

(12) United States Design Patent (10) Patent No.: US D905,947 S Hawthornthwaite et al. (45) Date of Patent: ** Dec. 29, 2020

(56)

- (54) **PORTION OF A SHOE**
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- (73) Assignee: ROTHY'S, INC., San Francisco, CA(US)

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Rothy's, Inc. vs. Giesswein Walkwaren AG, Defendant Giesswein

- (**) Term: 15 Years
- (21) Appl. No.: 29/718,121

(22) Filed: Dec. 20, 2019

Related U.S. Application Data

(60) Continuation of application No. 29/707,054, filed on Sep. 25, 2019, now Pat. No. Des. 872,987, which is a continuation of application No. 29/662,598, filed on Sep. 6, 2018, now Pat. No. Des. 866,943, which is a continuation of application No. 29/622,877, filed on Oct. 20, 2017, now Pat. No. Des. 831,313, which is a

(Continued)

Walkwaren Ag's Notice of Motion and Motion to Dismiss Rothy, Inc.'s Complaint For Failure To State A Claim, Civil Action No. 3:19-cv-03071-JD, Document 29. 20 Pages Total, (Aug. 29, 2019). (Continued)

Primary Examiner — Dominic V Simone
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(57) CLAIM The ornamental design for a portion of a shoe, as shown and described.

DESCRIPTION

FIG. 1 is a front left perspective view of a first embodiment of a portion of a shoe showing our new design; FIG. 2 is front view of the design shown in FIG. 1; FIG. 3 is a rear view of the design shown in FIG. 1; FIG. 4 is a left side view of the design shown in FIG. 1; FIG. 5 is a right side view of the design shown in FIG. 1; FIG. 6 is a top view of the design shown in FIG. 1; FIG. 7 is a bottom view of the design shown in FIG. 1; FIG. 8 is front left perspective view of a second embodiment of a portion of a shoe showing our new design; FIG. 9 is front view of the design shown in FIG. 8; FIG. 10 is a rear view of the design shown in FIG. 8; FIG. 11 is a left side view of the design shown in FIG. 8; FIG. 12 is a right side view of the design shown in FIG. 8; FIG. 13 is a top view of the design shown in FIG. 8; and, FIG. 14 is a bottom view of the design shown in FIG. 8. The broken lines shown in the figures are included for the purpose of illustrating portions of the portion of the shoe and form no part of the claimed design.

- (58) Field of Classification Search
 - USPC D2/896, 919, 925–942, 969, 971; D5/47, D5/49, 54
 - 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; A43B 5/12

See application file for complete search history.

1 Claim, 12 Drawing Sheets



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Related U.S. Application Data

division of application No. 29/544,350, filed on Nov. 2, 2015, now Pat. No. Des. 805,276, which is a continuation-in-part of application No. 29/512,404, filed on Dec. 18, 2014, now Pat. No. Des. 768,366.

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FIG. 2



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FIG. 7

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FIG. 9



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FIG. 14