



US00D844947S

(12) **United States Design Patent** (10) **Patent No.:** **US D844,947 S**
Ellis (45) **Date of Patent:** **** Apr. 9, 2019**

- (54) **ATHLETIC SANDAL UPPER**
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Jasper, FL (US)
- (**) Term: **15 Years**
- (21) Appl. No.: **29/665,414**
- (22) Filed: **Oct. 3, 2018**

5,909,948 A 6/1999 Ellis, III
D416,128 S 11/1999 Kelchak
D420,785 S 2/2000 Perez
6,115,941 A 9/2000 Ellis, III
6,115,945 A 9/2000 Ellis, III
(Continued)

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(57) **CLAIM**

The ornamental design for an athletic sandal upper, as shown and described.

DESCRIPTION

FIG. 1 is a perspective view of an embodiment the athletic sandal upper;
FIG. 2 is an anterior (front) view of the athletic sandal upper of FIG. 1;
FIG. 3 is a posterior (rear) view of the athletic sandal upper of FIG. 1;
FIG. 4 is a lateral view of the athletic sandal upper of FIG. 1;
FIG. 5 is a medial view of the athletic sandal upper of FIG. 1;
FIG. 6 is a top view of the athletic sandal upper of FIG. 1; and,
FIG. 7 is a bottom view of the athletic sandal upper of FIG. 1.
In FIGS. 1-7, the consistent length broken lines depict unclaimed environmental structure. The alternating-length broken lines seen in FIGS. 1-7 depict the boundary of the claimed design. The broken lines and the structures they depict form no part of the claimed design.
The embodiment of the athletic sandal upper shown in FIGS. 1-7 is for a left foot. The embodiment of the athletic sandal upper for a right foot is a mirror image of the embodiment shown in FIGS. 1-7 about a sagittal plane of a human body.

1 Claim, 6 Drawing Sheets

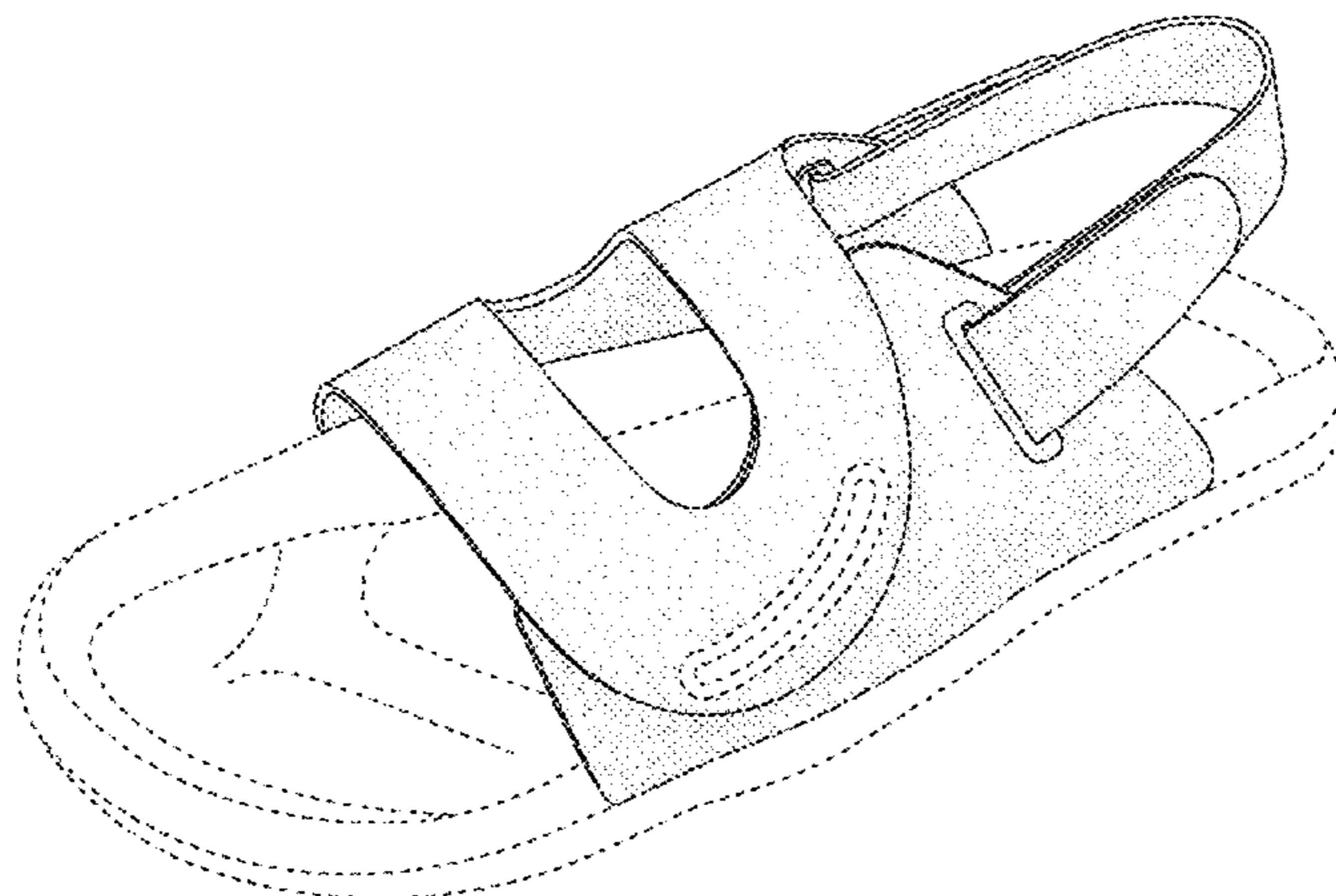
Related U.S. Application Data

- (62) Division of application No. 29/628,599, filed on Dec. 6, 2017.
- (51) **LOC (11) Cl.** **02-04**
- (52) **U.S. Cl.**
USPC **D2/916; D2/902; D2/969**
- (58) **Field of Classification Search**
USPC D2/896-902, 914-917, 909, 930, 943,
D2/946, 969-972
CPC A43B 3/12; A43B 3/122; A43B 17/00;
A43B 3/126-3/128
See application file for complete search history.

References Cited

U.S. PATENT DOCUMENTS

- | | | | |
|--------------|---------|---------------|--------|
| D253,138 S | 10/1979 | Foldes | |
| D329,536 S | 9/1992 | Lucas | |
| D330,800 S | 11/1992 | Lucas | |
| D332,516 S | 1/1993 | Middleton | |
| D332,517 S | 1/1993 | Middleton | |
| D335,209 S * | 5/1993 | Avar | D2/969 |
| D346,271 S * | 4/1994 | McDonald | D2/916 |
| D353,038 S | 12/1994 | Morris et al. | |
| D375,615 S | 11/1996 | McDonald | |
| D392,453 S * | 3/1998 | Bathum | D2/916 |



(56)

References Cited

U.S. PATENT DOCUMENTS

6,295,744 B1	10/2001	Ellis, III	
D449,918 S	11/2001	Boncutter	
6,487,795 B1	12/2002	Ellis, III	
6,584,706 B1	7/2003	Ellis, III	
6,609,312 B1	8/2003	Ellis, III	
6,629,376 B1	10/2003	Ellis, III	
6,675,498 B1	1/2004	Ellis, III	
D485,972 S	2/2004	Magro	
6,789,331 B1	9/2004	Ellis, III	
D498,902 S	11/2004	Adams	
6,810,606 B1	11/2004	Ellis, III	
D513,838 S *	1/2006	Birkenstock	D2/916
7,174,658 B2	2/2007	Ellis, III	
7,243,443 B2	7/2007	Swigart	
7,334,350 B2	2/2008	Ellis, III	
7,334,356 B2	2/2008	Ellis, III	
D563,648 S	3/2008	Belley et al.	
D564,748 S	3/2008	Belley et al.	
D593,286 S *	6/2009	Del Biondi	D2/916
7,562,468 B2	7/2009	Ellis, III	
D608,993 S	2/2010	McClaskie	
D612,589 S	3/2010	Kovacs	
7,793,430 B2	9/2010	Ellis	
D642,360 S *	8/2011	Hansen	D2/896
8,291,614 B2	10/2012	Ellis	
D693,548 S	11/2013	Yudelowitz	
D699,424 S	2/2014	Hamm	
D731,766 S	6/2015	Ellis	
D787,167 S	5/2017	Ellis	
D796,166 S *	9/2017	Ringholz	D2/916
D815,812 S	4/2018	Matsuo	
2004/0216330 A1	11/2004	Swigart	
2005/0217141 A1	10/2005	Cobian	
2012/0174434 A1	7/2012	Ellis	
2012/0210603 A1	8/2012	Ellis	
2012/0226353 A1	9/2012	Ellis	
2012/0324763 A1	12/2012	Ellis	
2013/0146407 A1	6/2013	Ellis	
2013/0152282 A1	6/2013	Ellis	
2013/0153346 A1	6/2013	Ellis	
2013/0157003 A1	6/2013	Ellis	
2013/0160322 A1	6/2013	Ellis	
2014/0310992 A1	10/2014	Shalom et al.	
2014/0345167 A1	11/2014	Al-Ani	

* cited by examiner

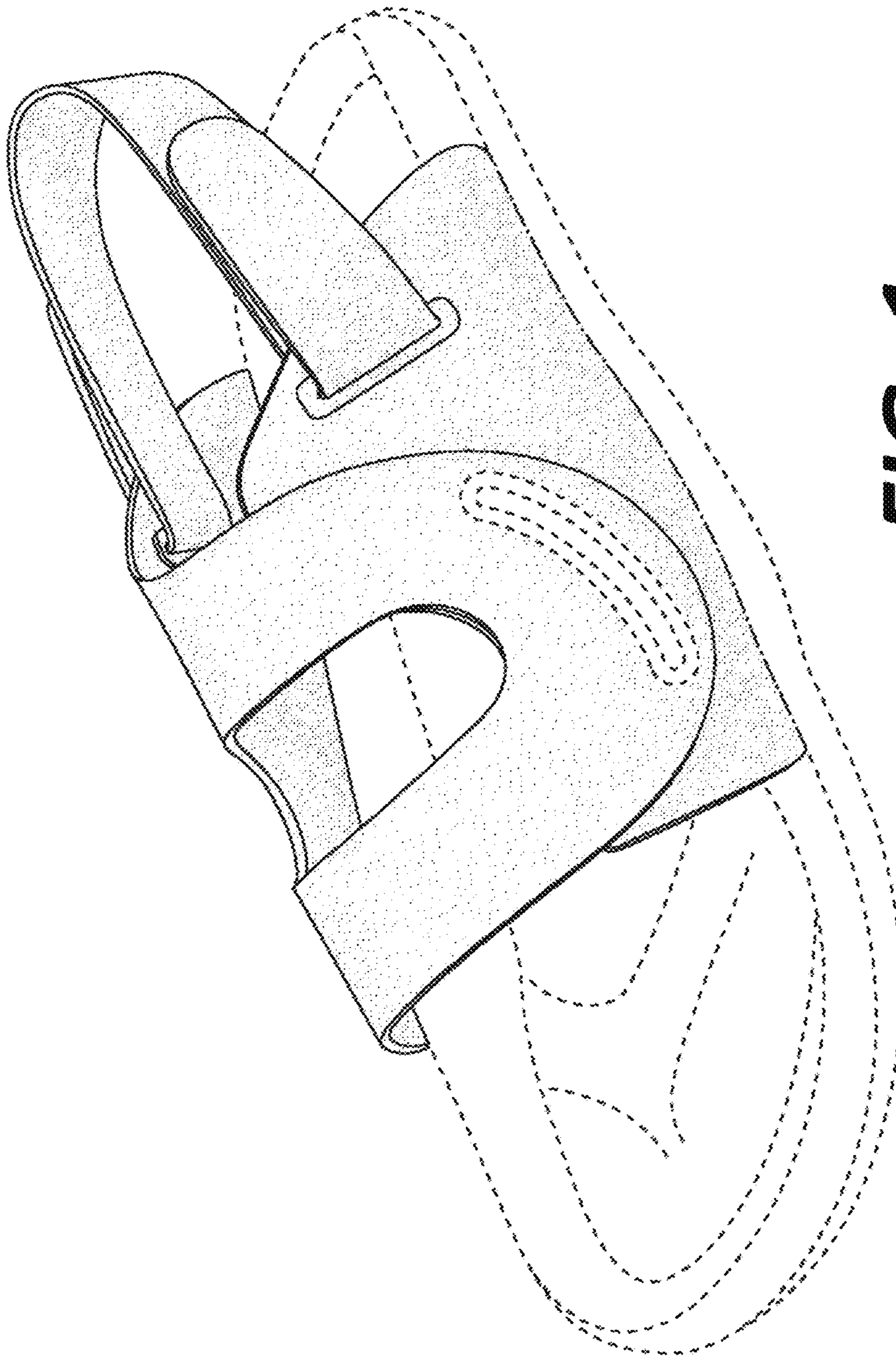


FIG. 1

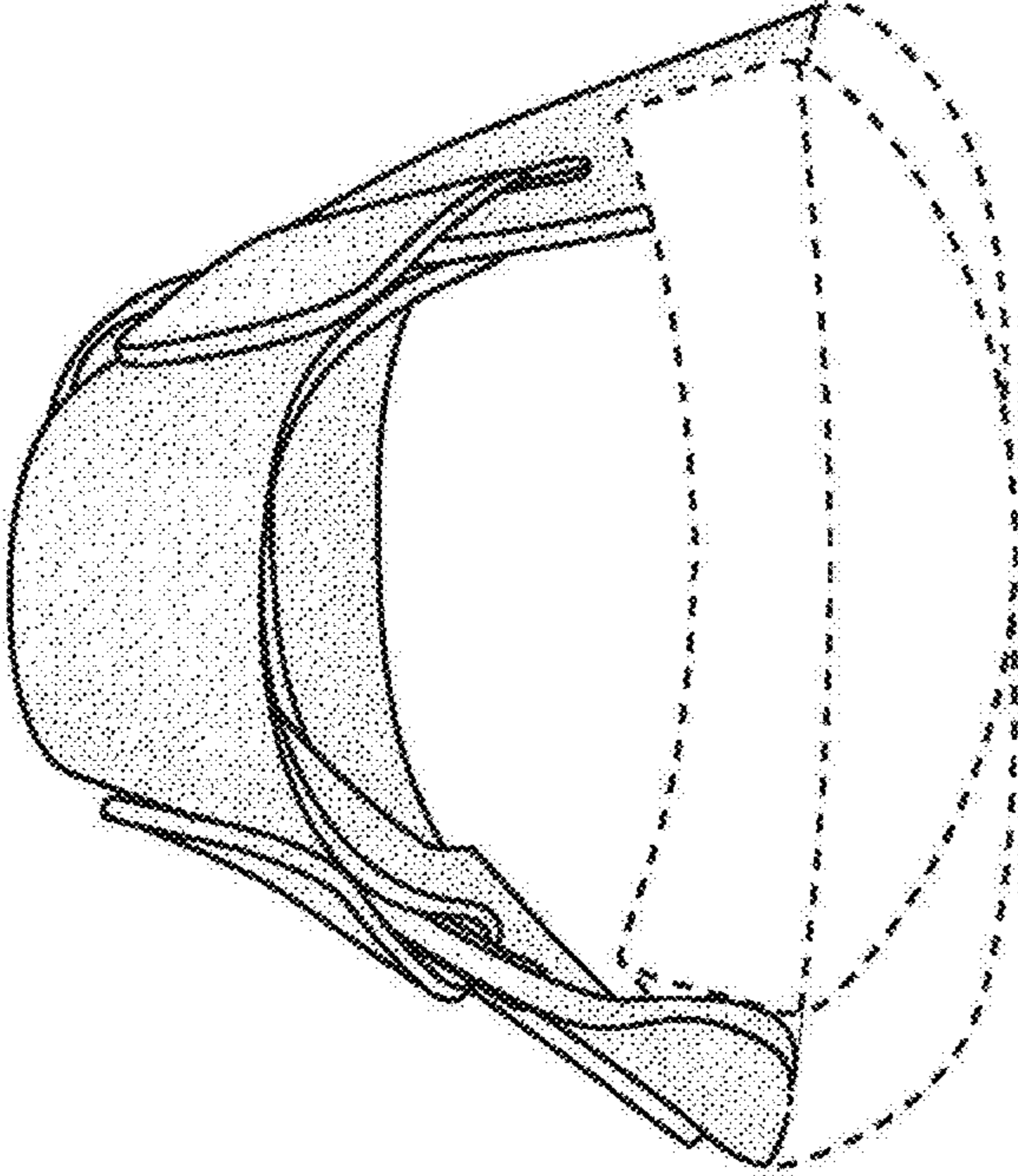


FIG. 2

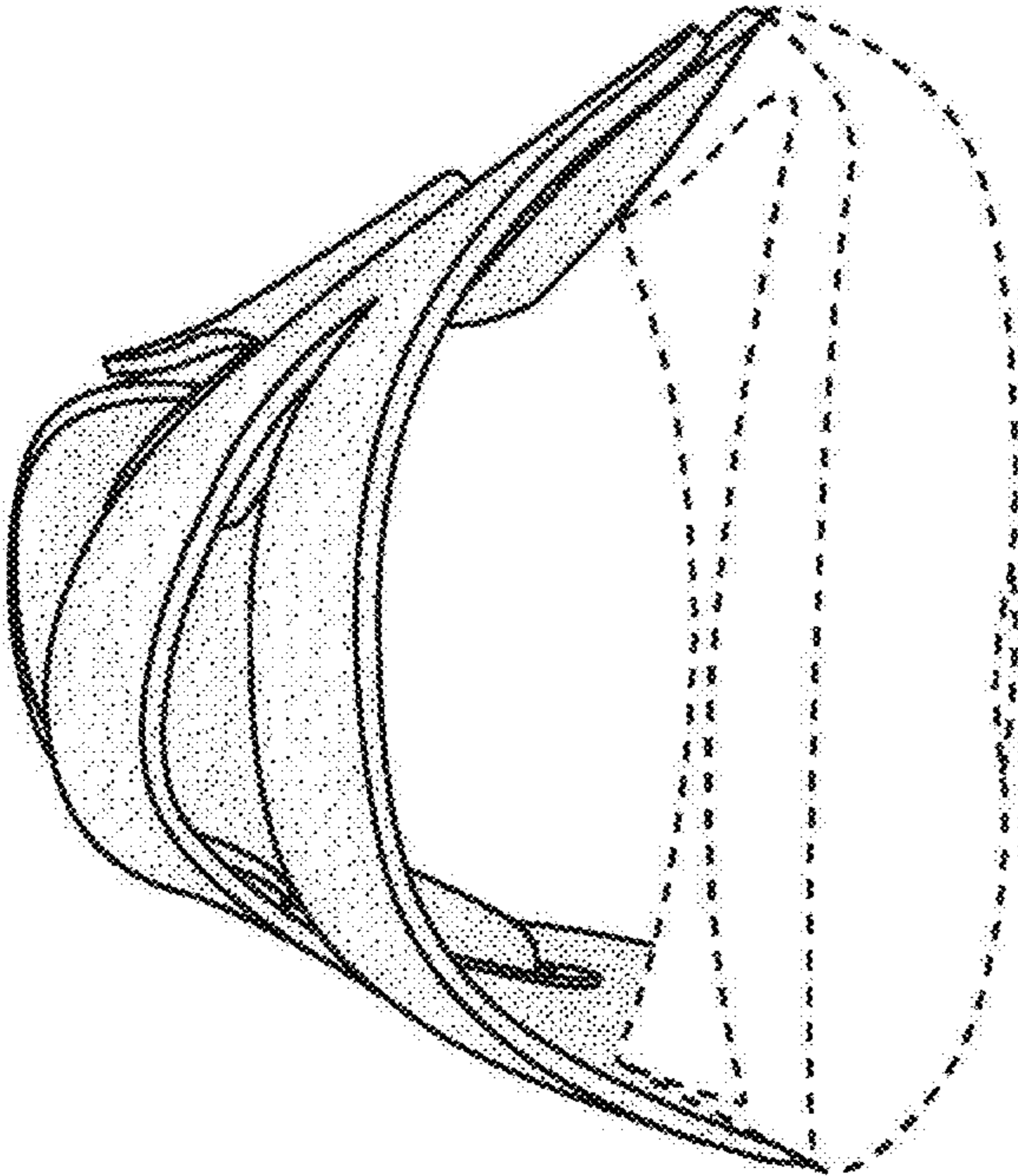


FIG. 3

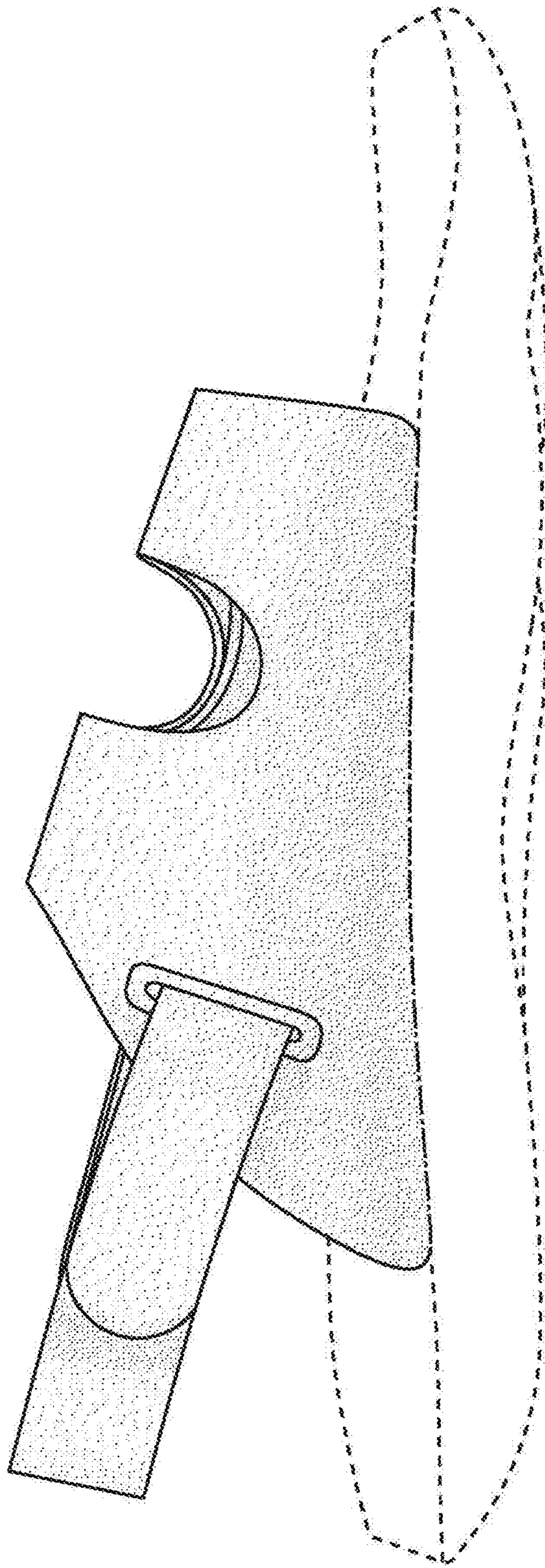


FIG. 4

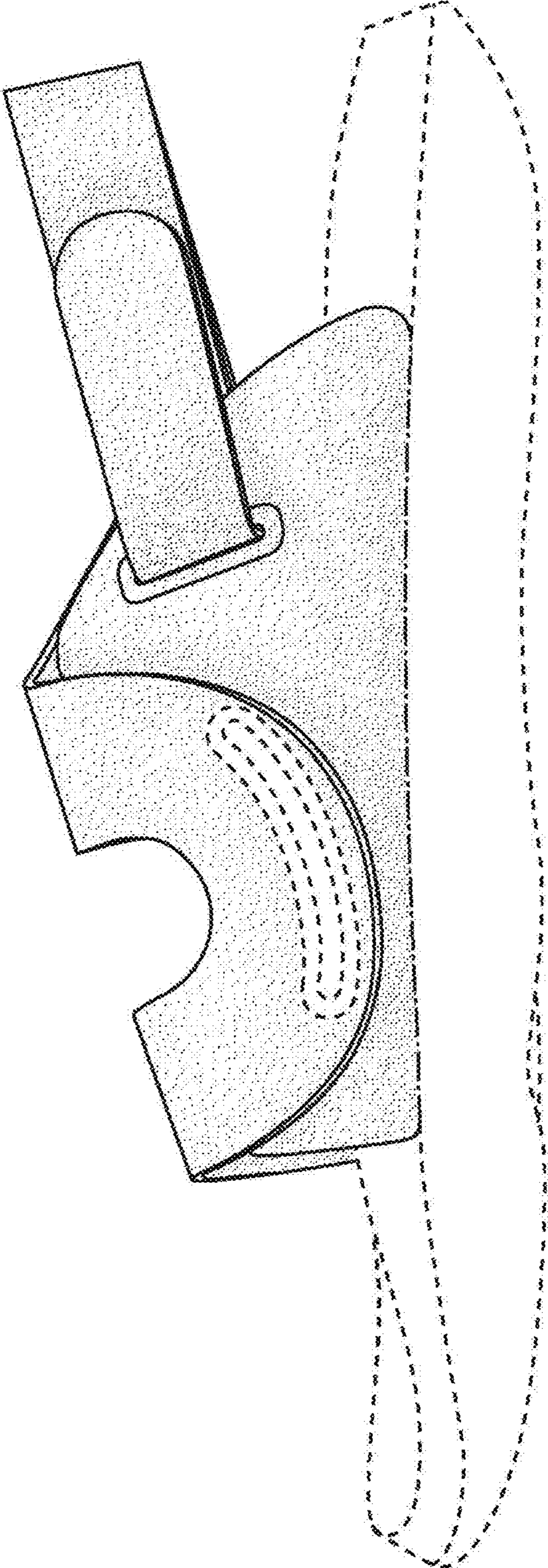


FIG. 5

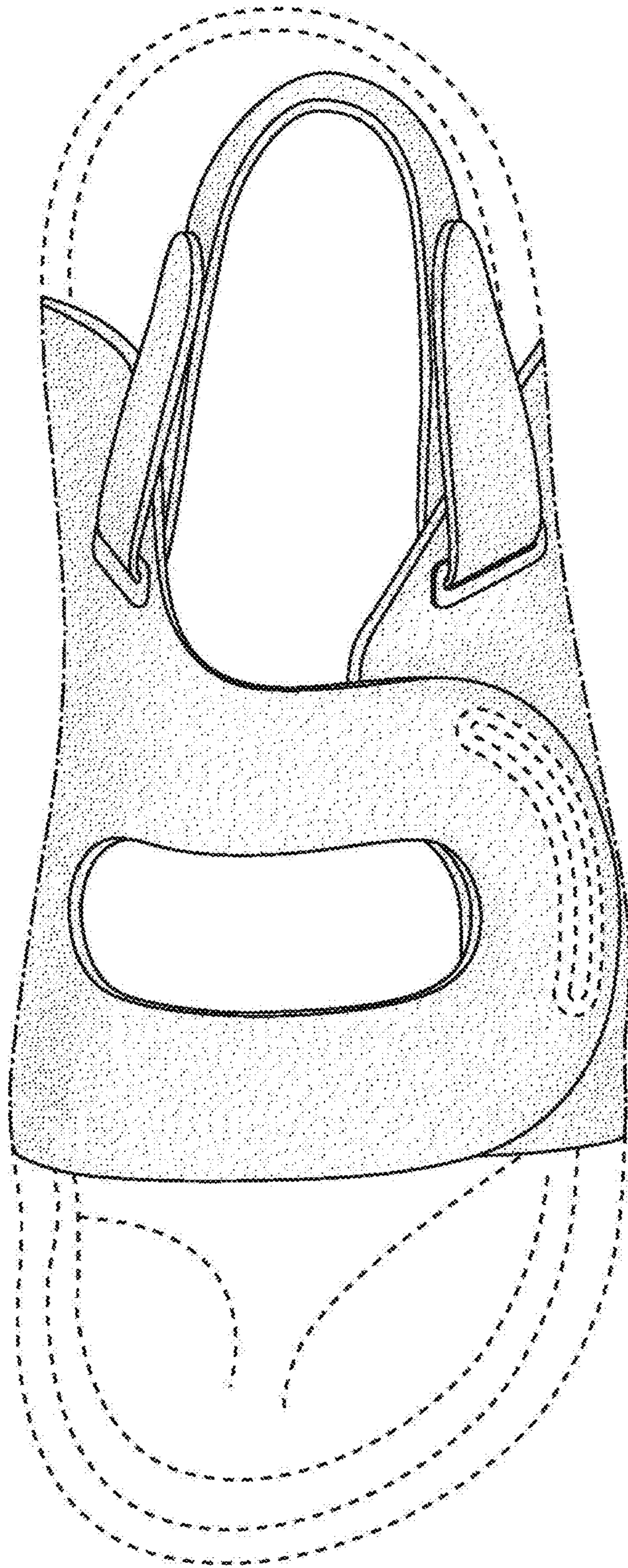


FIG. 6

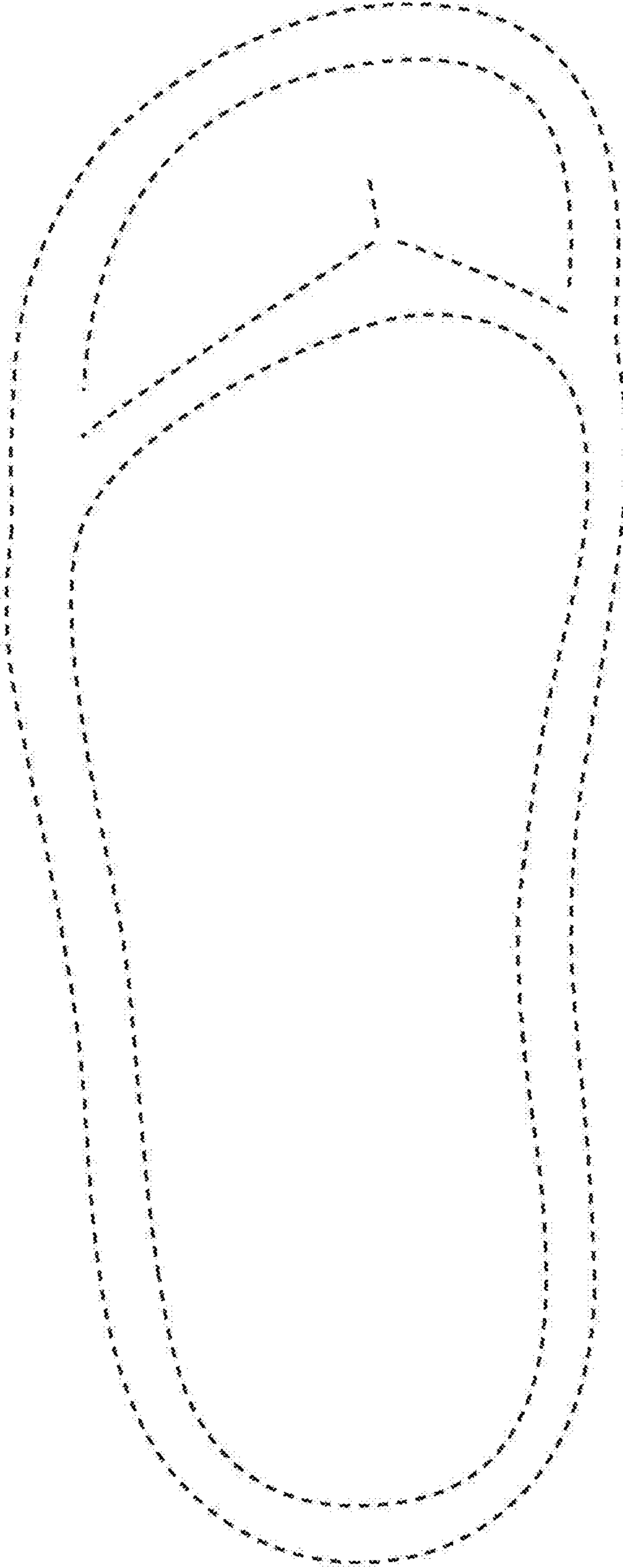


FIG. 7