



US00D438370S

(12) **United States Design Patent** (10) **Patent No.:** **US D438,370 S**
von Conta et al. (45) **Date of Patent:** **** Mar. 6, 2001**

(54) **SHOE UPPER**

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Christopher J. Pawlus, Auburndale,
both of MA (US)

(73) Assignee: **The Rockport Co., Inc.**, Marlborough,
MA (US)

(**) Term: **14 Years**

(21) Appl. No.: **29/087,993**

(22) Filed: **May 11, 1998**

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

(52) **U.S. Cl.** **D2/969; D2/907; D2/902**

(58) **Field of Search** D2/902, 907-912,
D2/969, 970, 947-960; 36/83, 89, 102,
106, 113, 114, 126-131, 3 R, 45, 46.5,
48, 50.1, 25 R, 4

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Primary Examiner—Louis S. Zarfas

Assistant Examiner—G. Andoll

(74) *Attorney, Agent, or Firm*—Sterne, Kessler, Goldstein & Fox PLLC

(57) **CLAIM**

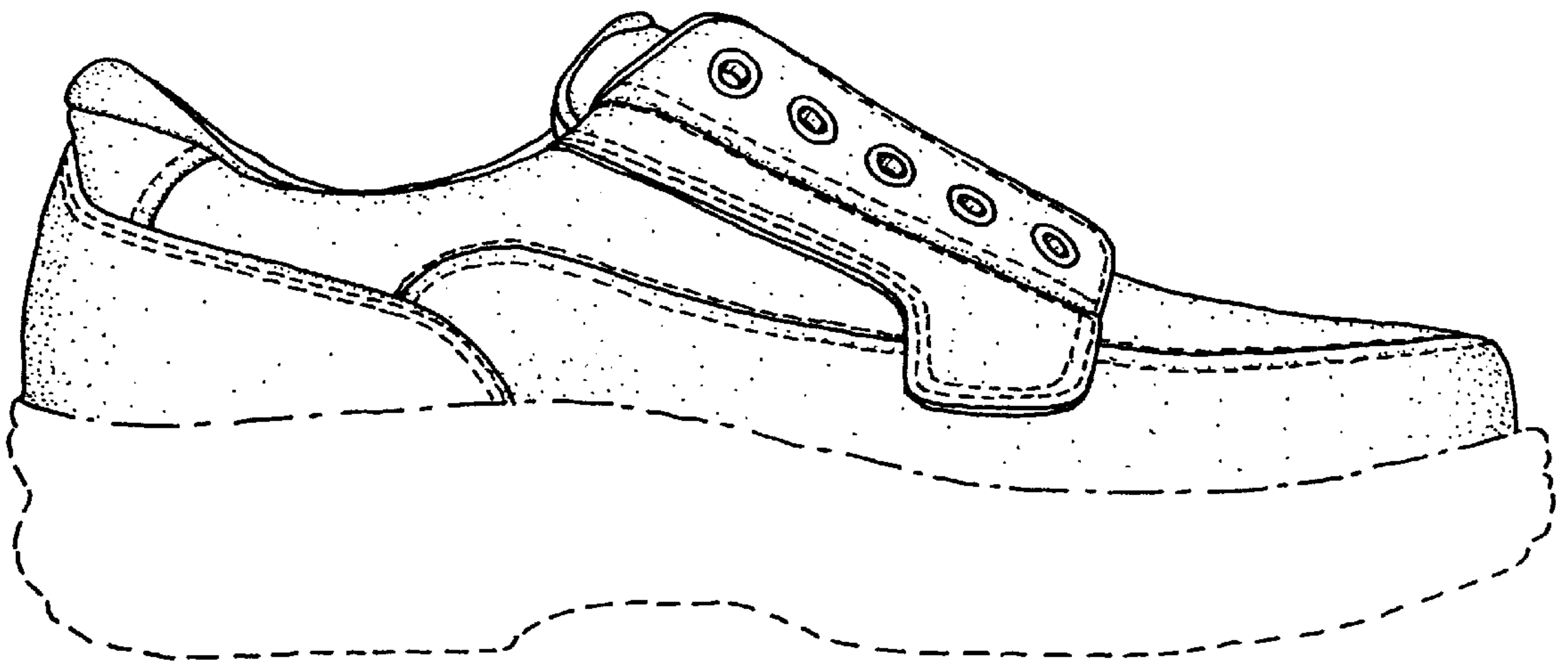
The ornamental design for a shoe upper, as shown and described.

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 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



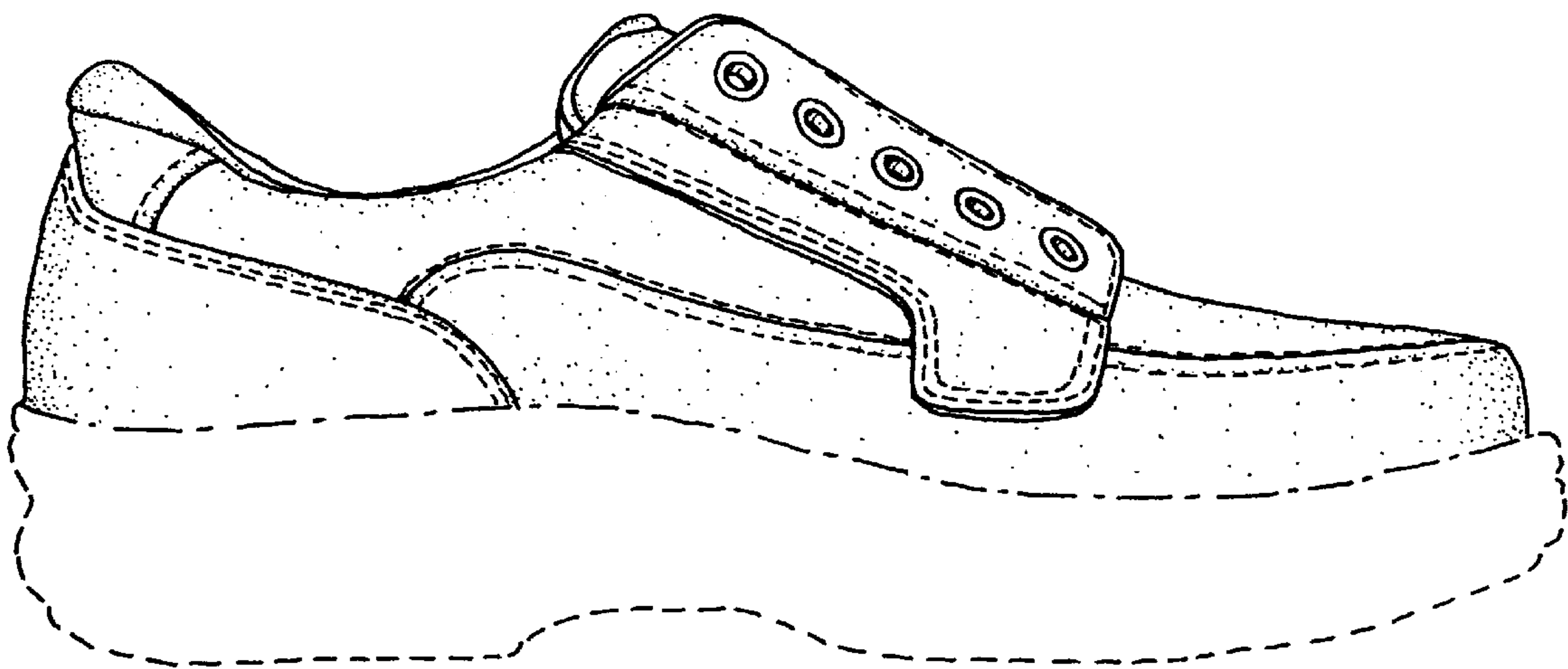


FIG. 1

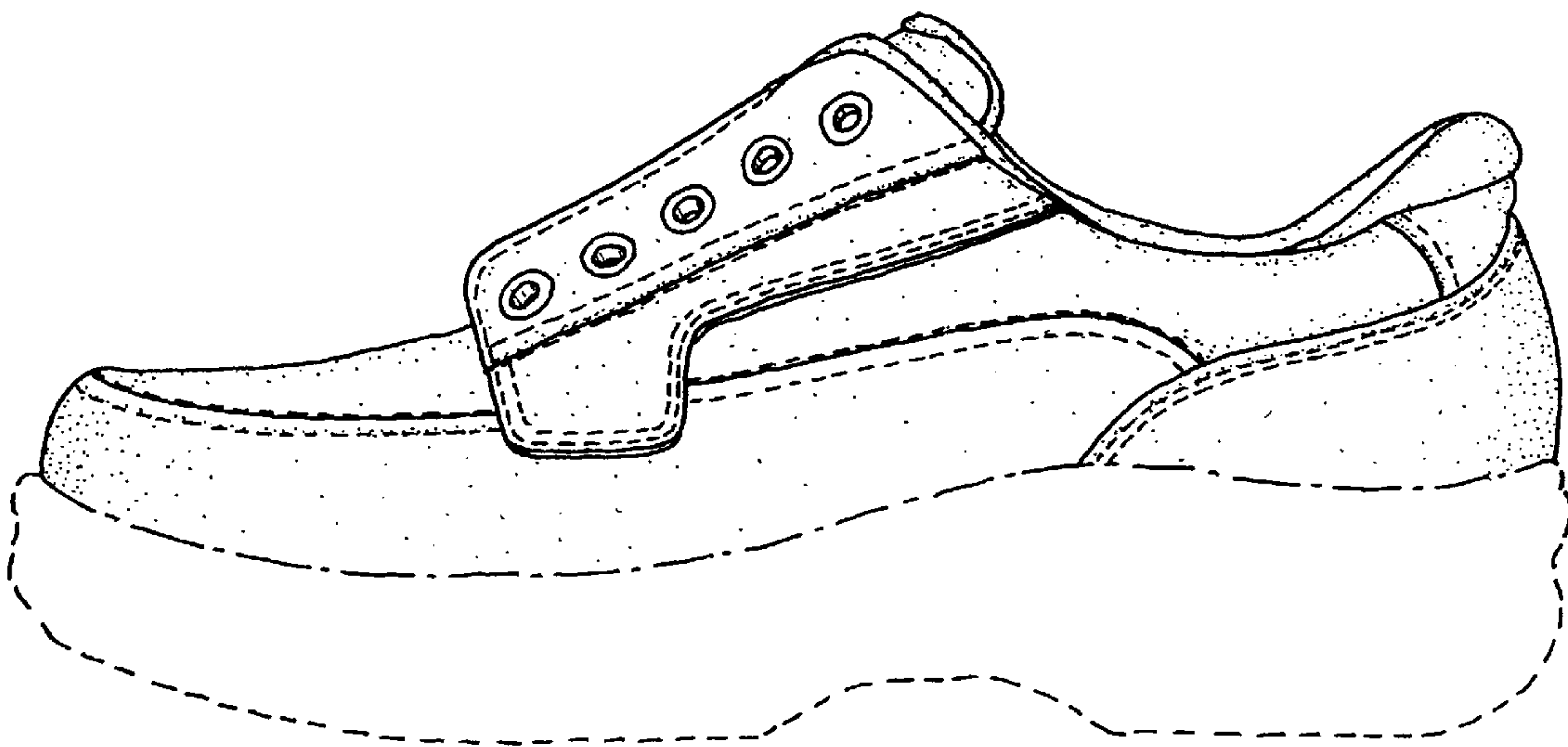


FIG. 2

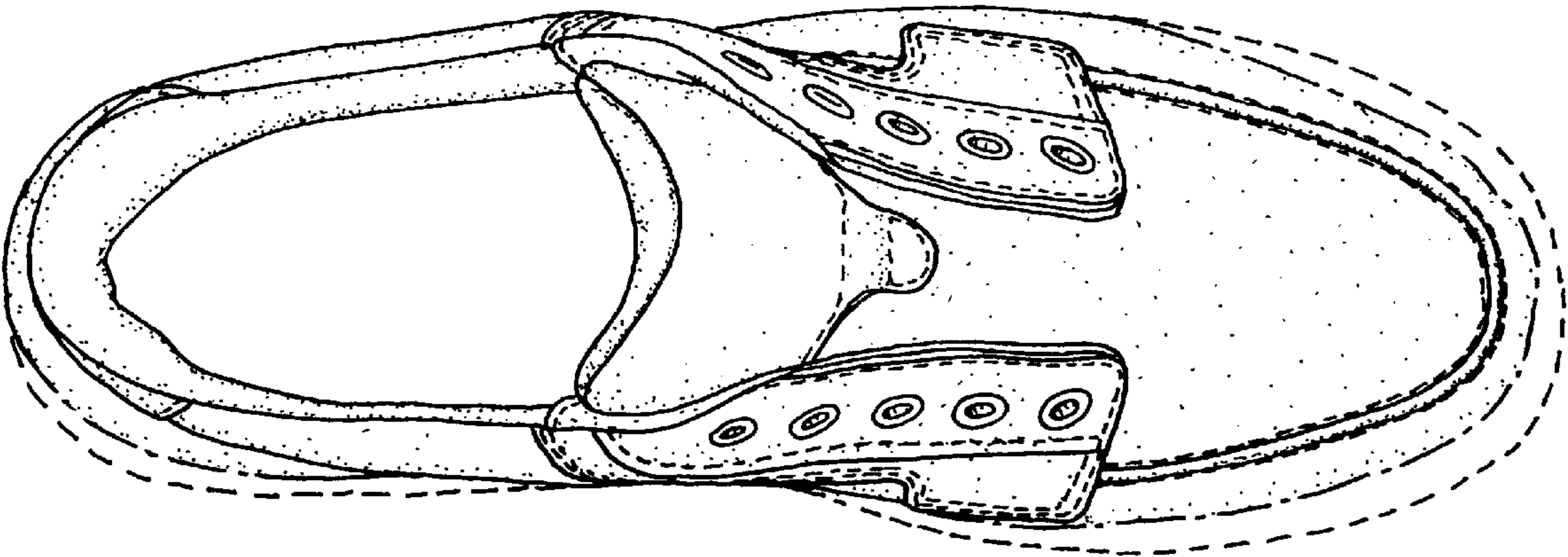


FIG. 3

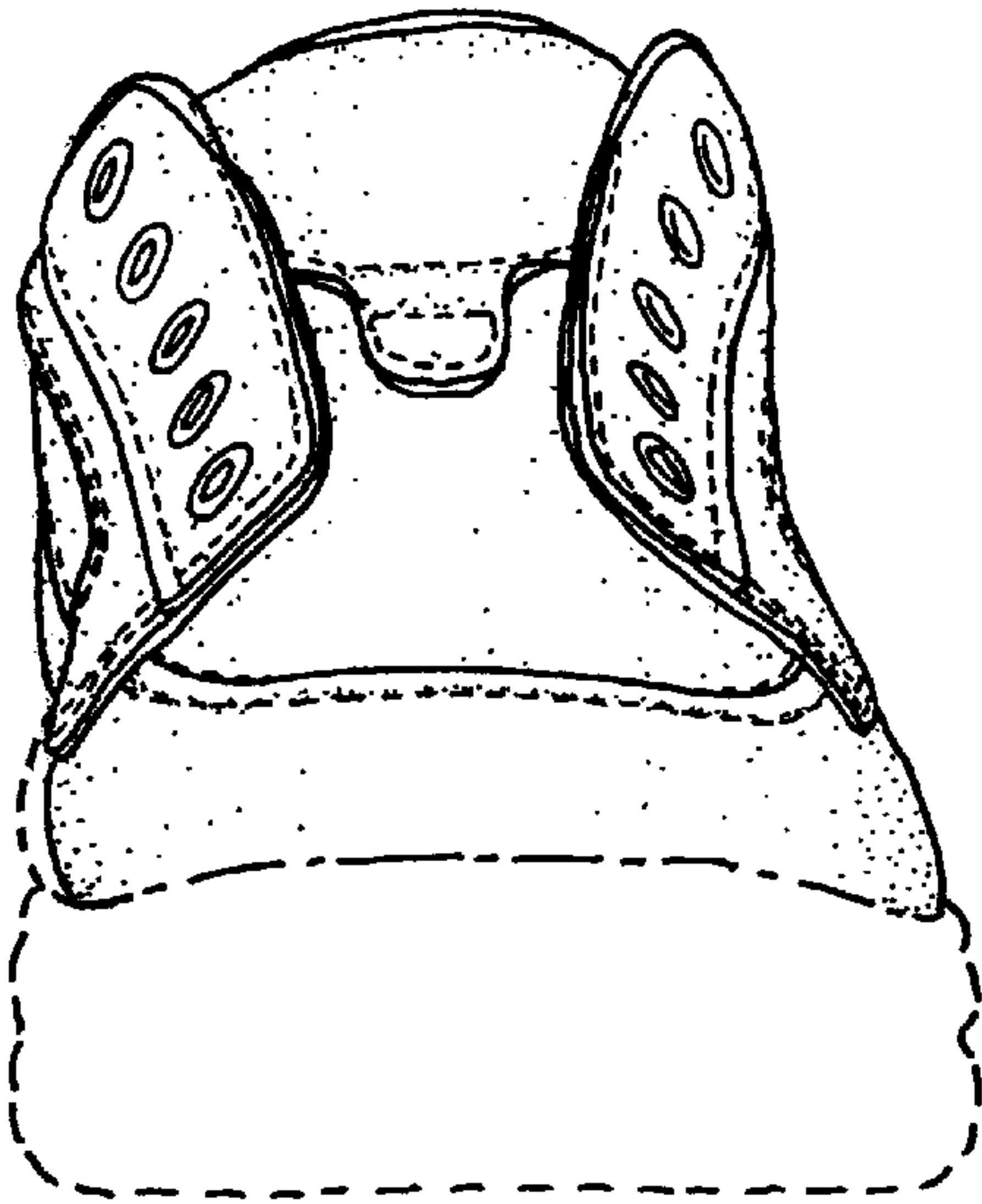


FIG. 4

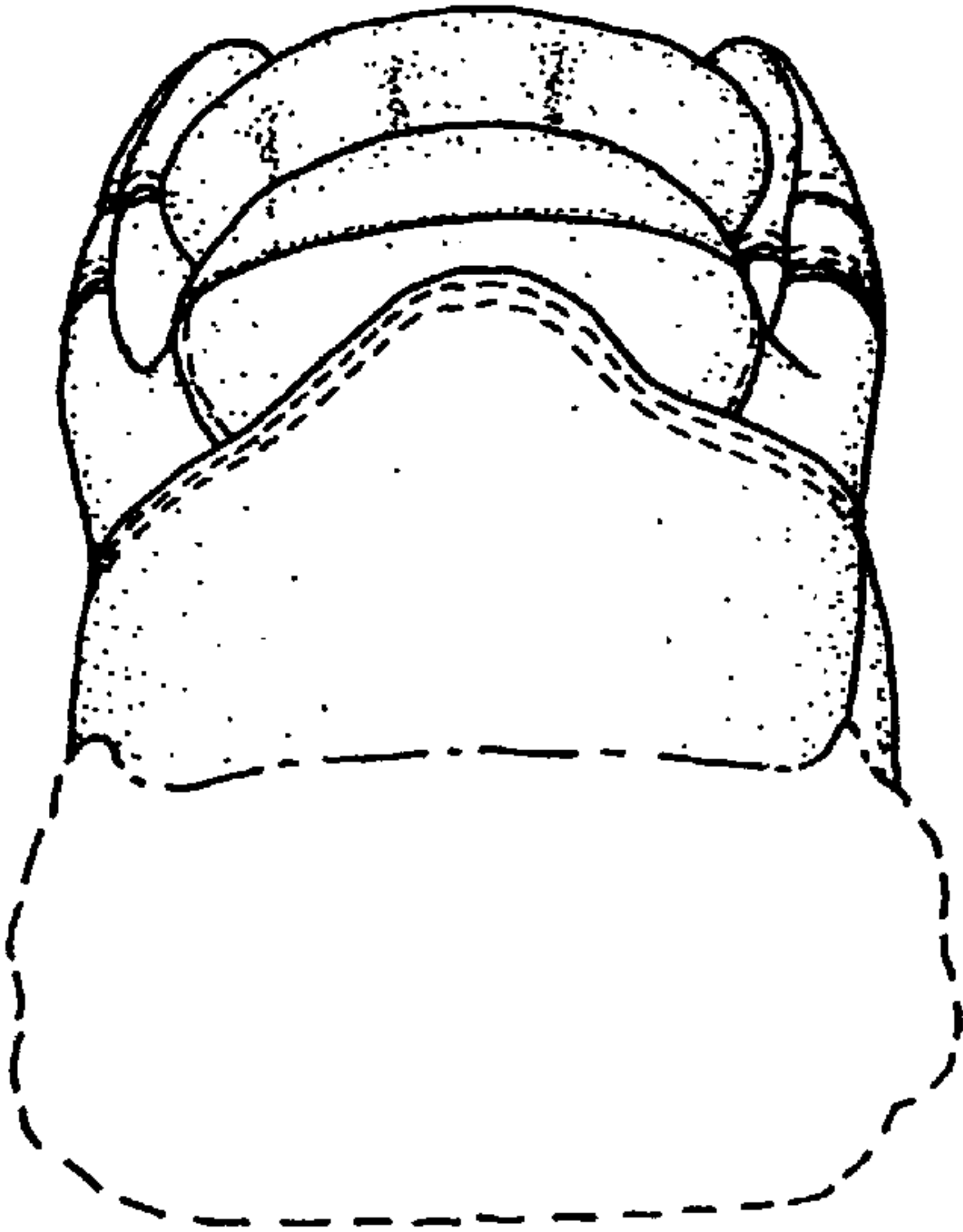


FIG. 5

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : Des. 438,370 S
DATED : March 6, 2001
INVENTOR(S) : von Conta

Page 1 of 1

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title Page

Under "Inventors:" substitute the following:

Peter von Conta, Sommerville, MA (US)

Signed and Sealed this

Fourteenth Day of August, 2001

Attest:

Nicholas P. Godici

Attesting Officer

NICHOLAS P. GODICI
Acting Director of the United States Patent and Trademark Office