



US00D963303S

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

(10) **Patent No.:** **US D963,303 S**

(45) **Date of Patent:** **** Sep. 13, 2022**

- (54) **SANDAL**
- (71) Applicant: **Birkenstock GmbH & Co. KG**, Linz (DE)
- (72) Inventor: **Casey Kresler**, New York, NY (US)
- (73) Assignee: **BIRKENSTOCK GMBH & CO. KG**, Linz (DE)
- (**) Term: **15 Years**

- 8,322,054 B2 * 12/2012 Feller A43B 3/103
36/101
- D736,504 S * 8/2015 Guers-Neyraud D2/925
- 9,380,825 B2 * 7/2016 Duran A43B 3/242
- D843,090 S * 3/2019 Fongher D2/916
- D845,593 S * 4/2019 Wurtz D2/916
- D873,542 S * 1/2020 Ellis D2/916
- D874,101 S * 2/2020 Post D2/916
- D878,719 S * 3/2020 Post D2/916
- D885,715 S * 6/2020 Hardy D2/916
- D919,248 S * 5/2021 Post D2/916

(Continued)

(21) Appl. No.: **35/510,768**

OTHER PUBLICATIONS

(22) Filed: **Nov. 5, 2020**

“Birkenstock and Proenza Schouler Teamed Up to Create Our Dream Spring Sandal Collection” published Mar. 11, 2020 on StyleCaster by Maggie Griswold. Viewed Jan. 5, 2020. Available at URL: <https://stylecaster.com/birkenstock-proenza-schouler-collection/>.*

(80) **Hague Agreement Data**

Int. Filing Date: **Nov. 5, 2020**
Int. Reg. No.: **DM/211177**
Int. Reg. Date: **Nov. 5, 2020**
Int. Reg. Pub. Date: **Nov. 20, 2020**

(Continued)

Primary Examiner — Jennifer L Watkins
(74) *Attorney, Agent, or Firm* — Fross, Zelnick, Lehrman & Zissu PC; Charles T.J. Weigell, Esq.

(30) **Foreign Application Priority Data**

May 8, 2020 (EM) 007875430

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

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

(58) **Field of Classification Search**
USPC D2/914, 916–922, 925–929, 931, 932,
D2/939–941, 943, 969, 974, 976
CPC A43B 1/00
See application file for complete search history.

(57) **CLAIM**

The ornamental design for a sandal, as shown and described.

(56) **References Cited**

U.S. PATENT DOCUMENTS

- 3,063,167 A * 11/1962 Scholl A43B 3/103
36/11.5
- D275,429 S * 9/1984 Nakao D2/918
- D296,606 S * 7/1988 Sorofman D2/924
- D448,549 S * 10/2001 Duclos D2/916
- D452,363 S * 12/2001 Mansour D2/916

DESCRIPTION

- 1. Sandal
- 1.1 : Perspective
- 1.2 : Front
- 1.3 : Back
- 1.4 : Right
- 1.5 : Left
- 1.6 : Top
- 1.7 : Bottom

The seams on the straps of the shoe or on the top of the shoe are part of the claimed design; the dotted lines on the bottom edge of the shoe sole are intended to show that the bottom part of the shoe shall not be part of the design.

1 Claim, 7 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D919,250 S * 5/2021 Post D2/916
D919,251 S * 5/2021 Post D2/916
D919,252 S * 5/2021 Post D2/916
D921,337 S * 6/2021 Ellis D2/916
D936,338 S * 11/2021 Fongher D2/916

OTHER PUBLICATIONS

“How to Sew a X Box” publised Jul. 25, 2019 on Sew4Home by Liz Johnson. Viewed Jan. 5, 2020. Available at URL: <https://sew4home.com/sew-an-x-box-to-secure-straps-more/>.*

Clarks Women’s Breeze Sea Flip-Flop (reviewed on Amazon in photo as early as Jul. 3, 2017). Viewed Jan. 5, 2020. Available at URL: https://www.amazon.com/dp/B07ZJVX8H3/ref=twister_B09LJND5XY?th=1.*

* cited by examiner

1.1



1.2



1.3



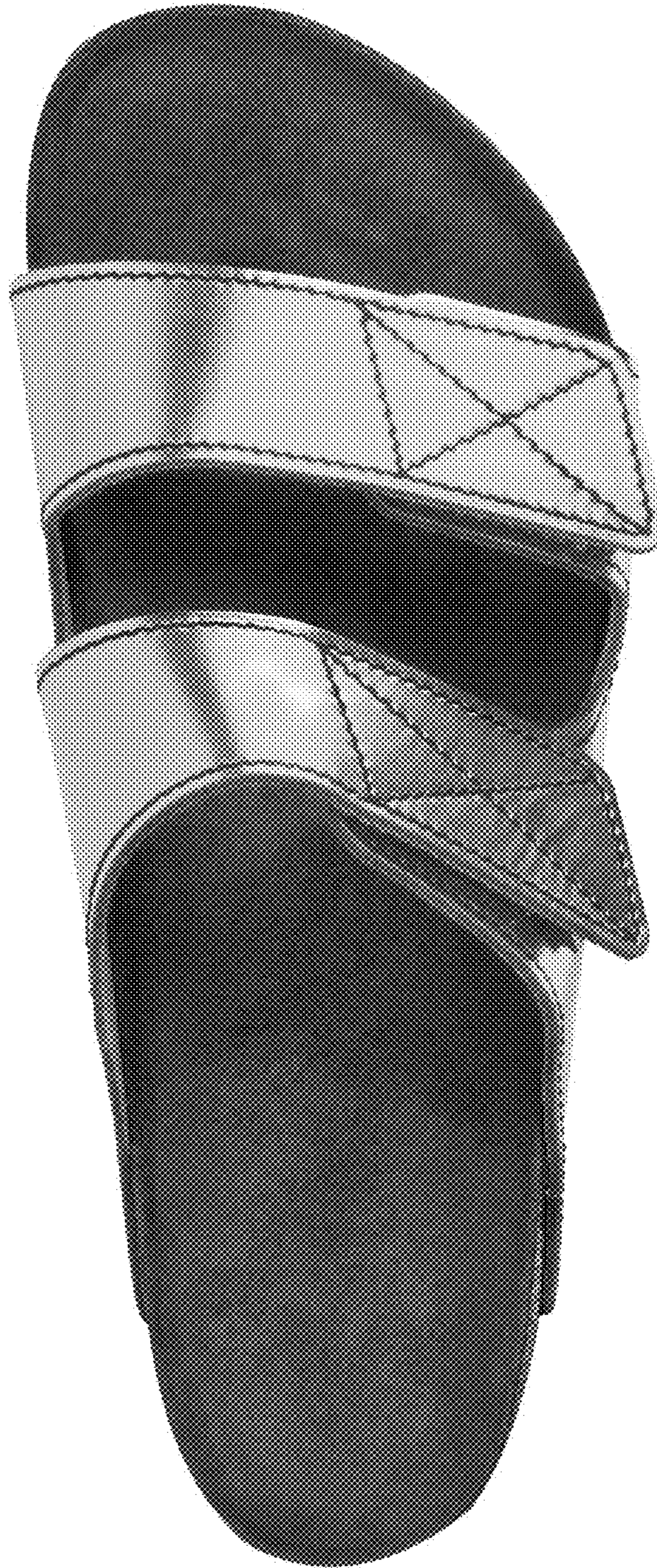
1.4



1.5



1.6



1.7

