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(12) **United States Design Patent**  
**Williams, Jr.**

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(45) **Date of Patent:** **\*\* Dec. 6, 2011**

(54) **SHOE UPPER**

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(US)

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

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

(21) Appl. No.: **29/400,289**

(22) Filed: **Aug. 25, 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, 946, 947, 951,  
D2/969, 972-974, 977; 36/45-49, 50.1,  
36/77 M, 77 R, 83, 88, 113, 114, 126-131,  
36/25 R-25 A

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D331,829 S	12/1992	Kittle	
D337,423 S	7/1993	Bailey	
D339,449 S	9/1993	Hatfield	
D342,600 S	12/1993	Hatfield et al.	
D346,486 S	5/1994	Morris et al.	
D347,724 S	6/1994	Teague	
D347,725 S *	6/1994	Brown et al.	D2/969
D361,426 S	8/1995	Baker	
D398,756 S	9/1998	Tong	
D487,337 S	3/2004	Rogers	
D496,153 S *	9/2004	Morris	D2/972
D500,199 S *	12/2004	Clegg	D2/972
D505,006 S *	5/2005	Fogg	D2/972
D505,253 S *	5/2005	Rask	D2/972
D505,779 S *	6/2005	Matis et al.	D2/969
D511,885 S	11/2005	Young	
D512,213 S *	12/2005	Hlavacs	D2/972
D516,289 S *	3/2006	Hlavacs	D2/972
D517,302 S	3/2006	Ardissono	
D521,718 S *	5/2006	Young	D2/972
D527,517 S *	9/2006	Gajowskyj	D2/972
D531,397 S	11/2006	Smith	

D563,654 S *	3/2008	Schoenborn et al.	D2/969
D568,586 S *	5/2008	Dolce et al.	D2/907
D584,040 S	1/2009	McDade et al.	
D591,497 S	5/2009	McDade et al.	
D593,294 S	6/2009	St-Louis et al.	

(Continued)

**OTHER PUBLICATIONS**

Nike Footwear Catalog, Footwear: Fall 1993, p. 8, published Dec. 1992, Nike, Inc., USA.

(Continued)

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(57) **CLAIM**

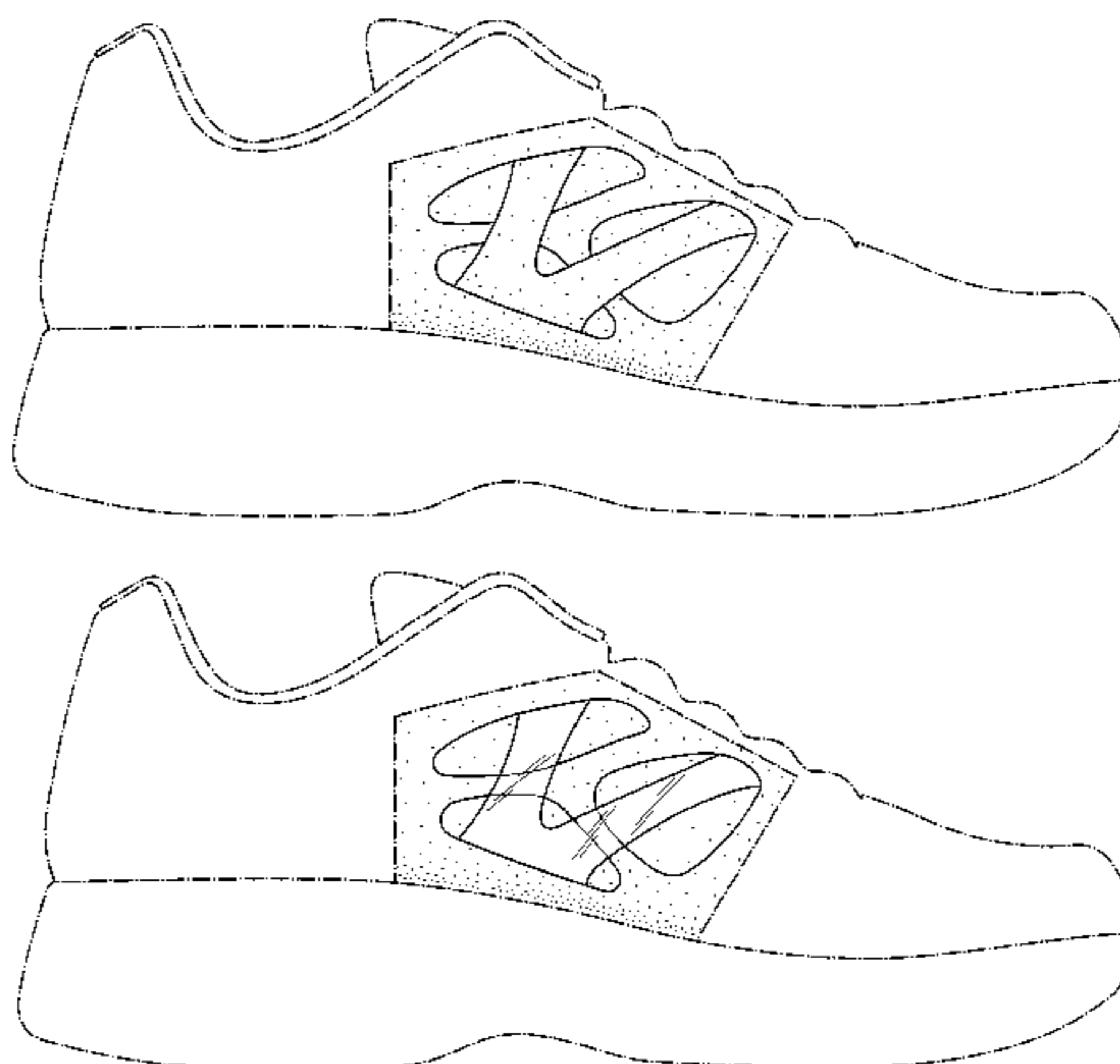
The ornamental design for a shoe upper, as shown and described.

**DESCRIPTION**

FIG. 1 is a front perspective view of a first embodiment of a shoe upper showing my new design;  
 FIG. 2 is a side view thereof;  
 FIG. 3 is a rear perspective 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 side view thereof;  
 FIG. 6 is a rear perspective view thereof;  
 FIG. 7 is a front perspective view of a third embodiment of a shoe upper showing my new design;  
 FIG. 8 is a side view thereof;  
 FIG. 9 is a rear perspective view thereof;  
 FIG. 10 is a front perspective view of a fourth embodiment of a shoe upper showing my new design;  
 FIG. 11 is a side view thereof; and,  
 FIG. 12 is a rear perspective 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, 12 Drawing Sheets**



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## U.S. PATENT DOCUMENTS

D623,389 S 9/2010 Akhidime  
D642,370 S 8/2011 Dolan  
D642,371 S 8/2011 Dolan

## OTHER PUBLICATIONS

Nike Footwear Catalog, Footwear: Late Spring 2006, p. 178, published Sep. 2005, Nike, Inc., USA.  
Nike Footwear Catalog, Urban Better Footwear: Fall 2010, p. 20, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.  
Nike Footwear Catalog, Men's Footwear: Performance: Holiday 2010, p. 29, published Feb. 2010, Nike, Inc., USA.  
Nike Footwear Catalog, Men's Performance Footwear: Fall 2011, p. 6, published Nov. 2010, Nike, Inc., USA.

Nike Footwear Catalog, Women's Performance Footwear: Fall 2011, p. 11, published Nov. 2010, Nike, Inc., USA.  
Air Kukini by Nike Inc., 1 page of full-color photographs, 1998.  
Nike Air Presto by Nike Inc., 1 page of full-color photographs, Fall 2000.  
Nike Air Presto Faze by Nike Inc., 1 page of full-color photographs, 2001.  
Nike Shox TL3 by Nike Inc., 1 page of full-color photographs, Fall 2005.  
Nike Lunar Presto Rejuven8 by Nike Inc., 1 page of full-color photographs, Summer 2010.  
Nike Air MAX Tailwind+ by Nike Inc., 1 page of full-color photographs, Holiday 2010.

\* cited by examiner

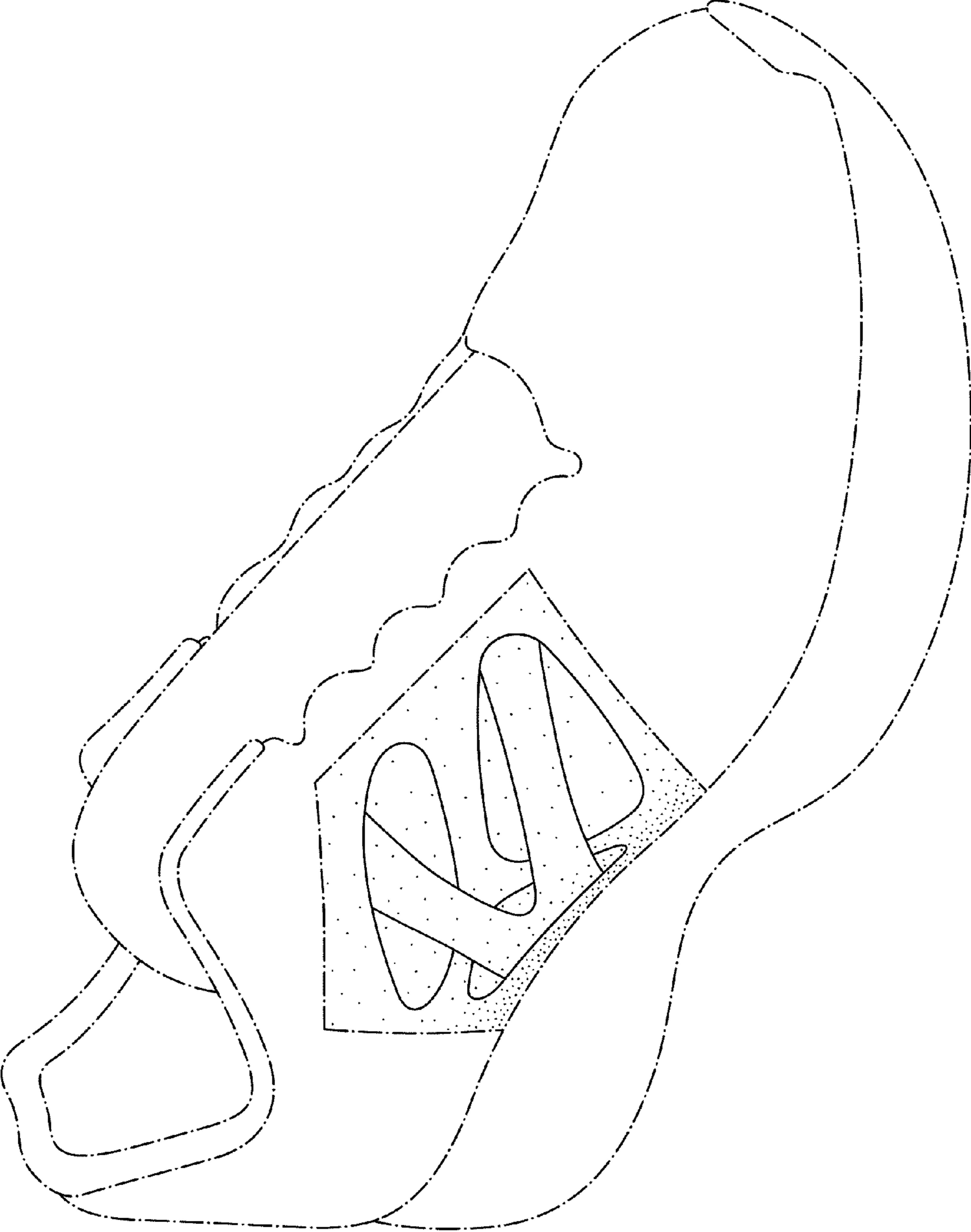


FIG. 1

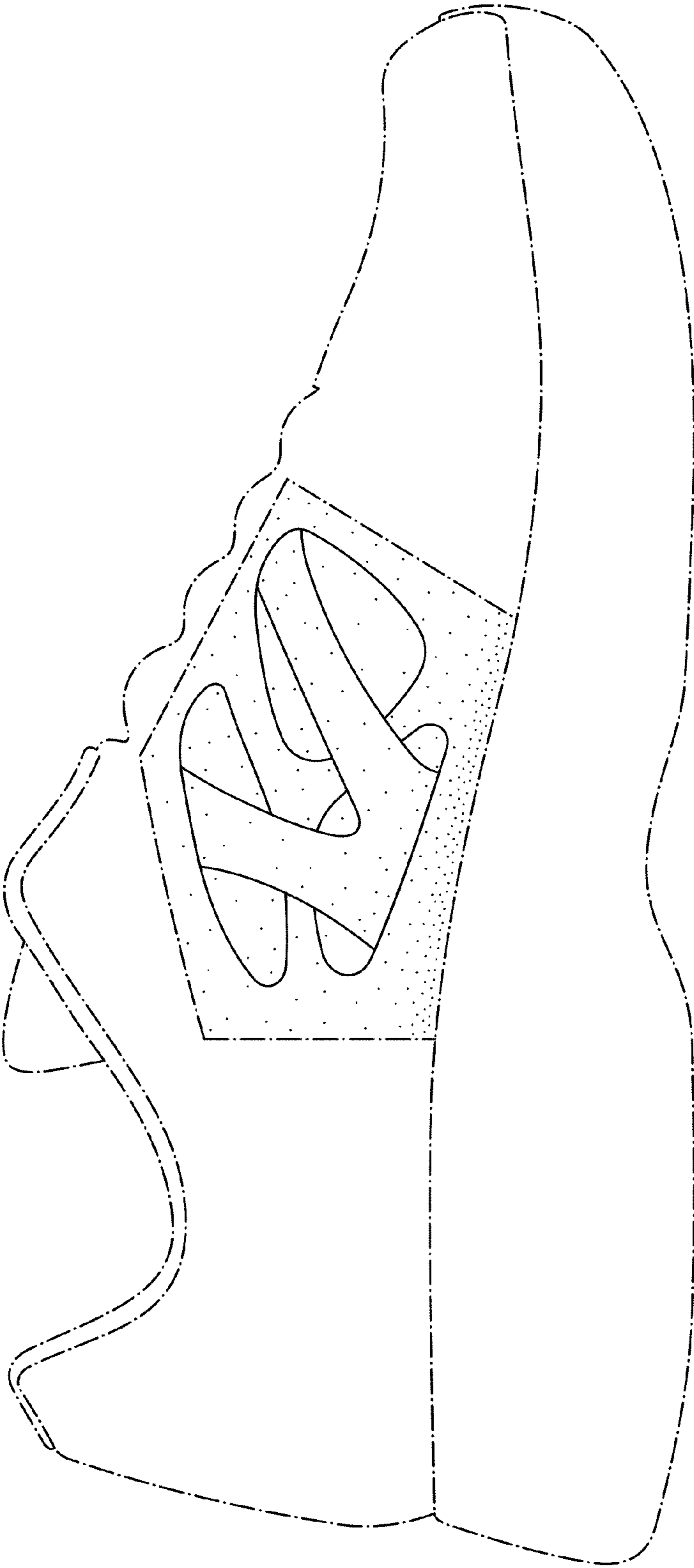


FIG. 2

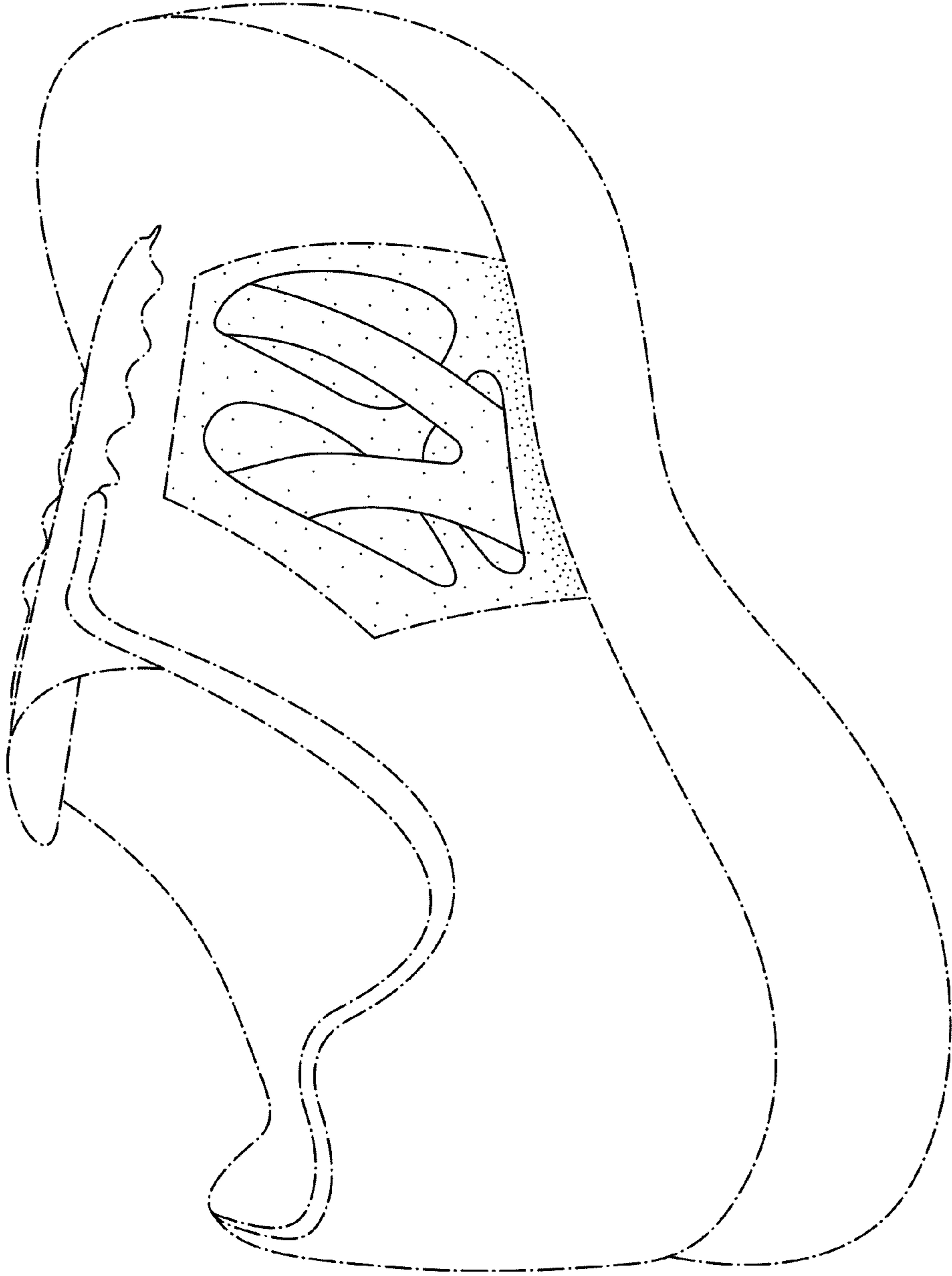


FIG. 3

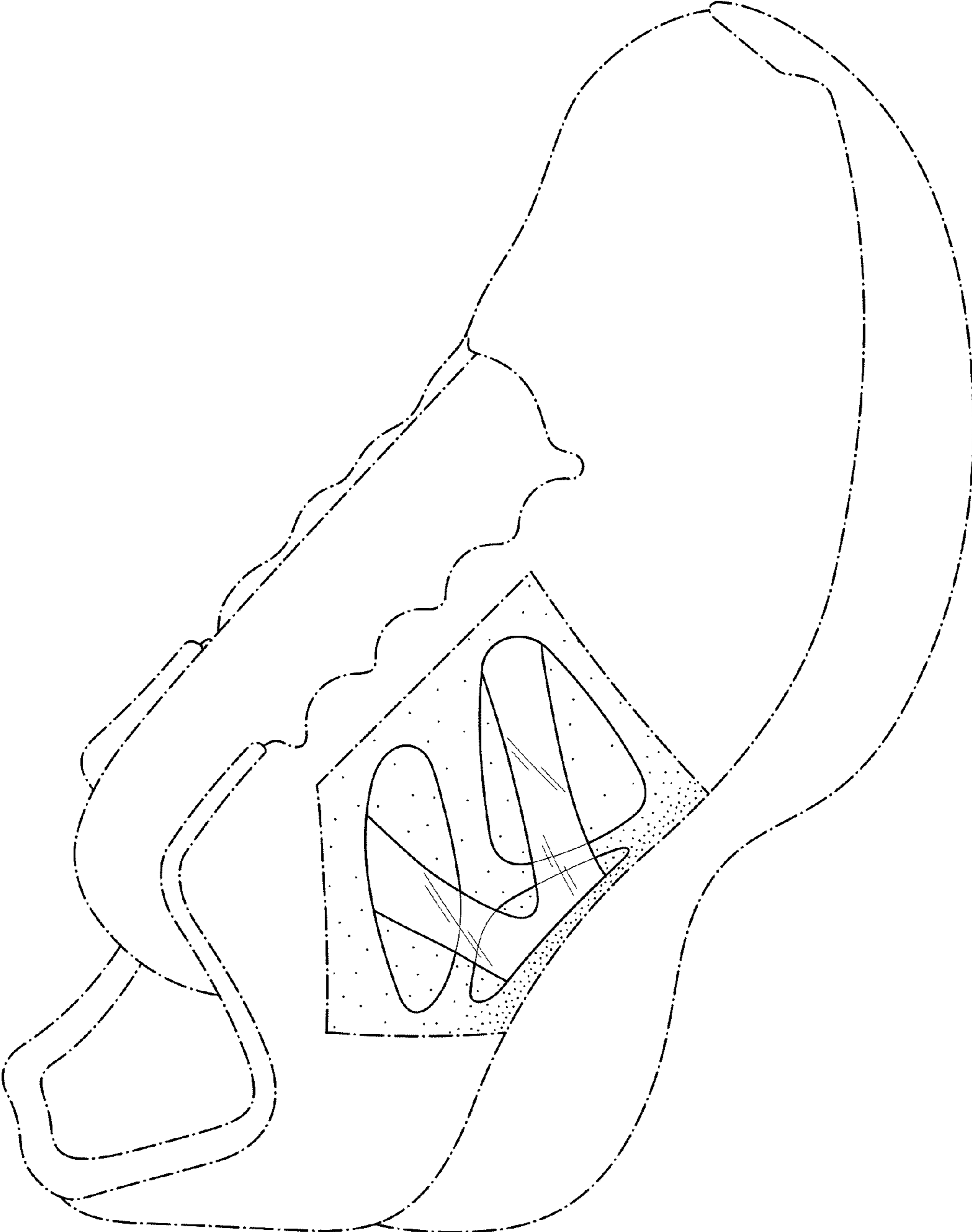


FIG. 4

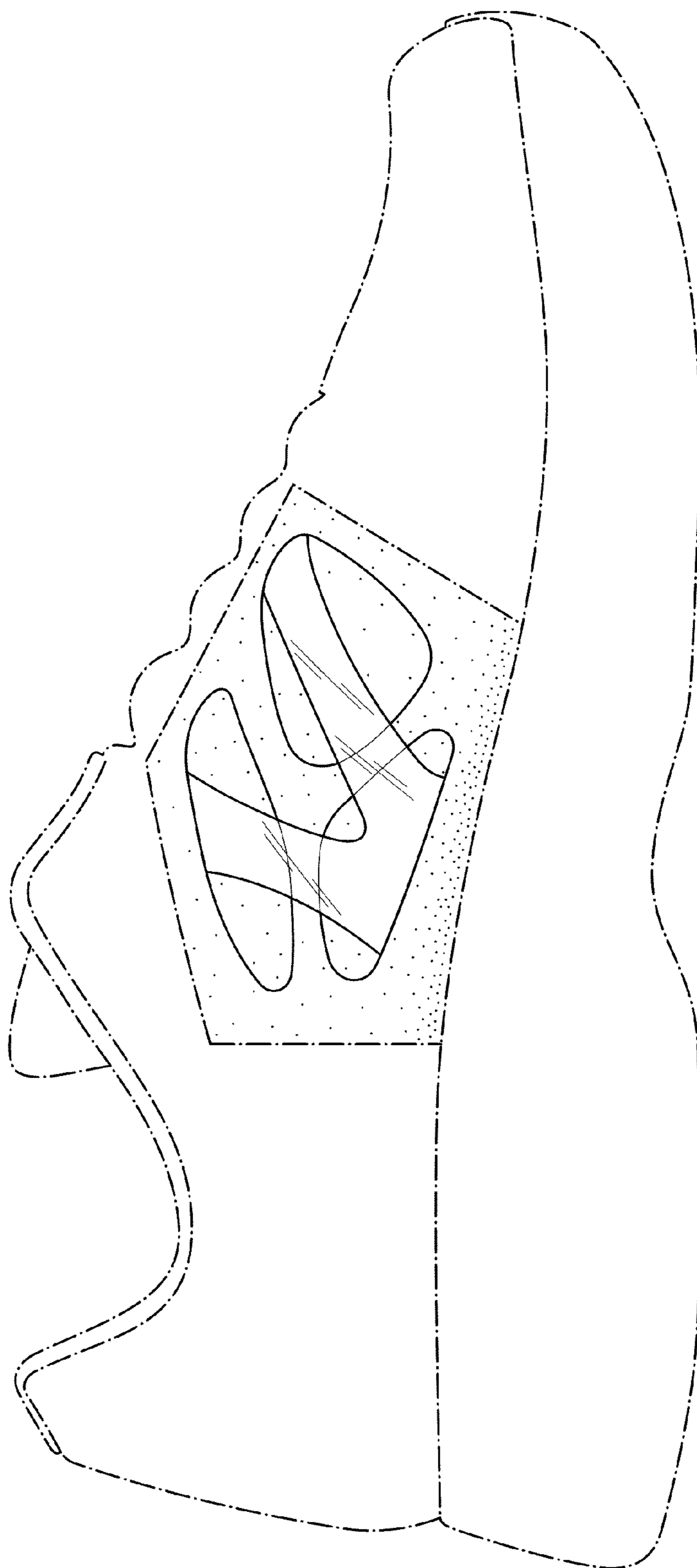


FIG. 5

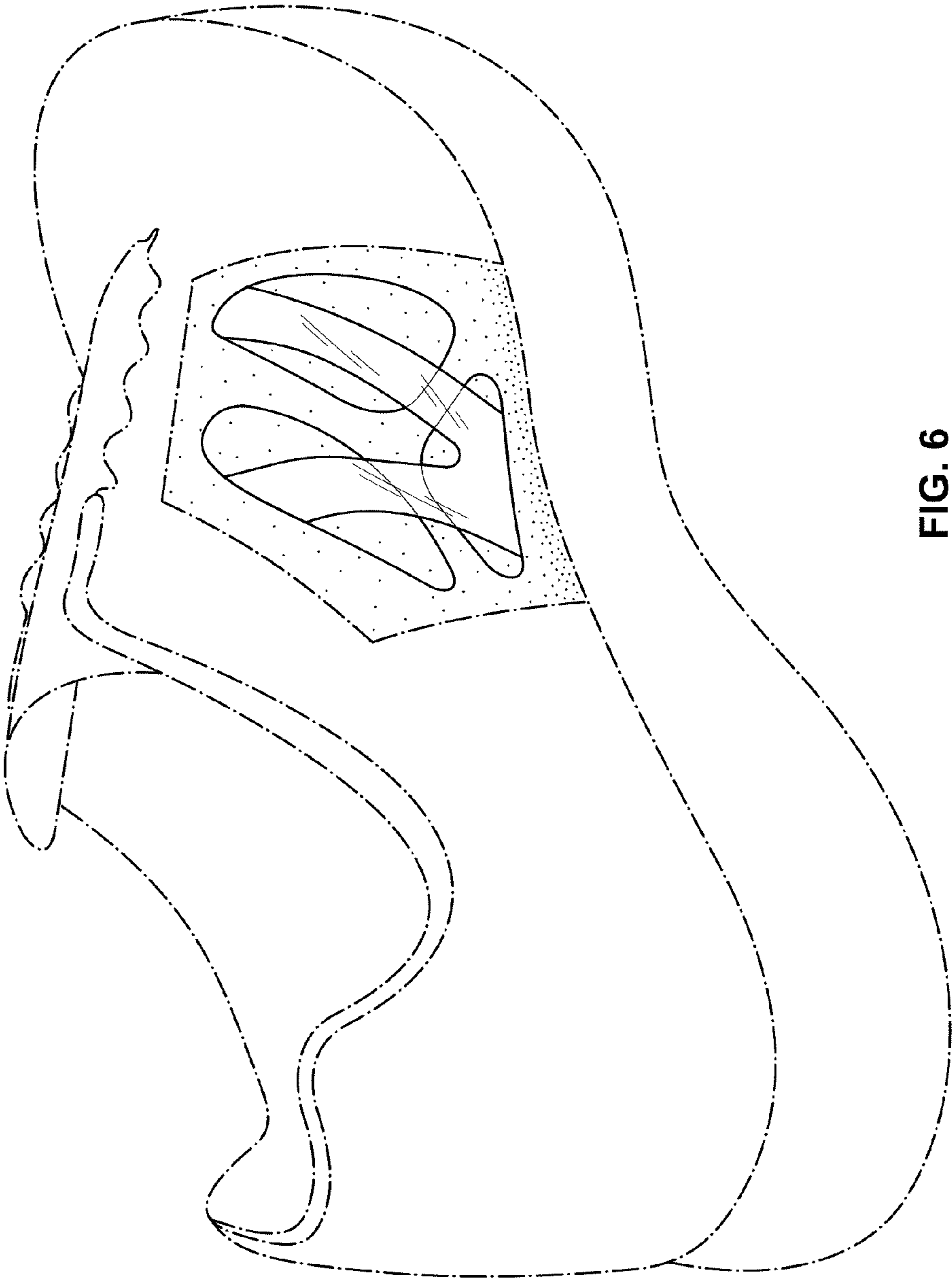


FIG. 6



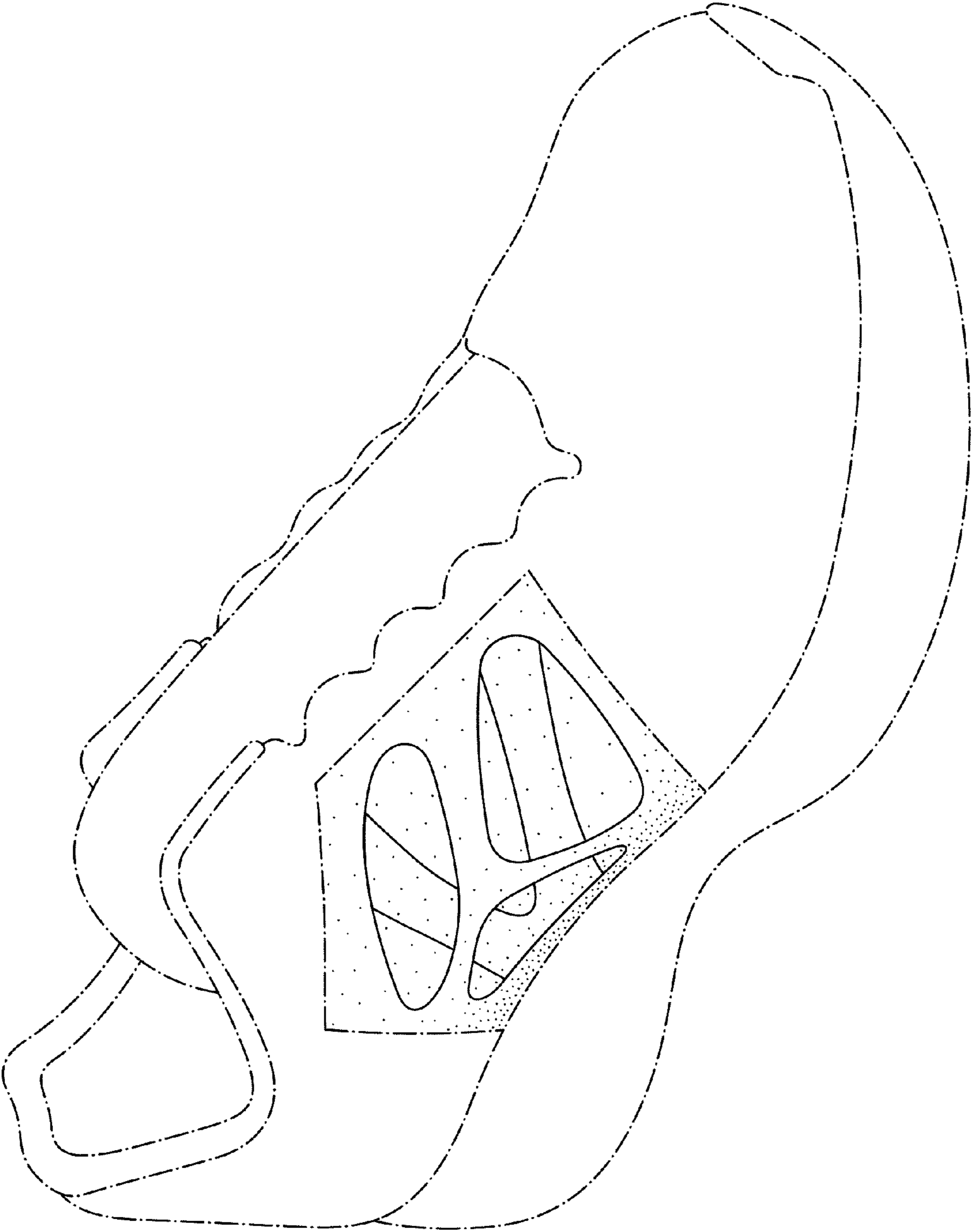


FIG. 7

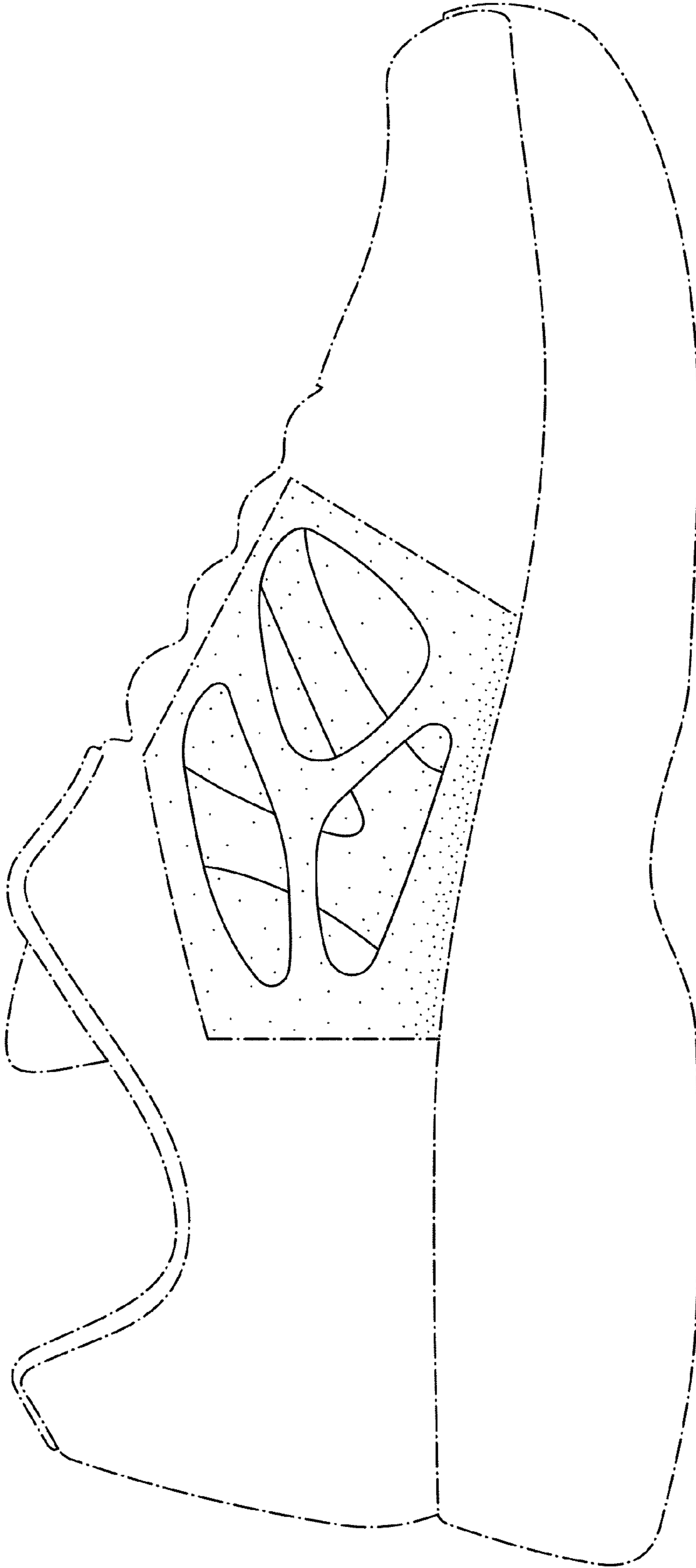


FIG. 8

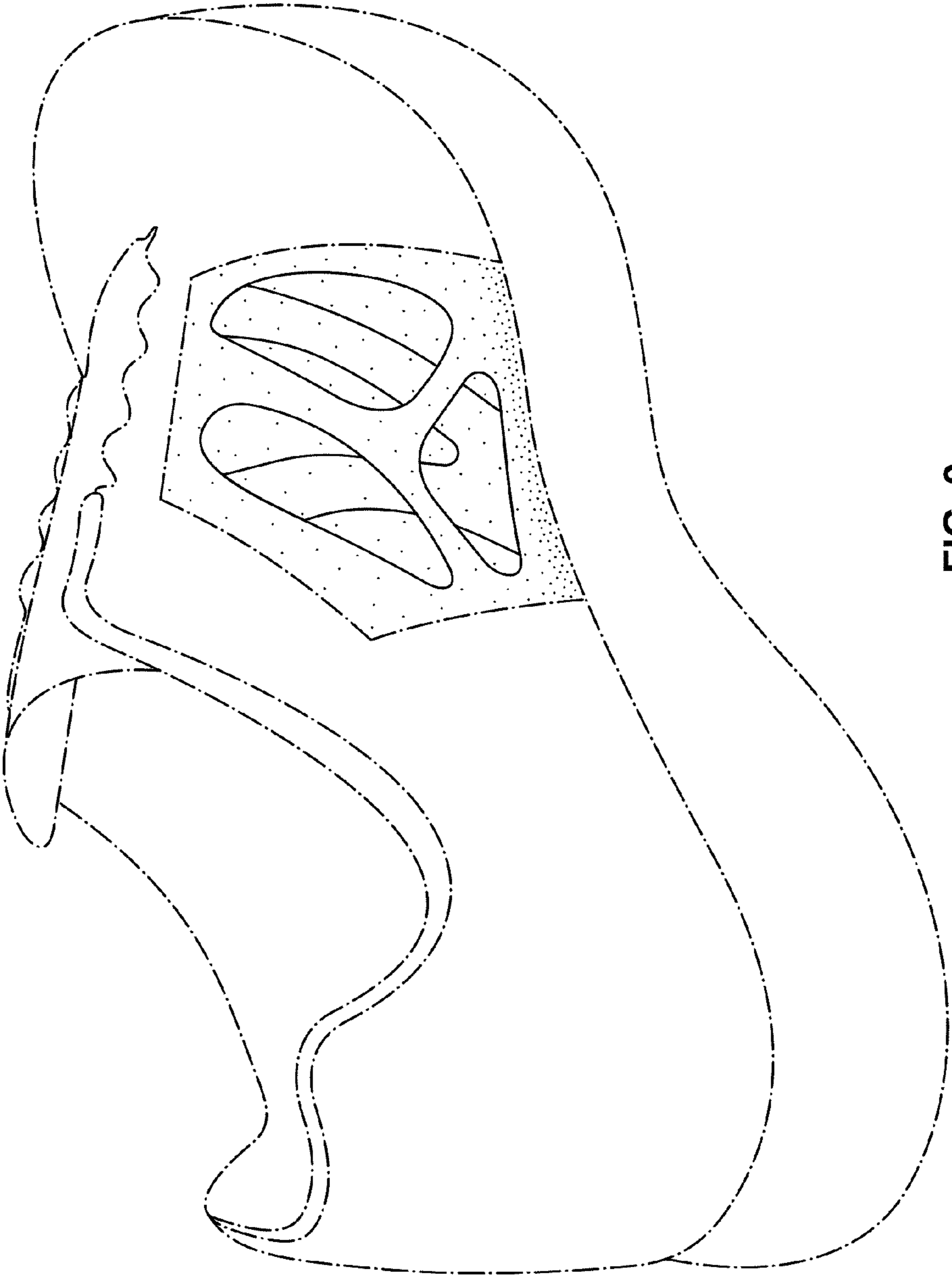


FIG. 9

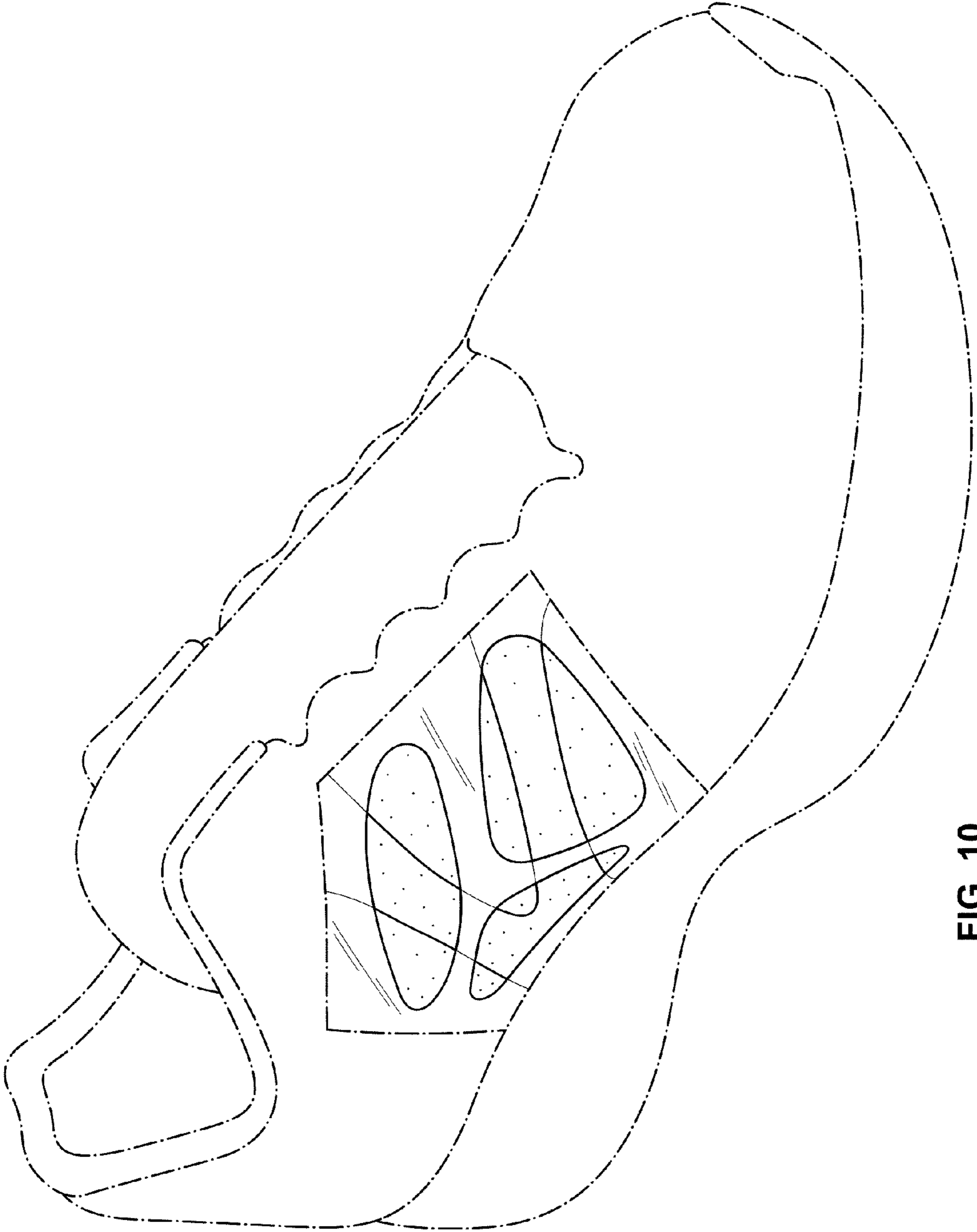


FIG. 10

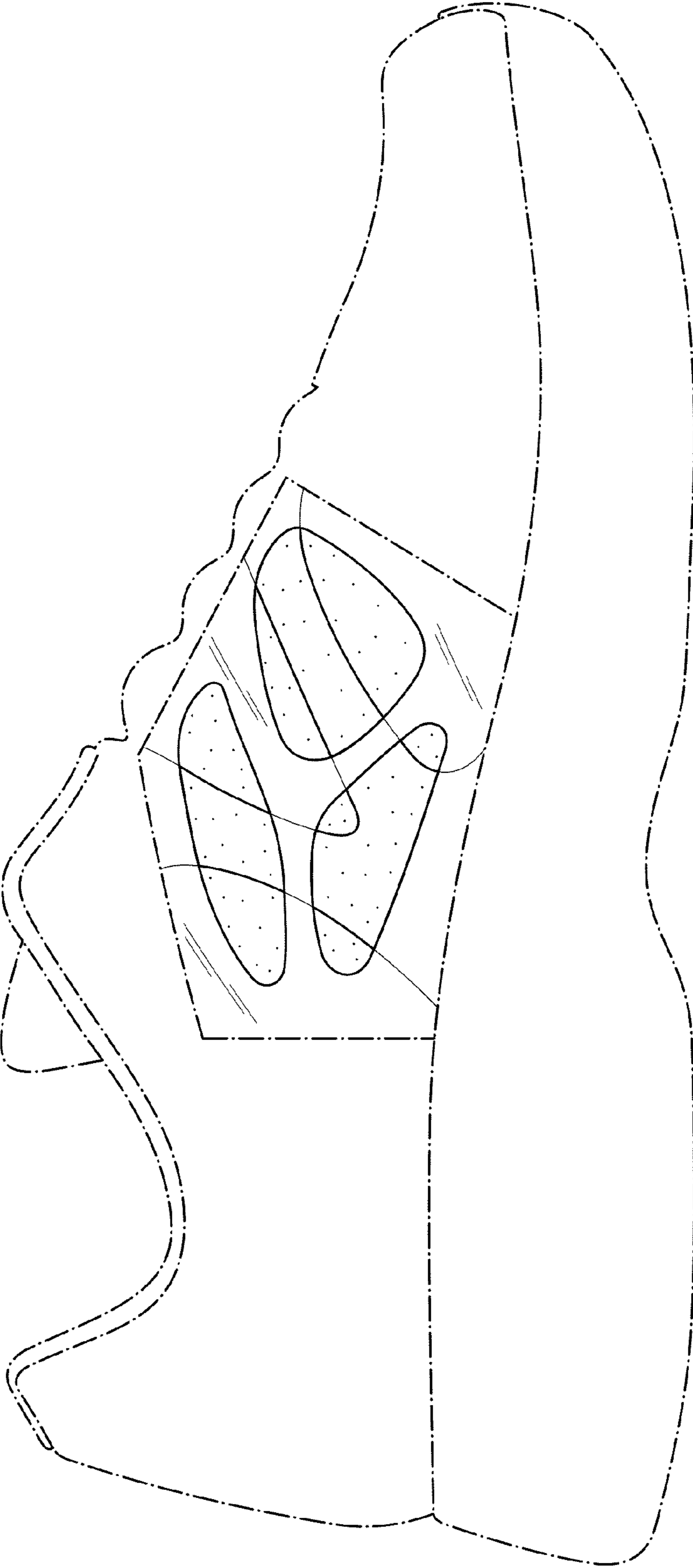


FIG. 11

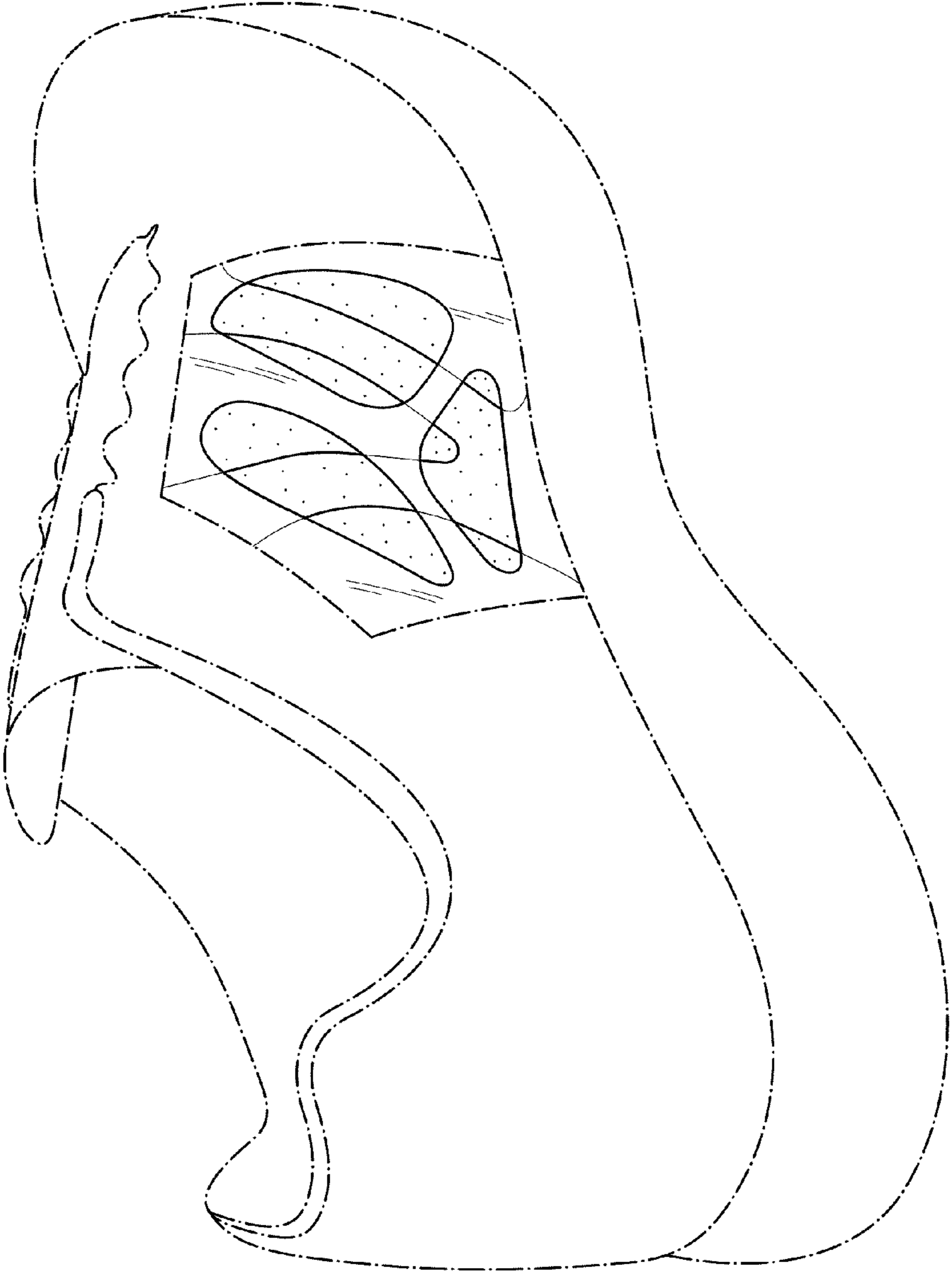


FIG. 12