



US00D781541S

(12) **United States Design Patent**
McGhee

(10) **Patent No.:** **US D781,541 S**

(45) **Date of Patent:** **** Mar. 21, 2017**

(54) **FOOTWEAR SOLE**
(71) Applicant: **AIRWAIR INTL. LTD.**, Wollaston,
Northamptonshire (GB)
(72) Inventor: **Malcolm McGhee**, London (GB)
(73) Assignee: **Airwair Intl. Ltd.** (GB)
(**) Term: **15 Years**

D265,144 S 6/1982 Vermonet
D265,435 S 7/1982 Vermonet
D266,798 S * 11/1982 Famolare, Jr. D2/950
4,538,366 A 9/1985 Norton
4,680,877 A * 7/1987 Fink A43B 7/06
36/3 B
D321,975 S 12/1991 Arnulf et al.
D325,805 S 5/1992 Herber
D358,929 S 6/1995 Peterson
D360,064 S 7/1995 Verin
(Continued)

(21) Appl. No.: **29/565,137**
(22) Filed: **May 18, 2016**
(51) **LOC (10) Cl.** **02-04**
(52) **U.S. Cl.**
USPC **D2/947; D2/960**
(58) **Field of Classification Search**
USPC D2/902, 906, 908, 916, 918, 925,
D2/946-962, 977; 36/3 B, 22 R, 24.5,
36/25 R, 28, 32 R, 34 R, 59 C, 67 A, 103
CPC A43B 13/00; A43B 13/02; A43B 13/023;
A43B 13/026; A43B 13/04; A43B 13/08;
A43B 13/10; A43B 13/12; A43B 13/14;
A43B 13/141; A43B 13/143; A43B
13/16; A43B 13/18; A43B 13/181; A43B
13/187; A43B 13/189; A43B 13/20; A43B
13/22; A43B 13/223; A43B 13/24; A43B
13/28; A43B 13/30; A43B 13/32; A43B
13/34; A43B 13/36
See application file for complete search history.

OTHER PUBLICATIONS

Dr. Martens [online], [retrieved on Jun. 2, 2016]. Retrieved from the Internet: <URL: <http://www.drmartens.com/us/p/mens-shoes-dirty-dog-john>>.

(Continued)

Primary Examiner — T. Chase Nelson
(74) *Attorney, Agent, or Firm* — Bryan Cave LLP

(57) **CLAIM**

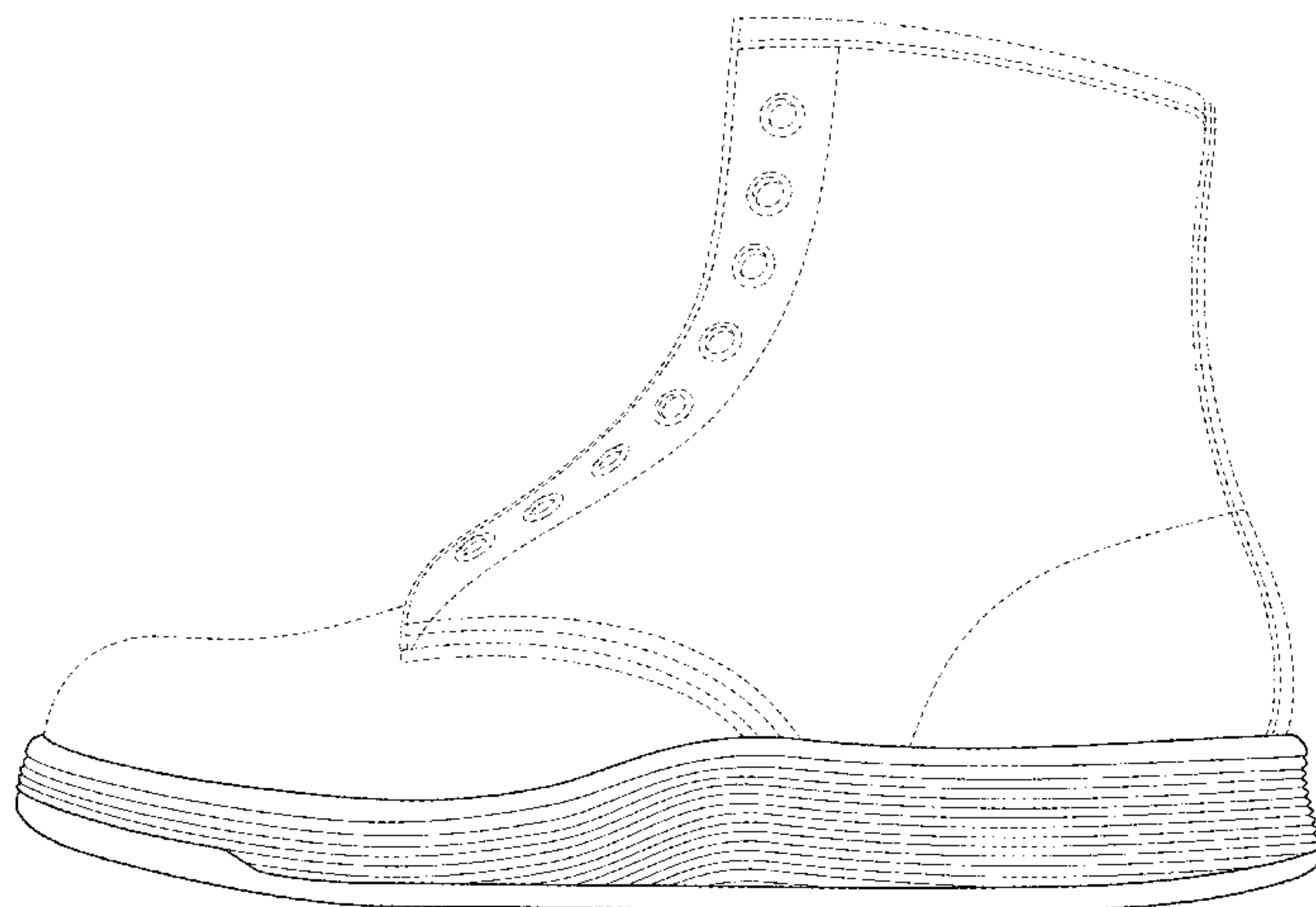
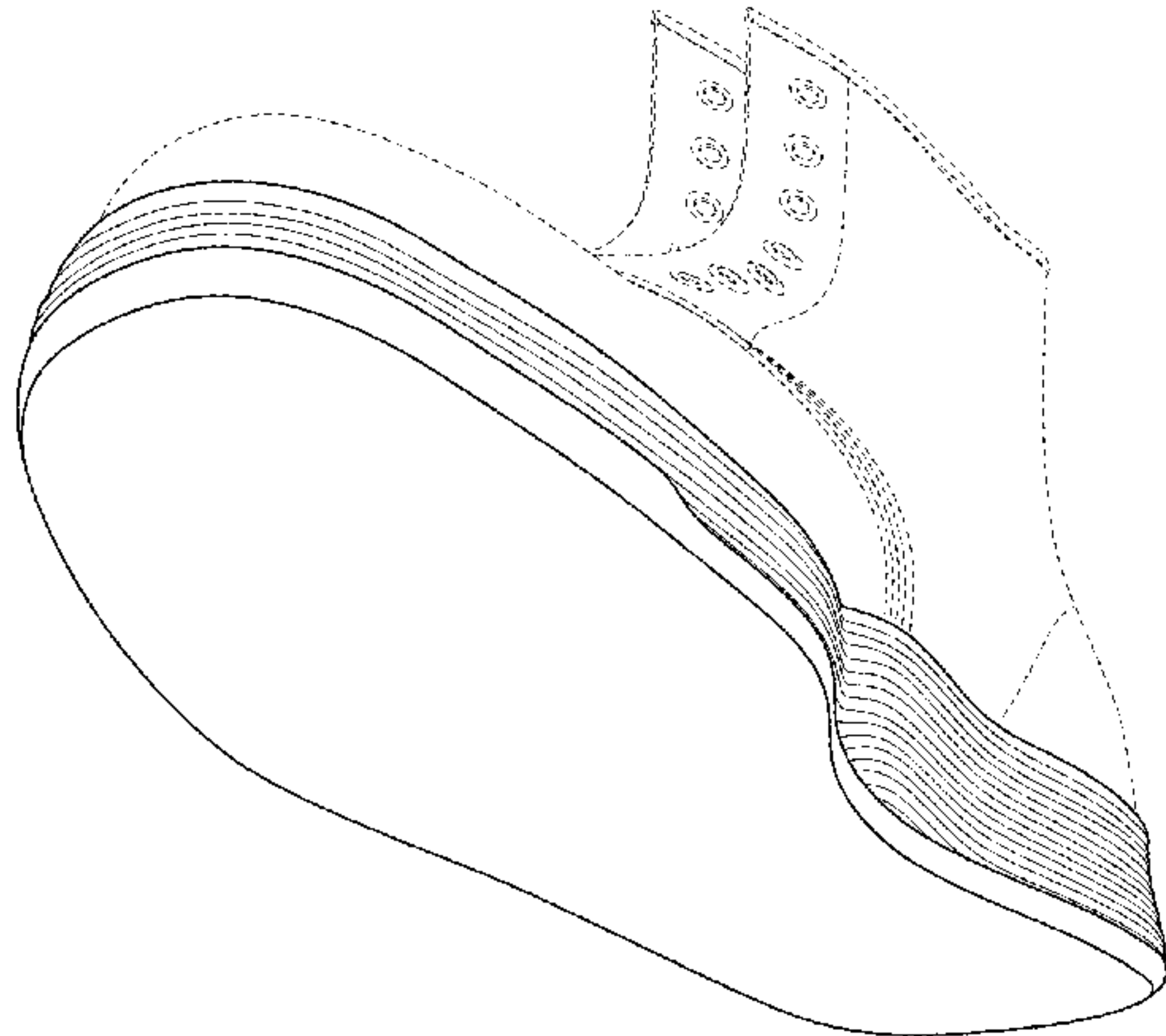
The ornamental design for a footwear sole, as shown and described.

DESCRIPTION

FIG. 1 is a perspective view of a footwear sole;
FIG. 2 is a bottom perspective view thereof;
FIG. 3 is another bottom perspective view thereof;
FIG. 4 is a front view thereof;
FIG. 5 is a rear view thereof;
FIG. 6 is a top view thereof;
FIG. 7 is a right side view thereof; and,
FIG. 8 is a left side view thereof.
The broken line showings in the figures are for the purpose of illustrating an environment only and form no part of the claimed design.

1 Claim, 8 Drawing Sheets

(56) **References Cited**
U.S. PATENT DOCUMENTS
D120,248 S * 4/1940 Sbicca D2/950
2,198,338 A 4/1940 Greider
D157,034 S * 1/1950 Eldon D2/902
2,563,751 A 8/1951 Rossi
D258,546 S 3/1981 Famolare, Jr.
D263,643 S 4/1982 Vermonet



(56)

References Cited

U.S. PATENT DOCUMENTS

D385,103 S 10/1997 Teague
 D385,691 S * 11/1997 Egelja D2/946
 D390,351 S * 2/1998 Nevens D2/954
 D395,341 S * 6/1998 Greenberg D2/957
 D398,743 S 9/1998 Rask
 D401,741 S 12/1998 Clarke
 5,867,923 A 2/1999 Lehneis
 D407,891 S 4/1999 Edwards
 D409,361 S * 5/1999 Greenberg D2/957
 D415,607 S * 10/1999 Merceron D2/951
 D415,610 S 10/1999 Cahill
 D416,126 S * 11/1999 Jimenez D2/947
 D430,723 S * 9/2000 Kim D2/902
 D432,292 S * 10/2000 Kim D2/902
 D434,547 S * 12/2000 Kim D2/902
 D437,675 S 2/2001 Dahlsten
 D449,426 S 10/2001 Pollastrelli
 D453,615 S * 2/2002 White D2/947
 D458,742 S * 6/2002 Crary D2/947
 D461,294 S 8/2002 Cook
 D466,278 S * 12/2002 Smith, III D2/977
 D469,598 S 2/2003 Wilson
 D474,329 S * 5/2003 McClaskie D2/951
 D475,843 S 6/2003 Miller
 6,578,290 B1 6/2003 Meynard
 D483,554 S 12/2003 Burg et al.
 D485,422 S 1/2004 Levine
 D492,095 S 6/2004 Sanchez et al.
 D498,901 S 11/2004 Hawker et al.
 D508,307 S 8/2005 Burg et al.
 D511,617 S * 11/2005 Matis D2/947
 D523,614 S 6/2006 Mitchell
 D534,332 S * 1/2007 McClaskie D2/947
 D536,162 S * 2/2007 McClaskie D2/947
 D579,649 S * 11/2008 McDowell D2/970
 D590,139 S 4/2009 Carlucci
 D592,837 S 5/2009 Vico et al.
 D593,741 S * 6/2009 Vico D2/951
 D611,232 S 3/2010 Della Valle et al.
 D612,136 S 3/2010 Hubner
 D613,480 S 4/2010 Lamont
 D623,835 S * 9/2010 Tzenos D2/947
 D624,291 S * 9/2010 Henderson D2/946
 D634,108 S * 3/2011 Tzenos D2/947
 D636,155 S 4/2011 Della Valle et al.
 D636,156 S 4/2011 Della Valle et al.
 7,941,938 B2 * 5/2011 Yu A43B 7/1415
 36/25 R
 D643,189 S * 8/2011 Teteriatnikov D2/946
 D643,197 S 8/2011 Teteriatnikov
 D643,602 S * 8/2011 Teteriatnikov D2/946
 D662,698 S * 7/2012 Pulli D2/947
 D666,795 S * 9/2012 Shaffer D2/947
 D669,256 S * 10/2012 Castellon D2/951
 D671,306 S * 11/2012 Tzenos D2/947
 D671,723 S * 12/2012 Teteriatnikov D2/947
 D672,123 S * 12/2012 Williams, Jr. D2/947
 D680,309 S 4/2013 Raysse
 D683,937 S 6/2013 Raysse
 D690,088 S * 9/2013 Hardman D2/947
 D692,217 S * 10/2013 Fogg D2/947
 8,607,474 B2 * 12/2013 Spanks A43B 1/0027
 36/11.5
 D696,852 S * 1/2014 Madore D2/972
 D707,949 S * 7/2014 VanHook D2/972
 D710,579 S * 8/2014 Williams, Jr. D2/947
 D713,625 S 9/2014 Raasch
 D713,626 S 9/2014 Raasch
 D714,035 S 9/2014 O'Connor
 D714,037 S * 9/2014 Della Valle et al. D2/950
 D728,914 S * 5/2015 Bove D2/951
 D731,767 S * 6/2015 Lan D2/947
 D735,462 S * 8/2015 Pauk D2/972
 D737,039 S * 8/2015 Pauk D2/972
 D737,040 S * 8/2015 Pauk D2/972

D742,107 S * 11/2015 Kasprzak D2/951
 D743,153 S * 11/2015 Taylor D2/947
 D746,560 S * 1/2016 Verfl D2/947
 D747,083 S * 1/2016 Verfl D2/947
 9,301,566 B2 * 4/2016 Dojan A43B 1/0018
 D756,620 S * 5/2016 Boys D2/947
 D768,969 S * 10/2016 Boys D2/947
 9,462,850 B2 * 10/2016 Dirsra A43B 13/28
 2008/0250671 A1 10/2008 Walsh
 2012/0005920 A1 * 1/2012 Alvear A43B 13/125
 36/28
 2012/0324762 A1 * 12/2012 Soumokil A43B 1/0027
 36/103
 2013/0167406 A1 7/2013 Wu
 2014/0059883 A1 * 3/2014 Adeagbo A43B 13/187
 36/28
 2014/0150298 A1 * 6/2014 Crowley A43B 7/1445
 36/103
 2014/0259789 A1 * 9/2014 Dojan A43B 13/122
 36/103
 2015/0143722 A1 * 5/2015 Faggin A43B 3/108
 36/25 R
 2015/0150339 A1 * 6/2015 Van Hook A43B 13/187
 36/84
 2015/0342300 A1 * 12/2015 Cin A43B 17/003
 36/103
 2016/0174659 A1 * 6/2016 Lubart A43B 13/22
 36/59 C
 2016/0198793 A1 * 7/2016 Dombrow A43B 13/187
 36/28
 2016/0302522 A1 * 10/2016 Meschter A43B 13/122

OTHER PUBLICATIONS

Dr. Martens [online], [retrieved on Jun. 2, 2016]. Retrieved from the Internet: <URL: <http://www.drmartens.com/us/p/mens-shoes-grizzly-boyle>>.
 Dr. Martens [online], [retrieved on Jun. 2, 2016]. Retrieved from the Internet: <URL: <http://www.drmartens.com/us/p/mens-boots-kaya-baynes>>.
 Dr. Martens [online], [retrieved on Jun. 2, 2016]. Retrieved from the Internet: <URL: <http://www.drmartens.com/us/p/originals-shoes-smooth-3989-brogue-shoe-bex-34-f-wt>>.
 Dr. Martens [online], [retrieved on Jun. 2, 2016]. Retrieved from the Internet: <URL: <http://www.drmartens.com/us/p/mens-boots-wyoming-hi-suede-pier>>.
 Dr. Martens [online], [retrieved on Jun. 2, 2016]. Retrieved from the Internet: <URL: <http://www.drmartens.com/us/p/mens-boots-grizzly-conrad>>.
 Dr. Martens [online], [retrieved on Jun. 2, 2016]. Retrieved from the Internet: <URL: <http://www.drmartens.com/us/p/originals-sandals-grizzly-8092>>.
 Dr. Martens [online], [retrieved on Jun. 2, 2016]. Retrieved from the Internet: <URL: <http://www.drmartens.com/us/p/mens-shoes-brando-torriano>>.
 Dr. Martens [online], [retrieved on Jun. 2, 2016]. Retrieved from the Internet: <URL: <http://www.drmartens.com/us/p/mens-boots-wildhorse-lamper-maleke>>.
 Dr. Martens [online], [retrieved on Jun. 2, 2016]. Retrieved from the Internet: <URL: <http://www.drmartens.com/us/p/mens-boots-extra-tough-nylon-rubbery-bonny>>.
 Dr. Martens [online], [retrieved on Jun. 2, 2016]. Retrieved from the Internet: <URL: <http://www.drmartens.com/us/p/originals-shoes-polished-smooth-leigh>>.
 Jr. Martens [online], [retrieved on Jun. 2, 2016]. Retrieved from the Internet: <URL: <http://www.drmartens.com/us/p/originals-shoes-inuck-louis>>.
 Dr. Martens [online], [retrieved on Jun. 2, 2016]. Retrieved from the Internet: <URL: <http://www.drmartens.com/us/p/mens-shoes-wyoming-coronado>>.
 Trademark Registration No. 2,102,468 for Footwear, registered Oct. 7, 1997.

(56)

References Cited

OTHER PUBLICATIONS

Trademark Registration No. 2,104,349 for Footwear, registered Oct. 7, 1997.

* cited by examiner



FIG. 1

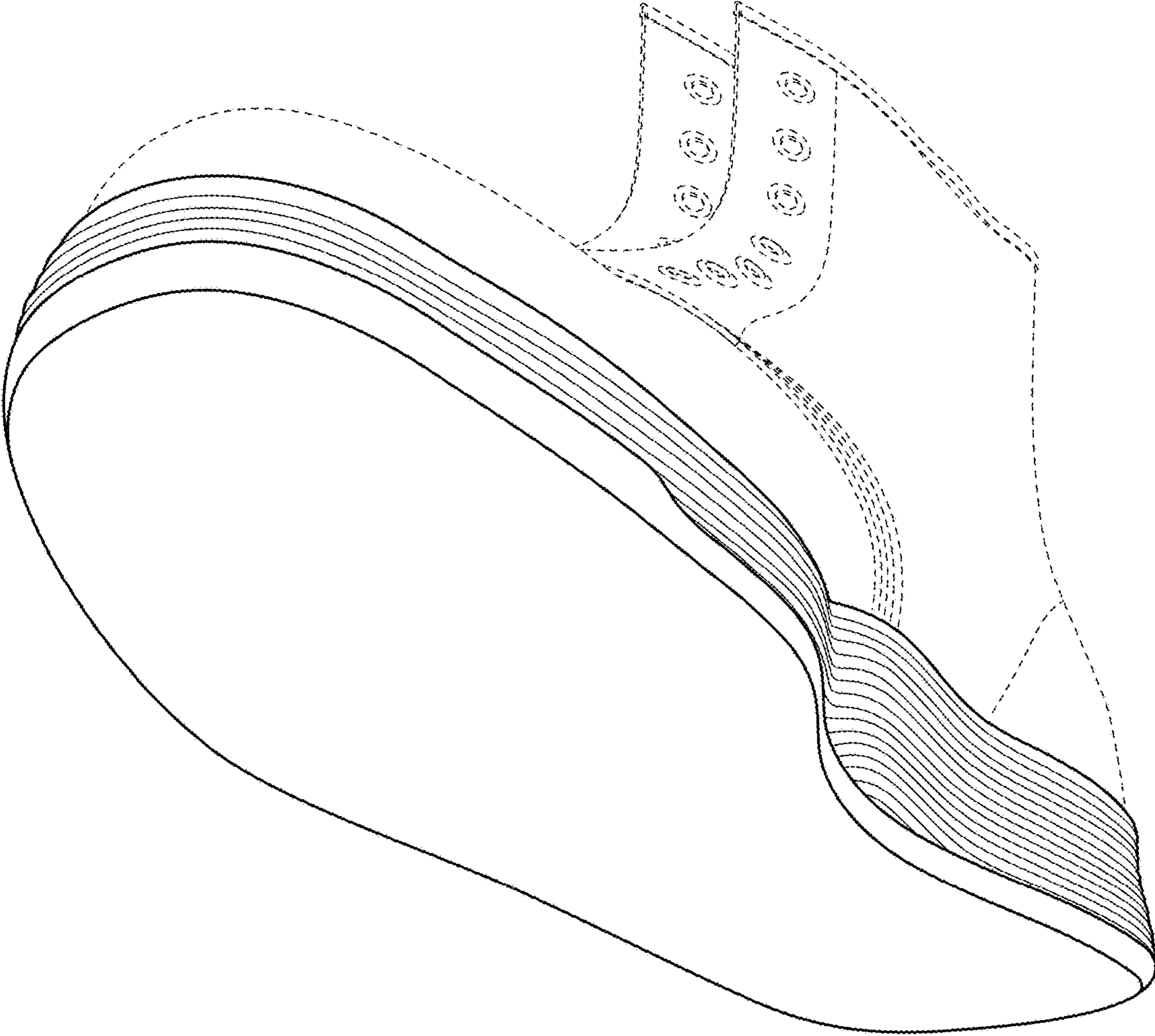


FIG. 2



FIG. 3

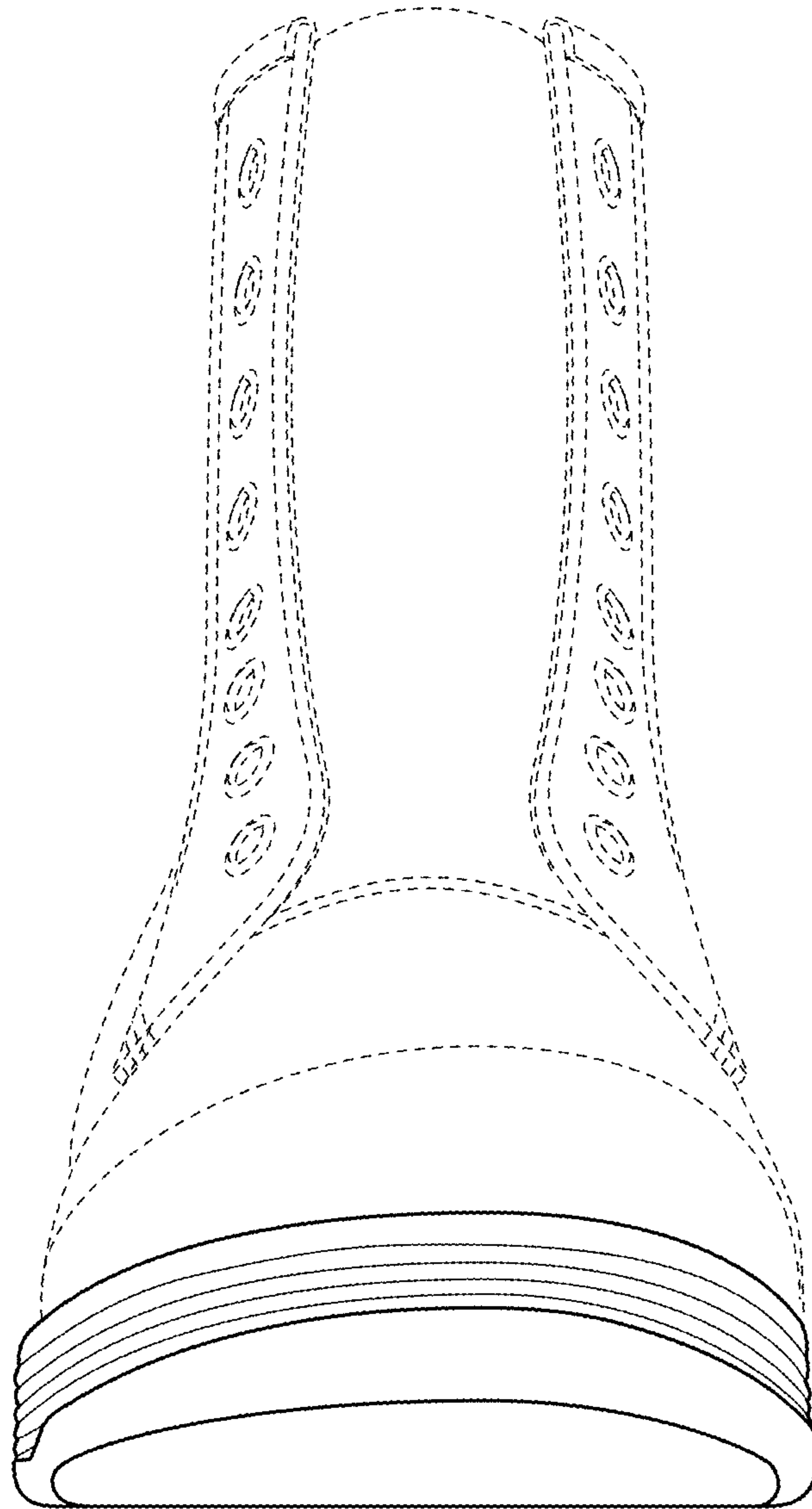


FIG. 4

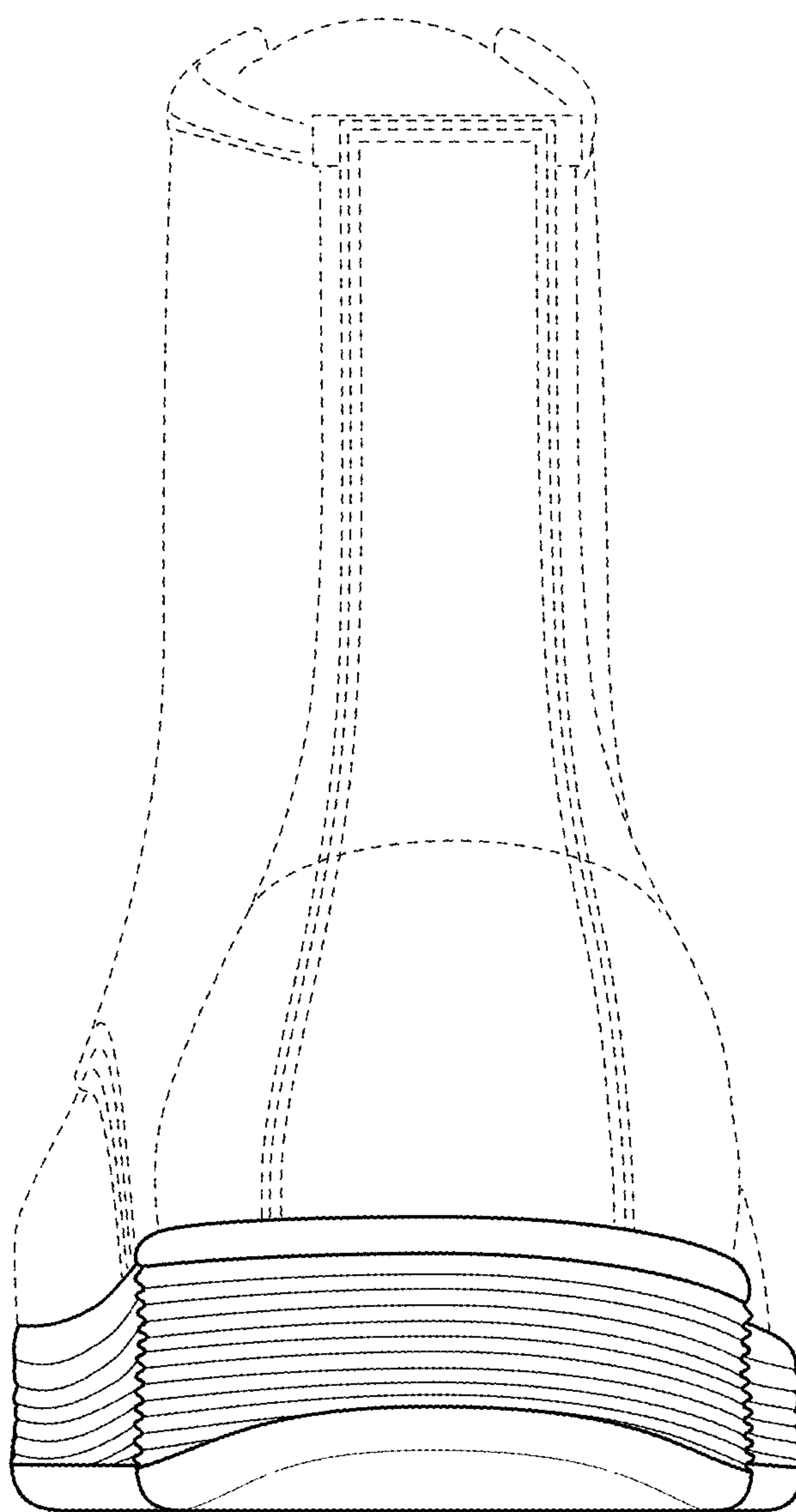


FIG. 5

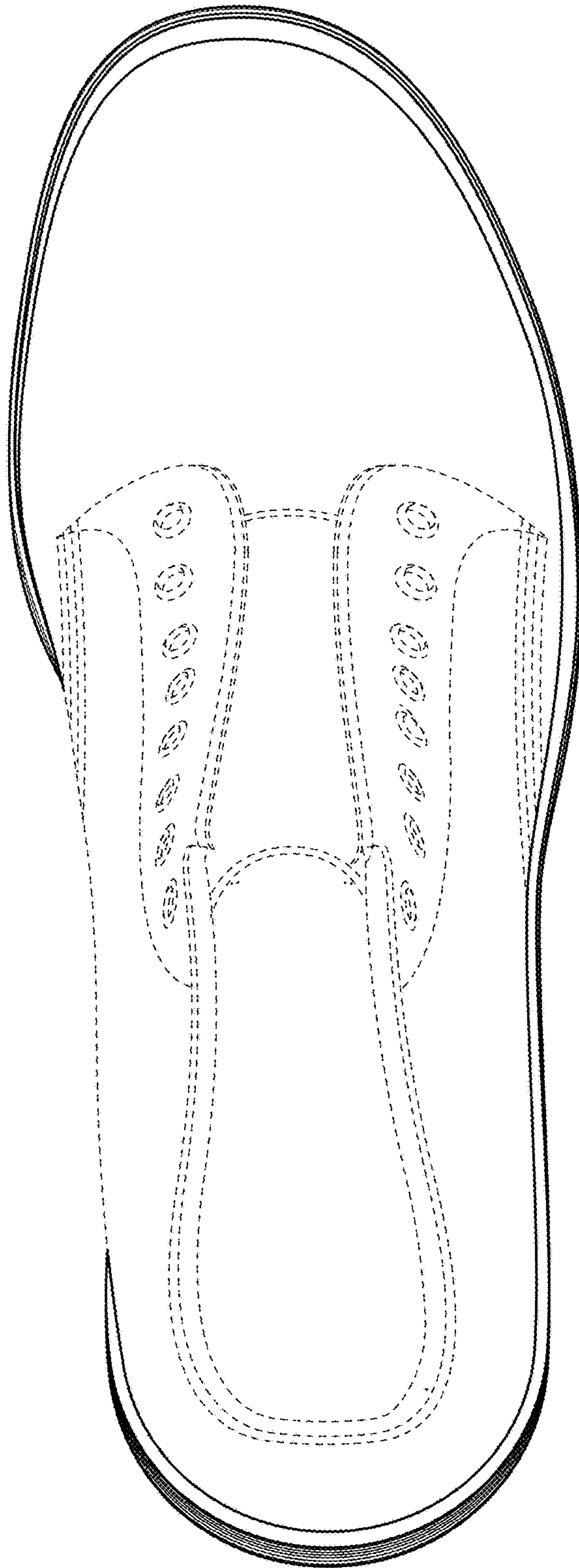


FIG. 6

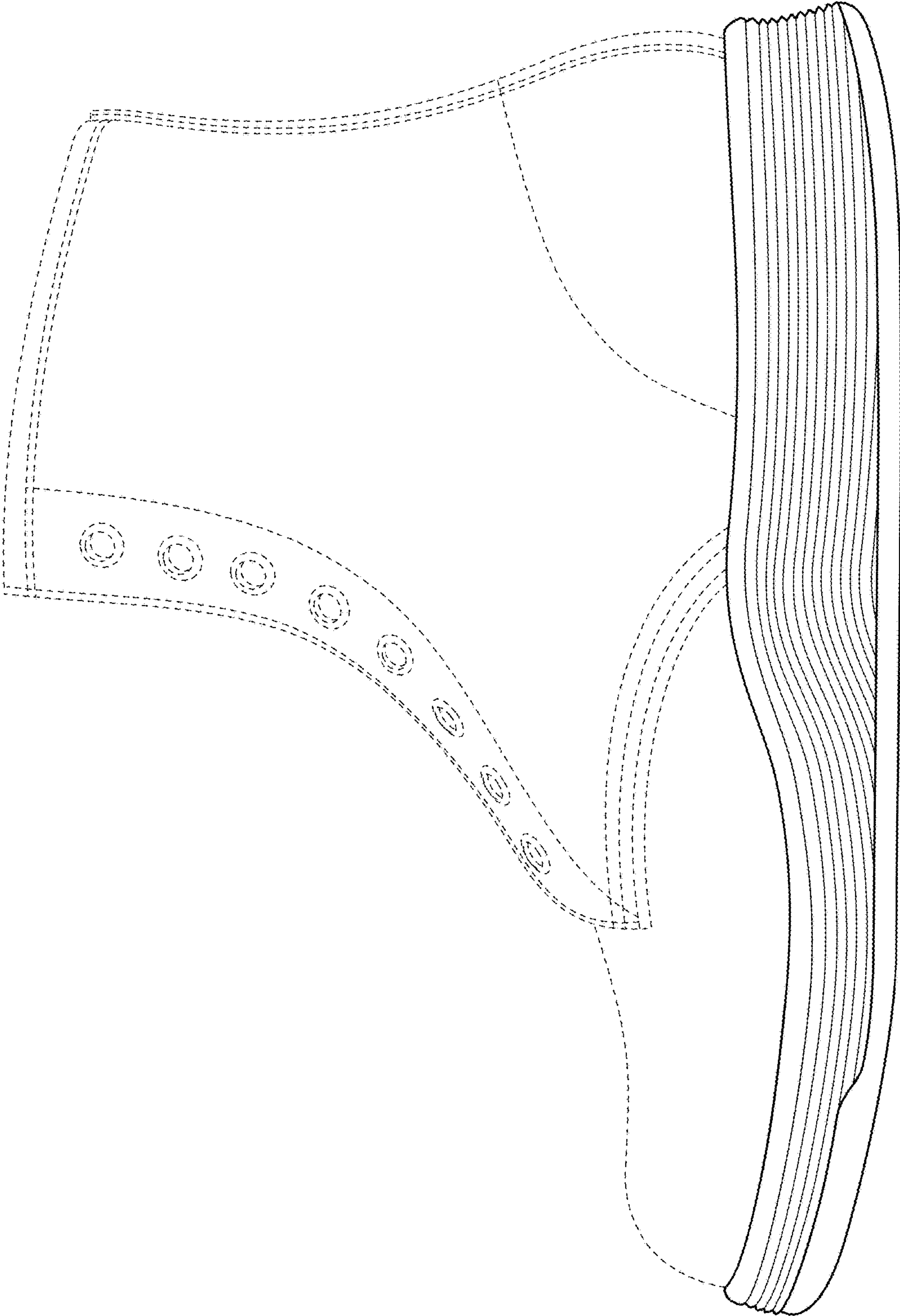


FIG. 7

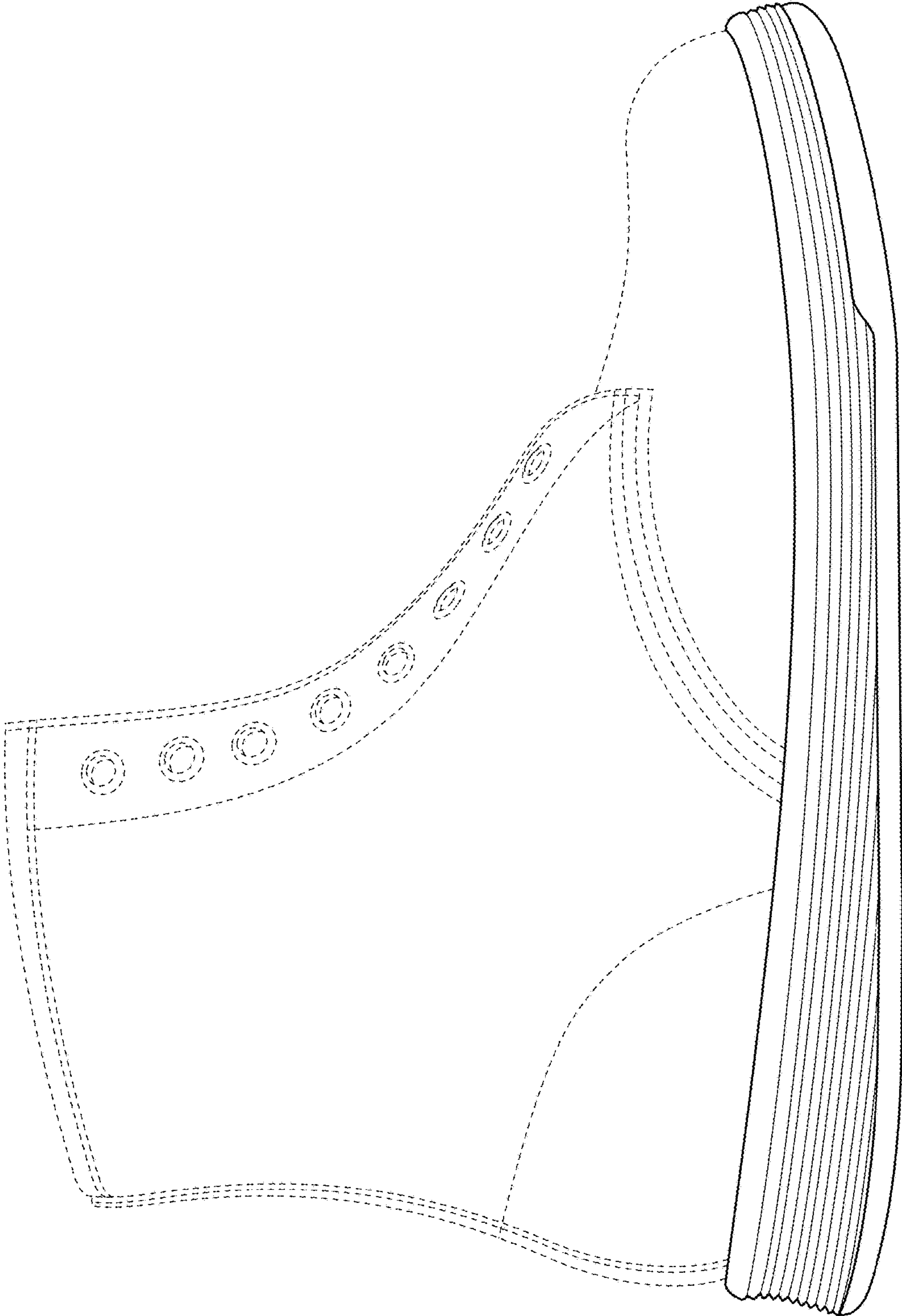


FIG. 8