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(12) **United States Design Patent**
O'Connor

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(54) **SHOE UPPER**

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

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

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

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D2/902, 906-908, 923, 943-945, 969, 972-975;
36/45-49, 50.1, 54, 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

D54,215 S	11/1919	Johnson	
D92,737 S	7/1934	Miller	
D173,700 S	* 12/1954	Hosker	D2/907
D278,185 S	4/1985	Michaeli	
D278,186 S	4/1985	Michaeli	
D294,422 S	3/1988	Gamm	
D330,451 S	* 10/1992	Hatfield	D2/970
D349,394 S	8/1994	Hatfield	
D378,242 S	* 3/1997	Smith	D2/972
D381,495 S	* 7/1997	Avar	D2/972
D385,043 S	* 10/1997	Worthington	D2/972
D386,896 S	* 12/1997	Fogg	D2/972
D405,950 S	* 2/1999	Lozano	D2/972
D408,982 S	5/1999	Blakeslee	
D425,694 S	5/2000	Fogg	
D444,623 S	7/2001	Wilson	
D446,922 S	8/2001	Yang	
D451,269 S	12/2001	Burt	
D467,714 S	12/2002	Wilson	
D479,388 S	* 9/2003	Matis	D2/969
D479,392 S	9/2003	Hillyer	
D481,530 S	11/2003	Hillyer	
D504,999 S	* 5/2005	Robbins et al.	D2/969

D505,253 S	* 5/2005	Rask	D2/972
D512,213 S	12/2005	Hlavacs	
D513,450 S	* 1/2006	Portzline	D2/972
D514,302 S	2/2006	Young	
D515,800 S	2/2006	Bertholon	
D516,795 S	3/2006	Tresser	
D521,718 S	5/2006	Young	
D523,228 S	* 6/2006	Henderson	D2/972
D538,027 S	3/2007	Kohastu et al.	
D540,522 S	4/2007	Lotti	
D543,682 S	* 6/2007	Matis et al.	D2/969
D546,539 S	* 7/2007	Paz	D2/972
D548,948 S	* 8/2007	Hui	D2/972
D548,949 S	* 8/2007	Hui	D2/972

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog, Men's and Women's Footwear: Fall 2003, p. 14, published Nov. 2002, Nike, Inc., USA.

(Continued)

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(57) **CLAIM**

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

DESCRIPTION

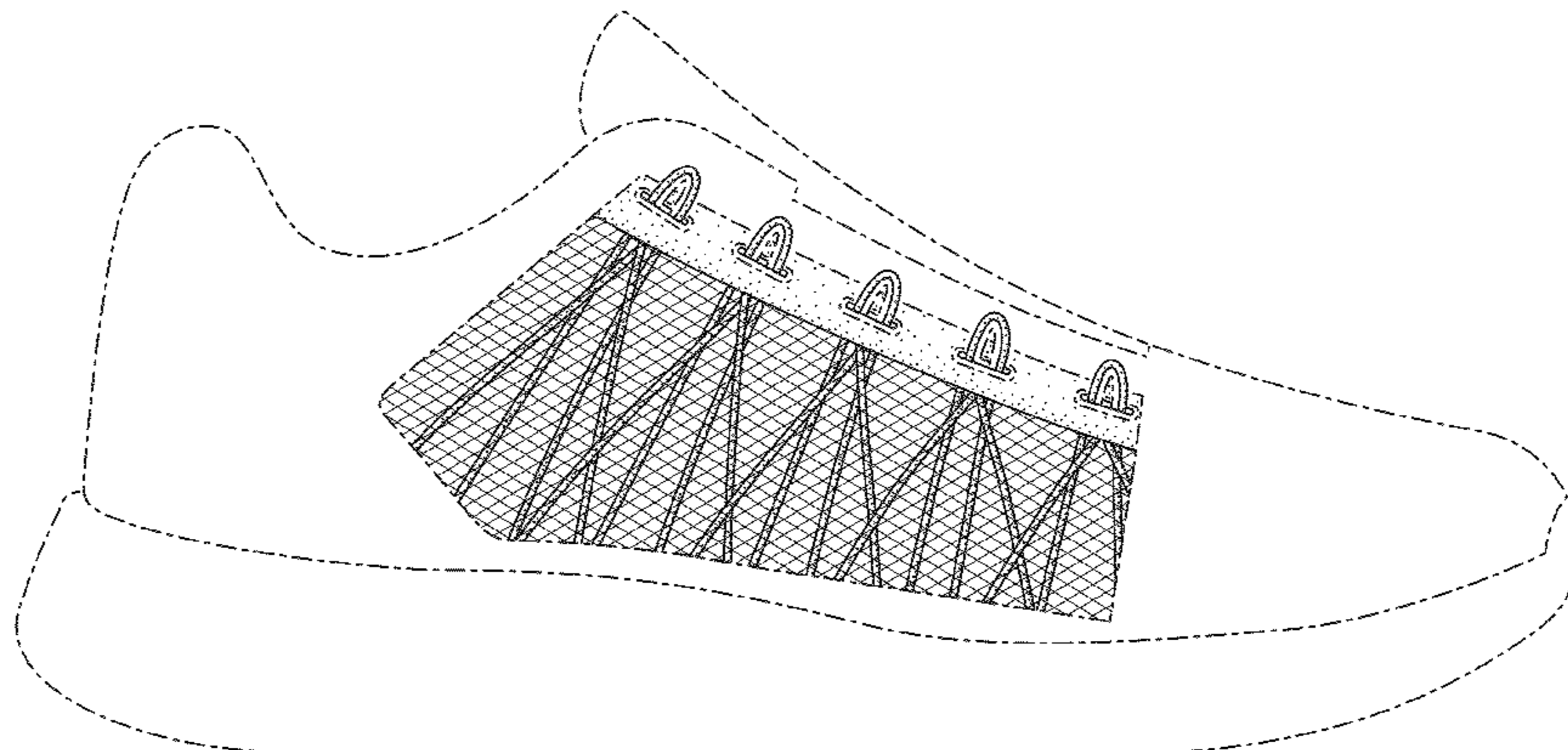
FIG. 1 is a front perspective view of a shoe upper showing my new design;

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 broken lines showing the five inner loops and the five racetrack-shaped elements within the claimed area are for environmental purposes only and 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



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U.S. PATENT DOCUMENTS

D577,892 S * 10/2008 St-Louis et al. D2/969
D577,894 S * 10/2008 St-Louis et al. D2/969
D595,498 S 7/2009 Dolan
D595,499 S * 7/2009 Dekovic D2/972
D604,939 S 12/2009 Grenet
D605,396 S 12/2009 Henderson
D608,540 S 1/2010 Dekovic
D621,147 S 8/2010 Raysse
D621,598 S 8/2010 Leleu
D623,841 S 9/2010 Maejima
D624,745 S 10/2010 Henderson
D636,581 S 4/2011 Petrie
D636,582 S 4/2011 Petrie
D636,593 S 4/2011 Henrichot
D636,594 S 4/2011 Henrichot
D639,042 S * 6/2011 Gibson D2/969
D643,206 S 8/2011 Chang
D648,116 S 11/2011 Avar
D648,518 S 11/2011 Chang
D649,761 S 12/2011 Chang
D653,440 S 2/2012 Hatfield et al.
D653,442 S 2/2012 Hui
D658,862 S 5/2012 Stryjak et al.
D658,865 S 5/2012 Stryjak et al.

D658,866 S 5/2012 Stryjak et al.
D659,372 S 5/2012 Stryjak et al.
D661,885 S * 6/2012 Williams, Jr. D2/972
D666,405 S 9/2012 Shaffer
D666,406 S 9/2012 Shaffer

OTHER PUBLICATIONS

Nike Footwear Catalog, Men's Footwear: Performance: Holiday 2010, p. 51, published Feb. 2010, Nike, Inc., USA.
LunarGlide+2 by Nike, Inc., 1 page of full-color photographs, published 2009.
Air Max+ 2009 by Nike, Inc., 1 page of full-color photographs, published 2010.
Air Hoop Structure FA LE by Nike, Inc., 1 page of full-color photographs, published 2010.
Lebron VII by Nike, Inc., 1 page of full-color photographs, published 2010.
Hyperdunk 2010 by Nike, Inc., 1 page of full-color photographs, published 2010.
Zoom Victory XC by Nike, Inc., 1 page of full-color photographs, published 2010.

* cited by examiner

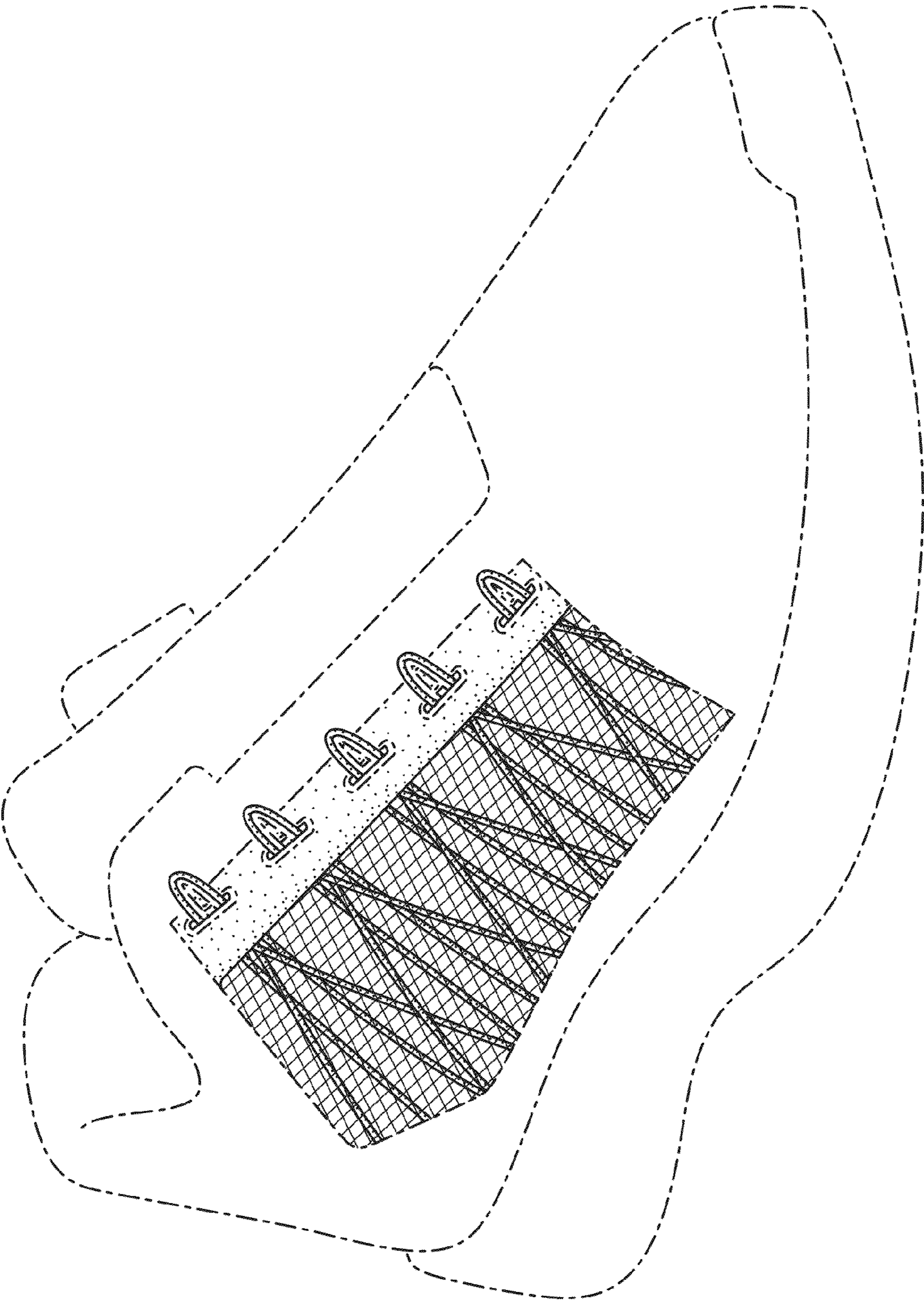


FIG. 1

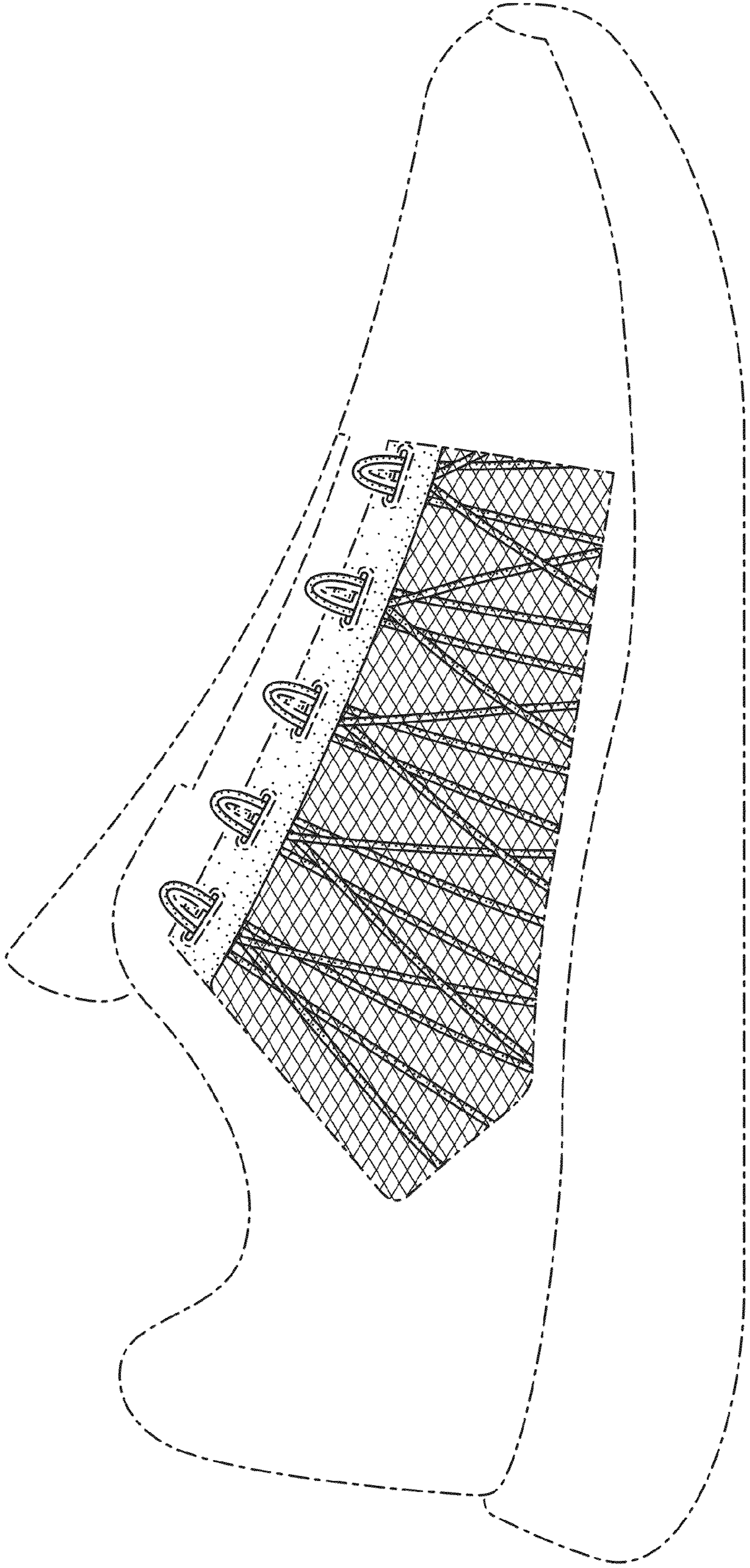


FIG. 2

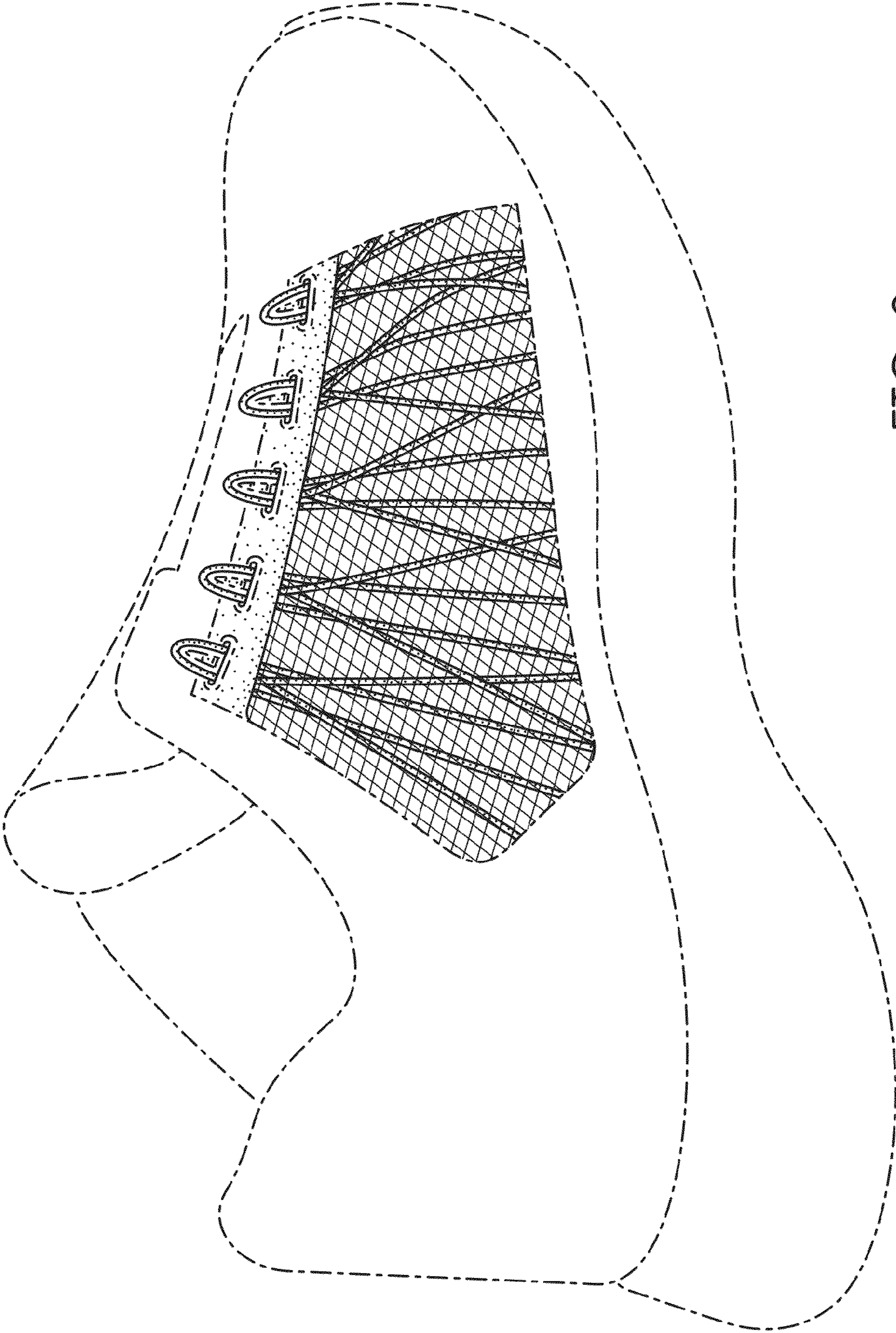


FIG. 3