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

(10) **Patent No.:** **US D988,643 S**
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- (54) **ARTICLE OF FOOTWEAR**
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- (**) Term: **15 Years**
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- (51) **LOC (14) Cl.** **02-04**
- (52) **U.S. Cl.**
USPC **D2/908; D2/902; D2/907**
- (58) **Field of Classification Search**
USPC D2/902–908, 947, 951, 957, 960, 969, D2/972, 973
CPC A43B 5/00; A43B 5/02; A43B 5/06; A43B 5/10; A43B 1/02; A43B 1/14; A43B 23/00; A43B 23/02; A43B 23/021; A43B 23/0215; A43B 23/025; A43B 23/026
See application file for complete search history.

- D707,924 S * 7/2014 Hardy D2/908
- D713,133 S * 9/2014 Della Valle A43B 13/14
- D2/944
- D737,554 S * 9/2015 Della Valle D2/944
- (Continued)

OTHER PUBLICATIONS

From South Central With Love: The Story Behind Bricks & Wood’s New Balance 57/40 Collaboration, announced May 27, 2021 [online], [site visited Jun. 27, 2022]. Available from internet, URL: <https://hypebeast.com/2021/5/bricks-and-wood-new-balance-57-40-release-date-kacey-lynch-interview> (Year: 2021).*

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(57) **CLAIM**

The ornamental design for an article of footwear, as shown and described.

DESCRIPTION

FIG. 1 is a lateral side view of an article of footwear; FIG. 2 is a medial side view thereof; FIG. 3 is a front elevation view thereof; FIG. 4 is a rear elevation view thereof; FIG. 5 is a top plan view thereof; FIG. 6 is a bottom plan view thereof; and, FIG. 7 is a top perspective view from the lateral side thereof. The “N” logo shown on the lateral side view, the medial side view, the top plan view, and the top perspective view forms no part thereof. The “NB” logos on the tongue of the article of footwear and on the insole of the article of footwear shown on the top plan view form no part thereof. The “NB” logo on the bottom plan view forms no part thereof. The broken lines depict portions of the article of footwear that form no part of the claimed design.

1 Claim, 7 Drawing Sheets

(56) **References Cited**

U.S. PATENT DOCUMENTS

- 4,638,579 A * 1/1987 Gamm A43B 23/025
36/114
- 4,939,853 A * 7/1990 Farbman A43B 13/14
36/103
- D574,582 S * 8/2008 Della Valle D2/908
- D670,070 S * 11/2012 Della Valle D2/908
- D673,759 S * 1/2013 Bourdin D2/908
- D680,712 S * 4/2013 Della Valle D2/908
- D680,713 S * 4/2013 Della Valle D2/908
- D681,315 S * 5/2013 Della Valle D2/908
- D681,316 S * 5/2013 Della Valle D2/908
- D700,419 S * 3/2014 Della Valle D2/908
- D702,025 S * 4/2014 Della Valle D2/908



(56)

References Cited

U.S. PATENT DOCUMENTS

D740,002 S * 10/2015 Della Valle D2/944
D751,797 S * 3/2016 Slimane D2/908
D863,736 S * 10/2019 Della Valle D2/907
D878,728 S * 3/2020 Van De Stouwe D2/969
D912,372 S * 3/2021 Smith D2/907
D943,943 S * 2/2022 Lee D2/972
D964,007 S * 9/2022 Lee D2/947
D965,258 S * 10/2022 Smith D2/908
11,510,459 B2 * 11/2022 Houg A43B 5/00
2021/0177096 A1 * 6/2021 Park A43B 23/025
2021/0186157 A1 * 6/2021 Capone A43B 23/0235

* cited by examiner

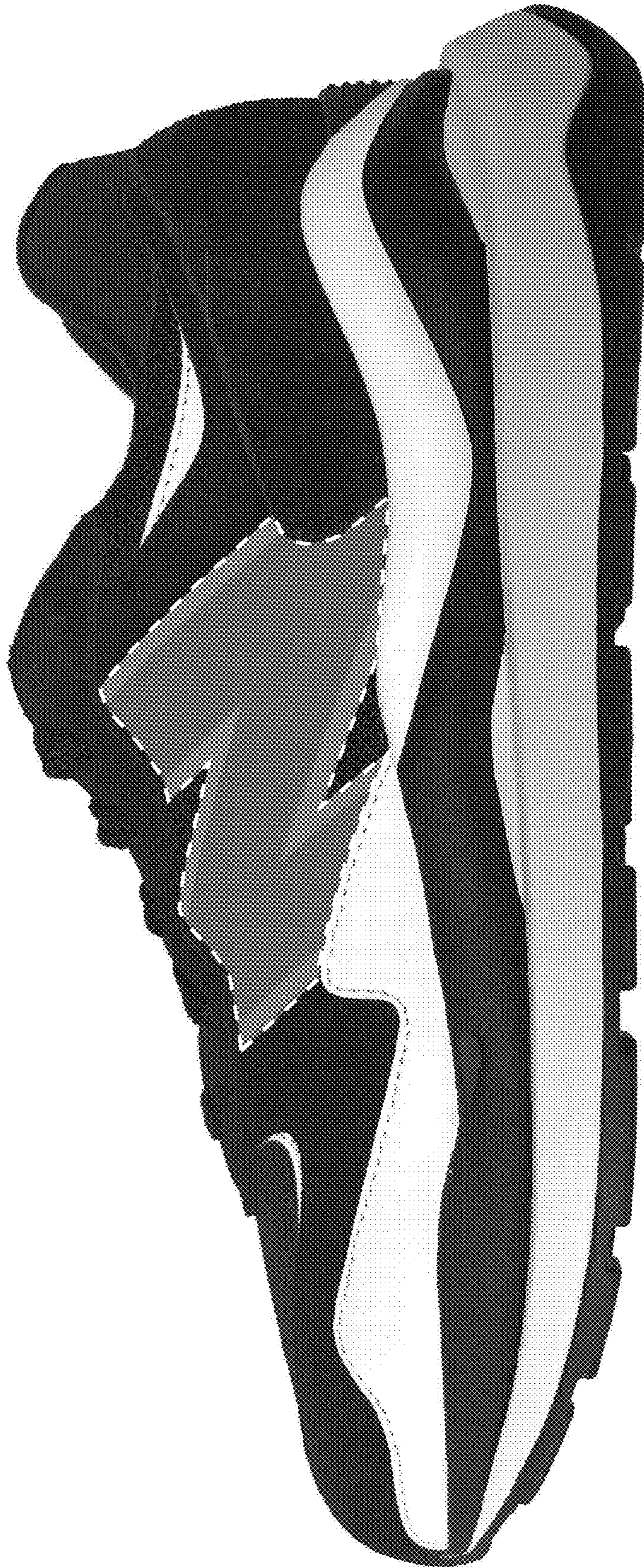


FIG. 1



FIG. 2



FIG. 3



FIG. 4

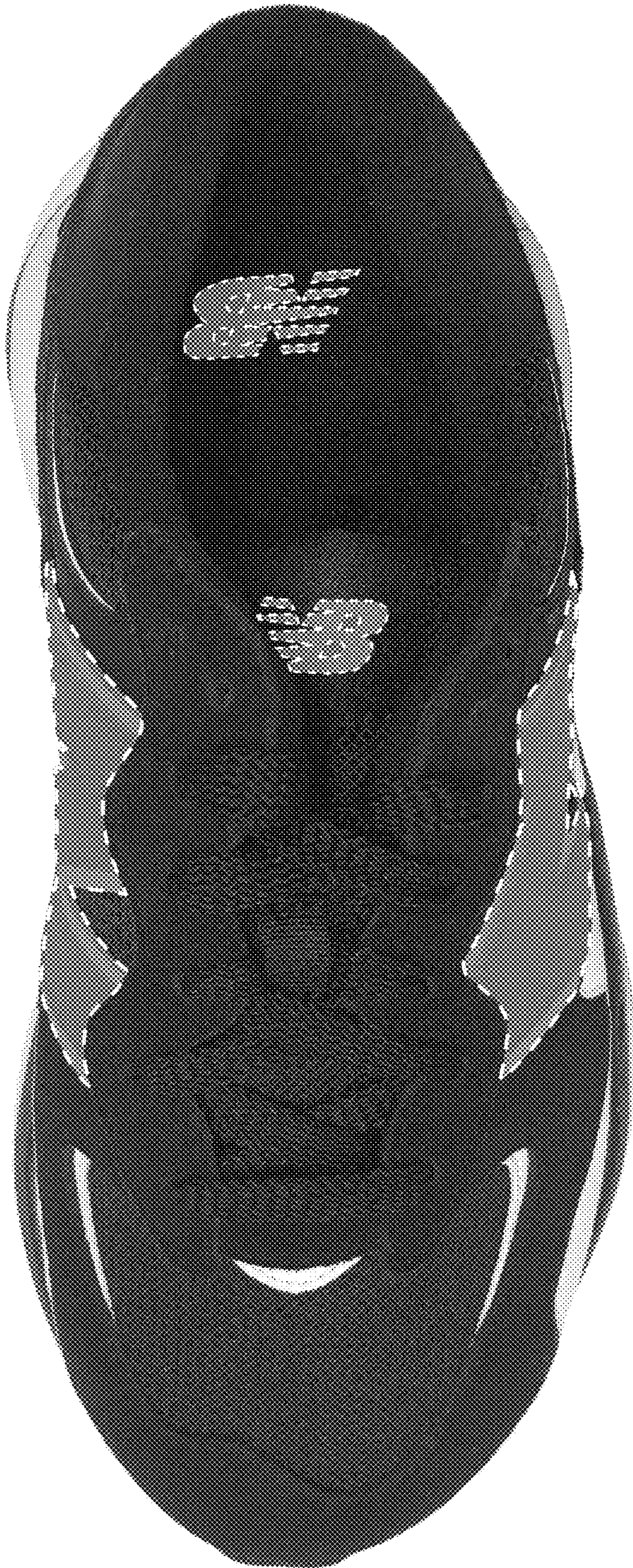


FIG. 5



FIG. 6



FIG. 7