

US00D594207S

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

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(54) **FOOTWEAR UPPER**

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

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(51) **LOC (9) Cl.** **02-99**

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

(58) **Field of Classification Search** D2/896,
D2/902, 906-908, 943, 944, 969, 972-974;
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

D320,689 S * 10/1991 Smith D2/969
D322,878 S * 1/1992 Hatfield D2/969
D447,617 S 9/2001 Matis et al.
D447,859 S 9/2001 Matis et al.
D447,860 S 9/2001 Matis et al.
D458,741 S 6/2002 Rogers
D487,960 S 4/2004 Bandini et al.
D504,009 S 4/2005 Matis et al.
D504,763 S 5/2005 Matis et al.
D506,601 S * 6/2005 Bandini et al. D2/969
D511,883 S * 11/2005 Matis D2/969
D533,987 S 12/2006 Matis et al.

D535,463 S 1/2007 Matis et al.
D563,655 S 3/2008 Matis et al.
D574,590 S * 8/2008 Maejima D2/969
D575,492 S * 8/2008 St-Louis et al. D2/969
D575,493 S * 8/2008 St-Louis D2/969
D578,288 S * 10/2008 Banik D2/969

OTHER PUBLICATIONS

Merrell Spring 2008 Catalog, pp. 34 and 35.

* cited by examiner

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(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 view thereof;

FIG. 3 is a right side view thereof;

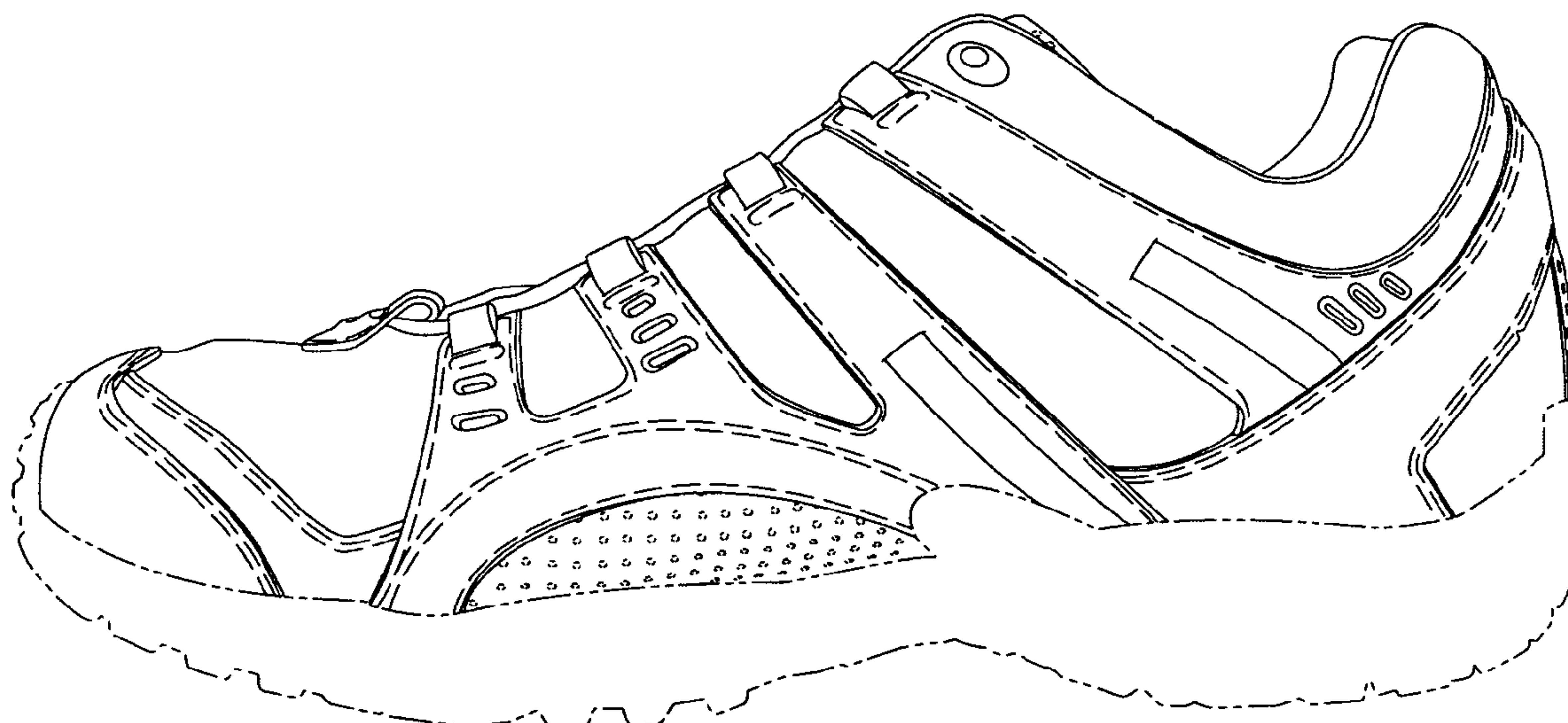
FIG. 4 is a left side view thereof;

FIG. 5 is a front view thereof; and,

FIG. 6 is a rear 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



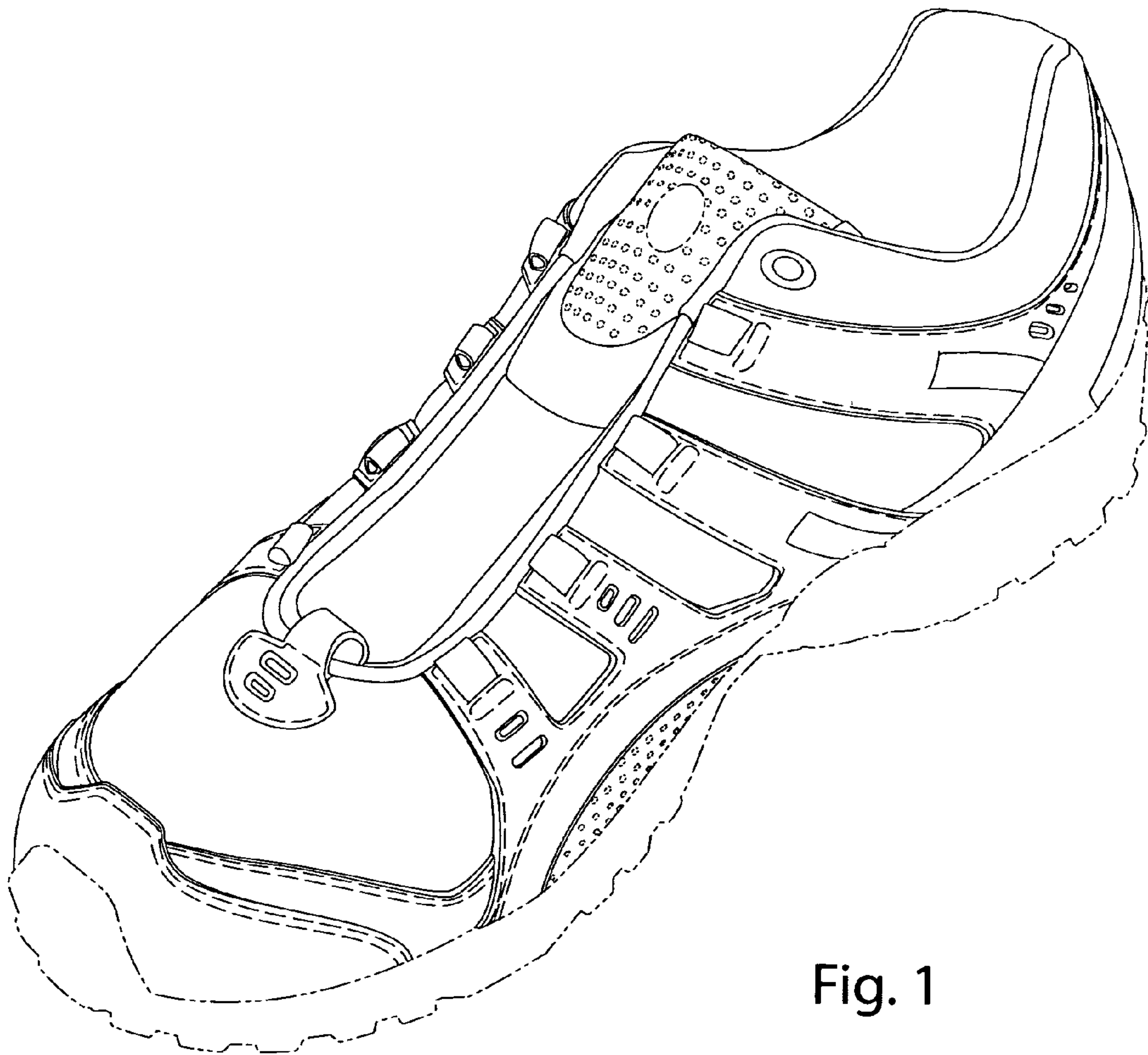


Fig. 1

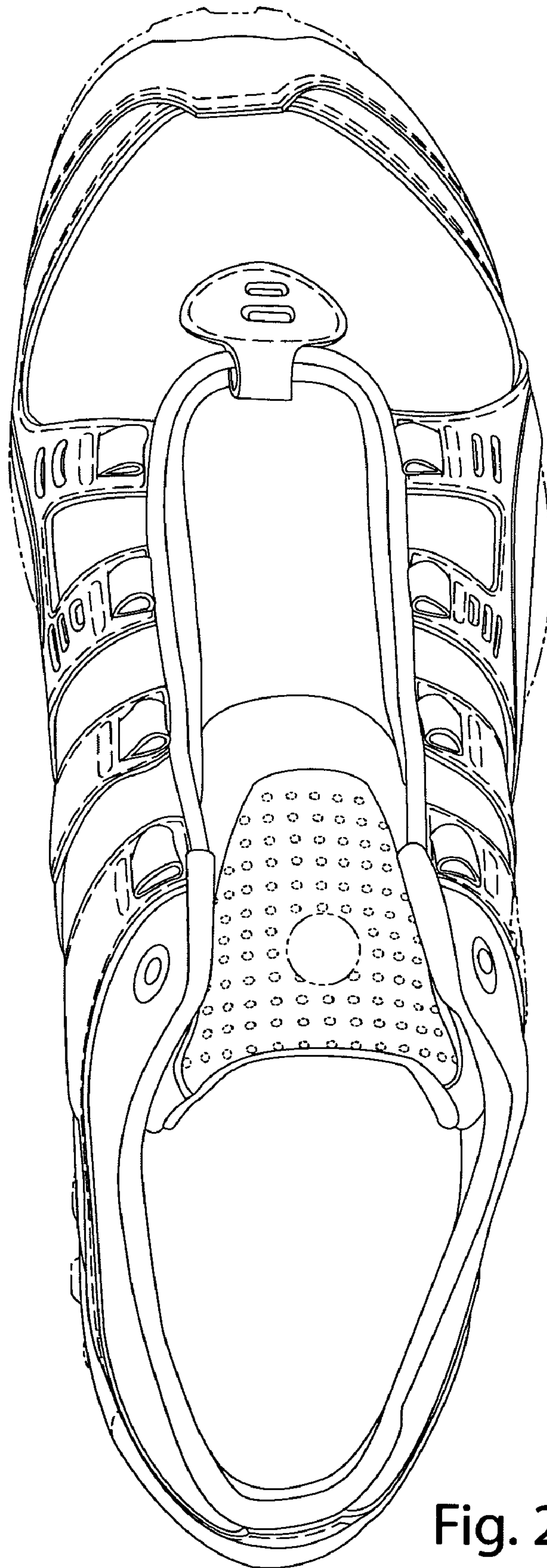


Fig. 2

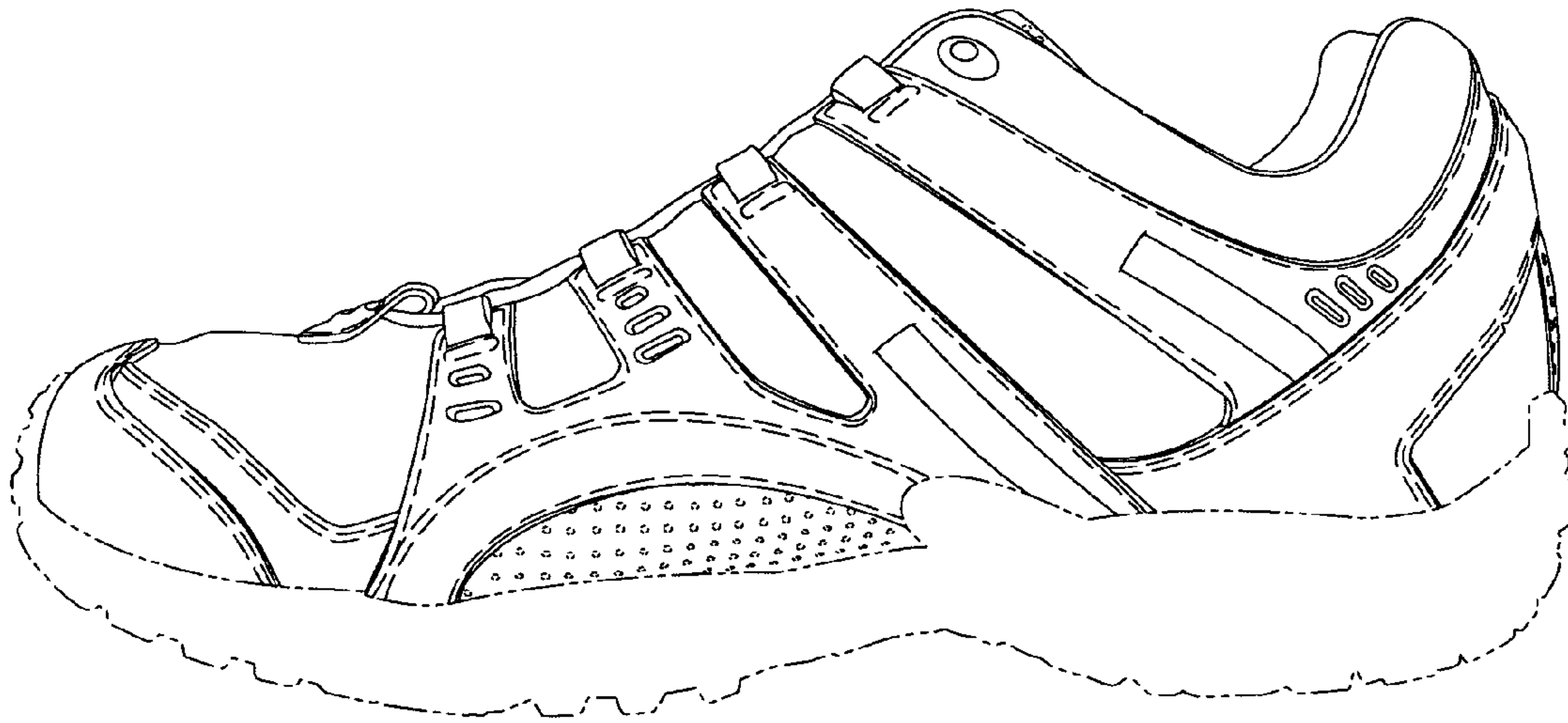


Fig. 3

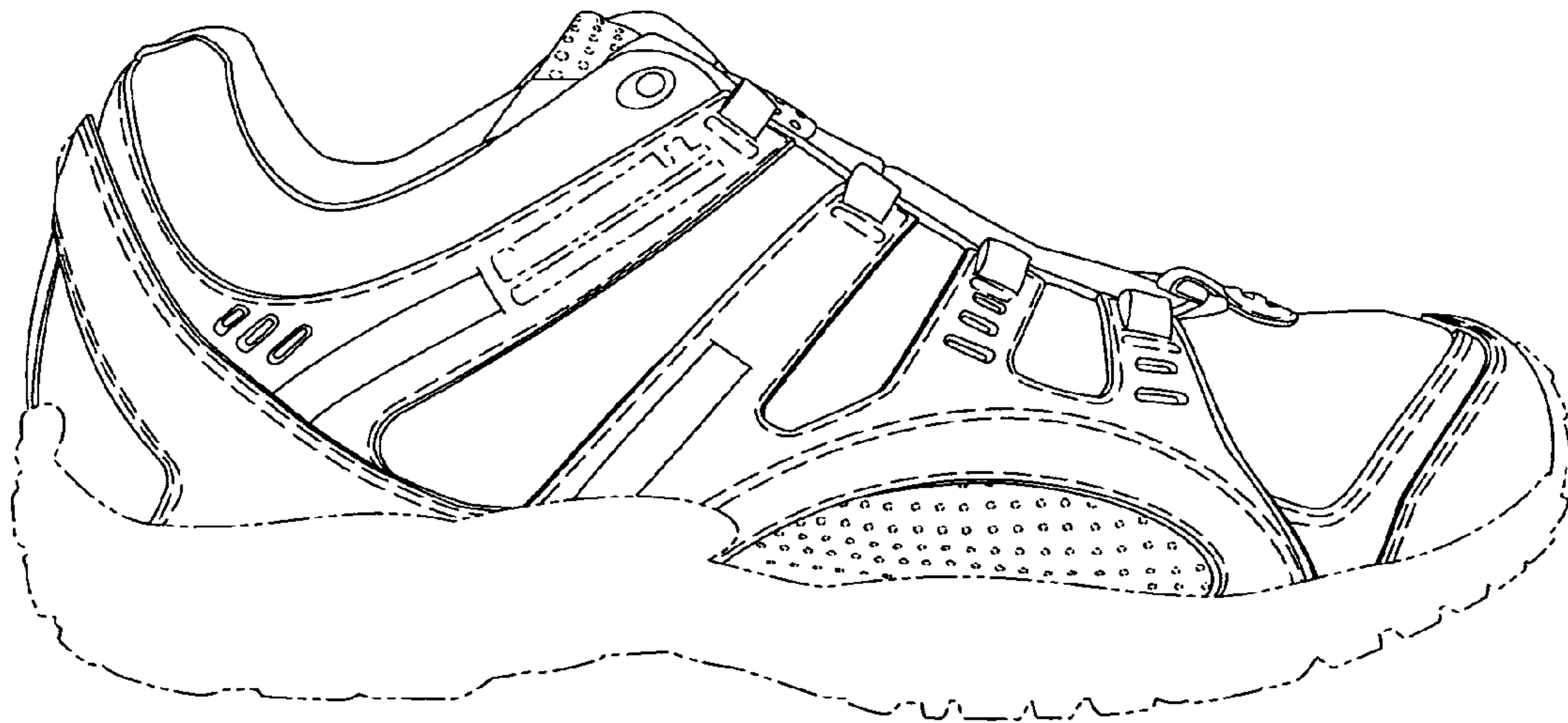


Fig. 4

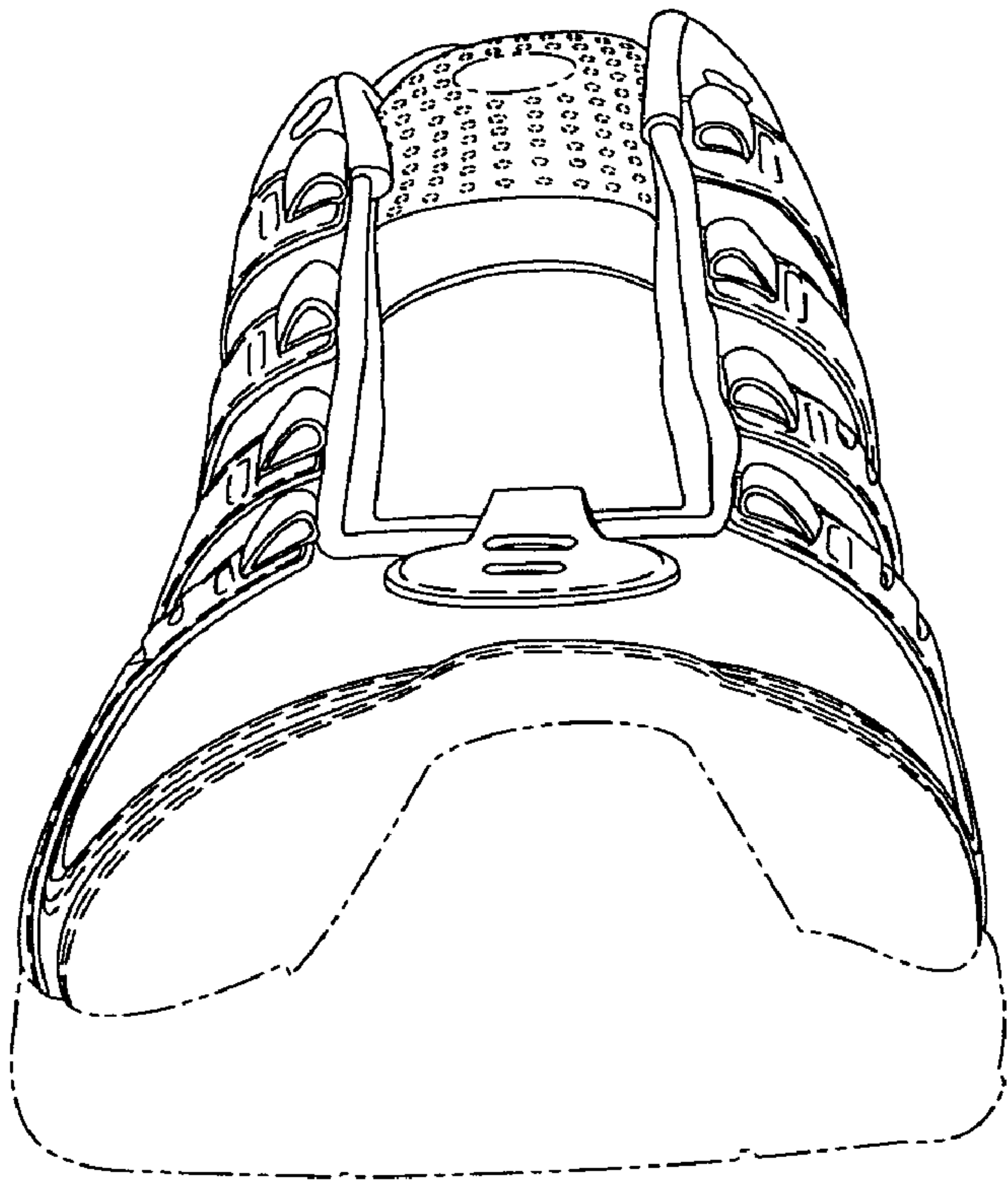


Fig. 5

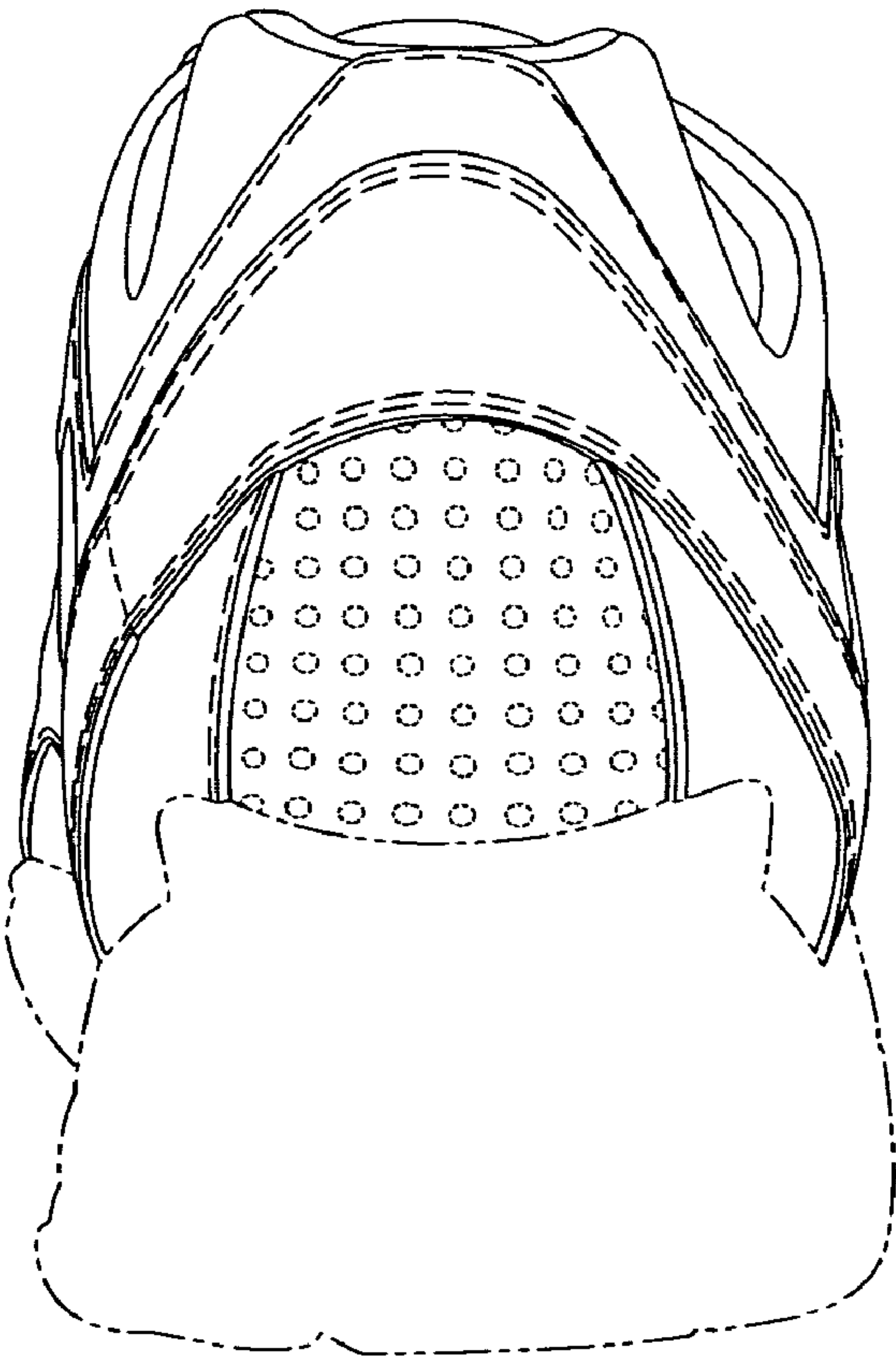


Fig. 6