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

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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 (9) Cl.** **02-99**
(52) **U.S. Cl.** **D2/972**
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D2/902, 906-908, 943, 944, 969, 972-974;
36/45-49, 50.1, 77 M, 77 R, 83, 88, 113,
36/114, 126-131

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D97,613 S	11/1935	Mackey	
D266,968 S	11/1982	Rallton	
D309,824 S	8/1990	Aveni et al.	
D312,919 S	12/1990	Aveni	
D313,498 S	1/1991	Aveni	
D330,967 S	11/1992	Aveni et al.	
D361,883 S	9/1995	Adams et al.	
D380,077 S	6/1997	Preskar et al.	
D391,068 S	2/1998	Aveni et al.	
D393,361 S	4/1998	Rask	
D397,861 S	9/1998	Teague	
D432,774 S *	10/2000	Avar	D2/972
D440,753 S *	4/2001	Morris	D2/972
D444,938 S *	7/2001	Smith	D2/972
D446,640 S	8/2001	Estey	
D468,089 S *	1/2003	Smith	D2/973
D475,523 S	6/2003	McDowell	
D476,473 S	7/2003	Clegg	
D486,301 S *	2/2004	Koo	D2/973
D495,867 S	9/2004	Avar	
D496,527 S *	9/2004	Roulo	D2/972
D499,246 S	12/2004	Kuerbis	
D504,562 S *	5/2005	Kuerbis	D2/972
D513,449 S *	1/2006	Caron et al.	D2/972

D527,890 S *	9/2006	Shaffer	D2/972
D528,279 S	9/2006	Smith, III	
D529,705 S	10/2006	Lupo	
D582,133 S *	12/2008	Del Biondi	D2/902
D583,545 S *	12/2008	Lee	D2/972
D586,999 S	2/2009	Avar	
D587,000 S	2/2009	Avar	

OTHER PUBLICATIONS

Nike Footwear Catalog Fall 1992; p. 78, published Dec. 1991.
Nike Footwear Catalog Fall 1994; p. 56, published Nov. 1993.
Nike Footwear Catalog Holiday 1994; p. 12, published Mar. 1994.
Nike Footwear Catalog Fall 1995; p. 9, published Nov. 1994.
Nike Footwear Catalog Holiday 1995; p. 92, published Mar. 1995.
Nike Footwear Catalog Fall 1996; p. 24, published Dec. 1995.
Nike Footwear Catalog Fall 1996; p. 152, published Dec. 1995.
Nike Footwear Catalog Holiday 1996; p. 82, published Mar. 1996.
Nike Footwear Catalog Late Spring 1996; p. 26, published Aug. 1995.
Nike Footwear Catalog Spring 1996; p. 24, published Jun. 1995.

(Continued)

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(57) **CLAIM**

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

DESCRIPTION

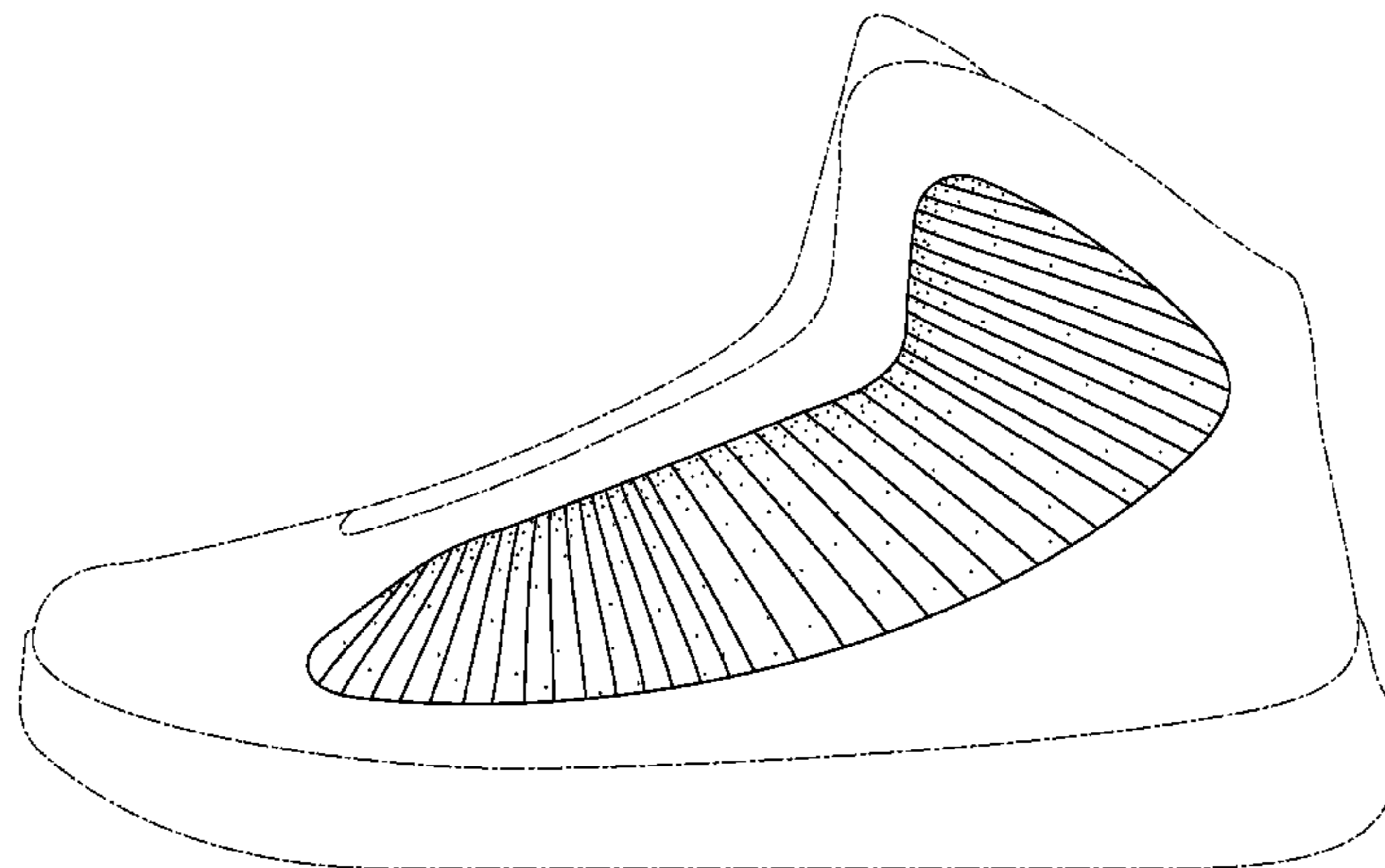
FIG. 1 is a front perspective view of a shoe upper showing my new design;

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

FIG. 3 is a side view thereof.

The broken lines showing the remainder of the shoe are for environmental purposes only and form no part of the claimed design.

1 Claim, 3 Drawing Sheets



OTHER PUBLICATIONS

Nike Footwear Catalog Fall 1997; p. 30, published Dec. 1996.
Nike Footwear Catalog Fall 1997; p. 121, published Dec. 1996.
Nike Footwear Catalog Holiday 1997; p. 119, published Mar. 1997.
Nike Footwear Catalog Holiday 1997; p. 123, published Mar. 1997.
Nike Footwear Catalog Fall 1998; p. M7, published Dec. 1997.
Nike Footwear Catalog Holiday 1998; p. M133, published Feb. 1998.
Nike Footwear Catalog Spring 1999; p. M43, published Jun. 1998.
Nike Footwear Catalog Spring 1999; p. M44, published Jun. 1998.

Nike Footwear Catalog Fall 2002; p. M82, published Nov. 2001.
Nike Footwear Catalog Fall 2002; p. M85, published Nov. 2001.
Nike Footwear Catalog Spring 2004; p. W9, published Jun. 2003.
Nike Footwear Catalog Holiday 2006; p. 133, published Mar. 2006.
Nike Footwear Catalog Spring 2007; p. 128, published Jun. 2006.
Nike Footwear Catalog Spring 2008; p. 122, published May 2007.
Nike Footwear Catalog Holiday 2008; p. 130, published Feb. 2008.
Nike Footwear Catalog Summer 2008; p. 10, published Aug. 2007.

* cited by examiner

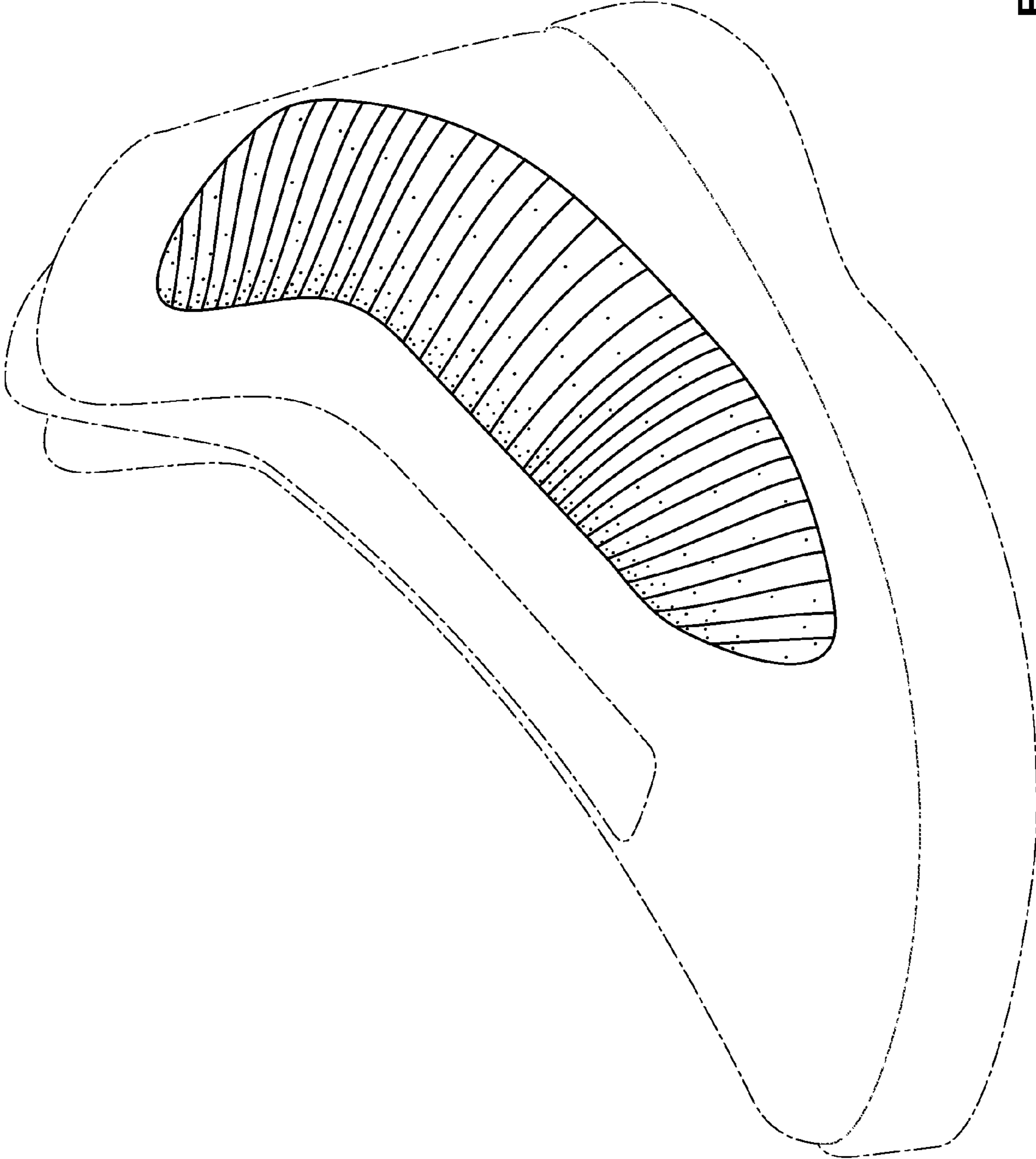
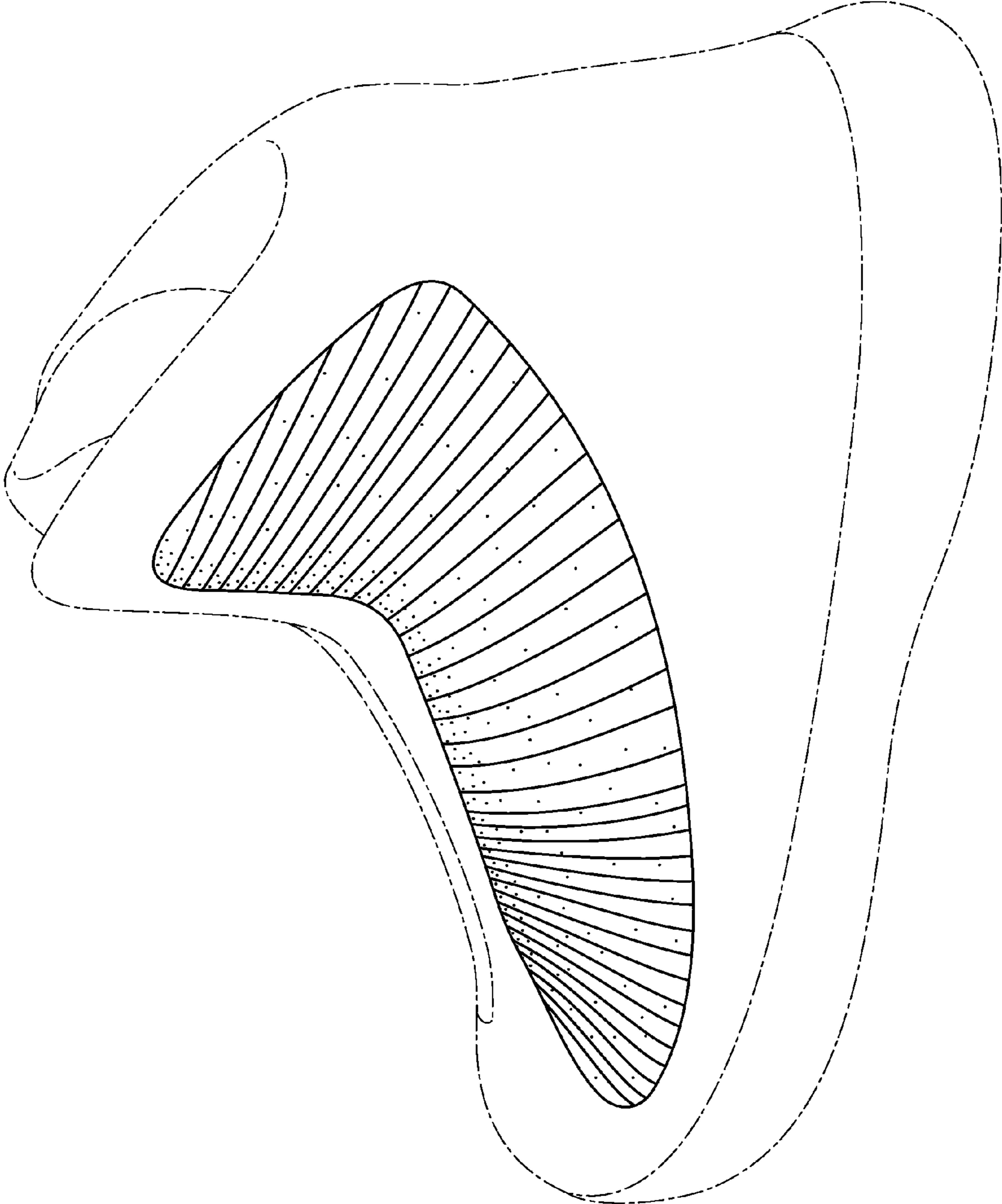


FIG. 1

FIG. 2



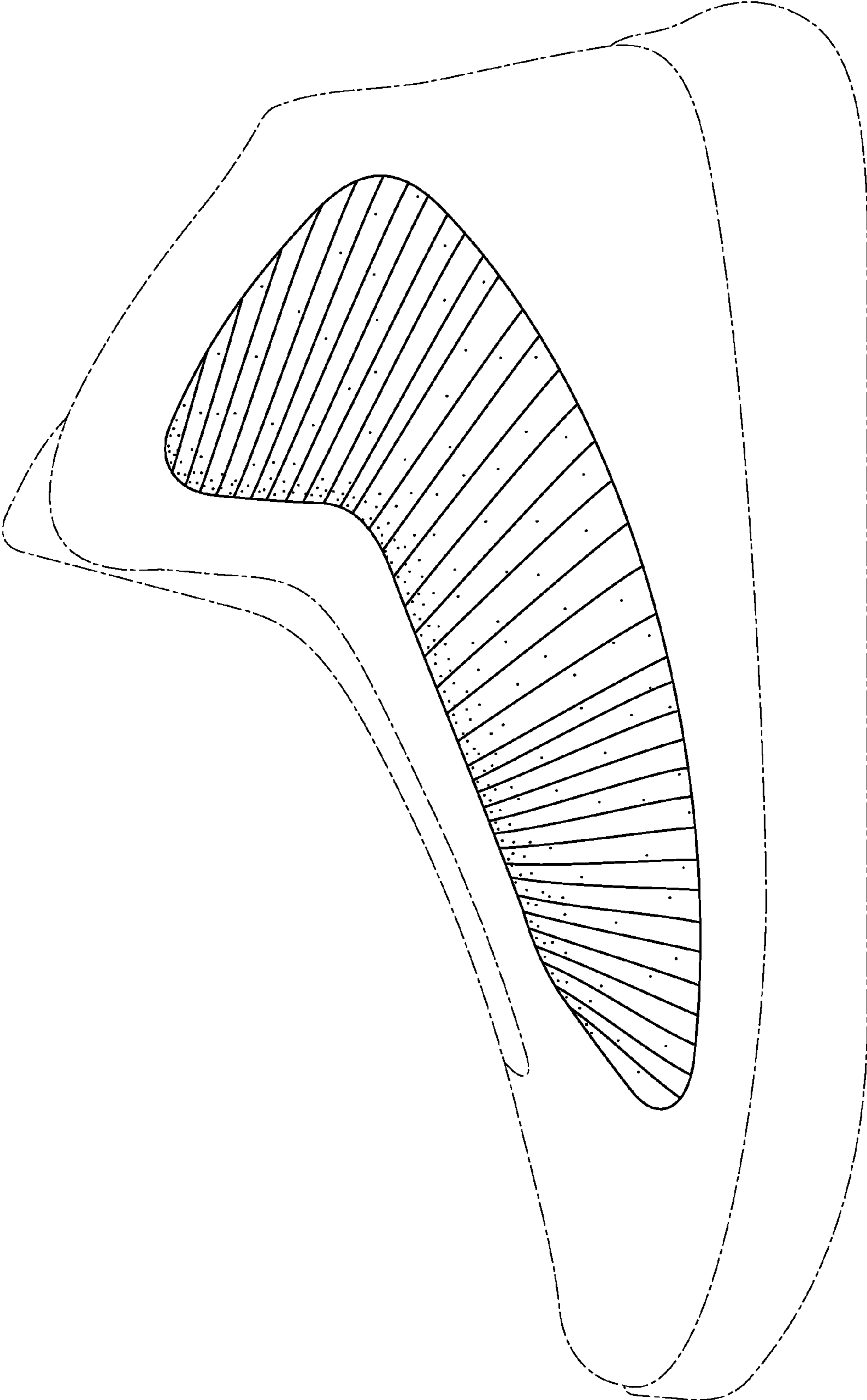


FIG. 3