



US00D401394S

**United States Patent** [19]  
**Herndon**

[11] **Patent Number: Des. 401,394**  
[45] **Date of Patent: \*\*\*Nov. 24, 1998**

[54] **DENIM BOOT UPPER WITH SIDE POCKET  
AN BUTTON FLY**

[76] Inventor: **Albert Dale Herndon**, 11872 Turquoise  
St., Garden Grove, Calif. 92645

[\*] Notice: The term of this patent shall not extend  
beyond the expiration date of Pat. No.  
Des. 398,146.

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

[21] Appl. No.: **68,518**

[22] Filed: **Mar. 26, 1997**

[51] **LOC (6) Cl. .... 02-04**

[52] **U.S. Cl. .... D2/910**

[58] **Field of Search** ..... D2/909, 910, 911,  
D2/912, 897, 898; 36/83, 89, 102, 113,  
114, 116, 45, 50.1

- D. 282,021 1/1986 Linn .
- D. 283,078 3/1986 Gamm .
- D. 283,750 5/1986 Gamm .
- D. 285,267 8/1986 Gamm .
- D. 287,540 1/1987 Gamm .
- D. 289,102 4/1987 Gamm .
- D. 291,020 7/1987 Gamm .
- D. 291,021 7/1987 Caldeira .
- D. 294,997 4/1988 Gamm .
- D. 296,607 7/1988 Iber ..... D2/910
- D. 298,981 12/1988 Gamm .
- D. 305,178 12/1989 Tonkel .
- D. 330,623 11/1992 Kelley .
- D. 345,853 4/1994 Blankenship .
- D. 356,664 3/1995 Cesaretti .

(List continued on next page.)

**FOREIGN PATENT DOCUMENTS**

- 0493864A 8/1992 European Pat. Off. .
- WO95/31119 11/1995 WIPO .

**OTHER PUBLICATIONS**

Boot and Shoes Records, Apr. 1974, p.3. Denium Boots.  
Footwear News, Oct. 24, 1983, Boot #3167.  
Footwear News, Nov. 24, 1986, p. 84. Down Under Boot.

*Primary Examiner*—Doris V. Coles  
*Attorney, Agent, or Firm*—Joseph E. Mueth

[57] **CLAIM**

“The ornamental design for denim boot upper with side pocket and button fly”.

**DESCRIPTION**

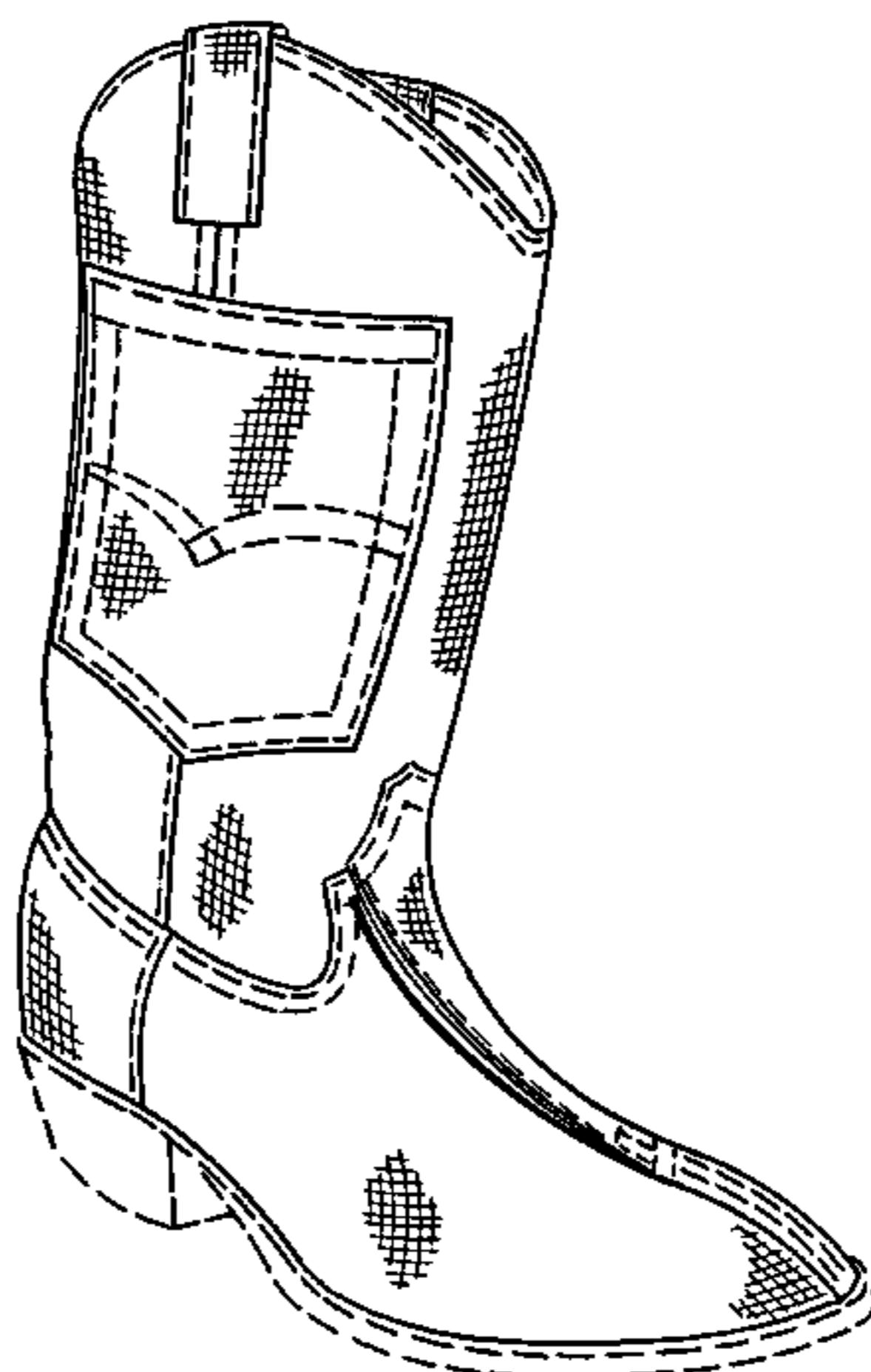
FIG. 1 is a left side perspective view of a denim boot upper with side pocket and button fly;  
FIG. 2 is a right side perspective view thereof;  
FIG. 3 is a front elevational view thereof;  
FIG. 4 is a rear elevational view thereof; and,  
FIG. 5 is a perspective view with the button fly exposed.  
The broken line showing of a shoe sole and heel in FIG. 1–5 is for illustrative purposes only and forms no part of the claimed design. The other broken lines on claimed design represent top stitching.

**1 Claim, 4 Drawing Sheets**

[56] **References Cited**

**U.S. PATENT DOCUMENTS**

- D. 244,726 6/1977 Katz .
- D. 247,932 5/1978 Katz .
- D. 253,498 11/1979 Katz .
- D. 261,695 11/1981 Gamm .
- D. 261,823 11/1981 Gamm .
- D. 271,157 11/1983 Gamm .
- D. 277,427 2/1985 Gamm .
- D. 277,615 2/1985 Gamm .
- D. 277,616 2/1985 Gamm .
- D. 279,138 6/1985 Gamm .
- D. 279,327 6/1985 Gamm .
- D. 279,519 7/1985 Gamm .
- D. 280,672 9/1985 Gamm .
- D. 280,776 10/1985 Gamm .
- D. 280,777 10/1985 Gamm .
- D. 280,778 10/1985 Gamm .
- D. 280,862 10/1985 Gamm .
- D. 281,116 10/1985 Gamm .
- D. 281,117 10/1985 Gamm .
- D. 281,639 12/1985 Gamm .
- D. 281,734 12/1985 Gamm .
- D. 281,736 12/1985 Gamm .
- D. 281,737 12/1985 Gamm .
- D. 281,925 12/1985 Gamm .



U.S. PATENT DOCUMENTS

D. 356,675	3/1995	Gamm .	4,612,714	9/1986	Gamm .
D. 369,458	5/1996	Adams .	4,630,383	12/1986	Gamm .
4,103,440	8/1978	Lawrence .	4,638,579	1/1987	Gamm .
4,133,311	1/1979	Karczewski .	4,644,673	2/1987	Gamm .
4,186,502	2/1980	Foster .	4,697,363	10/1987	Gamm .
4,254,563	3/1981	Bruno .	4,726,128	2/1988	Lin .
4,280,287	7/1981	Gulbransen .	4,817,306	4/1989	Bayer .
4,296,559	10/1981	Gamm .	4,841,646	6/1989	Maurer, Jr. .
4,384,414	5/1983	Gamm .	5,042,119	8/1991	Williams .
4,458,432	7/1984	Stempski .	5,084,986	2/1992	Usui .
4,471,539	9/1984	Mann .	5,094,016	3/1992	DiVito .
4,485,496	12/1984	Shanks, Jr. .	5,148,949	9/1992	Luca .
4,507,882	4/1985	Harrell .	5,170,573	12/1992	Clinch .
4,516,337	5/1985	Adamik .	5,245,767	9/1993	Morin .
4,536,975	8/1985	Harrell .	5,311,679	5/1994	Birch, Sr. .
4,547,982	10/1985	Gamm .	5,345,700	9/1994	Norment .
4,597,199	7/1986	Hong .	5,471,767	12/1995	Walker .
			5,530,626	6/1996	Norment .

FIG. 1.

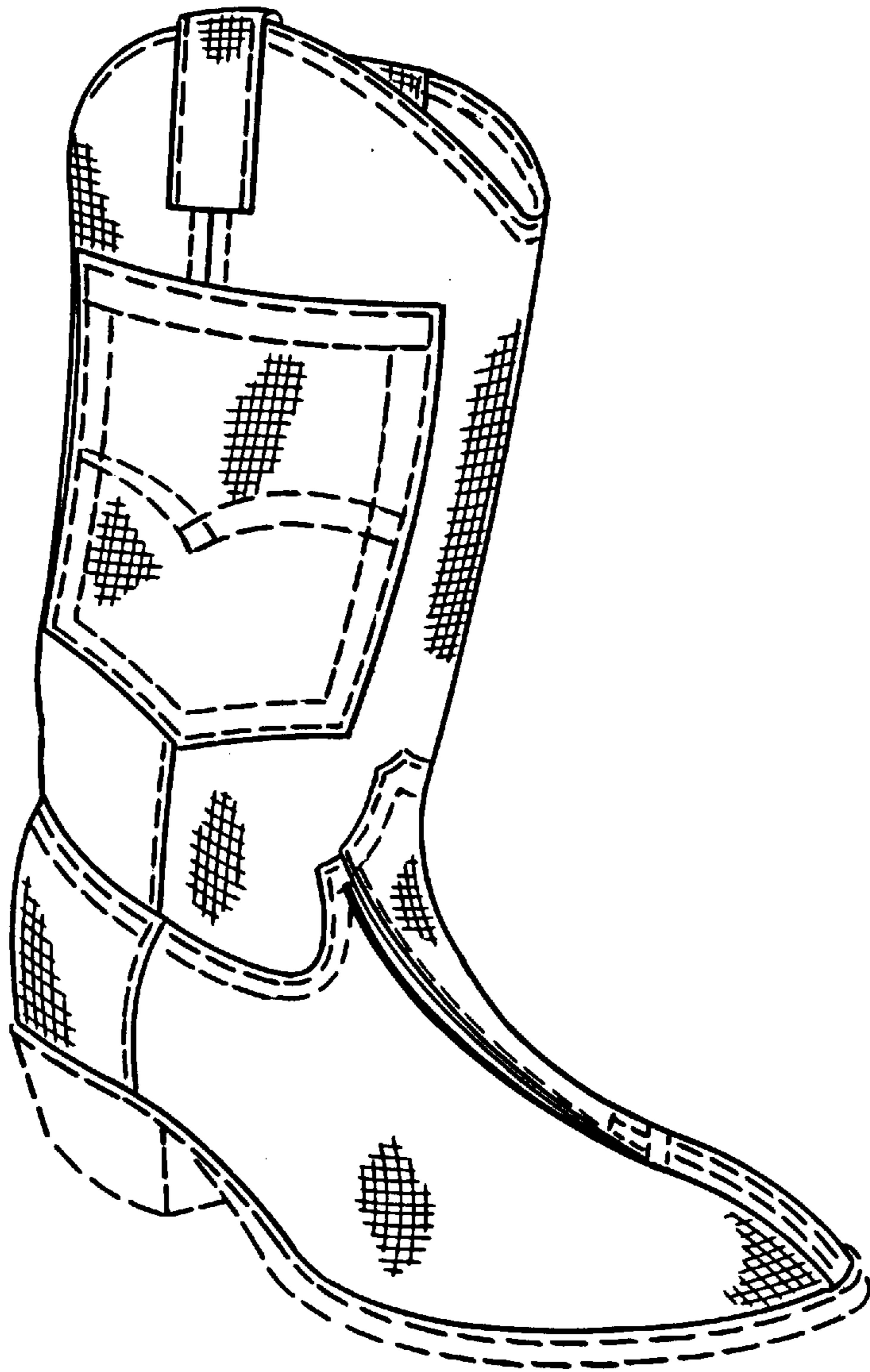


FIG. 2.

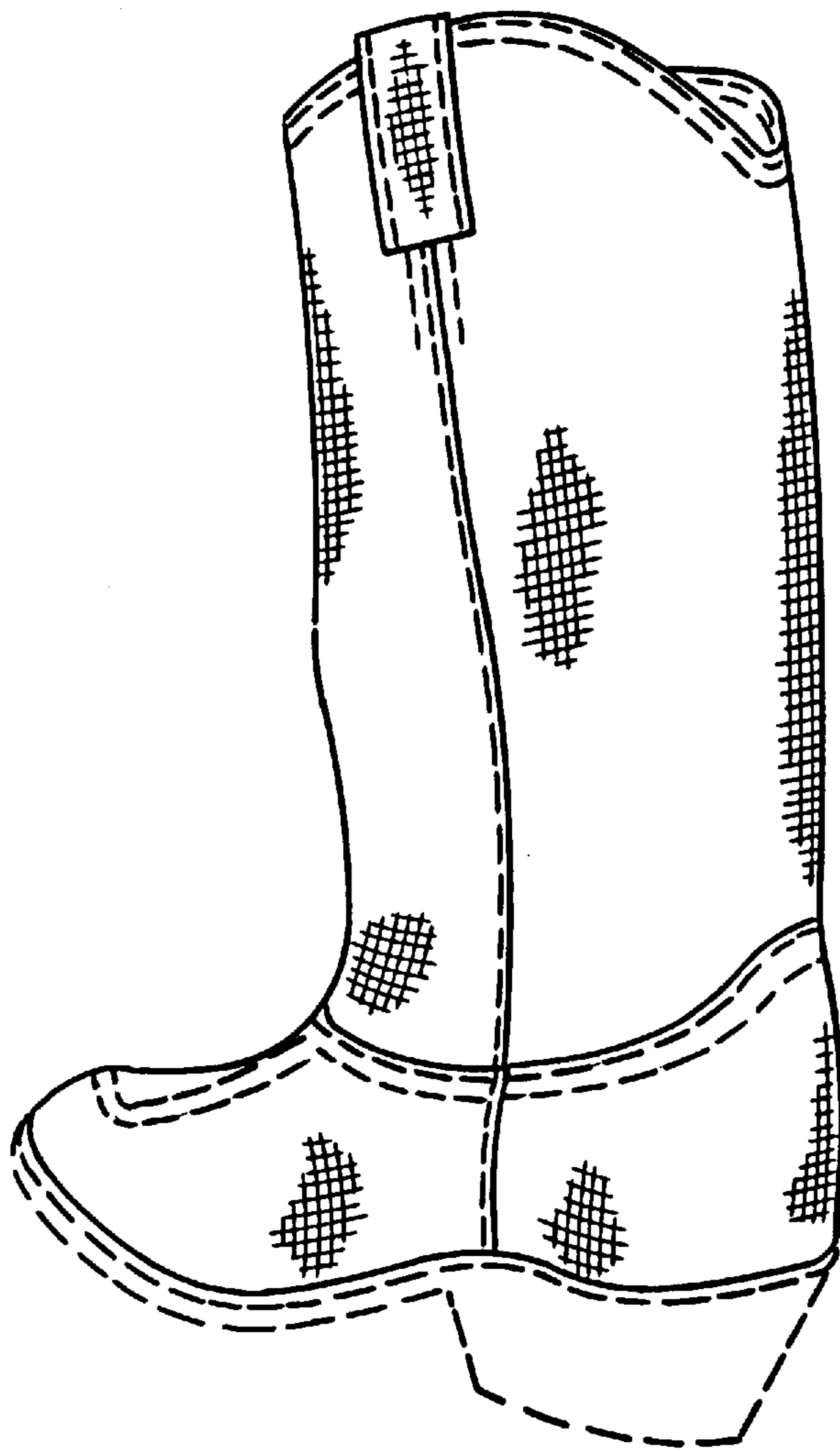


FIG. 3.

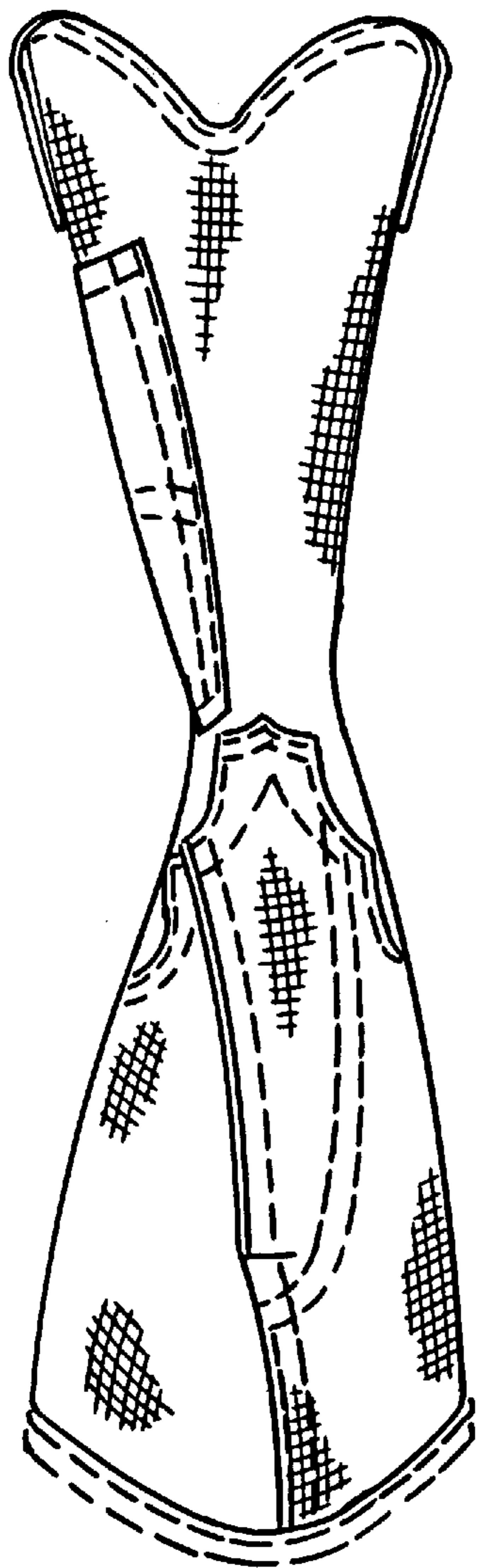


FIG. 4.

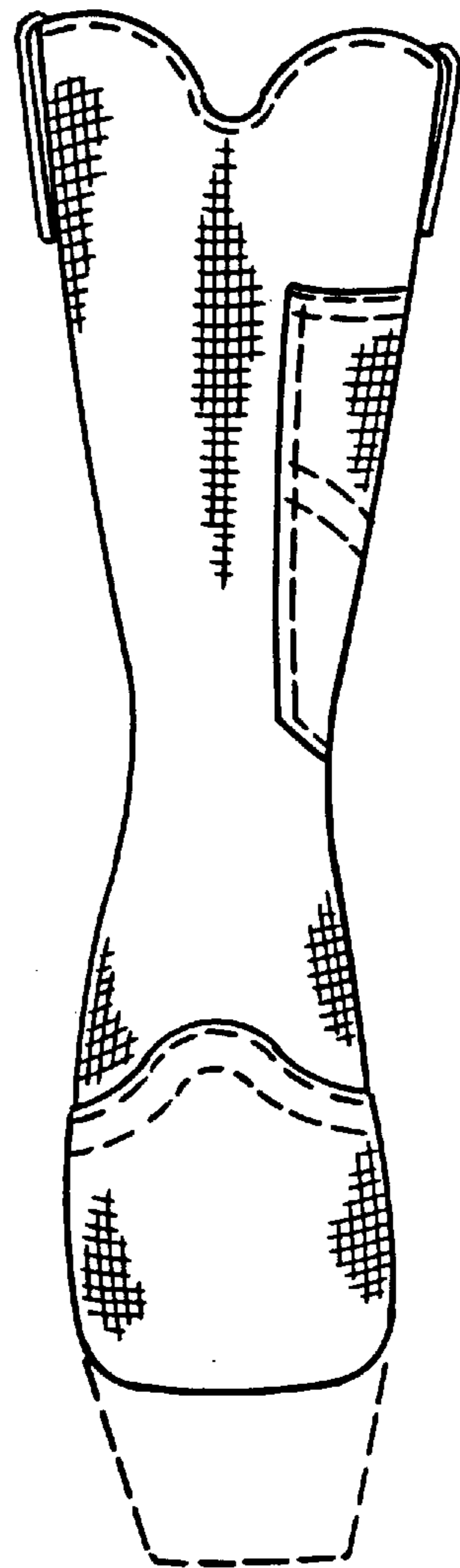


FIG. 5.

