



US00D570090S

(12) **United States Design Patent**
St-Louis

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(45) **Date of Patent:** **** Jun. 3, 2008**

(54) **FOOTWEAR UPPER PORTION**

D505,779 S 6/2005 Matis et al.
D515,287 S * 2/2006 Ardissono D2/907

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OTHER PUBLICATIONS

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Merrell Fall 2007 Catalog, pp. 108, 119-121.
Merrell Spring 2003 Catalog, pp. 15, 17, 18.

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

* cited by examiner

(21) Appl. No.: **29/286,726**

Primary Examiner—Dominic Simone

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

(52) **U.S. Cl.** **D2/972**

(58) **Field of Classification Search** D2/902,
D2/906–908, 943, 944, 969, 972–974, 945;
36/45, 77 M, 77 R, 83, 113, 114, 126–131
See application file for complete search history.

(57) **CLAIM**

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

(56) **References Cited**

DESCRIPTION

U.S. PATENT DOCUMENTS

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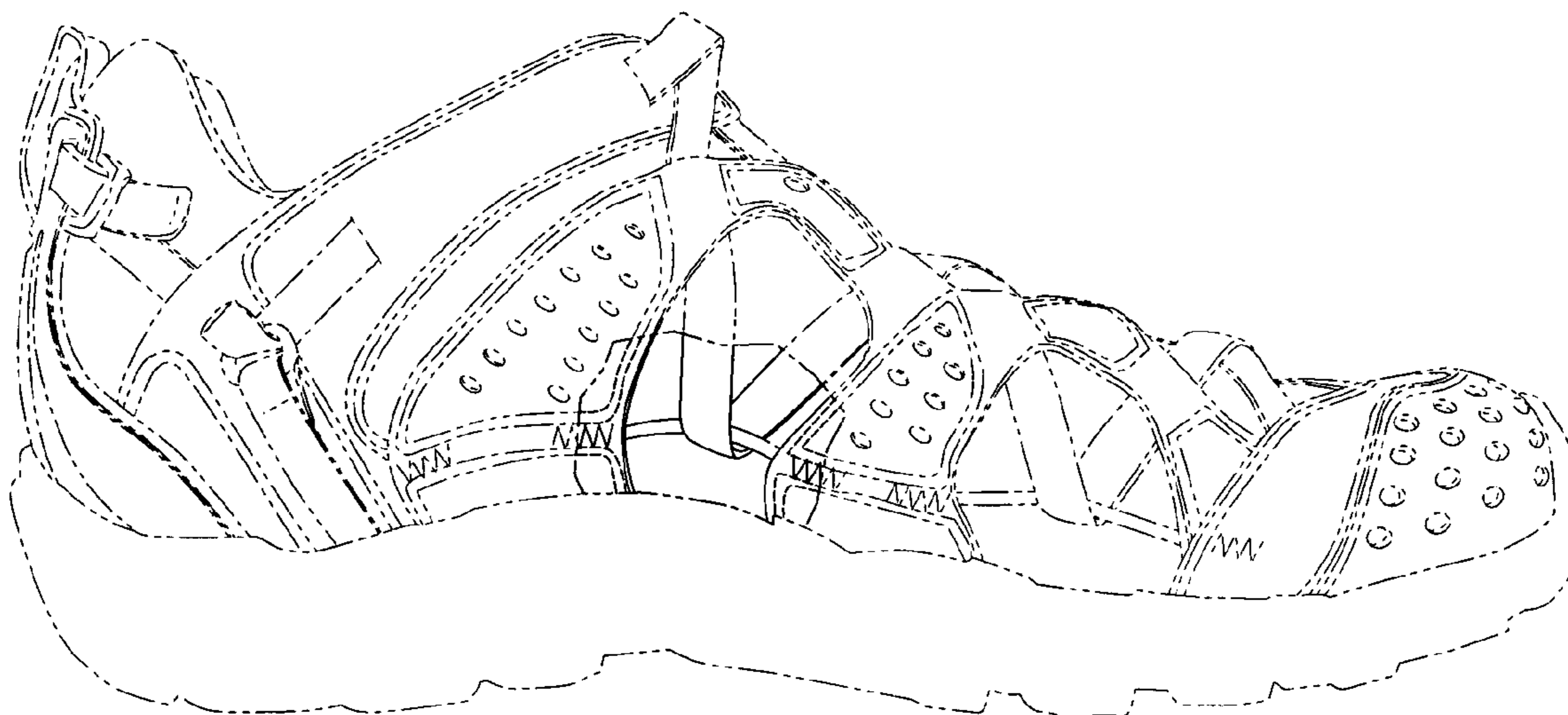
FIG. 1 is a perspective view of the footwear upper portion
embodying the new design;

FIG. 2 is a right side view thereof; and,

FIG. 3 is a top view thereof.

FIGS. 1–3 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, 3 Drawing Sheets



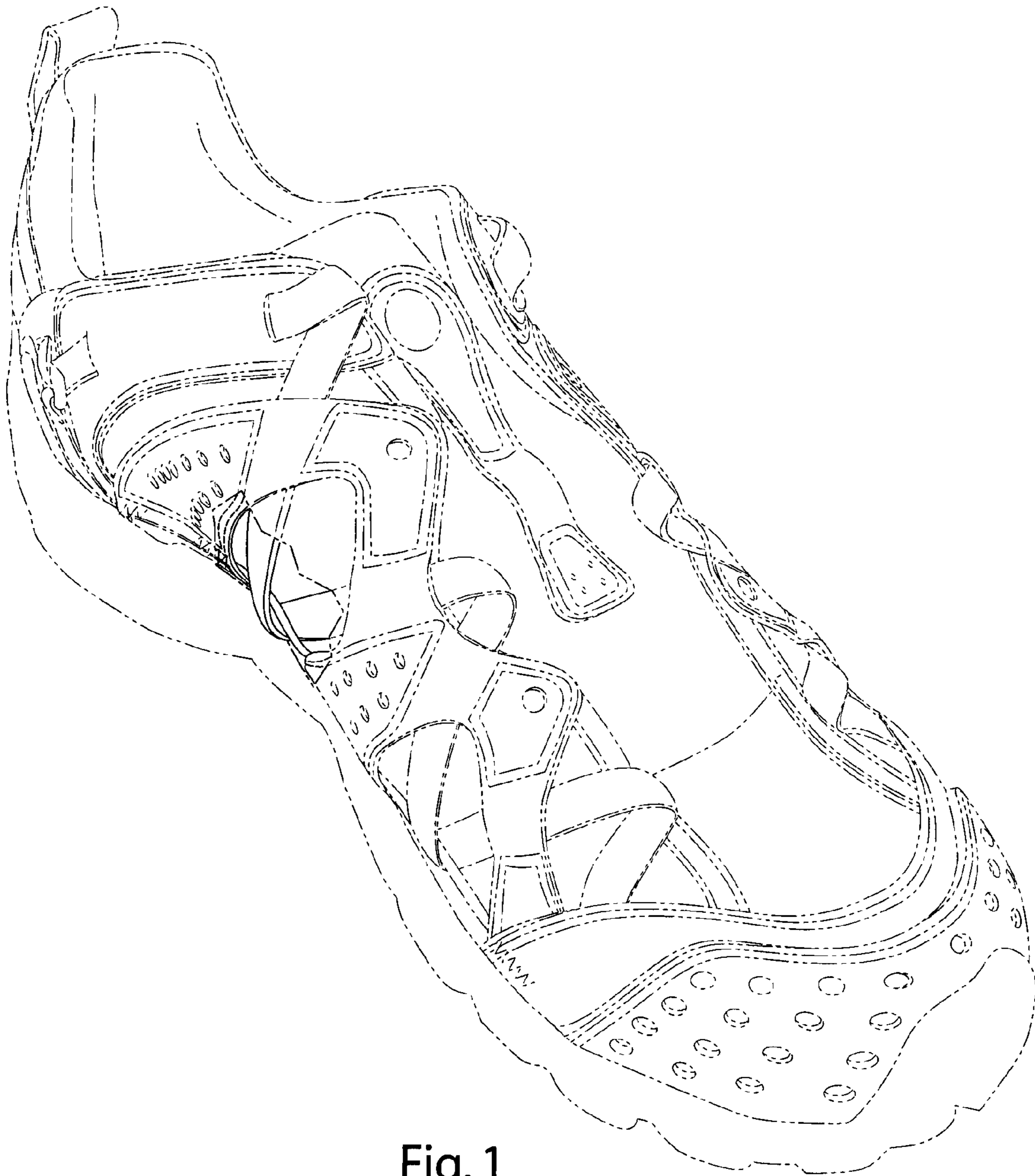


Fig. 1

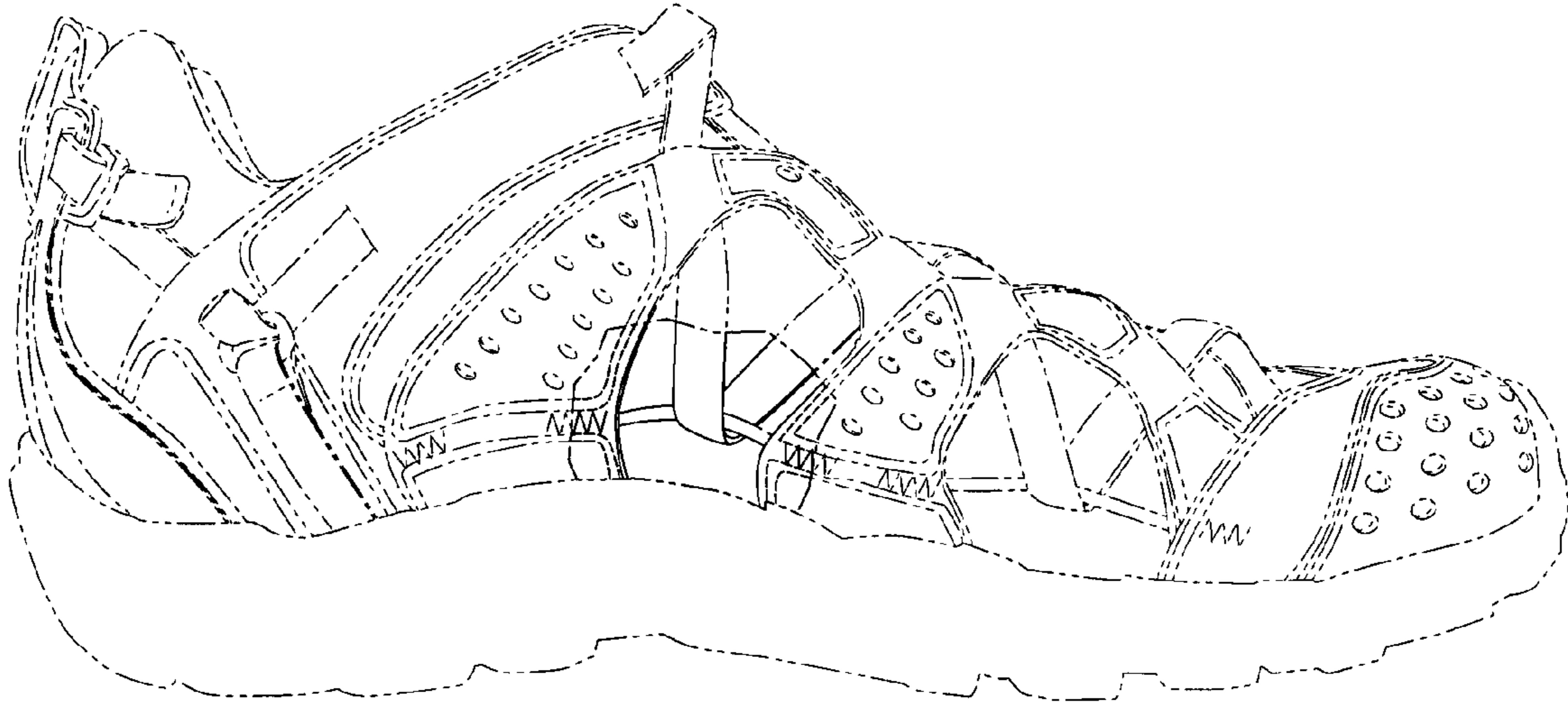


Fig. 2

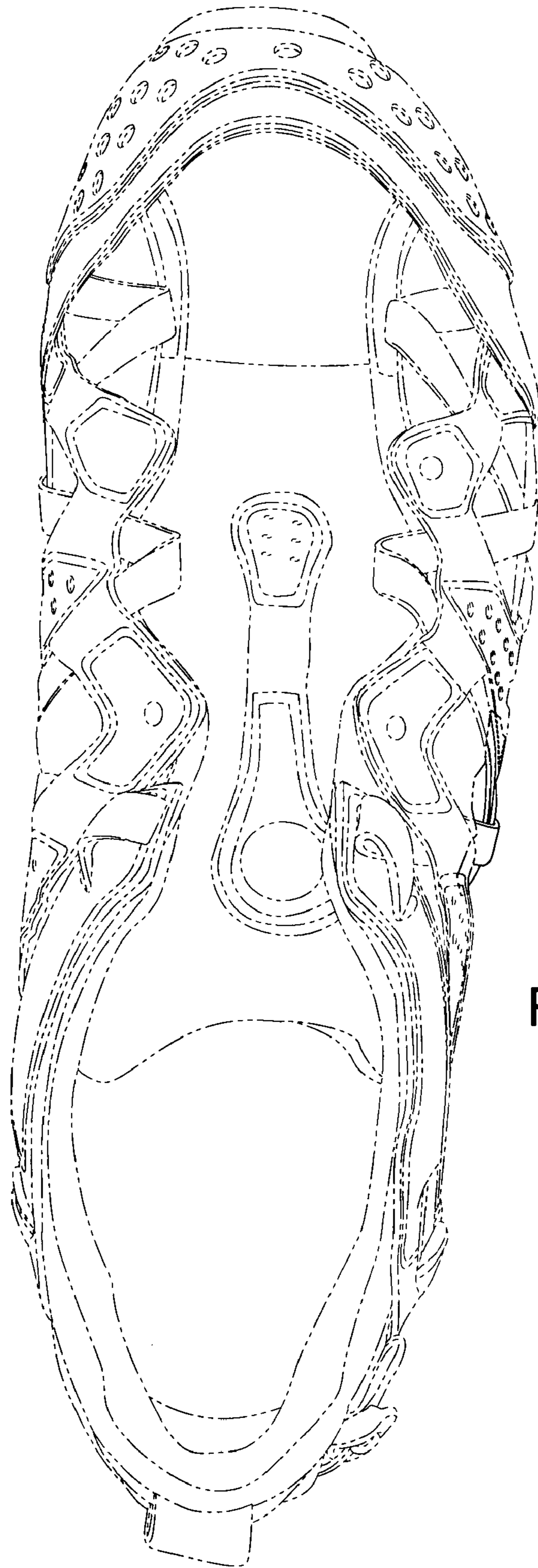


Fig. 3