

US00D643203S

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

(10) **Patent No.:** **US D643,203 S**
(45) **Date of Patent:** **** Aug. 16, 2011**

(54) **SHOE UPPER**

(75) Inventor: **Sebastien Mermet**, Creteil (FR)

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

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

(21) Appl. No.: **29/393,143**

(22) Filed: **May 31, 2011**

(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

D331,312 S	12/1992	Close	
D333,905 S	3/1993	Close	
D337,875 S *	8/1993	Peters et al.	D2/973
D340,347 S	10/1993	Close	
D345,452 S *	3/1994	Lucas	D2/973
D349,394 S *	8/1994	Hatfield	D2/969
D349,396 S	8/1994	Hatfield	
D357,797 S *	5/1995	Raysse	D2/972
D406,451 S	3/1999	Lozano	
D409,367 S *	5/1999	Maxwell	D2/972
D476,145 S *	6/2003	Adams et al.	D2/969
D485,671 S *	1/2004	Estey	D2/972
D546,053 S	7/2007	Mayden	
D568,039 S	5/2008	Kuerbis	
D572,452 S	7/2008	Kuerbis	
D623,391 S	9/2010	Leleu	
D624,297 S	9/2010	Henderson	
D626,739 S	11/2010	Ho	
D634,534 S *	3/2011	McMillan	D2/972

OTHER PUBLICATIONS

Nike Footwear Catalog, Footwear: Late Spring 1996, p. 25, published Aug. 1995, Nike, Inc., USA.

Nike Footwear Catalog, Men's and Women's Footwear: Late Spring 1999, p. W10, published Sep. 1998, Nike, Inc., USA.

Nike Footwear Catalog, Footwear: Late Spring 2005, p. 168, published Aug. 2004, Nike, Inc., USA.

Nike Footwear Catalog, Footwear: Fall 2006, p. 72, published Nov. 2005, Nike, Inc., USA.

Nike Footwear Catalog, Footwear: Fall 2006, p. 74, published Nov. 2005, Nike, Inc., USA.

Nike Footwear Catalog, Footwear: Spring 2008, p. 56, published May 2007, Nike, Inc., USA.

Nike Footwear Catalog, Sport Performance Footwear: Fall 2009, p. 4, published Nov. 2008, Nike, Inc., USA.

Nike Footwear Catalog, Performance Footwear: Summer 2010, p. 9, published Aug. 2009, Nike, Inc., USA.

Nike Footwear Catalog, Men's Performance Footwear: Holiday 2011, p. 30, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

* 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

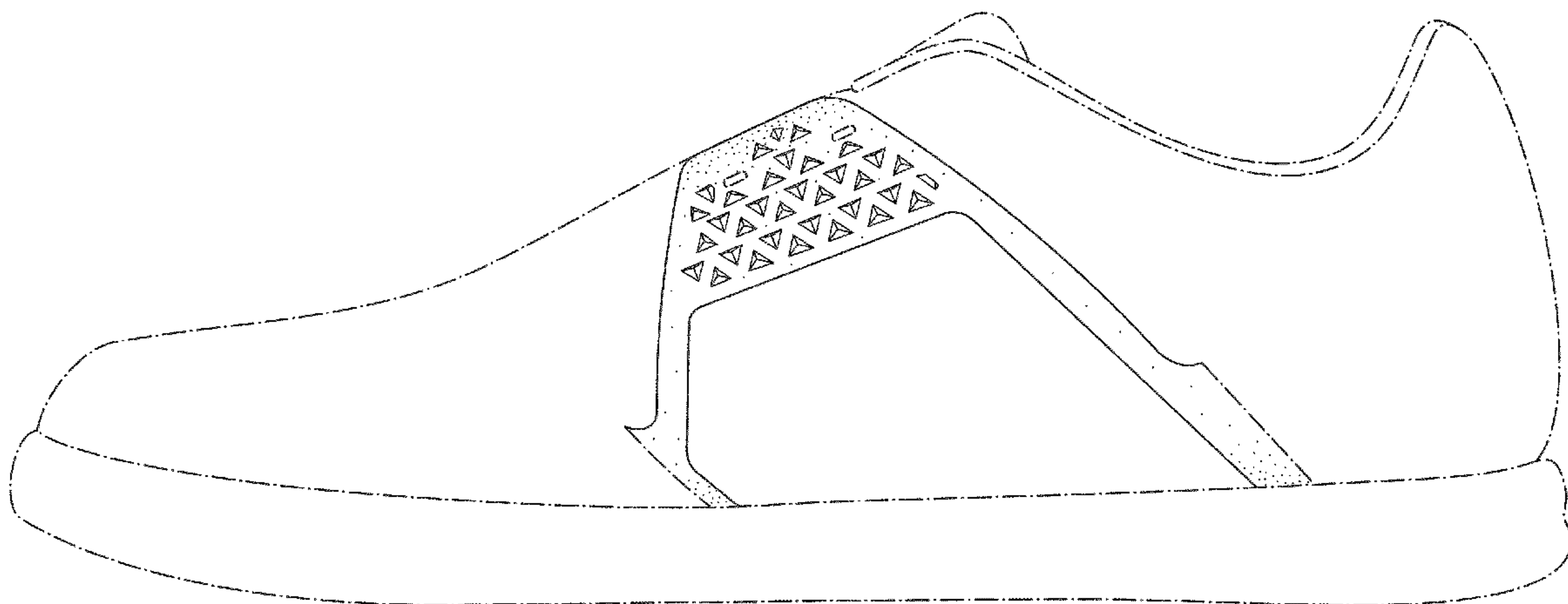
FIG. 1 is a front perspective view of a shoe upper showing my new design;

FIG. 2 is a side view thereof; and,

FIG. 3 is a rear perspective view thereof.

The broken lines immediately adjacent to the shaded area represent unclaimed boundaries of the design. The two unshaded eyelet regions demarcated by broken lines form no part of the claimed 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, 3 Drawing Sheets



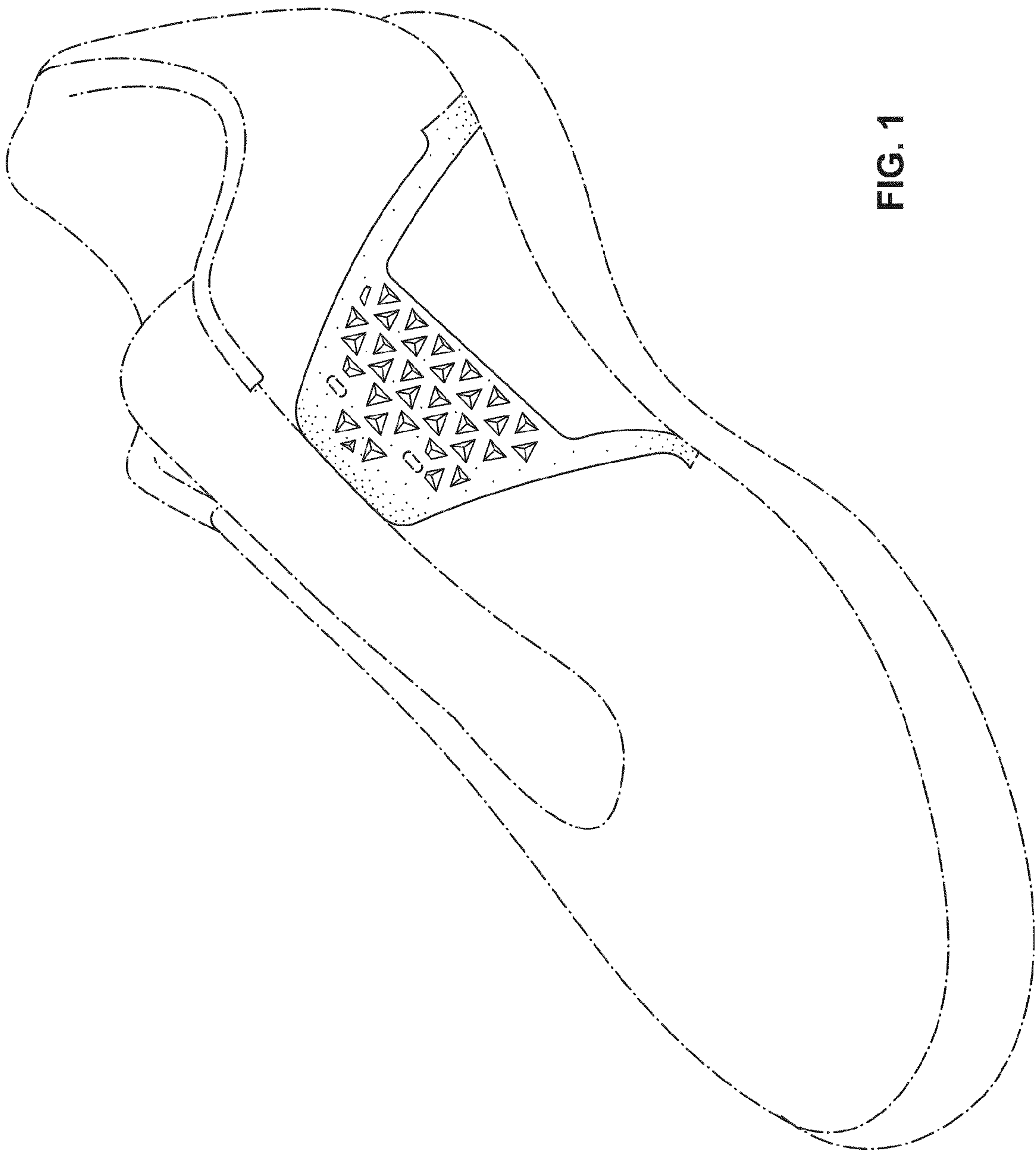


FIG. 1

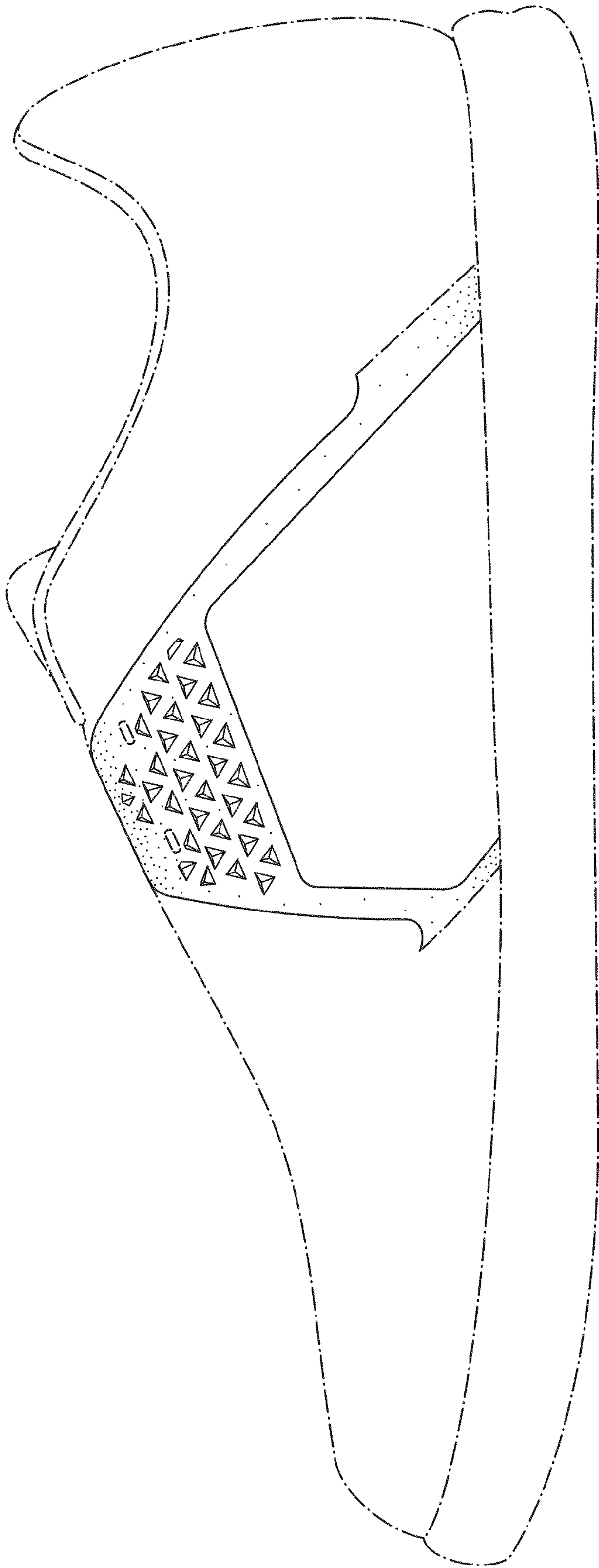


FIG. 2

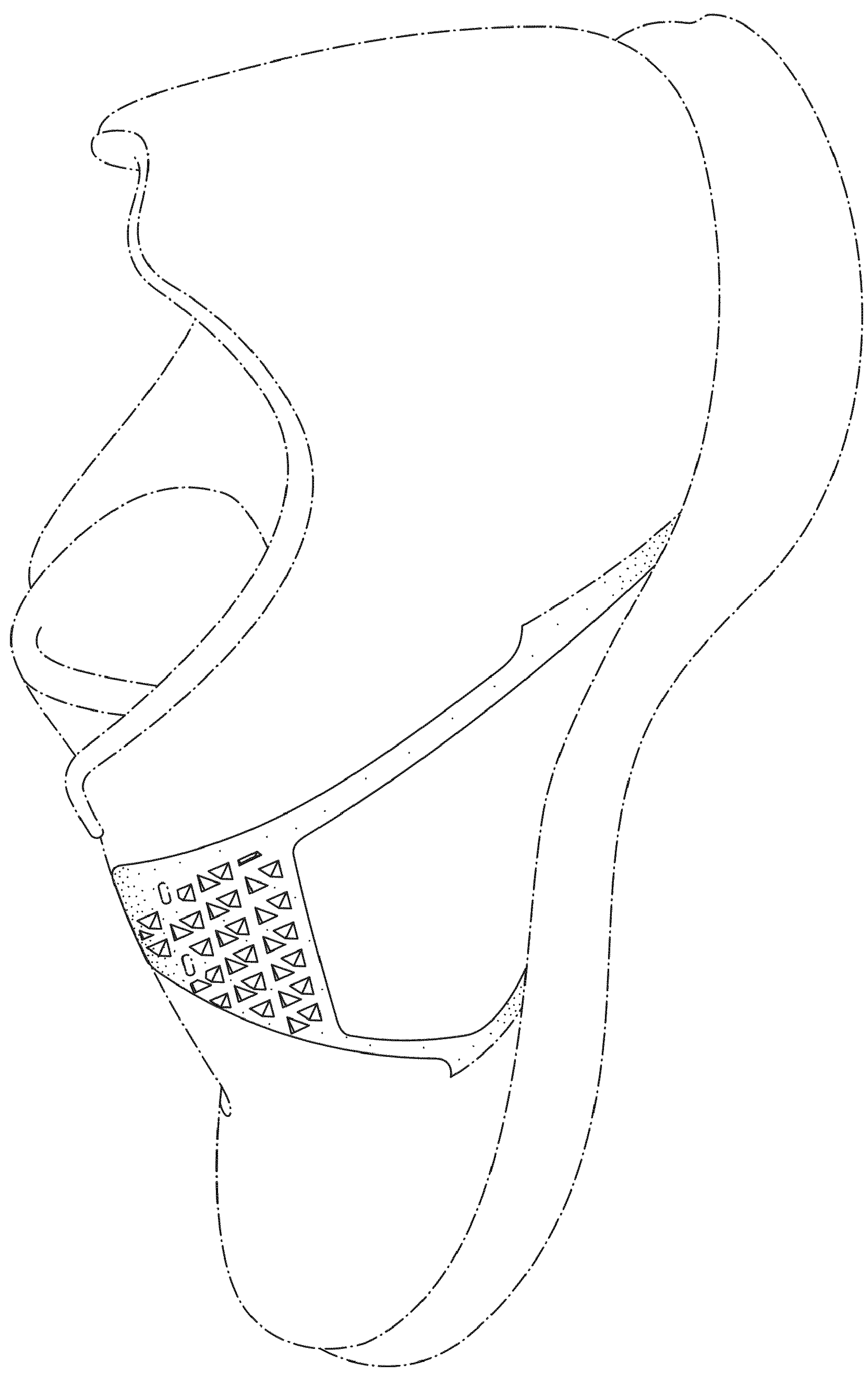


FIG. 3