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

(10) **Patent No.:** **US D984,785 S**  
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- (54) **SANDAL**
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- (\*\*) Term: **15 Years**
- (21) Appl. No.: **29/827,279**
- (22) Filed: **Feb. 18, 2022**

D880,117 S *	4/2020	Rübenach	.....	D2/917
D885,716 S *	6/2020	Rübenach	.....	D2/926
D890,481 S *	7/2020	Post	.....	D2/917
D945,127 S *	3/2022	Schaetz	.....	D2/916
D959,103 S *	8/2022	Schaetz	.....	D2/919

(Continued)

**FOREIGN PATENT DOCUMENTS**

EM	007801725	*	9/2020
WO	D210769-005	*	10/2020

**OTHER PUBLICATIONS**

Birkenstock Women's Gizeh Big Buckle Sandals, Amazon First Available: Nov. 31, 2021, viewed Sep. 28, 2022, available online at URL: [https://www.amazon.com/Birkenstock-Gizeh-Buckle-White-Leather/dp/B08RRRFMJM/ref=asc\\_df\\_B08RRRFMJM?tag=bingshoppinga-20&linkCode=df0&hvadid=80608062549000&hvnetw=o&hvqmt=e&hvbmt=be&hvdev=c&h](https://www.amazon.com/Birkenstock-Gizeh-Buckle-White-Leather/dp/B08RRRFMJM/ref=asc_df_B08RRRFMJM?tag=bingshoppinga-20&linkCode=df0&hvadid=80608062549000&hvnetw=o&hvqmt=e&hvbmt=be&hvdev=c&h)\*

(Continued)

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**Related U.S. Application Data**

- (62) Division of application No. 35/510,613, filed on Oct. 8, 2020 (U.S. filing date under 35 U.S.C. 384), and having an international filing date of Oct. 8, 2020, now Pat. No. Des. 965,260.

**Foreign Application Priority Data**

Apr. 9, 2020 (EM) ..... 007801725

- (51) **LOC (14) Cl.** ..... **02-04**
- (52) **U.S. Cl.**  
USPC ..... **D2/917; D2/969**
- (58) **Field of Classification Search**  
USPC ..... D2/914, 916–922, 925–929, 931, 932, D2/939–941, 943, 969, 974, 976, 923, D2/972, 973  
CPC ..... A43B 3/12; A43B 3/242; A43B 23/24; A43B 3/102  
See application file for complete search history.

**References Cited**

**U.S. PATENT DOCUMENTS**

D855,950 S	8/2019	Post	
D874,101 S *	2/2020	Post	..... D2/916
D879,419 S	3/2020	Post	
D879,420 S *	3/2020	Rübenach	..... D2/917

(57) **CLAIM**

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

**DESCRIPTION**

FIG. 1 is a front perspective view of the sandal showing my new design;  
FIG. 2 is a front view thereof;  
FIG. 3 is a rear view thereof;  
FIG. 4 is a right side view thereof;  
FIG. 5 is a left side view thereof;  
FIG. 6 is a top view thereof; and,  
FIG. 7 is a bottom view thereof.  
The broken lines depicting portions of the shoe sole show portions of the sandal that form no part of the claimed design.

**1 Claim, 7 Drawing Sheets**



(56)

**References Cited**

U.S. PATENT DOCUMENTS

2012/0260529 A1\* 10/2012 Katz ..... A43B 23/24  
36/100  
2013/0000145 A1\* 1/2013 Wreede ..... A43B 23/24  
2/245  
2018/0035745 A1\* 2/2018 Fremming ..... A43B 3/122

OTHER PUBLICATIONS

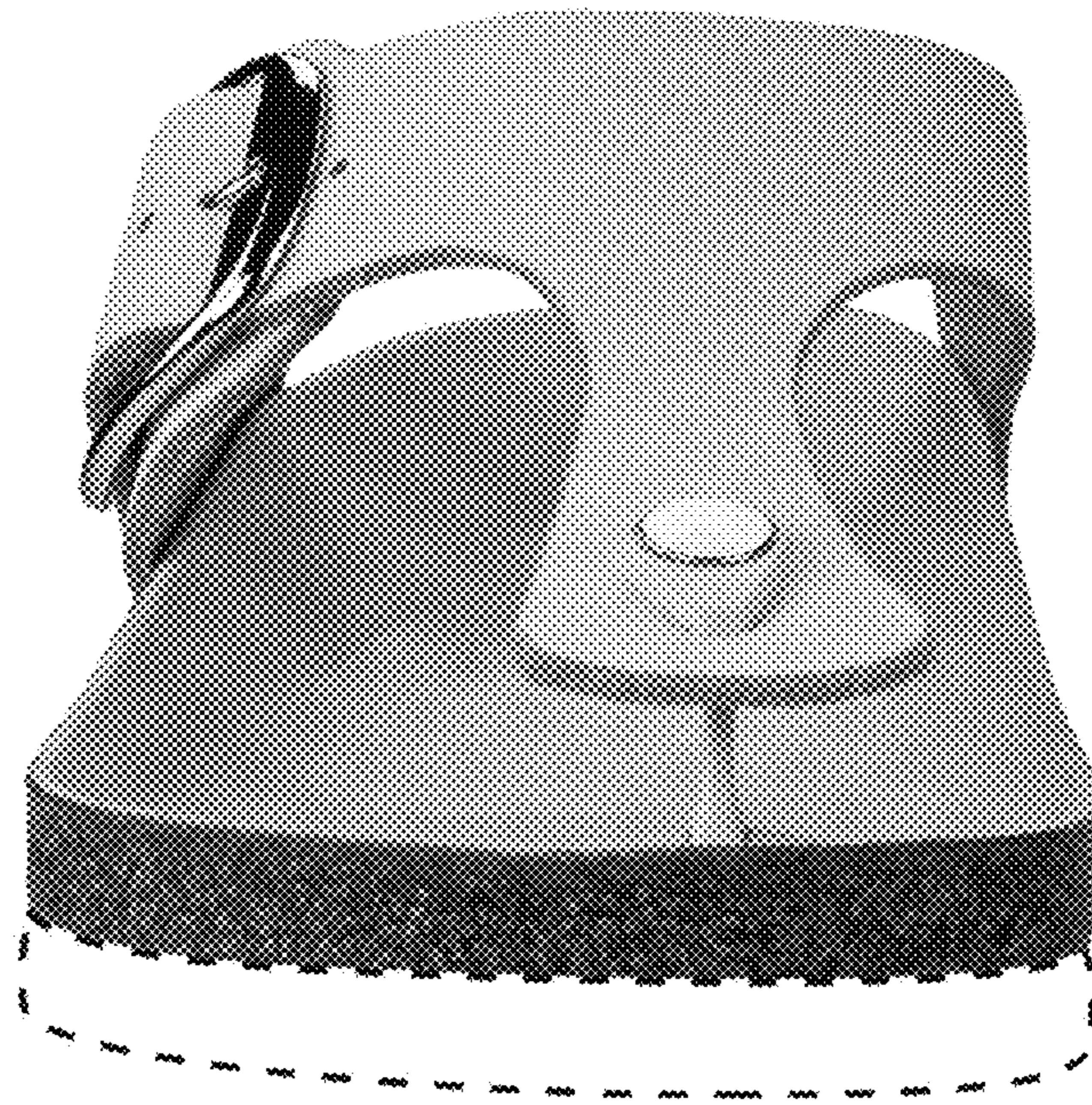
Birkenstock Women's Gizeh Sandals, Birkenstock, Amazon first available Apr. 29, 2011, viewed Sep. 27, 2022, available at URL: [https://www.amazon.com/Birkenstock-Womens-Gizeh-Sandal-Silver/dp/B000I66VYA/ref=sr\\_1\\_4?crd=1CDTMZ564QAMF&keywords=gizeh+platform&qid=1664302645&qu=eyJxc2MiOil0Ljk5liwicXNhljoiMy4yNCIsInFzcCI6ljEuN](https://www.amazon.com/Birkenstock-Womens-Gizeh-Sandal-Silver/dp/B000I66VYA/ref=sr_1_4?crd=1CDTMZ564QAMF&keywords=gizeh+platform&qid=1664302645&qu=eyJxc2MiOil0Ljk5liwicXNhljoiMy4yNCIsInFzcCI6ljEuN).  
Birkenstock Women's Spring Summer Sandal, Amazon first available Feb. 9, 2018, viewed Sep. 27, 2022, available at URL:

[https://www.amazon.com/Birkenstock-Sandal-1006525-Madrid-Buckle/dp/B07KYP9T6L/ref=sr\\_1\\_3?crd=6JAQ77EC8T9C&keywords=birkenstock%2Bbig%2Bbuckle%2Bsandal&qid=1664302696&qu=eyJxc2MiOil0Ljk5liwicXNhljoiMS45Mi](https://www.amazon.com/Birkenstock-Sandal-1006525-Madrid-Buckle/dp/B07KYP9T6L/ref=sr_1_3?crd=6JAQ77EC8T9C&keywords=birkenstock%2Bbig%2Bbuckle%2Bsandal&qid=1664302696&qu=eyJxc2MiOil0Ljk5liwicXNhljoiMS45Mi).  
Birkenstock "Gizeh: The classic gizeh thong sandal makes it feel like summer" (claiming the shoe has remained the same since 1983) viewed on Sep. 28, 2022, available at URL: <https://www.birkenstock.com/us/gizeh/home-top-models-gizeh.html>.  
Bridgette Raes "Birkenstock Gizeh: My favorite Summer Sandals and Why" published online Apr. 28, 2015, viewed Sep. 28, 2022, available online at URL: <https://www.bridgetterraes.com/2015/04/28/birkenstock-gizeh-my-favorite-summer-sandals-and-why/>.  
Fashion Gone Rogue : "Oversized Chic: Birkenstock Launches Big Buckle Sandals Collection" published online Mar. 15, 2018, viewed Sep. 28, 2022, available online at URL: <https://www.fashiongonerogue.com/birkenstock-big-buckle-sandals-shop-buy/>.  
Birkenstock; "Gizeh"; [https://www.birkenstock.com/us/gizeh-birkoflor/gizeh-core-birkoflor-0-eva-u\\_79.html#lang=en\\_US&q=gizeh](https://www.birkenstock.com/us/gizeh-birkoflor/gizeh-core-birkoflor-0-eva-u_79.html#lang=en_US&q=gizeh); available at least as early as Apr. 8, 2019; date accessed Jul. 1, 2022.

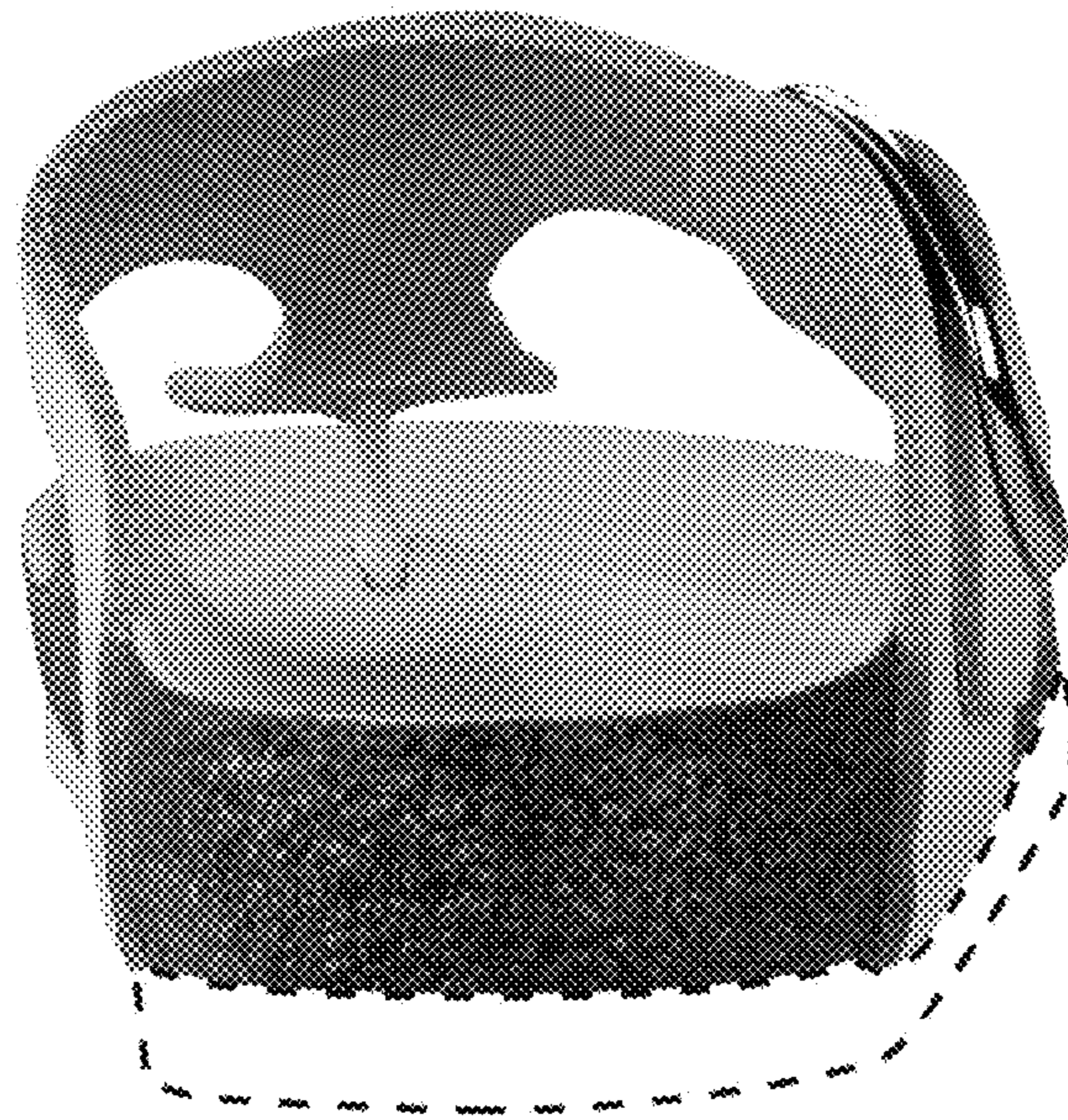
\* cited by examiner



**FIG. 1**



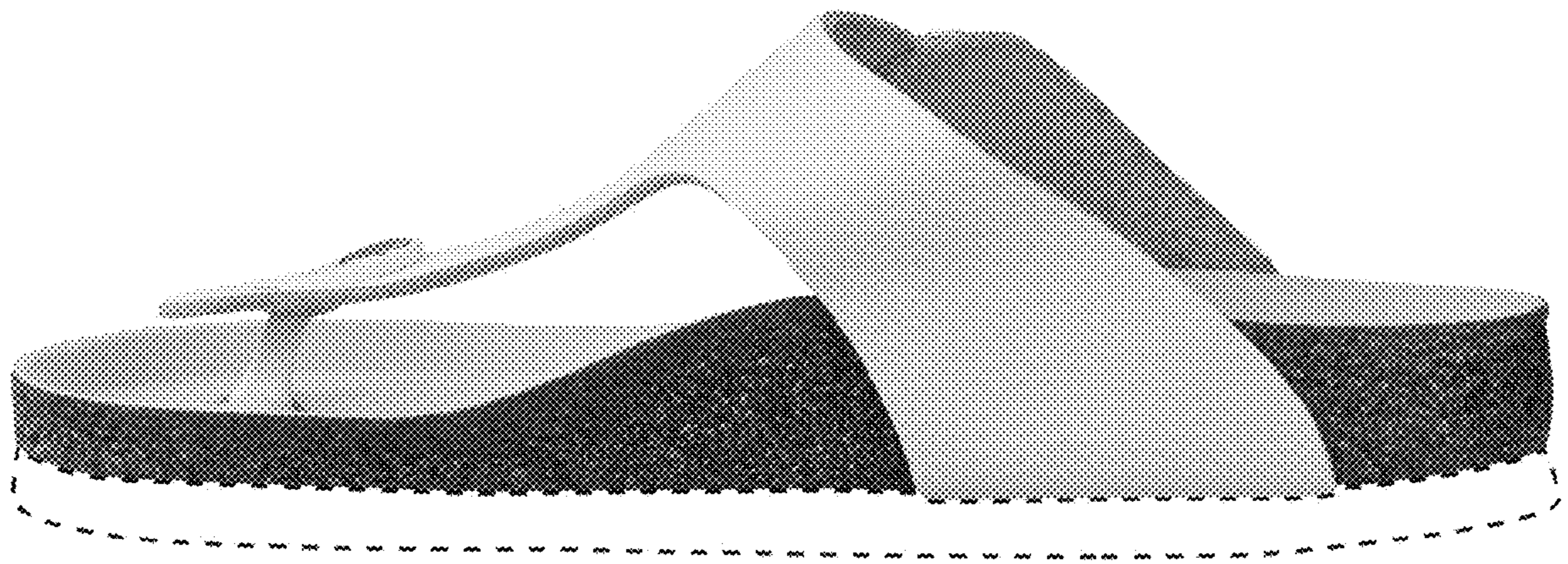
**FIG. 2**



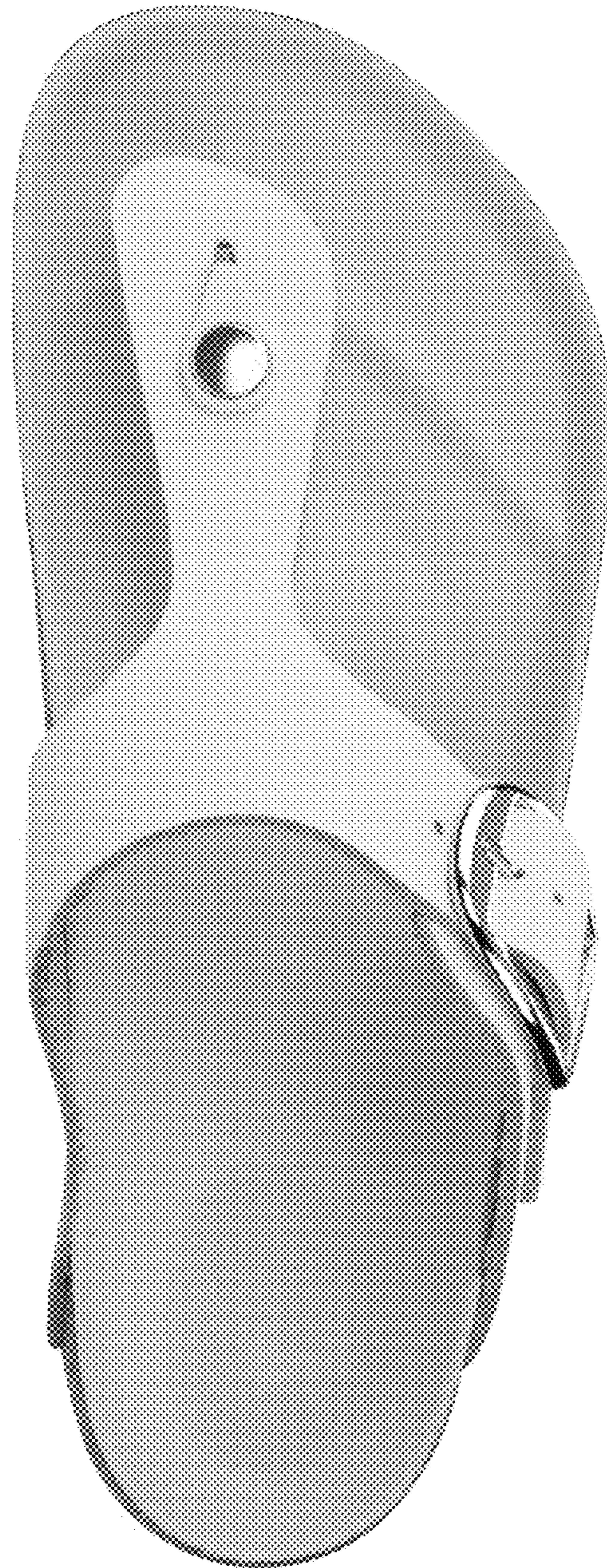
**FIG. 3**



**FIG. 4**

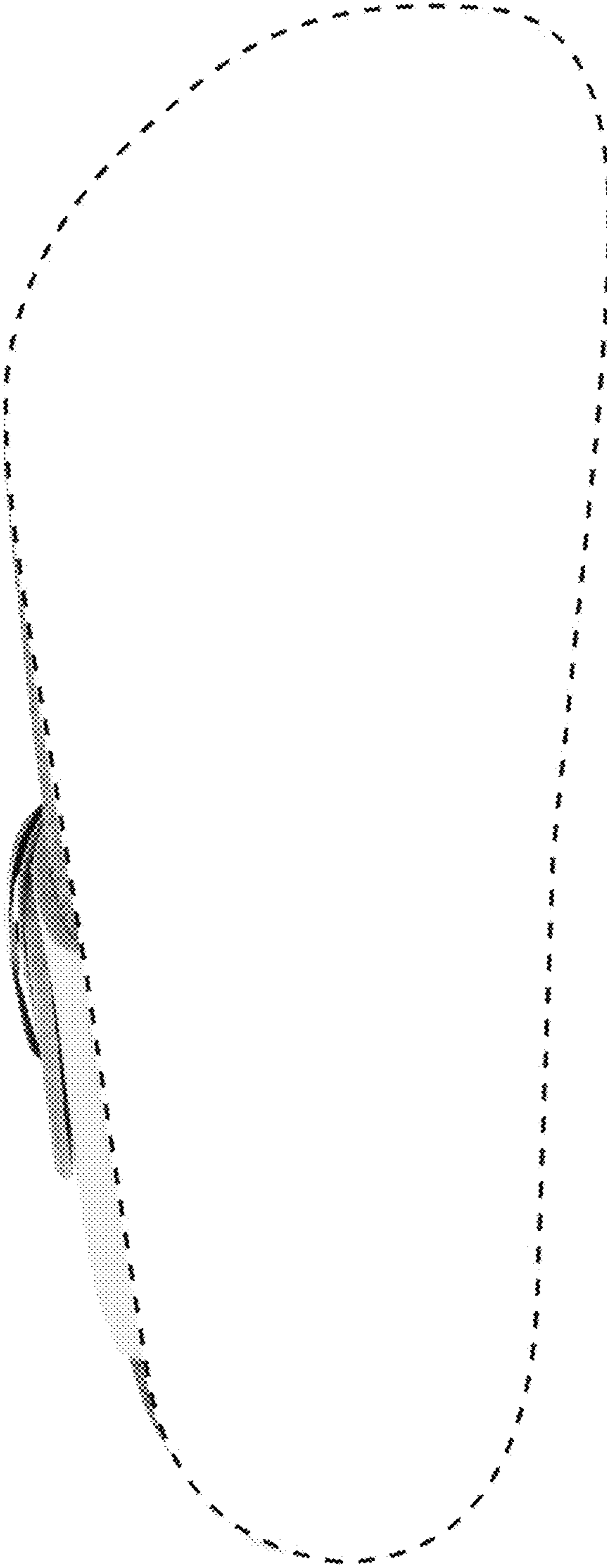


**FIG. 5**



**FIG. 6**





**FIG. 7**