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Frain Terras et al.

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(54) **FOOTWEAR UPPER**

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

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(51) **LOC (13) Cl.** **02-04**

(52) **U.S. Cl.**
USPC **D2/969**; D2/916

(58) **Field of Classification Search**
USPC D2/896, 900, 902, 904, 906-908, D2/916-924, 925-945, 969-979
CPC A43B 1/00; A43B 1/02; A43B 1/04; A43B 3/00; A43B 3/02; A43B 3/06; A43B 3/10; A43B 3/12; A43B 3/14; A43B 5/00; A43B 5/001; A43B 5/002; A43B 5/008; A43B 5/06; A43B 5/10; A43B 5/12; A43B 23/00; A43B 23/02; A43B 23/04; A43B 23/14; A43B 23/16; A43B 23/17; A43B 23/24; A43B 23/25; A43B 23/26
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D354,846 S * 1/1995 Minkin D2/916
D572,449 S * 7/2008 Ringholz D2/917
D614,381 S 4/2010 MacIntyre
D624,731 S * 10/2010 Lambert D2/916
D624,733 S * 10/2010 O'Boyle D2/896
D627,544 S * 11/2010 Carol D2/919

D648,105 S * 11/2011 Schlageter D2/923
D667,202 S * 9/2012 Kovacs D2/919
D706,527 S * 6/2014 Dillenbeck D2/971
D708,827 S * 7/2014 Kue D2/923
D726,397 S * 4/2015 Del Biondi D2/923
D764,153 S * 8/2016 Engerman D2/923
D787,166 S * 5/2017 Doak D2/919
D825,899 S * 8/2018 Engerman D2/923
D833,125 S * 11/2018 Laska D2/916
D843,089 S * 3/2019 Chanthavong D2/916

(Continued)

OTHER PUBLICATIONS

Fluff Yeah Slide, Ugg.com, [online], [site visited Mar. 18, 2022].
<URL: https://www.ugg.com/womens-slippers/fluff-yeah-slide/1095119.html?dwvar_1095119_color=BLK> (Year: 2022).*

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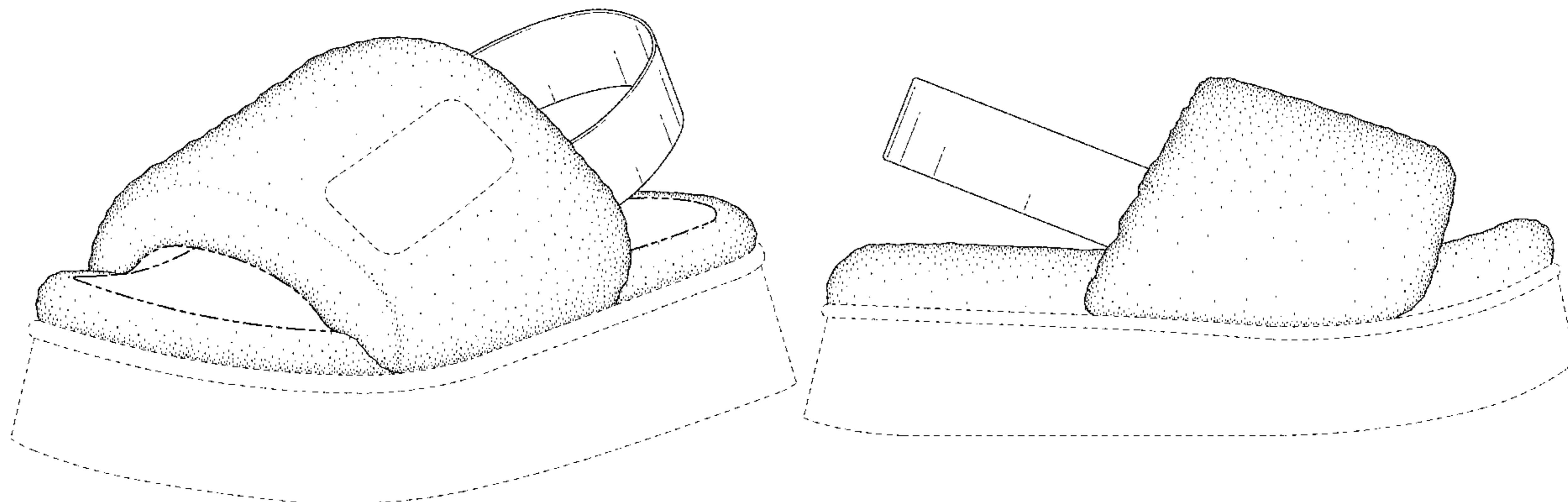
(57) **CLAIM**

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

DESCRIPTION

FIG. 1 is a front perspective view of a footwear upper showing our new design;
FIG. 2 is a side elevational view thereof;
FIG. 3 is an opposite side elevational view thereof;
FIG. 4 is a front elevational view thereof;
FIG. 5 is a rear elevational view thereof;
FIG. 6 is a top plan view thereof; and,
FIG. 7 is a bottom plan view thereof.
The broken lines in FIGS. 1-7 show portions of the footwear that form no part of the claimed design. The dot-dot-dash broken lines which define the bounds of the claimed design form no part thereof.

1 Claim, 3 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D844,945	S	*	4/2019	Ellis	.....	D2/916
D844,947	S	*	4/2019	Ellis	.....	D2/916
D846,868	S	*	4/2019	Chanthavong	.....	D2/974
D853,695	S	*	7/2019	Maurer	.....	D2/916
D866,941	S		11/2019	Kim		
D872,981	S	*	1/2020	Hooper	.....	D2/896
D874,797	S	*	2/2020	Fongher	.....	D2/923
D876,051	S	*	2/2020	Abadjian	.....	D2/916
D878,717	S	*	3/2020	Jackson	.....	D2/916
D901,869	S		11/2020	Kim		
D901,870	S		11/2020	Kim		
D903,990	S	*	12/2020	Ransan	.....	D2/946
D906,647	S	*	1/2021	Earle	.....	D2/913
D909,027	S	*	2/2021	Fongher	.....	D2/923
D910,288	S	*	2/2021	Funcck	.....	D2/923
D919,255	S	*	5/2021	Mayhew	.....	D2/923
D919,256	S	*	5/2021	Thompson	.....	D2/923
D920,652	S	*	6/2021	Frain Terras	.....	D2/932
D927,150	S	*	8/2021	Shi	.....	D2/919
D930,958	S	*	9/2021	Dayon	.....	D2/919
D938,701	S	*	12/2021	Lee	.....	D2/919
2011/0023335	A1	*	2/2011	Carol	.....	A43B 3/10 36/43

OTHER PUBLICATIONS

Fluffita, Ugg.com, [online], [site visited Mar. 18, 2022]. <URL: https://www.ugg.com/womens-slippers/fluffita/1113475.html?dwvar_1113475_color=CBB> (Year: 2022).*

Tommyfit Baby Girl Fluffy Fur Soft Sole Crib Sandals Shoes, Walmart.com, [online], [site visited Mar. 18, 2022]. <URL: <https://www.walmart.com/ip/Tommyfit-Baby-Girl-Fluffy-Fur-Soft-Sole-Crib-Sandals-Shoes/251891282?athbdg=L1400>> (Year: 2022).*

UGG Australia catalog, Winter 2002 collection, “Fluff Slide” p. 29, Nov. 2002.

Are Rihanna Puma Fur Slides Worth It? They Aren’t Shower Shoes But They Sure Are Comfy, Bustle.com, by Amy Sciarretto, <https://www.bustle.com/articles/161253-are-rihanna-puma-fur-slides-worih-it-they-arent-shower-shoes-but-they-sure-are-comfy>, May 17, 2016.

Co-pending design U.S. Appl. No. 29/690,180, filed May 6, 2019.

Co-pending design U.S. Appl. No. 29/663,103, filed Sep. 12, 2018.

Co-pending design U.S. Appl. No. 29/699,054, filed Jul. 23, 2019.

UGG Australia catalog, Fall/Winter 1999, “Cluggette”, “Roo”, “Mate” pp. 16-17, Nov. 1999.

UGG Australia catalog, Fall/Winter 2004, “Coquette” p. 13, Nov. 2004.

UGG Australia catalog, Winter 2002 collection, “Fluff Scuff” p. 29, Nov. 2002.

Puma Drops New Monochrome Platform Sandals, Missbish, by Jana K. Hoffman, at <https://missbish.com/puma-drops-new-monochrome-platform-sandals/> Apr. 2017.

Co-pending design U.S. Appl. No. 29/722,222, filed Jan. 28, 2020.

Co-pending design U.S. Appl. No. 29/714,233, filed Nov. 21, 2019.

* cited by examiner

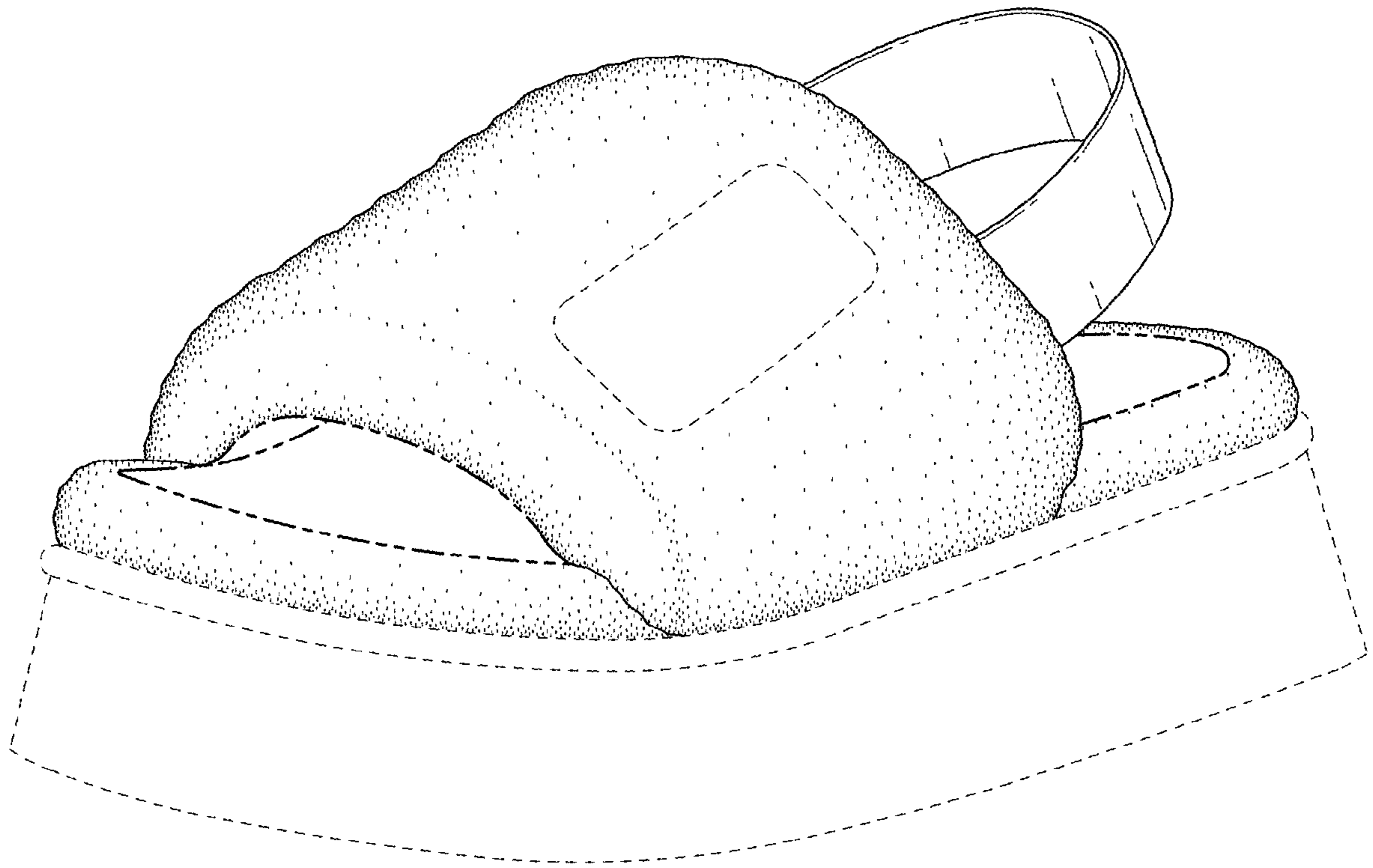


FIG. 1

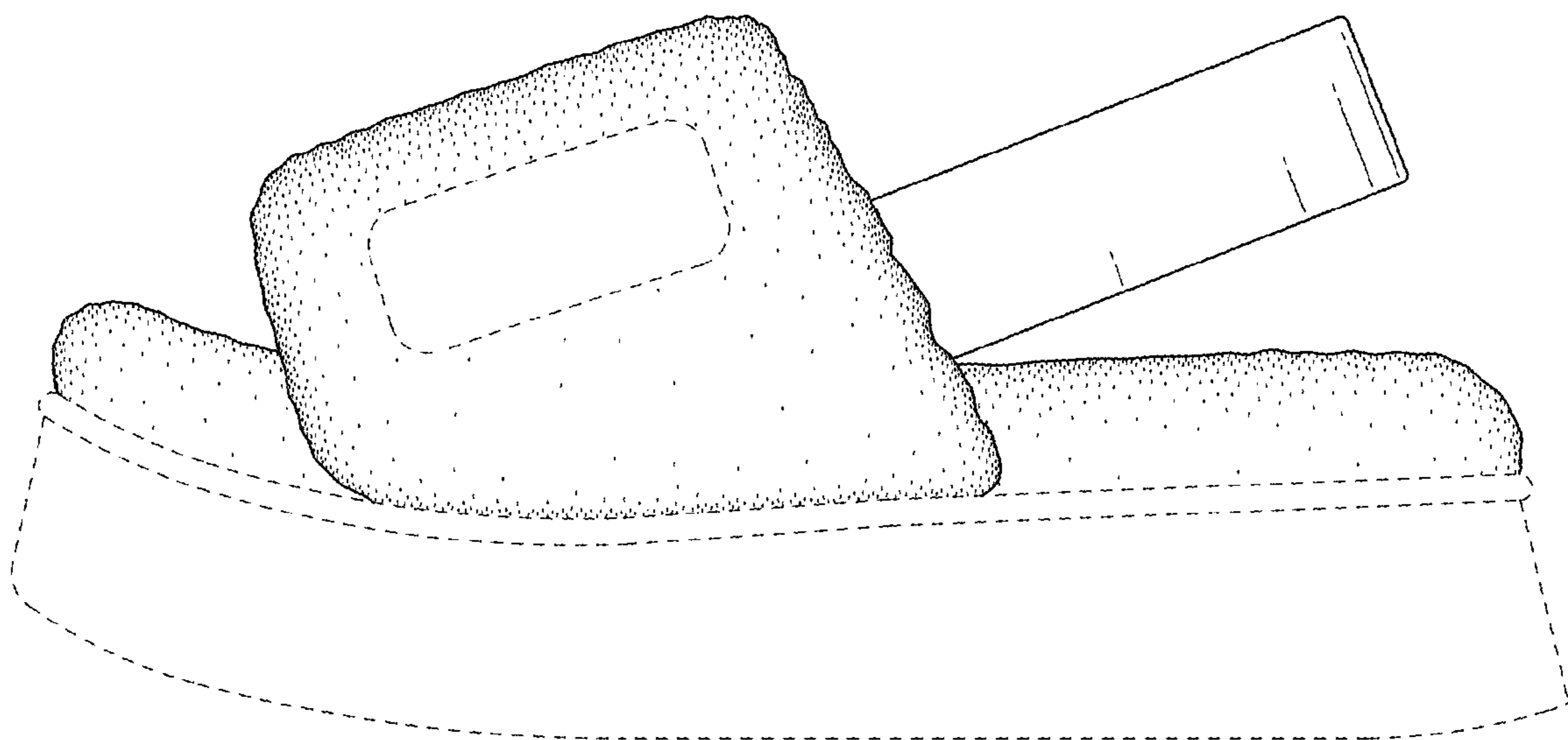


FIG. 2

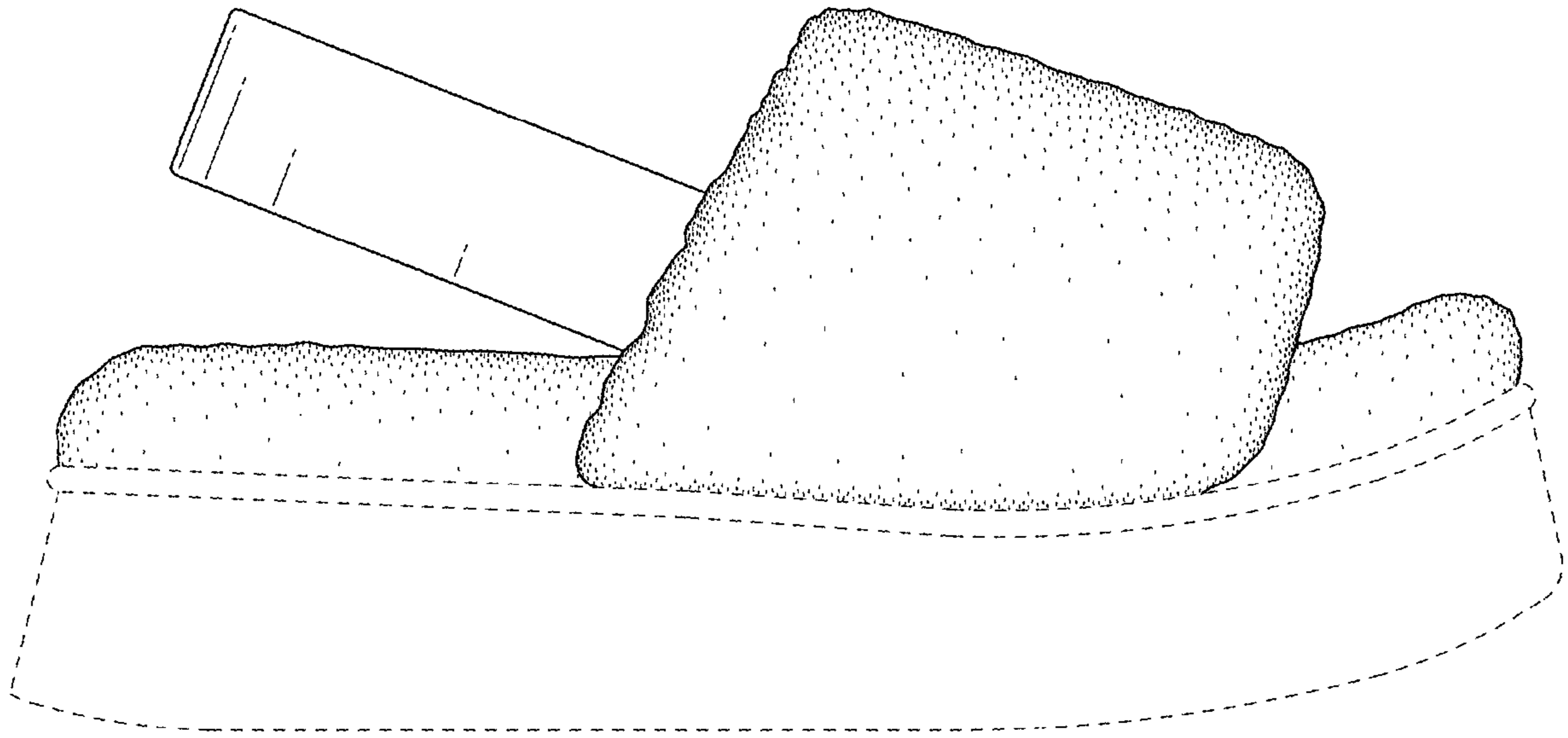


FIG. 3

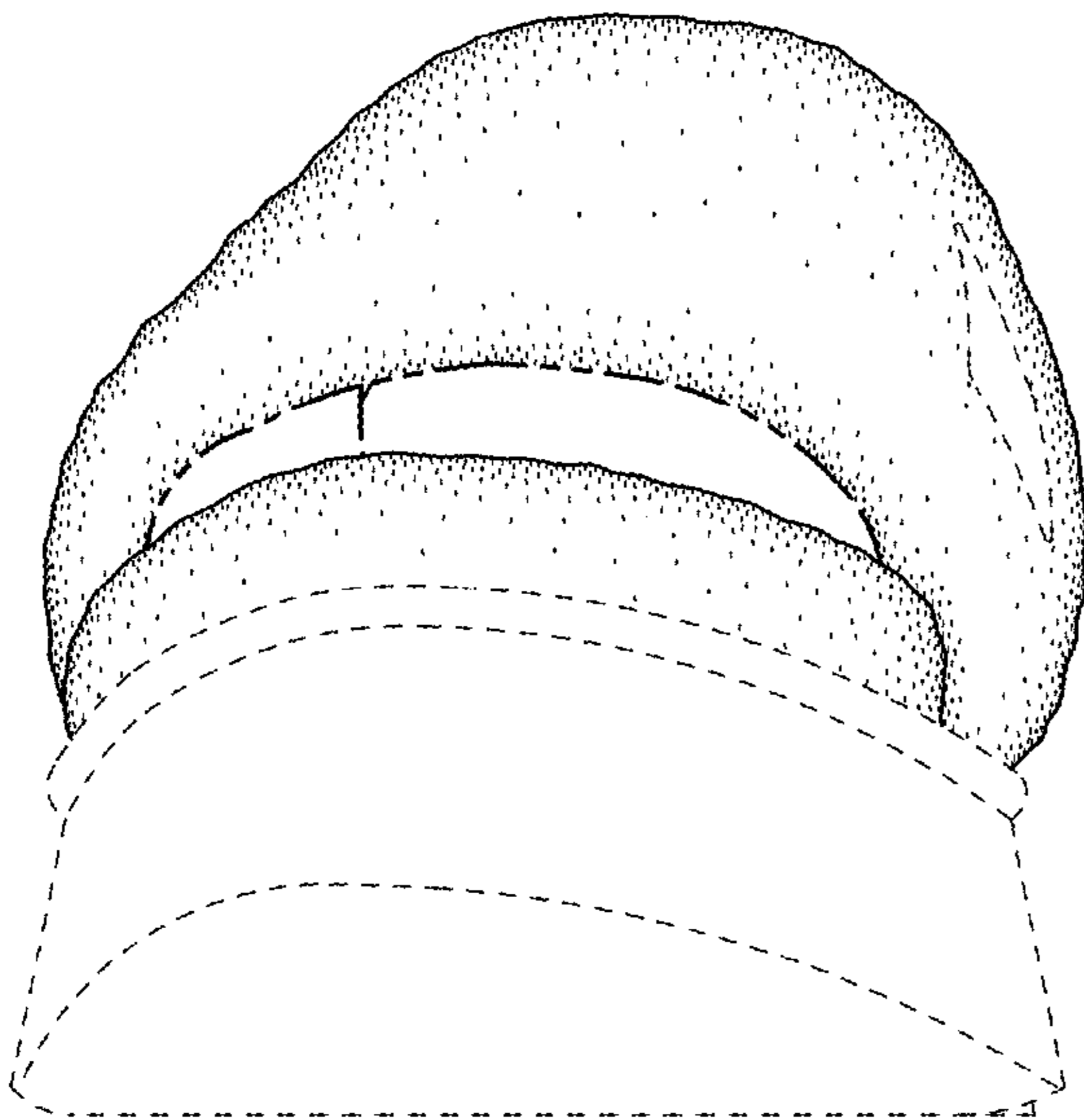


FIG. 4

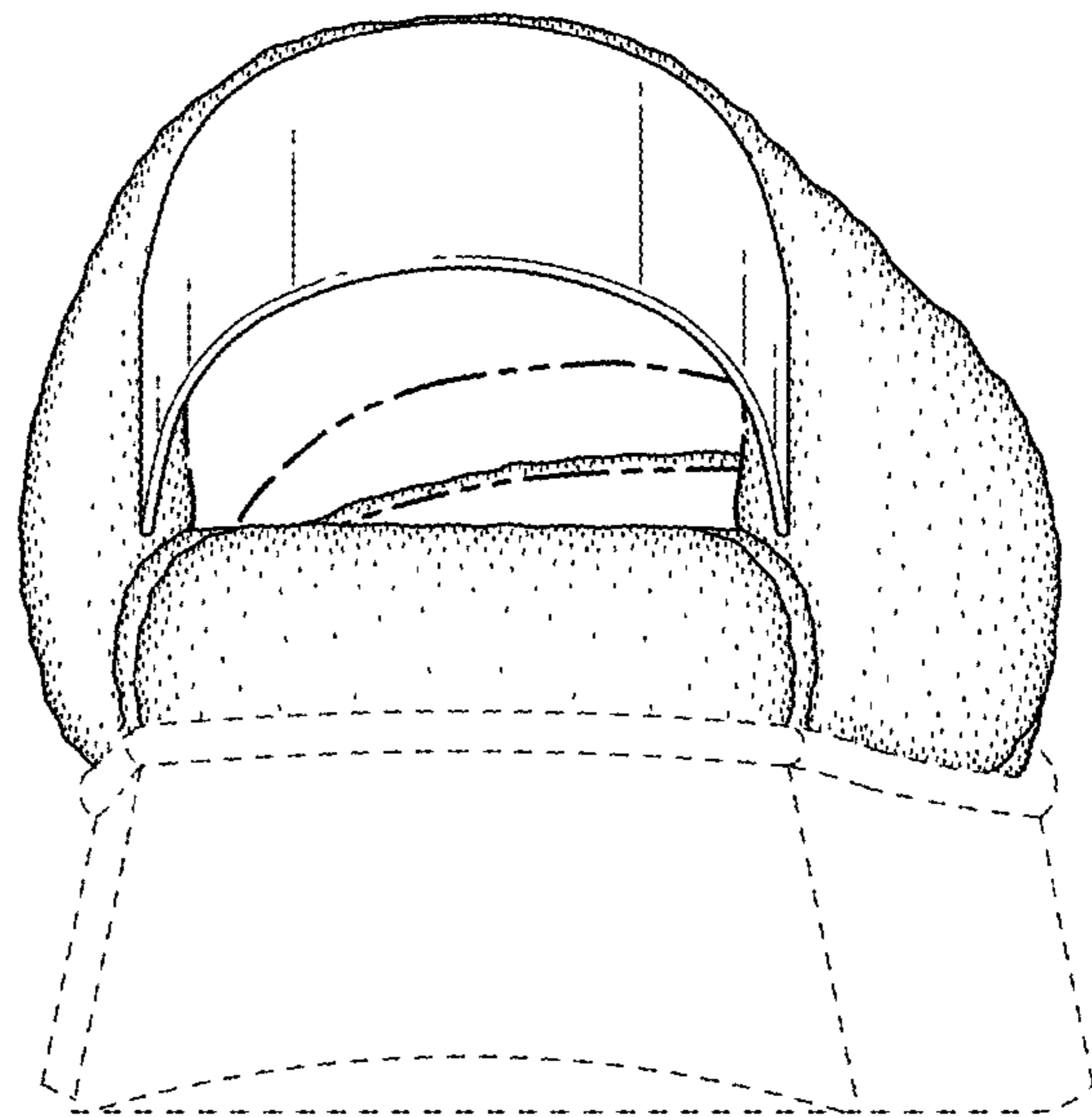


FIG. 5

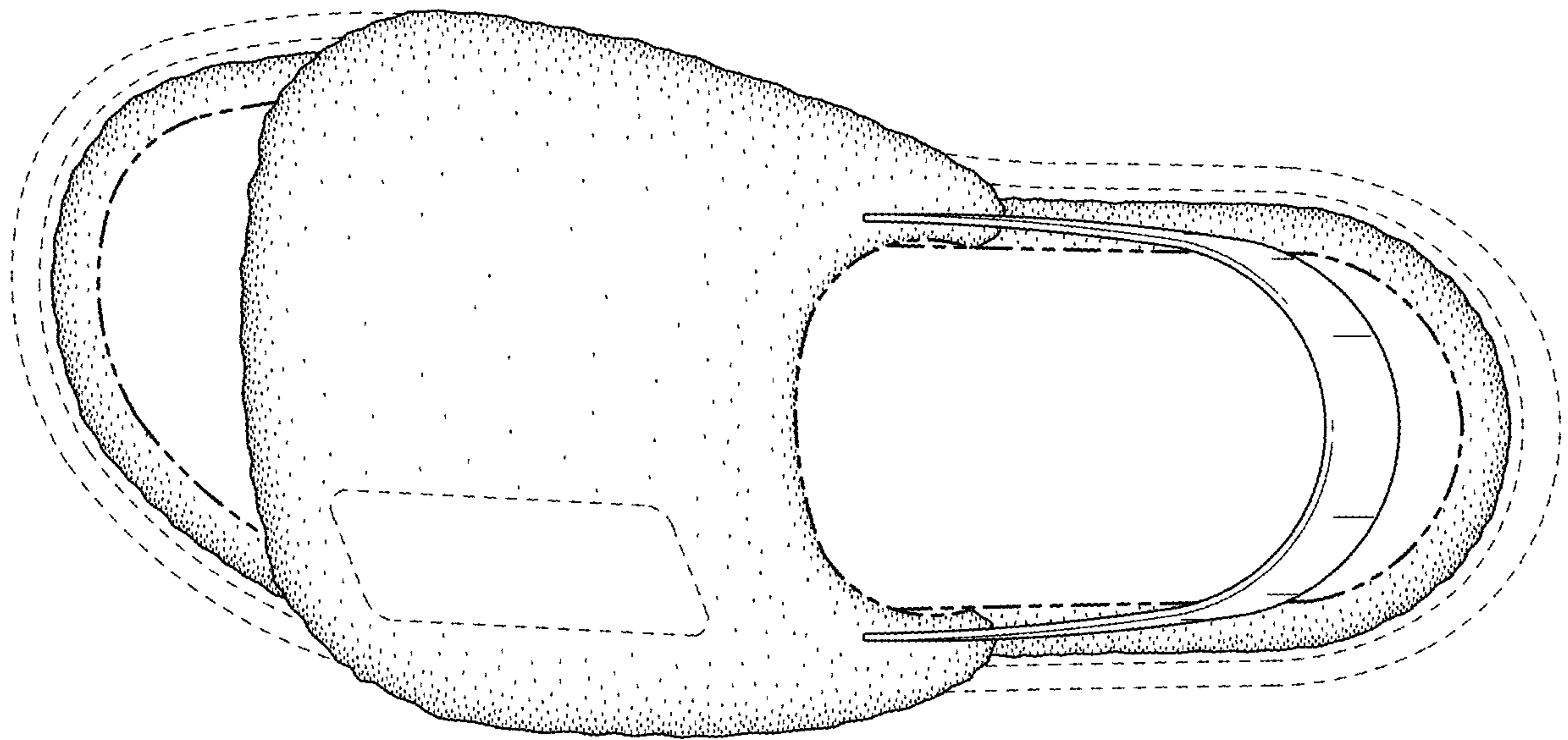


FIG. 6

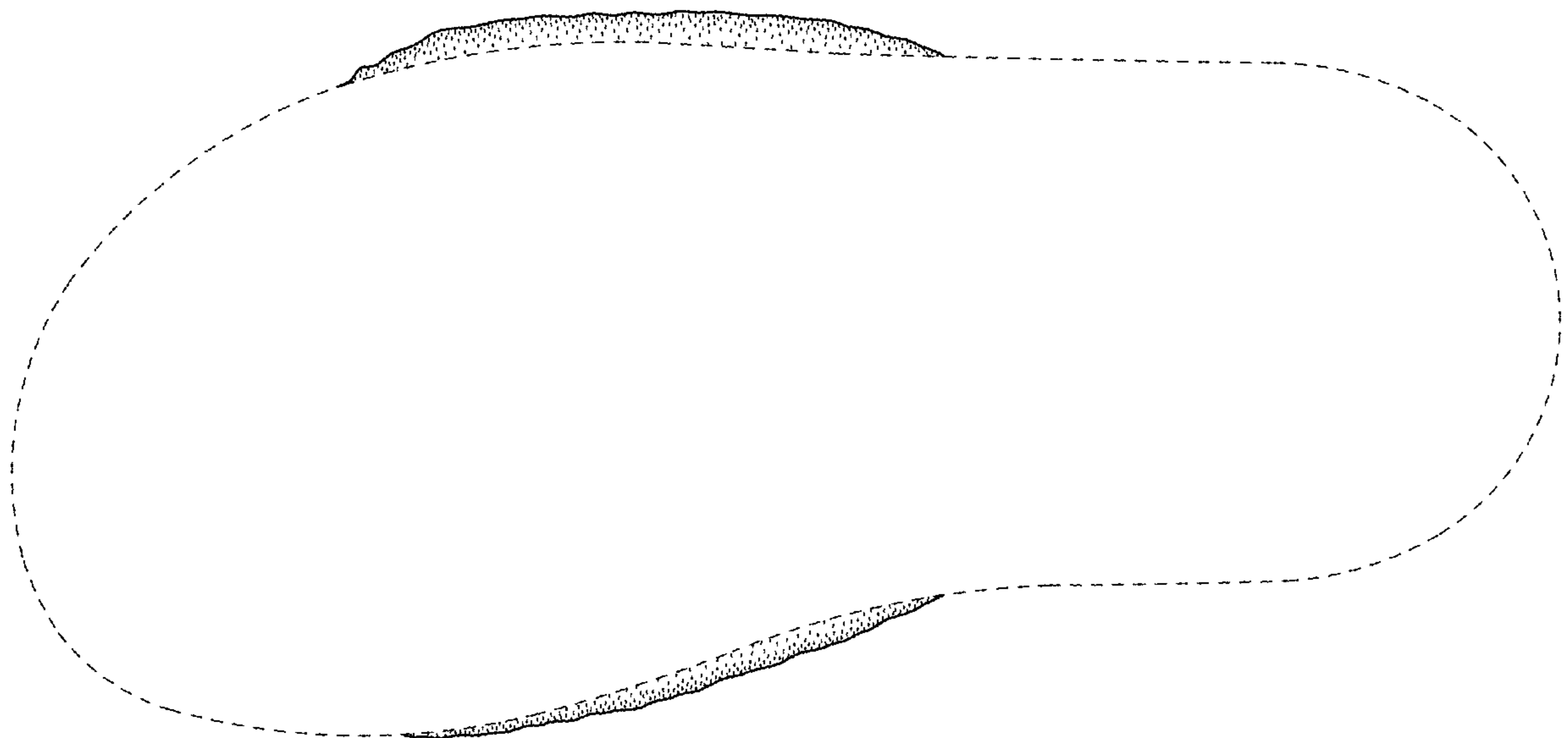


FIG. 7