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(12) **United States Design Patent** (10) **Patent No.:** **US D794,285 S**  
**Osorio** (45) **Date of Patent:** **\*\* Aug. 15, 2017**

(54) **FOOTWEAR**

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(73) Assignee: **AQUAZZURA ITALIA S.R.L.**,  
Florence (IT)

(\*\*) Term: **15 Years**

(21) Appl. No.: **29/572,385**

(22) Filed: **Jul. 27, 2016**

**Related U.S. Application Data**

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filed on Jan. 25, 2016, now Pat. No. Des. 776,409.

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

(52) **U.S. Cl.**  
USPC ..... **D2/928**; D2/930; D2/918

(58) **Field of Classification Search**  
USPC ..... D2/902, 907, 908, 916, 918, 921, 925,  
D2/927-936, 939, 940, 944, 948, 950,  
D2/958, 959, 966, 971  
CPC ..... A43B 3/12; A43B 3/122; A43B 3/102;  
A43B 5/06; A43B 5/10

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D73,809 S \* 11/1927 Veran ..... D2/926  
D94,034 S 12/1934 Koomruian  
D94,348 S 1/1935 Heilbrunn  
D94,638 S 2/1935 Skitter  
D95,204 S 4/1935 Haft in  
D95,629 S 5/1935 Bressler  
D95,887 S 6/1935 Wood  
D98,673 S 2/1936 Hyde  
D102,346 S 12/1936 Stein  
D106,176 S \* 9/1937 Berman ..... D2/939

D113,973 S 3/1939 Levin  
D126,201 S 4/1941 Elkin  
D131,840 S 3/1942 Keyes  
D141,896 S \* 7/1945 Chaplain ..... D2/928  
D158,330 S 4/1950 Sandler  
D158,470 S 5/1950 Koomruian  
D166,106 S \* 3/1952 Simon ..... D2/930  
D172,976 S \* 9/1954 Langdon ..... D2/918  
D296,951 S \* 8/1988 Brickwood ..... D2/916  
D354,019 S \* 1/1995 Young ..... 428/10  
D513,845 S \* 1/2006 Choi ..... D2/971

(Continued)

**OTHER PUBLICATIONS**

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States  
District Court Southern District of New York, Complaint, Case  
1:16-cv-04905, Filed Jun. 23, 2016.

(Continued)

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& Zissu, P.C.; Lawrence E. Apolzon, Esq.

(57) **CLAIM**

The ornamental design for footwear, as shown and  
described.

**DESCRIPTION**

FIG. 1 is a front perspective view of footwear showing my  
new design;

FIG. 2 is a right side view thereof;

FIG. 3 is a left side view thereof;

FIG. 4 is a front view thereof;

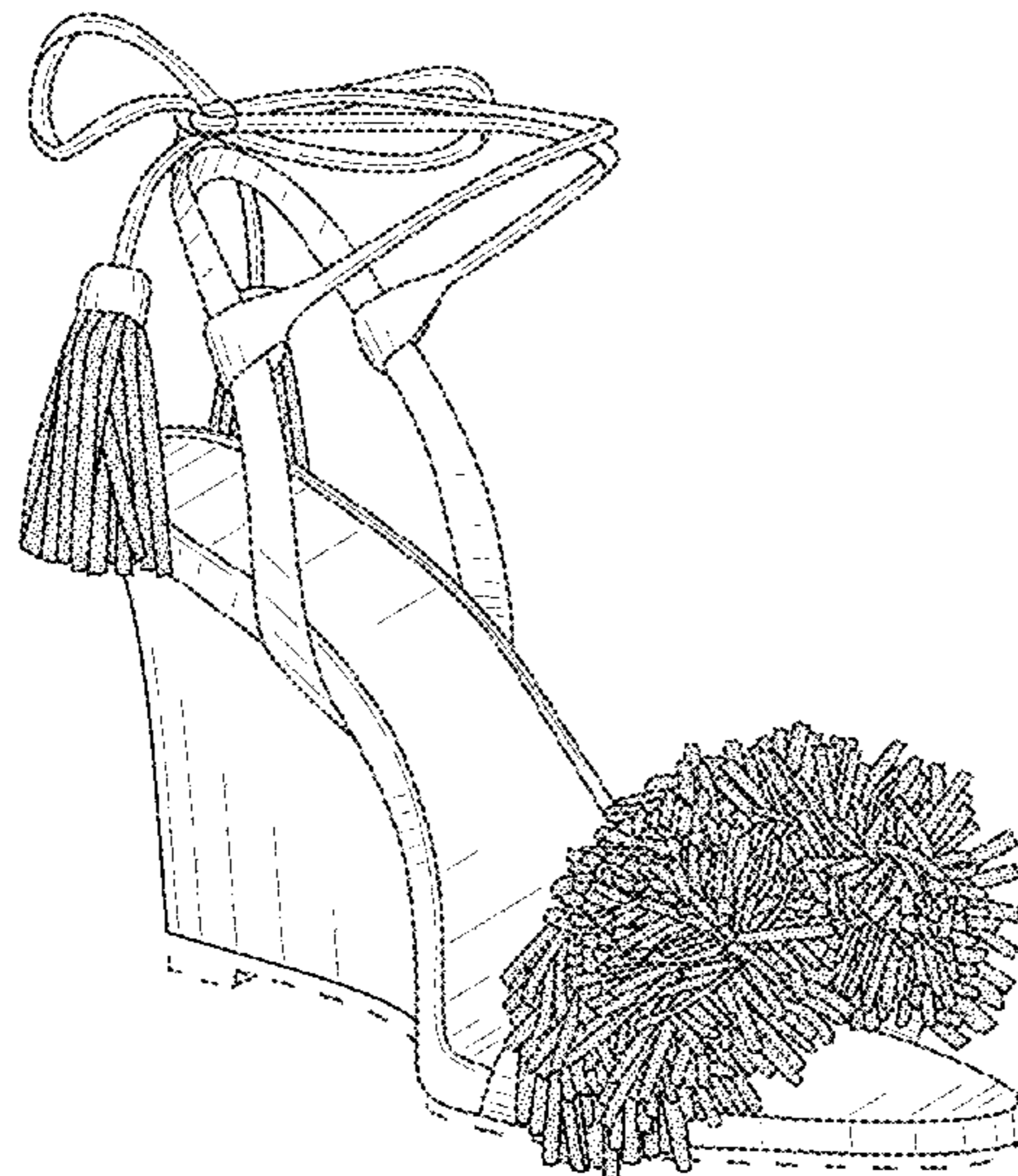
FIG. 5 is a rear view thereof;

FIG. 6 is a top view thereof; and,

FIG. 7 is a front, left perspective view thereof.

The broken line showing of the heel cap and sole in the  
drawings shows unclaimed subject matter.

**1 Claim, 7 Drawing Sheets**



(56)

## References Cited

## U.S. PATENT DOCUMENTS

D514,284 S	*	2/2006	Sussman	.....	D2/917
D530,064 S		10/2006	Choi		
D530,890 S	*	10/2006	Choi	.....	D2/927
D534,713 S	*	1/2007	Weitzman	.....	D2/929
D540,023 S	*	4/2007	Kelsey	.....	D2/971
D554,351 S	*	11/2007	Guers-Neyrud	.....	D2/971
D561,459 S	*	2/2008	Weitzman	.....	D2/927
D594,220 S		6/2009	McDaniel		
D699,024 S	*	2/2014	Guers-Neyraud	.....	D2/930
D706,023 S		6/2014	Holloway et al.		
D709,686 S	*	7/2014	LaRusso	.....	D2/935
D710,076 S		8/2014	LaRusso		
D725,361 S		3/2015	Osorio		
D776,409 S	*	1/2017	Osorio	.....	D2/928
2016/0324251 A1	*	11/2016	Chavez	.....	A43B 3/242

## OTHER PUBLICATIONS

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, Corporate Disclosure Statement, Case 1:16-cv-04905, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, Declaration Of Alan Federbush In Support Of Defendant's Motion To Dismiss The Complaint, Case 1:16-cv-04905, Filed Aug. 19, 2016.

*Aquazzura Italia SFL, v. Steve Madden Limited*, United States District Court Southern District of New York, Memorandum Of Law In Support Of Defendant Steven Madden, Ltd.'s, Case 1:16-cv-04905, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, Notice Of Appearance Of Alan Federbush, Case 1:16-cv-04905, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, Notice Of Appearance Of Ariel S. Peikes, Case 1:16-cv-04905, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, Notice Of Appearance Of Douglas A. Miro, Case 1:16-cv-04905, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, Notice Of Motion, Case 1:16-cv-04905, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Ivanka Trump, IT Collection LLC, Marc Fisher Holdings LLC, and M.B. Fisher LLC*, United States District Court Southern District of New York, Complaint, Case 1:16-cv-04782, Filed Jun. 21, 2016.

*Aquazzura Italia SRL, v. Ivanka Trump, IT Collection LLC, Marc Fisher Holdings LLC, and M.B. Fisher LLC*, United States District Court Southern District of New York, Defendant It collection Llc's Answer And Affirmative Defenses And Counterclaim, Case 1:16-cv-04782, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Ivanka Trump, IT Collection LLC, Marc Fisher Holdings LLC, and M.B. Fisher LLC*, United States District Court Southern District of New York, Rule 7.1 Corporate Disclosure Statement Of Defendant It Collection Llc, Case 1:16-cv-04782, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Ivanka Trump, IT Collection LLC, Marc Fisher Holdings LLC, and M.B. Fisher LLC*, United States District Court Southern District of New York, Defendant Ivanka Trump's Answer And Affirmative Defenses, Case 1:16-cv-04782, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Ivanka Trump, IT Collection LLC, Marc Fisher Holdings LLC, and M.B. Fisher LLC*, United States District

Court Southern District of New York, Rule 7.1 Corporate Disclosure Statement Of Defendant M.B. Fisher Llc, Case 1:16-cv-04782, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Ivanka Trump, IT Collection LLC, Marc Fisher Holdings LLC, and M.B. Fisher LLC*, United States District Court Southern District of New York, Defendant M.B. Fisher Llc's Answer And Affirmative Defenses, Case 1:16-cv-04782, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Ivanka Trump, IT Collection LLC, Marc Fisher Holdings LLC, and M.B. Fisher LLC*, United States District Court Southern District of New York, Rule 7.1 Corporate Disclosure Statement Of Defendant Marc Fisher Holdings Llc, Case 1:16-cv-04782, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Ivanka Trump, IT Collection LLC, Marc Fisher Holdings LLC, and M.B. Fisher LLC*, United States District Court Southern District of New York, Defendant Marc Fisher Holdings Llc's Answer And Affirmative Defenses And Counterclaim, Case 1:16-cv-04782, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Ivanka Trump, IT Collection LLC, Marc Fisher Holdings LLC, and M.B. Fisher LLC*, United States District Court Southern District of New York, Notice Of Appearance, Case 1:16-cv-04782, Filed Aug. 19, 2016.

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, First Amended Complaint, Case 1:16-cv-04905, Filed Sep. 20, 2016.

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, Motion, Case 1:16-cv-04905, Filed Oct. 7, 2016.

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, Memorandum of Law, Case 1:16-cv-04905, Filed Oct. 7, 2016.

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, Declaration, Case 1:16-cv-04905, Filed Oct. 7, 2016.

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, Memorandum of Law, Case 1:16-cv-04905, Filed Oct. 28, 2016.

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, Reply Memorandum of Law, Case 1:16-cv-04905, Filed Nov. 14, 2016.

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, Order, Case 1:16-cv-04905, Filed Nov. 22, 2016.

*Aquazzura Italia SRL, v. Steve Madden Limited*, United States District Court Southern District of New York, Answer, Case 1:16-cv-04905, Filed Dec. 6, 2016.

*Aquazzura Italia SRL, v. Ivanka Trump, IT Collection LLC, Marc Fisher Holdings LLC, and M.B. Fisher LLC*, United States District Court Southern District of New York, Answer, Case 1:16-cv-04782, Filed Sep. 12, 2016.

*Aquazzura Italia SRL, v. Ivanka Trump, IT Collection LLC, Marc Fisher Holdings LLC, and M.B. Fisher LLC*, United States District Court Southern District of New York, First Amended Complaint, Case 1:16-cv-04782, Filed Jan. 18, 2017.

*Aquazzura Italia SRL, v. Ivanka Trump, IT Collection LLC, Marc Fisher Holdings LLC, and M.B. Fisher LLC*, United States District Court Southern District of New York, Answer, Case 1:16-cv-04782, Filed Feb. 15, 2017.

*Aquazzura Italia SRL, v. Ivanka Trump, IT Collection LLC, Marc Fisher Holdings LLC, and M.B. Fisher LLC*, United States District Court Southern District of New York, Answer, Case 1:16-cv-04782, Filed Mar. 8, 2017.

Photographs of Aquazzura Wild Thing design publicly disclosed on Aug. 7, 2014. See attached remarks.

\* cited by examiner

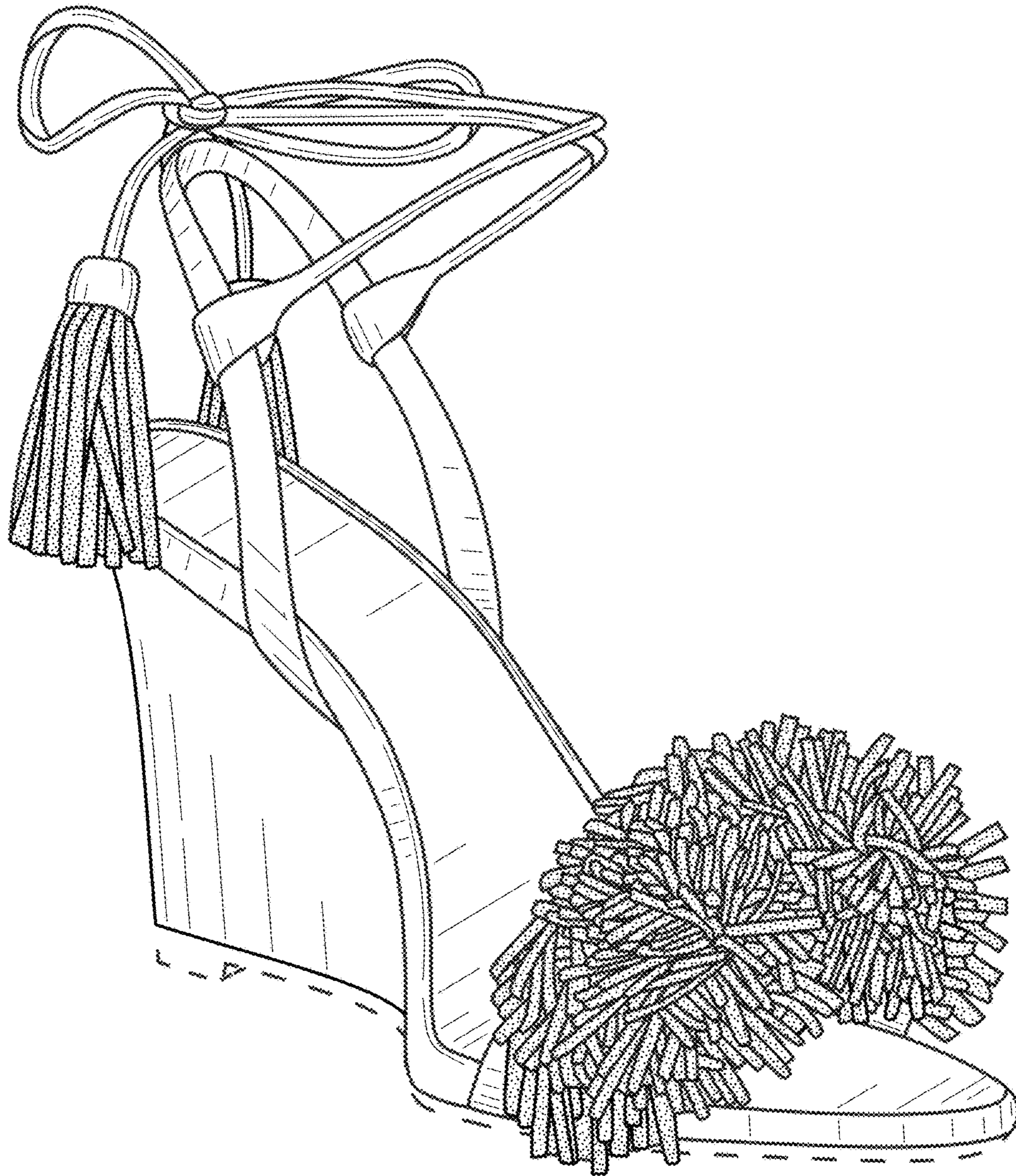


FIG. 1

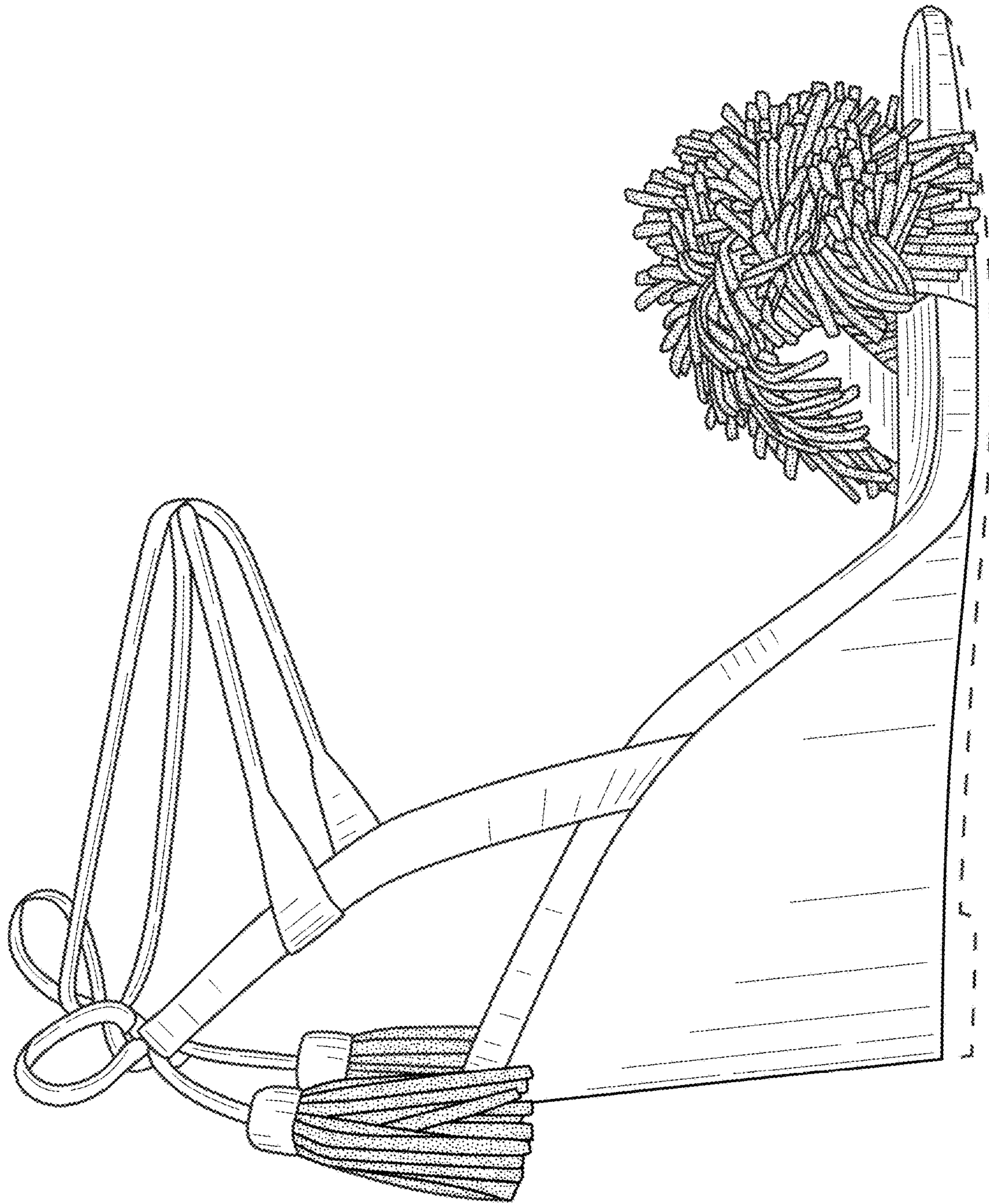


FIG. 2

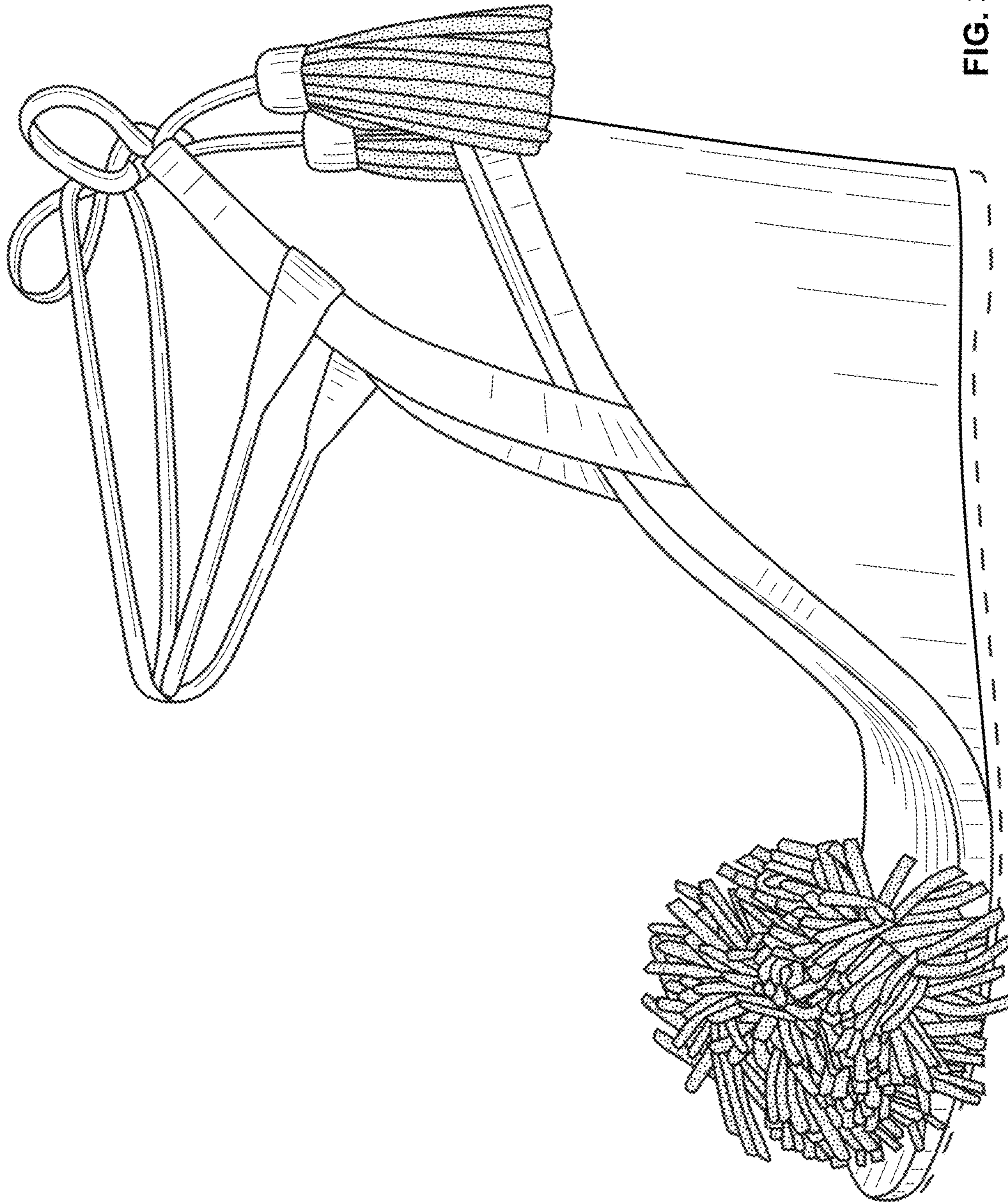


FIG. 3

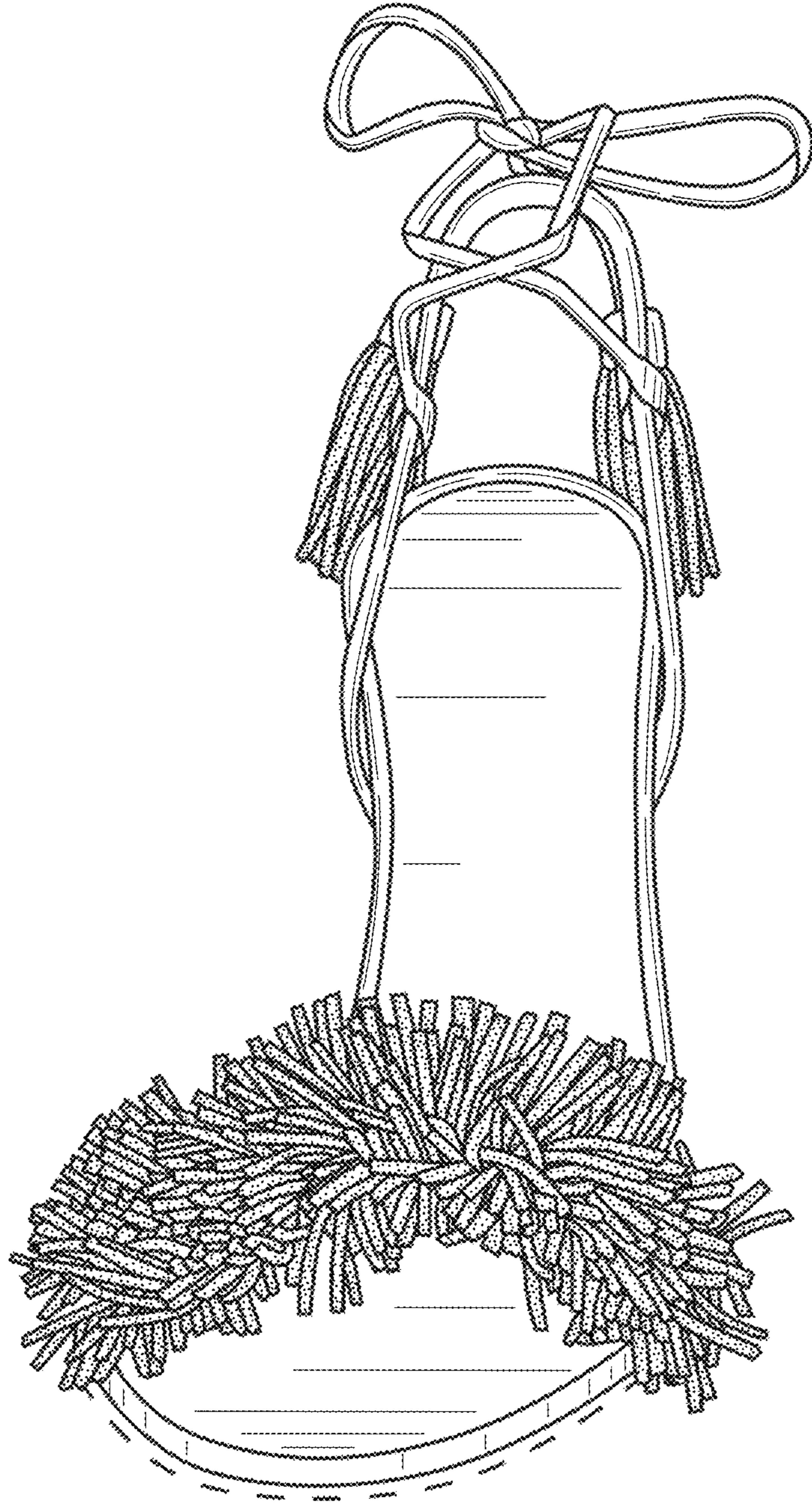


FIG. 4



FIG. 5

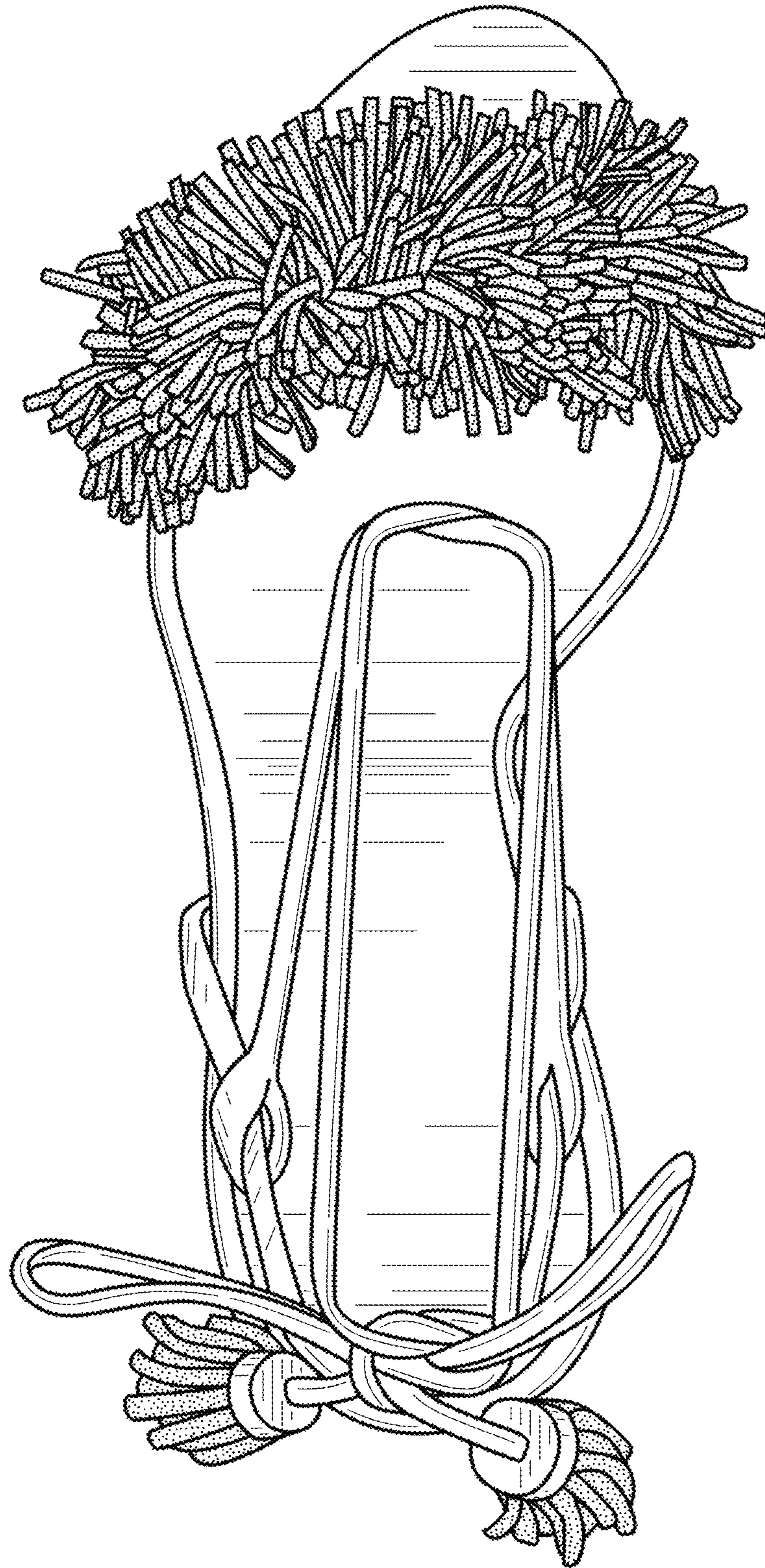


FIG. 6





FIG. 7