



US00D684352S

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

(10) **Patent No.:** **US D684,352 S**
(45) **Date of Patent:** **** Jun. 18, 2013**

(54) **SHOE UPPER**
(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)
(72) Inventor: **Marc Dolce**, Beaverton, OR (US)
(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
(**) Term: **14 Years**
(21) Appl. No.: **29/449,954**

D456,597 S 5/2002 Adams
D467,409 S * 12/2002 Wilson D2/969
D467,719 S * 12/2002 Blakeslee D2/972
D498,913 S * 11/2004 Cass D2/972
D514,798 S * 2/2006 Avar D2/972
D620,241 S 7/2010 Nelson
D637,798 S * 5/2011 Della Valle et al. D2/908
D643,205 S 8/2011 Rasmussen
D649,766 S * 12/2011 Petrie D2/972
D661,887 S * 6/2012 Petrie D2/972
D662,310 S * 6/2012 Petrie D2/972
D676,649 S * 2/2013 Fogg et al. D2/972

(22) Filed: **Mar. 15, 2013**
(51) **LOC (9) Cl.** **02-99**
(52) **U.S. Cl.**
USPC **D2/972**
(58) **Field of Classification Search**
USPC D2/902, 906-908, 944, 969, 972-974;
36/45, 50.1, 77 M, 77 R, 83, 88, 113, 114,
36/126-131
See application file for complete search history.

OTHER PUBLICATIONS

Nike Footwear Catalog, 1987 Fall Footwear, p. 124, published Jan. 1987, NIKE, Inc., USA.
Nike Footwear Catalog, 1989 Fall Footwear, p. 56, published Dec. 1988, NIKE, Inc., USA.

(Continued)

Primary Examiner — Dominic Simone
(74) *Attorney, Agent, or Firm* — Banner & Witcoff, Ltd.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D295,688 S 5/1988 Brown et al.
D310,292 S * 9/1990 Selbiger D2/969
D315,055 S * 3/1991 Rogers et al. D2/970
D318,364 S 7/1991 McCrea
D325,291 S 4/1992 Hatfield
D330,624 S 11/1992 Worthington
D340,347 S 10/1993 Close
D347,107 S 5/1994 Adams
D357,575 S 4/1995 Dahlsten
D367,554 S 3/1996 James
D370,554 S 6/1996 Greene
D376,901 S * 12/1996 Avar et al. D2/972
D383,298 S * 9/1997 Yun D2/972
D395,353 S * 6/1998 Avar D2/972
D406,628 S * 3/1999 Avar et al. D2/973
D412,395 S * 8/1999 von Conta et al. D2/969
D435,162 S * 12/2000 Wilson D2/969
D449,925 S * 11/2001 Teague D2/972

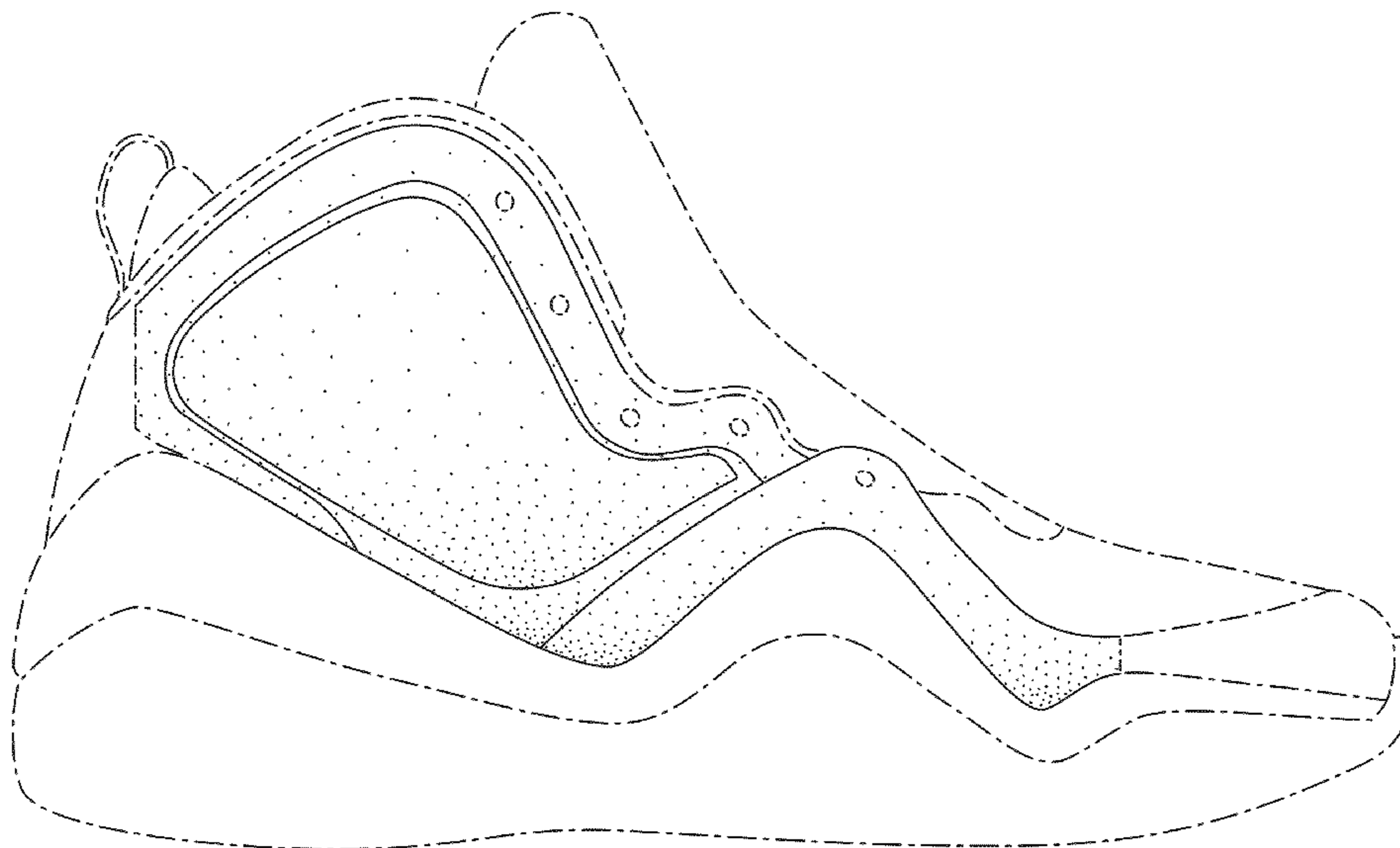
(57) **CLAIM**

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 unshaded regions within or adjacent to the shaded area, including the five 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, 1990 Spring Footwear, p. 58, published Jun. 1989, NIKE, Inc., USA.

Nike Footwear Catalog, 1995 Late Spring Footwear, p. 6, published Sep. 1994, NIKE, Inc., USA.

Nike Footwear Catalog, 2010 Spring: Urban Good Footwear, p. 5, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.

Nike Footwear Catalog, 2010 Spring: Kids 6.0 Footwear, p. 5, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.

Nike Footwear Catalog, 2011 Holiday: Women's Sportswear Footwear, p. 8, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.

Nike Footwear Catalog, 2011 Holiday: Women's Performance Footwear, p. 29, published date unknown, but prior to the filing date of the present application, NIKE, Inc. USA.

Nike Footwear Catalog, 2012 Spring: Women's Performance Footwear, p. 20, published May 2011, NIKE, Inc., USA.

* cited by examiner

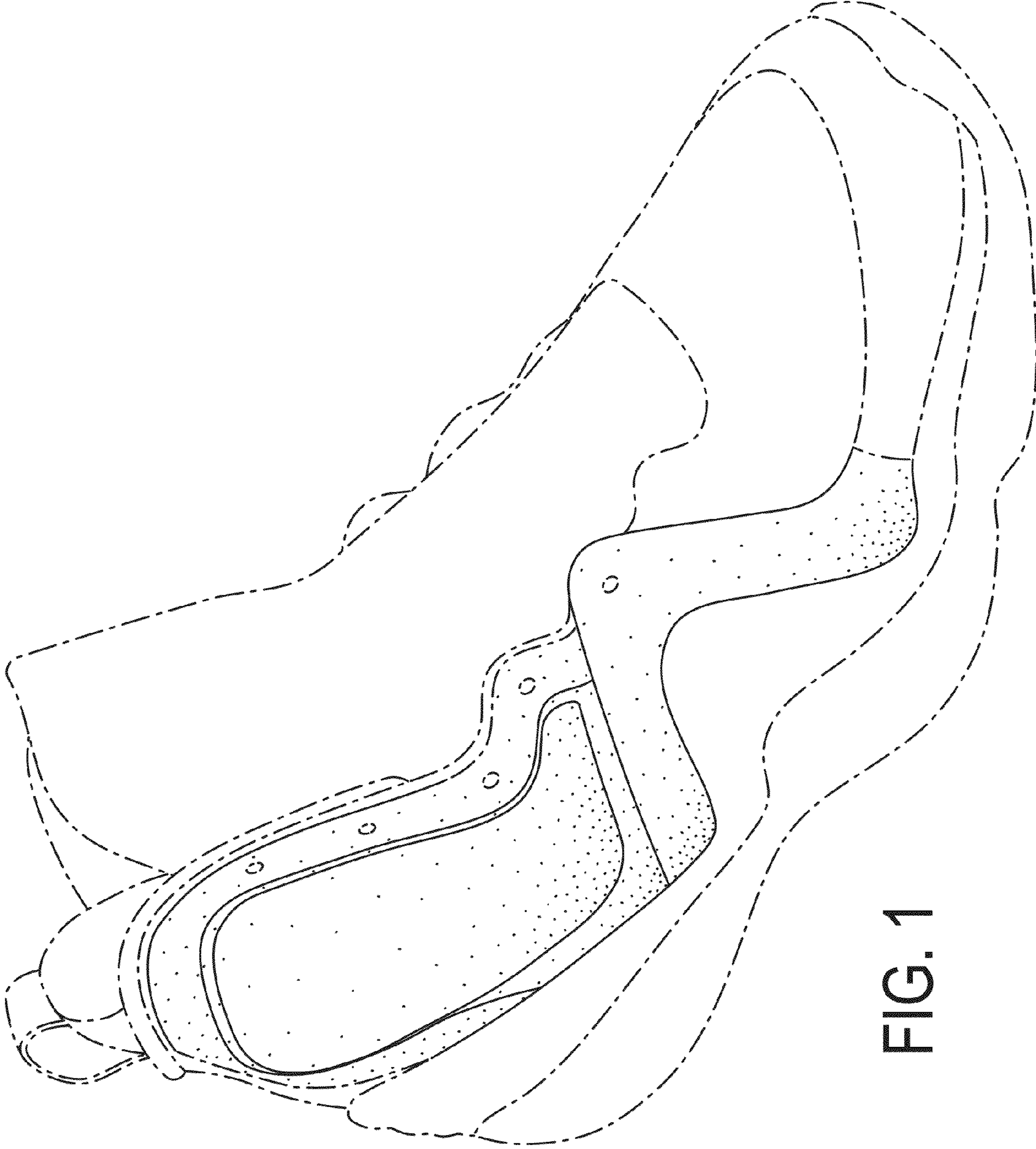


FIG. 1

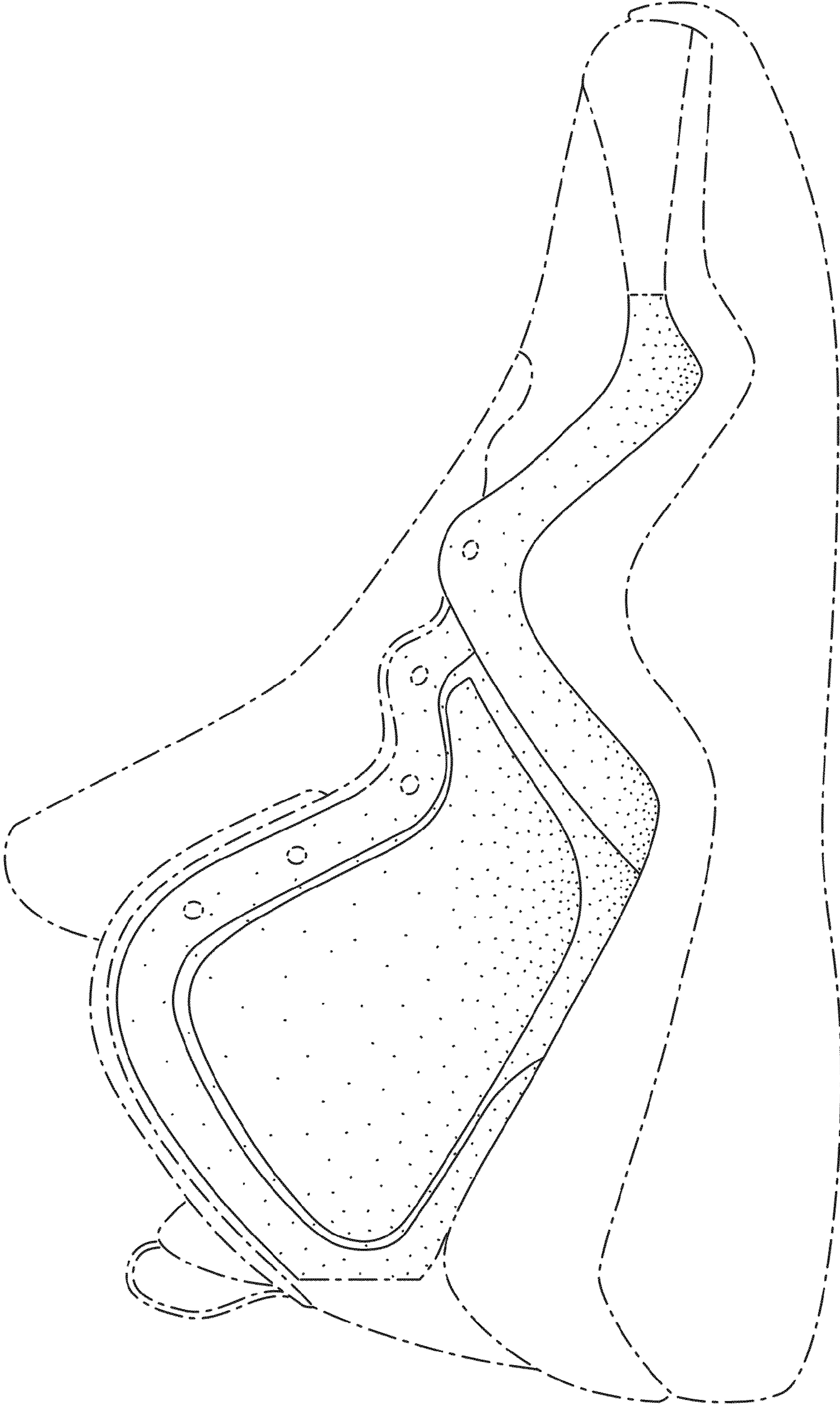


FIG. 2

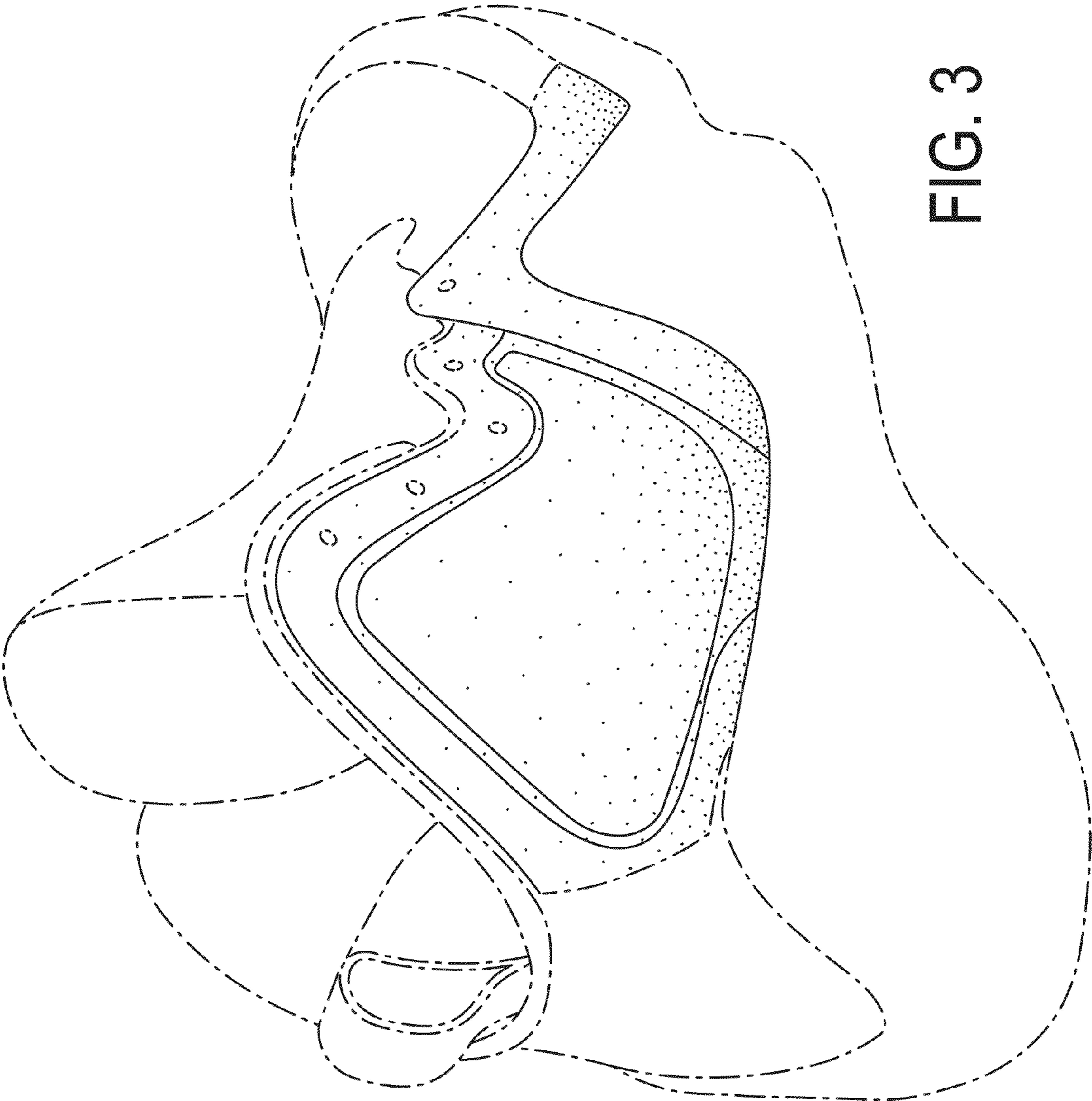


FIG. 3