



US00D431347S

United States Patent [19]
Bettencourt

[11] **Patent Number: Des. 431,347**
[45] **Date of Patent: ** Oct. 3, 2000**

[54] **SHOE UPPER**

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

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

[21] Appl. No.: **29/096,657**

[22] Filed: **Nov. 17, 1998**

[51] **LOC (7) Cl.** **02-04**

[52] **U.S. Cl.** **D2/969; D2/902; D2/907**

[58] **Field of Search** D2/902, 907, 908-912,
D2/969, 970, 947-960; 36/83, 89, 102,
106, 113, 114, 126-131, 312, 45, 46.5,
84, 50.1, 25 R, 4

[56] **References Cited**

U.S. PATENT DOCUMENTS

D. 233,805	12/1974	Kubo	.....	D2/902
D. 240,280	6/1976	Senter	.....	D2/902
D. 248,512	7/1978	Nova et al.	.....	D2/912
D. 279,620	7/1985	Ueda	.....	D2/908
D. 296,037	6/1988	Brown et al.	.....	D2/970
D. 303,868	10/1989	Argyropoulos	.....	D2/907
D. 341,937	12/1993	Minkin	.....	D2/970
D. 342,370	12/1993	Keen	.	
D. 345,460	3/1994	Ryder	.....	D2/969
D. 346,483	5/1994	Foster	.	
D. 346,897	5/1994	Morris et al.	.....	D2/970
D. 349,806	8/1994	Minkin	.....	D2/970
D. 351,939	11/1994	Ryder	.....	D2/970
D. 354,165	1/1995	Werman	.....	D2/970
D. 358,930	6/1995	Blanchini	.....	D2/970
D. 380,594	7/1997	von Conta	.	
D. 380,597	7/1997	Brooks et al.	.....	D2/970
D. 381,798	8/1997	Cyr	.....	D2/970
D. 382,992	9/1997	Chiu	.....	D2/970
D. 384,195	9/1997	Brooks et al.	.....	D2/970
D. 385,397	10/1997	Duclos	.....	D2/970
D. 399,043	10/1998	Duclos et al.	.....	D2/969

(List continued on next page.)

OTHER PUBLICATIONS

Cabela's Catalog, p. 95, Items A & B, Chukka Boot; p. 126, Rockport Chukka & Cabela's Classic Safari Boot, Jul. 1991. Cabela's Catalog, p. 195 Cabela's Outfitter Series; p. 244 Teton II Hikers, Kalmath and Kahnteena Hikers, Gunnison Hiker; p. 246, Grand Mesa Hikers, Aug. 1999. M2114, M2306, M2316, and M9004 Shoes, Rockport Catalog Fall 1985, pp. 1 and 3. M8034 and M8002 Shoes, Rockport Catalog Spring 1987, pg. 6. M8102 and W2021 Shoes, Rockport Fall 1987/Spring 1988 Catalog, pg. 6. M3325 Shoe, Rockport Fall 1998 Catalog. M2175 and M2462 Shoes, Rockport Men's and Women's Collection Spring 1991 Catalog, pg. 23. M3390 Alamosa Shoe, Rockport Fall 1996 Catalog, pg. 17. M2060 Lisbon Shoe, Rockport Spring 1997 Catalog, pg. 7. M1980 Shoe, Rockport Fall 1994 Catalog, pg. 4. M4290 Cruz, M4220 Broa, M9350 Hydrosurge, WW210 Mykonos, and the WIW80, WIW70 and WIW70 Summer-sport Shoes, Rockport Spring 1998 Collection, pgs. 11, 20, 34 and 38.

(List continued on next page.)

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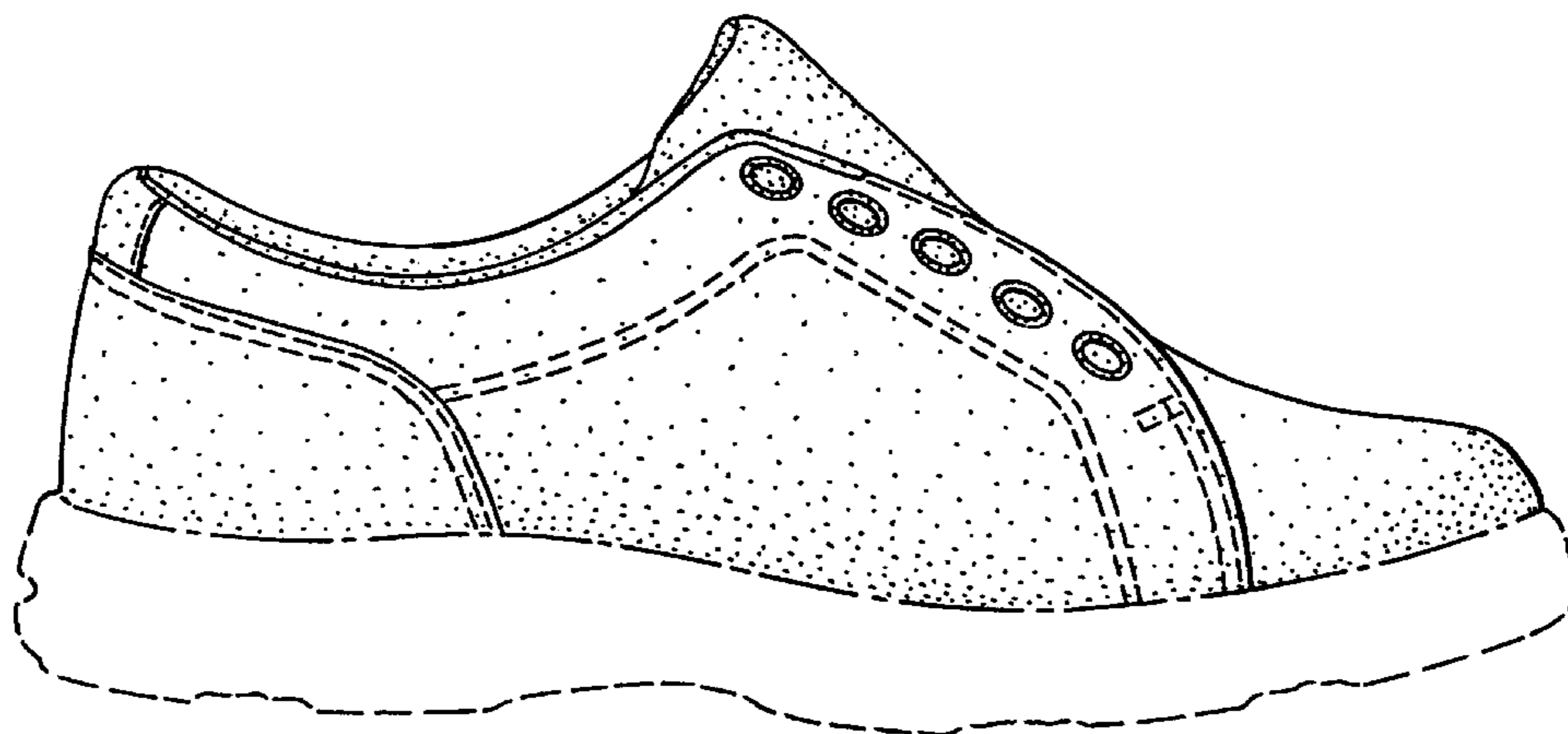
[57] **CLAIM**

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 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.

1 Claim, 3 Drawing Sheets



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U.S. PATENT DOCUMENTS

D. 399,044	10/1998	Hamel	D2/970	D. 410,326	6/1999	Duclos	D2/970
D. 400,699	11/1998	Brooks et al.	D2/970	2,591,211	4/1952	Spencer	36/4
D. 402,100	12/1998	Greenberg	D2/970	3,545,107	12/1970	Cinquegrana et al.	36/50.1
D. 403,148	12/1998	Kelchak	D2/970	3,798,804	3/1974	Funck	36/45
D. 403,849	1/1999	Greenberg	D2/969				
D. 404,553	1/1999	Greenberg	D2/969				
D. 404,905	2/1999	Kelchak	D2/970				
D. 405,238	2/1999	Hamel	D2/970				
D. 405,599	2/1999	Hamel	D2/969				
D. 408,979	5/1999	Boyer	D2/970				

OTHER PUBLICATIONS

MW200 Mohawk, ML200 Winfield and W5570 Cleveland Shoes, Rockport Fall 1998 Performance Collection, pp. 3, 4 and 11.
MW900 ProWalker DMX Shoe, Rockport Spring 1999 Collection, pp. 20.

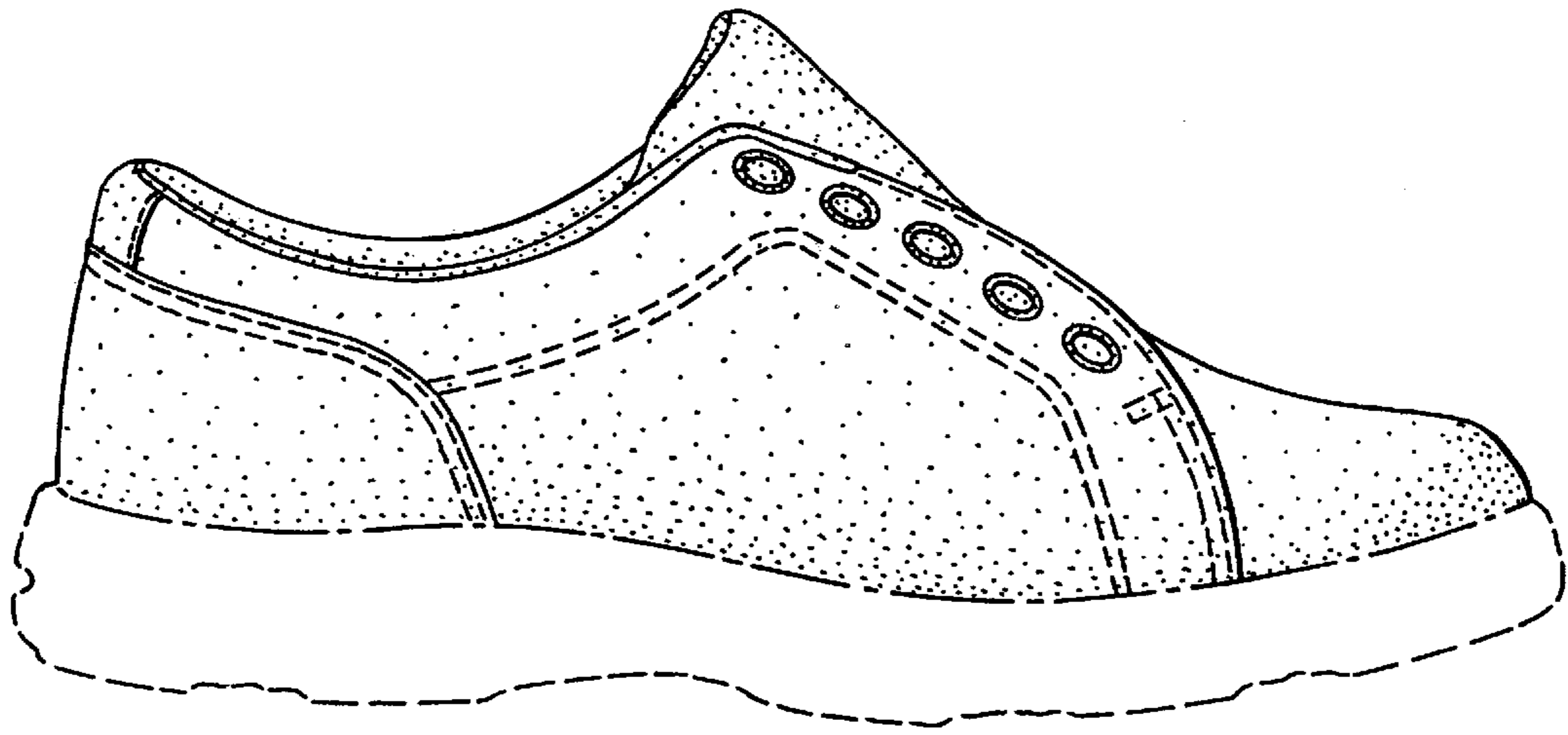


FIG. 1

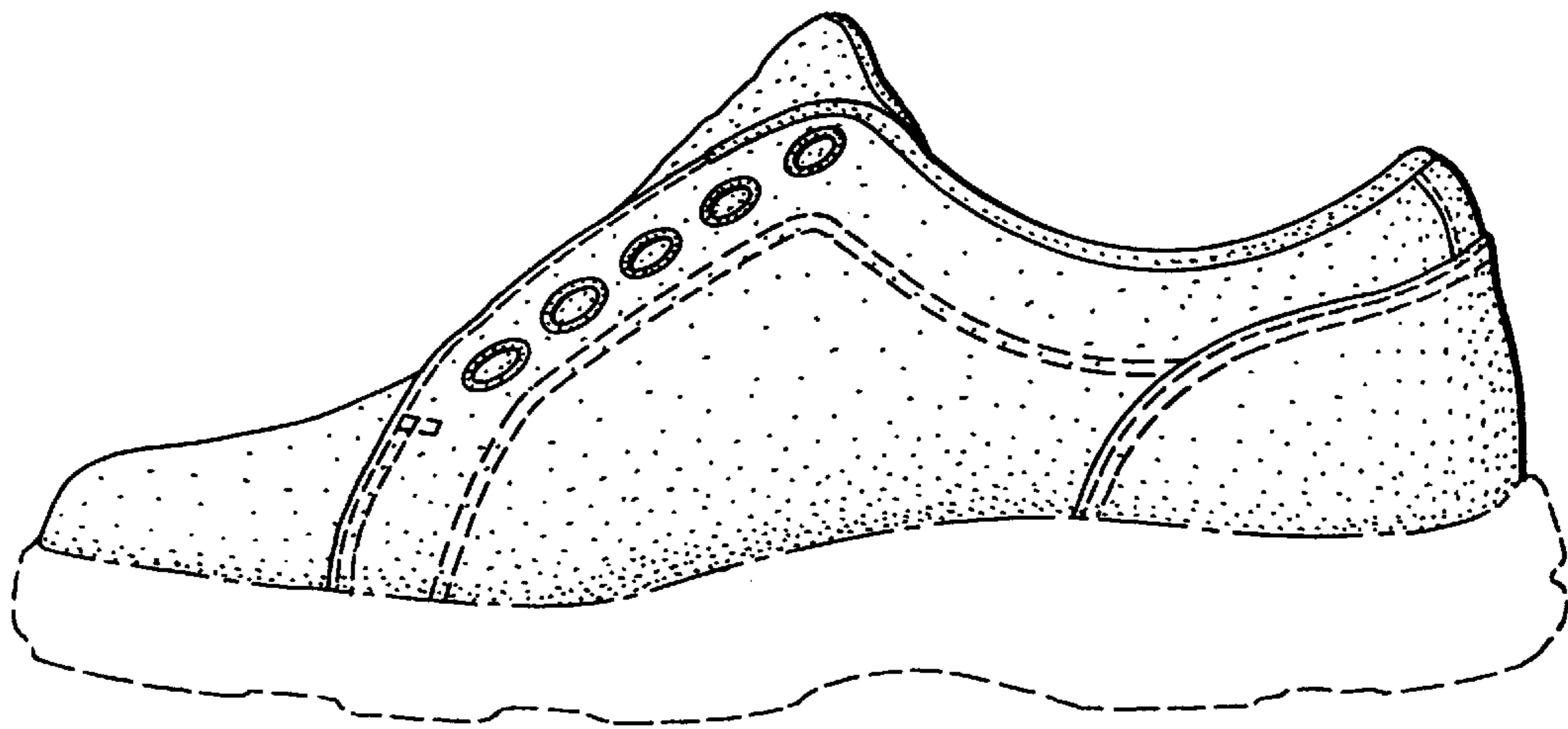


FIG. 2

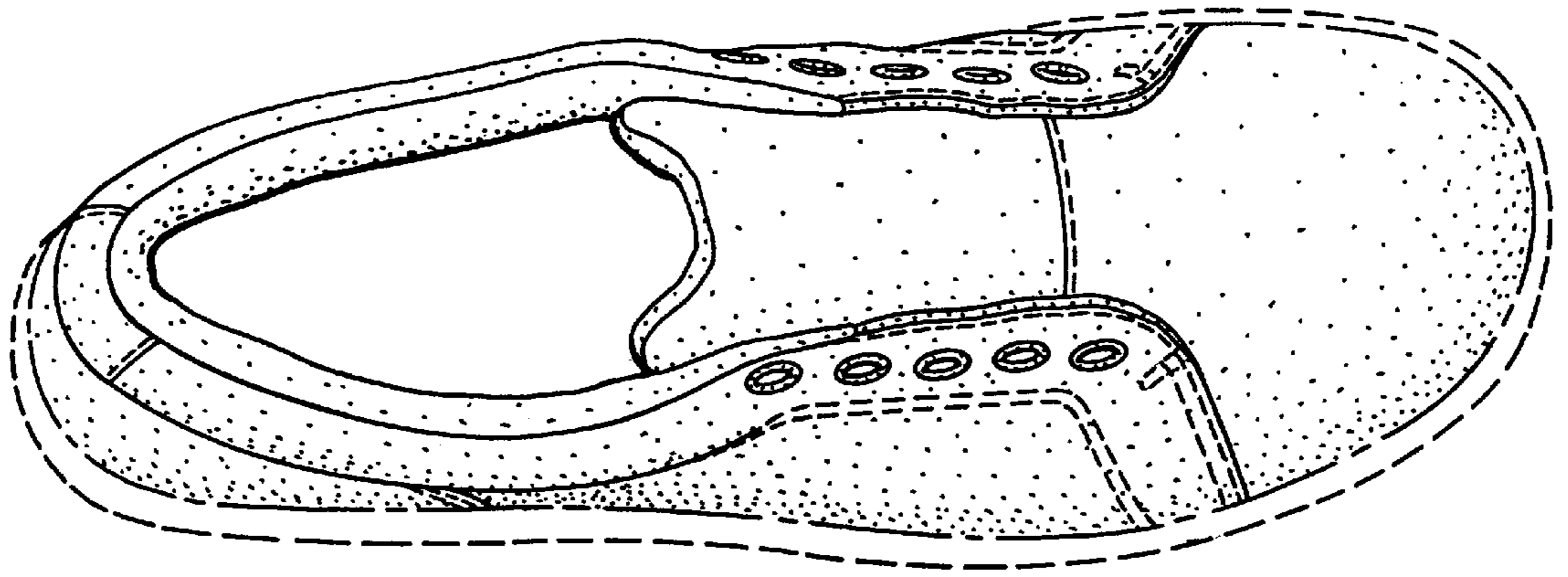


FIG. 3

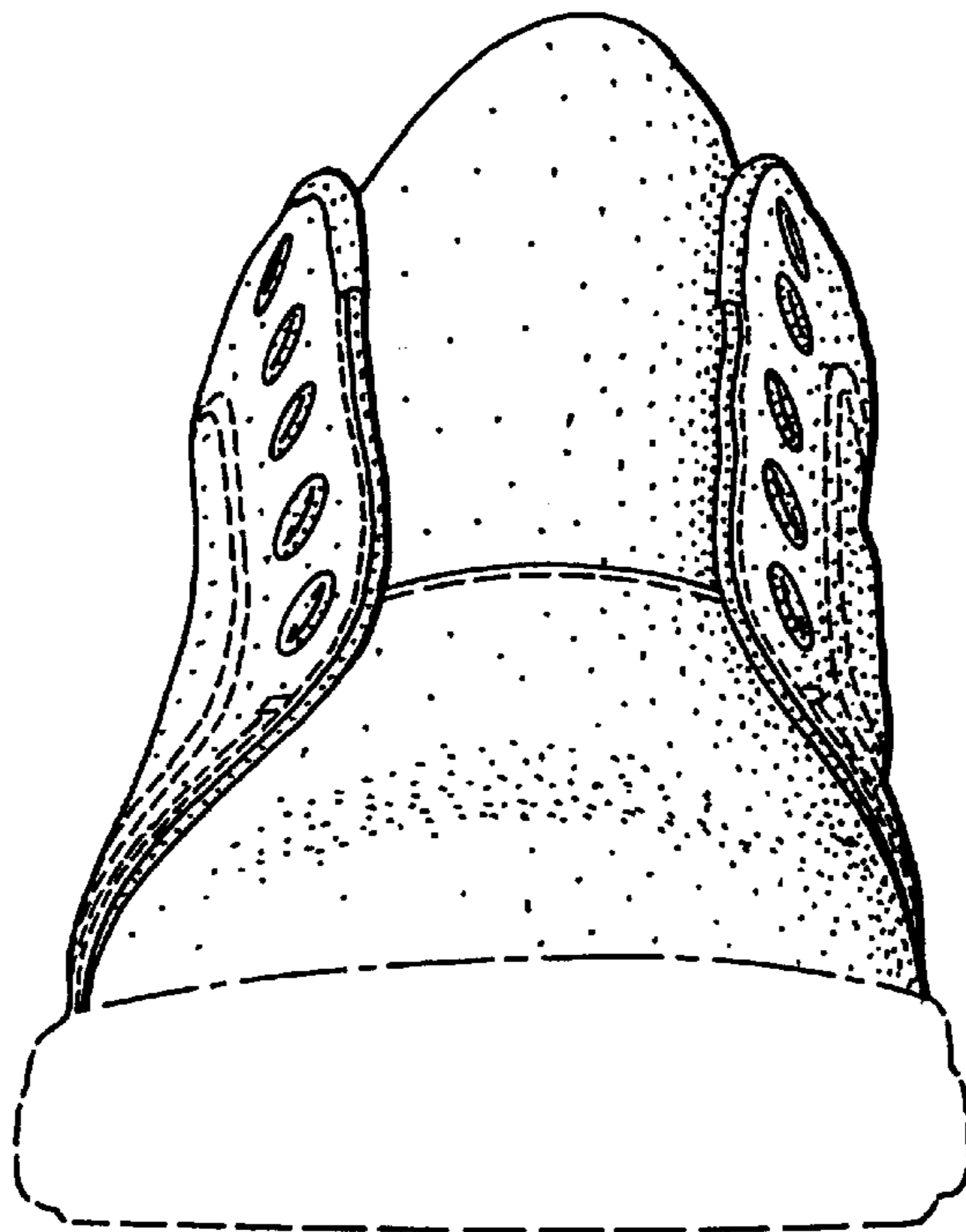


FIG. 4

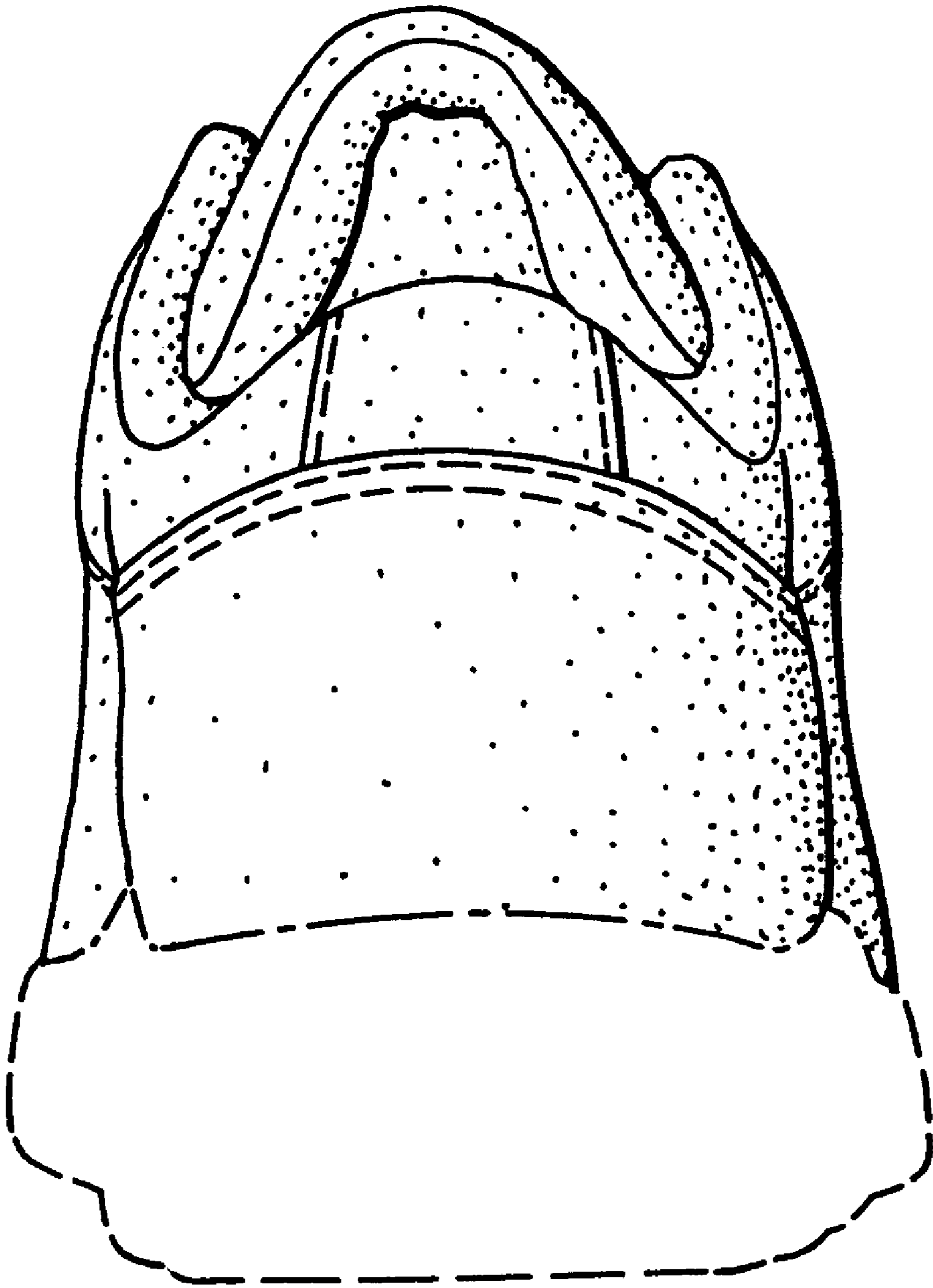


FIG. 5