

US00D494751S1

(12) **United States Design Patent** (10) **Patent No.:** **US D494,751 S**
Magro (45) **Date of Patent:** **** Aug. 24, 2004**

(54) **SHOE UPPER**

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(**) Term: **14 Years**

(21) Appl. No.: **29/197,548**

(22) Filed: **Jan. 16, 2004**

Related U.S. Application Data

(63) Continuation of application No. 29/182,359, filed on May 23, 2003, now Pat. No. Des. 487,962, which is a continuation of application No. 29/179,213, filed on Apr. 7, 2003, now abandoned, which is a continuation of application No. 29/169,478, filed on Oct. 21, 2002, now Pat. No. Des. 472,696.

(51) **LOC (7) Cl.** **02-99**

(52) **U.S. Cl.** **D2/969**

(58) **Field of Search** D2/896, 897, 902, D2/907, 908, 943, 944, 946, 964, 969; 36/45, 50.1, 77 M, 77 R, 83, 88, 113, 114, 126-130

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(57) **CLAIM**

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

DESCRIPTION

FIG. 1 is a perspective view of a shoe upper showing my new design;

FIG. 2 is a left-hand side elevational view of my new design;

FIG. 3 is a right-hand side elevational view of my new design;

FIG. 4 is a front elevational view of my new design;

FIG. 5 is a back side elevational view of my new design;

FIG. 6 is a top plan view of my new design; and,

FIG. 7 is a bottom plan view of my new design.

The broken lines depicting other aspects of the shoe are for environmental purposes only and do not form a part of the claimed design. In this regard, Applicant notes that all openings, both large and small, are shown in dashed lines. Therefore, Applicant is not claiming in this application any openings whatsoever in the sides of the upper. It is therefore Applicant's intent to claim and cover by means of the patent to issue from this application any and all shoes having the claimed ornamental design features on the upper shown in solid lines (as well as features substantially similar thereto) irrespective of whether the uppers of the shoes have or do not have additional features thereon including, but not limited to, openings therein such as those shown in dashed lines and irrespective of the size, locations, and/or arrangement of such openings.

1 Claim, 6 Drawing Sheets



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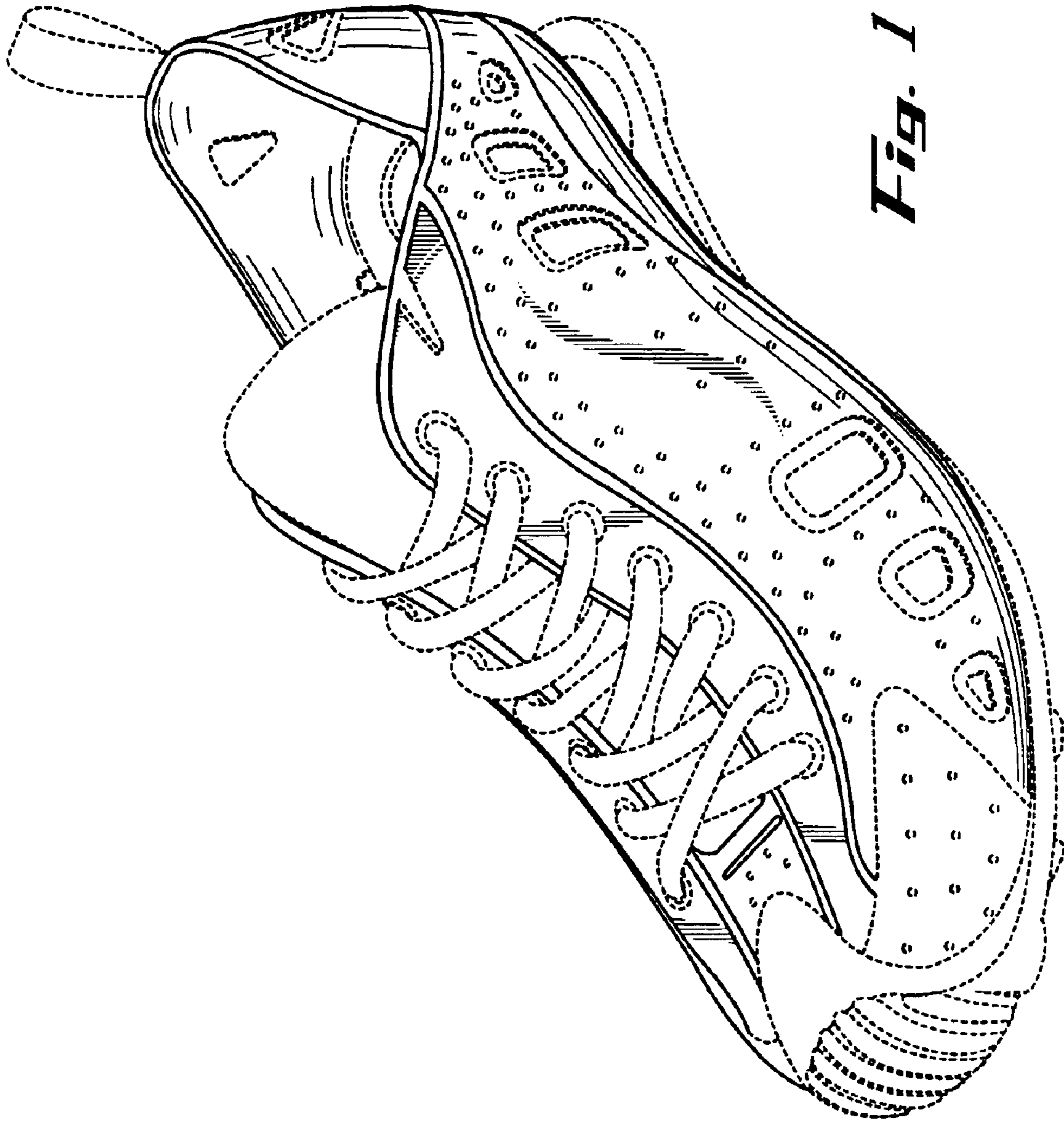


Fig. 1

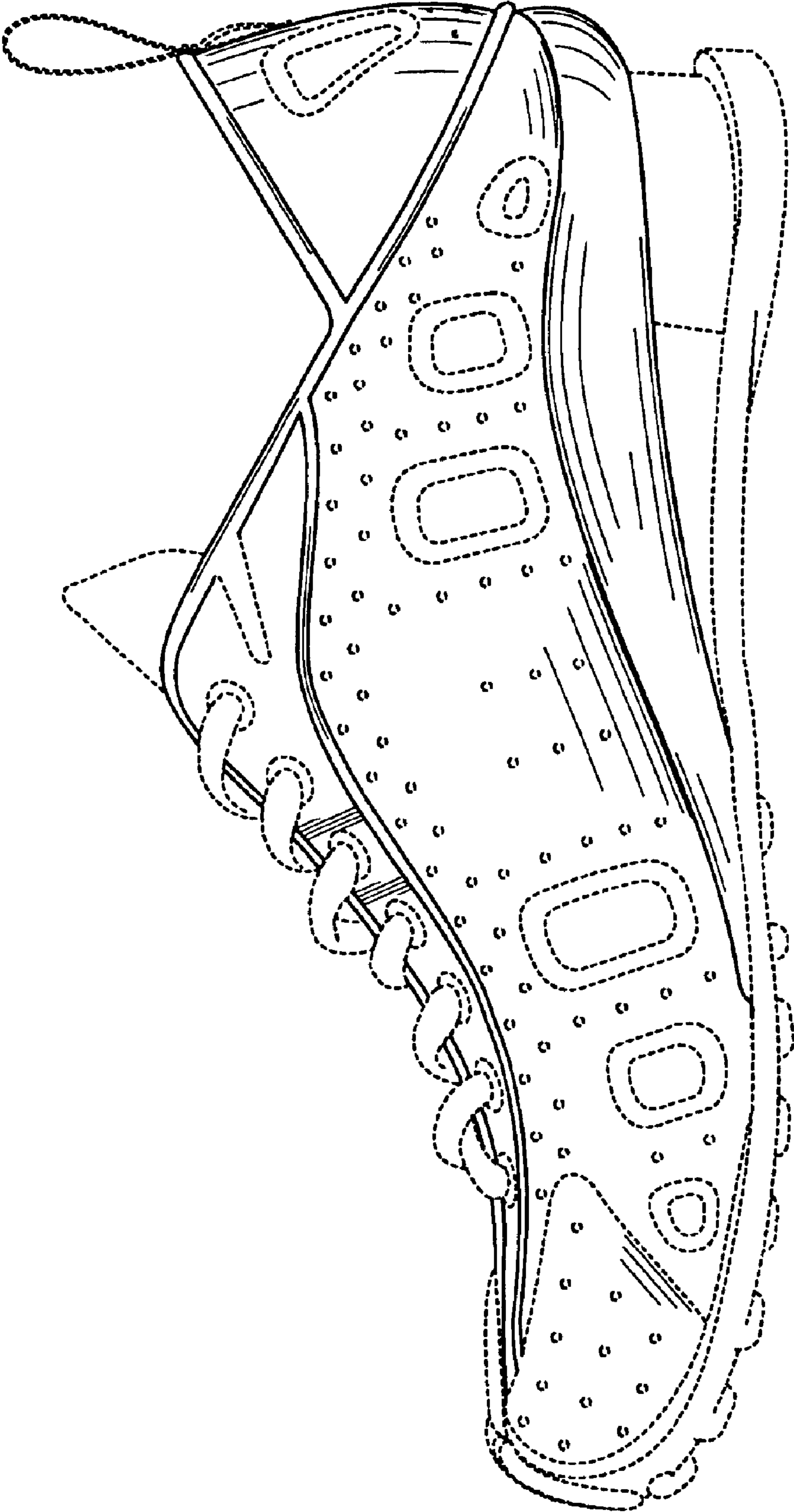


Fig. 2

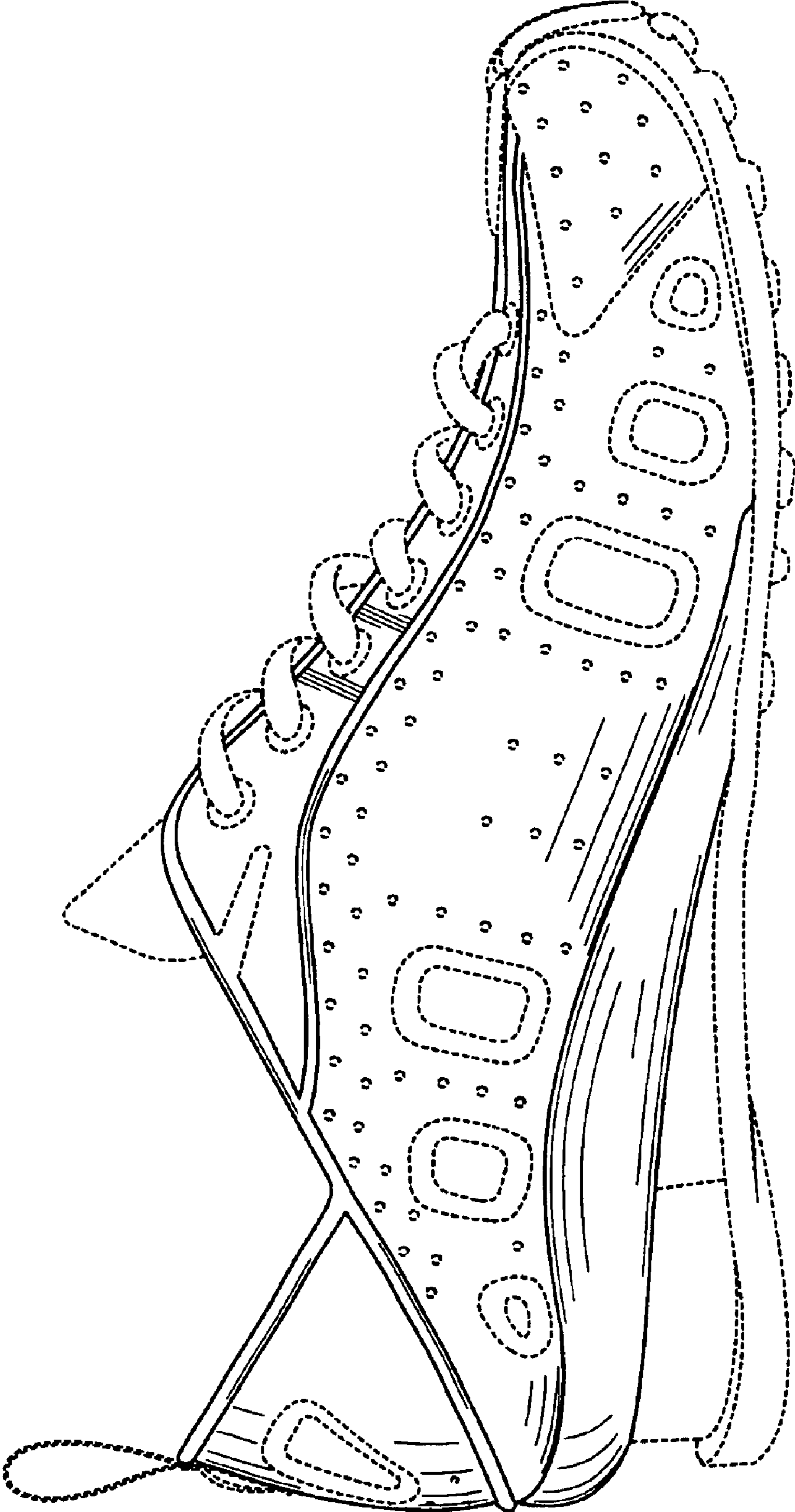


Fig. 1

Fig. 4

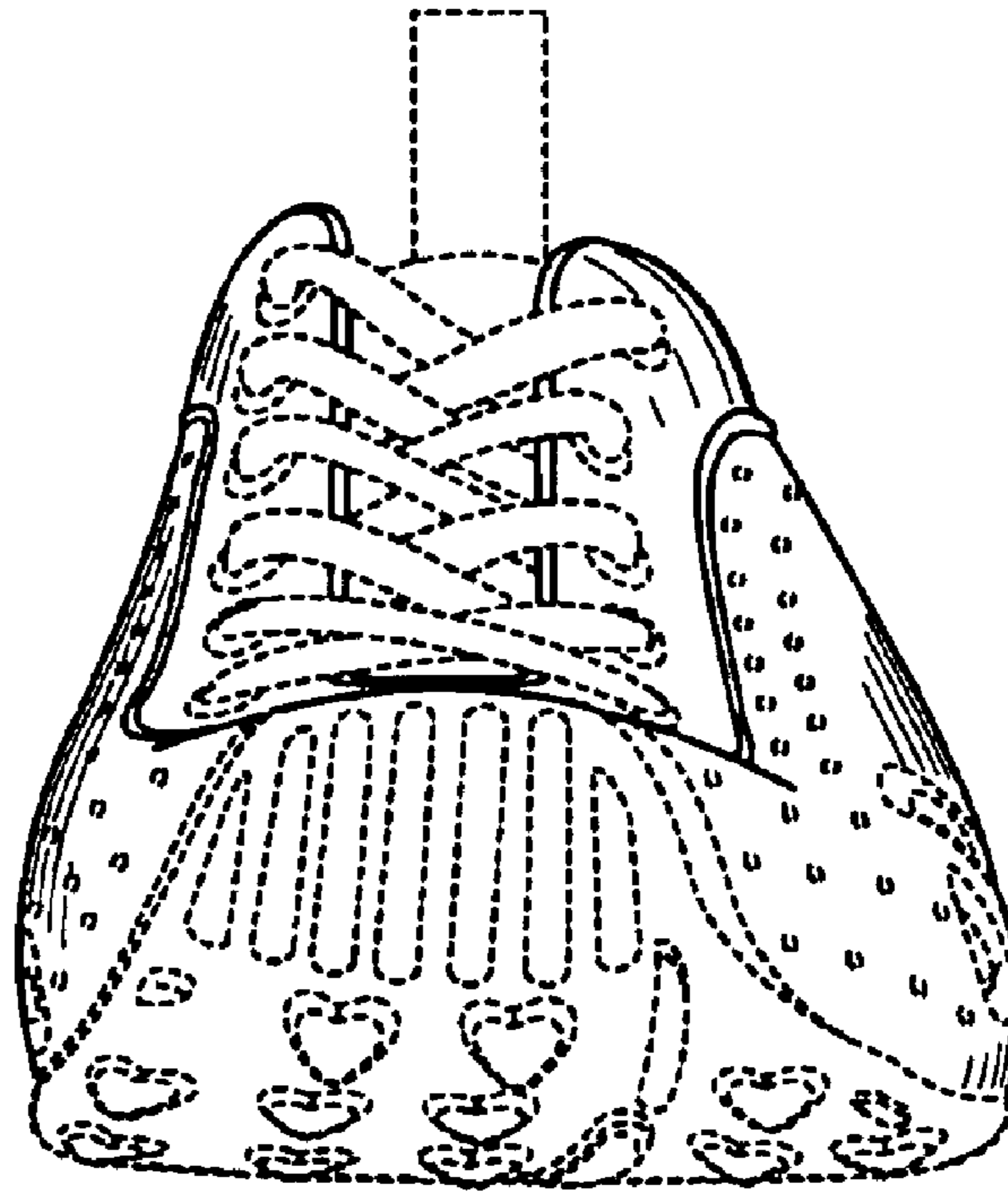


Fig. 5

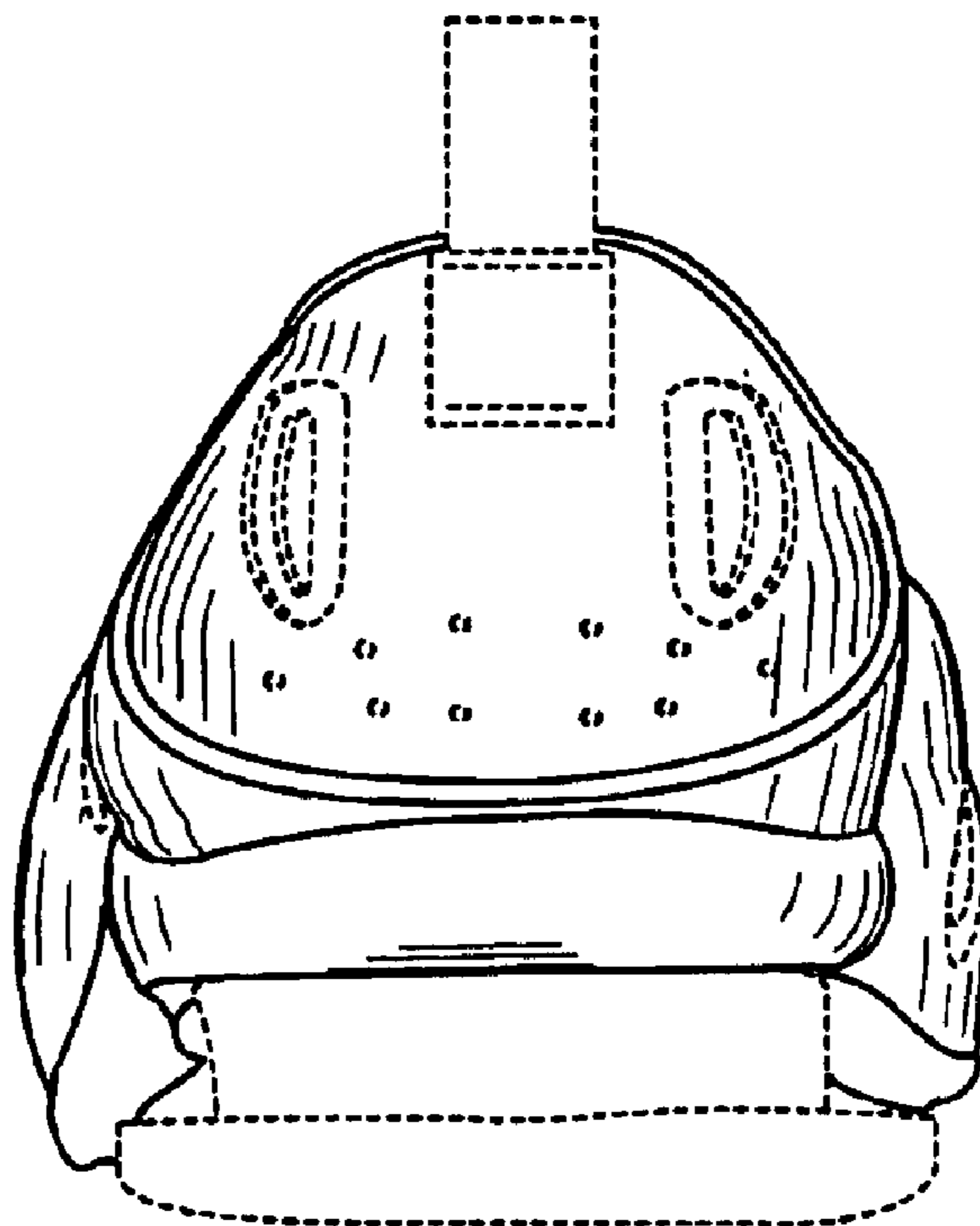
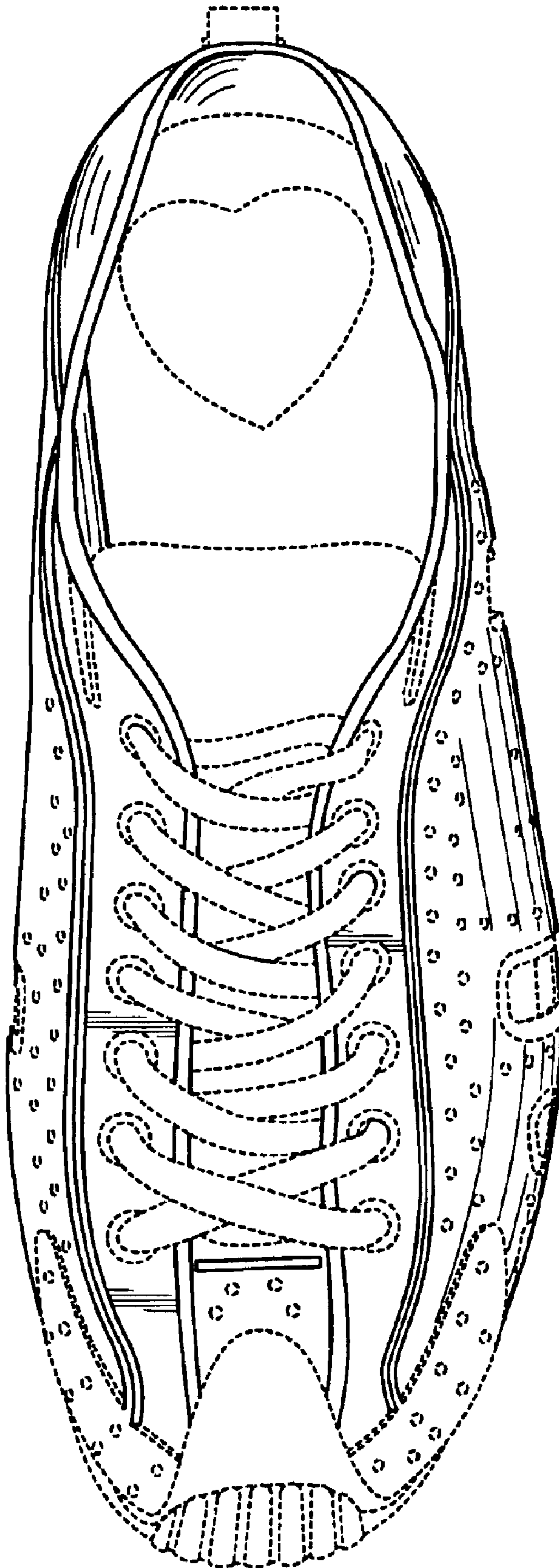


Fig. 6



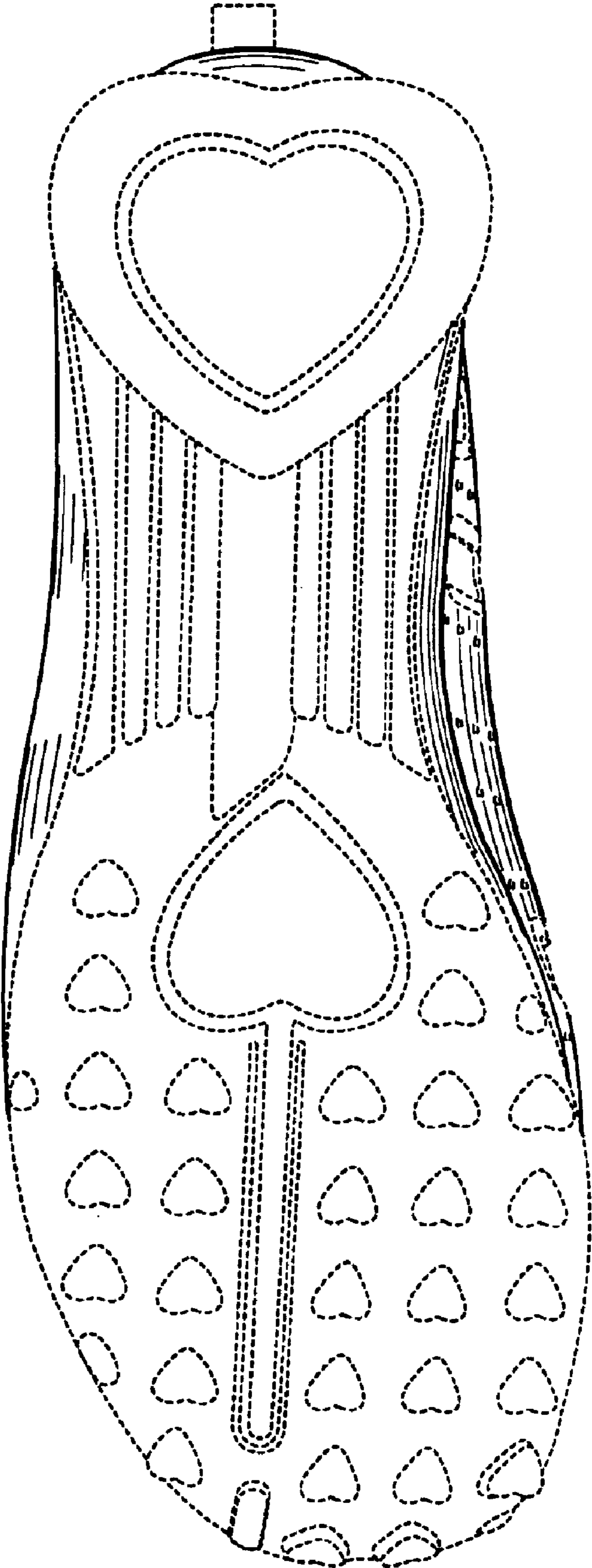


Fig. 1