



US00D523217S

(12) **United States Design Patent**  
**Matis et al.**

(10) **Patent No.:** **US D523,217 S**  
(45) **Date of Patent:** **\*\* Jun. 20, 2006**

(54) **FOOTWEAR UPPER**

(75) Inventors: **Clark A. Matis**, Charlotte, VT (US);  
**Tuan N. Le**, Portland, OR (US)

(73) Assignee: **Wolverine World Wide, Inc.**,  
Rockford, MI (US)

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

(21) Appl. No.: **29/217,130**

(22) Filed: **Nov. 12, 2004**

(51) **LOC (8) Cl.** ..... **02-99**

(52) **U.S. Cl.** ..... **D2/969**

(58) **Field of Classification Search** ..... D2/902,  
D2/907, 908, 943, 944, 969, 972-974, 909-912;  
36/45, 50.1, 77 M, 77 R, 83, 88, 113, 114,  
36/126-131

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D292,941 S	*	12/1987	Kelley	.....	D2/969
D292,943 S	*	12/1987	Tong	.....	D2/969
D465,081 S	*	11/2002	Wilson	.....	D2/969
D502,799 S	*	3/2005	Matis et al.	.....	D2/969
D503,523 S	*	4/2005	Matis et al.	.....	D2/969
D503,525 S	*	4/2005	Matis	.....	D2/969
D504,559 S	*	5/2005	Matis et al.	.....	D2/969

**OTHER PUBLICATIONS**

Merrell Fall 2004 Catalog, pp. 6, 7, 12, 28, 30.

\* cited by examiner

*Primary Examiner*—Dominic Simone

(74) *Attorney, Agent, or Firm*—Warner Norcross & Judd

(57) **CLAIM**

The ornamental design for footwear upper, as shown and described.

**DESCRIPTION**

FIG. 1 is a perspective view of the footwear upper embodying the new design;

FIG. 2 is a top plan view thereof;

FIG. 3 is a right side elevational view thereof;

FIG. 4 is a left side elevational view thereof;

FIG. 5 is a front elevational view thereof; and,

FIG. 6 is a rear elevational view thereof.

FIGS. 1-6 show features of an article of footwear in phantom lines. These features are shown for environmental purposes and do not form any part of the claimed design.

Further, the phantom lines immediately adjacent the solid-line portions of the design form the boundary of the design, with the phantom lines forming no part of the claimed design.

**1 Claim, 4 Drawing Sheets**





Fig. 1

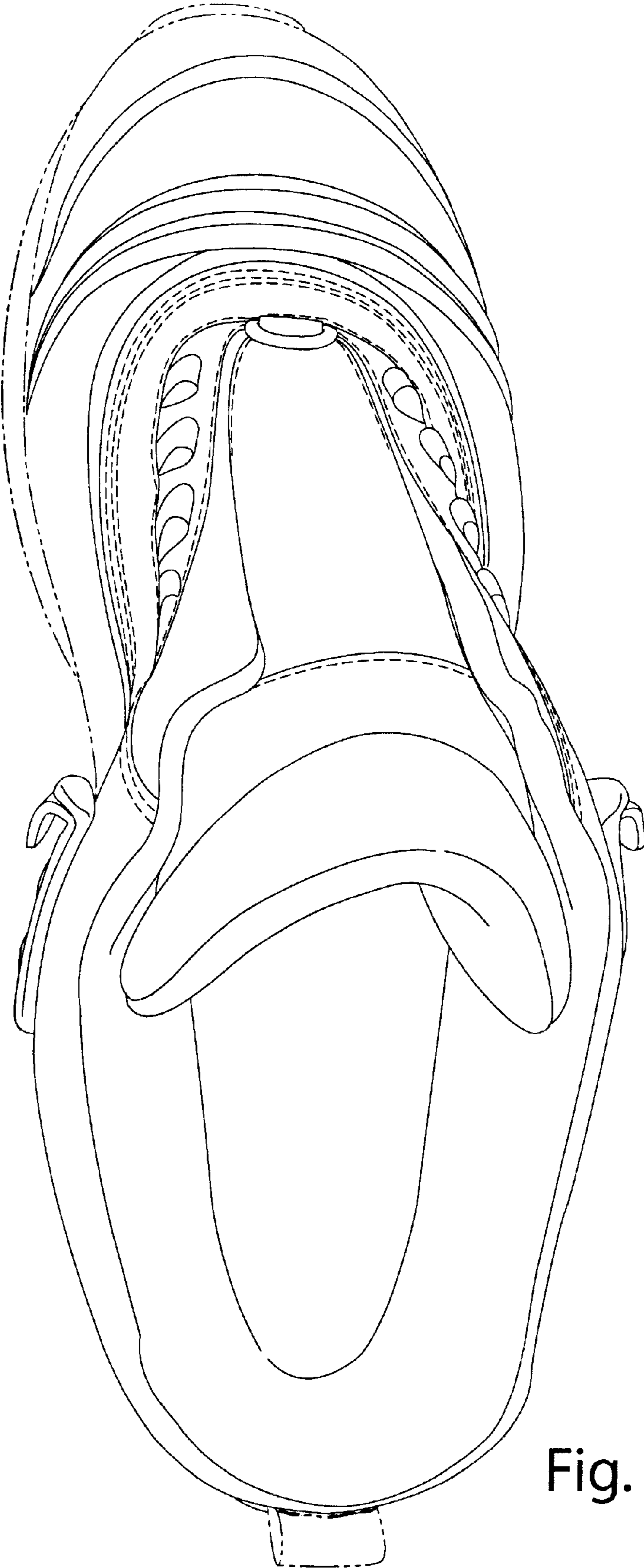


Fig. 2

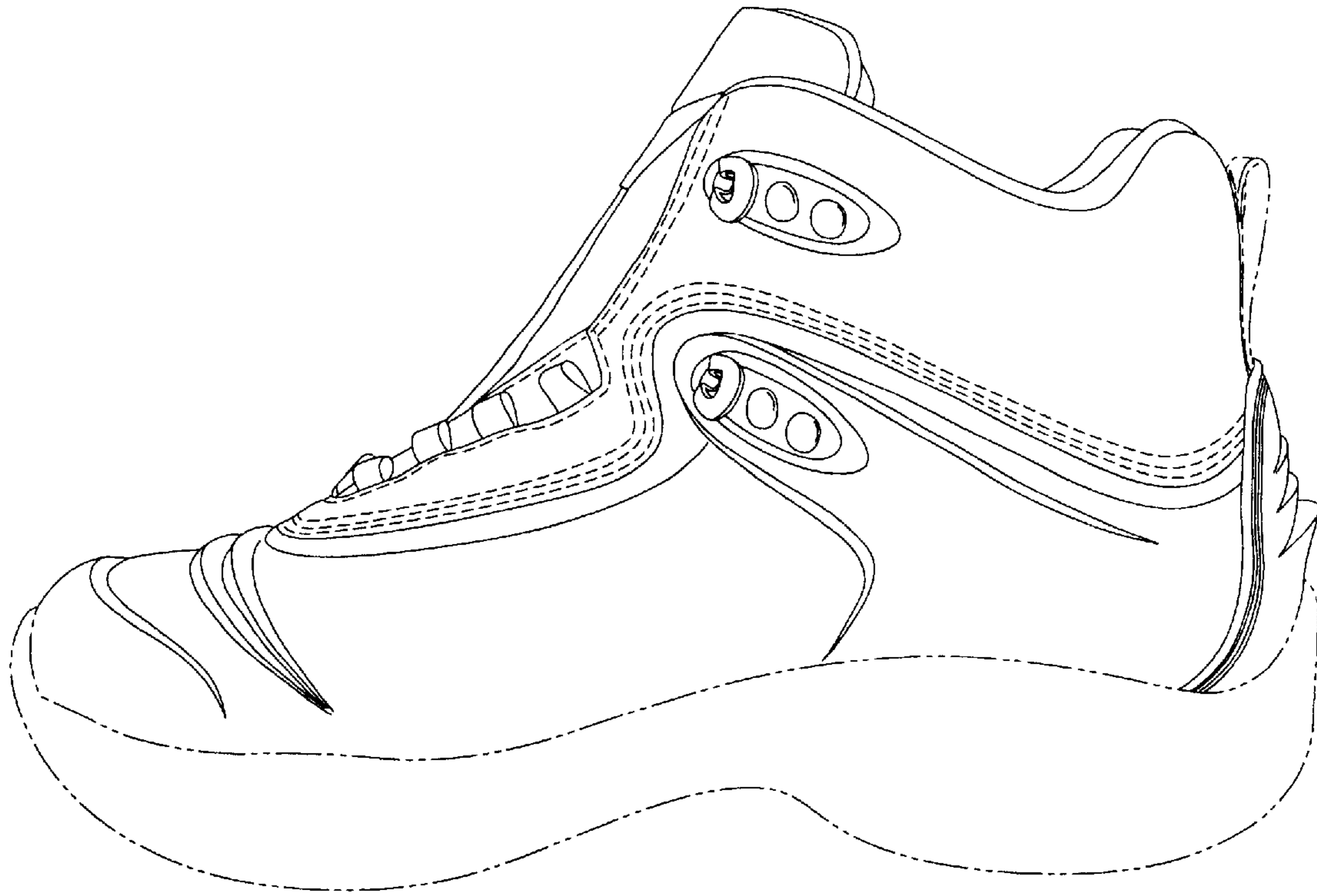


Fig. 3

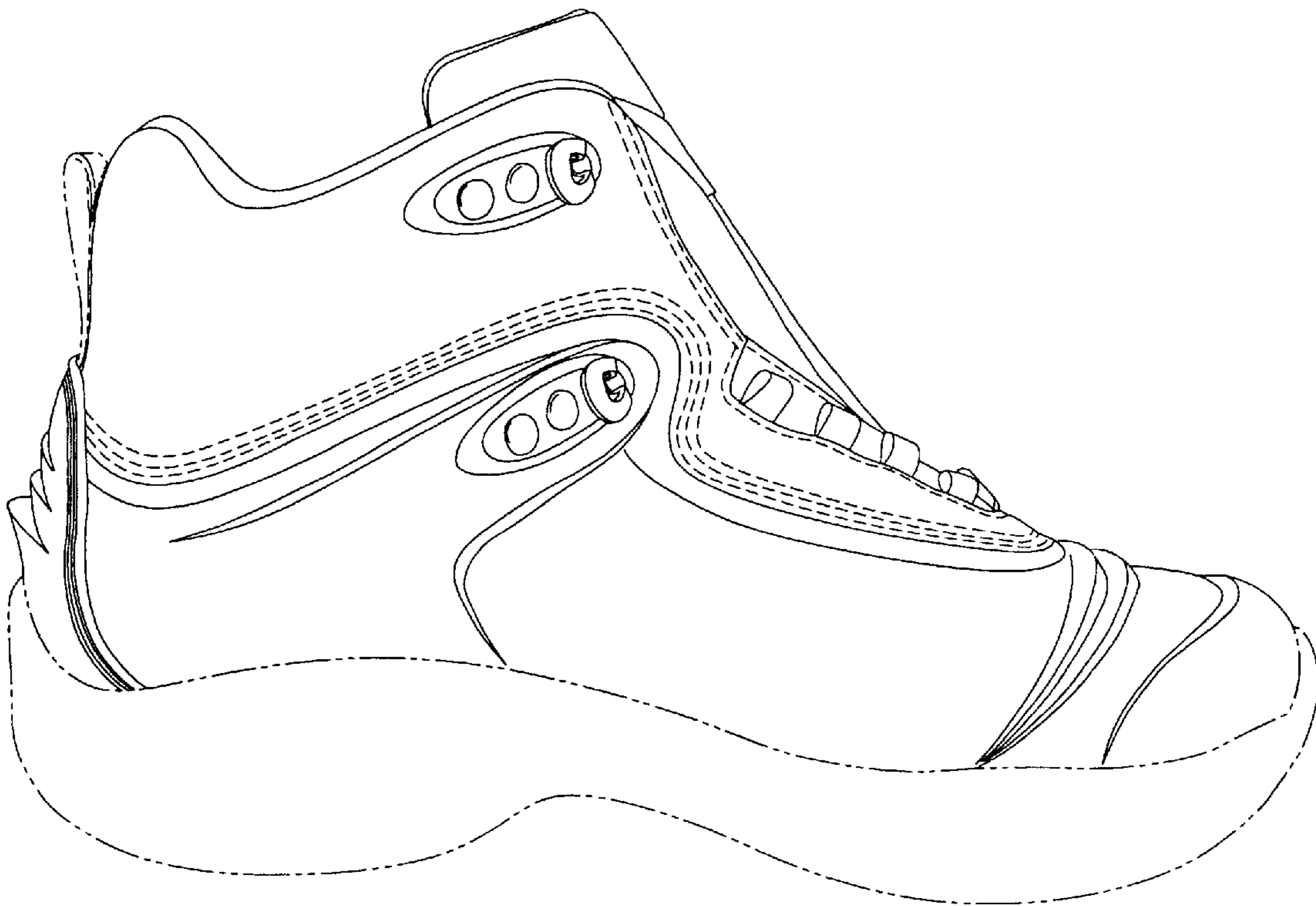


Fig. 4

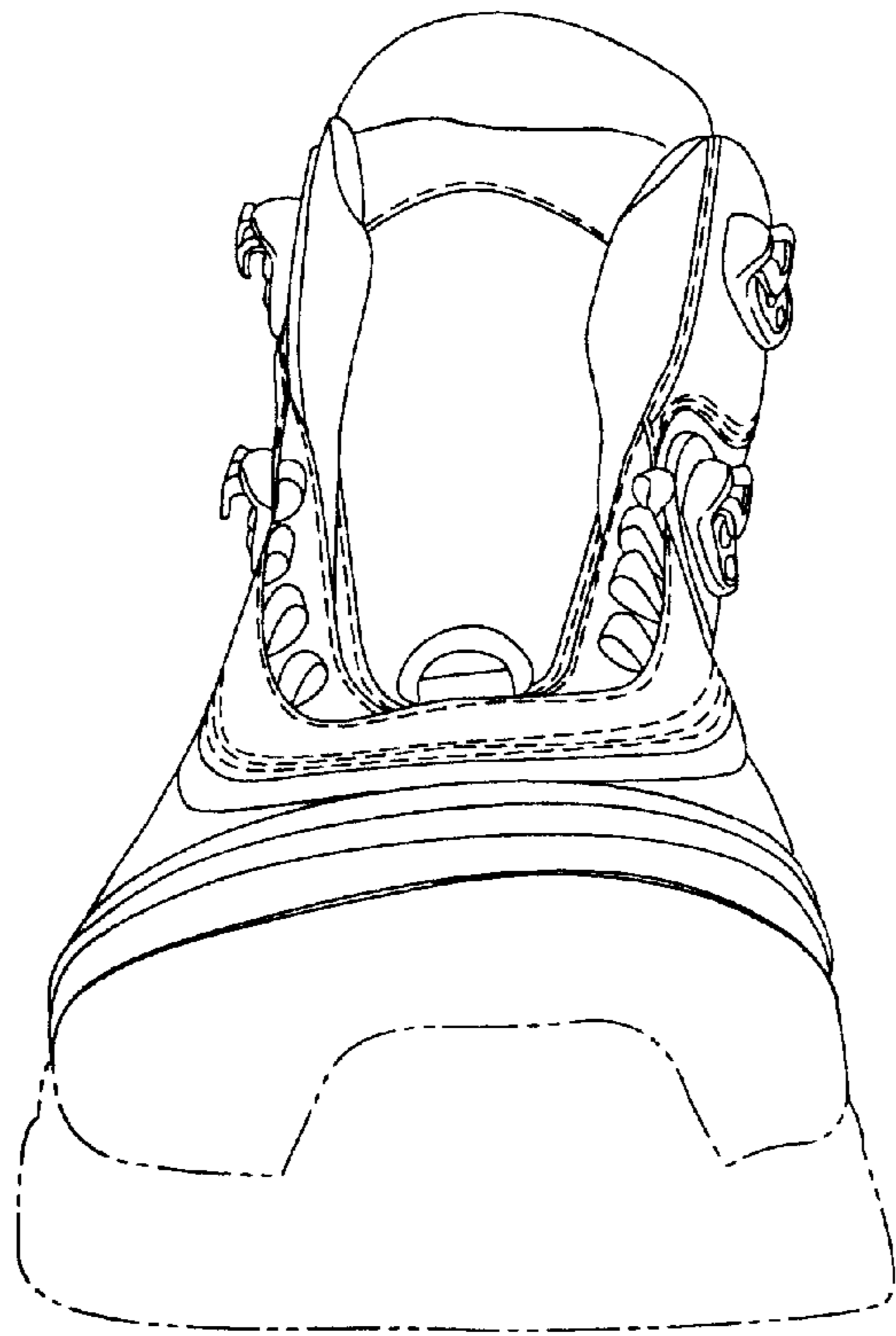


Fig. 5

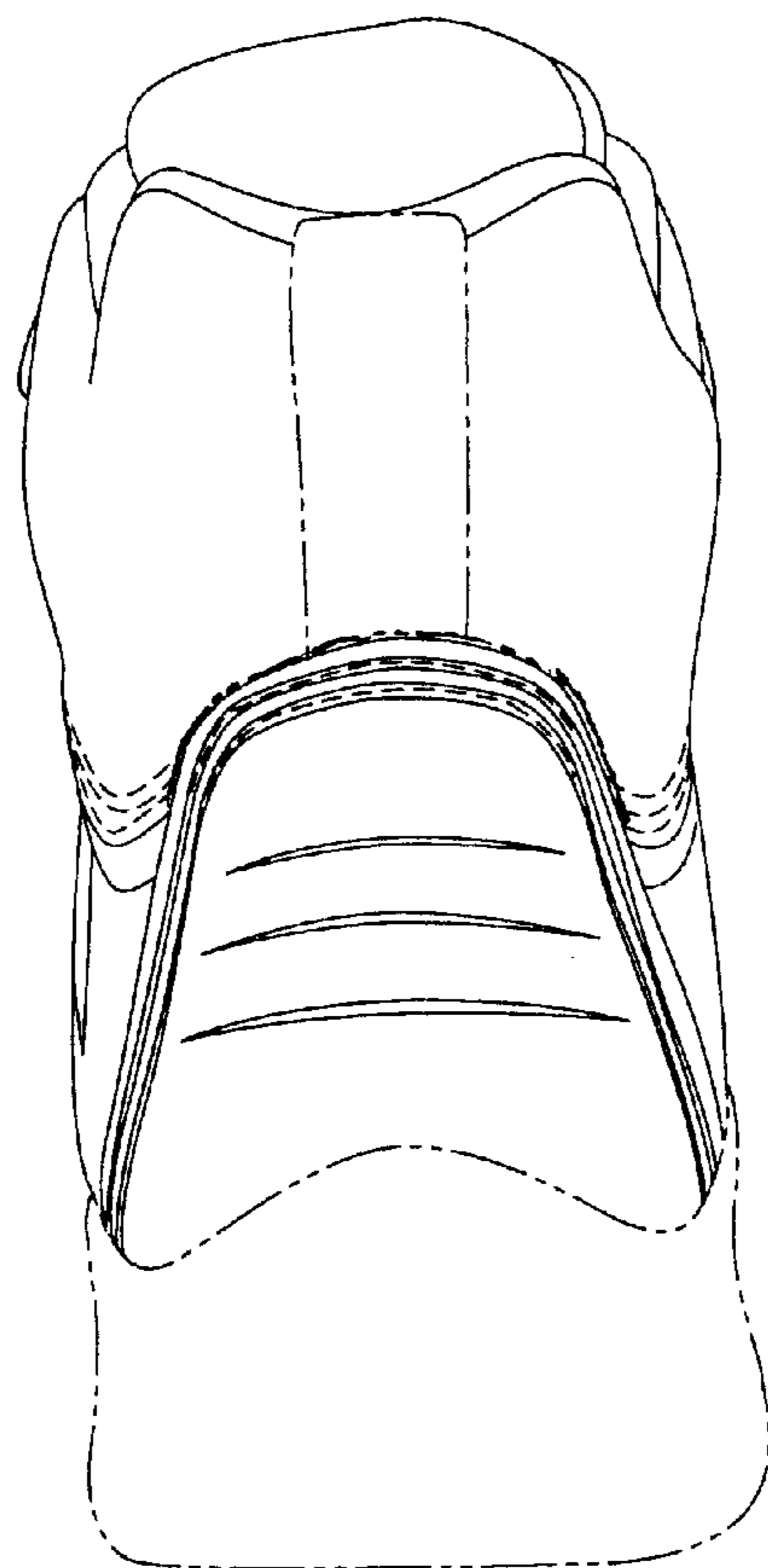


Fig. 6