

US00D662310S

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

(10) **Patent No.:** **US D662,310 S**  
(45) **Date of Patent:** **\*\* Jun. 26, 2012**

(54) **SHOE UPPER**

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

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

(21) Appl. No.: **29/414,584**

(22) Filed: **Feb. 29, 2012**

(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, 969, 97,  
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**

|              |         |                      |        |
|--------------|---------|----------------------|--------|
| D173,030 S * | 9/1954  | Hoza .....           | D2/902 |
| D307,508 S   | 5/1990  | Miller et al.        |        |
| D307,663 S   | 5/1990  | Boucher et al.       |        |
| D311,092 S   | 10/1990 | Hatfield             |        |
| D315,055 S   | 3/1991  | Rogers               |        |
| D317,824 S   | 7/1991  | Hatfield             |        |
| D319,918 S   | 9/1991  | Hatfield             |        |
| D322,505 S   | 12/1991 | Hatfield             |        |
| D330,452 S * | 10/1992 | Hatfield et al. .... | D2/970 |
| D331,656 S   | 12/1992 | Greene               |        |
| D334,090 S * | 3/1993  | Teague .....         | D2/970 |
| D339,451 S   | 9/1993  | Greene               |        |
| D342,821 S   | 1/1994  | Avar                 |        |
| D357,574 S   | 4/1995  | Morris               |        |
| D382,699 S   | 8/1997  | Avar                 |        |
| D385,099 S   | 10/1997 | Avar                 |        |
| D406,628 S * | 3/1999  | Avar et al. ....     | D2/973 |
| D415,875 S   | 11/1999 | Falguere             |        |
| D438,698 S   | 3/2001  | Matis                |        |
| D492,097 S   | 6/2004  | Magro                |        |
| D514,798 S * | 2/2006  | Avar .....           | D2/972 |
| D524,527 S * | 7/2006  | Shin .....           | D2/972 |
| D528,768 S * | 9/2006  | Teague .....         | D2/972 |

|              |         |               |        |
|--------------|---------|---------------|--------|
| D529,275 S * | 10/2006 | Wozniak ..... | D2/972 |
| D536,515 S   | 2/2007  | Koyess        |        |
| D568,596 S * | 5/2008  | Petrie .....  | D2/972 |
| D571,991 S * | 7/2008  | Petrie .....  | D2/969 |
| D573,784 S * | 7/2008  | Petrie .....  | D2/972 |
| D593,306 S   | 6/2009  | St-Louis      |        |
| D633,284 S   | 3/2011  | Opie          |        |
| D643,200 S * | 8/2011  | Chang .....   | D2/972 |
| D643,612 S * | 8/2011  | Chang .....   | D2/972 |
| D648,113 S   | 11/2011 | Chang         |        |
| D649,766 S * | 12/2011 | Petrie .....  | D2/972 |
| D649,767 S * | 12/2011 | Petrie .....  | D2/972 |

**OTHER PUBLICATIONS**

Nike Footwear Catalog, Footwear: Spring 1990, pp. 4, 22, and 40, published Jun. 1989, Nike, Inc., USA.  
Nike Footwear Catalog, Footwear: Fall 1991, p. 60, published Dec. 1990, Nike, Inc., USA.  
Nike Footwear Catalog, Footwear: Fall 1992, pp. 22, 24, and 30, published Dec. 1991, Nike, Inc., USA.

(Continued)

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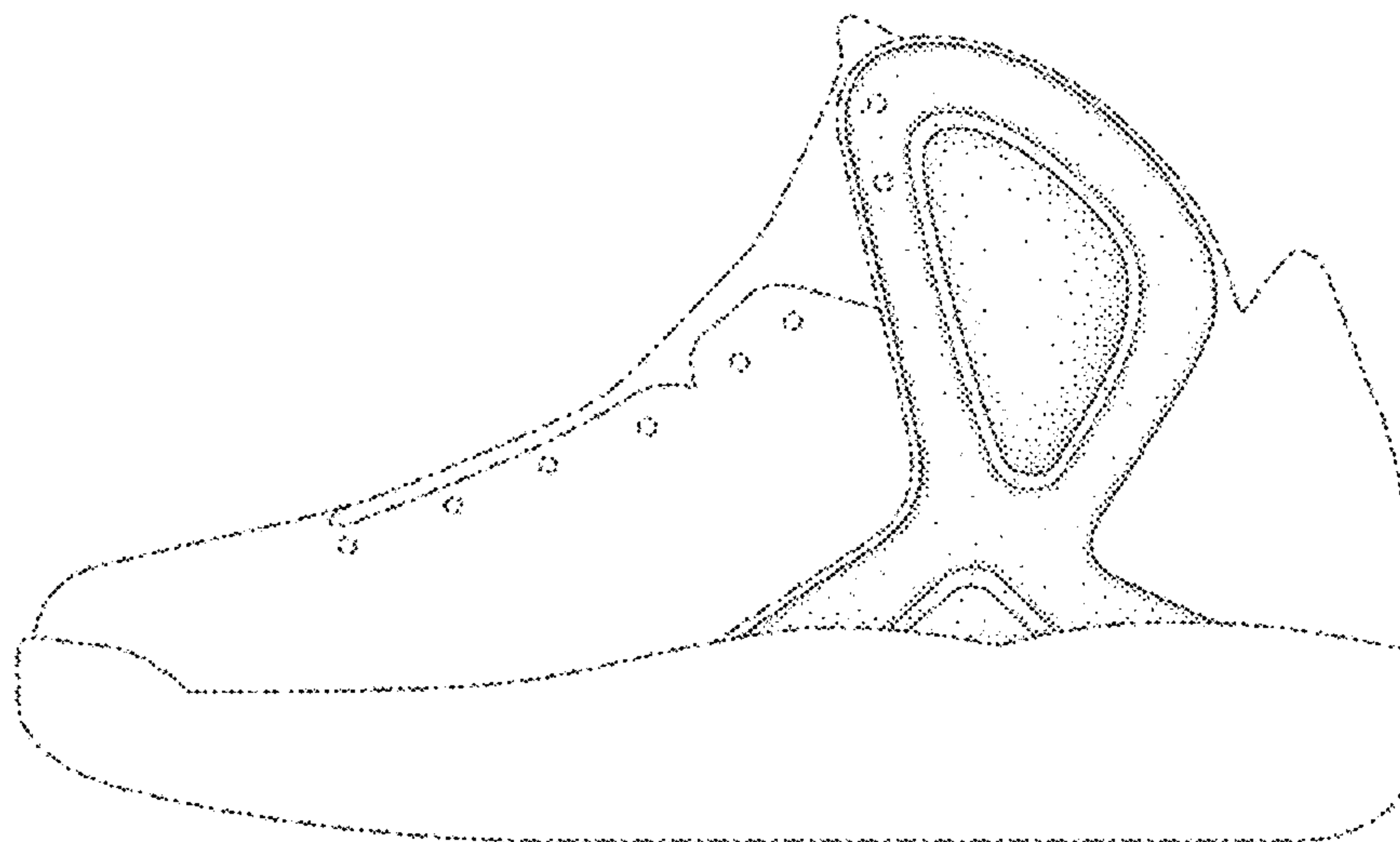
(57) **CLAIM**

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

**DESCRIPTION**

FIG. 1 is a front perspective view of a 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**



OTHER PUBLICATIONS

Nike Footwear Catalog, Footwear: Spring 1993, pp. 20 and 30, published Jun. 1992, Nike, Inc., USA.

Nike Footwear Catalog, Footwear: Spring 1994, pp. 26 and 84, published Jun. 1993, Nike, Inc., USA.

Nike Footwear Catalog, Men's Specialty and Women's & Kids' Footwear: Fall 1998, p. M28, published Dec. 1997, Nike, Inc., USA.

Nike Footwear Catalog, Men's and Women's Footwear: Fall 2001, p. 38, published Nov. 2000, Nike, Inc., USA.

Nike Footwear Catalog, Men's, Women's, and Kids' Footwear: Holiday 2003, p. 41, published Mar. 2003, Nike, Inc., USA.

Nike Footwear Catalog, Men's, Women's, Boy's, and Girl's Footwear: Spring 2005, p. 37, published Jun. 2004, Nike, Inc., USA.

Nike Footwear Catalog, Footwear: Fall 2006, p. 51, published Nov. 2005, Nike, Inc., USA.

Nike Footwear Catalog, Footwear: Spring 2008, p. 40, published May 2007, Nike, Inc., USA.

Nike Footwear Catalog, Performance Footwear: Fall 2010, p. 57, published Nov. 2009, Nike, Inc., USA.

Nike Footwear Catalog, Men's Performance Footwear: Holiday 2011, p. 32, published date unknown, but prior to the filing date of the present application, Nike, Inc., USA.

Nike Footwear Catalog, Men's Performance Footwear: Spring 2012, p. 31, published May 2011, Nike, Inc., USA.

\* cited by examiner

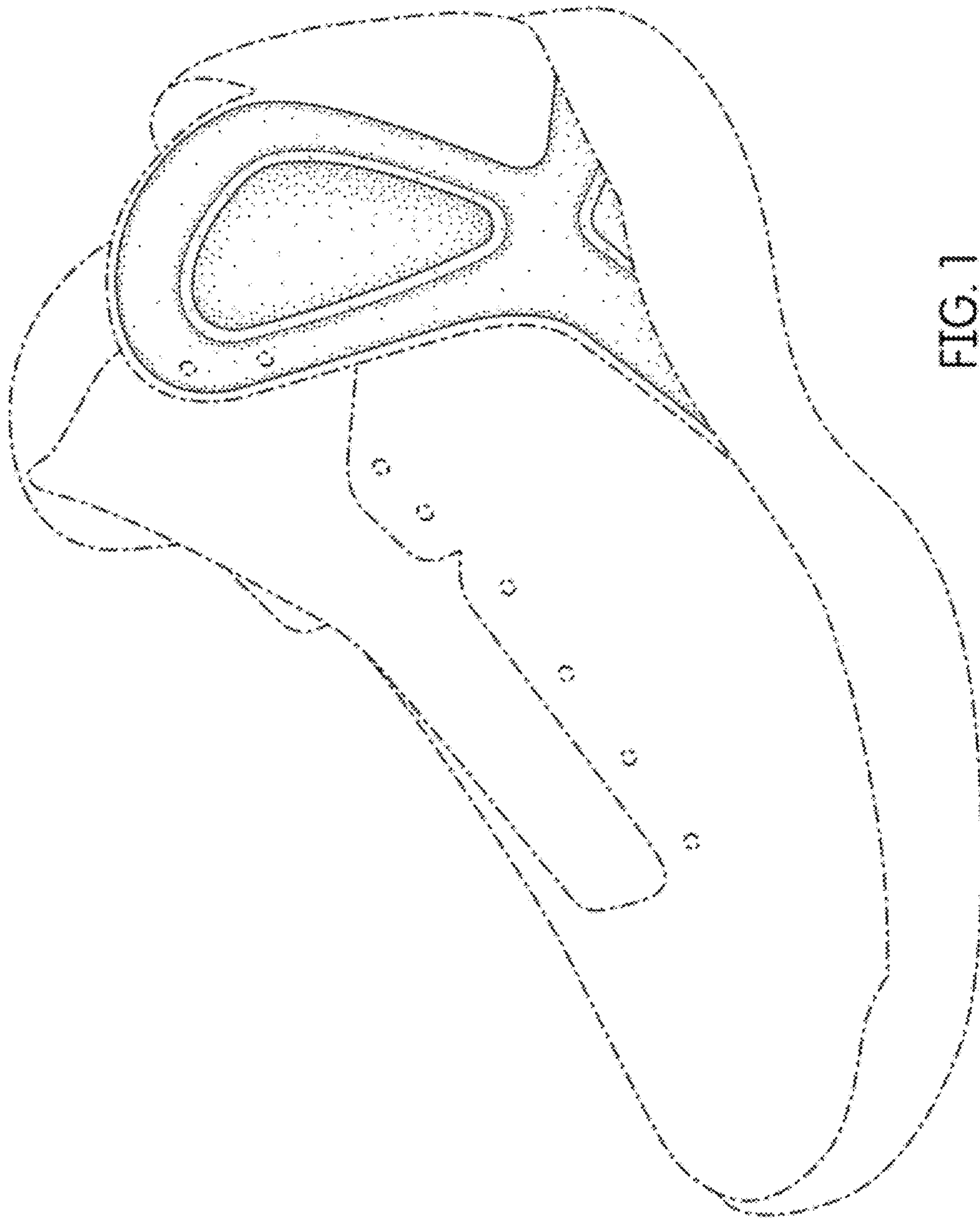


FIG. 1

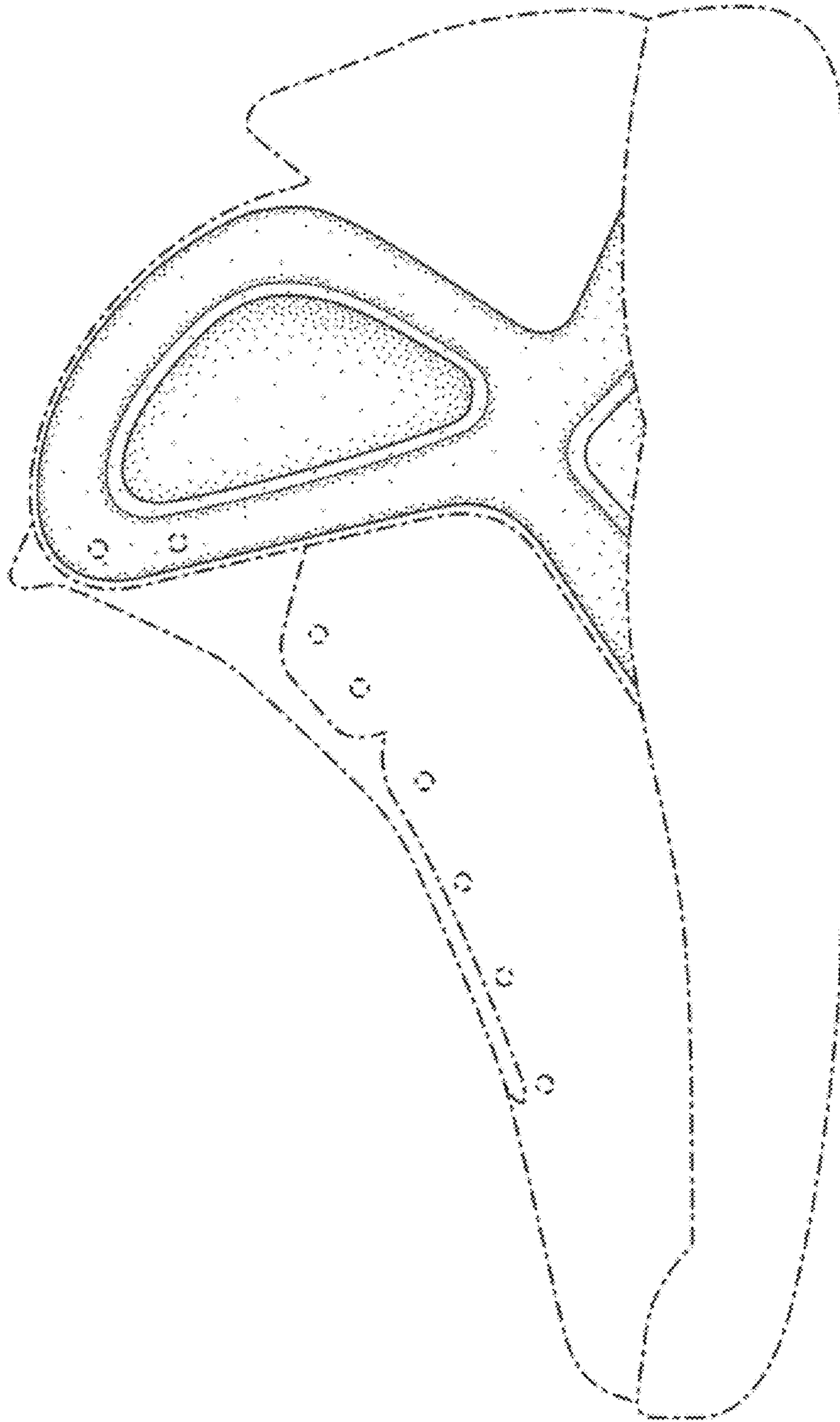


FIG. 2



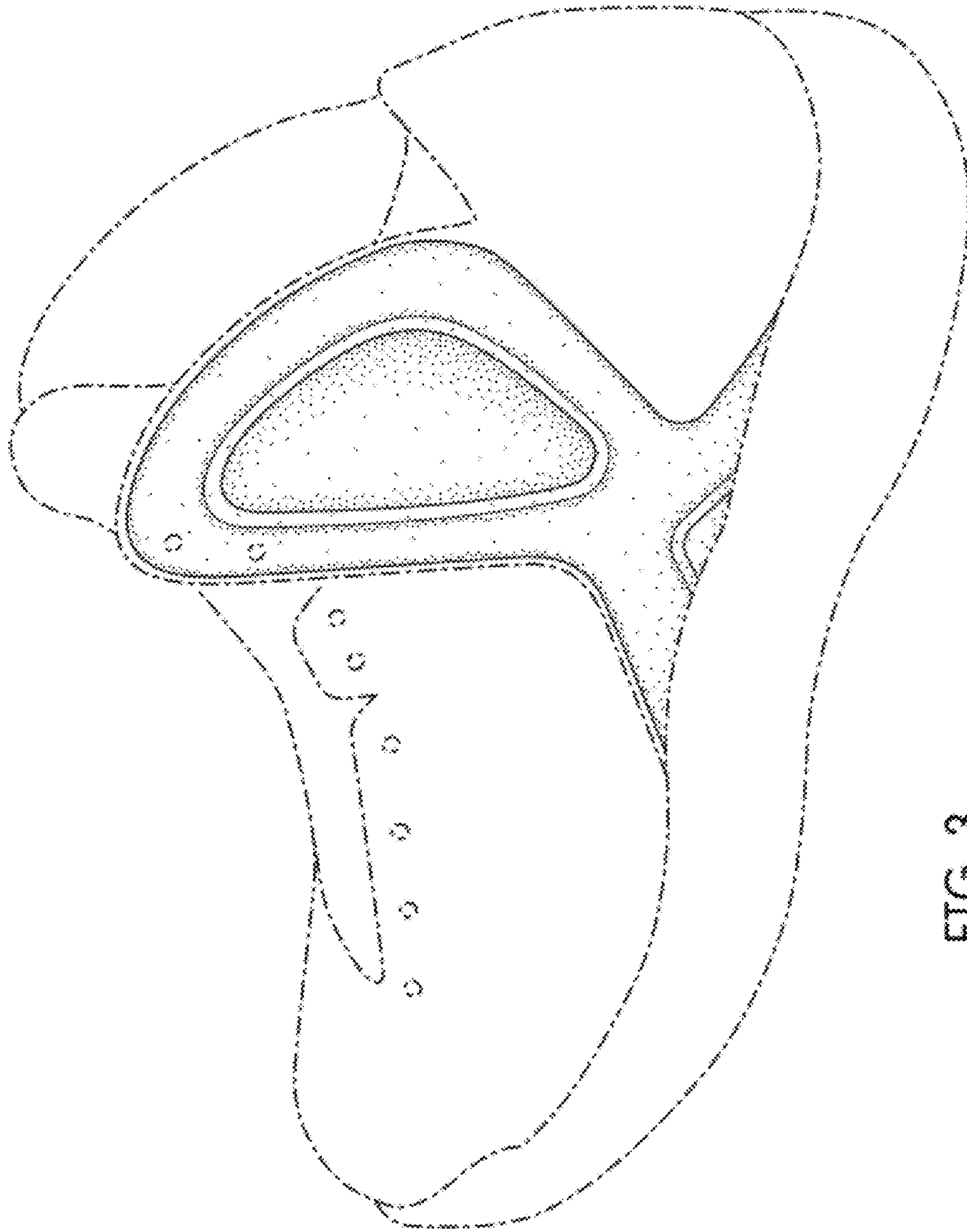


FIG. 3