



US00D614390S

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

(10) **Patent No.:** **US D614,390 S**
(45) **Date of Patent:** **** Apr. 27, 2010**

(54) **SHOE UPPER**

D587,891 S 3/2009 Minami

(75) Inventor: **Jason Gregory Petrie**, Portland, OR
(US)

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

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

(21) Appl. No.: **29/354,463**

(22) Filed: **Jan. 25, 2010**

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

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

(58) **Field of Classification Search** D2/896,
D2/902, 906-912, 943, 944, 969, 972-974;
36/45-49, 50.1, 3 A, 77 M, 77 R, 83, 88,
36/113, 114, 126-131

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D86,881 S *	5/1932	Elkin	D2/973
1,879,144 A *	9/1932	Emery	36/3 A
D174,987 S	6/1955	Gillis		
D307,210 S	4/1990	Hatfield		
D348,767 S	7/1994	Hatfield et al.		
D394,144 S	5/1998	Parmar		
D404,194 S	1/1999	Smith		
D412,242 S	7/1999	Hatfield et al.		
D424,798 S	5/2000	McDowell		
D430,725 S	9/2000	McDowell		
D458,015 S	6/2002	Dolan et al.		
D460,251 S	7/2002	Dolan		
D467,063 S	12/2002	Chen		
D522,735 S	6/2006	Mermert		
D543,347 S *	5/2007	Holmes	D2/972
D544,693 S *	6/2007	Caine	D2/972
D544,700 S	6/2007	Link		
D546,549 S	7/2007	Gajowskyj		
D562,541 S	2/2008	Avar		
D568,599 S	5/2008	Avar		
D587,002 S	2/2009	Chang		

OTHER PUBLICATIONS

- Nike Footwear Catalog Fall 1989; p. 22, published Dec. 1988.
- Nike Footwear Catalog Fall 1990; pp. 56 and 124, published Dec. 1989.
- Nike Footwear Catalog Fall 1991; p. 114, published Dec. 1990.
- Nike Footwear Catalog Fall 1992; p. 36, published Dec. 1991.
- Nike Footwear Catalog Fall 1993; p. 32, published Dec. 1992.
- Nike Footwear Catalog Late Spring 1997; pp. 77, 161 and 190, published Sep. 1996.
- Nike Footwear Catalog Fall 1998; p. W47, published Dec. 1997.

(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

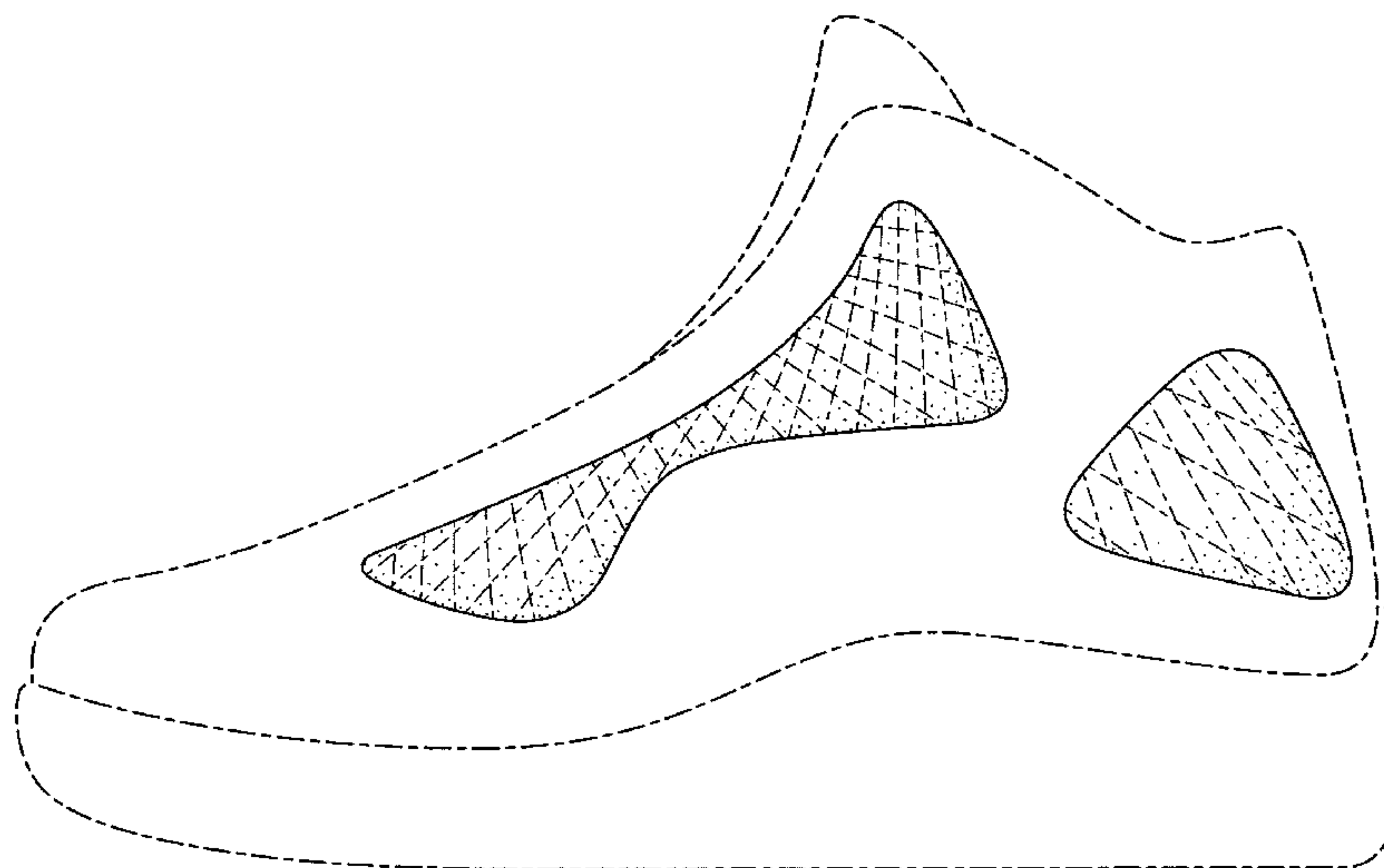
FIG. 1 is a front perspective view of a shoe upper showing my new design;

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

FIG. 3 is a side view thereof.

The broken lines inside the shaded areas represent unclaimed stripes. 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 Holiday 1998; p. M38, published Feb. 1998.
Nike Footwear Catalog Late Spring 1999; p. M115, published Sep. 1998.
Nike Footwear Catalog Fall 2000 (2); p. W44, published Nov. 1999.
Nike Footwear Catalog Fall 2001; p. W20, published Nov. 2000.
Nike Footwear Catalog Holiday 2001; p. W31, published Feb. 2001.
Nike Footwear Catalog Spring 2002; p. M26, published Jun. 2001.

Nike Footwear Catalog Fall 2003; p. M57, published Nov. 2002.
Nike Footwear Catalog Fall 2004; p. M3, published Nov. 2003.
Nike Footwear Catalog Holiday 2008; p. 84, published Feb. 2008.
Nike Footwear Catalog Fall 2009; pp. 10 and 100, published Nov. 2008.
Nike Footwear Catalog Summer 2009; p. 33, published Aug. 2008.
Nike Footwear Catalog Holiday 2009; p. 60, published Feb. 2009.

* cited by examiner

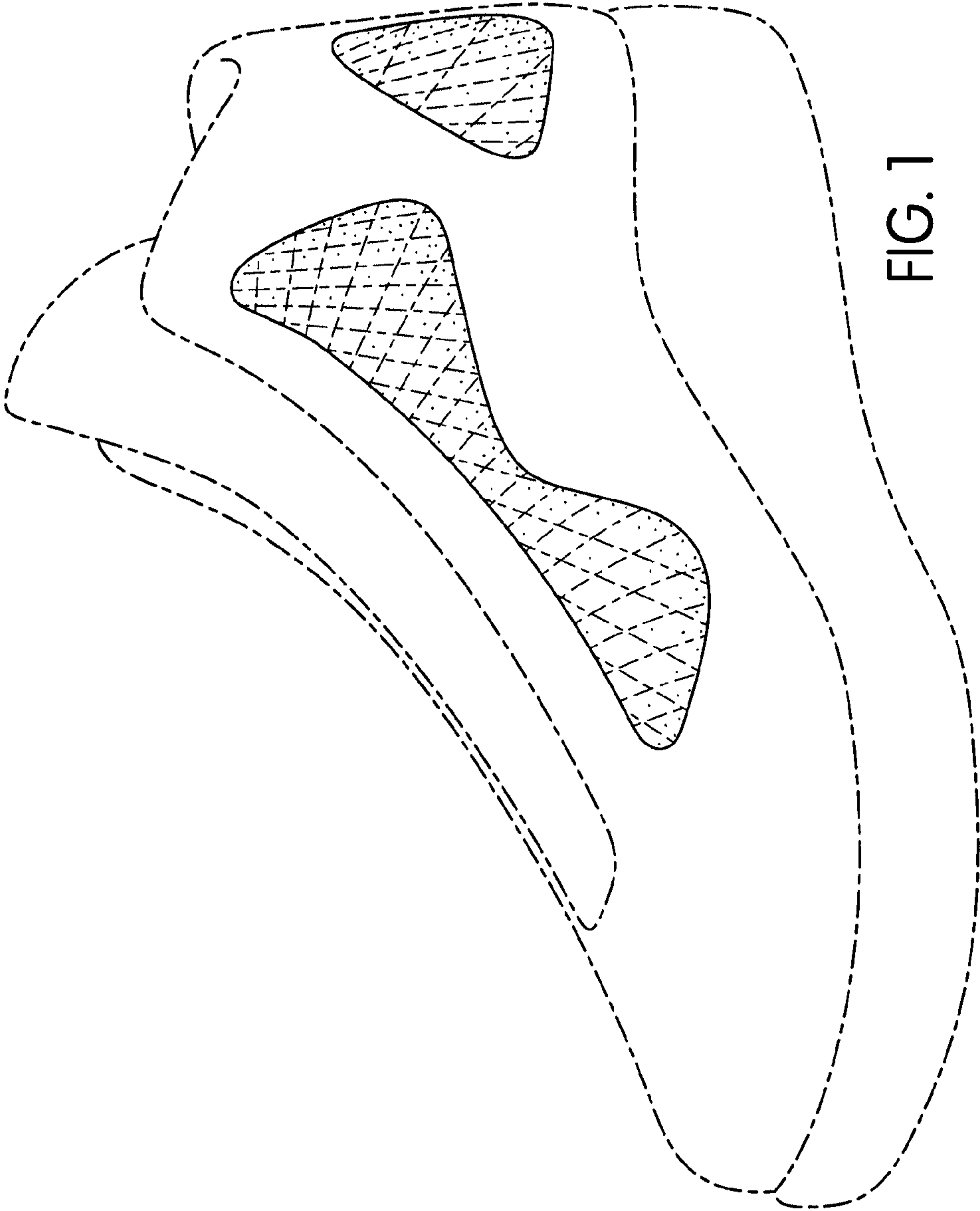


FIG. 1

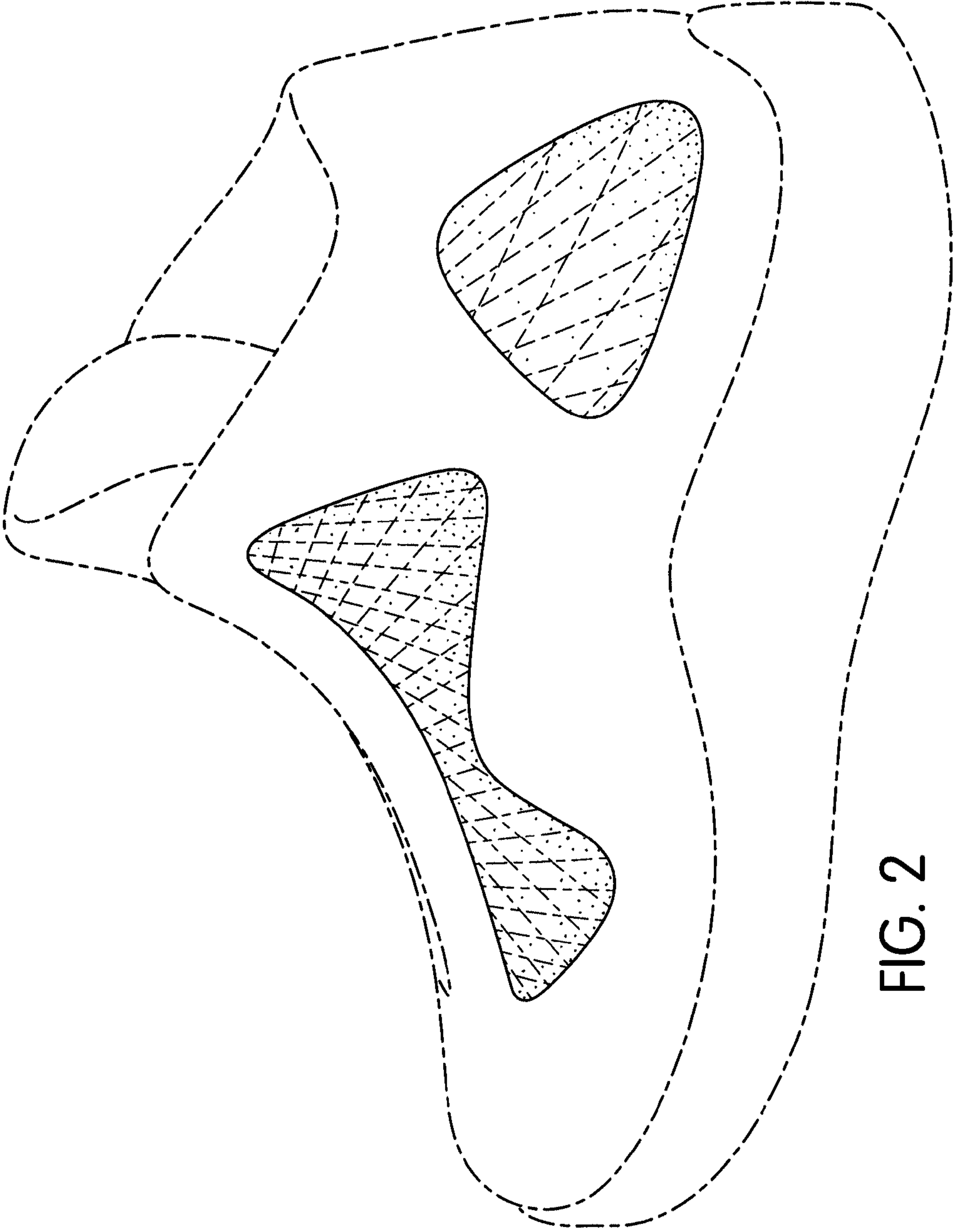


FIG. 2

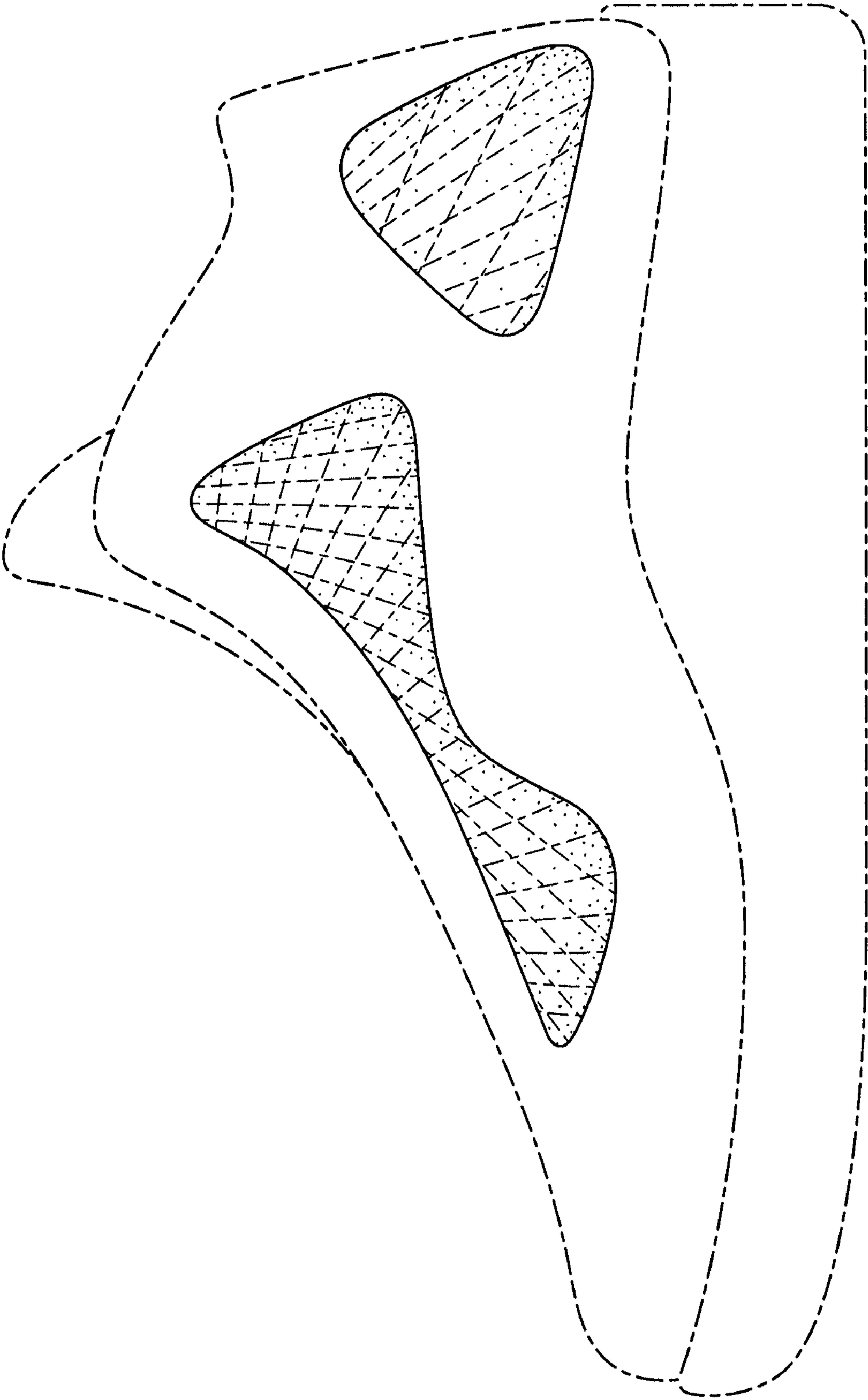


FIG. 3