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United States Patent [19]

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Brooks et al.

[45] Date of Patent: ****Feb. 20, 1996**

[54] **SHOE UPPER**

D. 354,165 1/1995 Werman D2/970

[75] Inventors: **Mike Brooks**, Nelsonville; **Edgar H. Simpson**; **Theodore A. Kastner**, both of Lancaster; **Diana A. Wurfbain**, Athens, all of Ohio

OTHER PUBLICATIONS

Boot & Shoe Recorder—Nov. 15, 1966—p. 45—Boots.
Sporting Goods Dealer—Sep. 1978—p. 99—Boots.
Men's Wear—Nov. 19, 1941—p. 74—Boot at top.

[73] Assignee: **Rocky Shoes & Boots, Inc.**, Nelsonville, Ohio

Primary Examiner—Nelson C. Holtje
Attorney, Agent, or Firm—Porter, Wright, Morris & Arthur

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

[57] CLAIM

[21] Appl. No.: **31,068**

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

[22] Filed: **Nov. 16, 1994**

DESCRIPTION

[52] U.S. Cl. **D2/970**; D2/912

[58] **Field of Search** D2/909-912, 969-970, D2/972; 36/45, 50.1, 50.5, 83-84, 89, 102-103, 131

FIG. 1 is a right side elevational view of a shoe upper showing our new design;
FIG. 2 is a left side elevational view thereof;
FIG. 3 is a rear elevational view thereof;
FIG. 4 is a front elevational view thereof; and,
FIG. 5 is a top plan view thereof.

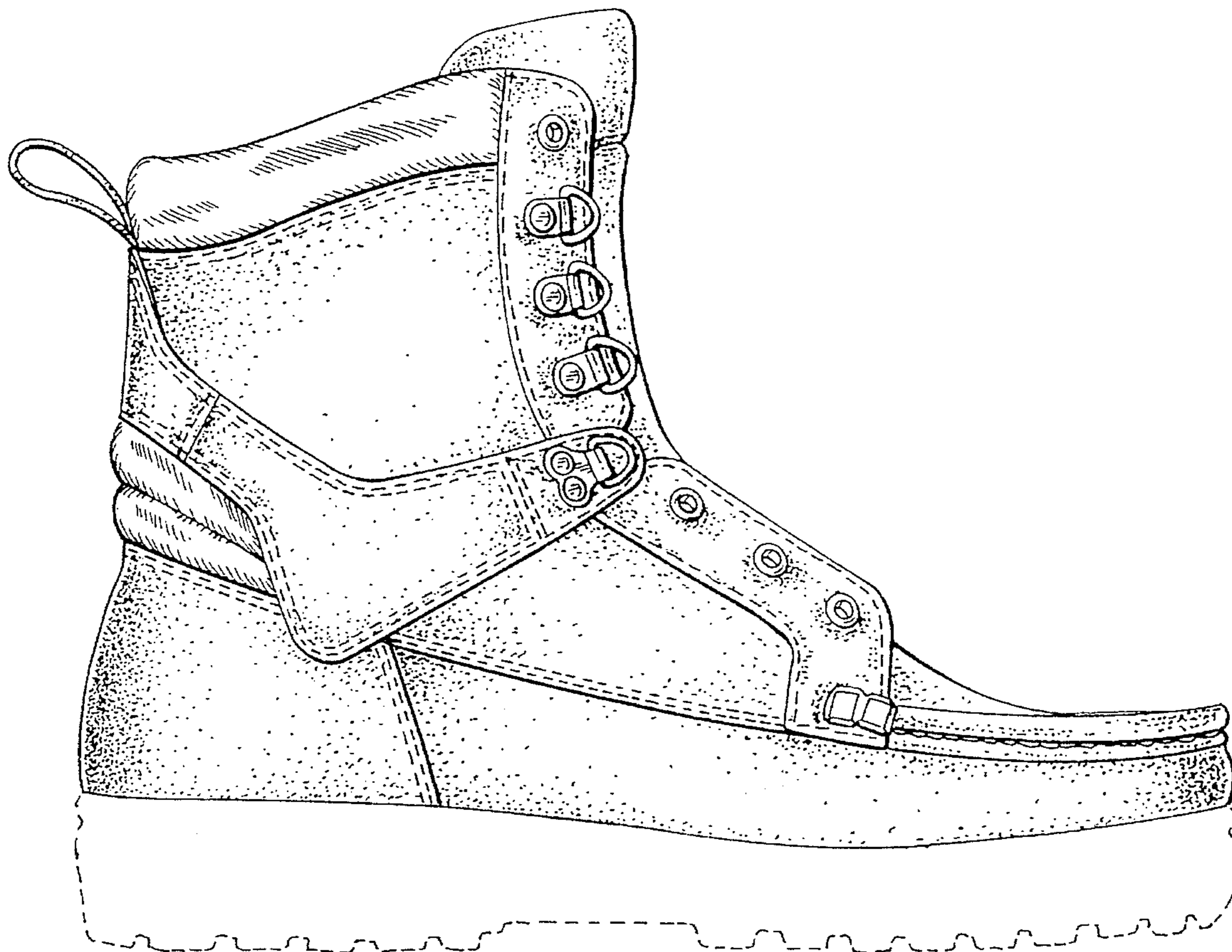
The broken line showing of a shoe sole in the figures is for illustrative purposes only and forms no part of the claimed design.

[56] References Cited

U.S. PATENT DOCUMENTS

D. 298,284	11/1988	Selbiger	.....	D2/972
D. 309,824	8/1990	Aveni	.....	D2/970
D. 346,897	5/1994	Morris	.....	D2/970
D. 347,108	5/1994	Foster	.....	D2/970
D. 354,164	1/1995	Werman	.....	D2/970

1 Claim, 4 Drawing Sheets



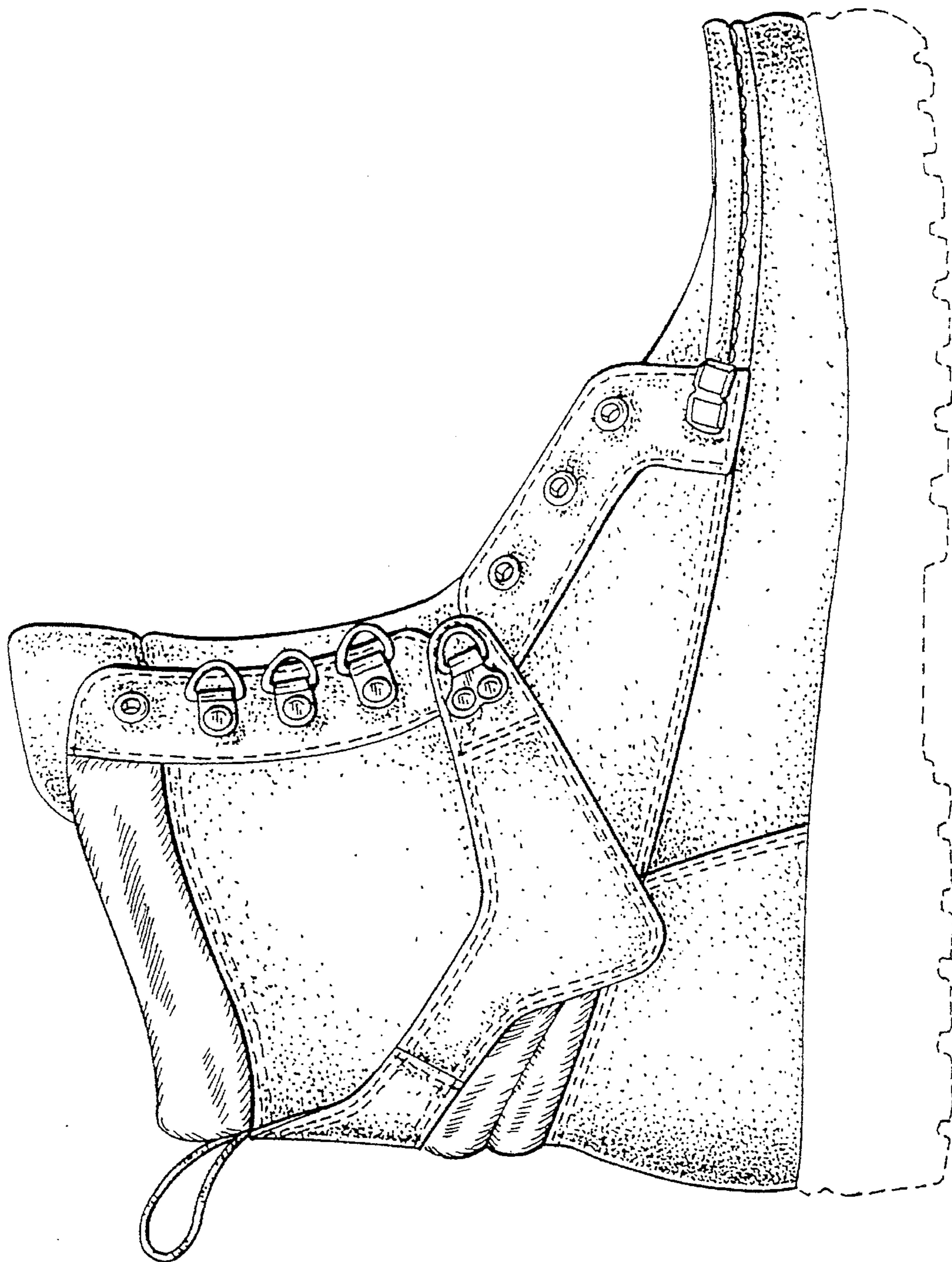


FIG. 1

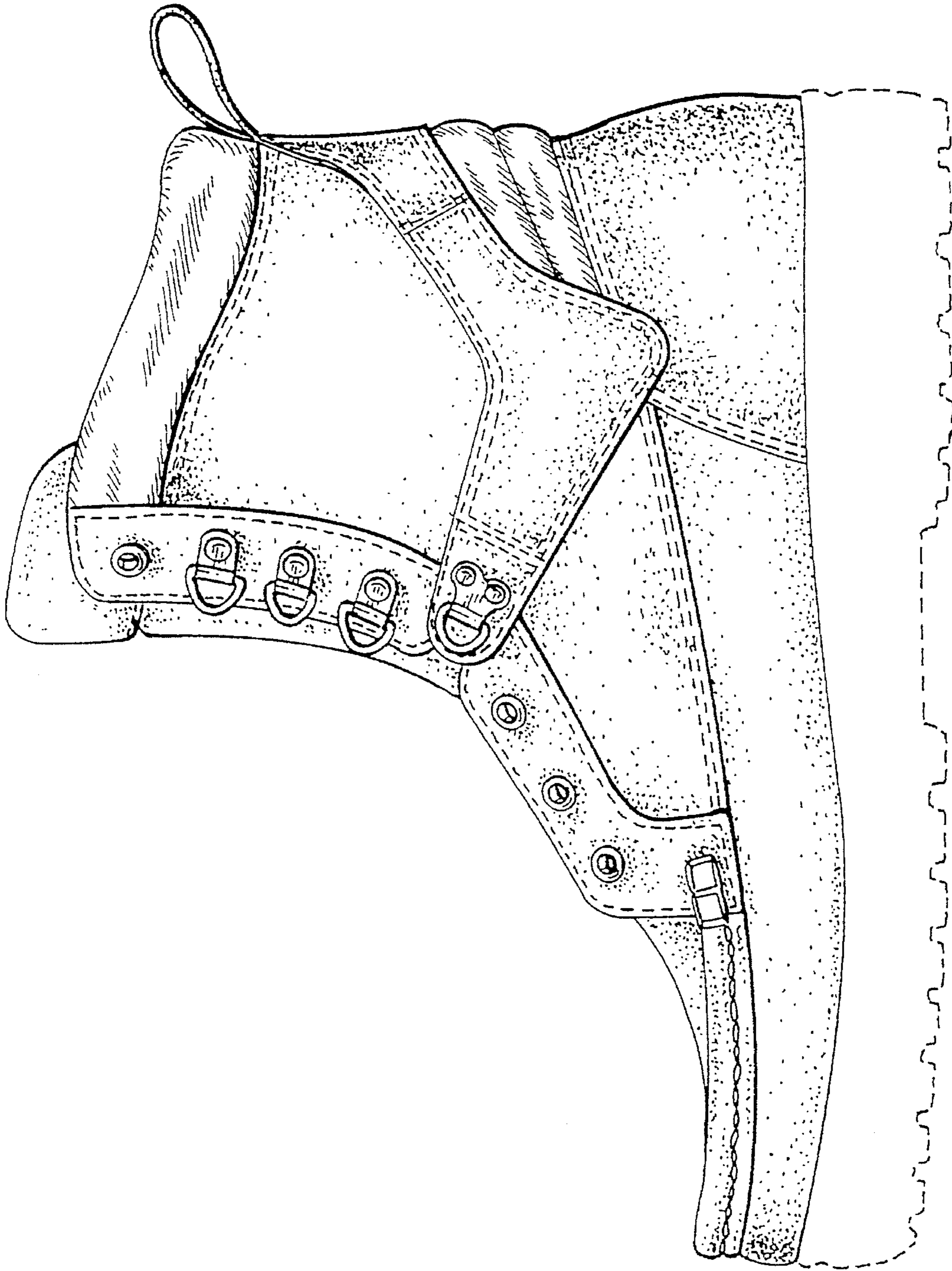


FIG. 2

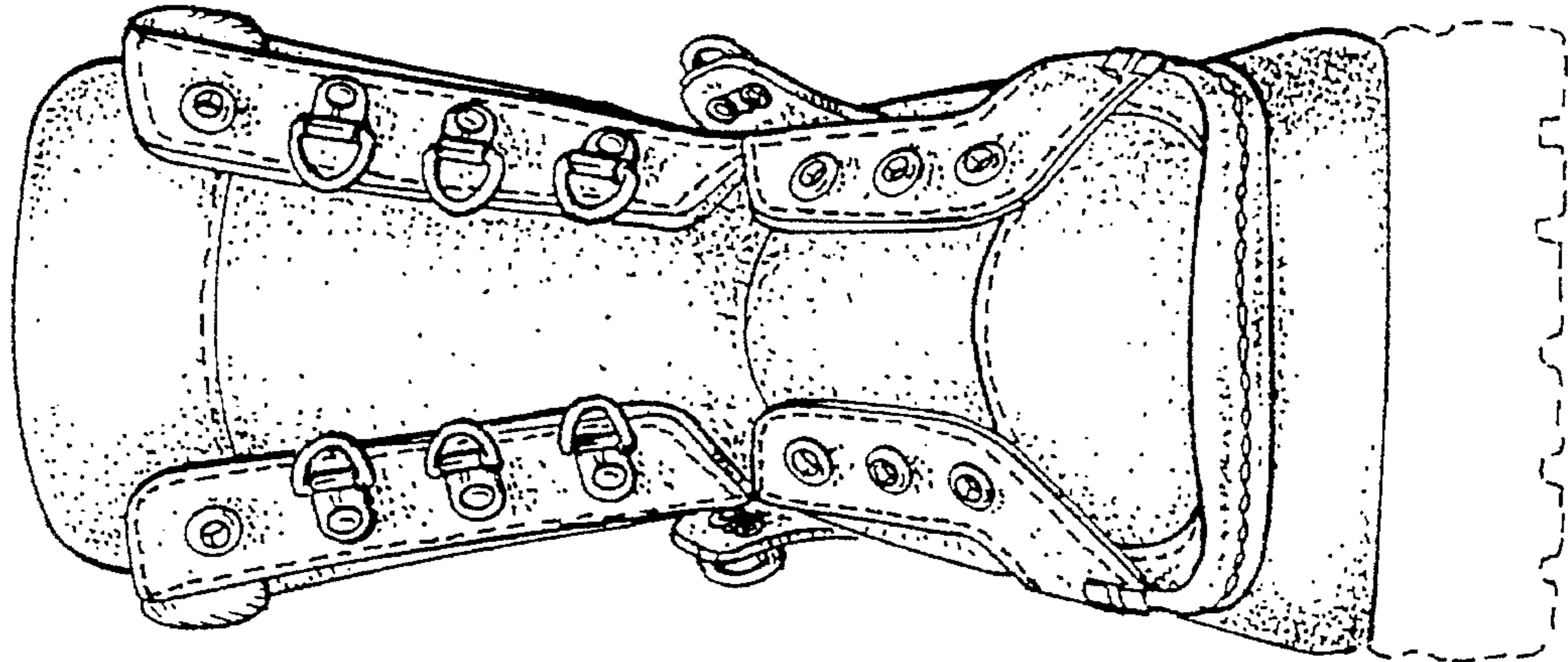


FIG. 4

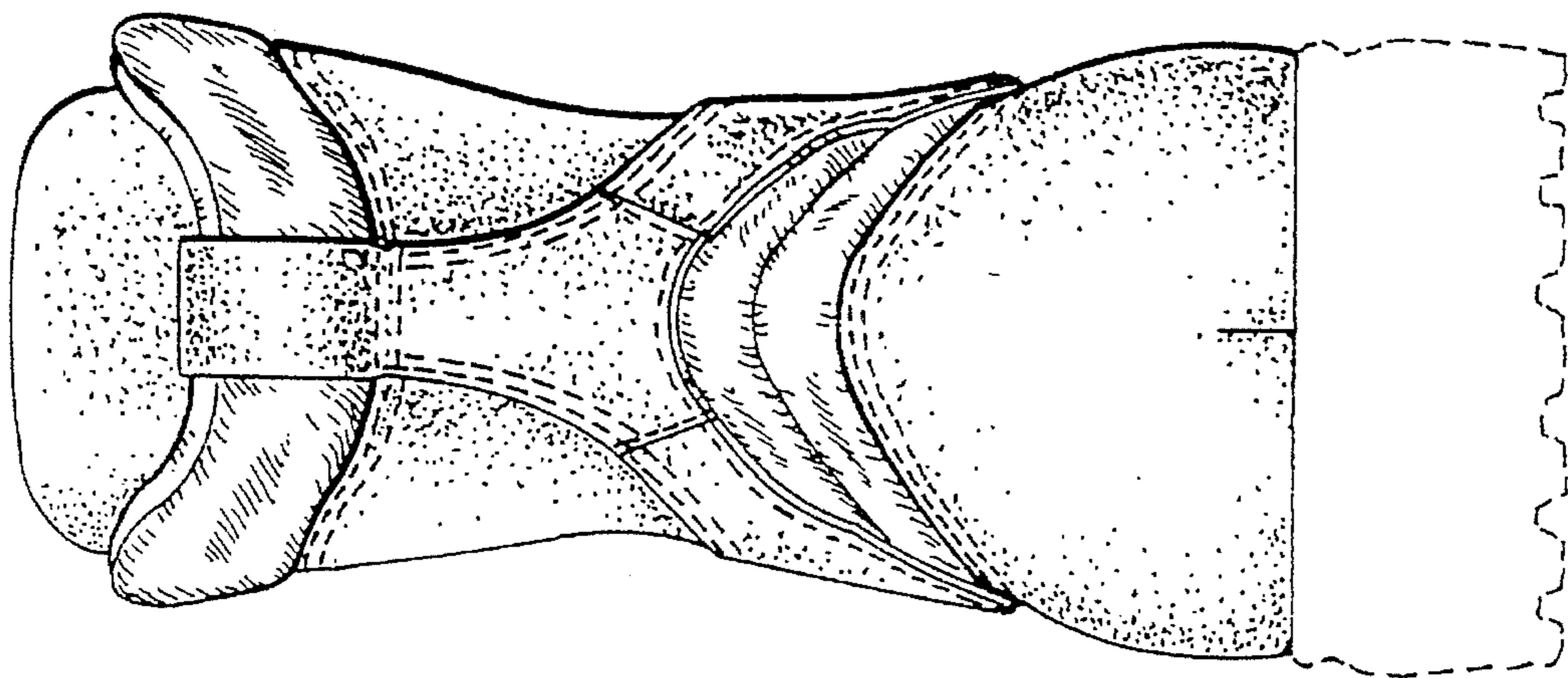


FIG. 3

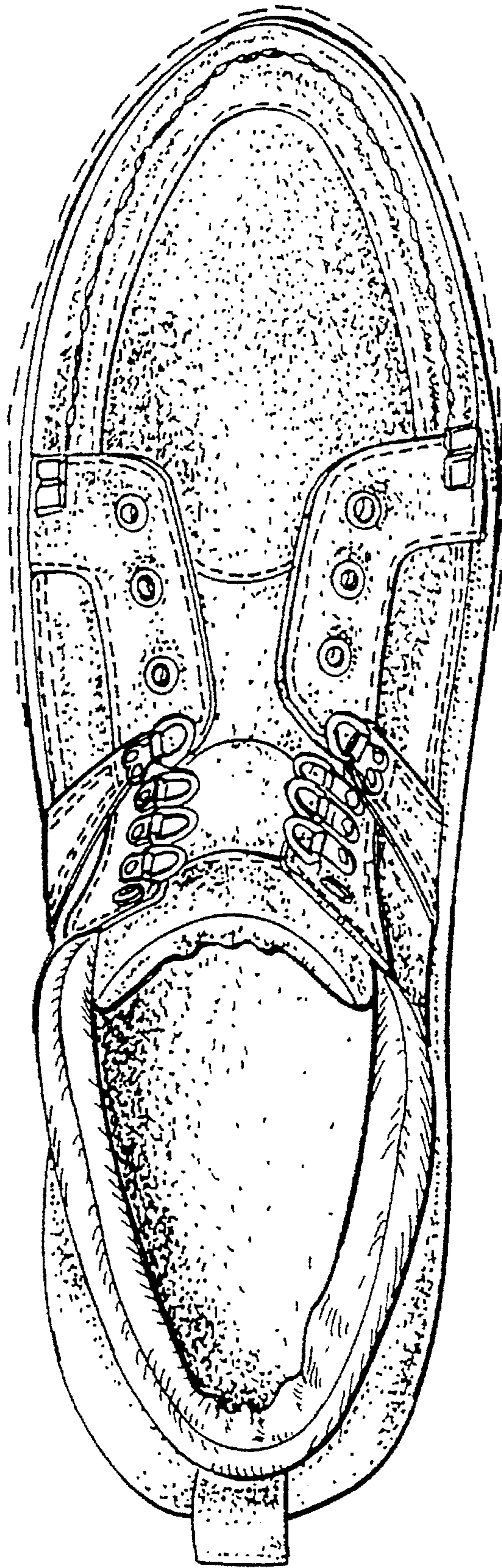


FIG. 5