



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

(10) **Patent No.:** **US D587,000 S**
(45) **Date of Patent:** **** Feb. 24, 2009**

(54) **SHOE UPPER**

(75) Inventor: **Eric P. Avar**, Lake Oswego, OR (US)

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

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

(21) Appl. No.: **29/324,400**

(22) Filed: **Sep. 11, 2008**

(51) **LOC (9) Cl.** **02-99**

(52) **U.S. Cl.** **D2/972**

(58) **Field of Classification Search** D2/896,
D2/902, 906–908, 943, 944, 969, 972–974;
36/45, 50.1, 77 M, 77 R, 83, 88, 113, 114,
36/126–131
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D198,157 S * 5/1964 Doss D2/906
D265,016 S 6/1982 Haddox
D290,181 S * 6/1987 Autry D2/907
D333,550 S * 3/1993 Marziali et al. D2/969
D367,754 S 3/1996 James
D388,364 S 12/1997 Vestudi
D393,939 S 5/1998 Greene
D411,760 S * 7/1999 Marvin et al. D2/969
D412,241 S * 7/1999 Hatfield et al. D2/972
D412,242 S * 7/1999 Hatfield et al. D2/972
D420,501 S * 2/2000 Hlavacs D2/972
D424,798 S 5/2000 McDowell
D425,694 S 5/2000 Fogg
D438,697 S 3/2001 Matis et al.
D448,548 S 10/2001 Simpson
D457,296 S 5/2002 Burt
D458,015 S 6/2002 Dolan et al.
D460,251 S 7/2002 Dolan
D460,605 S 7/2002 Whittington
D490,231 S 5/2004 Estey
D501,982 S * 2/2005 Belley et al. D2/969
D503,527 S * 4/2005 McDowell D2/972
D504,562 S 5/2005 Kuerbis
D514,299 S * 2/2006 Ardissono et al. D2/969

D522,737 S 6/2006 Jonsson
D525,420 S 7/2006 Cass
D528,279 S 9/2006 Smith, III
D528,285 S 9/2006 Hlavacs
D528,286 S 9/2006 Schambra et al.
D528,764 S 9/2006 Clancy
D529,705 S * 10/2006 Lupo D2/972
D532,964 S 12/2006 Kuerbis
D534,343 S 1/2007 Rasmussen
D544,198 S 6/2007 Caine
D545,557 S 7/2007 Caine
D549,947 S * 9/2007 Huthmaker D2/972
D550,946 S 9/2007 Lotti
D553,344 S * 10/2007 McGrath D2/972
D572,454 S * 7/2008 Dirsra D2/969
D577,892 S * 10/2008 St-Louis et al. D2/969
D577,894 S * 10/2008 St.-Louis et al. D2/969

OTHER PUBLICATIONS

Nike Footwear Catalog Late Spring 2001; p. M125, published Sep. 2000.

Nike Footwear Catalog Spring 2004; p. M54, published Jun. 2003.

Nike Footwear Catalog Holiday 2008; p. M4, published Feb. 2008.

Nike Footwear Catalog Holiday 2008; p. M7, published Feb. 2008.

* cited by examiner

Primary Examiner—Dominic Simone

(74) *Attorney, Agent, or Firm*—Banner & Witcoff, Ltd.

(57) **CLAIM**

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

DESCRIPTION

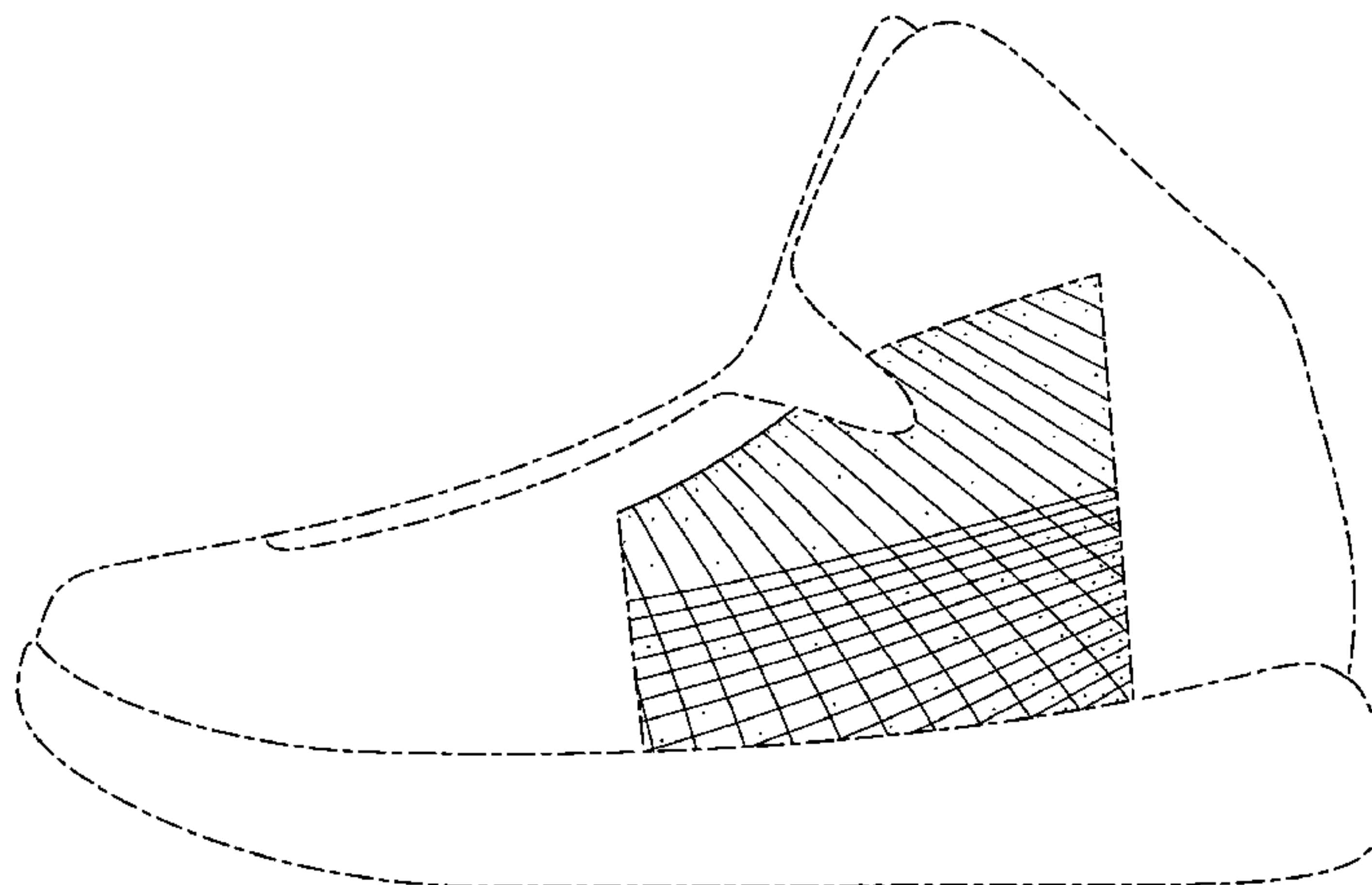
FIG. 1 is a front perspective view of a shoe upper showing my new design;

FIG. 2 is a rear perspective view thereof; and,

FIG. 3 is a side view thereof.

The broken line showing that is immediately adjacent to the shaded area represents an unclaimed boundary of the design. The broken line showing of the remainder of the shoe is for environmental purposes only and forms no part of the claimed design.

1 Claim, 3 Drawing Sheets



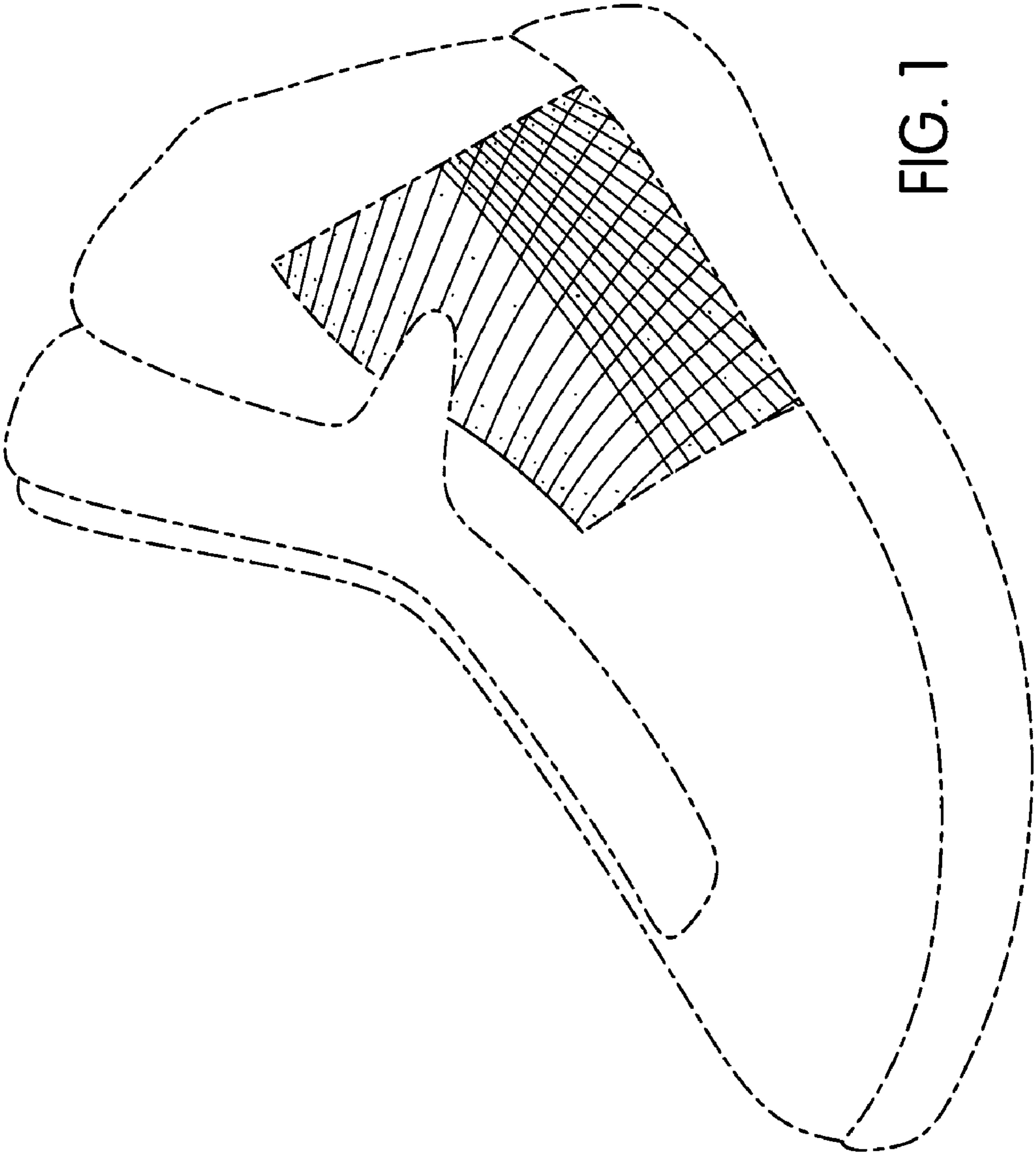


FIG. 1

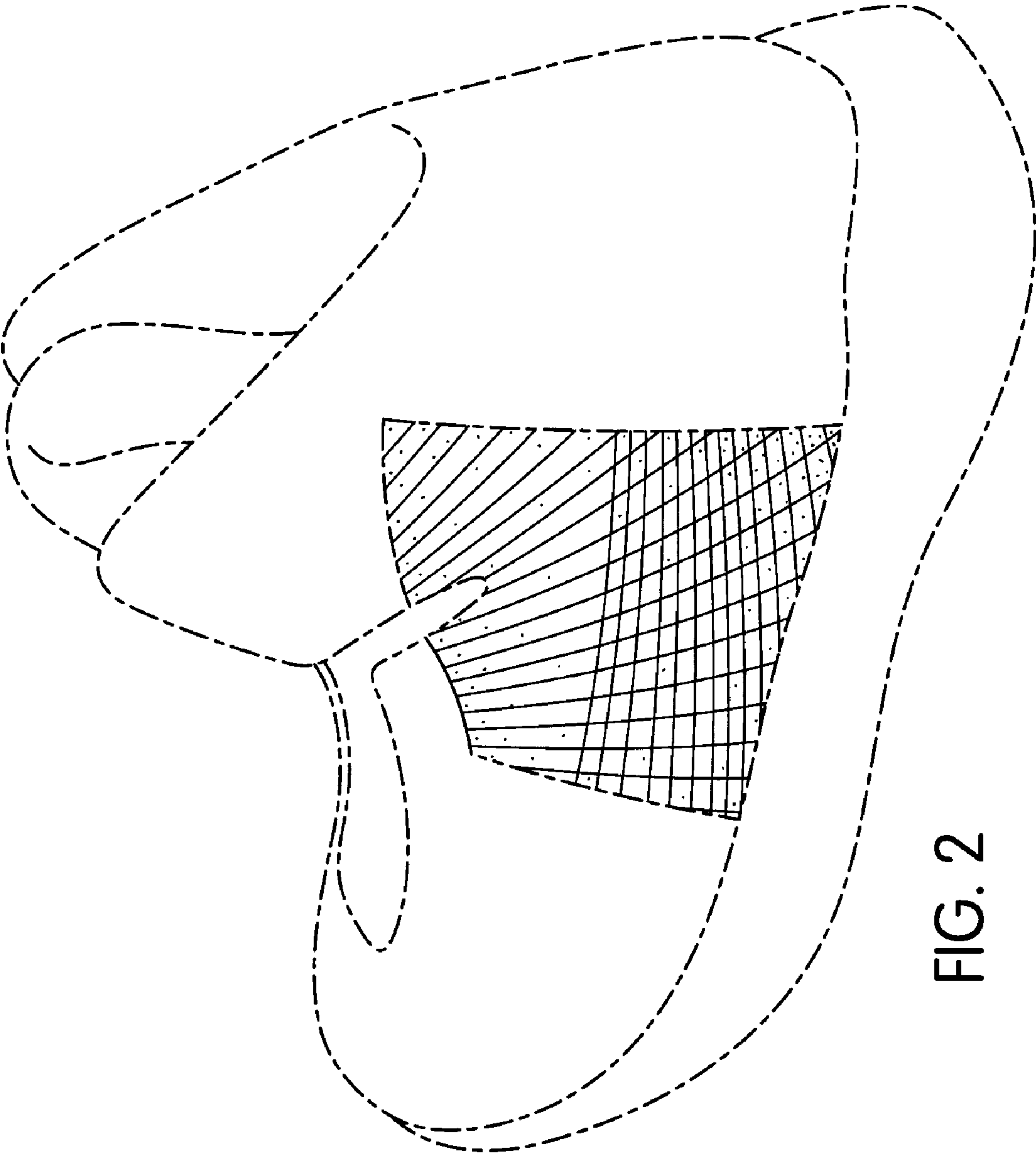


FIG. 2

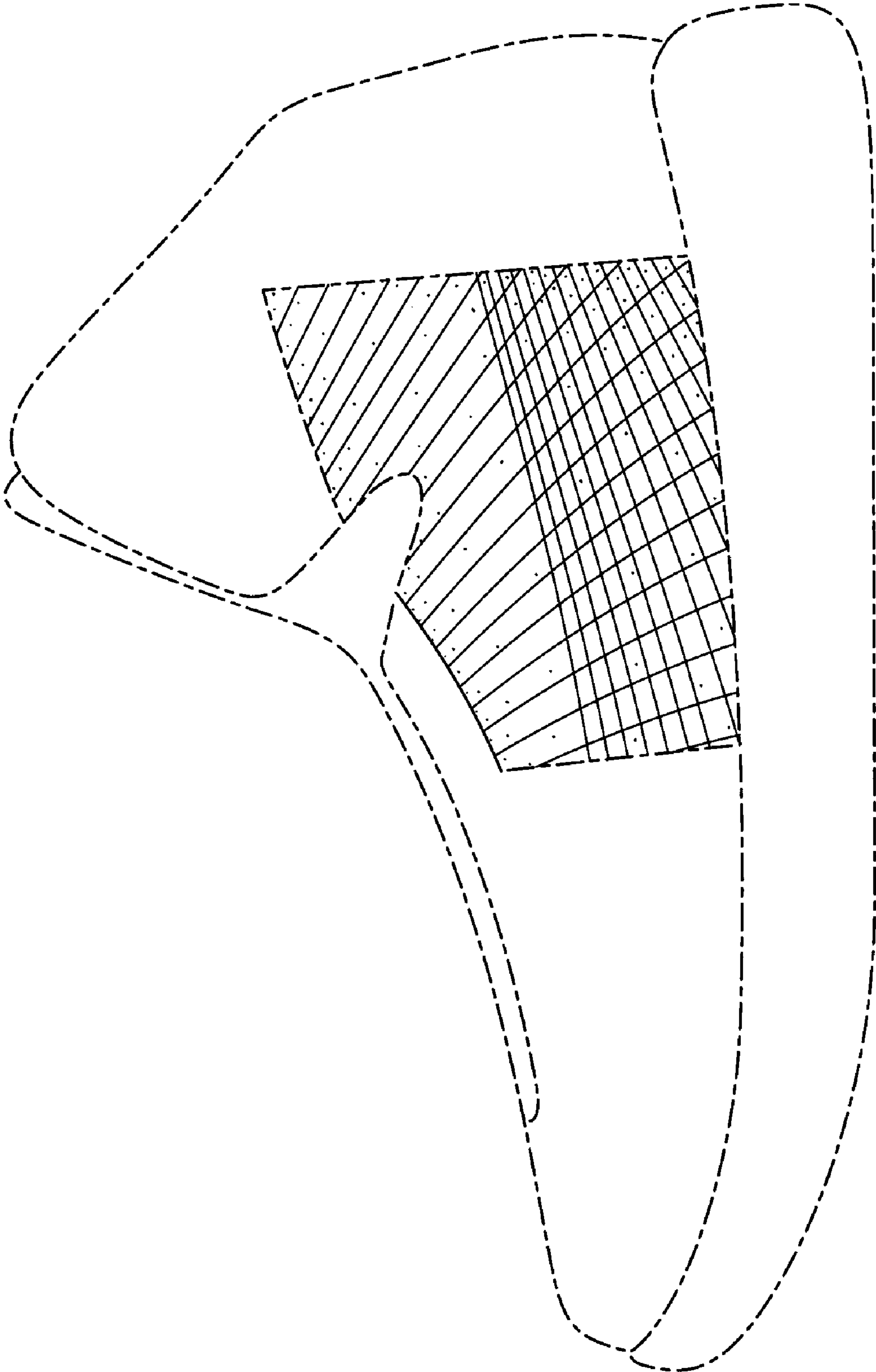


FIG. 3