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

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(54) **SHOE UPPER**

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(73) Assignee: **Nike, Inc.**, Beaverton, OR (US)

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

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(51) **LOC (8) Cl.** **02-99**

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

(58) **Field of Classification Search** D2/902,
D2/906-908, 943, 944, 969, 972-974, 945;
36/45, 77 M, 77 R, 83, 113, 114, 126-131
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D226,882 S	*	5/1973	Powers	.....	D2/907
D228,267 S		9/1973	Powers		
D315,824 S		4/1991	Backus et al.		
D331,829 S		12/1992	Kittle		
D335,207 S	*	5/1993	Lucas	.....	D2/969
D337,872 S		8/1993	Bevier		
D337,873 S		8/1993	Backus		
D342,600 S		12/1993	Hatfield et al.		
D343,046 S		1/1994	Feller et al.		
D343,502 S		1/1994	Cessor		
D347,107 S		5/1994	Adams		
D347,725 S		6/1994	Brown et al.		
D351,721 S	*	10/1994	Kittle	.....	D2/969
D361,886 S		9/1995	Johnson		
D362,334 S		9/1995	Avar		
D381,796 S		8/1997	Kittle et al.		
D400,003 S	*	10/1998	Fogg	.....	D2/972
D413,427 S	*	9/1999	Fellouhe	.....	D2/969
D424,291 S		5/2000	Matis		
D431,714 S		10/2000	Hatfield et al.		
D523,230 S	*	6/2006	Shaffer	.....	D2/972
D529,277 S		10/2006	Roulo		
D533,986 S		12/2006	Belley et al.		
D538,526 S	*	3/2007	Huthmaker	.....	D2/972
D544,690 S		6/2007	Mermet		

D544,694 S	6/2007	Glover
D546,042 S	7/2007	Matis
D546,537 S	7/2007	Petrie
D551,843 S	10/2007	Fullum
D556,979 S	12/2007	Bramani

OTHER PUBLICATIONS

Nike Footwear Catalog, Fall 1988, p. 8 (Air Stab), published Dec. 1987.
 Nike Footwear Catalog, Fall 1989, p. 14 (Longjump '88), published Dec. 1988.
 Nike Footwear Catalog, Spring 1990, p. 76 (Pyramid Plus), published Jun. 1989.
 Nike Footwear Catalog, Fall 1991, p. 72 (Air Mowabb), published Dec. 1990.
 Nike Footwear Catalog, Fall 1991, p. 72 (Air Escape), published Dec. 1990.
 Nike Footwear Catalog, Fall 1993, p. 14 (Zoom Javelin), published Dec. 1992.
 Nike Footwear Catalog, Holiday 1993, p. 12 (Air Check), published Mar. 1993.
 Nike Footwear Catalog, Fall 1993, p. 34 (Air Pace Trainer), published Jun. 1992.

(Continued)

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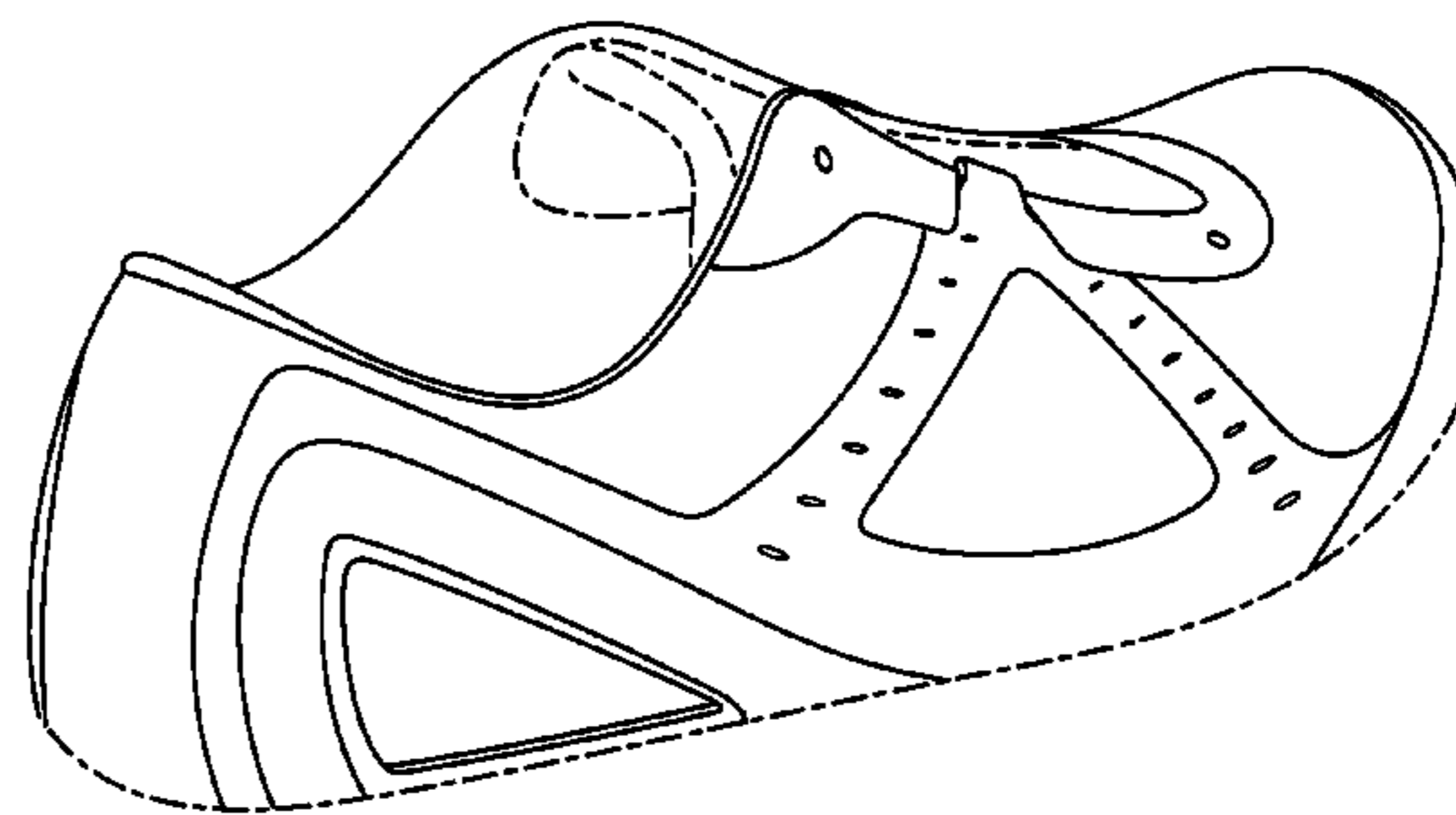
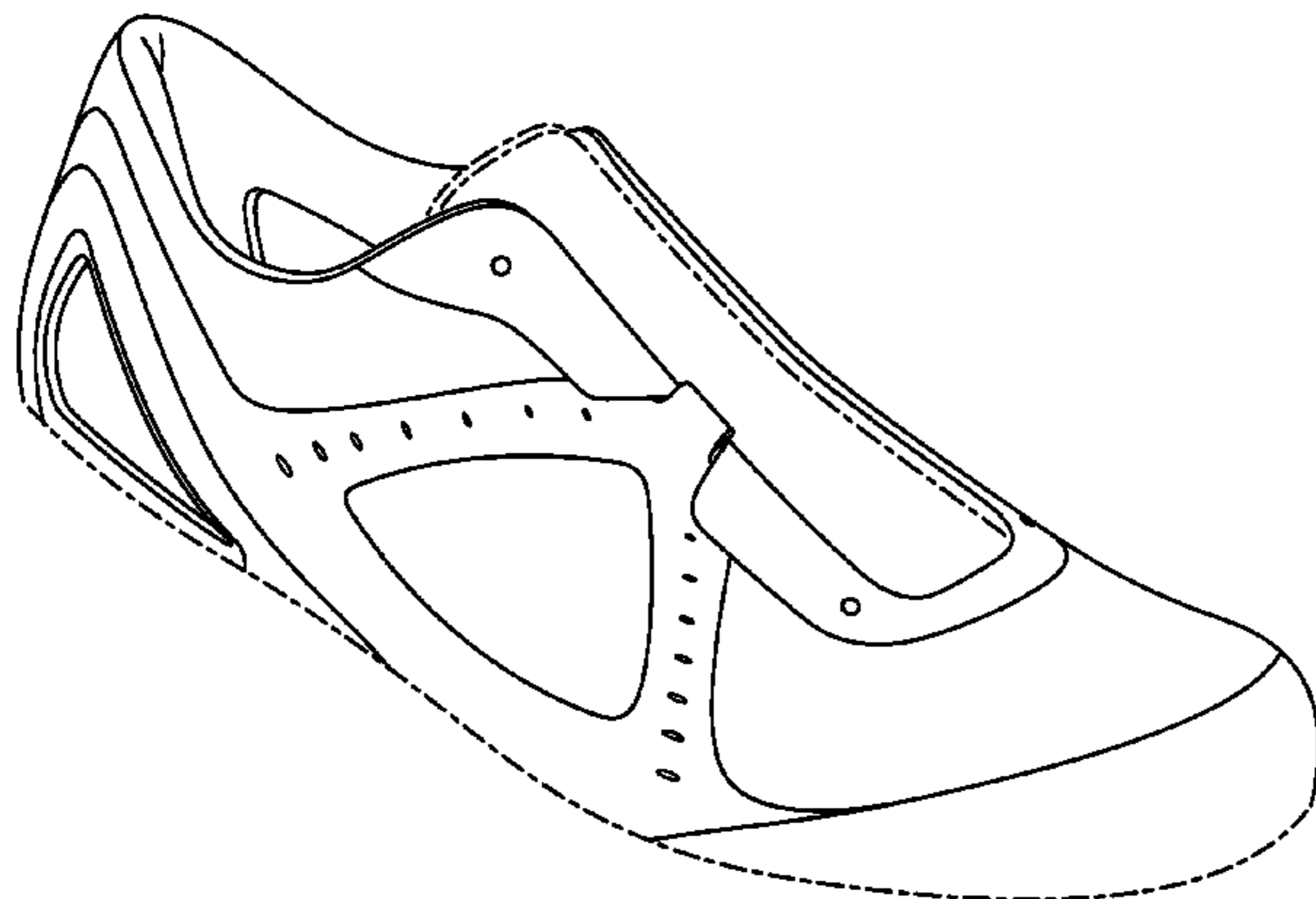
(57) **CLAIM**

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

DESCRIPTION

FIG. 1 is a front perspective view of a shoe upper showing my new design;
 FIG. 2 is a rear perspective view thereof;
 FIG. 3 is a lateral side view thereof;
 FIG. 4 is a medial side view thereof;
 FIG. 5 is a front view thereof;
 FIG. 6 is a rear view thereof; and,
 FIG. 7 is a top view thereof.

1 Claim, 6 Drawing Sheets



OTHER PUBLICATIONS

Nike Footwear Catalog, Spring 1994, p. 100 (Air Diggs Pro), published Jun. 1993.

Nike Footwear Catalog, Spring 1994, p. 104 (Air Hurache VT), published Jun. 1993.

Nike Footwear Catalog, Spring 1994, p. 112 (Stance), published Jun. 1993.

Nike Footwear Catalog, Holiday 1995, p. 35 (Air Purse RW), published Mar. 1995.

Nike Footwear Catalog, Spring 1996, p. 40 (Air Street Defender), published Jun. 1995.

Nike Footwear Catalog, Late Spring 1996, p. 144 (Air Slant), published Aug. 1995.

Nike Footwear Catalog, Fall 1997, p. 12 (Air Terra Abandon), published Dec. 1996.

Nike Footwear Catalog, Late Spring 1997, p. 125 (Air Talus), published Sep. 1996.

Nike Footwear Catalog, Holiday 1998, p. M22 (Zoom Waffle III), published Feb. 1998.

Nike Footwear Catalog, Holiday 1998, p. M23 (Zoom HJ), published Feb. 1998.

Nike Footwear Catalog, Fall 2002, p. W6 (Air Althea), published Nov. 2001.

Nike Footwear Catalog, Fall 2002, p. W22 (Air Edge Max VI), published Nov. 2001.

Nike Footwear Catalog, Holiday 2002, p. M82 (Speedsweet IV), published Mar. 2002.

Nike Footwear Catalog, Holiday 2004, p. W16 (Air Diffuse), published Mar. 2004.

Nike Footwear Catalog, Holiday 2005, p. 26 (Nike Impx Run II Plus), published Mar. 2005.

Nike Footwear Catalog, Fall 2005, p. 7 (Air Kantara II), published Nov. 2004.

Nike Footwear Catalog, Fall 2005, p. 7 (Air Tailwind), published Nov. 2004.

Nike Footwear Catalog, Late Spring 2005, p. 10 (Air Perseus 2004), published Aug. 2004.

Nike Footwear Catalog, Spring 2005, p. M8 (Air Stasis), published Jun. 2004.

Nike Footwear Catalog, Spring 2007, p. 61 (Air Zoom Court Mo GT), published Jun. 2006.

Nike Footwear Catalog, Spring 2007, p. 134 (WMNS Nike Air Archive II), published Jun. 2006.

Nike Footwear Catalog, Holiday 2007, p. 36 (Dart V Extra), published Feb. 2007.

* cited by examiner

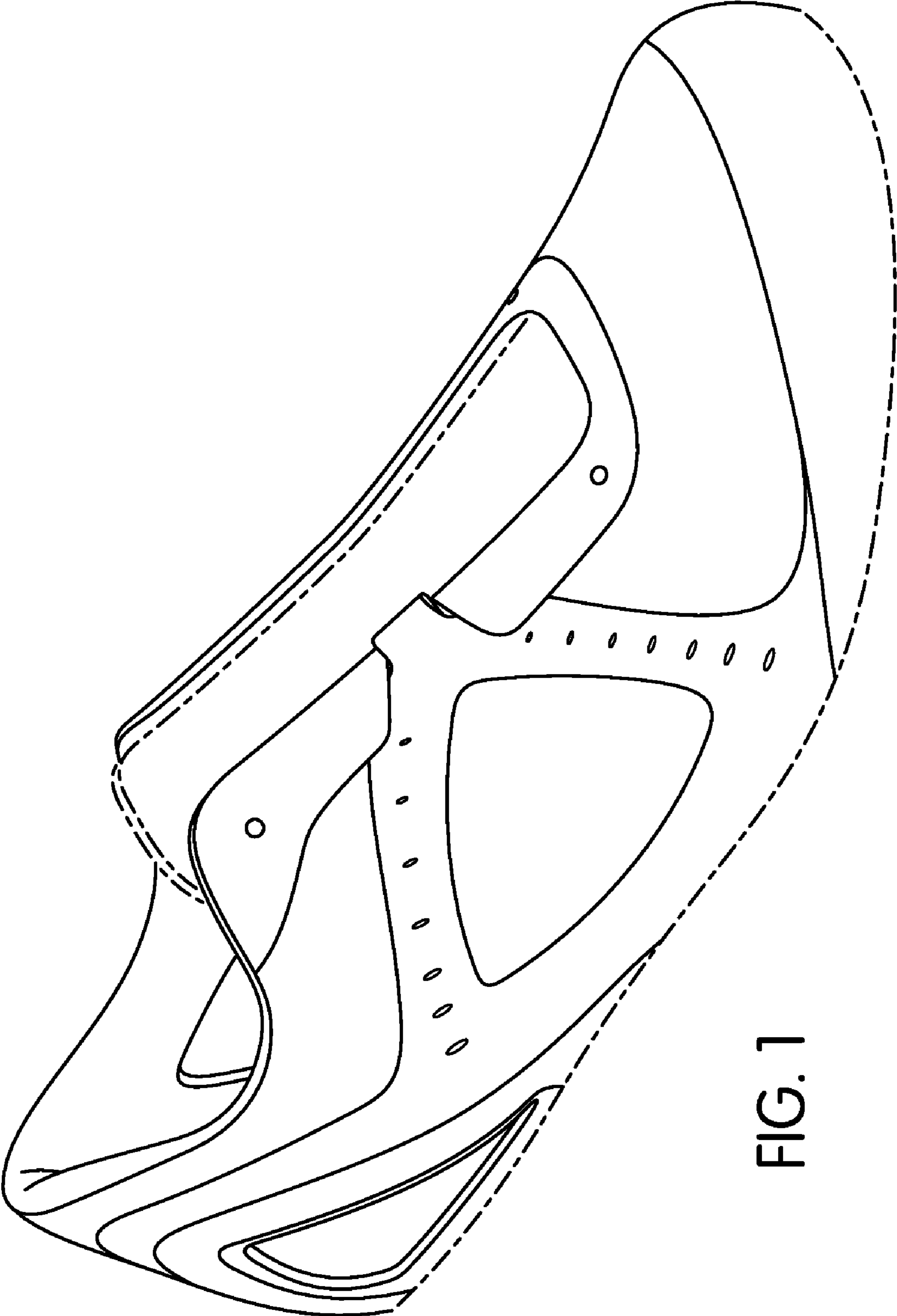


FIG. 1

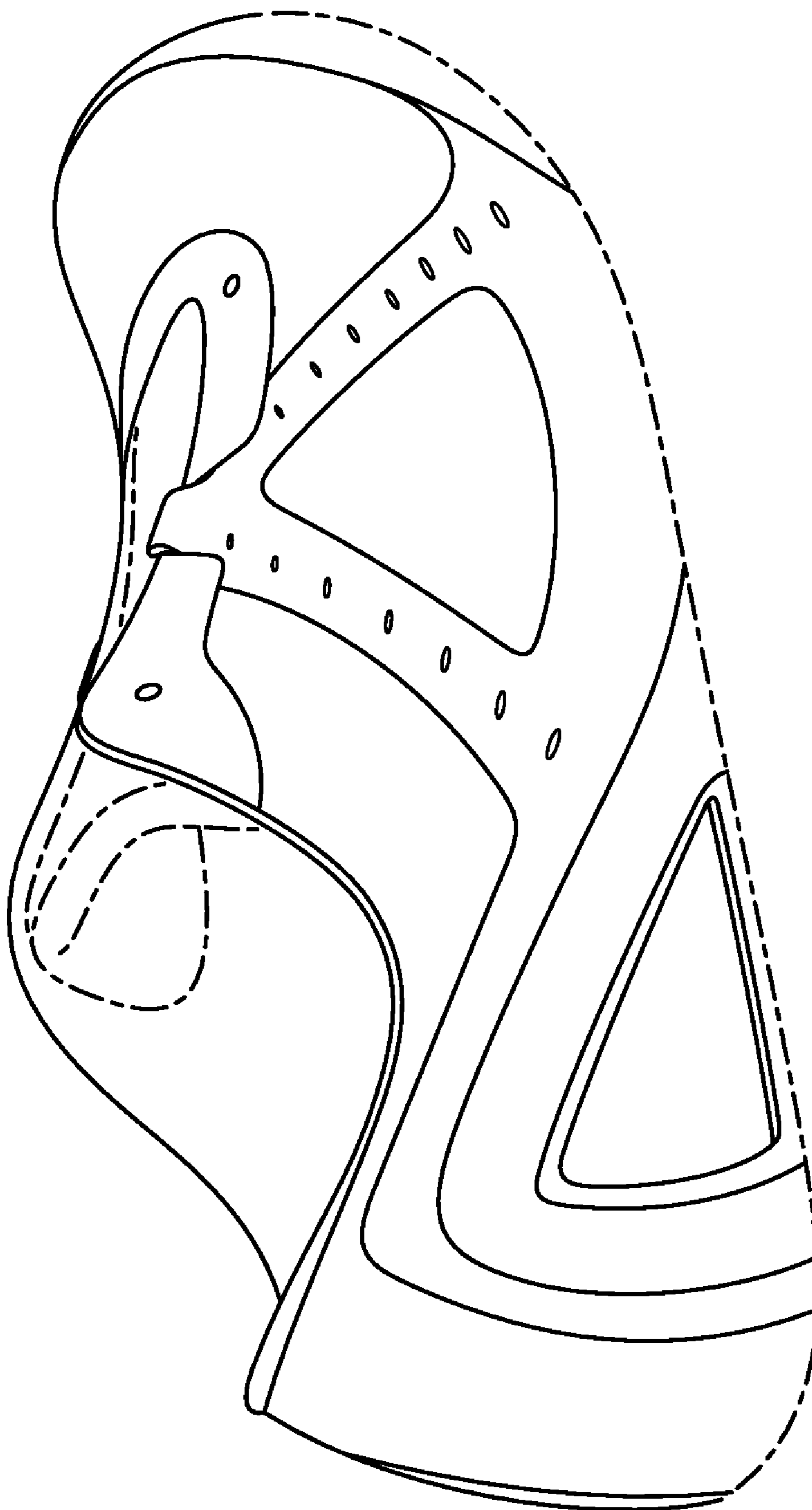


FIG. 2

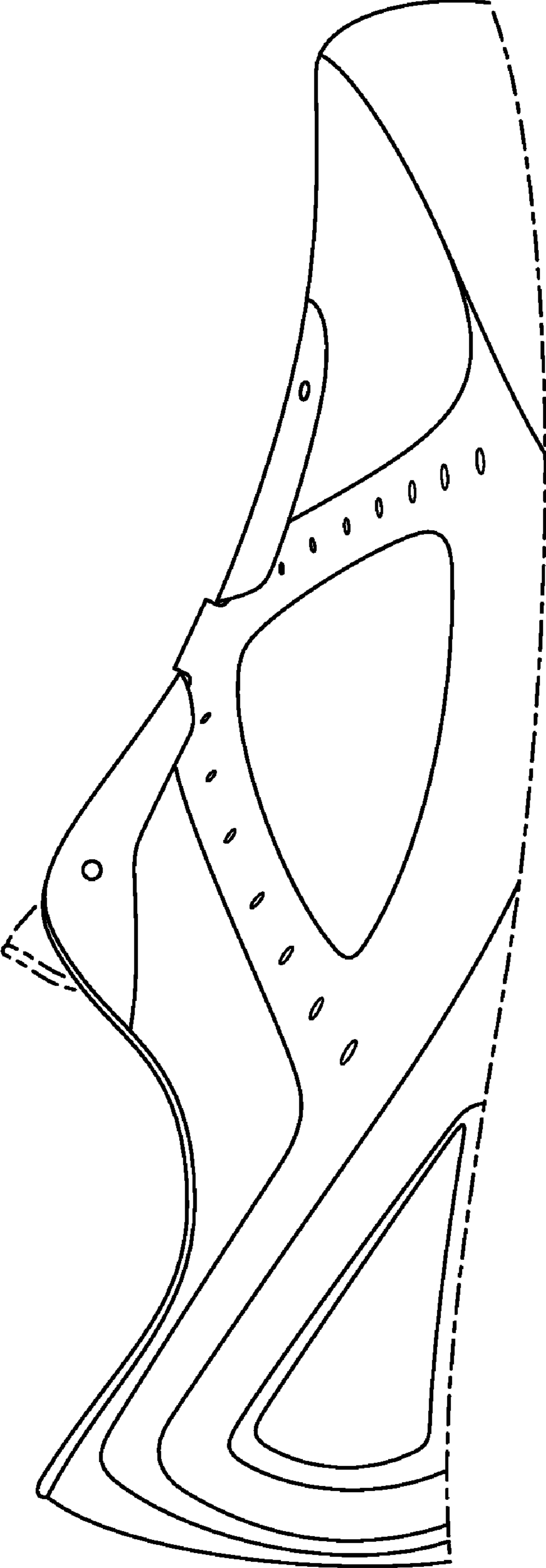


FIG. 3

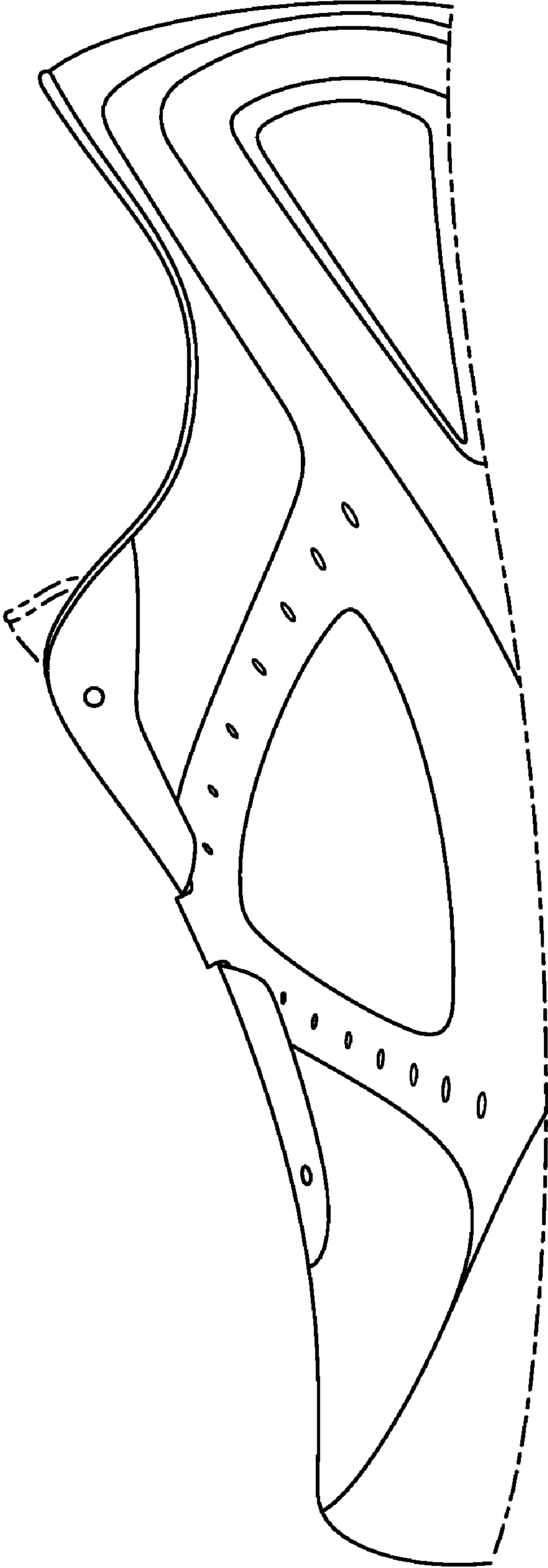


FIG. 4

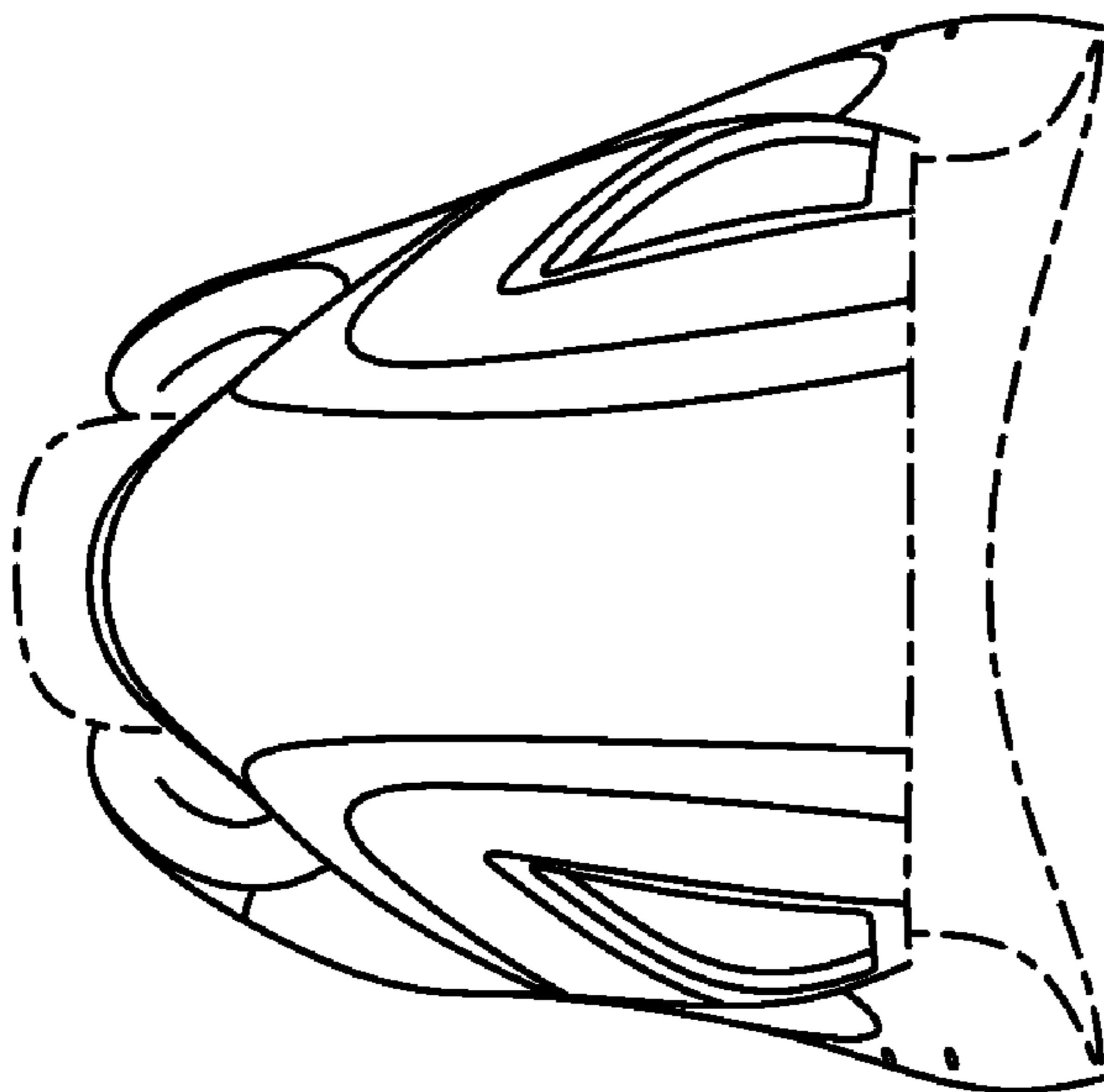


FIG. 6

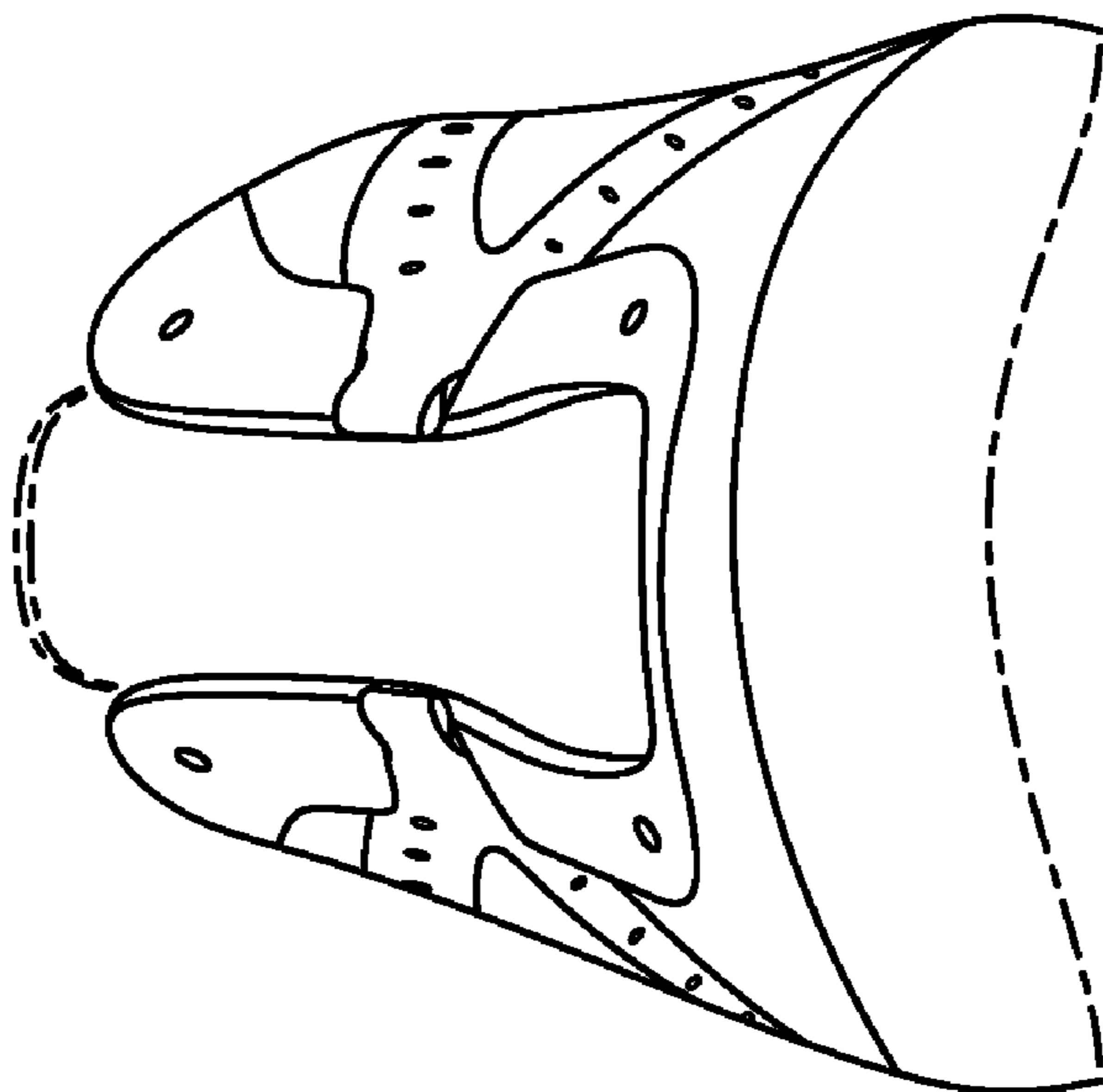


FIG. 5

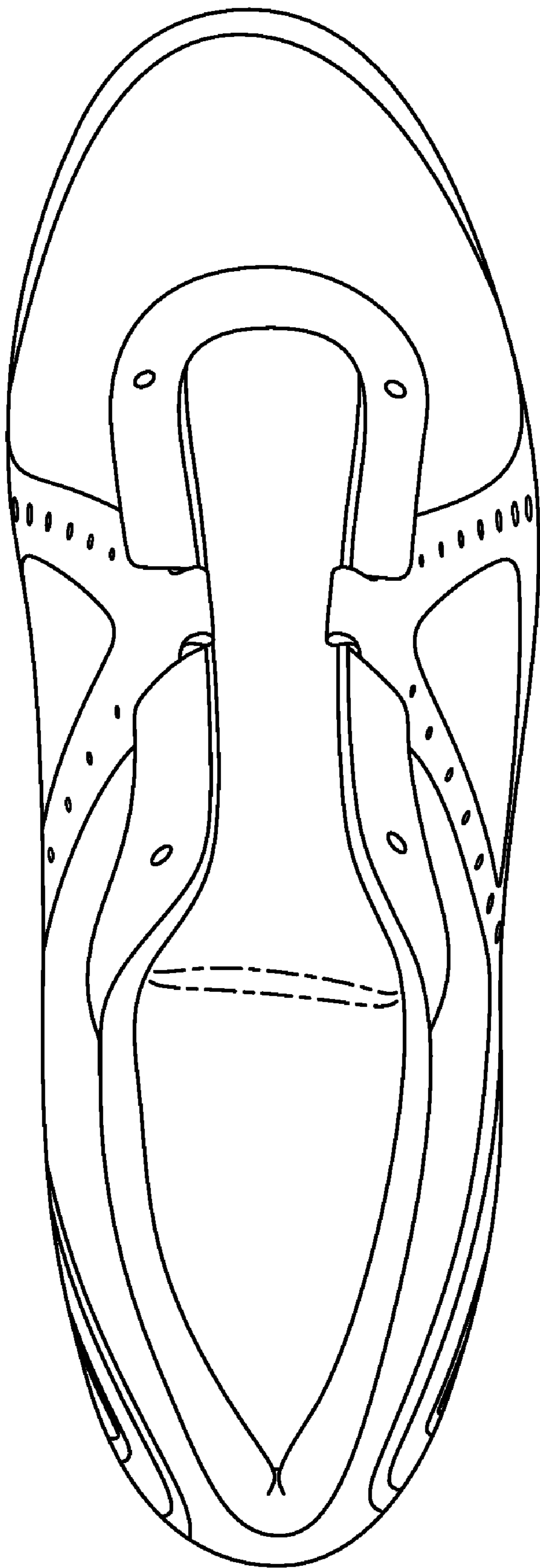


FIG. 7