



US00D338094S

# United States Patent [19]

[11] Patent Number: **Des. 338,094**

Tonkel et al.

[45] Date of Patent: **\*\* Aug. 10, 1993**

## [54] SHOE UPPER

[75] Inventors: **Raymond F. Tonkel, Sudbury; David W. Foster, Marlboro, both of Mass.**

[73] Assignee: **The Rockport Company, Inc., Marlboro, Mass.**

[\*\*] Term: **14 Years**

[21] Appl. No.: **1,310**

[22] Filed: **Nov. 9, 1992**

[52] U.S. Cl. .... **D2/314; D2/313**

[58] Field of Search ..... **D2/264, 265, 268, 269, D2/272, 308-314; 36/11, 45, 83, 84, 89, 100-107, 112-114, 136, 132**

## [56] References Cited

### U.S. PATENT DOCUMENTS

D. 118,136	12/1939	Pick .	
D. 301,385	6/1989	Weiner .....	D2/308
D. 316,623	5/1991	Bianchini .....	D2/314
D. 329,738	9/1992	Keen .....	D2/308 X
D. 331,485	12/1992	Bianchini .....	D2/313 X
2,237,181	4/1941	Hosker .....	36/45

## OTHER PUBLICATIONS

Photocopy of Freeman Town Squire shoe, *Boot and Shoe Recorder*, Oct. 1, 1966, p. 12.

M2462, The Rockport Spring 1991 Catalog, p. 23.

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## [57] CLAIM

The ornamental design for a shoe upper, as shown and described.

## DESCRIPTION

FIG. 1 is a left side elevational view of a shoe upper showing our new design;

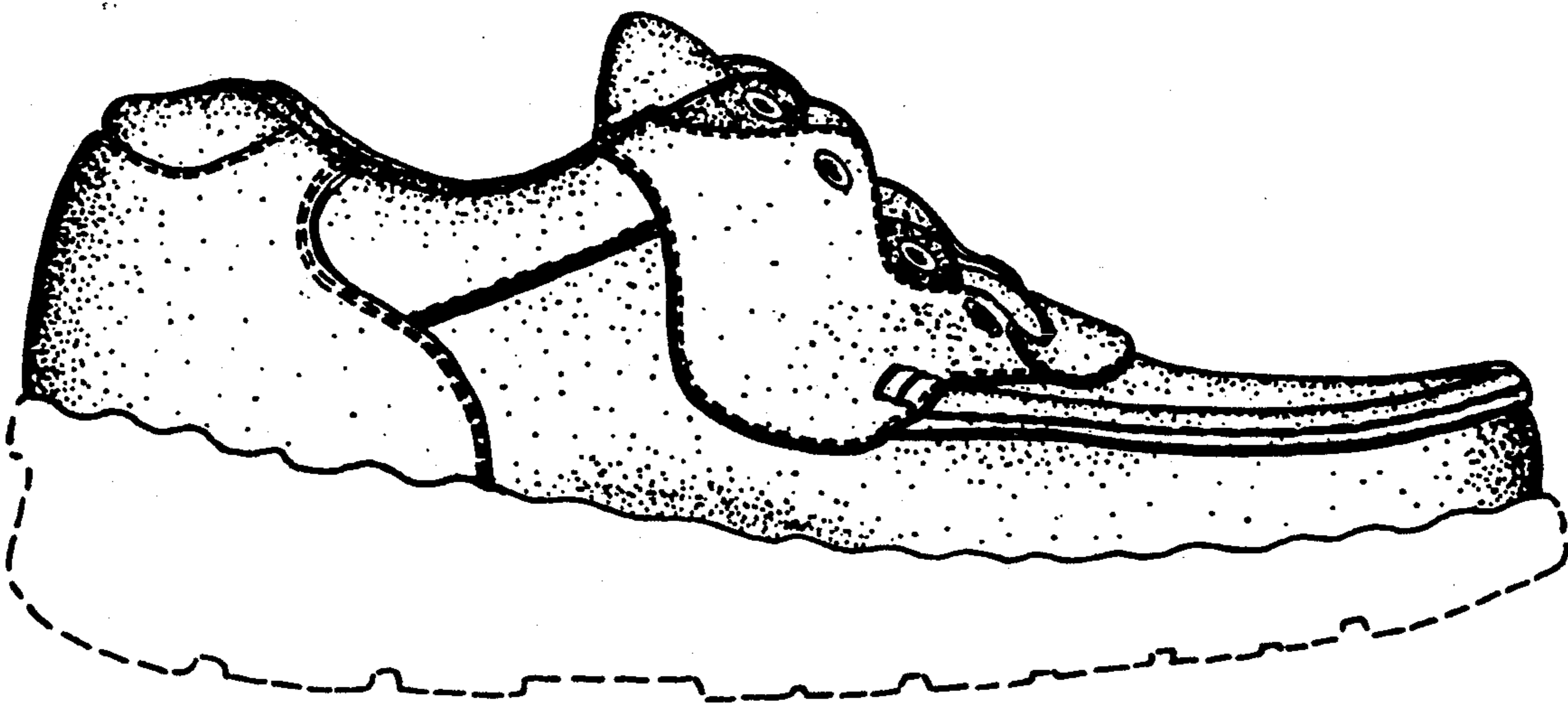
FIG. 2 is a right side elevational view thereof;

FIG. 3 is front elevational view thereof;

FIG. 4 is a rear elevational view thereof; and,

FIG. 5 is a top plan view thereof.

The broken line showing of a shoe sole in the figures is environmental only and forms no part of the claimed design.



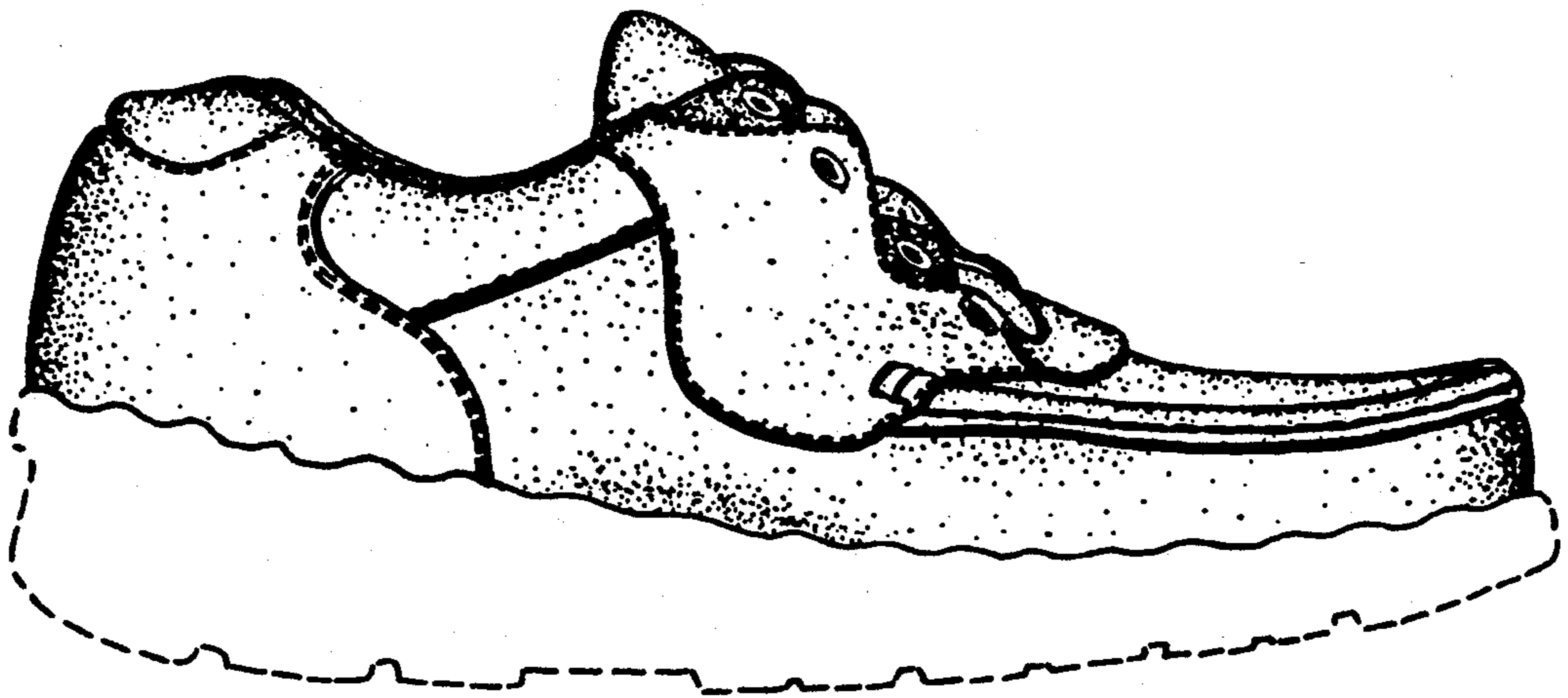


FIG. 1

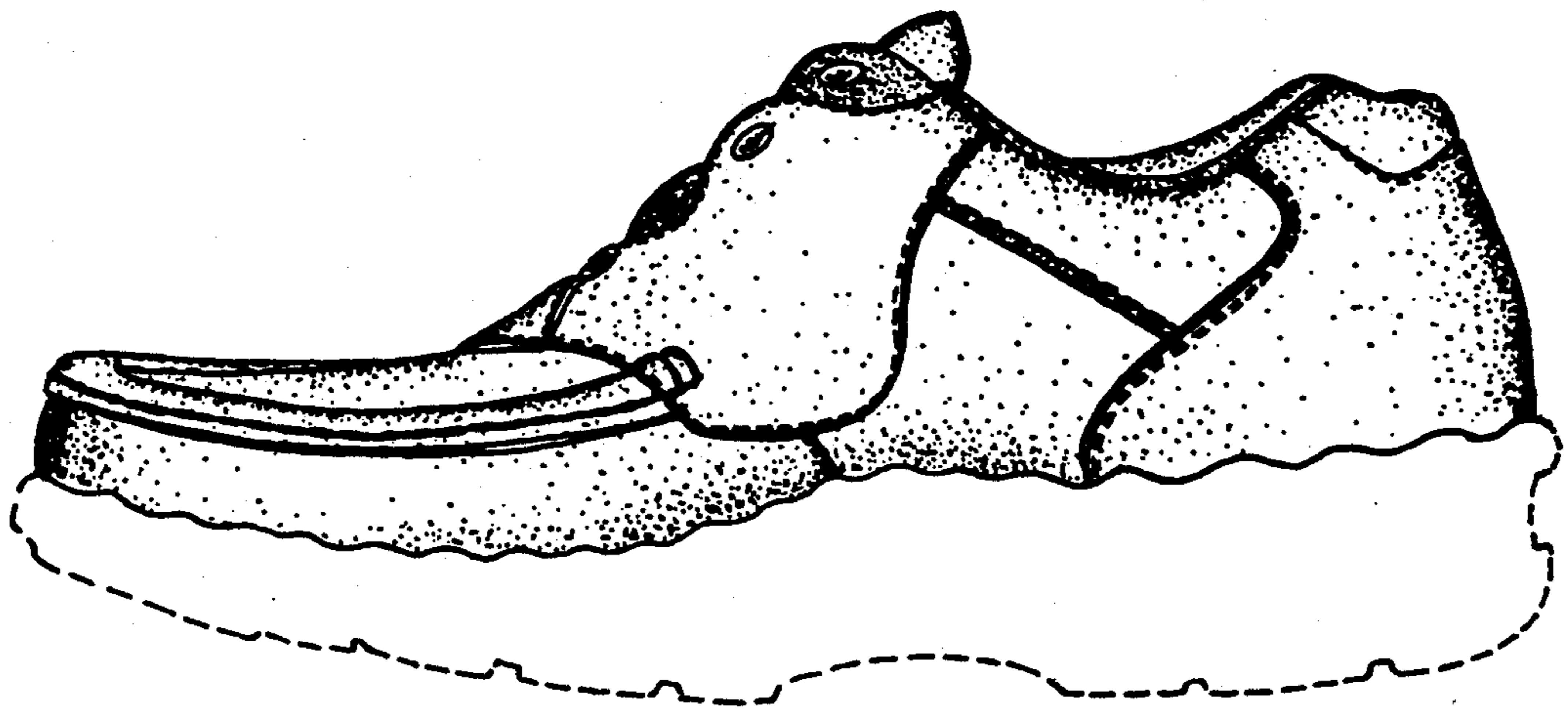


FIG. 2

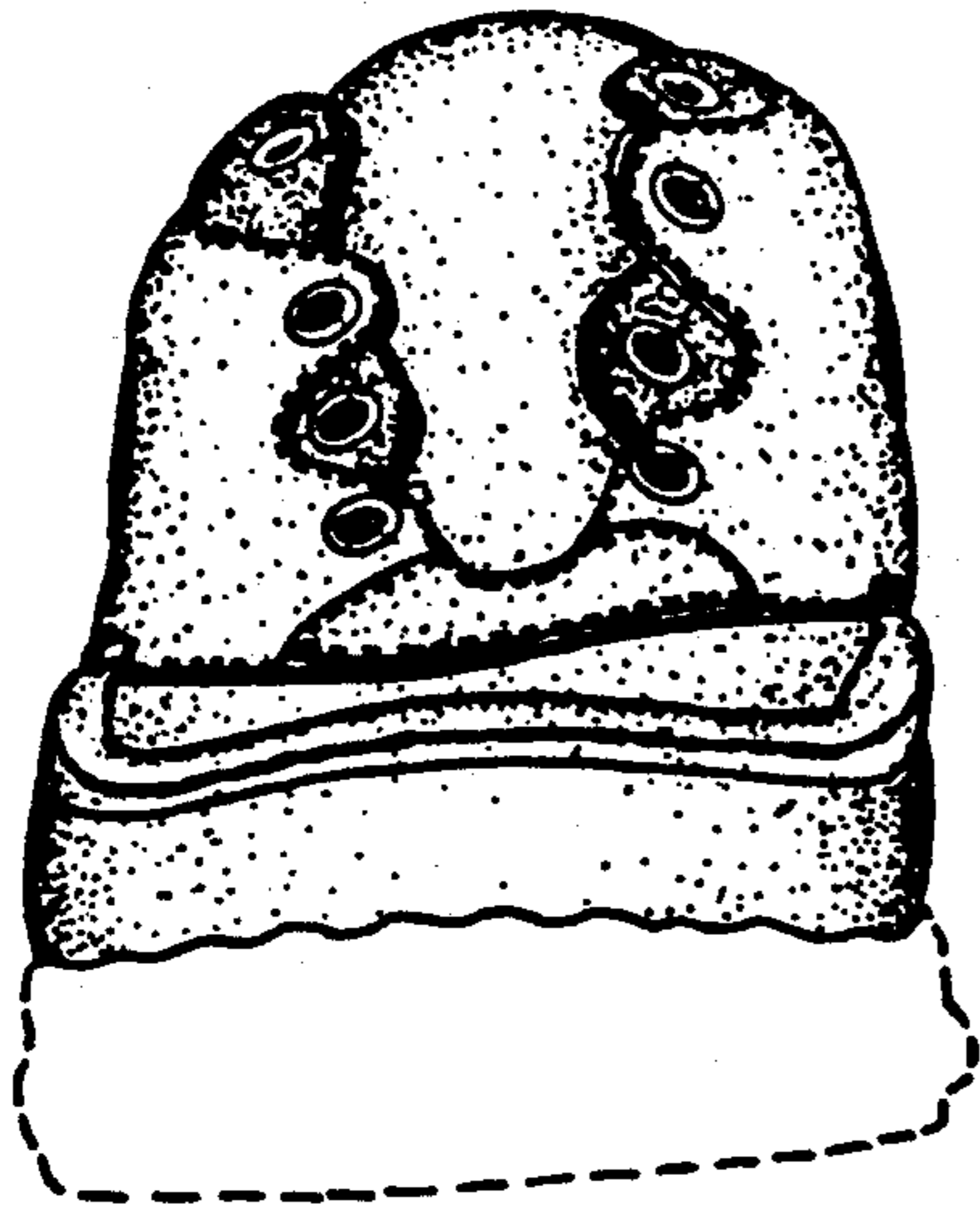


FIG. 3

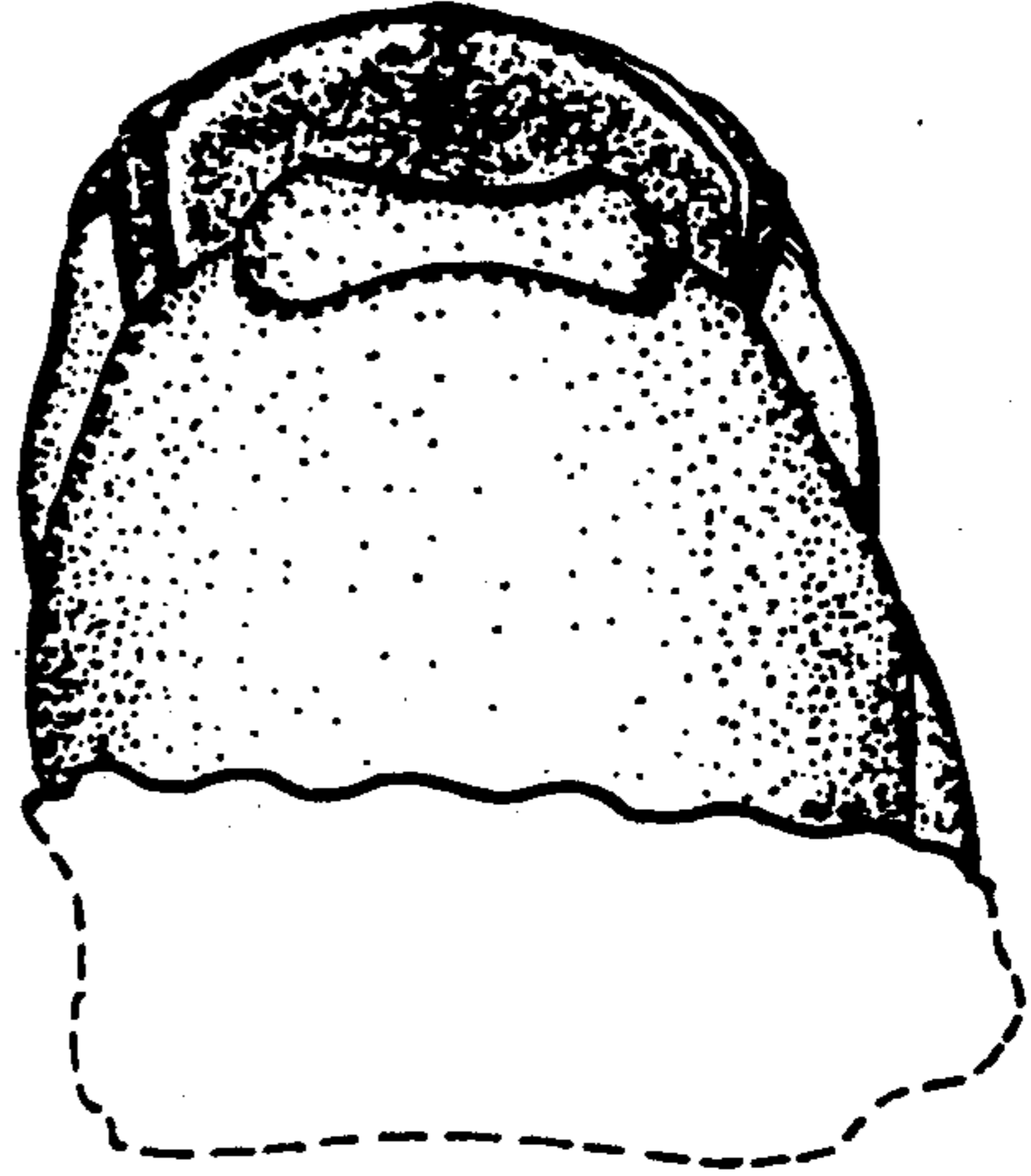


FIG. 4

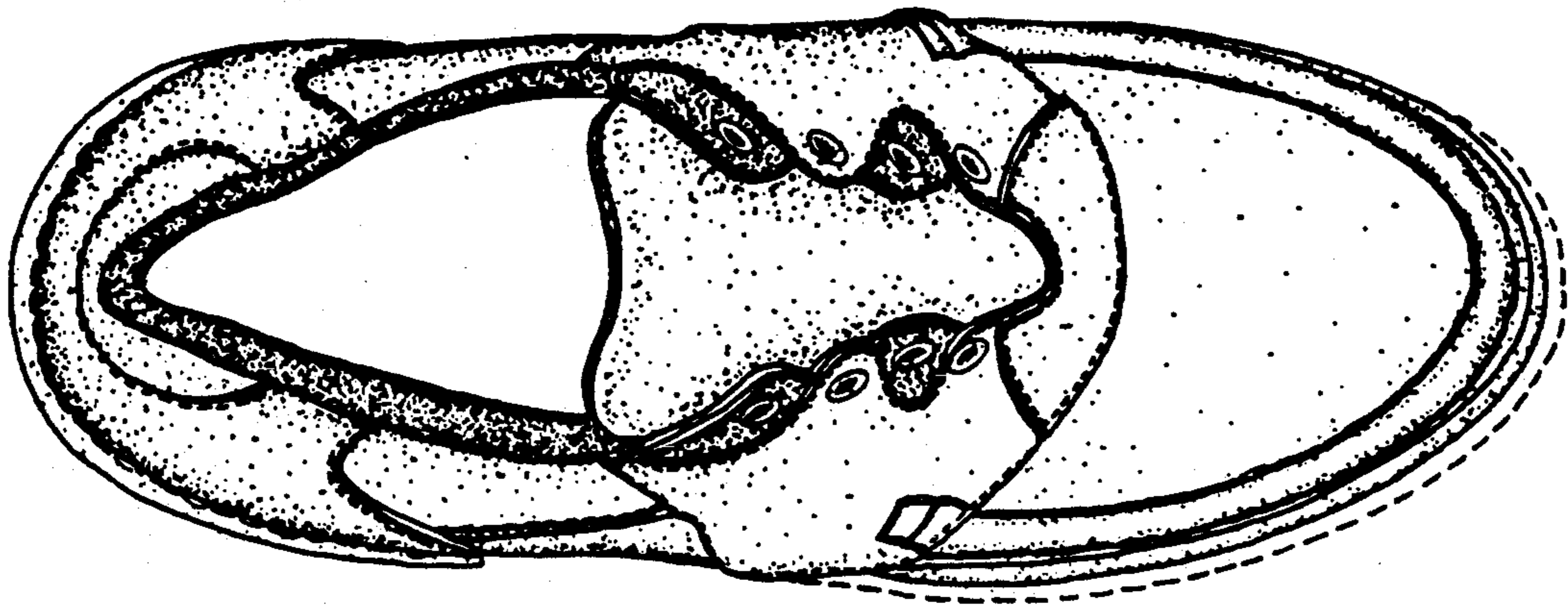


FIG. 5