid strip to the bottom film;

securing the second semi-rigid strip to a flexible top film;

heat sealing the flexible top film to the bottom film, the films defining a pouch wherein the first and second semi-rigid strips significantly overlap one another and the first and second semi-rigid strips have profiles that align in the same direction such that the strips nest together in a closed position.

13. The method of claim 12 wherein securing the first semi-rigid strip to the bottom film comprises heat sealing.
14. The method of claim 12 wherein securing the first semi-rigid strip to the bottom film comprises adhesive bonding.
15. The method of claim 12 wherein the first and second semi-rigid strips are attached to inside surfaces of the front and the back panels.
16. The method of claim 12 wherein the first and second semi-rigid strips are attached to outside surfaces of the front and the back panels.
17. The method of claim 12 wherein the first and second semi-rigid strips are pre-cut.
18. The method of claim 12 wherein strip material from which the first and second semi-rigid strips are dispensed from wound on a reel.
19. The method of claim 18 wherein the strip material is wound on the reel in flat form such that the profile of the first and second semi-rigid strips is imparted by a thermal forming tool when the material is unwound from the reel.
20. The method of claim 12 wherein the first and second semi-rigid strips are attached in an orientation parallel to the machine direction.
21. The method of claim 12 wherein the first and second semi-rigid strips are attached in an orientation perpendicular to the machine direction via a strip applicator module configured and arranged to cut and heat-seal the first and second semi-rigid strips to the disposable pouch.
22. A method for mass producing a packaged food product in a vertical form-fill-seal equipment comprising:
 - forming a flexible plastic tube from a roll of flexible plastic film, the plastic tube having a sealed edge and having a pair of semi-rigid strips secured to the flexible film

wherein the pair of semi-rigid strips significantly overlap one another once the semi-rigid strips are secured to the flexible film;

forming a first side seal in the plastic tube to create a flexible pouch from the flexible plastic tube;

filling the flexible pouch with a food product;

forming a second side seal in the flexible pouch to seal the food product within the flexible pouch; and

separating a filled flexible pouch from the plastic tube.

23. The method of claim 22 wherein the semi-rigid strips have formed profiles that align in the same direction such that the semi-rigid strips nest together when the flexible pouch is in a closed position.

24. The method of claim 22 wherein forming a flexible plastic tube from a roll of flexible plastic film further includes forming the flexible film over a forming collar to create the plastic tube.

25. The method of claim 22 wherein the plastic tube having a sealed edge and securing a pair of semi-rigid strips to the flexible film includes forming a top seal in the flexible film having a front and a back panels, the front and back panels each having one of the pair of semi-rigid strips attached thereto.

Abstract of the Disclosure

A reclosable flexible package is suitable for retail sale of food products and is comprised of a film material. The reclosable flexible packages are suitable for mass production on high-speed form-fill-seal equipment. The flexible package includes a pair of semi-rigid strips attached to the walls of the flexible pouch and positioned parallel to the package opening. The semi-rigid strips are configured and arranged to nest together and bias toward one another. Upon opening of the package, the semi-rigid strips are moveable between a closed position and an open position. Further, the semi-rigid strips are configured such that they automatically reclose the package when the strips are released from the open position.

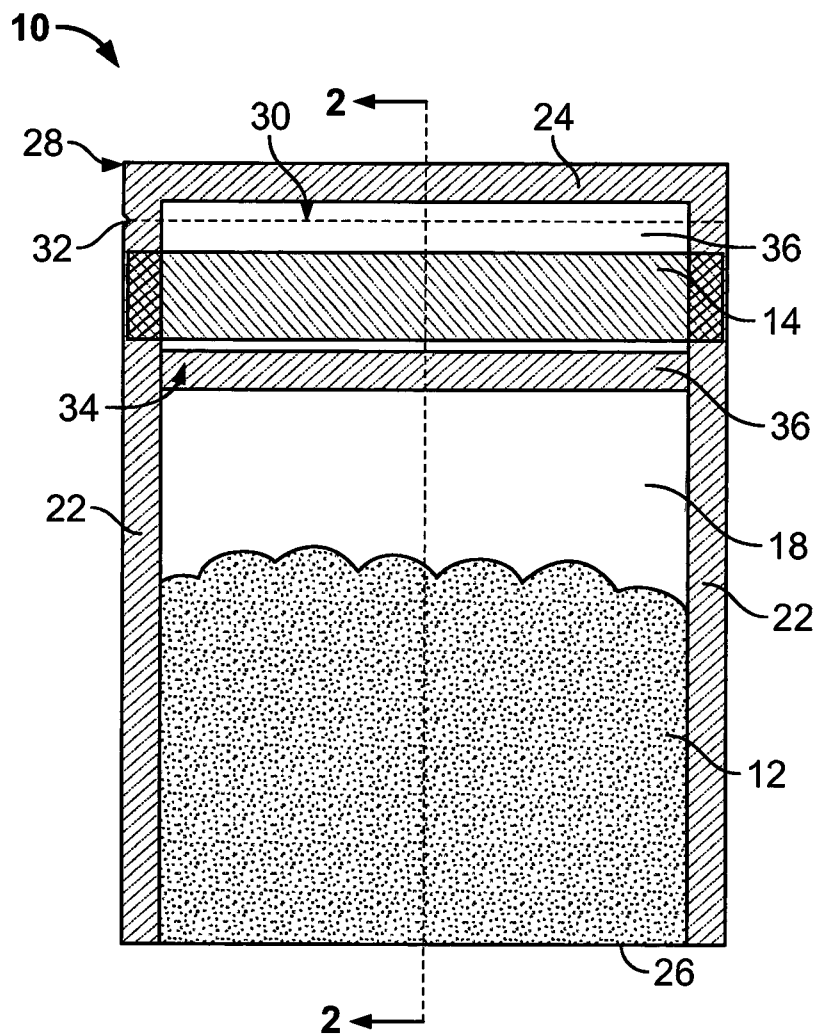


FIG. 1

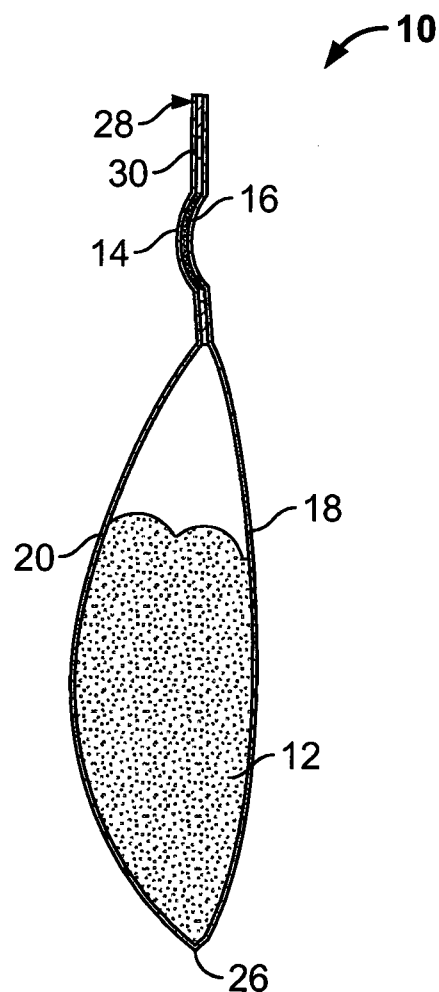


FIG. 2

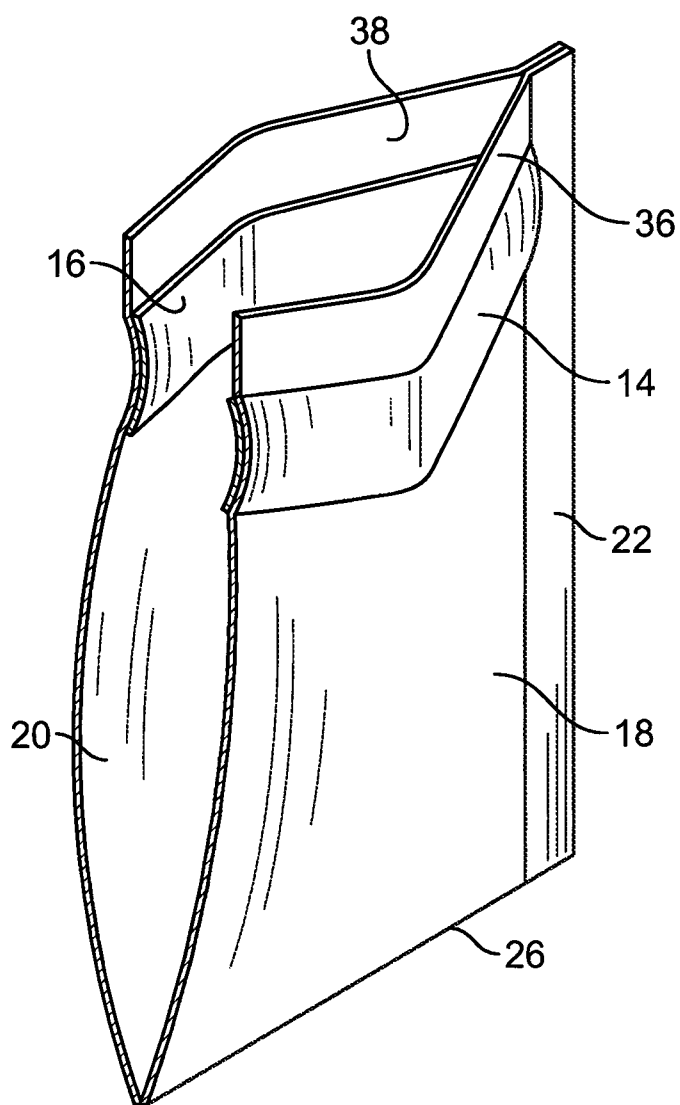


FIG. 3

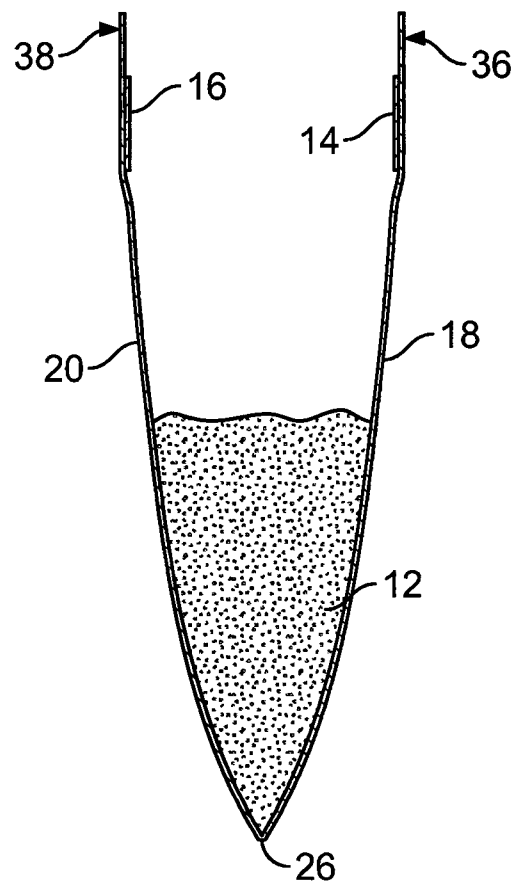


FIG. 4

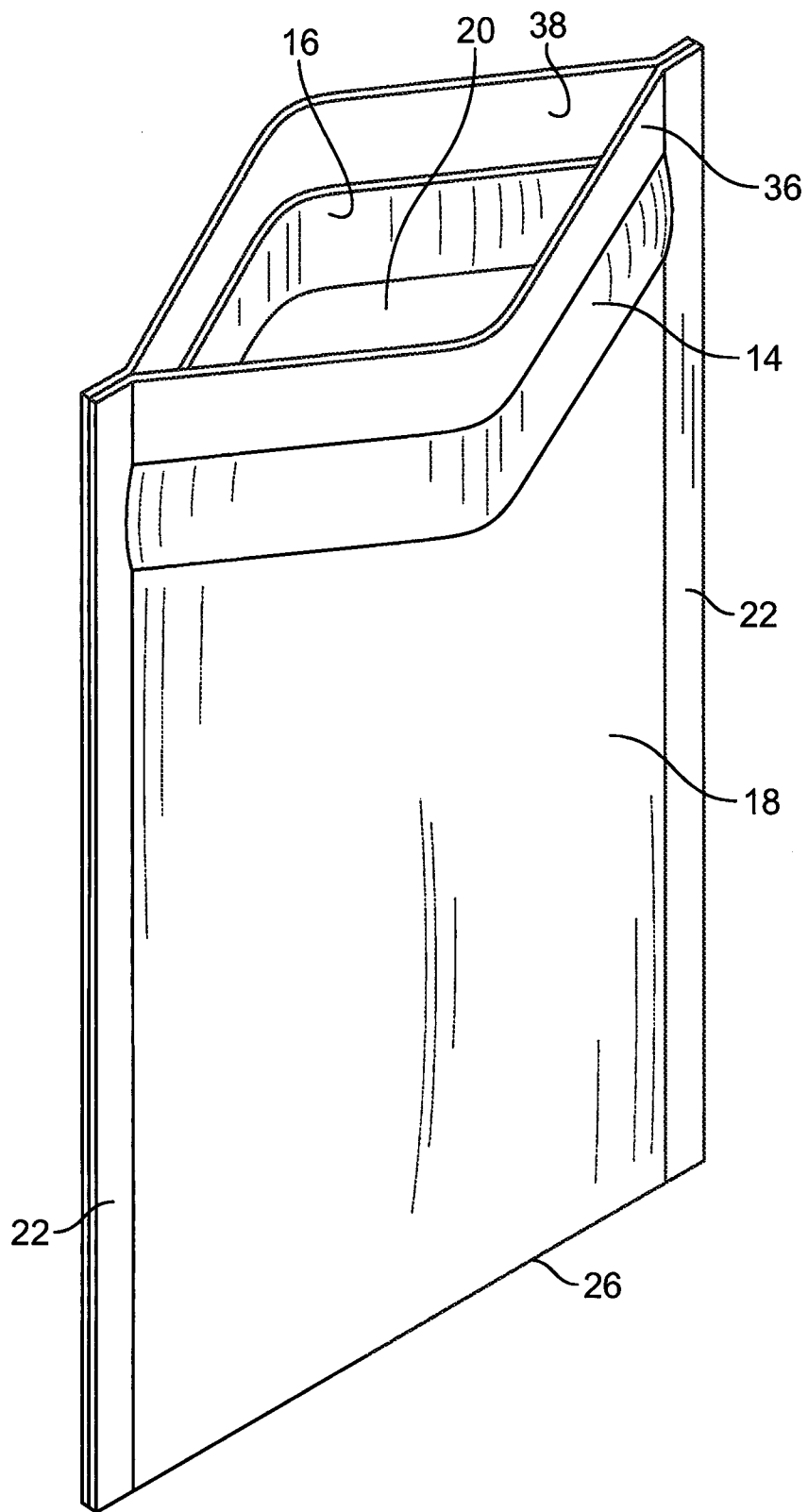


FIG. 5

91
39

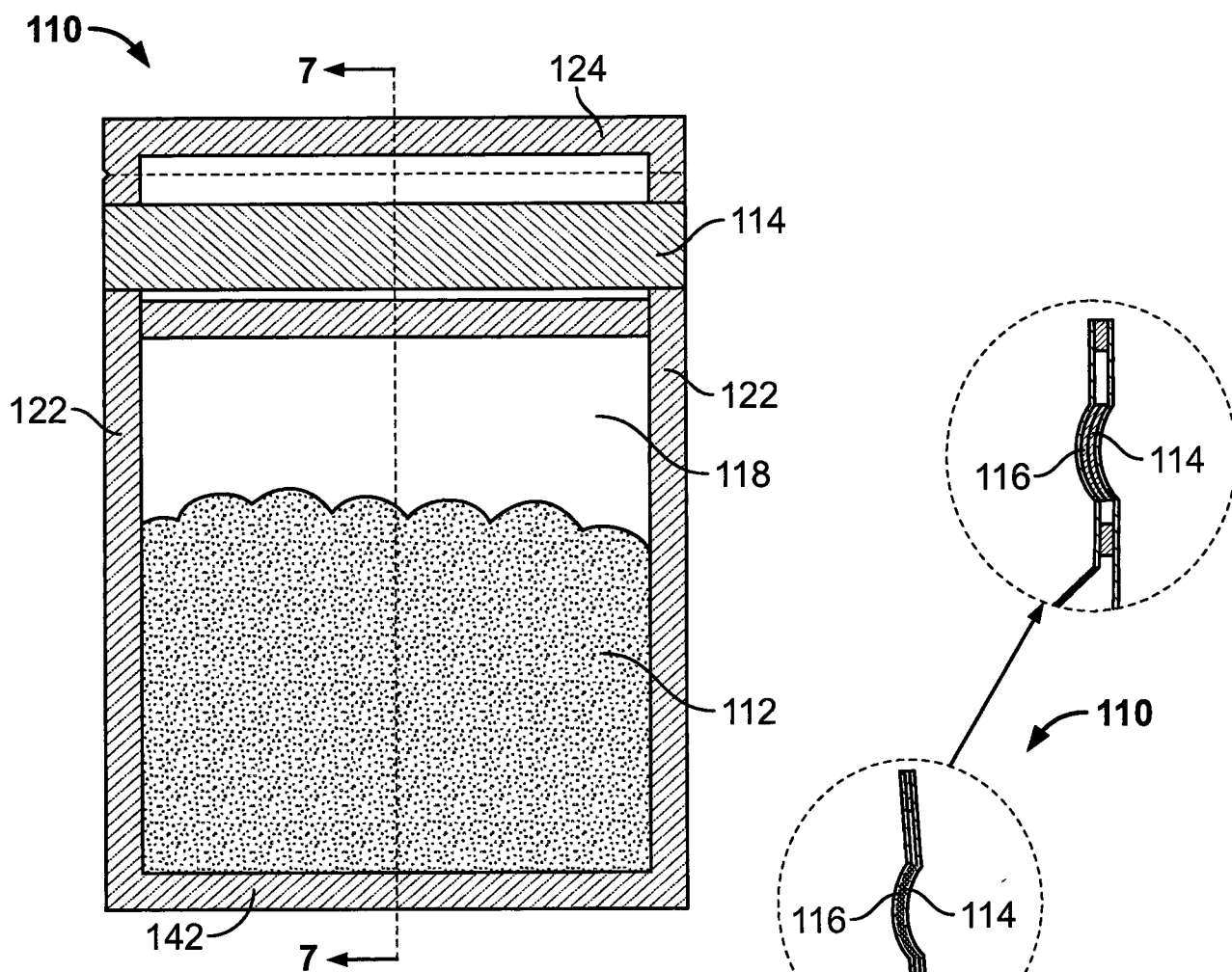


FIG. 6

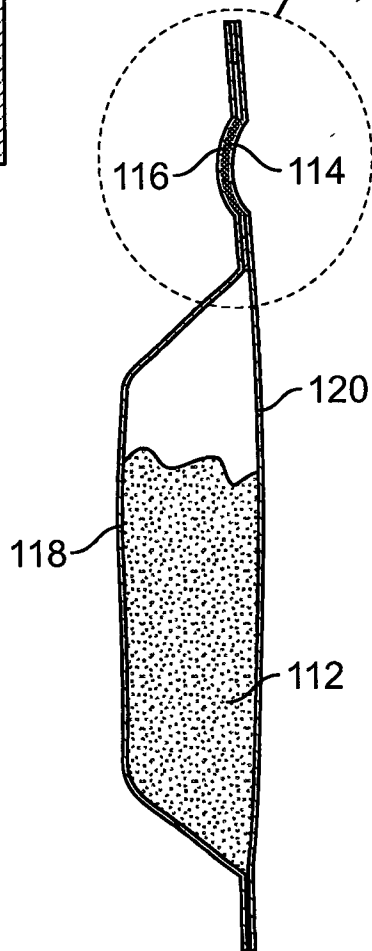


FIG. 7

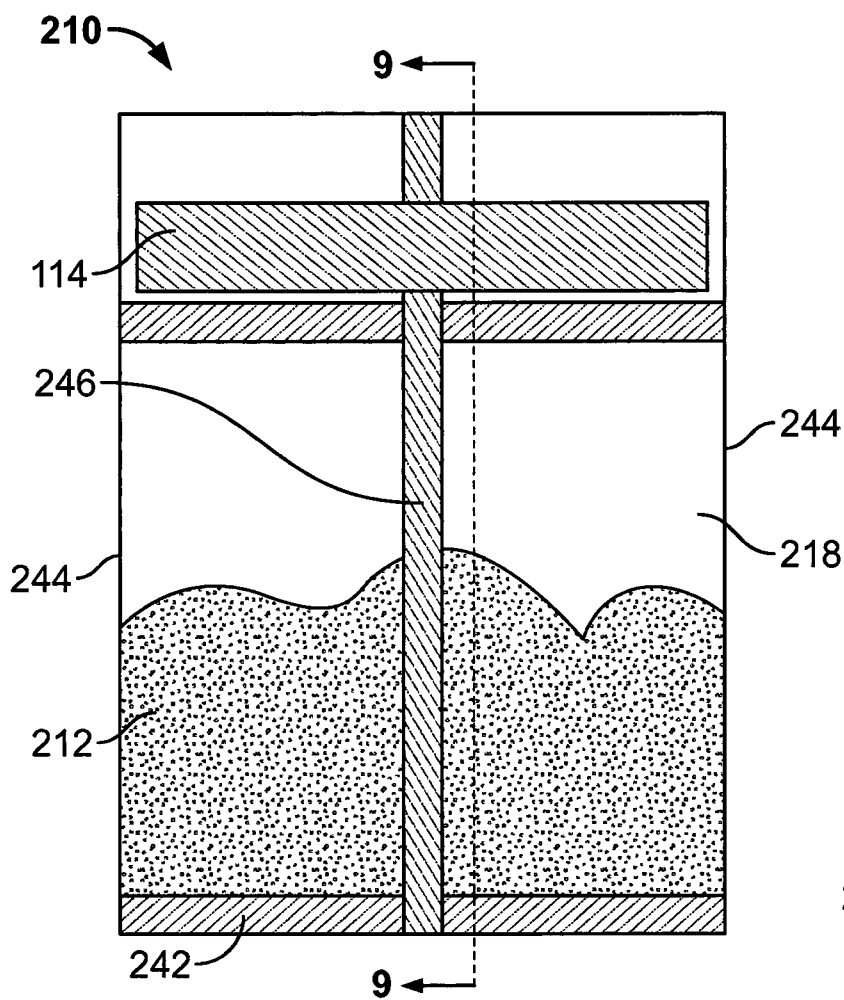


FIG. 8

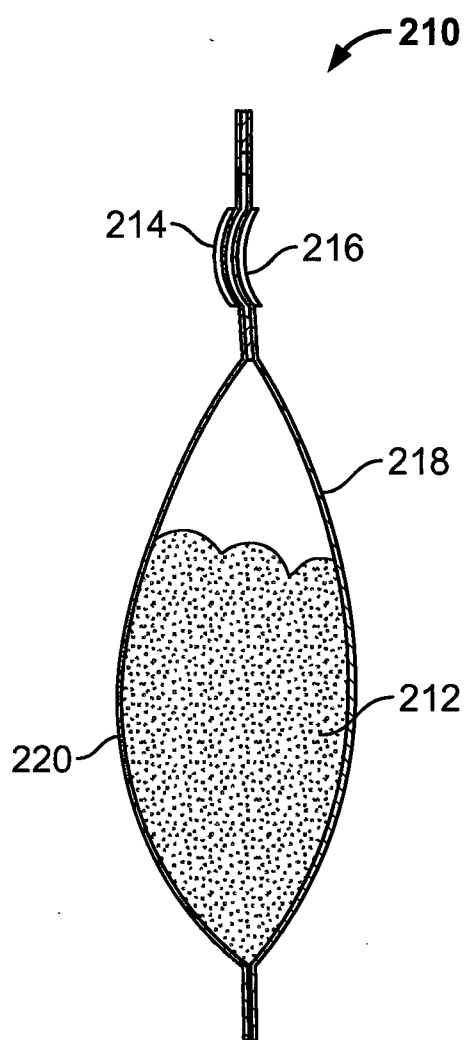


FIG. 9

93

42

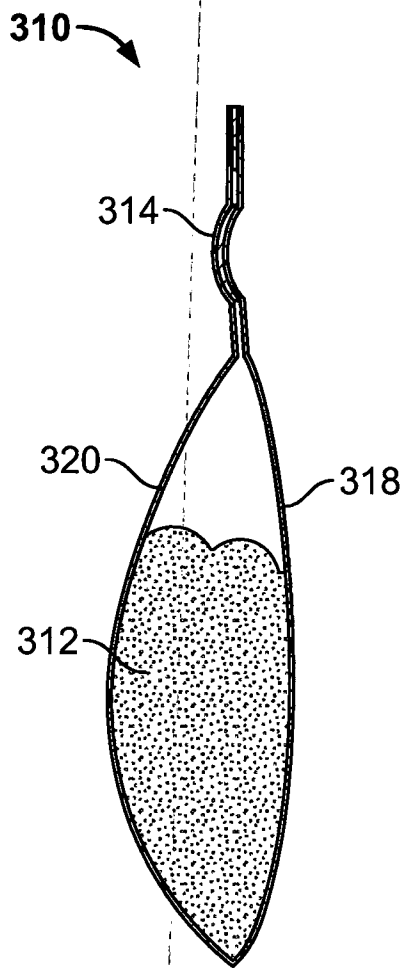


FIG. 10

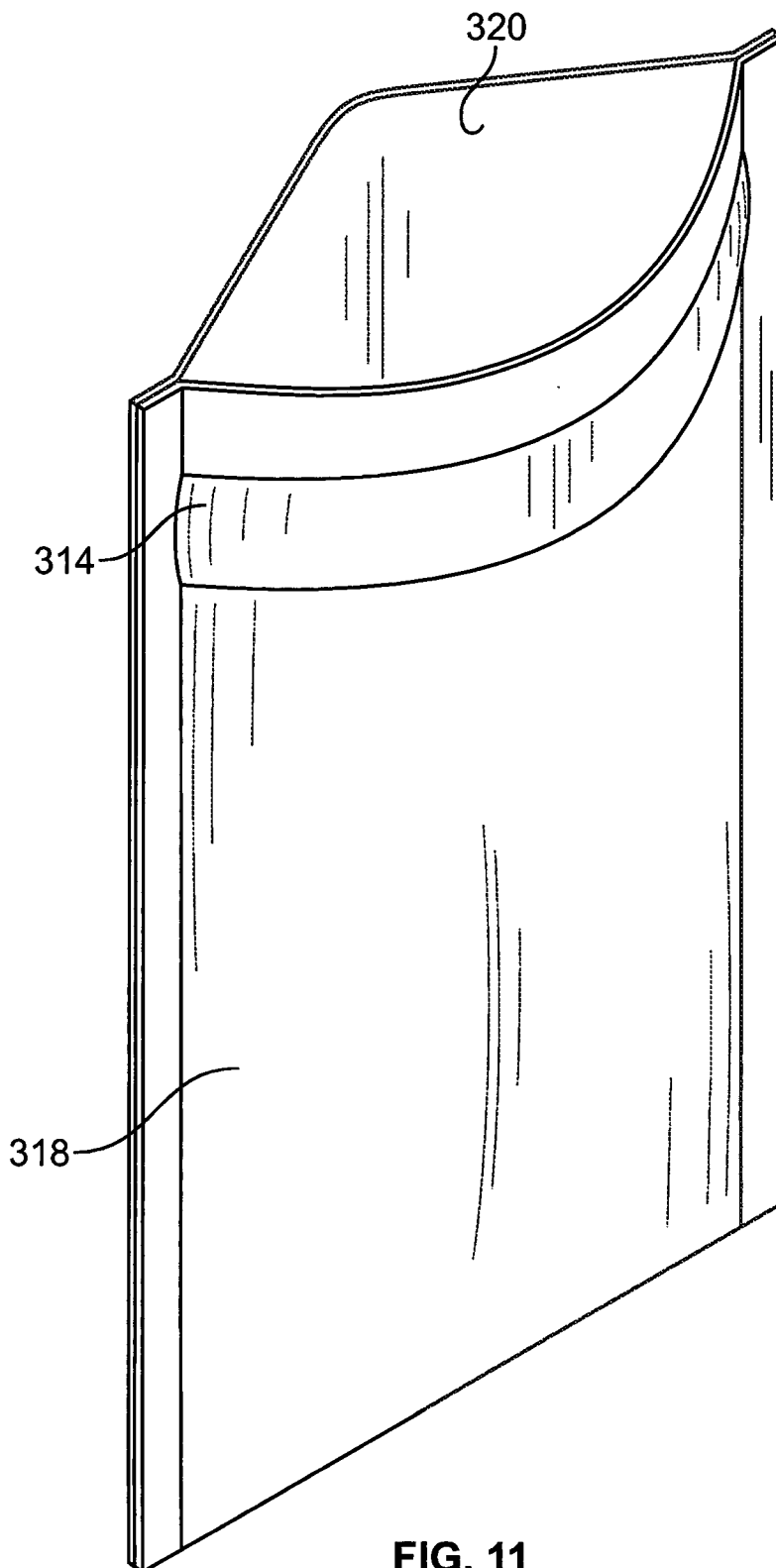


FIG. 11

94

42

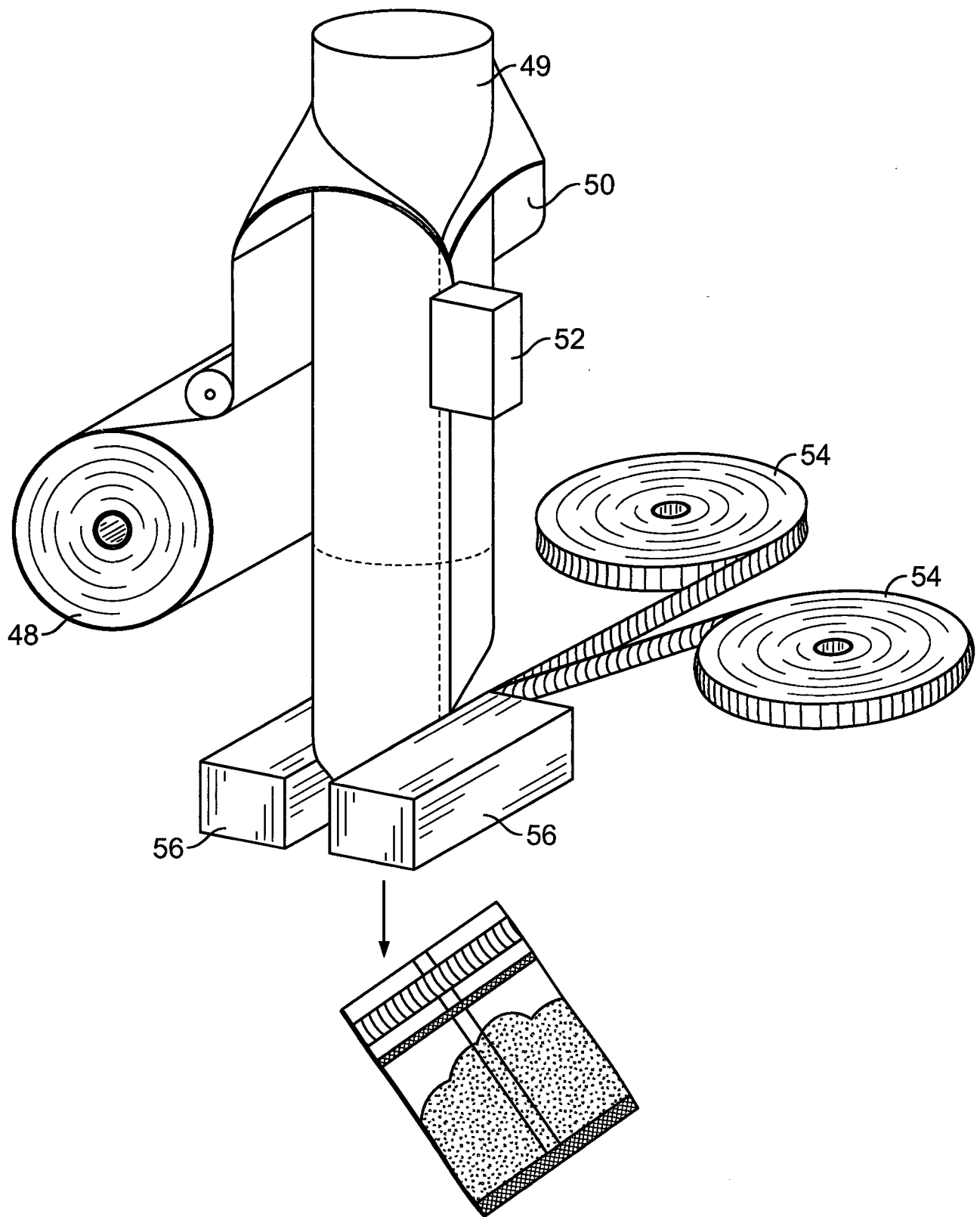


FIG. 12

95

43

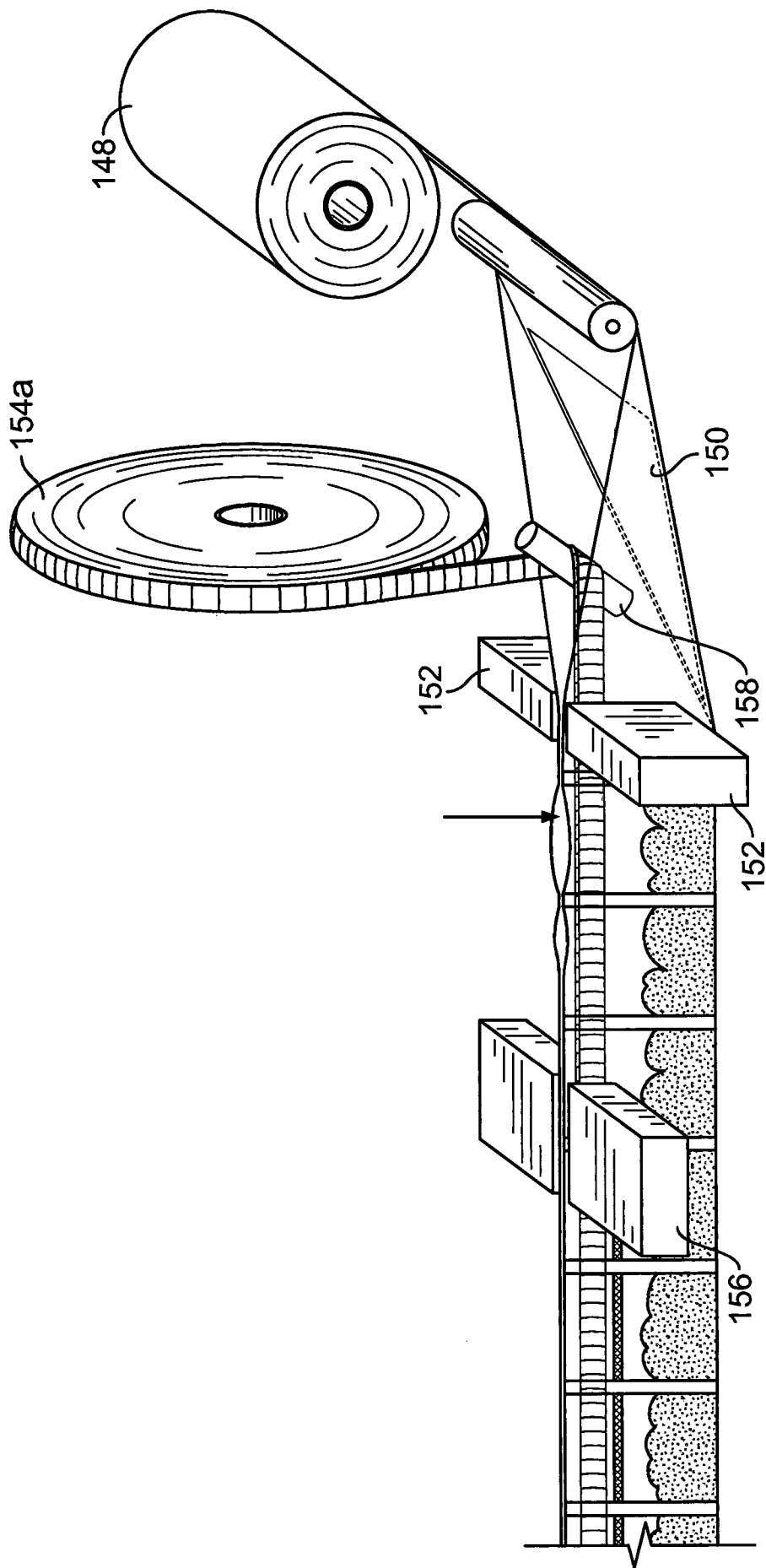


FIG. 13A

96
44

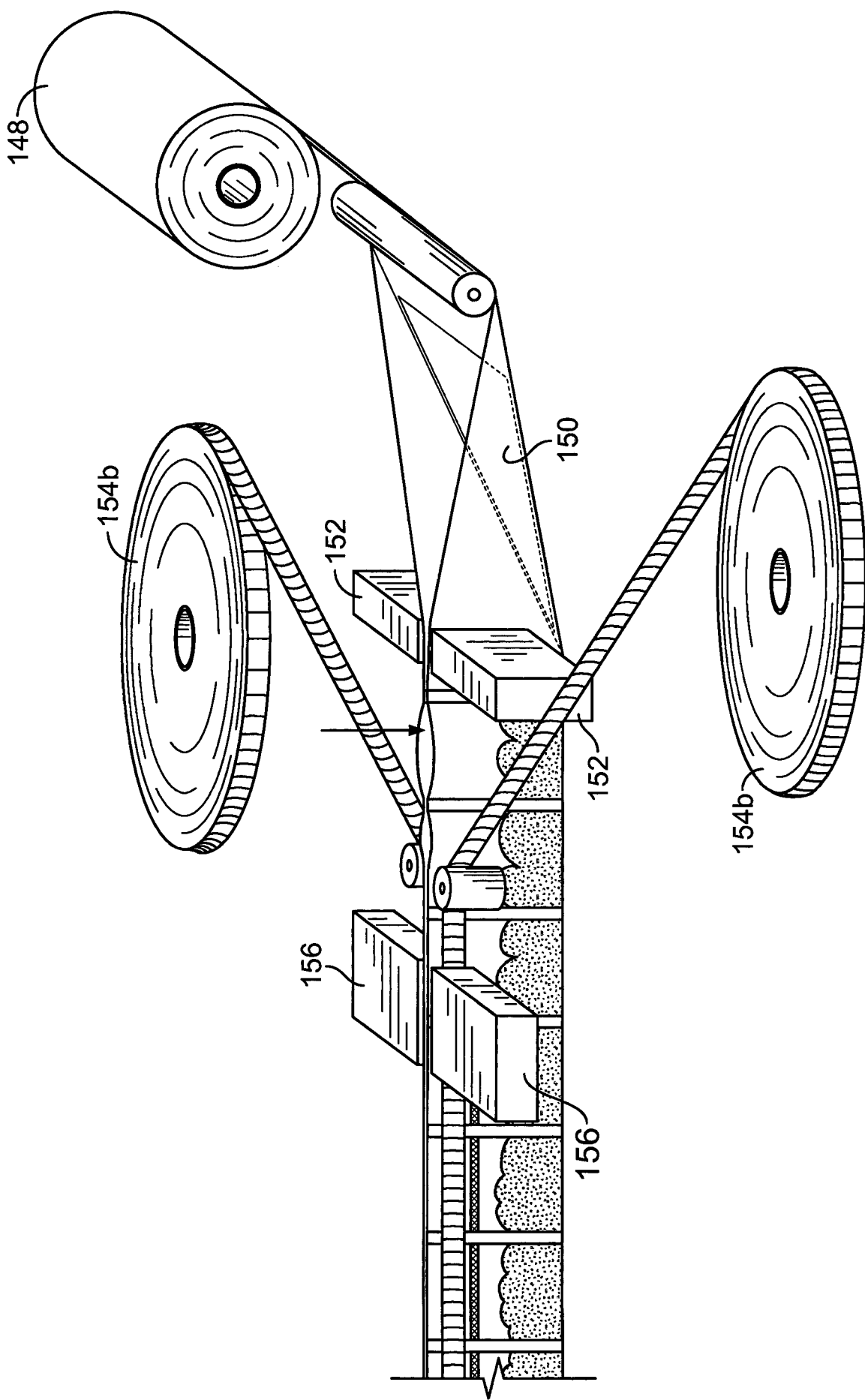
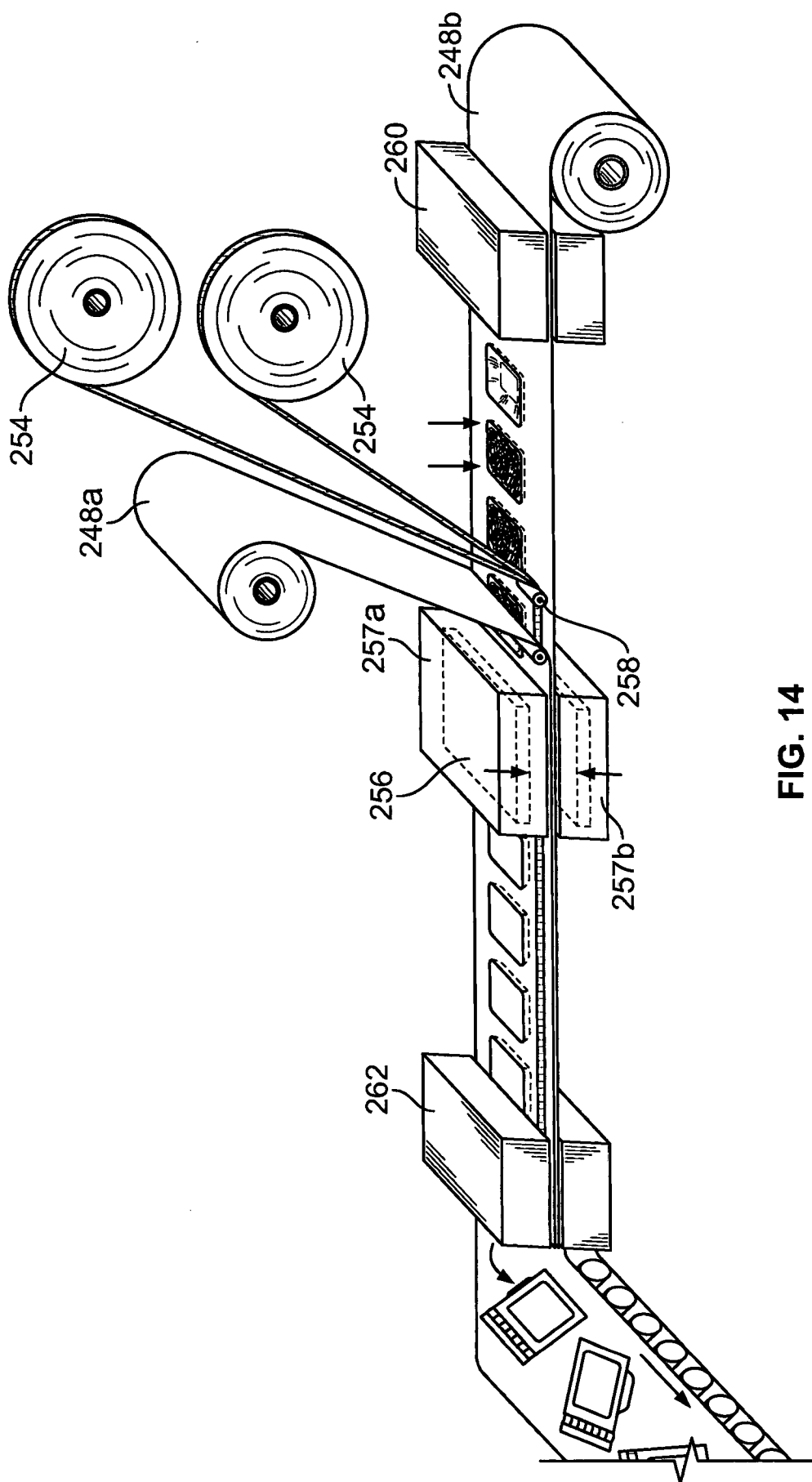


FIG. 13B

9A

45



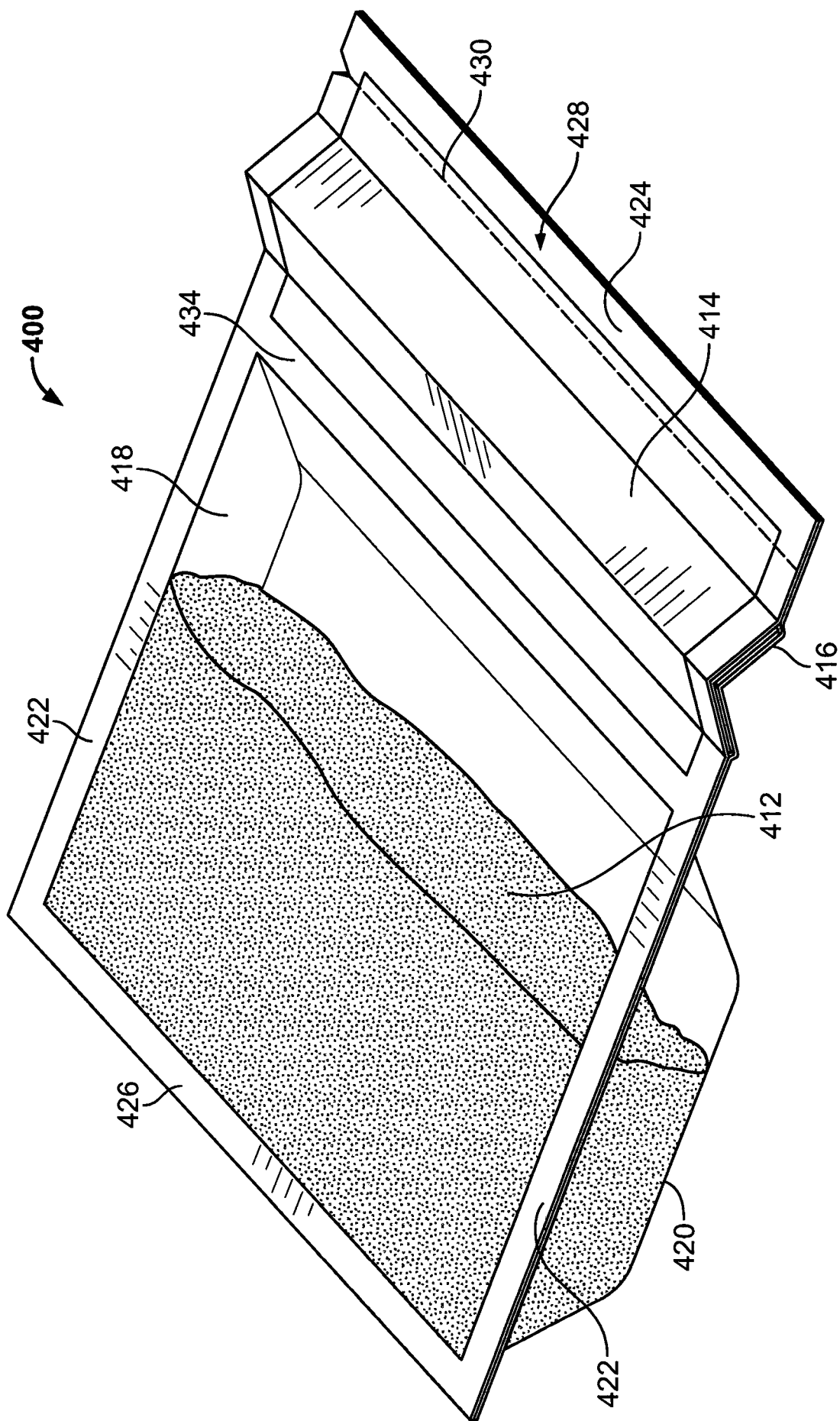


FIG. 15

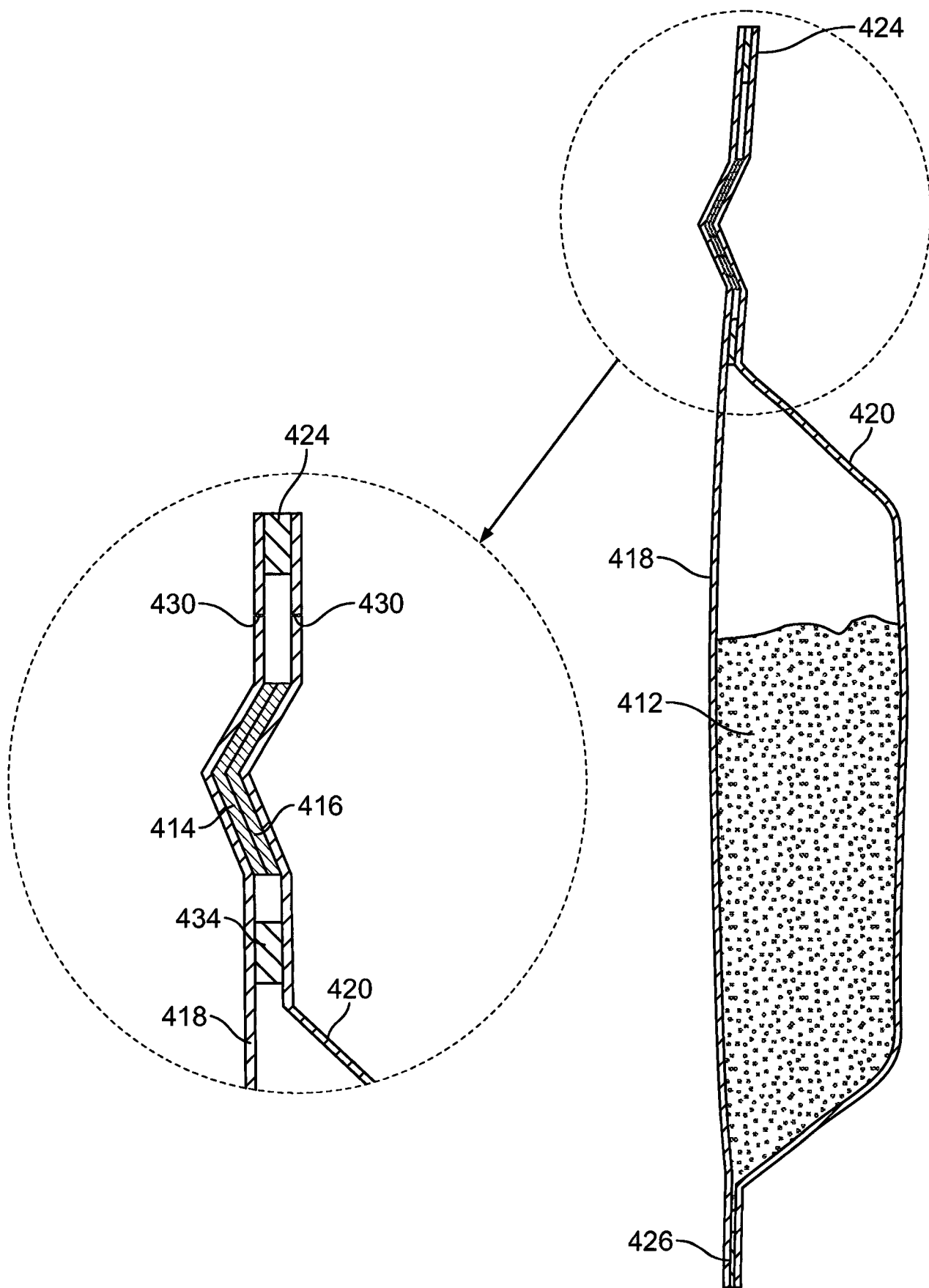


FIG. 16

100
47

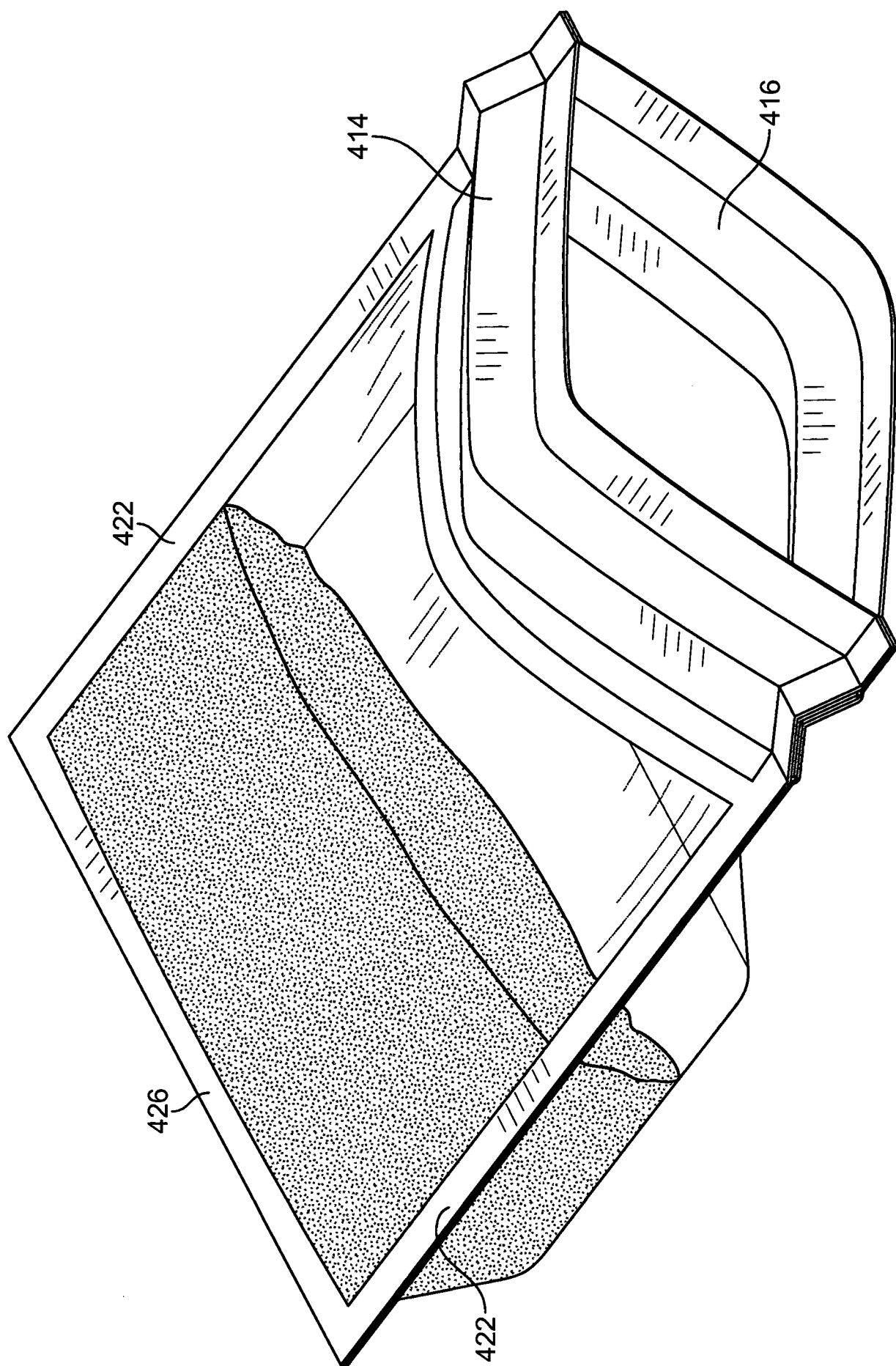


FIG. 17

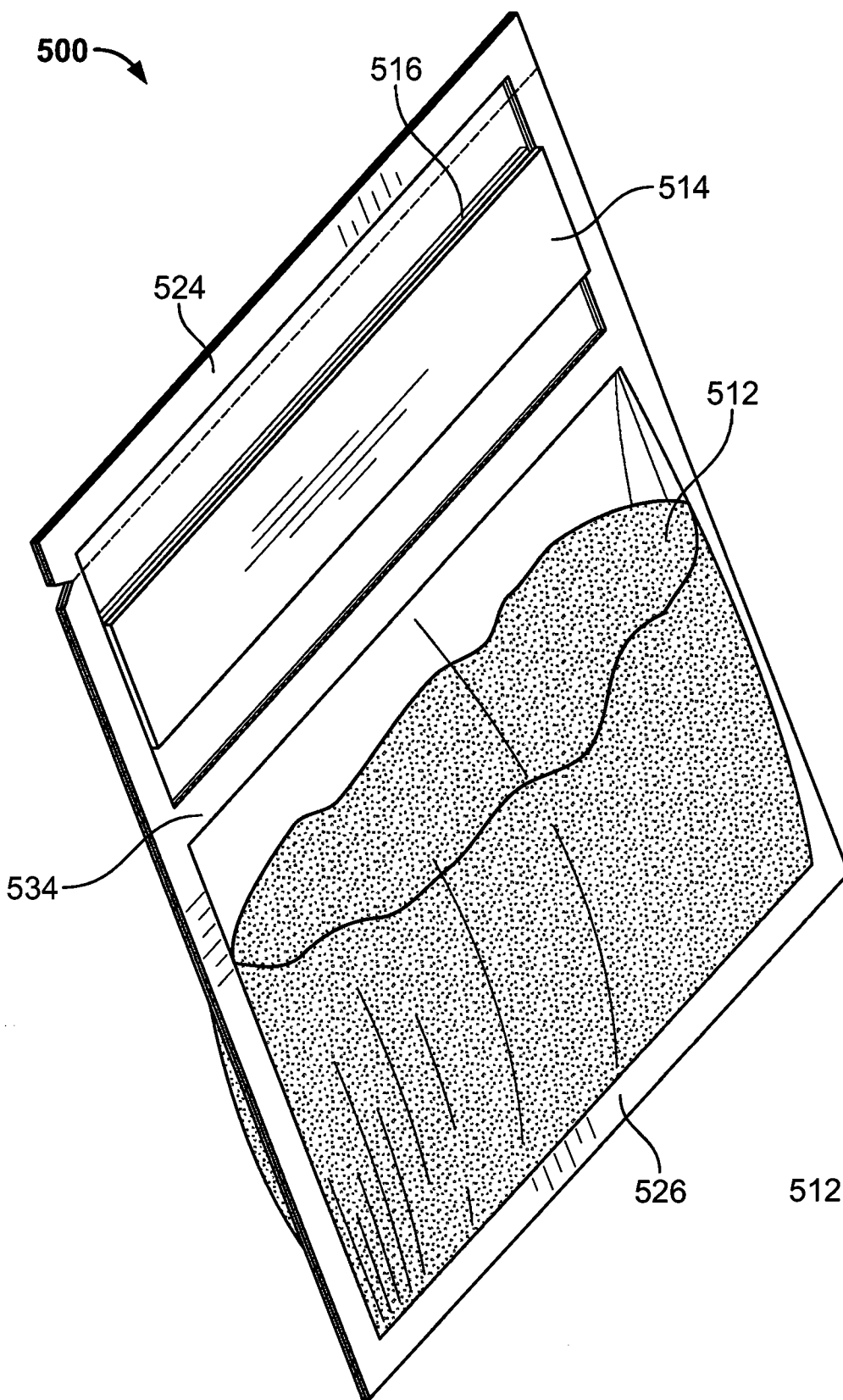


FIG. 18

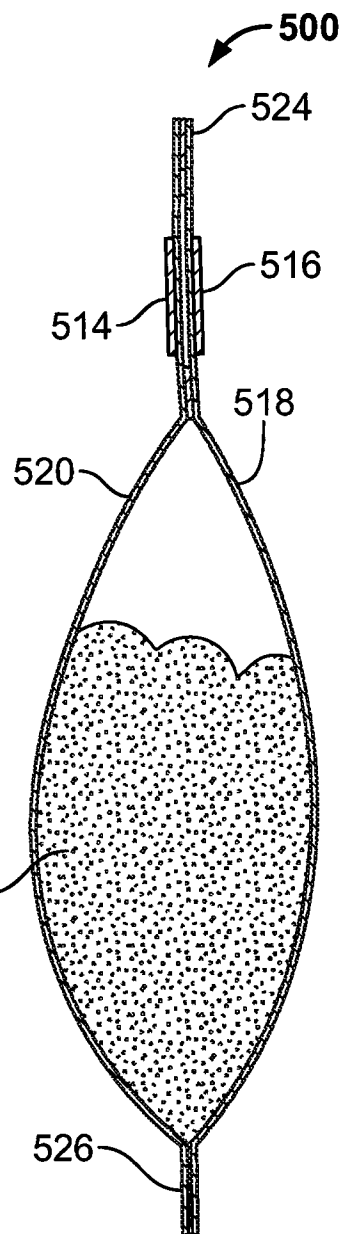


FIG. 19

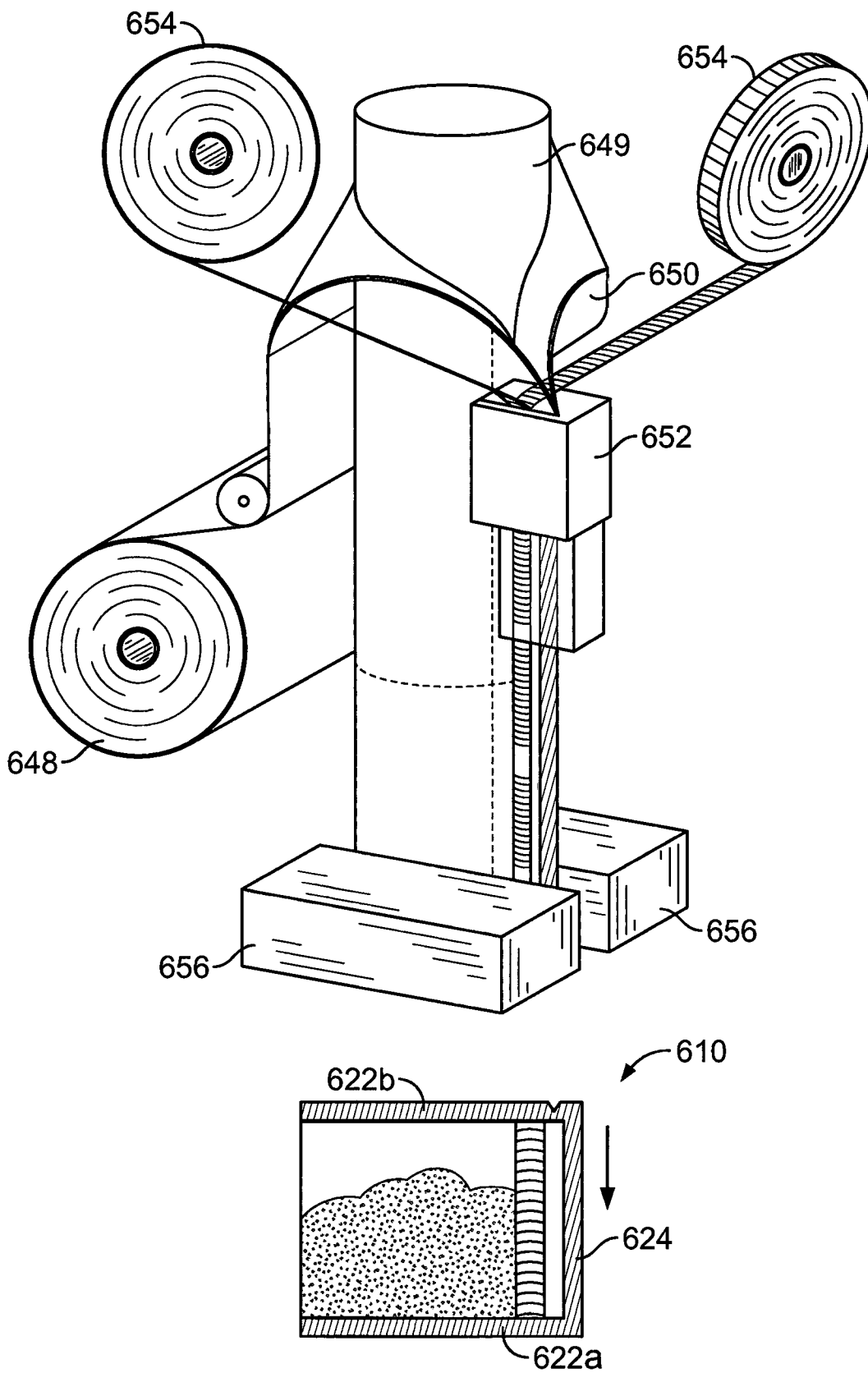


FIG. 20

123
50

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Application Data Sheet 37 CFR 1.76		Attorney Docket Number	1410/94665
		Application Number	
Title of Invention	FLEXIBLE PACKAGE HAVING AN AUTOMATIC CLOSURE FEATURE		
The application data sheet is part of the provisional or nonprovisional application for which it is being submitted. The following form contains the bibliographic data arranged in a format specified by the United States Patent and Trademark Office as outlined in 37 CFR 1.76. This document may be completed electronically and submitted to the Office in electronic format using the Electronic Filing System (EFS) or the document may be printed and included in a paper filed application.			

Secrecy Order 37 CFR 5.2

☐ Portions or all of the application associated with this Application Data Sheet may fall under a Secrecy Order pursuant to 37 CFR 5.2 (Paper filers only. Applications that fall under Secrecy Order may not be filed electronically.)

Applicant Information:

Applicant 1					Remove		
Applicant Authority		☒ Inventor		☐ Legal Representative under 35 U.S.C. 117		☐ Party of Interest under 35 U.S.C. 118	
Prefix	Given Name	Middle Name	Family Name		Suffix		
	Paul	Anthony	Zerfas				
Residence Information (Select One)							
☒ US Residency ☐ Non US Residency ☐ Active US Military Service							
City	Verona	State/Province	WI	Country of Residence i	US		
Citizenship under 37 CFR 1.41(b) i							
Mailing Address of Applicant:							
Address 1		608 East View Court					
Address 2							
City	Verona	State/Province	WI				
Postal Code	53593	Countryi	US				
Applicant 2							
Remove							
Applicant Authority		☒ Inventor		☐ Legal Representative under 35 U.S.C. 117		☐ Party of Interest under 35 U.S.C. 118	
Prefix	Given Name	Middle Name	Family Name		Suffix		
	Robert	C.	Jones				
Residence Information (Select One)							
☒ US Residency ☐ Non US Residency ☐ Active US Military Service							
City	Aurora	State/Province	IL	Country of Residence i	US		
Citizenship under 37 CFR 1.41(b) i							
US							
Mailing Address of Applicant:							
Address 1		2760 Montclare Court					
Address 2							
City	Aurora	State/Province	IL				
Postal Code	60504	Countryi	US				
All Inventors Must Be Listed - Additional Inventor Information blocks may be generated within this form by selecting the Add button.							
Add							

Correspondence Information:

Enter either Customer Number or complete the Correspondence Information section below.
For further information see 37 CFR 1.33(a).

☐ An Address is being provided for the correspondence Information of this application.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Application Data Sheet 37 CFR 1.76		Attorney Docket Number	1410/94665	
		Application Number		
Title of Invention	FLEXIBLE PACKAGE HAVING AN AUTOMATIC CLOSURE FEATURE			
Customer Number	48940			
Email Address	patentdktg@fitcheven.com		Add Email	Remove Email

Application Information:

Title of the Invention	FLEXIBLE PACKAGE HAVING AN AUTOMATIC CLOSURE FEATURE			
Attorney Docket Number	1410/94665	Small Entity Status Claimed ☐		
Application Type	Nonprovisional			
Subject Matter	Utility			
Suggested Class (if any)		Sub Class (if any)		
Suggested Technology Center (if any)				
Total Number of Drawing Sheets (if any)	15	Suggested Figure for Publication (if any)		

Publication Information:

☐	Request Early Publication (Fee required at time of Request 37 CFR 1.219)
☐	Request Not to Publish. I hereby request that the attached application not be published under 35 U.S.C. 122(b) and certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

Representative Information:

Representative information should be provided for all practitioners having a power of attorney in the application. Providing this information in the Application Data Sheet does not constitute a power of attorney in the application (see 37 CFR 1.32). Enter either Customer Number or complete the Representative Name section below. If both sections are completed the Customer Number will be used for the Representative Information during processing.			
Please Select One:	☒ Customer Number	☐ US Patent Practitioner	☐ Limited Recognition (37 CFR 11.9)
Customer Number	48940		

Domestic Benefit/National Stage Information:

This section allows for the applicant to either claim benefit under 35 U.S.C. 119(e), 120, 121, or 365(c) or indicate National Stage entry from a PCT application. Providing this information in the application data sheet constitutes the specific reference required by 35 U.S.C. 119(e) or 120, and 37 CFR 1.78(a)(2) or CFR 1.78(a)(4), and need not otherwise be made part of the specification.			
Prior Application Status	Pending	Remove	
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
	non provisional of	61047695	2008-04-24
Prior Application Status	Pending	Remove	
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
	Continuation in part of	12247903	2008-10-08

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Application Data Sheet 37 CFR 1.76		Attorney Docket Number	1410/94665
		Application Number	
Title of Invention	FLEXIBLE PACKAGE HAVING AN AUTOMATIC CLOSURE FEATURE		
Prior Application Status	Pending	Remove	
Application Number	Continuity Type	Prior Application Number	Filing Date (YYYY-MM-DD)
	Continuation in part of	12347374	2008-12-31
Additional Domestic Benefit/National Stage Data may be generated within this form by selecting the Add button.			Add

Foreign Priority Information:

This section allows for the applicant to claim benefit of foreign priority and to identify any prior foreign application for which priority is not claimed. Providing this information in the application data sheet constitutes the claim for priority as required by 35 U.S.C. 119(b) and 37 CFR 1.55(a).			
			Remove
Application Number	Country ⁱ	Parent Filing Date (YYYY-MM-DD)	Priority Claimed
			☐ Yes ☒ No
Additional Foreign Priority Data may be generated within this form by selecting the Add button.			Add

Assignee Information:

Providing this information in the application data sheet does not substitute for compliance with any requirement of part 3 of Title 37 of the CFR to have an assignment recorded in the Office.			
Assignee 1			Remove
If the Assignee is an Organization check here. ☒			
Organization Name	Kraft Foods Global Brands LLC		
Mailing Address Information:			
Address 1	Three Lakes Drive		
Address 2			
City	Northfield	State/Province	IL
Country ⁱ	US	Postal Code	60093-2753
Phone Number		Fax Number	
Email Address			
Additional Assignee Data may be generated within this form by selecting the Add button.			Add

Signature:

A signature of the applicant or representative is required in accordance with 37 CFR 1.33 and 10.18. Please see 37 CFR 1.4(d) for the form of the signature.					
Signature	/Amanda L. Lowerre/		Date (YYYY-MM-DD)	2009-04-24	
First Name	Amanda	Last Name	Lowerre	Registration Number	58759

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Application Data Sheet 37 CFR 1.76		Attorney Docket Number	1410/94665
		Application Number	
Title of Invention	FLEXIBLE PACKAGE HAVING AN AUTOMATIC CLOSURE FEATURE		

This collection of information is required by 37 CFR 1.76. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 23 minutes to complete, including gathering, preparing, and submitting the completed application data sheet form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

107
54

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether the Freedom of Information Act requires disclosure of these records.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

122

2020
Bogotá D.C.,

Doctor(a)
CASTILLO BONILLA JERONIMO
Apoderado(a) y/o Representante de
KRAFT FOODS GLOBAL BRANDS LLC

REFERENCIA	Radicación No. 10 48152
	Trámite 2
	Evento 1
	Actuación 416
	Oficio No. 12132
	Folios 1

Teniendo en cuenta que la solicitud de privilegio de patente que se tramita bajo el expediente indicado en la referencia, reúne los requisitos de forma establecidos en los artículos 26 y 27 de la Decisión 486 de la Comisión de la Comunidad Andina, y en las demás disposiciones vigentes sobre la materia, se envía el extracto de la solicitud a la Oficina de Comunicaciones para efecto de su publicación en la Gaceta de Propiedad Industrial.

De acuerdo con lo previsto por el artículo 40 de la Decisión 486/00, la publicación en este caso se hará a partir del día 23 del mes de abril de 2011.

Cúmplase
Dado en Bogotá DC,



JOSE LUIS SALAZAR LOPEZ
Director de Nuevas Creaciones (C)

175 FEB. 2011

jfernand