



US00D587891S

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

(10) **Patent No.:** **US D587,891 S**
(45) **Date of Patent:** **** Mar. 10, 2009**

(54) **SHOE UPPER**

(75) Inventor: **Tetsuya T. Minami**, Portland, OR (US)

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

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

(21) Appl. No.: **29/326,160**

(22) Filed: **Oct. 13, 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

D111,678 S	10/1938	Hurwit	
D114,457 S	4/1939	Ochs	
D322,710 S	12/1991	Allen	
D344,396 S	2/1994	Hoeft et al.	
D349,394 S	8/1994	Hatfield	
D349,395 S	8/1994	Kelchak	
D367,754 S	3/1996	James	
D381,495 S	7/1997	Avar	
D385,096 S	10/1997	Hoeft	
D385,411 S	10/1997	Cooper et al.	
D386,896 S	12/1997	Fogg	
D393,939 S	5/1998	Greene	
D394,144 S *	5/1998	Parmar	D2/969
D396,946 S	8/1998	Loverin	
D397,855 S	9/1998	Clarke	
D398,754 S	9/1998	McCourt	
D414,321 S *	9/1999	Blakeslee	D2/972
D418,284 S	1/2000	Hlavacs	
D422,132 S *	4/2000	Fogg	D2/972
D424,798 S	5/2000	McDowell	
D428,246 S	7/2000	McCourt	
D438,697 S *	3/2001	Matis et al.	D2/969
D448,548 S *	10/2001	Simpson	D2/969

D456,985 S *	5/2002	Clegg	D2/972
D457,296 S	5/2002	Burt	
D458,015 S *	6/2002	Dolan et al.	D2/972
D460,251 S	7/2002	Dolan	
D490,231 S	5/2004	Estey	
D513,450 S	1/2006	Portzline	
D515,801 S *	2/2006	Smith, III	D2/972
D522,735 S	6/2006	Mermet	
D525,420 S	7/2006	Cass	
D534,343 S	1/2007	Rasmussen	
D544,693 S *	6/2007	Caine	D2/972
D546,549 S	7/2007	Gajowskyj	
D568,599 S	5/2008	Avar	
D574,136 S	8/2008	Avar	
D575,048 S *	8/2008	Santos	D2/969
D575,481 S *	8/2008	Santos	D2/902

OTHER PUBLICATIONS

Nike Footwear Catalog Fall 1987; p. M100, published Jan. 1987.
Nike Footwear Catalog Fall 1987; p. M104, published Jan. 1987.
Nike Footwear Catalog Fall 1989; p. M54, published Dec. 1988.
Nike Footwear Catalog Fall 1990; p. M56, published Dec. 1989.

(Continued)

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

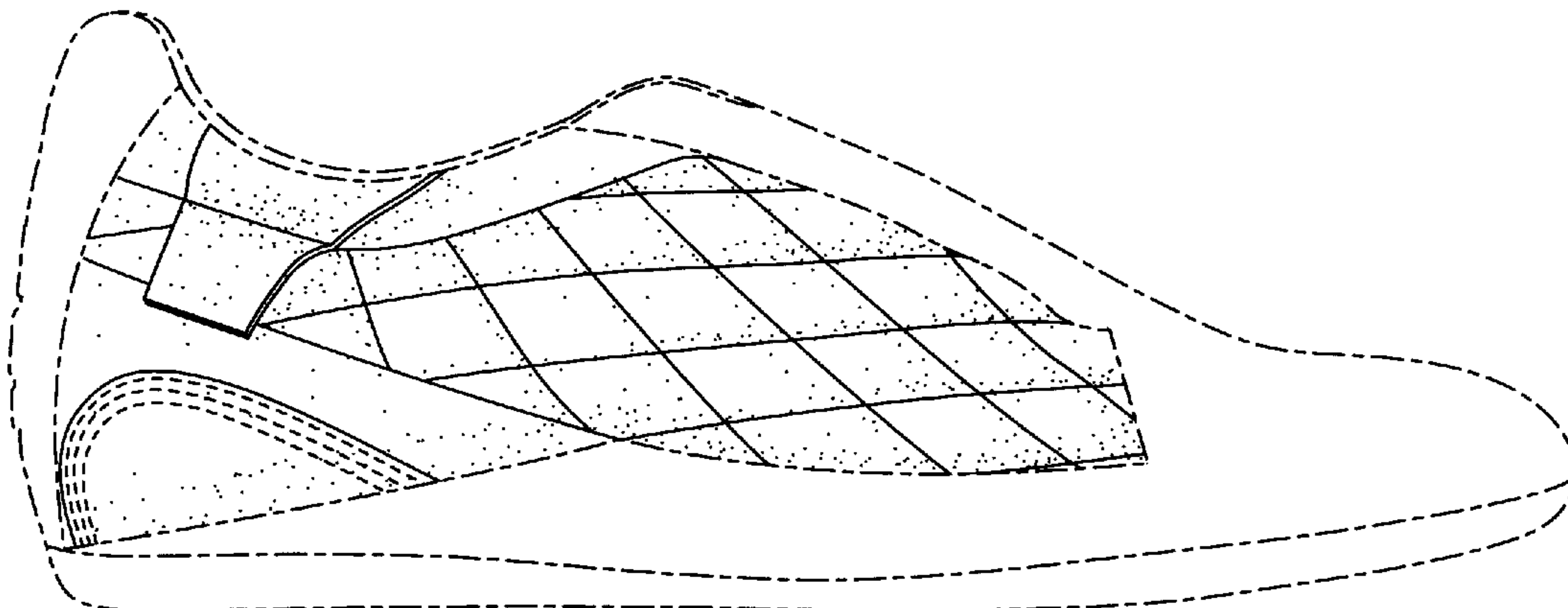
FIG. 1 is a front perspective view of a shoe upper showing my new design;

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

FIG. 3 is a side view thereof.

The uneven length broken line showing that is immediately adjacent to the shaded area represents an unclaimed boundary of the design. The uneven length 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



OTHER PUBLICATIONS

Nike Footwear Catalog Fall 1990; p. M30, published Dec. 1989.
Nike Footwear Catalog Fall 1992; p. M36, published Dec. 1991.
Nike Footwear Catalog Fall 1993; p. M32, published Dec. 1992.
Nike Footwear Catalog Spring 1994; p. M68, published Jun. 1993.
Nike Footwear Catalog Spring 1994; p. M70, published Jun. 1993.
Nike Footwear Catalog Spring 1995; p. M47, published Jun. 1994.
Nike Footwear Catalog Fall 1995; p. M28, published Nov. 1994.
Nike Footwear Catalog Fall 1995; p. M34, published Nov. 1994.
Nike Footwear Catalog Holiday 1995; p. M20, published Mar. 1995.
Nike Footwear Catalog Holiday 1996; p. M44, published Mar. 1996.
Nike Footwear Catalog Holiday 1996; p. M141, published Mar. 1996.
Nike Footwear Catalog Spring 1996; p. M15, published Jun. 1995.
Nike Footwear Catalog Spring 1996; p. M41, published Jun. 1995.
Nike Footwear Catalog Late Spring 1996; p. M49, published Aug. 1995.
Nike Footwear Catalog Spring 1997; p. M41, published Jun. 1996.
Nike Footwear Catalog Late Spring 1997; p. M8, published Sep. 1996.
Nike Footwear Catalog Late Spring 1997; p. M12, published Sep. 1996.
Nike Footwear Catalog Late Spring 1997; p. M202, published Sep. 1996.

Nike Footwear Catalog Late Spring 1997; p. M204, published Sep. 1996.
Nike Footwear Catalog Fall 1997; p. M19, published Dec. 1996.
Nike Footwear Catalog Spring 1998; p. M80, published Jun. 1997.
Nike Footwear Catalog Late Spring 1998; p. M60, published Sep. 1997.
Nike Footwear Catalog Late Fall 1998; p. M96, published Mar. 1998.
Nike Footwear Catalog Holiday 1998; p. M92, published Feb. 1998.
Nike Footwear Catalog Spring 1999; p. W37, published Jun. 1998.
Nike Footwear Catalog Fall 1999; p. M44, published Nov. 1998.
Nike Footwear Catalog Spring 2000 #1; p. M80, published Jul. 1999.
Nike Footwear Catalog Spring 2002; p. M28, published Jun. 2001.
Nike Footwear Catalog Spring 2002; p. M29, published Jun. 2001.
Nike Footwear Catalog Fall 2003; p. M95, published Nov. 2002.
Nike Footwear Catalog Fall 2003; p. W46, published Nov. 2002.
Nike Footwear Catalog Fall 2003; p. W55, published Nov. 2002.
Nike Footwear Catalog Holiday 2003; p. M20, published Mar. 2003.
Nike Footwear Catalog Spring 2004; p. M54, published Jun. 2003.
Nike Footwear Catalog Late Spring 2004; p. M33, published Sep. 2003.
Nike Footwear Catalog Spring 2005; p. M52, published Jun. 2004.
Nike Footwear Catalog Holiday 2005; p. M65, published Mar. 2005.
Nike Footwear Catalog Summer 2007; p. M21, published Sep. 2006.
Nike Footwear Catalog Holiday 2008; p. M83, published Feb. 2008.
Nike Footwear Catalog Holiday 2008; p. M84, published Feb. 2008.

* cited by examiner

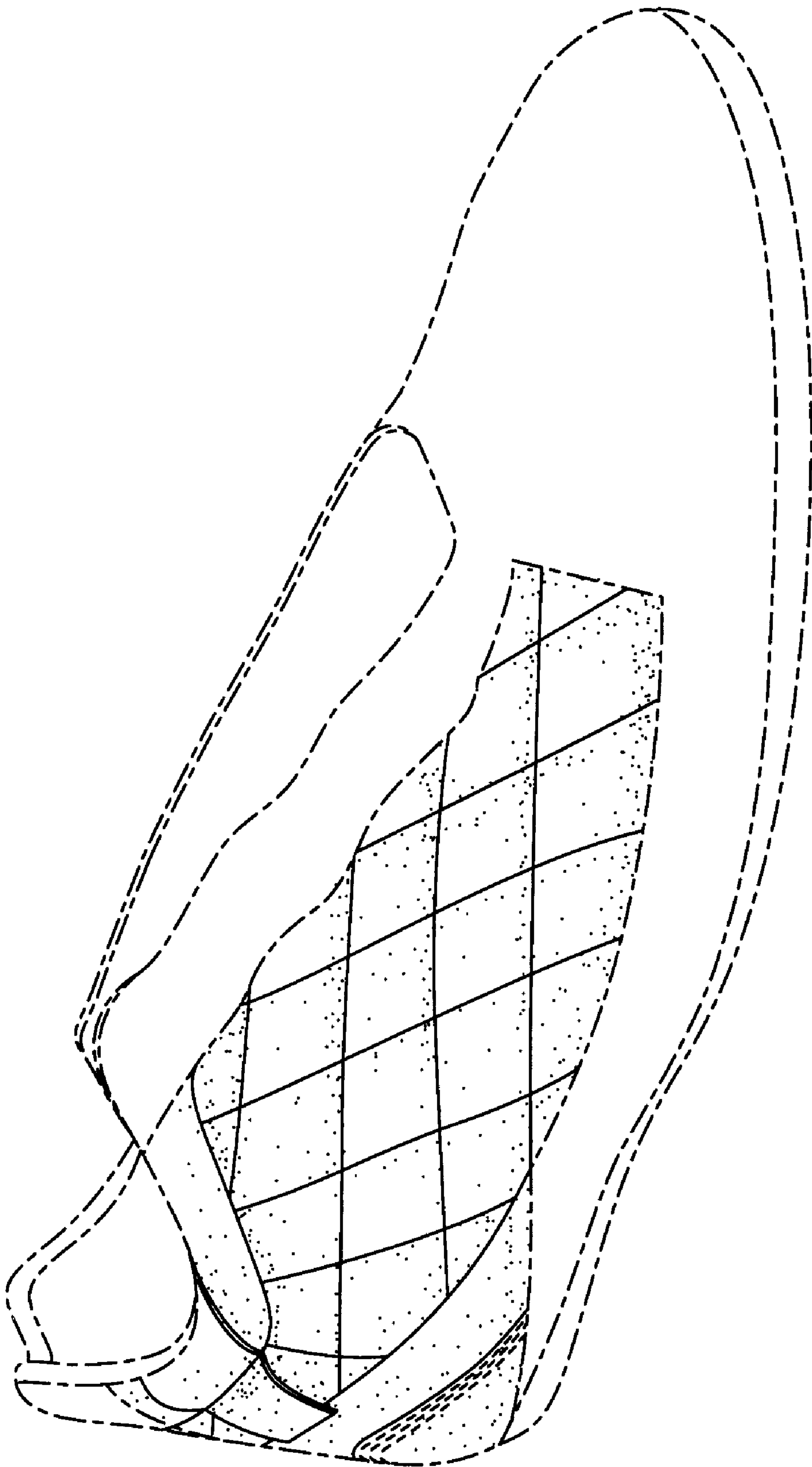


FIG. 1

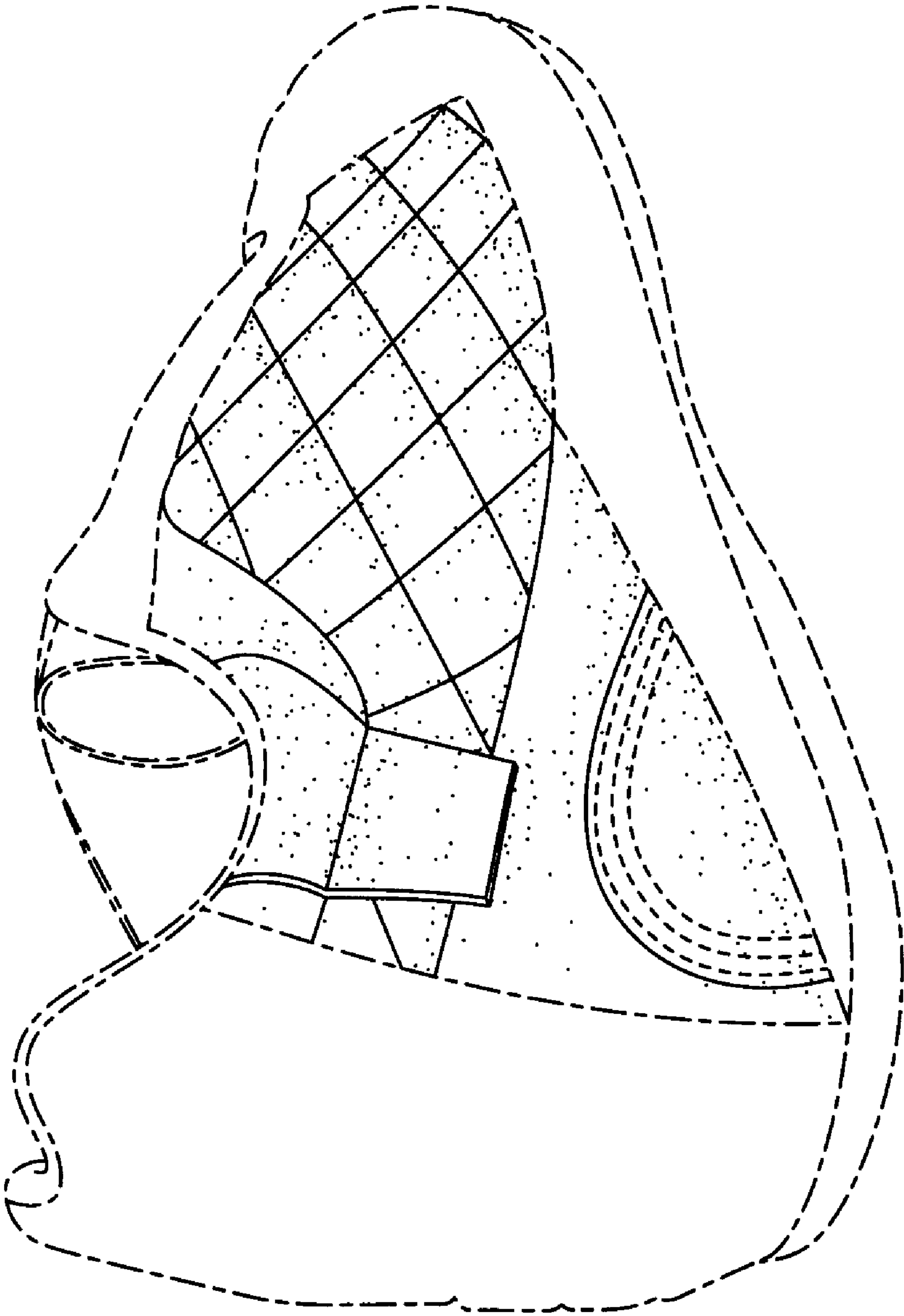


FIG. 2

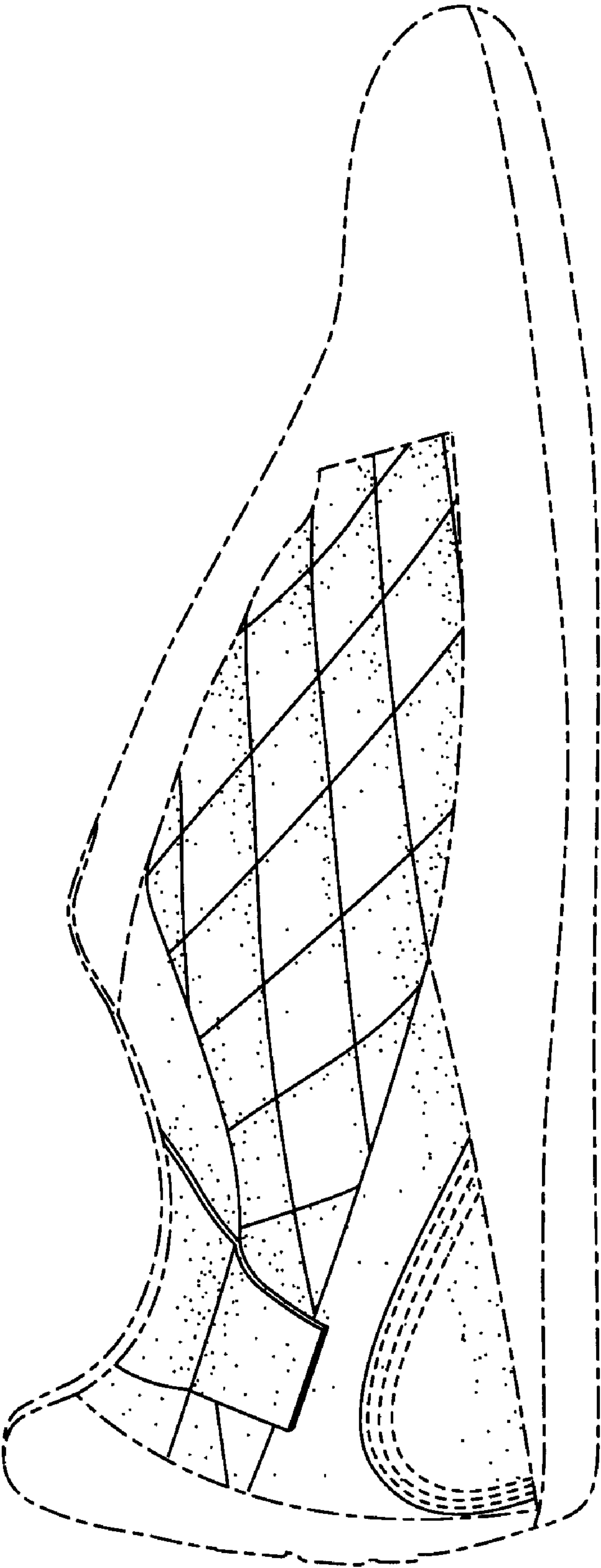


FIG. 3