



US00D595498S

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

(10) **Patent No.:** **US D595,498 S**
(45) **Date of Patent:** **** Jul. 7, 2009**

(54) **SHOE UPPER**

(75) Inventor: **Robert W. Dolan**, Portland, OR (US)

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

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

(21) Appl. No.: **29/335,343**

(22) Filed: **Apr. 14, 2009**

(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;
36/45-49, 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

D54,215 S	11/1919	Johnson	
D92,737 S	7/1934	Miller	
D98,879 S	3/1936	Miller	
D283,364 S	4/1986	Gamm	
D345,253 S	3/1994	Lucas	
D348,977 S	7/1994	Koh	
D349,394 S	8/1994	Hatfield	
D351,941 S	11/1994	Avar	
D369,897 S	5/1996	Worthington	
D381,495 S	7/1997	Avar	
D394,144 S	5/1998	Parmar	
D428,245 S	7/2000	Brown	
D428,246 S *	7/2000	McCourt D2/972
D447,860 S	9/2001	Matis et al.	
D489,168 S	5/2004	Laberge	
D512,213 S	12/2005	Hlavacs	
D513,848 S	1/2006	Teague	
D527,174 S	8/2006	Kayano et al.	
D527,516 S	9/2006	Kayano et al.	
D528,761 S	9/2006	Kayano et al.	
D528,777 S	9/2006	McDowell	
D529,705 S *	10/2006	Lupo D2/972
D537,617 S	3/2007	Hlavacs	
D538,526 S *	3/2007	Huthmaker D2/972

D544,692 S	6/2007	Kuerbis	
D570,589 S *	6/2008	McDowell D2/969
D572,459 S	7/2008	Hatfield et al.	
D573,338 S	7/2008	Stauffer	
D577,892 S *	10/2008	St-Louis et al. D2/969
D577,894 S *	10/2008	St-Louis et al. D2/969
D583,140 S *	12/2008	Avar D2/972
D583,545 S *	12/2008	Lee D2/972
D587,892 S *	3/2009	Fullum D2/972

OTHER PUBLICATIONS

Nike Footwear Catalog Fall 1986; p. 80, published Jan. 1986.
Nike Footwear Catalog Fall 1987; p. 90, published Jan. 1987.
Nike Footwear Catalog Fall 1988; p. 104, published Dec. 1987.
Nike Footwear Catalog Fall 1988; p. 108, published Dec. 1987.
Nike Footwear Catalog Fall 1989; p. 108, published Dec. 1988.
Nike Footwear Catalog Fall 1992; p. 58, published Dec. 1991.
Nike Footwear Catalog Fall 1992; p. 60, published Dec. 1991.
Nike Footwear Catalog Fall 1993; p. 66, published Dec. 1992.
Nike Footwear Catalog Fall 1994; p. 8, published Nov. 1993.

(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 first embodiment of a shoe upper showing my new design;

FIG. 2 is a rear perspective view thereof;

FIG. 3 is a side view thereof;

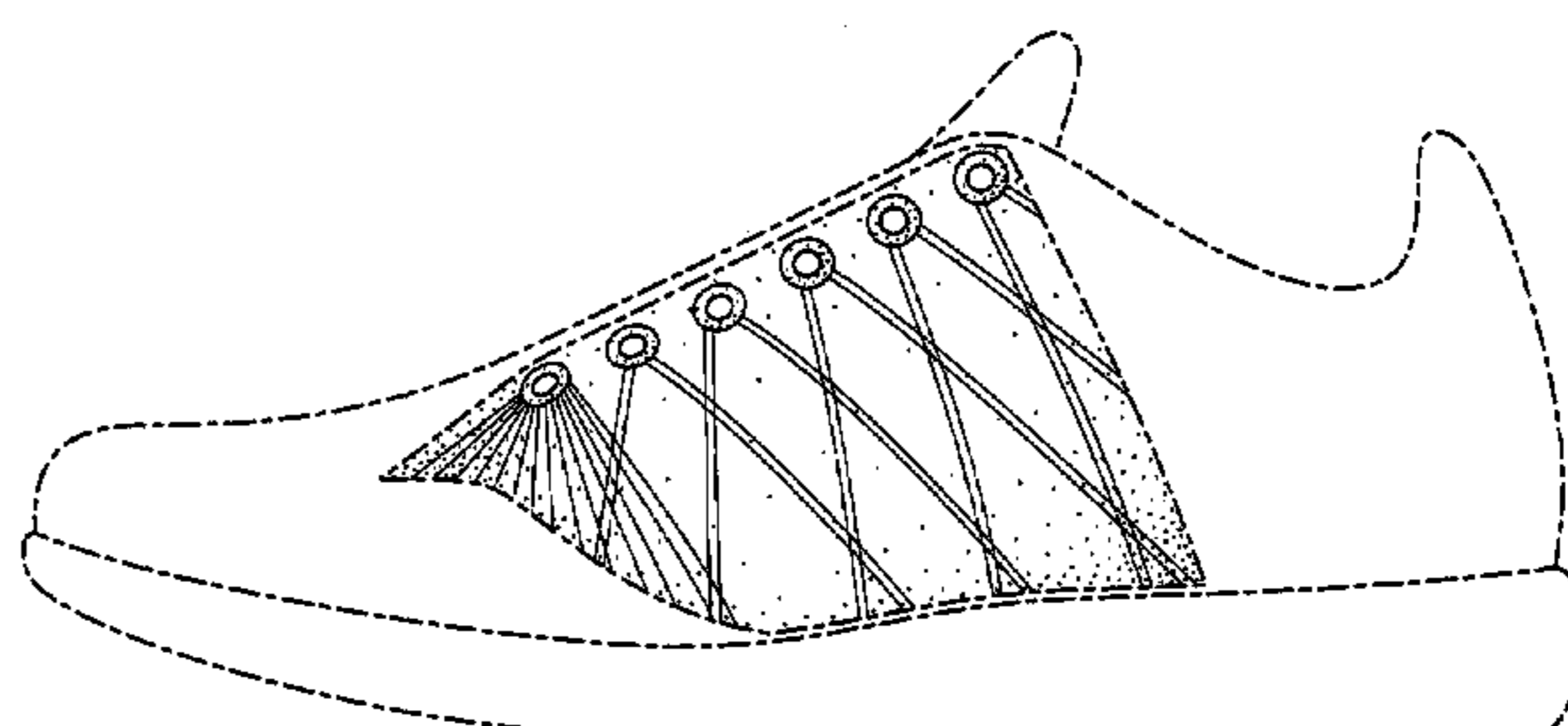
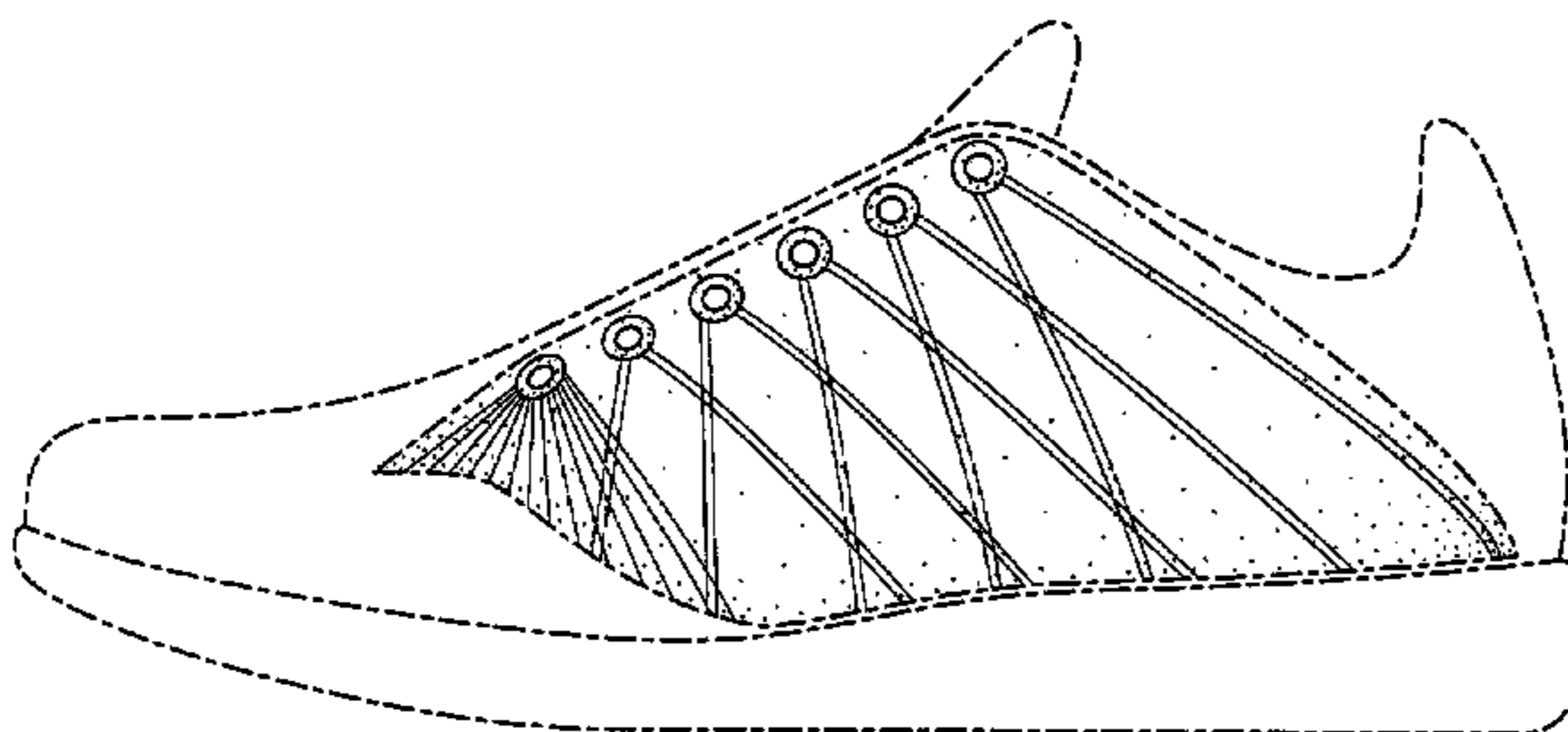
FIG. 4 is a front perspective view of a second embodiment of a shoe upper showing my new design;

FIG. 5 is a rear perspective view thereof; and,

FIG. 6 is a side view thereof.

The broken lines immediately adjacent to the shaded area represent unclaimed boundaries of the design. The broken lines showing the remainder of the shoe are for environmental purposes only and form no part of the claimed design.

1 Claim, 6 Drawing Sheets



OTHER PUBLICATIONS

Nike Footwear Catalog Fall 1994; p. 56, published Nov. 1993.
Nike Footwear Catalog Fall 1994; p. 96, published Nov. 1993.
Nike Footwear Catalog Fall 1995; p. 28, published Nov. 1994.
Nike Footwear Catalog Holiday 1995; p. 20, published Mar. 1995.
Nike Footwear Catalog Holiday 1995; p. 83, published Mar. 1995.
Nike Footwear Catalog Spring 1995; p. 104, published Jun. 1994.
Nike Footwear Catalog Fall 1996; p. 151, published Dec. 1995.
Nike Footwear Catalog Holiday 1996; p. 31, published Mar. 1996.
Nike Footwear Catalog Late Spring 1996; p. 30, published Aug. 1995.
Nike Footwear Catalog Spring 1996; p. 33, published Jun. 1995.
Nike Footwear Catalog Holiday 1997; p. 9, published Mar. 1997.
Nike Footwear Catalog Holiday 1997; p. 116, published Mar. 1997.
Nike Footwear Catalog Spring 1997; p. 84, published Jun. 1996.
Nike Footwear Catalog Spring 1997; p. 121, published Jun. 1996.

Nike Footwear Catalog Fall 1998; p. M112, published Dec. 1997.
Nike Footwear Catalog Fall 1998; p. W26, published Dec. 1997.
Nike Footwear Catalog Holiday 1998; p. M38, published Feb. 1998.
Nike Footwear Catalog Fall 1999; p. M79, published Nov. 1998.
Nike Footwear Catalog Holiday 1999; p. M31, published Mar. 1999.
Nike Footwear Catalog Fall 2000 1 (Red); p. W2, published Nov. 1999.
Nike Footwear Catalog Holiday 2000 2 (Shoes); p. M39, published Jul. 1999.
Nike Footwear Catalog Holiday 2000 2 (Shoes); p. M77, published Jul. 1999.
Nike Footwear Catalog Holiday 2003; p. M63, published Mar. 2003.
Nike Footwear Catalog Holiday 2004; p. M25, published Mar. 2004.
Nike Footwear Catalog Holiday 2006; p. 132, published Mar. 2006.
Nike Footwear Catalog Spring 2008; p. 7, published May 2007.
Nike Footwear Catalog Holiday 2008; p. 14 published Feb. 2008.
* cited by examiner

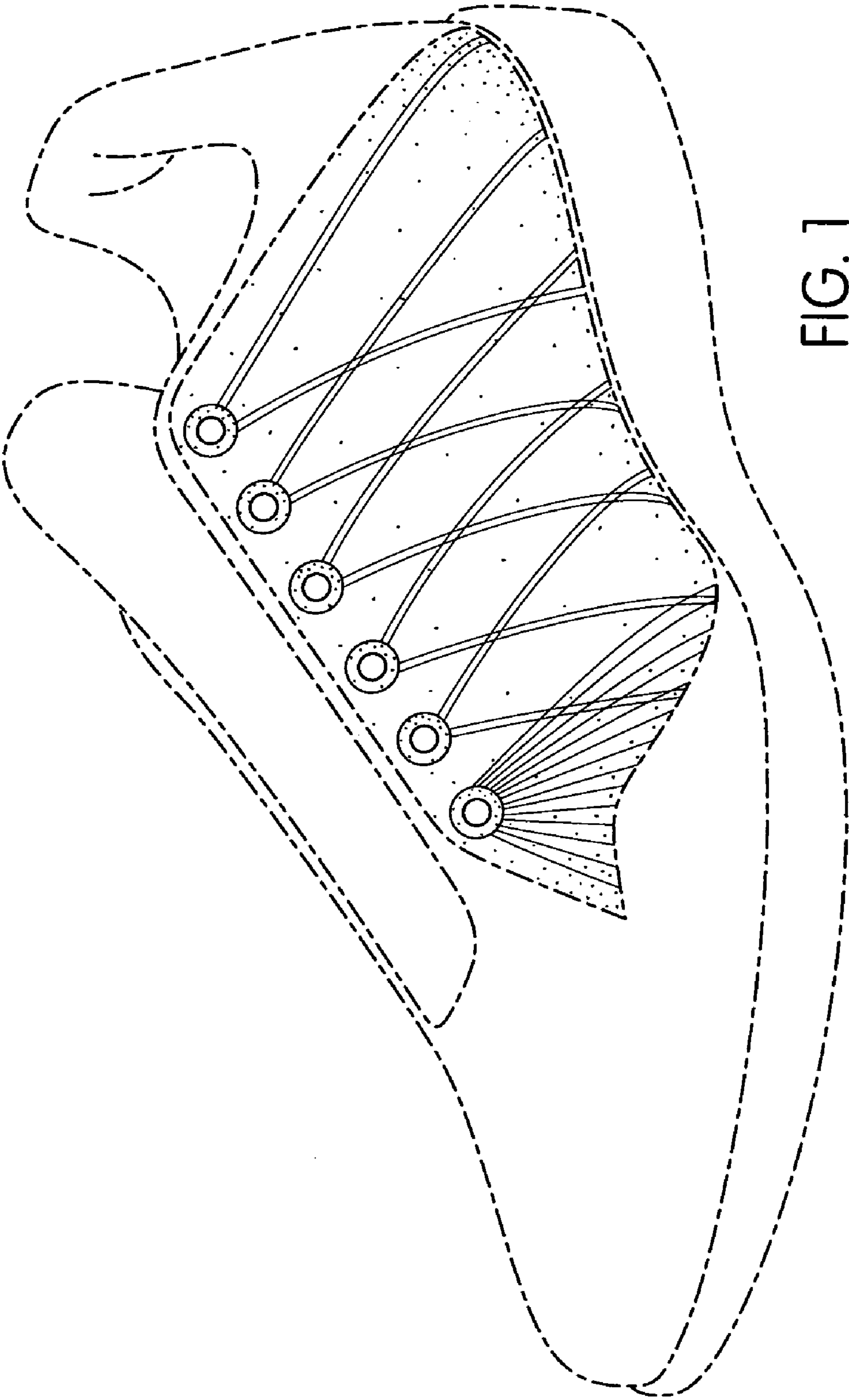


FIG. 1

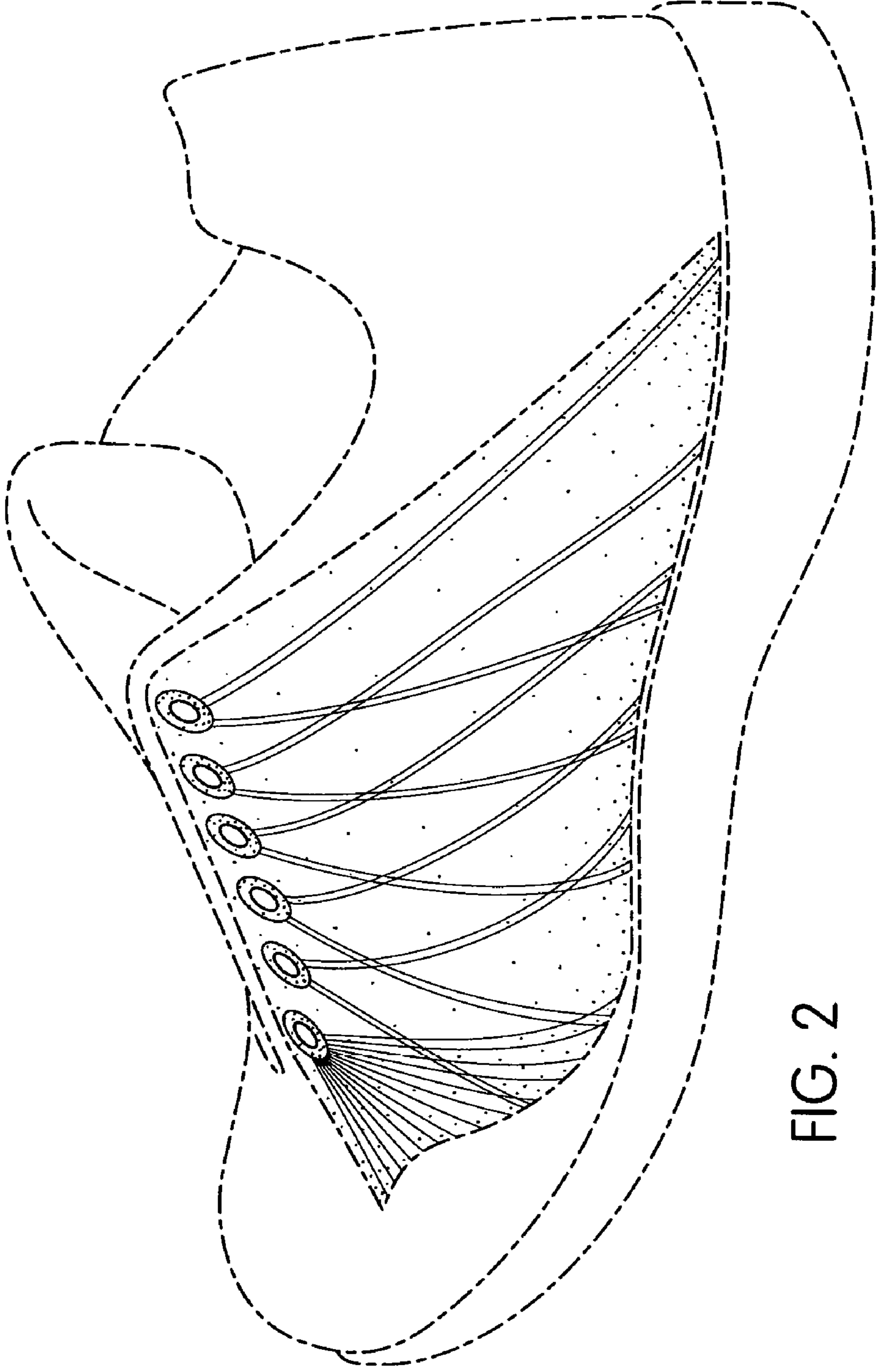


FIG. 2

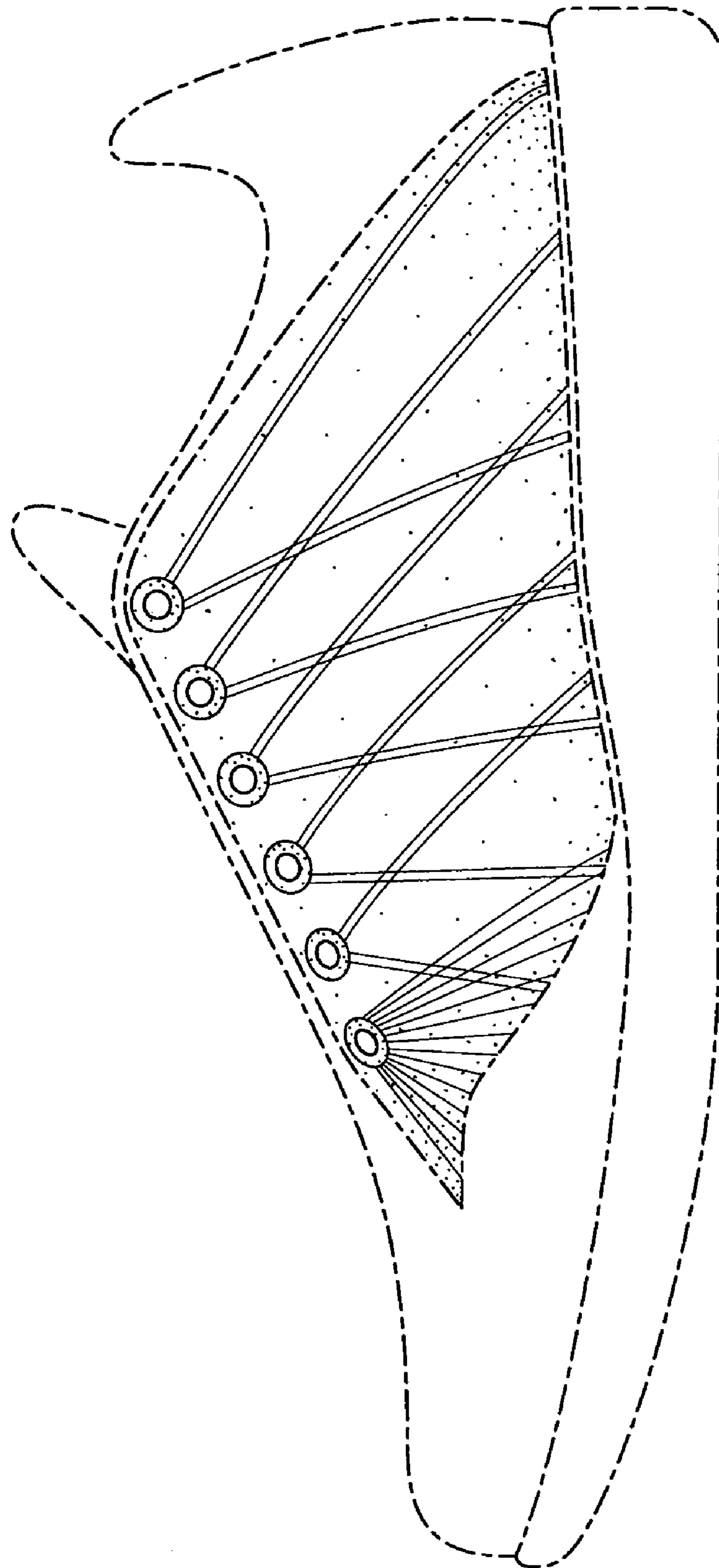


FIG. 3

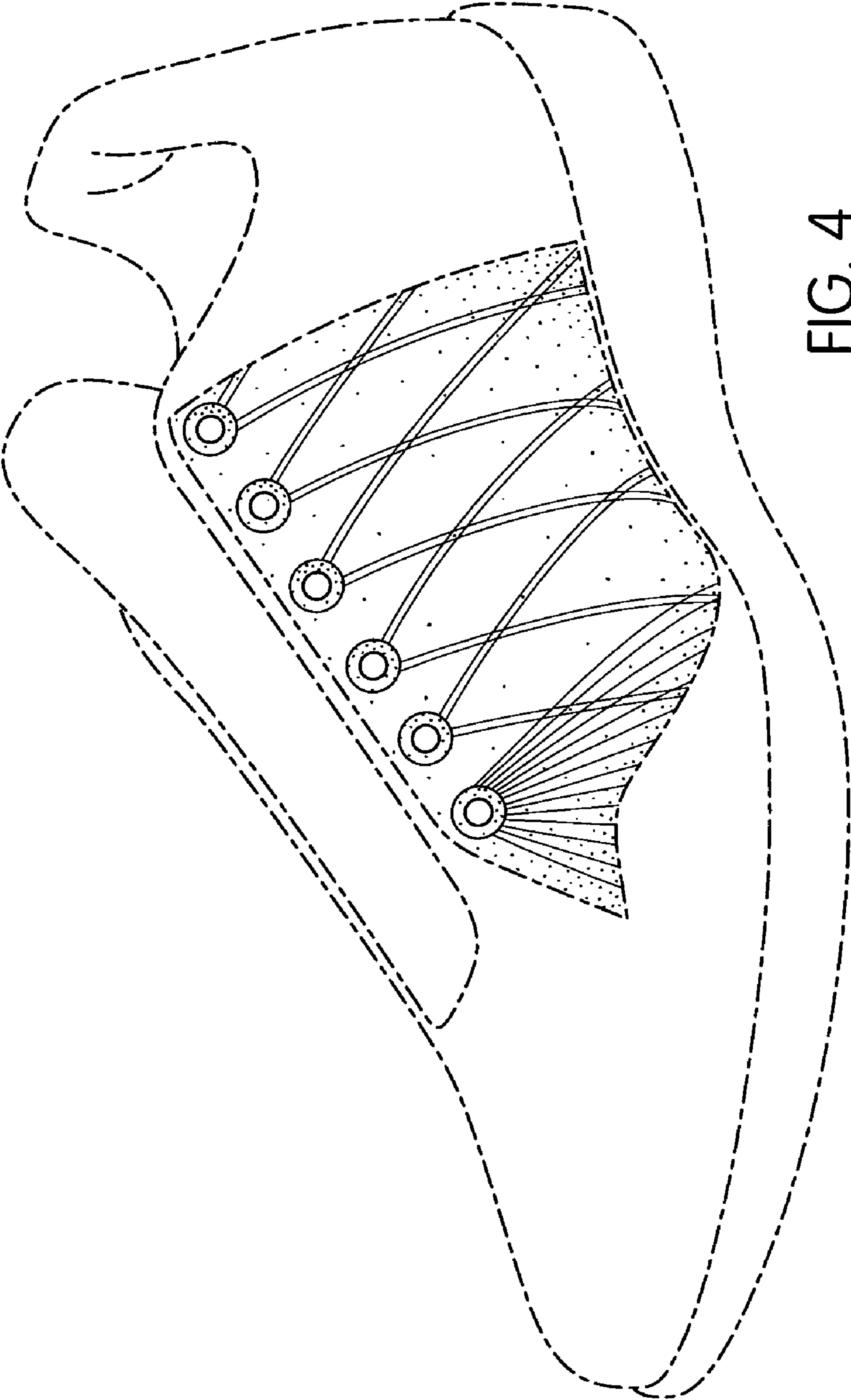


FIG. 4

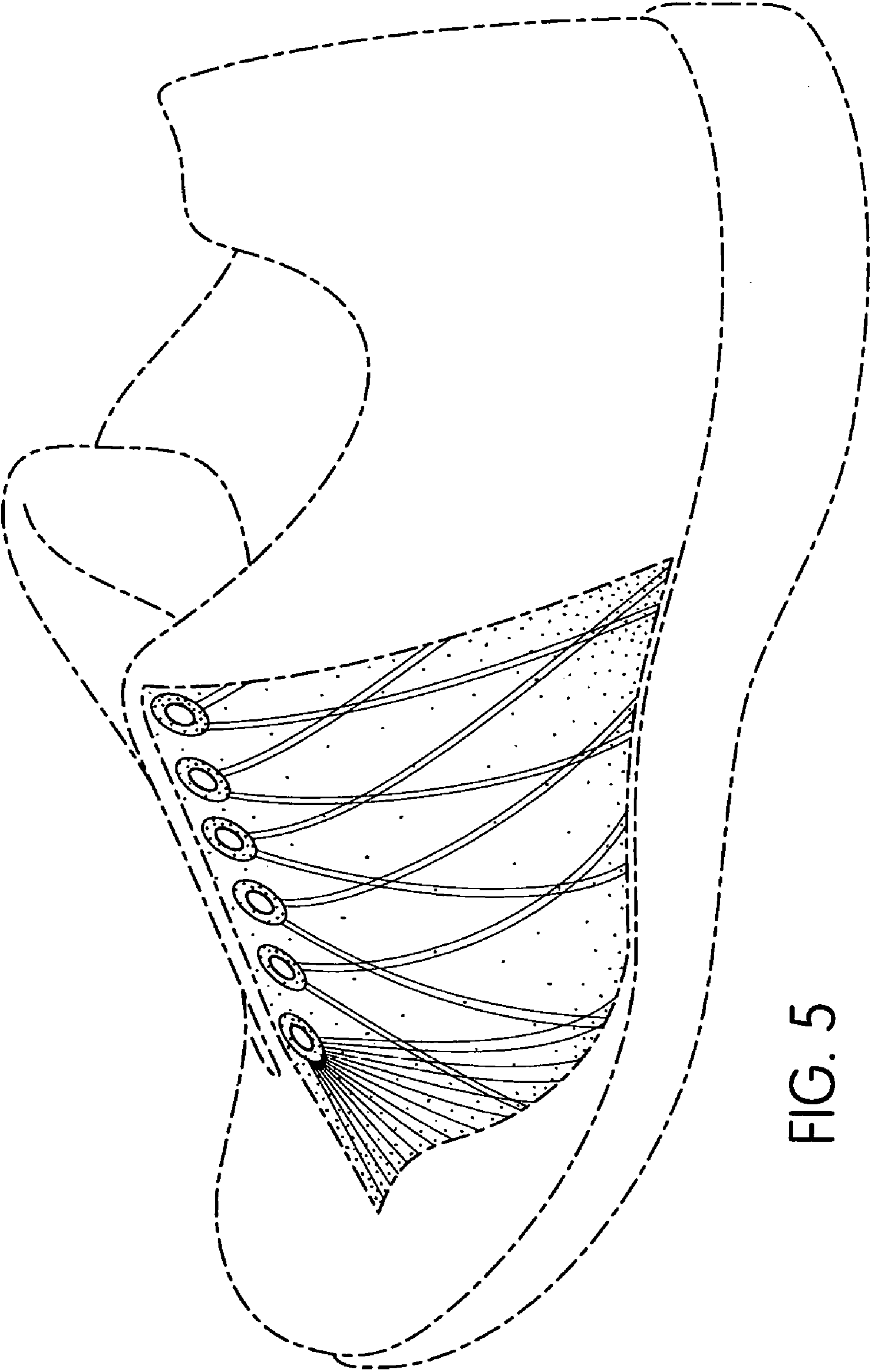


FIG. 5

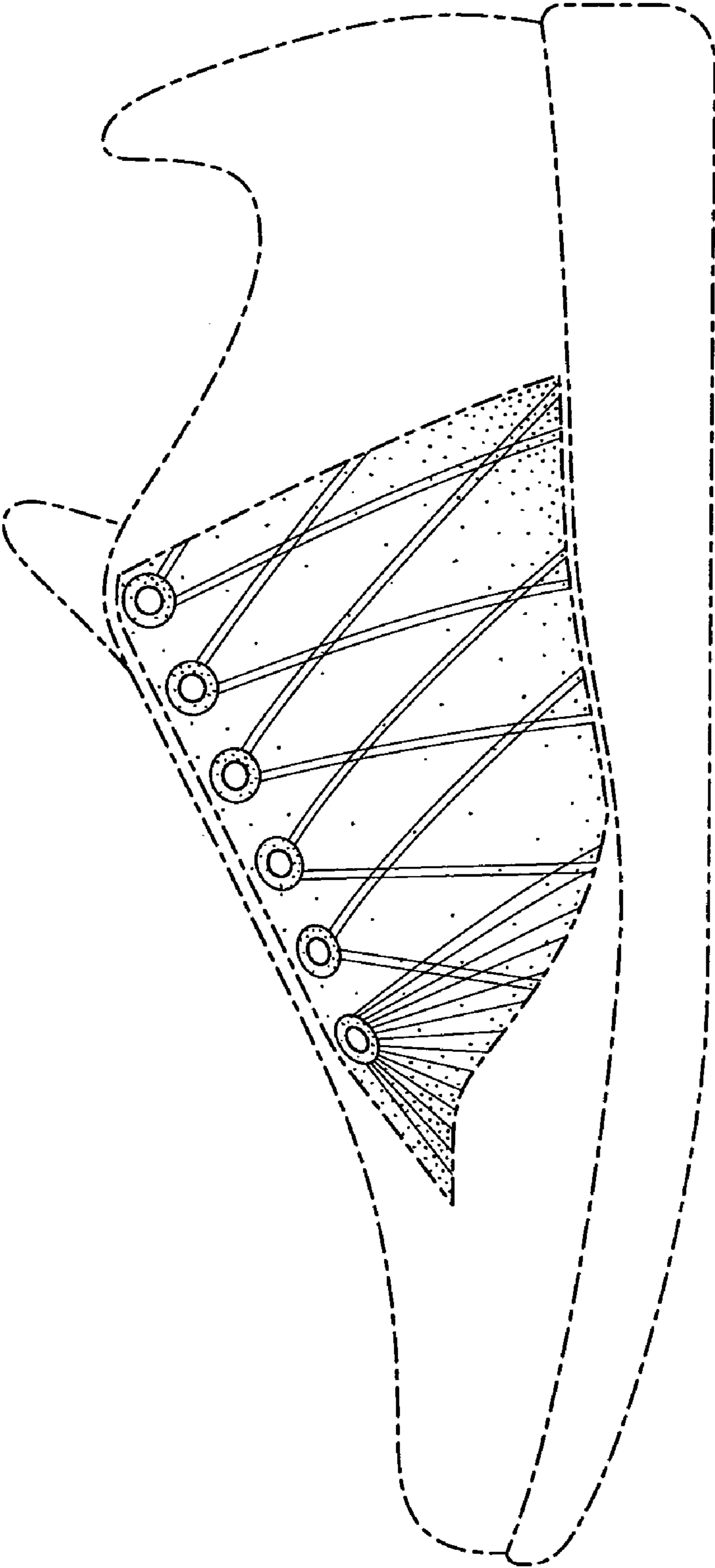


FIG. 6