



US00D979219S

(12) **United States Design Patent** (10) **Patent No.:** **US D979,219 S**
Jones et al. (45) **Date of Patent:** **** Feb. 28, 2023**

(54) **WEARABLE FOOT GARMENT**

FOREIGN PATENT DOCUMENTS

(71) Applicant: **Apolla Performance Wear LLC**, Fort Worth, TX (US)

WO 2012067645 5/2012
WO 2013063554 5/2013

(Continued)

(72) Inventors: **Kaycee Jones**, Atlanta, GA (US);
Aiesha Ashby, Fort Worth, TX (US)

OTHER PUBLICATIONS

(73) Assignee: **Apolla Performance Wear LLC**, Fort Worth, TX (US)

Non-Final Office Action issued in co-pending U.S. Appl. No. 16/133,419, dated Jan. 22, 2021, 9 pages.

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

Primary Examiner — Jennifer L Watkins

(21) Appl. No.: **29/728,898**

(74) *Attorney, Agent, or Firm* — Meunier Carlin & Curfman LLC

(22) Filed: **Mar. 23, 2020**

Related U.S. Application Data

(63) Continuation of application No. 29/663,623, filed on Sep. 17, 2018, now Pat. No. Des. 878,739, which is a continuation of application No. 15/040,765, filed on Feb. 10, 2016, now Pat. No. 10,076,436, which is a continuation-in-part of application No. 14/965,804, filed on Dec. 10, 2015, now abandoned.

(57) **CLAIM**

We claim the ornamental design for a wearable foot garment, as shown and described.

(51) **LOC (14) Cl.** **02-04**

DESCRIPTION

(52) **U.S. Cl.**
USPC **D2/980**; D24/192

(58) **Field of Classification Search**
USPC D2/980–994; D24/192; D29/121.2
CPC . D04B 1/26; D04B 1/265; D04B 1/02; D04B 1/108; D04B 1/12; D04B 1/18; D04B 9/56; D04B 15/48; D04B 15/50; D04B 21/18; D04B 9/52; A61F 13/08; A61F 13/064; A61F 13/066; A61F 13/067; A41B 11/003; A41B 11/02; A41B 11/00
See application file for complete search history.

FIG. 1 is a perspective medial view of our new design as it appears when worn on a left foot of a wearer.

FIG. 2 is a bottom view thereof.

FIG. 3 is a top view thereof; and,

FIG. 4 is a perspective lateral view thereof.

The dot-dot-dash lines, showing the wearer's heel and ankle, are included to illustrate the environment of the design as worn and form no part of the claim.

The dotted lines depict a knit pattern and form no part of the claim.

An end of the forefoot portion of the wearable foot garment tapers from a medial side to a lateral side of the wearable foot garment. Thus, the wearable foot garment shown is for being worn on the left foot of the wearer, and the wearable foot garment for being worn on the right foot of the wearer is a mirror image of the wearable foot garment shown.

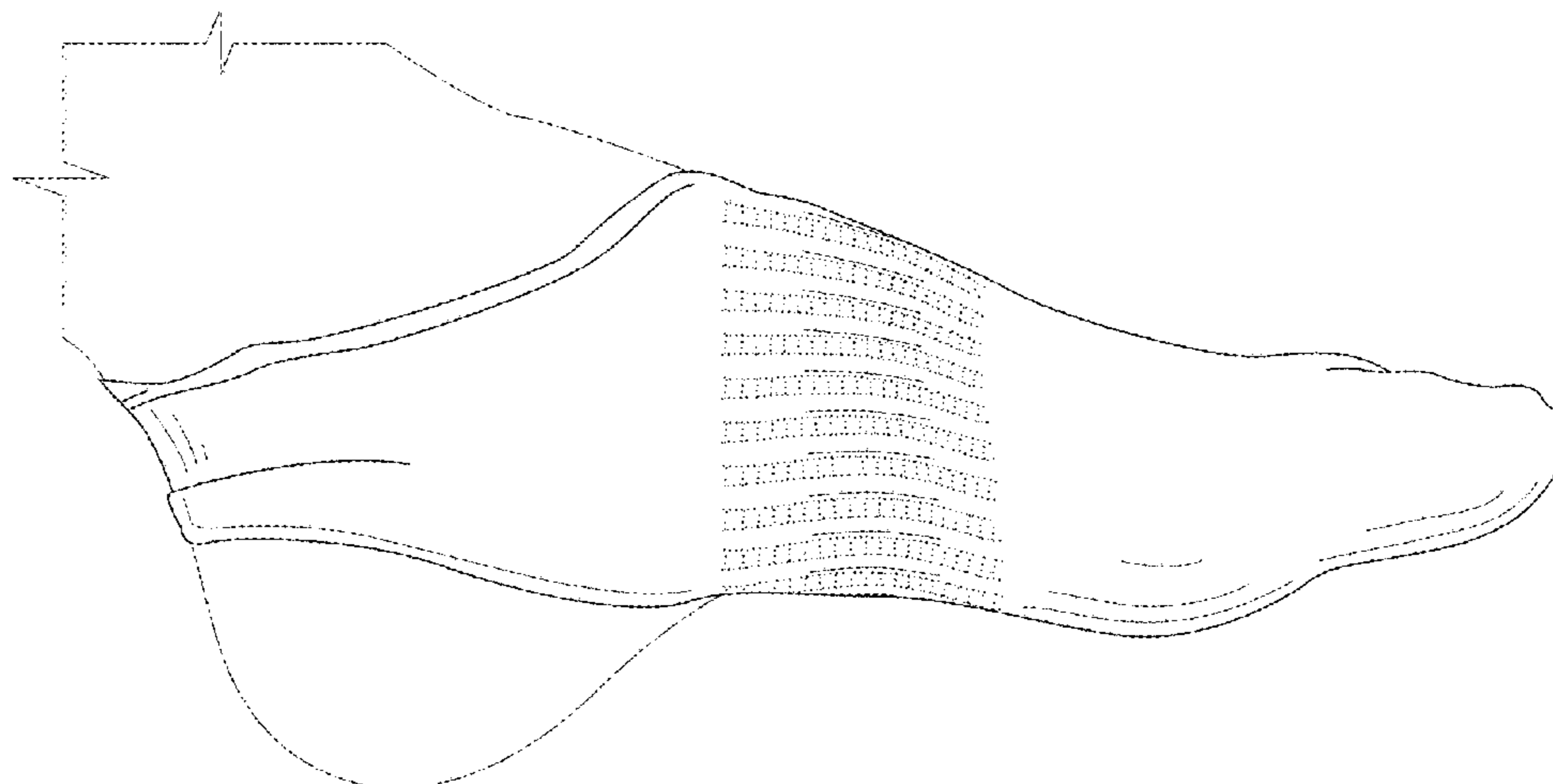
(56) **References Cited**

U.S. PATENT DOCUMENTS

1,693,174 A 11/1928 Capezio
1,704,281 A 3/1929 Capezio
1,813,561 A 7/1931 Capezio
1,819,766 A 8/1931 Capezio

(Continued)

1 Claim, 4 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

1,872,641 A 8/1932 Capezio
 1,891,022 A 12/1932 Capezio
 2,219,235 A * 10/1940 Morton A41B 11/003
 D2/980
 2,237,652 A 4/1941 Capezio
 3,013,564 A 12/1961 Levey
 4,522,044 A 6/1985 Lineberry et al.
 4,898,007 A * 2/1990 Dahlgren D04B 1/26
 66/185
 5,185,000 A 2/1993 Brandt et al.
 5,617,745 A 4/1997 Della Corte et al.
 5,704,137 A 1/1998 Dean et al.
 D403,149 S 12/1998 Fincher
 6,158,253 A 12/2000 Svoboda et al.
 6,393,620 B2 5/2002 Hatch et al.
 6,708,348 B1 3/2004 Romay
 6,805,681 B2 10/2004 Yokoyama
 D499,807 S 12/2004 Stauffer
 6,936,021 B1 8/2005 Smith
 D513,116 S 12/2005 Gaither
 7,069,600 B1 7/2006 Romay
 7,346,935 B1 3/2008 Patterson
 D590,590 S 4/2009 Bonzagni et al.
 D613,491 S 4/2010 Hollingsworth et al.
 7,950,071 B2 5/2011 Jeong
 RE43,213 E 2/2012 Romay
 D657,122 S 4/2012 Gaither
 D657,123 S 4/2012 Gaither
 8,272,073 B2 9/2012 Arensdorf et al.
 D678,538 S 3/2013 Huthmaker
 D679,822 S 4/2013 Huthmaker
 8,495,765 B2 7/2013 Araki et al.
 8,505,120 B2 8/2013 Lambertz
 D707,035 S 6/2014 Patterson
 D710,593 S 8/2014 Goodman et al.
 8,881,428 B2 11/2014 Mackey et al.
 D722,382 S 2/2015 Lee et al.
 8,973,411 B2 3/2015 Gaither
 D734,938 S 7/2015 Patterson
 D743,689 S * 11/2015 Amis D2/994
 9,204,986 B2 12/2015 Higgins
 9,226,842 B2 1/2016 Sellitto
 9,241,513 B2 * 1/2016 Yuen A61M 35/10
 D751,805 S 3/2016 Patterson
 D752,851 S 4/2016 Patterson
 D752,852 S 4/2016 Patterson
 9,414,639 B2 8/2016 Heathcote
 9,439,828 B2 9/2016 Mayer et al.
 D774,296 S 12/2016 Patterson
 D775,812 S 1/2017 Patterson
 D775,813 S 1/2017 Patterson
 D776,913 S * 1/2017 Hakeem D2/989
 D778,041 S 2/2017 Patterson
 9,603,748 B2 3/2017 Valois et al.
 D786,548 S 5/2017 Patterson
 9,713,349 B2 7/2017 Campbell
 9,750,643 B2 9/2017 Convert et al.
 9,757,302 B2 9/2017 Mayer

D799,812 S 10/2017 Bennett
 9,777,413 B2 10/2017 Messier
 D802,292 S 11/2017 Patterson
 D803,543 S 11/2017 Scott et al.
 D804,162 S 12/2017 Patterson
 9,850,601 B2 12/2017 Shen et al.
 D821,068 S 6/2018 Coleman
 10,076,436 B2 * 9/2018 Jones A43B 7/1445
 D837,988 S 1/2019 Khubani et al.
 D844,157 S 3/2019 Lind et al.
 D859,670 S 9/2019 Rokitta
 D871,749 S * 1/2020 Shayefar D2/980
 D878,739 S * 3/2020 Jones D2/980
 D889,109 S * 7/2020 Shayefar D2/980
 D898,205 S * 10/2020 DiGiovanni D24/192
 D961,907 S * 8/2022 Guo D2/994
 D962,627 S * 9/2022 Guo D2/994
 D963,173 S * 9/2022 Chen D24/192
 2003/0145491 A1 8/2003 Udugama
 2005/0091725 A1 5/2005 Alley
 2005/0091729 A1 5/2005 Alley
 2006/0195972 A1 9/2006 Alley
 2007/0113593 A1 5/2007 Jeong
 2008/0127520 A1 6/2008 Luedecke et al.
 2008/0156044 A1 7/2008 Patterson
 2009/0223254 A1 9/2009 Ishida
 2012/0017354 A1 1/2012 Vadnais
 2012/0090077 A1 4/2012 Brown
 2012/0102625 A1 5/2012 Klein
 2012/0284902 A1 11/2012 Matsuo et al.
 2013/0145521 A1 6/2013 Spicuzza et al.
 2013/0233629 A1 10/2013 Gaither
 2014/0033567 A1 2/2014 Heathcote et al.
 2014/0058311 A1 2/2014 Higgins
 2014/0338090 A1 11/2014 Perkins
 2014/0352170 A1 12/2014 Heathcote
 2015/0181979 A1 7/2015 Gaither
 2015/0351492 A1 12/2015 Dombrow et al.
 2015/0366735 A1 12/2015 Barker
 2016/0081840 A1 3/2016 Higgins
 2016/0120248 A1 5/2016 Oliver
 2016/0219973 A1 8/2016 Cheney et al.
 2016/0295962 A1 10/2016 Craig et al.
 2016/0331633 A1 11/2016 Mayer et al.
 2016/0340813 A1 11/2016 Amis et al.
 2016/0360797 A1 12/2016 Baravarian
 2017/0056231 A1 3/2017 Hara et al.
 2017/0100300 A1 4/2017 Rapp et al.
 2017/0354543 A1 12/2017 Mazourik et al.
 2017/0367868 A1 12/2017 Ducharme
 2018/0036160 A1 2/2018 Ellicott
 2018/0042339 A1 2/2018 Barnes et al.
 2018/0051401 A1 2/2018 Giorgini

FOREIGN PATENT DOCUMENTS

WO 2017173441 10/2017
 WO 2018015775 1/2018
 WO 2018025238 2/2018

* cited by examiner

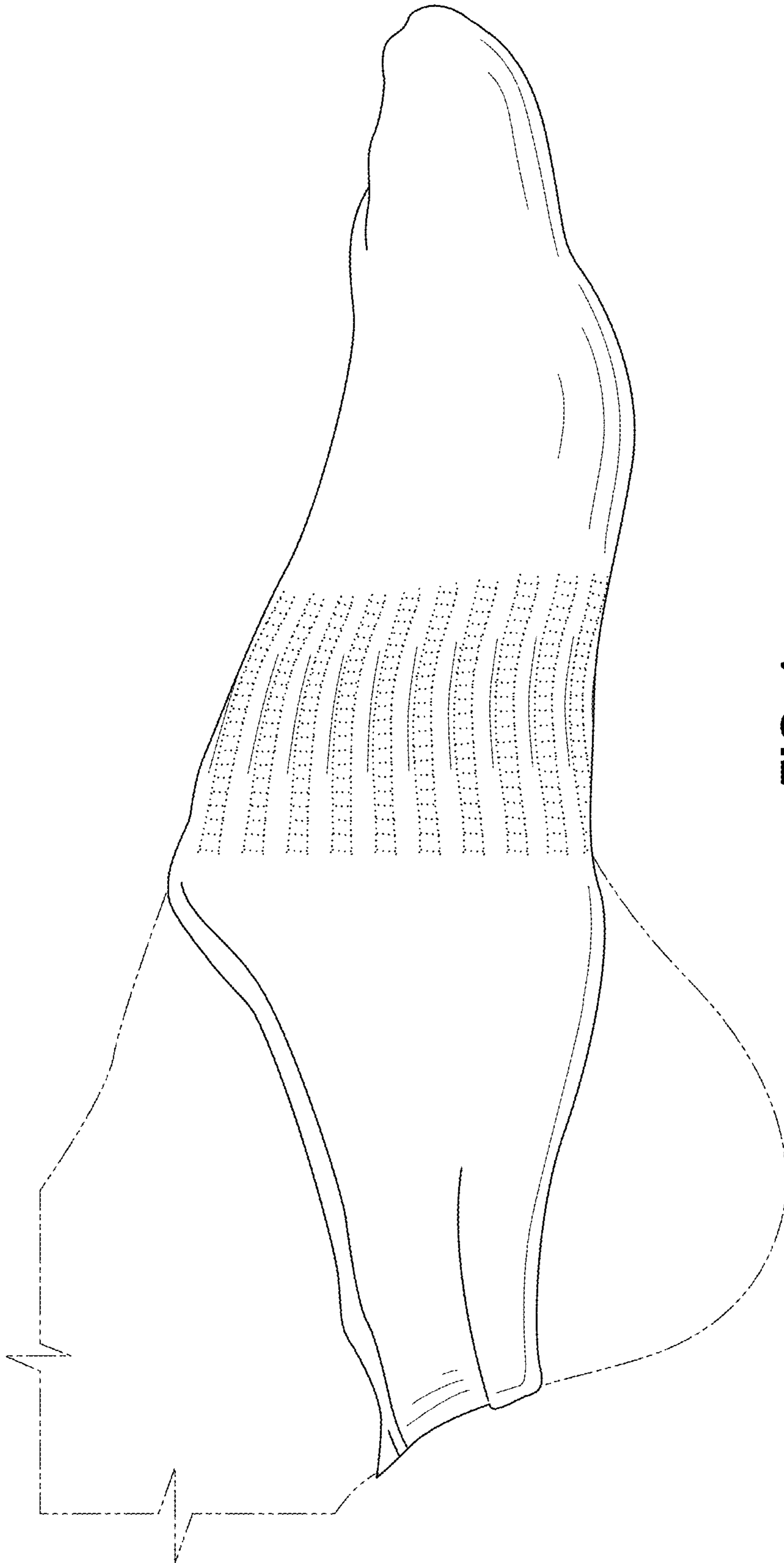


FIG. 1

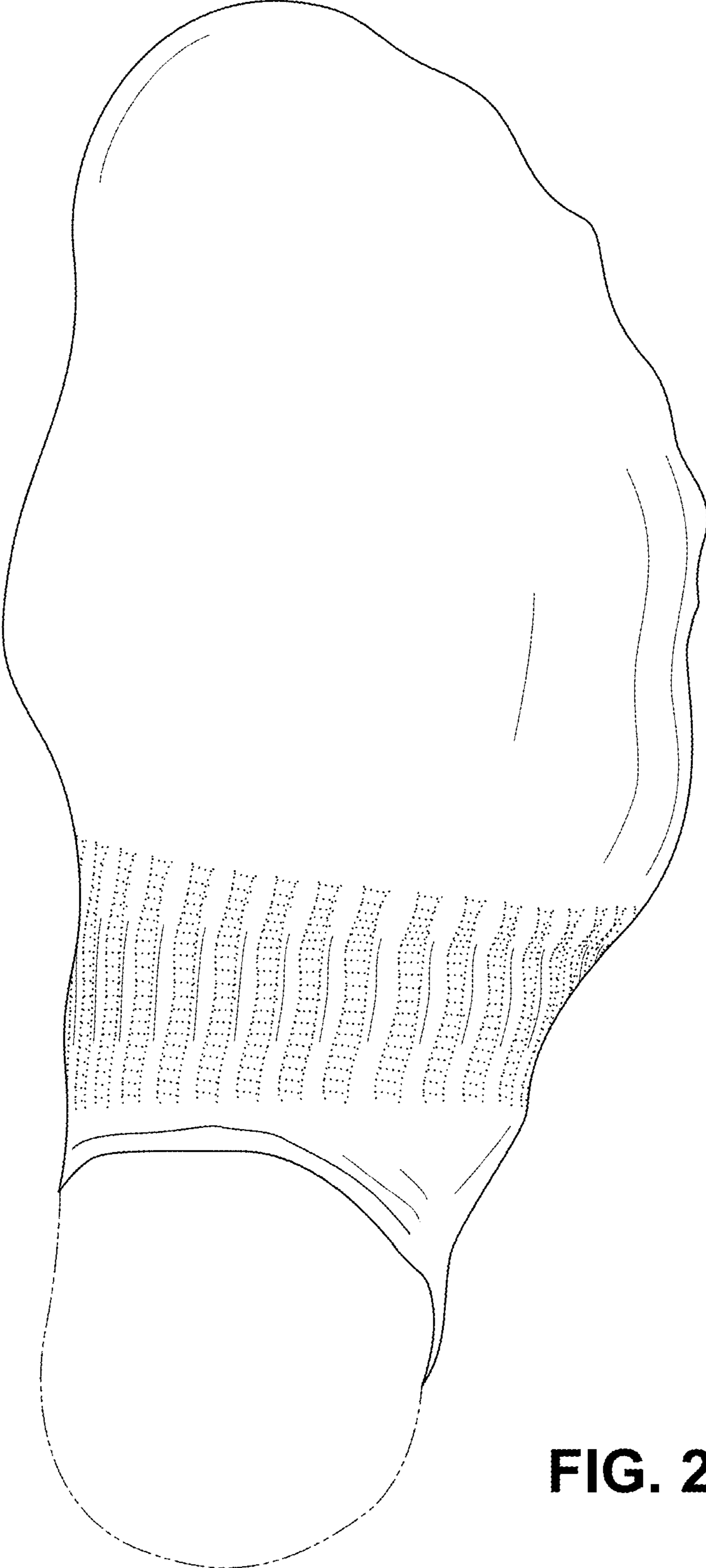


FIG. 2

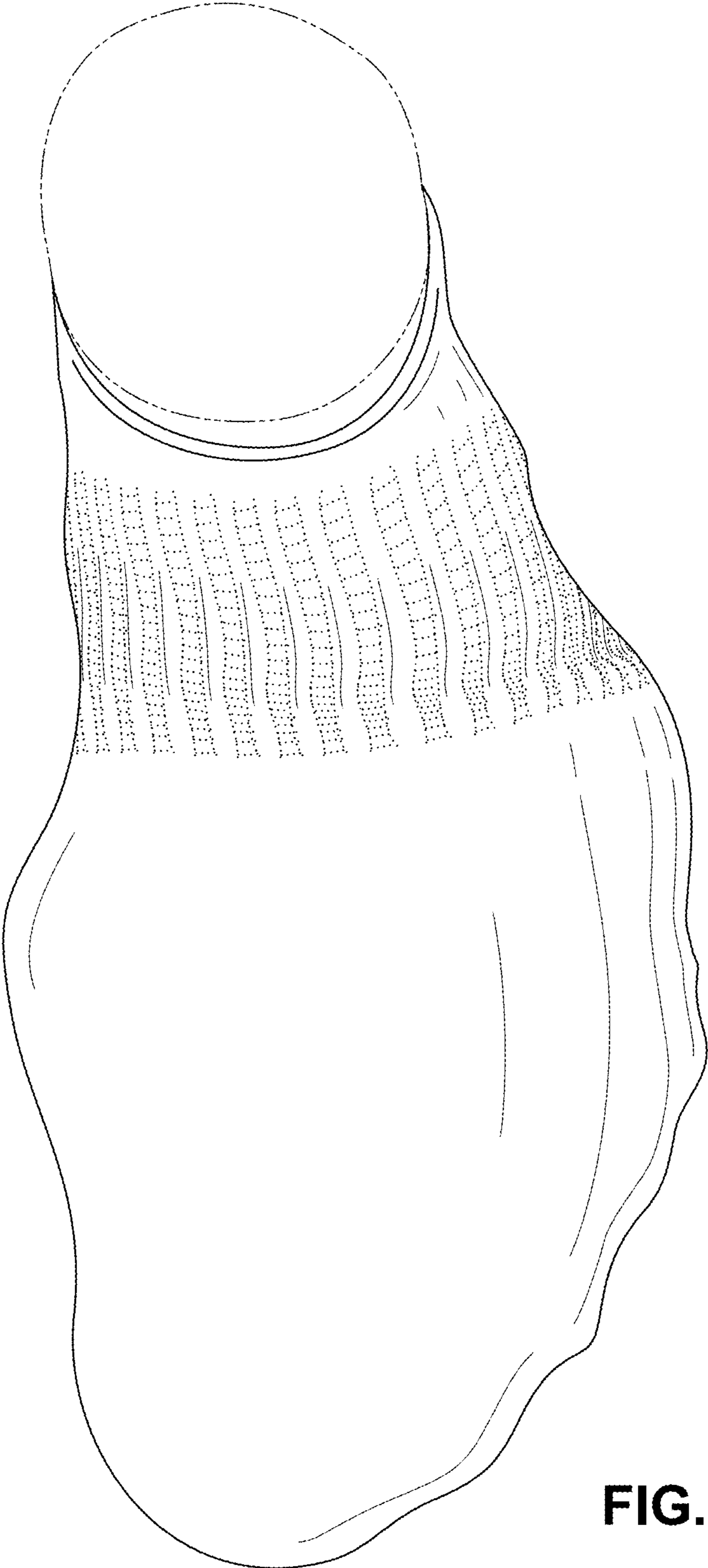


FIG. 3

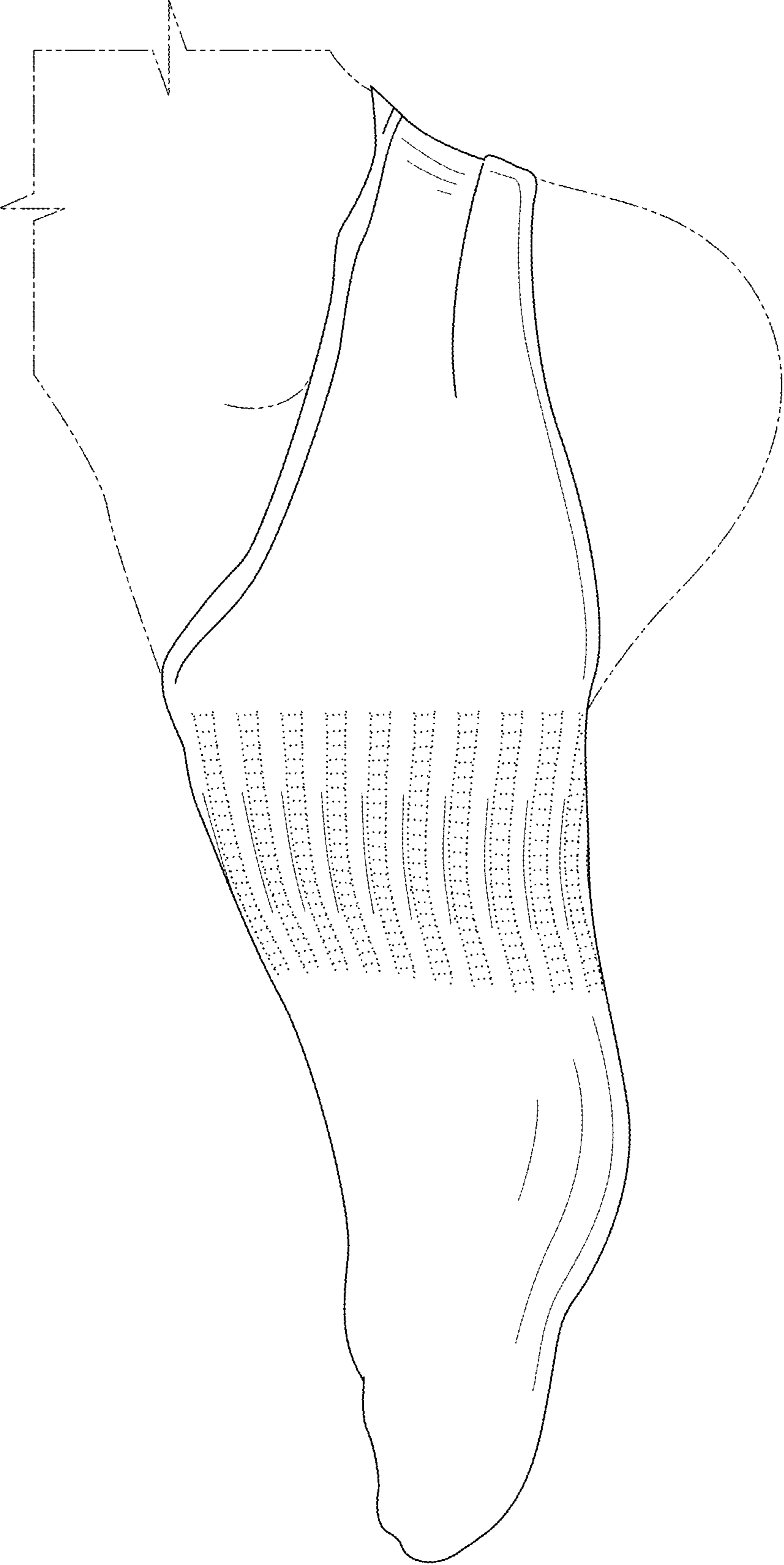


FIG. 4