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

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(45) **Date of Patent:** **\*\* \*May 10, 2016**

(54) **SINGLE SOLE SHOE WITH STRIPE, SOLE, AND CONTRASTING UPPER**

1,525,848 A \* 2/1925 Bonaventure ..... 36/8.3  
1,587,377 A 6/1926 Grosjean  
1,650,466 A 11/1927 Righter  
2,224,590 A 12/1940 Odilon  
2,268,777 A 1/1942 Scholl

(Continued)

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FOREIGN PATENT DOCUMENTS

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DE 20 2006 000230 U1 5/2007  
GB 2443937 A 5/2008

(Continued)

(\* ) Notice: This patent is subject to a terminal disclaimer.

OTHER PUBLICATIONS

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

Examination Report for AU 341324, 3 pgs., dated Oct. 24, 2012.

(Continued)

(21) Appl. No.: **29/493,536**

*Primary Examiner* — Dominic Simone

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(74) *Attorney, Agent, or Firm* — Morgan, Lewis & Bockius LLP

(51) **LOC (10) Cl.** ..... **02-04**

(52) **U.S. Cl.**

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(58) **Field of Classification Search**

USPC ..... D2/896, 900, 919–921, 925, 939, 947,  
D2/950, 969, 971; 36/1, 83, 8.1–8.3, 9 R,  
36/45–58, 104, 108, 76 R

CPC ..... A43B 21/00; A43B 21/02; A43B 21/06;  
A43B 9/14; A43B 1/0045; A43B 13/10;  
A43B 13/12; A43B 23/06; A43B 23/07;  
A43B 1/0036

See application file for complete search history.

(57) **CLAIM**

The ornamental design for a single-sole shoe with stripe, sole, and contrasting upper, as shown and described.

**DESCRIPTION**

FIG. 1 is a perspective view of our new design for a single-sole shoe with stripe, sole, and contrasting upper, where the portions of the upper that contrast with the sole and stripe are indicated by cross-hatch shading;

FIG. 2 is a first side view thereof;

FIG. 3 is a second side view thereof;

FIG. 4 is a top view thereof;

FIG. 5 is a bottom view thereof;

FIG. 6 is a front view thereof; and,

FIG. 7 is a back view thereof.

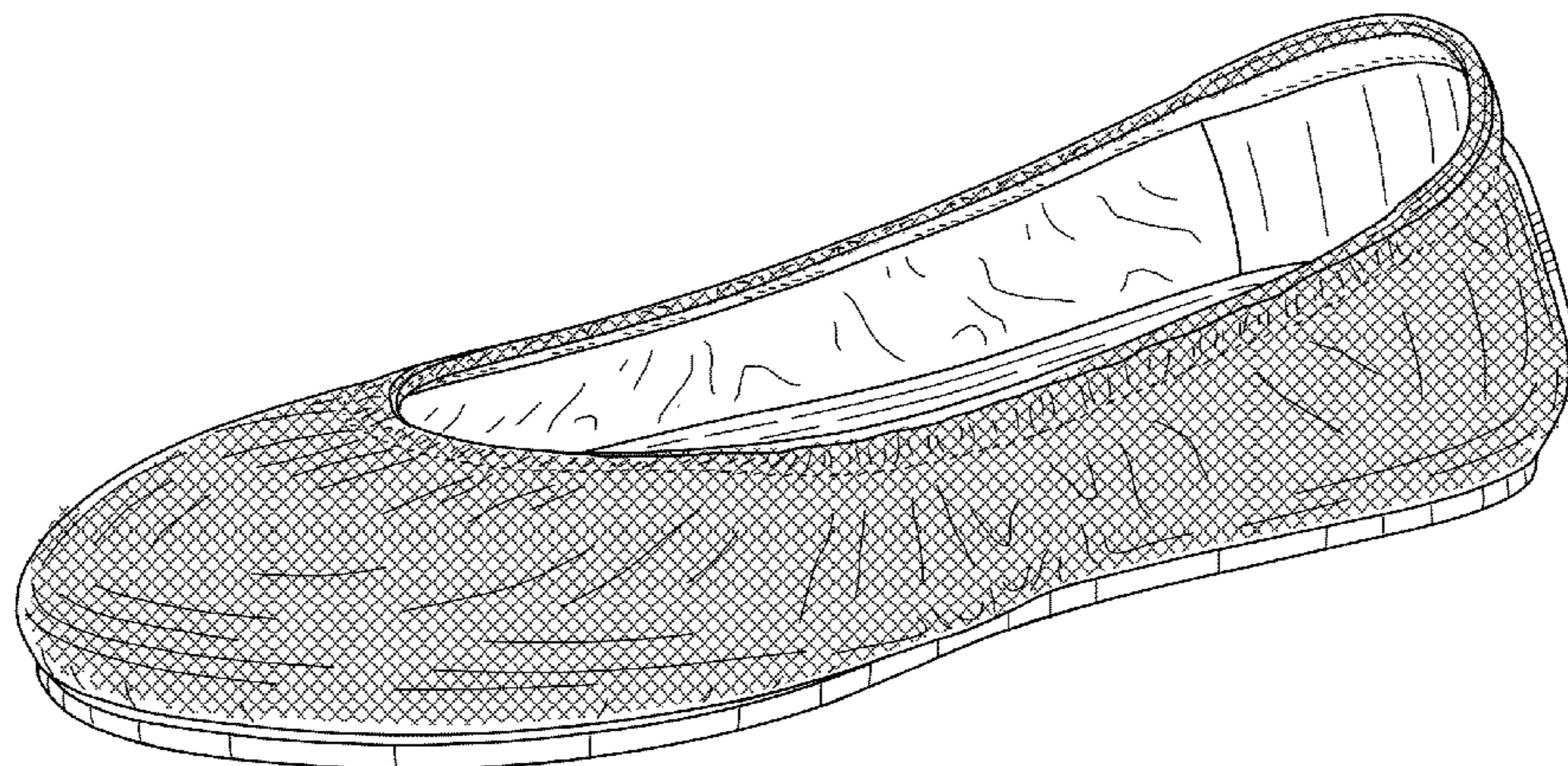
The broken lines illustrating the channel on the sole in the above described Figures are for illustrative purposes only and form no part of the claimed design.

**1 Claim, 6 Drawing Sheets**

(56) **References Cited**

U.S. PATENT DOCUMENTS

249,086 A 11/1881 Pienovi  
773,850 A 11/1904 Cooper et al.  
830,941 A 9/1906 Walden  
1,208,209 A 12/1916 Prince  
1,214,666 A 2/1917 Ford  
1,519,009 A 12/1924 Reina



(56)

## References Cited

## U.S. PATENT DOCUMENTS

D133,819 S *	9/1942	Harris	.....	D2/939	7,735,244 B1	6/2010	Ameche
D135,791 S	6/1943	Beebe			7,743,530 B2	6/2010	Truelsen
2,323,563 A	7/1943	Nugent			D618,891 S	7/2010	McClaskie
2,342,882 A	2/1944	Meltzer			7,757,408 B2	7/2010	McClaskie
D141,871 S	7/1945	Braun			D630,829 S	1/2011	Weisner
2,383,585 A	8/1945	Bindner			D632,881 S	2/2011	Rosenberg
D149,685 S *	5/1948	Sandler	.....	D2/935	7,926,203 B2	4/2011	Wilkenfeld
D150,729 S *	8/1948	Sandler	.....	D2/927	7,966,747 B2	6/2011	Wilkenfeld et al.
D166,090 S *	3/1952	Maling	.....	D2/897	D640,861 S	7/2011	Wilkenfeld
2,772,488 A	12/1956	Meltzer			8,020,320 B2	9/2011	Gillespie
2,904,814 A	9/1959	Scholl			8,127,468 B2	3/2012	Morgan
3,148,378 A	9/1964	Tibbitts			D657,543 S	4/2012	Bove
D200,897 S *	4/1965	Mitchell	.....	D2/919	D659,960 S	5/2012	Bizzo
D220,464 S	4/1971	Hayoshi			8,230,619 B2	7/2012	Salvatelli
D247,396 S *	3/1978	Schlerth	.....	D2/939	D664,755 S	8/2012	Gavrieli et al.
4,412,393 A	11/1983	Terlizzi, Jr. et al.			D665,157 S	8/2012	Wu
D275,525 S	9/1984	Nakao			8,240,067 B2	8/2012	Sussmann
4,674,206 A	6/1987	Lyden			8,245,420 B2	8/2012	Wilson
D295,692 S *	5/1988	Zuidema et al.	.....	D2/950	D668,027 S	10/2012	Millieret
D300,085 S	3/1989	Ito et al.			D668,438 S	10/2012	Millieret
RE33,018 E	8/1989	Ostrander			D668,847 S	10/2012	Gavrieli et al.
4,899,412 A	2/1990	Ganon			D668,848 S	10/2012	Gavrieli et al.
D316,773 S	5/1991	Valle			D668,849 S	10/2012	Pozzi
5,012,541 A	5/1991	Ganon			D668,850 S	10/2012	Pozzi
D339,669 S *	9/1993	Miller	.....	D2/919	D672,542 S	12/2012	Gray et al.
5,282,326 A	2/1994	Schroer, Jr. et al.			D676,634 S	2/2013	Gavrieli et al.
5,421,050 A	6/1995	Laganas			D681,927 S	5/2013	Gavrieli
5,699,629 A	12/1997	Munschy			D681,928 S	5/2013	Gavrieli
5,746,014 A	5/1998	Tanemoto			D681,929 S	5/2013	Gavrieli
D420,785 S	2/2000	Perez			D683,936 S	6/2013	Gavrieli
6,055,745 A	5/2000	Endoh			8,468,723 B2	6/2013	Malka-Harari
6,076,284 A	6/2000	Terlizzi			8,510,975 B2	8/2013	Krikelis
6,189,239 B1	2/2001	Gasparovic et al.			D688,853 S	9/2013	Gavrieli
6,338,207 B1	1/2002	Chang			D688,855 S	9/2013	Gavrieli
D457,292 S *	5/2002	Sessa	.....	D2/949	D689,270 S	9/2013	Gavrieli
D461,947 S	8/2002	Merceron			D689,271 S	9/2013	Gavrieli
D476,798 S	7/2003	Reynolds et al.			D689,272 S	9/2013	Gavrieli
6,588,124 B2	7/2003	Morrone			D690,914 S	10/2013	Gavrieli
D498,041 S	11/2004	McClaskie			D690,915 S	10/2013	Gavrieli
D500,191 S *	12/2004	Belley et al.	.....	D2/969	D696,500 S	12/2013	Hunt
D501,706 S	2/2005	McClaskie			D699,424 S	2/2014	Hamm
6,857,203 B2	2/2005	Minden			8,661,714 B2	3/2014	Sussmann
6,895,693 B2	5/2005	Baruck			8,973,287 B2	3/2015	Shibata
6,978,557 B2	12/2005	Lee			2002/0078591 A1	6/2002	Morrone
7,032,327 B1	4/2006	Tartaglia et al.			2002/0129519 A1	9/2002	Cahan
7,036,244 B1	5/2006	Finch			2003/0070319 A1	4/2003	Minden
D527,513 S *	9/2006	Della Valle	.....	D2/919	2003/0121176 A1	7/2003	Baruck
D529,513 S	10/2006	Aketa			2004/0025377 A1	2/2004	Brannon
D531,790 S	11/2006	Wurzburg			2005/0022421 A1	2/2005	Bruckner
D534,341 S *	1/2007	Choi	.....	D2/971	2005/0115115 A1	6/2005	Lacey
D542,513 S	5/2007	Amado et al.			2005/0217148 A1	10/2005	Connolly et al.
D556,990 S	12/2007	Cabados			2005/0262734 A1	12/2005	Cheng
7,337,558 B2	3/2008	Terlizzi et al.			2006/0086005 A1	4/2006	Yerian
D567,485 S	4/2008	James			2006/0156576 A1	7/2006	Sloan
D570,488 S	6/2008	Kirksey et al.			2007/0074424 A1	4/2007	Lin
D571,084 S	6/2008	Comeau			2007/0204482 A1	9/2007	Gibson-Collinson
D571,548 S	6/2008	Seamans			2007/0204483 A1	9/2007	Kirsch et al.
D571,989 S	7/2008	Siegal			2008/0052964 A1	3/2008	Taylor
D580,640 S	11/2008	Wurzburg			2008/0086912 A1	4/2008	Wilkenfeld
D582,638 S	12/2008	Ringholz			2008/0110059 A1	5/2008	Kuramoto et al.
7,496,982 B2	3/2009	Clark et al.			2009/0019732 A1	1/2009	Sussmann
7,506,459 B2	3/2009	Grisoni et al.			2009/0193685 A1	8/2009	Wilson
D591,031 S	4/2009	Cofinco			2009/0205222 A1	8/2009	Mclinden
D593,295 S *	6/2009	Belley et al.	.....	D2/969	2009/0272009 A1	11/2009	Weisner et al.
D593,297 S *	6/2009	Belley et al.	.....	D2/969	2010/0011625 A1	1/2010	Percival
D593,307 S *	6/2009	Belley et al.	.....	D2/969	2010/0018080 A1	1/2010	Smith
D599,093 S *	9/2009	Issler	.....	D2/971	2010/0050469 A1	3/2010	Chen
D604,030 S	11/2009	Wilson			2010/0095557 A1	4/2010	Jarvis
D607,194 S	1/2010	Zagula			2010/0115793 A1	5/2010	Kraisosky
D610,332 S	2/2010	Raichle			2010/0122475 A1	5/2010	Purrrington
D610,785 S	3/2010	Smith			2010/0146822 A1	6/2010	MacGregor
D612,140 S	3/2010	Moon			2010/0212186 A1	8/2010	Cheng
D612,141 S	3/2010	Moon			2010/0275462 A1	11/2010	Pucci
7,694,435 B1	4/2010	Kiser et al.					
D615,737 S	5/2010	Feller					

(56)

## References Cited

## U.S. PATENT DOCUMENTS

2010/0281713 A1 11/2010 Pantazes  
2015/0089843 A1 4/2015 Gavrieli

## FOREIGN PATENT DOCUMENTS

GB 2 446 205 A 8/2008  
TW D119165 10/2007

## OTHER PUBLICATIONS

Letter from TMI and Associates with Office Action, 2 pgs, dated Sep. 19, 2012 [http://www.payless.com/store/?&TLC=Womens](http://www.payless.com/store/?&TLC=Womens&SLC=WomensNewArrivals)

&BLC=WomensNewArrivalsNewArrivals&With+Regular  
&ItemCode=60131&LotNumber=062642&Type=Adult  
&Popularity=637&Descriptvein.

Taiwanese Office Action for TW 101300726, 10 pgs., dated Sep. 6, 2012.

“The Love List, Tiefs by Gavrieli—Foldable Ballet Flats,” <http://thelovelist-carly.blogspot.com.au/2010/09/tiefs-by-gavrieli-foldable-ballet.html>, 3 pgs., Sep. 12, 2010.

“Tiefs by Gavrieli,” <http://tiefs.com>, 1 pg., retrieved Mar. 13, 2013 from URL.

“Try It Mummy!, Tiefs by Gavrieli,” <http://tryitmummy.blogspot.com.au/2010/12/tiefs-by-gavrieli.html>, 4 pgs., Dec. 9, 2010.

“Wearability—Real People Style, What came first, the City Flat or the Tiefs,” <http://wearability.posterous.com/what-came-first-the-city-flat-or-the-tiefs>, 4 pgs., Aug. 29, 2010.

“The Ballet Flat . . . Reinvented; Ballet Flats . . . with a Bonus; Step Into Tiefs; Going Places? Take Tiefs,” <http://web.archive.org/web/2010052004346/http://www.tiefs.com/>; 4 pgs., May 24, 2010.

“Tiefs—Comfortable designer flats you can fit in your purse and wear all day, every day,” <http://web.archive.org/web/20110731151555/http://tiefs.com/>; 6 pgs., Jul. 31, 2011.

“58th Annual Emmy Awards,” [http://spoonsforksandfashion.blogspot.com/2006\\_08\\_01\\_archive.html](http://spoonsforksandfashion.blogspot.com/2006_08_01_archive.html), depicting Nine West flats, 11 pgs., Aug. 1, 2006.

Pictures of Nine West flats sold in 2006, 3 pgs.

“I Love a Good Ballet Flat!,” <http://dressupfiles.com/i-love-a-good-ballet-flat>, depicting Sue London flats, 4 pgs., Sep. 3, 2010.

Pictures of Sue London flats sold in 2010, 2 pgs.

“Miss Cathie Reviews: The Yosi Samra Foldable Ballet Flat . . .,” <http://www.misscathie.com/2010/01/miss-cathie-reviews-the-yosi-samra-foldable-ballet-flat/>, depicting Yosi Samra flats, 7 pgs., Jan. 2010.

Pictures of Yosi Samra flats sold in 2010, 2 pgs.

“Goodbye two thousand ten,” [http://ernmajoyrussell.blogspot.com/2010\\_12\\_01\\_archive.html](http://ernmajoyrussell.blogspot.com/2010_12_01_archive.html), depicting Gap flats, 39 pgs., Dec. 1, 2010.

Pictures of Gap flats available for sale in 2010, 9 pgs.

“Our newest design of folding flats—Pink,” <https://fitinclouds.wordpress.com/2010/05/16/our-newest-design-of-folding-flats-pink/>, depicting Fit in Clouds flats, 1 pg., May 16, 2010.

“Fit in Clouds Satin Folding Shoes,” <http://www.goodhousekeeping.com/product-reviews/clothing/best-ballet-flats/fit-in-clouds-satin-foldable-ballet-flats>, depicting Fit in Clouds flats, 1 pg., Aug. 2013.

Pictures of Fit in Clouds flats available for sale in 2011, 4 pgs.

“Shoes for Standing,” <https://truthinshoes.wordpress.com/2008/07/>, depicting Sam & Libby flats, 2 pgs., Jul. 31, 2008.

“Target Designer Collaboration: Announcing Sam & Libby Shoes for Target,” <http://www.therecessionista.com/2012/11/target-designer-collaboration-announcing-sam-libby-shoes-for-target.html>, depicting Sam & Libby flats, 1 pg., Nov. 26, 2012.

Pictures of Sam & Libby flats available for purchase in 2011, 5 pgs.

“Save your soles with Citisoles ballet flats,” <http://glamazondiaries.com/2009/07/save-your-soles-with-citisoles-ballet-flats>, depicting Citisoles flats, 3 pgs., Jul. 2009.

Pictures of Citisoles flats available for purchase in 2009, 3 pgs.

“#16 Corso Como Delicious Pumps Review and Giveaway!,” <http://www.mommatoldmeblog.com/2011/01/16-corso-como-delicious-pumps-review.html>, depicting Corso Como flats, 8 pgs., Jan. 16, 2011.

Pictures of Corso Como flats available for sale in 2011, 3 pgs.

“Jil-sander-navy-lead-ballet-flats-product . . .,” [www.ebay.com](http://www.ebay.com), depicting Jil Sander flats, 4 pgs., Nov. 2013.

Pictures of Jil Sander flats available for sale in 2011, 3 pgs.

“Spare Soles: Shoes That Roll-up & Fold-up,” <http://herpackinglist.com/2011/01/spare-soles-shoes/>, depicting Spare Soles flats, 2 pgs., Jan. 2011.

Pictures of Spare Soles flats available for sale in 2011, 5 pgs.

The Original Rollable, Foldable ballet flats with matching wristlet—Spare Soles, <http://herpackinglist.com/2011/01/spare-soles-shoes/>, depicting Roll-Upz Spare Soles flats, 2 pgs., Jan. 2011.

Pictures of Roll-Upz by Spare Soles flats available for sale in 2011, 6 pgs.

“The Cutest Blog, Preppy 50 and Loving Lilly, Ballet Flat Delight,” <http://preppy50andlovinglilly.blogspot.com/2011/02/ballet-flat-delight.html>, depicting Henri Bendel flats, 13 pgs., Feb. 19, 2011.

Pictures of Henri Bendel flats available for sale in 2011, 4 pgs.

“Mumsnet by parents for parents,” [http://www.mumsnet.com/Talk/style\\_and\\_beauty/a1612000-Anyone-tried-Redfoot-Flatmates-foldable-ballet-pumps](http://www.mumsnet.com/Talk/style_and_beauty/a1612000-Anyone-tried-Redfoot-Flatmates-foldable-ballet-pumps), depicting Redfoot Flatmates flats, 1 pg, Nov. 14, 2012.

Pictures of Redfoot Flatmates flats available for sale in 2011, 6 pgs.

“Amazon.com: Customer Reviews: Bloch London Women’s Lux Ballet Flat,” <http://www.amazon.com/Bloch-London-Womens-Ballet-Flat/product-reviews/B004LWP7YW>, depicting Bloch London flats, 4 pgs., Dec. 11, 2011.

Pictures of Bloch London flats offered for sale in 2011, 11 pgs.

“H&m foldable leopard print flat,” <http://845shops.wordpress.com/2011/06/16/flats-for-7-bucks/shoe1/>, depicting h&m flats, 3 pgs., Jun. 16, 2011.

Pictures of h&m foldable flats offered for sale in 2011, 4 pgs.

“Seekyt—Juicy Couture Ballet Flats—Are They Worth the Money?,” <http://seekyt.com/juicy-couture-ballet-flats-are-they-worth-the-money/>, 14 pgs., Jun. 3, 2011.

Pictures of Juicy Couture flats offered for sale in 2011, 3 pgs.

“Purse Flats,” <http://purseflats.wordpress.com>, depicting Purse Flats by Erica Wilson, 3 pgs., Jul. 12, 2012.

Pictures of Purse Flats by Erica Wilson offered for sale in 2011, 6 pgs.

“Splash Page,” <http://web.archive.org/web/20100524004346/http://www.tiefs.com/>, 4 pgs., May 24, 2010.

“Tiefs—Comfortable, designer flats you can fit in your purse and wear all day, every day,” <http://web.archive.org/web/20110731151555/http://tiefs.com/>, 6 pgs., Jul. 31, 2011.

“Tiefs by Gavrieli—Comfortable, designer flats you can fit in your purse and wear all day . . .,” <http://web.archive.org/web/20110202210649/http://www.tiecks.com/>, 8 pgs., Feb. 2, 2011.

“Carolina M. M. Gonzalez > Tiefs by Gavrieli,” [http://m2.facebook.com/Tiefs?v=timeline&filter=2&timecutoff=1406427986&page=17&sectionLoadingID=m\\_timeline\\_loading\\_div\\_1293868799\\_1262332800\\_8\\_17&timeend=1293868799&timestart=1262332800&tm=AQDOvqhWQPN\\_Nbwm&refid=17](http://m2.facebook.com/Tiefs?v=timeline&filter=2&timecutoff=1406427986&page=17&sectionLoadingID=m_timeline_loading_div_1293868799_1262332800_8_17&timeend=1293868799&timestart=1262332800&tm=AQDOvqhWQPN_Nbwm&refid=17), 1 pg, Jan. 26, 2010.

“The Shoes Oprah Would Wear to Work (if She Had to Walk),” <http://www.inc.com/30under30/christina-desmarais/kfir-gavrieli-and-elram-gavrieli-founders-of-tieck.html>, 8 pgs., Jul. 2, 2012.

“Tiefs by Gavrieli,” [http://m2.facebook.com/Tiefs?v=timeline&filter=2&timecutoff=1406427986&page=14&sectionLoadingID=m\\_timeline\\_loading\\_div\\_1293868799\\_1262332800\\_8\\_14&timeend=1293868799&timestart=1262332800&tm=AQDOvqhWQPN\\_Nbwm&refid=17](http://m2.facebook.com/Tiefs?v=timeline&filter=2&timecutoff=1406427986&page=14&sectionLoadingID=m_timeline_loading_div_1293868799_1262332800_8_14&timeend=1293868799&timestart=1262332800&tm=AQDOvqhWQPN_Nbwm&refid=17), 4 pgs., Jan. 26, 2010.

“Mighty Life List, Sensible Shoes,” <http://mightygirl.com/2010/08/24/sensible-shoes/>, 10 pgs., Aug. 24, 2010.

“Find! Tiefs: Fab & sexy flats for fall,” <http://thefabmom.com/2013/08/29/find-tiefs-fab-sexy-flats-for-fall/>, 3 pgs. Aug. 29, 2013.

“Step into Tiefs,” <http://sliceofpink.typepad.com/blog/2010/09/tiefs-1.html>, 5 pgs., Sep. 22, 2010.

“In Need of Flat-Soled Shoes,” <http://sliceofpink.typepad.com/blog/2010/09/tiefs-1.html>, 7 pgs., Oct. 3, 2010.

\* cited by examiner

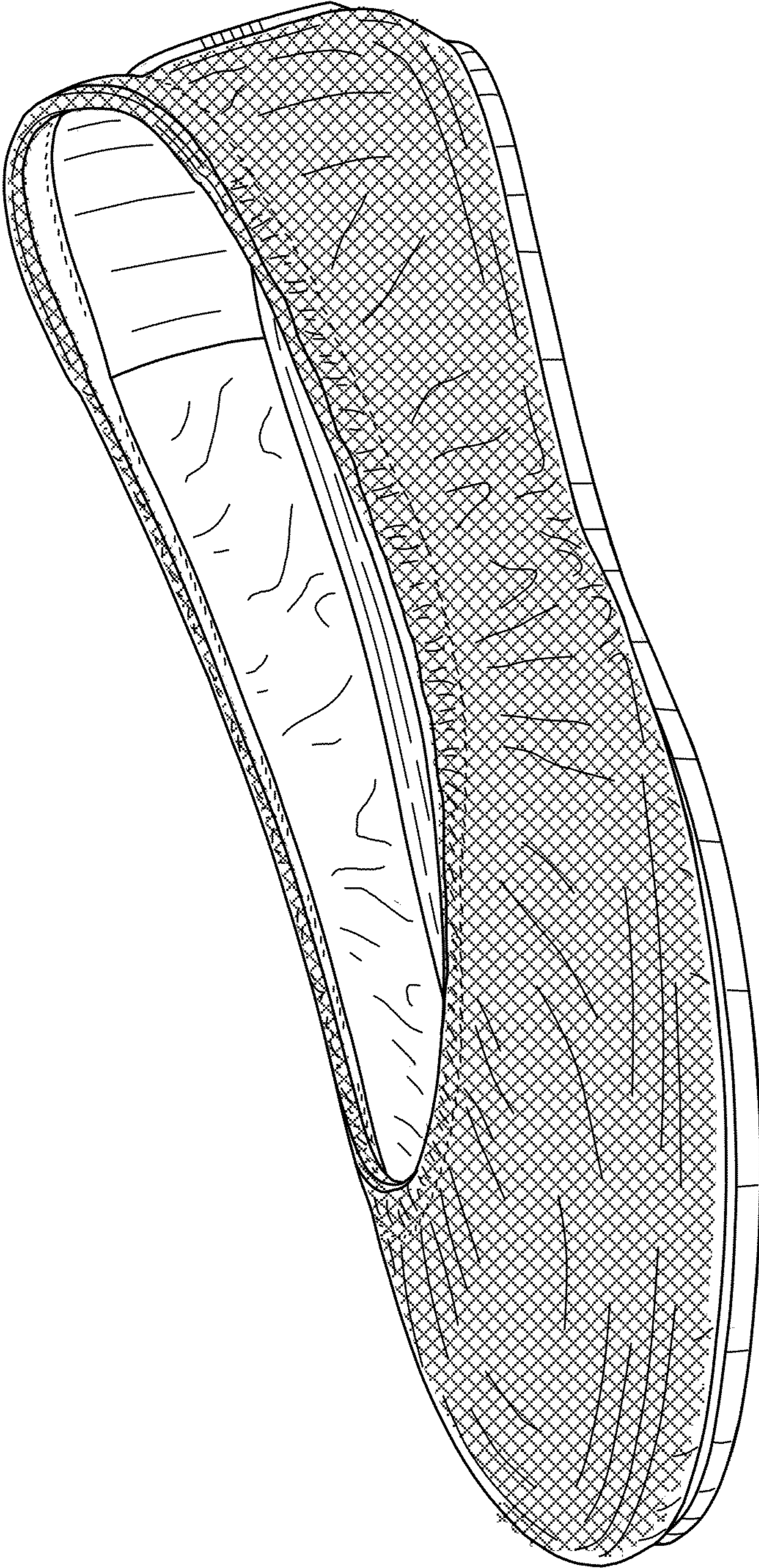


FIG. 1

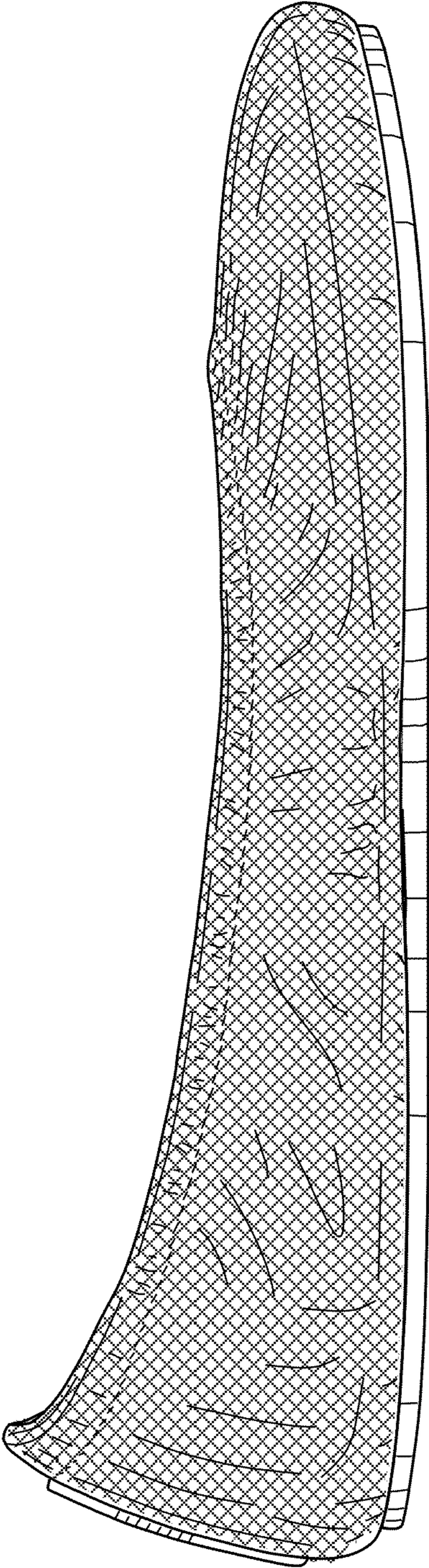


FIG. 2

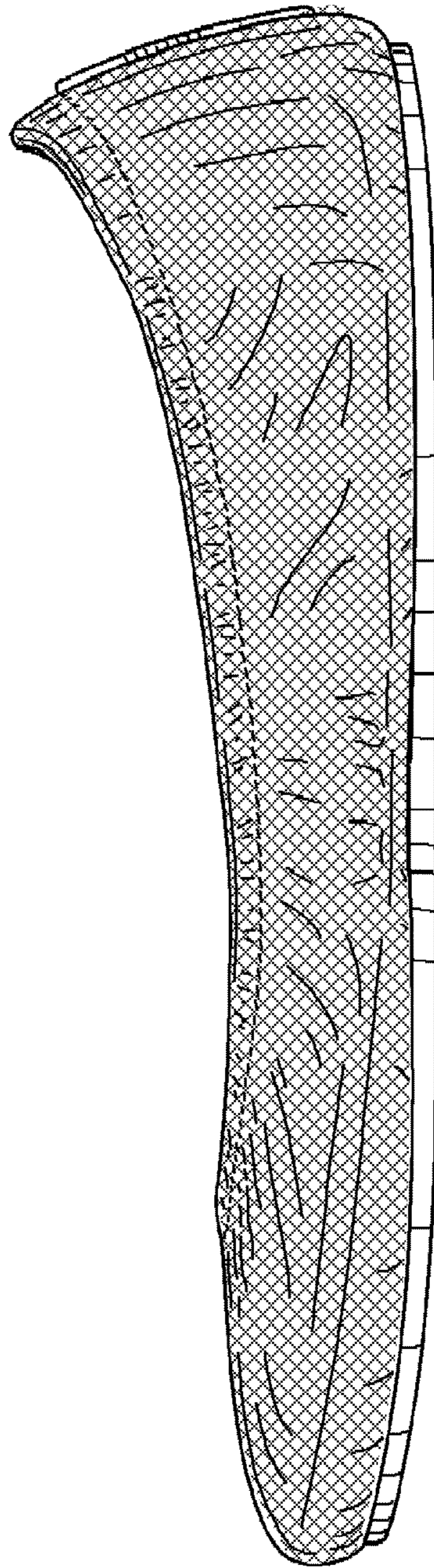


FIG. 3

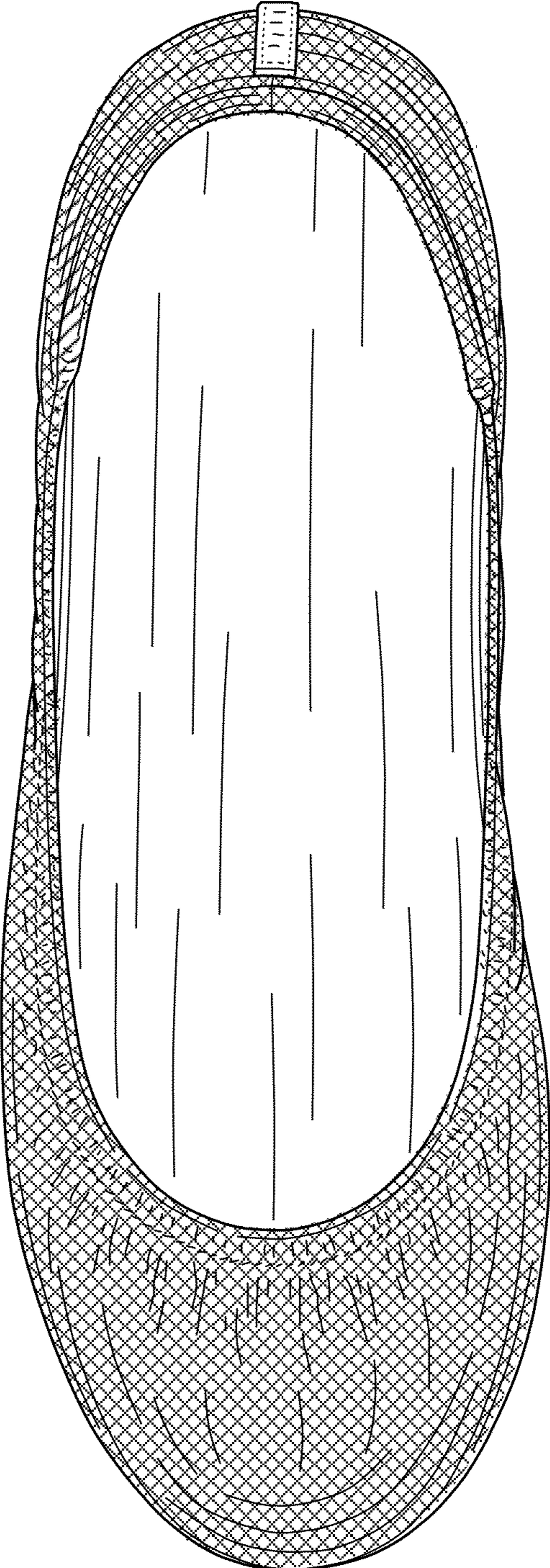


FIG. 4

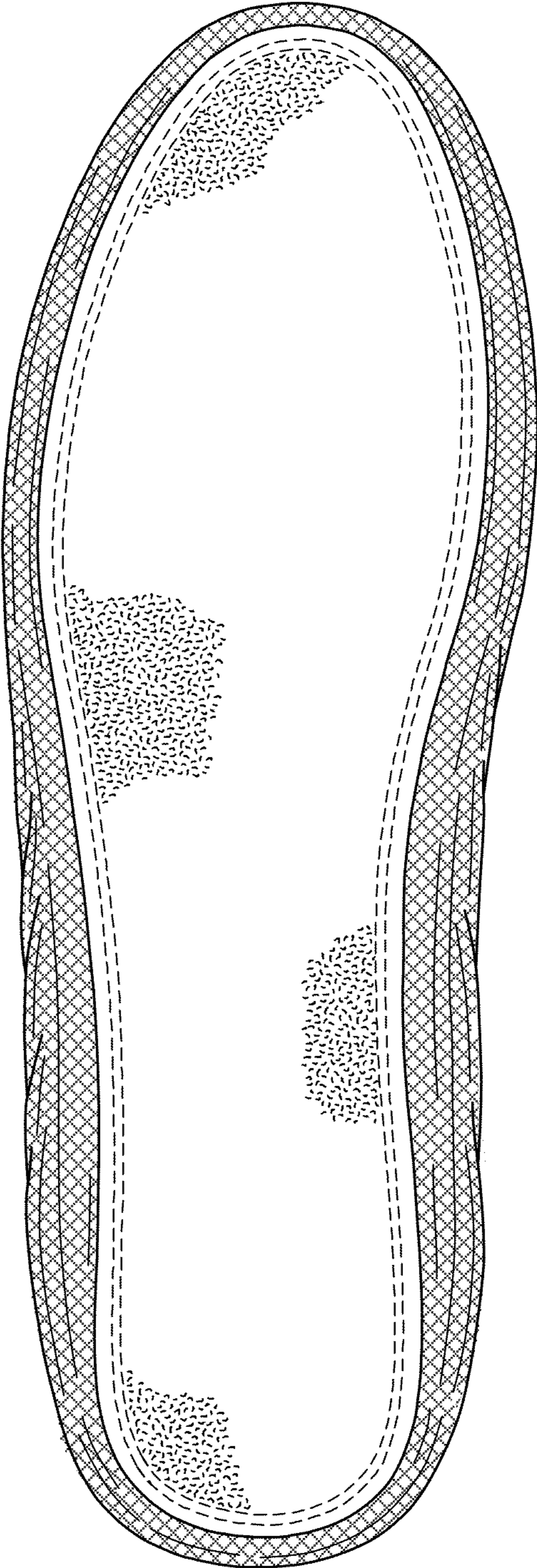


FIG. 5



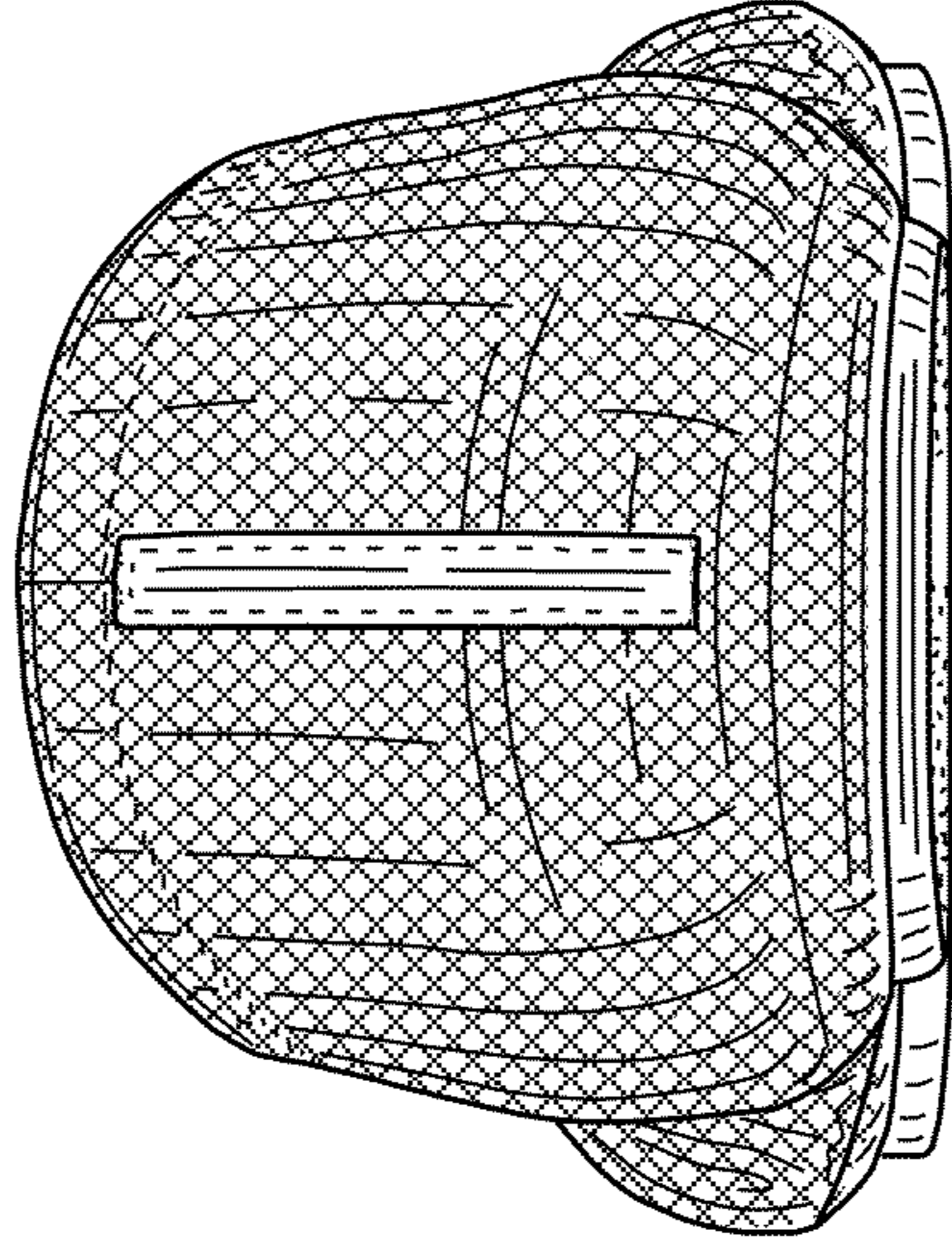


FIG. 7

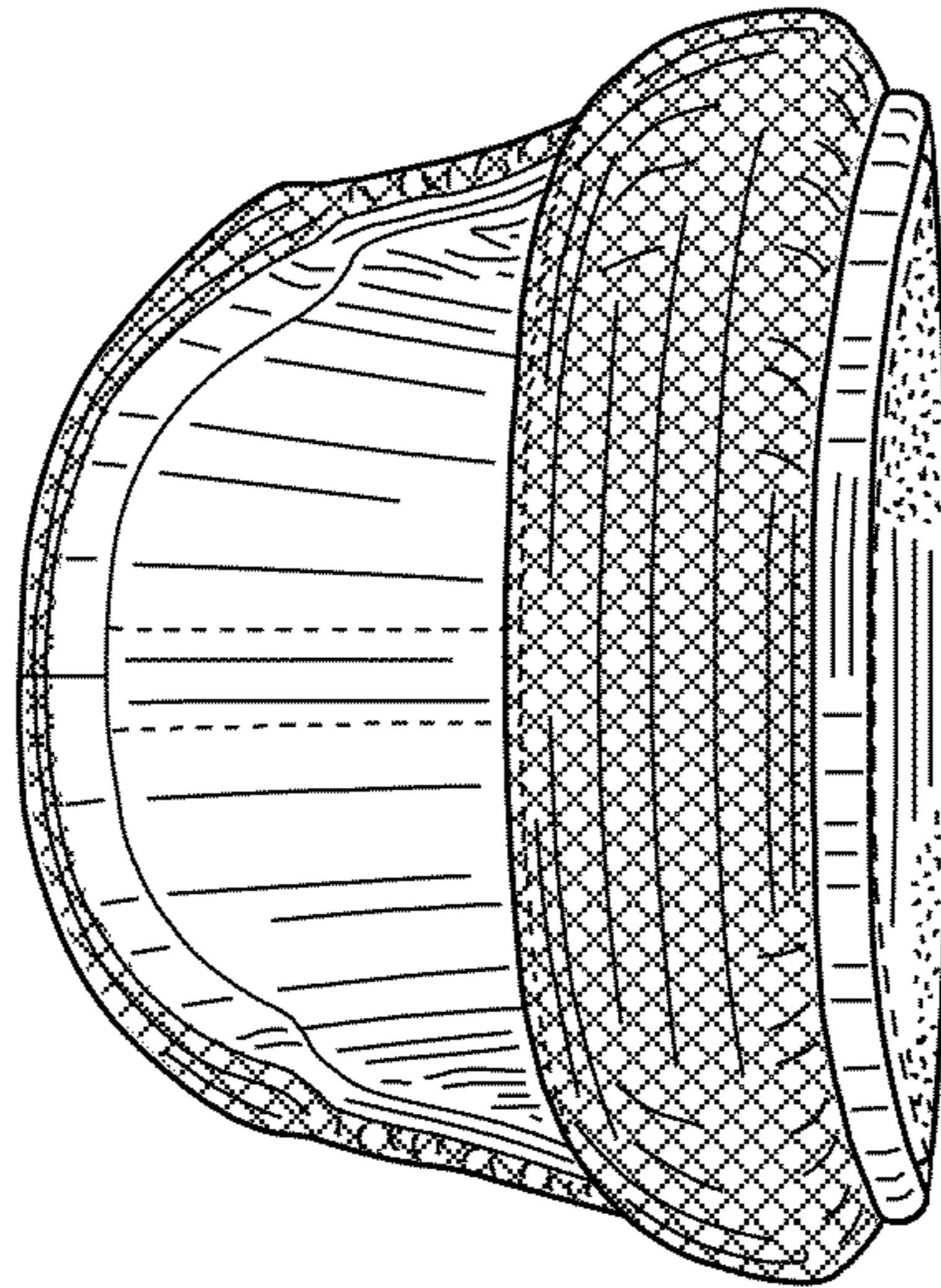


FIG. 6