



US00D401398S

# United States Patent [19] Carlson

[11] **Patent Number: Des. 401,398**

[45] **Date of Patent: \*\*Nov. 24, 1998**

[54] **SHOE UPPER**

[75] Inventor: **Ragnar Carlson**, S. Yarmouth, Mass.

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

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

[21] Appl. No.: **78,591**

[22] Filed: **Oct. 28, 1997**

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

[52] **U.S. Cl. .... D2/969**

[58] **Field of Search** ..... D2/969, 970, 902,  
D2/907, 908, 910-912, 944; 86/83, 89,  
102, 103, 114, 116, 45, 50.1, 127

[56] **References Cited**

**U.S. PATENT DOCUMENTS**

D. 97,783	12/1935	Peterson	.....	D2/969
D. 226,882	5/1973	Powers	.	
D. 277,427	2/1985	Gamm	.	
D. 315,389	3/1991	Spence	.	
D. 394,739	6/1998	Carlson	.....	D2/969
2,312,078	2/1943	Crannell	.	
5,197,210	3/1993	Sink	.....	36/127

**OTHER PUBLICATIONS**

The Winthrop Shoe Catalog p. 22, the "Regent Last", Jun. 1937.

Bass Catalog p. 11, the "Signature Blair", Sep. 1990.

The Astral and Pavement Lo shoes, The Brooks Fall/Winter '93 Catalog.

The Classic bal saddle, Shield tip saddle, Twin saddle bal, and Plain toe blucher saddle shoes, Foot-Joy 1989-1990 catalog.

The TW-3211, TW-3212, JM-1107, VM-1303, GM-1304, GM-1303 and GM-1202 shoes, Mention Enterprise & Co., Ltd. catalog.

*Primary Examiner*—Louis S. Zarfes

*Assistant Examiner*—G. Andoll

*Attorney, Agent, or Firm*—Sterne, Kessler, Goldstein & Fox P.L.L.C.

[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 my new design;

FIG. 2 is a right side elevational view thereof;

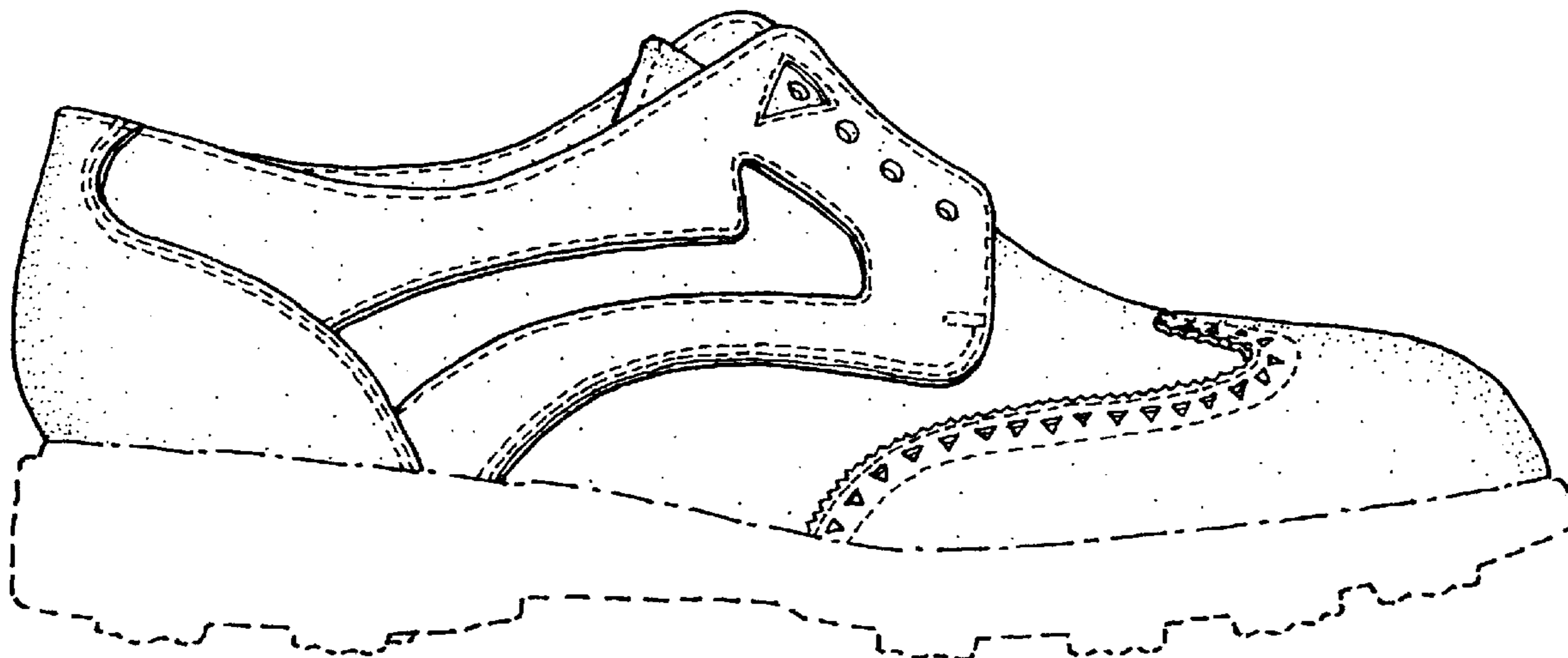
FIG. 3 is a top plan view thereof;

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

FIG. 5 is a rear elevational view thereof.

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

**1 Claim, 2 Drawing Sheets**



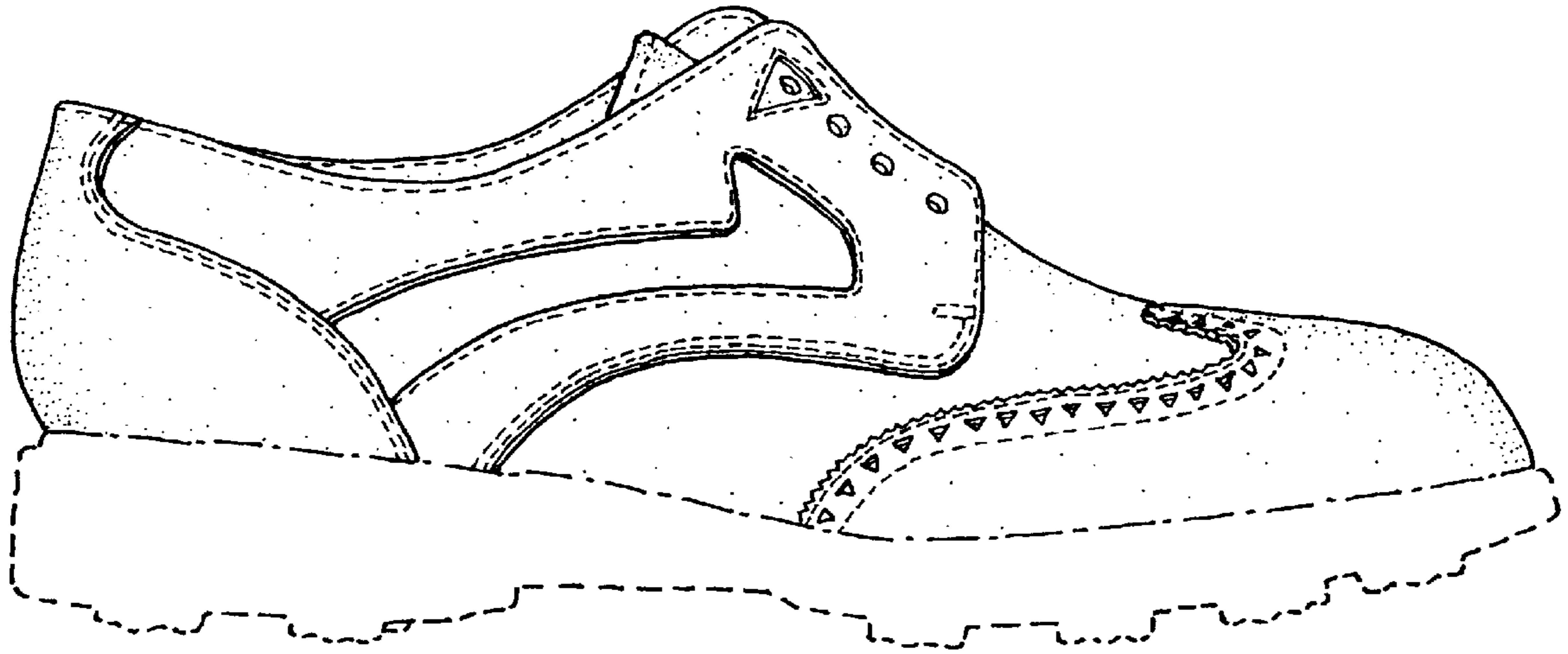


FIG. 1

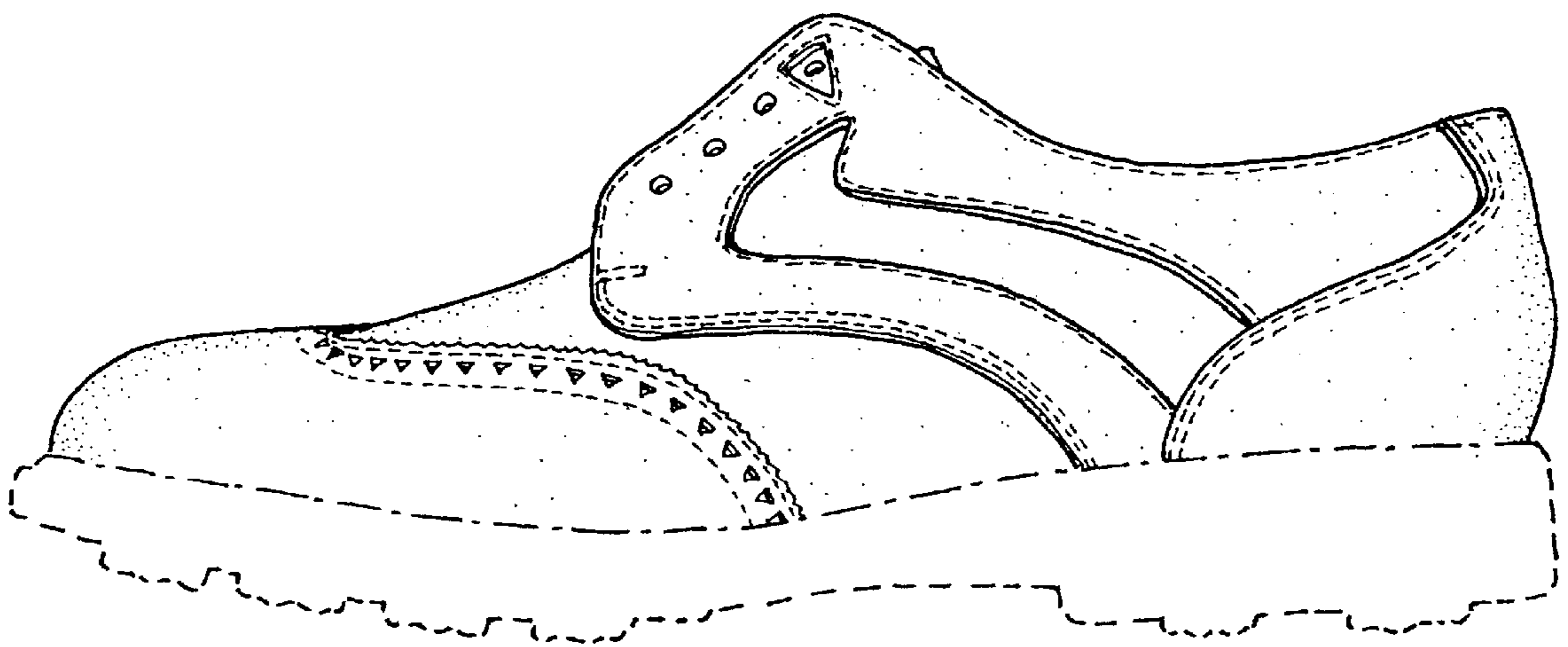


FIG. 2

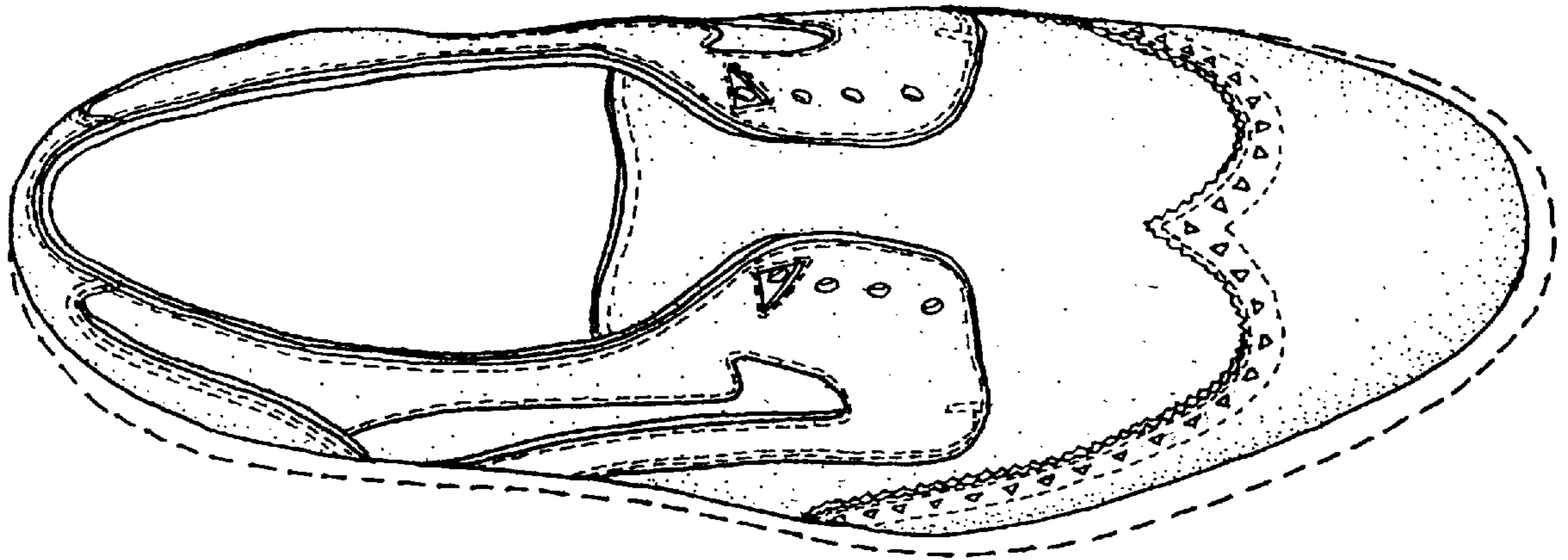


FIG. 3

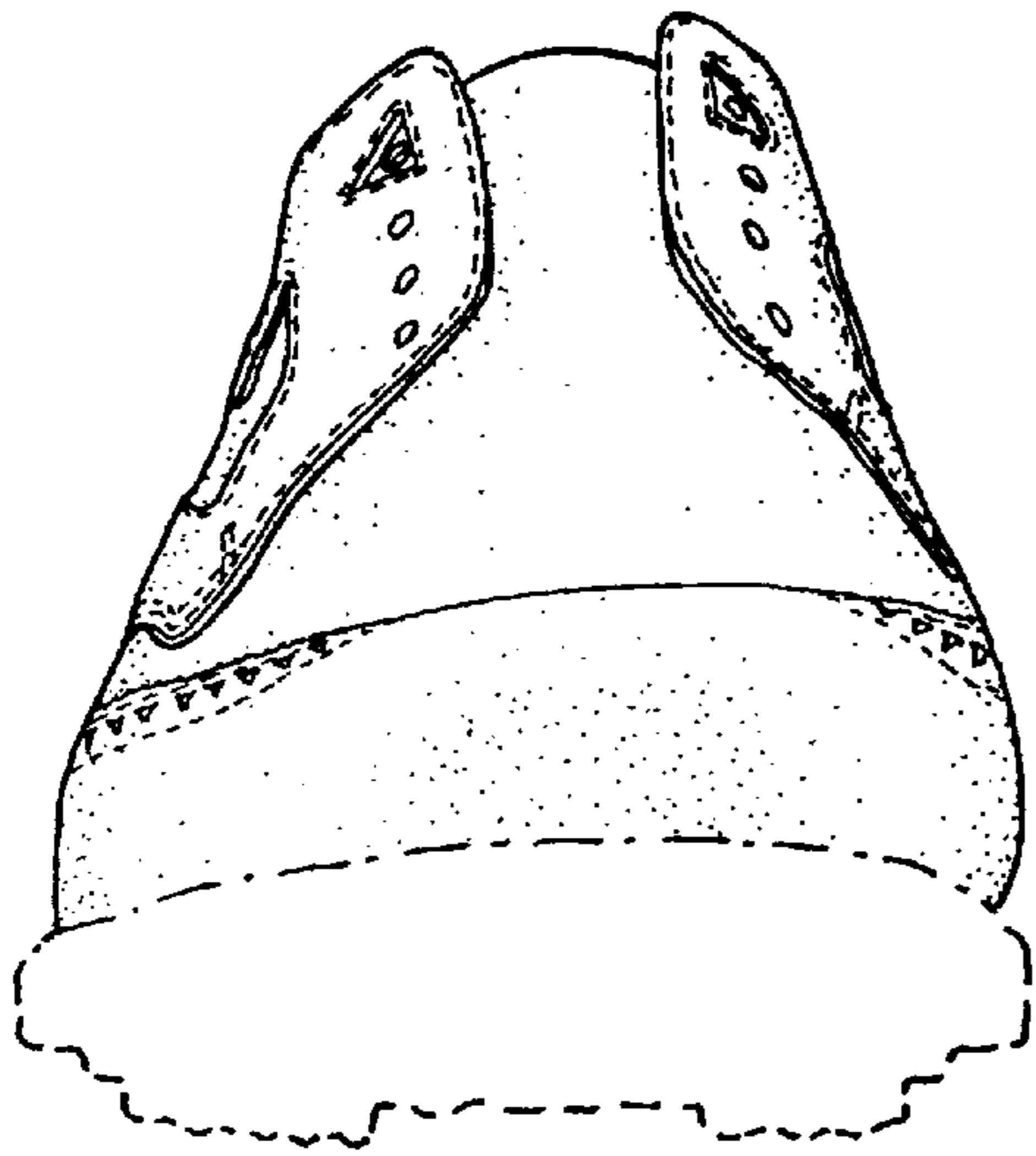


FIG. 4

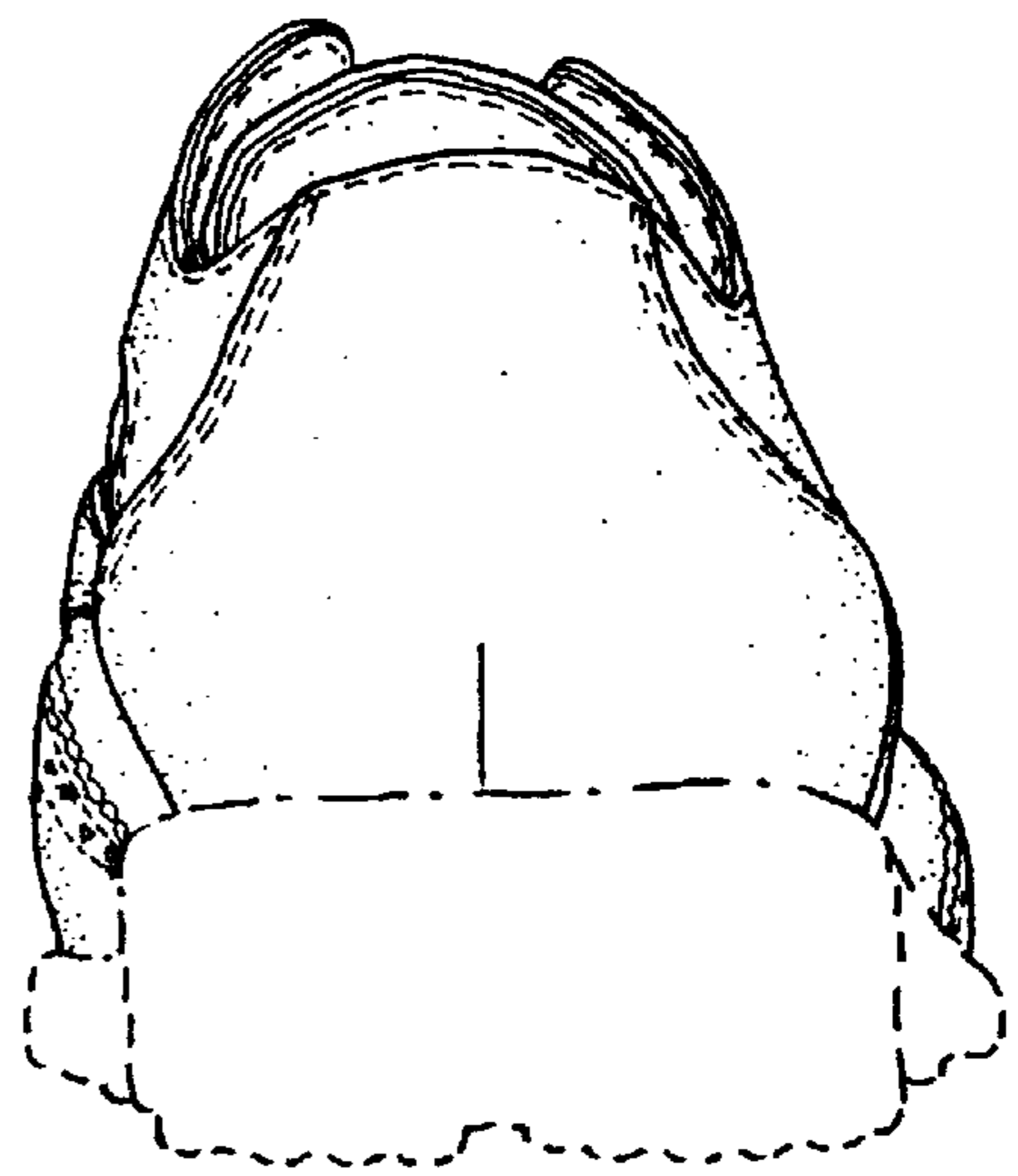


FIG. 5