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

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(54) **SHOE UPPER**

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

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

(52) **U.S. Cl.** **D2/972; D2/945**

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D2/902, 906–908, 937, 938, 942–945, 969,
D2/972–974; 36/45–49, 50.1, 77 M, 77 R,
36/83, 88, 113, 114, 126–131

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D65,515 S *	9/1924	Bohr	.....	D2/943
D73,450 S *	9/1927	Tauber	.....	D2/943
1,677,370 A *	7/1928	Roewade	.....	36/128
1,695,225 A *	12/1928	Bohr	.....	D2/974
D90,234 S *	7/1933	Daniels	.....	D2/969
D94,453 S *	1/1935	Sofransky	.....	D2/937
D108,128 S *	1/1938	Pick	.....	D2/974
D125,427 S *	2/1941	Pick	.....	D2/945
D473,705 S *	4/2003	Nason	.....	D2/972
D553,843 S *	10/2007	Chang	.....	D2/972
D572,001 S *	7/2008	Hatfield et al.	.....	D2/972
D607,186 S	1/2010	McDonald		
D611,238 S	3/2010	McDonald		
D615,284 S	5/2010	McDonald		
D617,084 S	6/2010	McDonald		
D624,297 S *	9/2010	Henderson	.....	D2/972
D636,585 S	4/2011	Williams, Jr.		
D638,621 S	5/2011	Mayden		
D643,203 S	8/2011	Mermet		
D648,109 S	11/2011	Raasch		
D650,570 S *	12/2011	Luedecke	.....	D2/972

FOREIGN PATENT DOCUMENTS

EM 001941162-0003 2/2011

OTHER PUBLICATIONS

Nike Footwear Catalog, Footwear: Spring 2008, p. 202, published May 2007, Nike, Inc., USA.
 Nike Footwear Catalog, Performance Footwear: Holiday 2008, p. 60, published Feb. 2008, Nike, Inc., USA.
 Nike Footwear Catalog, Performance Footwear: Fall 2010, p. 23, published Nov. 2009, Nike, Inc., USA.
 Nike Footwear Catalog, Men's Footwear: Sportswear: Holiday 2010, p. 9, published Feb. 2010, Nike, Inc., USA.
 Nike Footwear Catalog, Core Reax Footwear: Fall 2011, p. 32, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.
 Nike Footwear Catalog, Women's Training Footwear: Spring 2011, p. 25, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA. Nike Air Zoom Kobe III Shoe [online]. [retrieved on Jan. 11, 2012]. Retrieved from internet, <URL: <http://www.footlocker.com/promotion/promoId:5002701/kobe-shoes-history/>>.
 Nike Free TR Fit Women's Training Shoes [online]. [retrieved on Jan. 11, 2012]. Retrieved from internet, <URL: http://www.finishline.com/store/catalog/product.jsp?sourceid=paidsearch&productId=prod674138&NIKE&cid=PLA_1728295&mkwid=st49OTA1D&origin=pla&gclid=CM7n9-XlyK0CFWcBQAodlhmJjg>.
 Nike Free TR Fit Women's Training Shoes—Red/Yellow—[online], [retrieved on Jan. 12, 2012]. <URL: <http://www.freesonly.com/nike-free-tr-fit-red-yellow-for-women-p-153.html>>.

* cited by examiner

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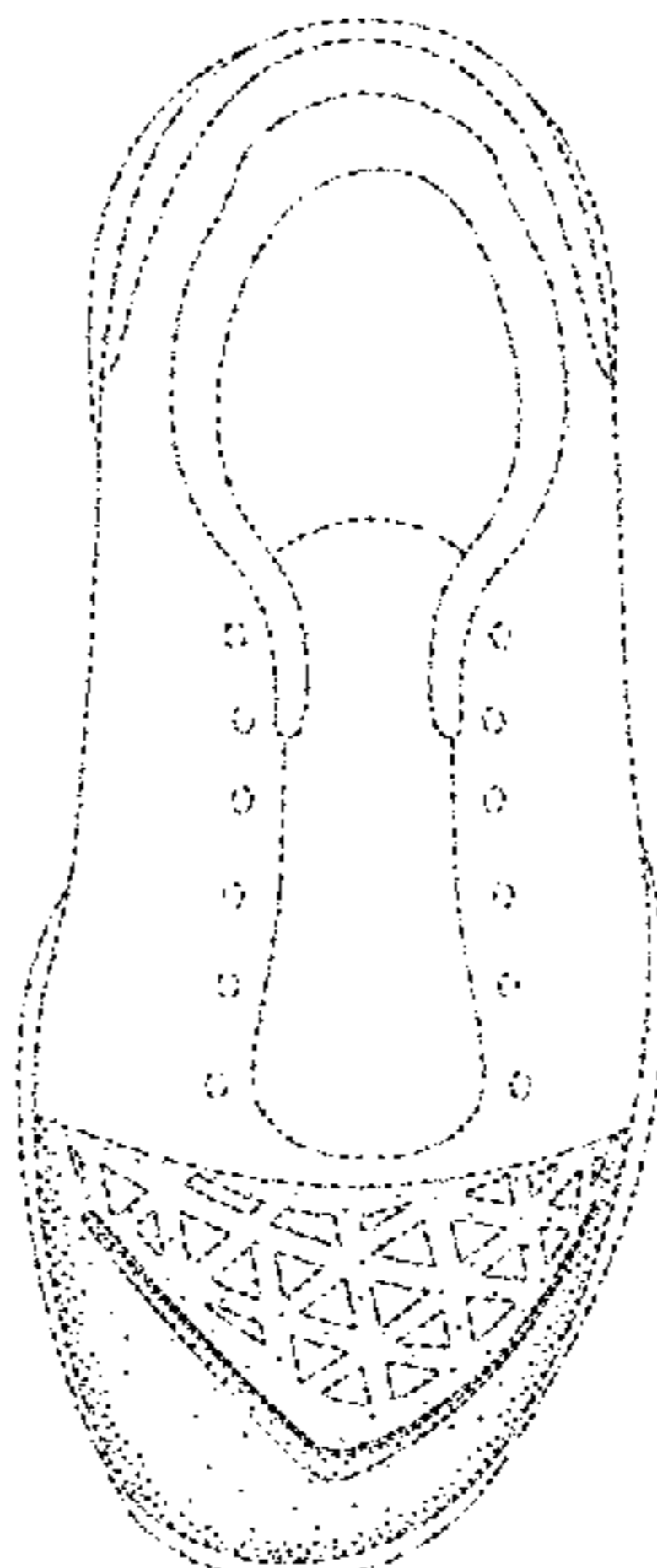
(57) **CLAIM**

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 lateral side view thereof;
 FIG. 3 is a medial side view thereof; and,
 FIG. 4 is a top view thereof.
 The broken lines immediately adjacent to the shaded area represent unclaimed boundaries of the design. The 25 unshaded polygonal regions within the shaded area 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, 4 Drawing Sheets



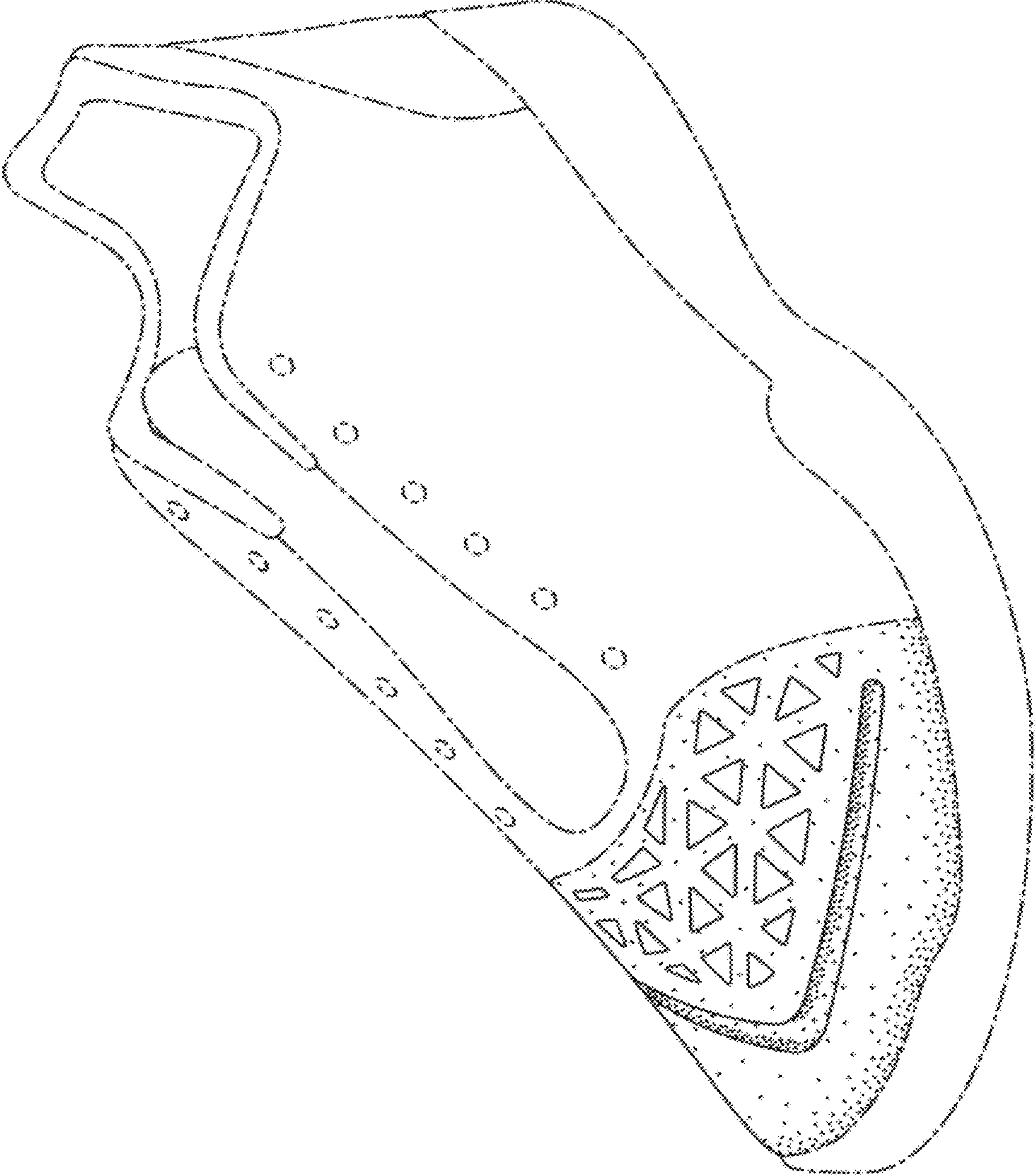


FIG. 1

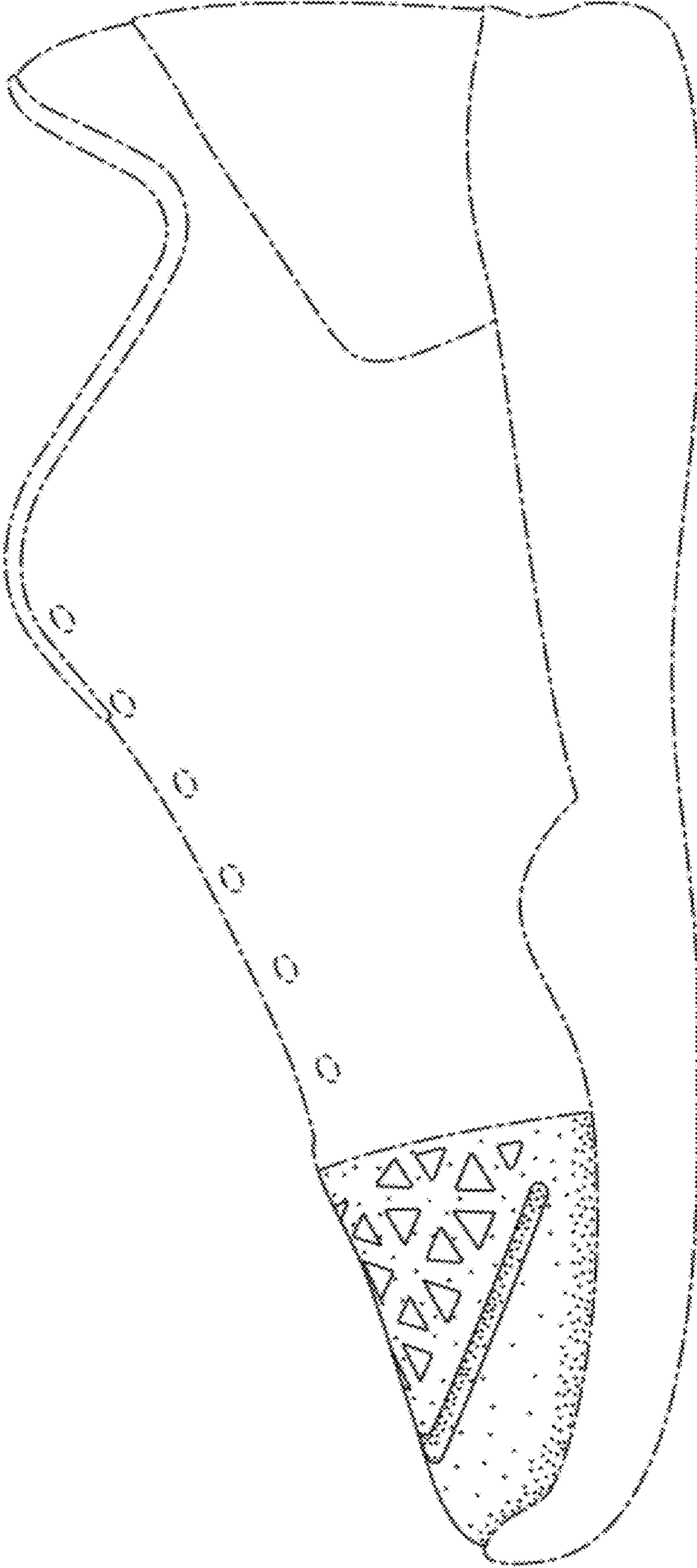


FIG. 2

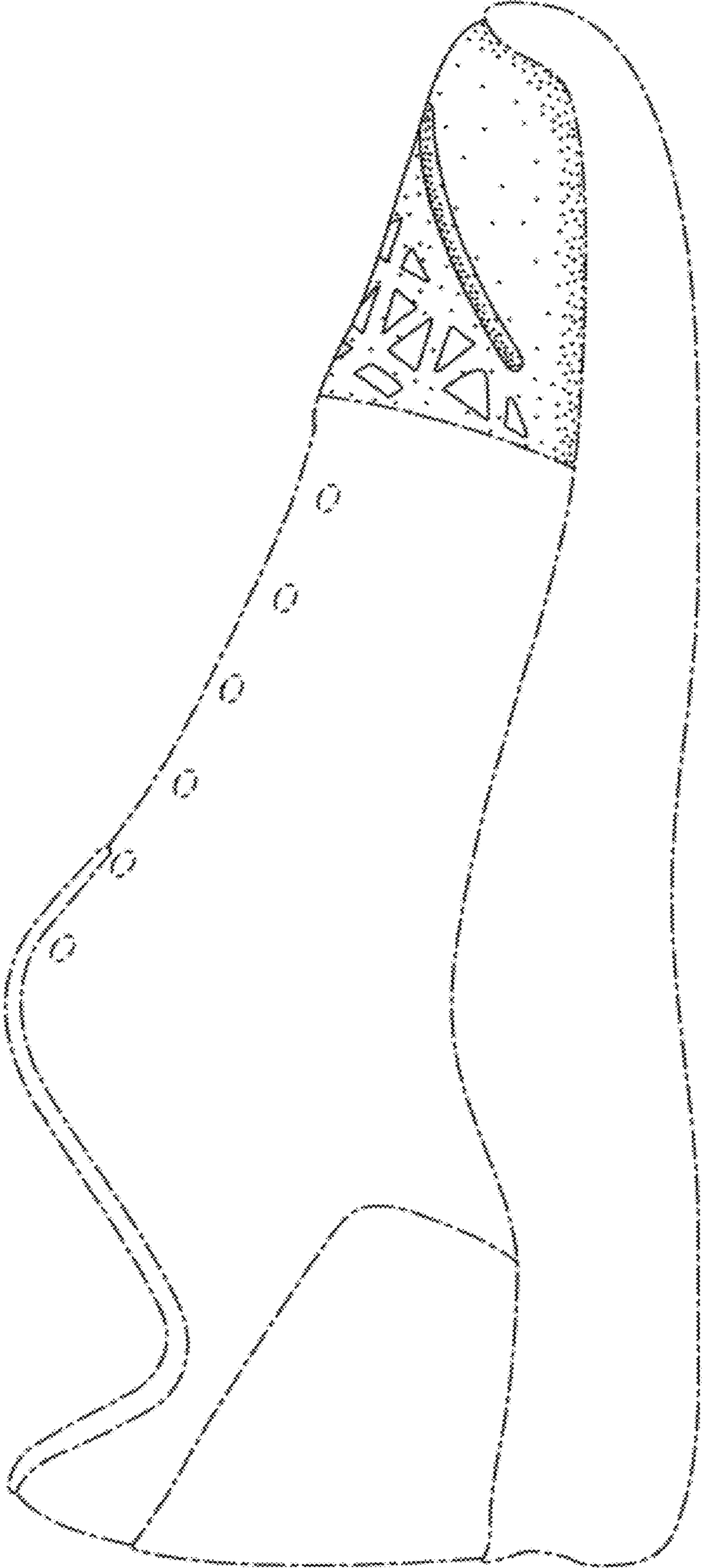


FIG. 3

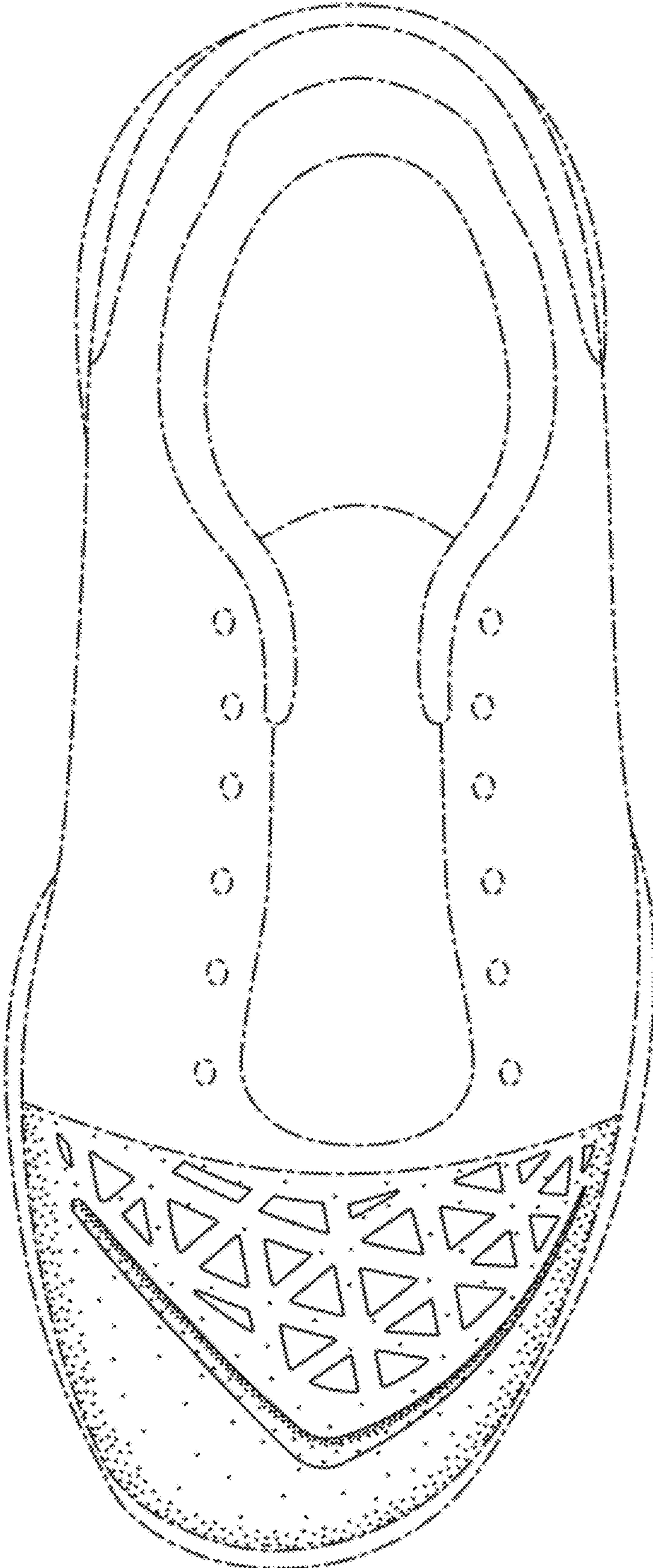


FIG. 4