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

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(54) **SHOE UPPER**

- (71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)
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- (73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
- (\*\*) Term: **14 Years**
- (21) Appl. No.: **29/456,611**
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- (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.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

1,617,430	A	2/1927	Wolfelt	
D305,077	S	12/1989	McKinstry	
D307,974	S	5/1990	McKinstry	
D311,091	S	* 10/1990	McKinstry	D2/972
D311,809	S	* 11/1990	Jimenez	D2/969
D311,987	S	* 11/1990	McKinstry	D2/969
D315,389	S	3/1991	Spence	
D316,475	S	4/1991	McKinstry	
D320,688	S	* 10/1991	McKinstry	D2/969
D511,879	S	11/2005	Caine	
D511,880	S	11/2005	Caine	
D513,111	S	12/2005	Caine	
D513,837	S	1/2006	Carnes	
D524,029	S	* 7/2006	Lotti	D2/972
D524,533	S	* 7/2006	Paz	D2/972

**OTHER PUBLICATIONS**

- NIKE Footwear Catalog, 1988 Fall Footwear, p. 68, published Dec. 1987, NIKE, Inc., USA.
- NIKE Footwear Catalog, 1997 Holiday Footwear, p. 126, published Mar. 1997, NIKE, Inc., USA.
- NIKE Footwear Catalog, 1997 Holiday Footwear, p. 53, published Mar. 1997, NIKE, Inc., USA.
- NIKE Footwear Catalog, 1998 Late Spring Footwear, p. 192, published Sep. 1997, NIKE, Inc., USA.
- NIKE Footwear Catalog, 1998 Fall: Men's, Women's, and Kids' Footwear, p. 158, published date unknown, but prior to the filed of the present application, NIKE, Inc., USA.
- NIKE Footwear Catalog, 2004 Fall: Men's, Women's, and Kids' Footwear, p. 9, published Nov. 2003, NIKE, Inc., USA.
- NIKE Footwear Catalog, 2004 Holiday: Men's, Women's, and Kids' Footwear, p. 139, published Mar. 2004, NIKE, Inc., USA.
- NIKE Footwear Catalog, 2013 Holiday: Mens Performance Footwear, p. 64, published Feb. 2013, NIKE, Inc., USA.

\* cited by examiner

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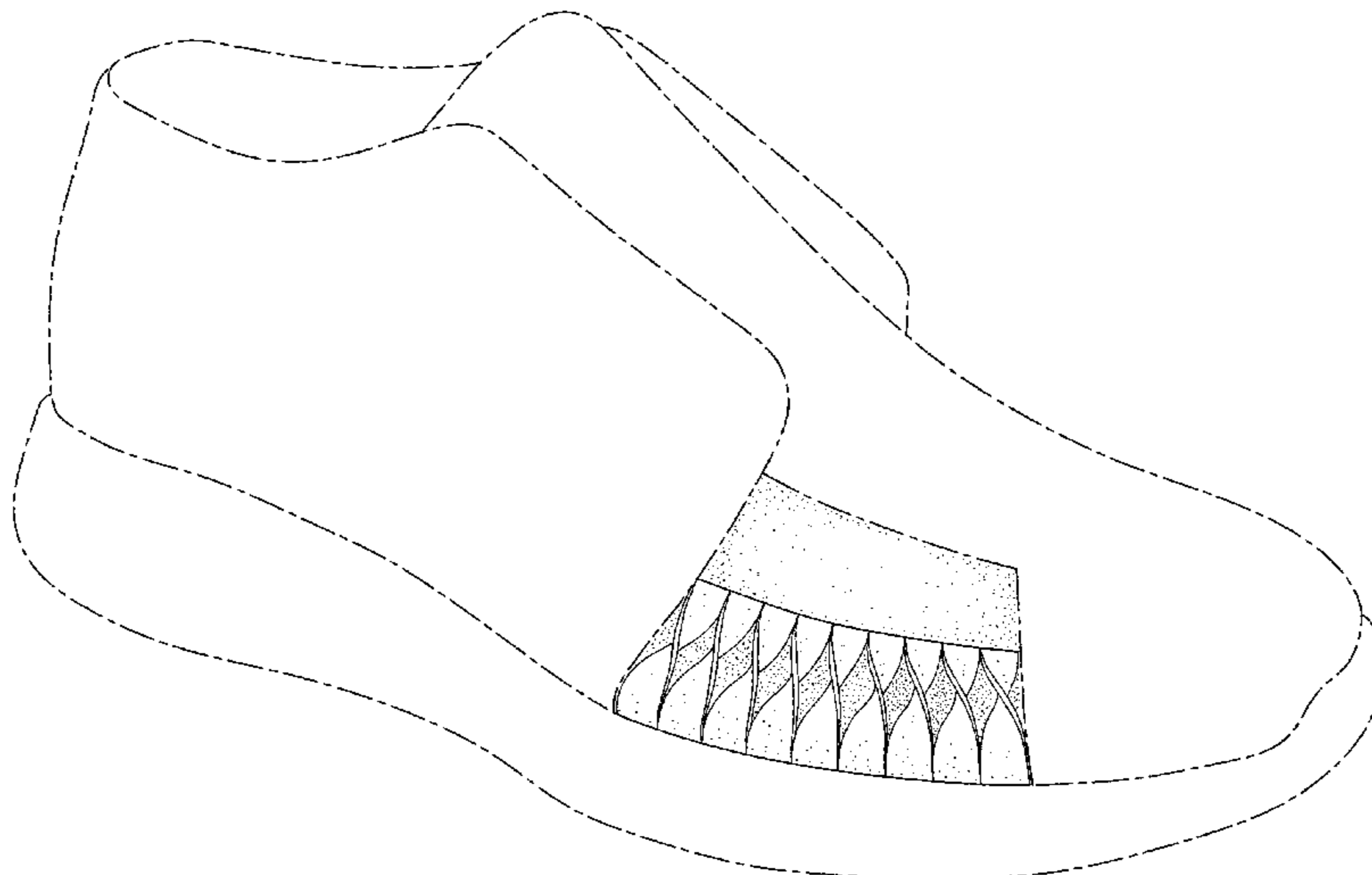
(57) **CLAIM**

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 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 remainder of the shoe are for environmental purposes only and form no part of the claimed design.

**1 Claim, 3 Drawing Sheets**



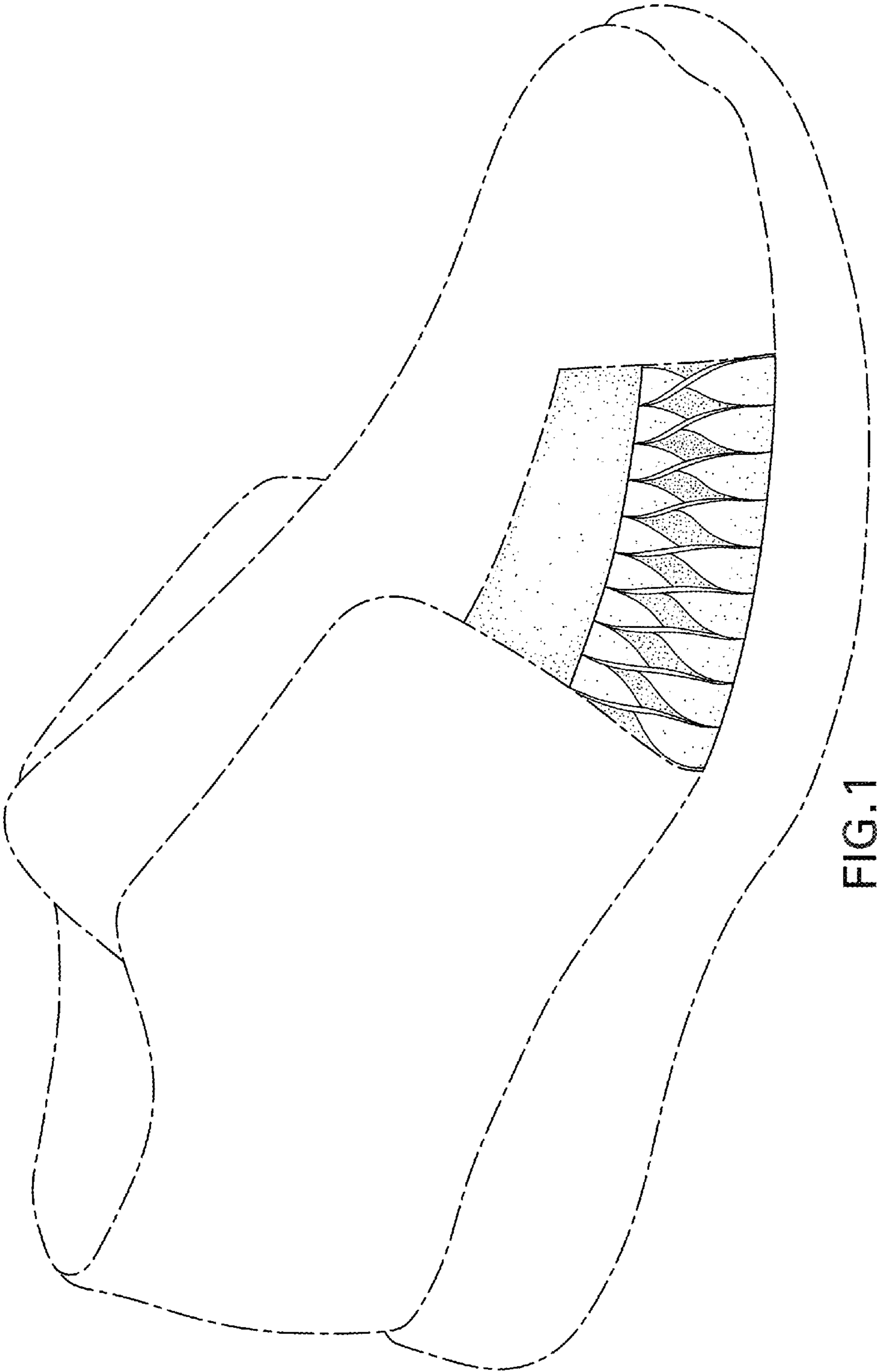


FIG.1

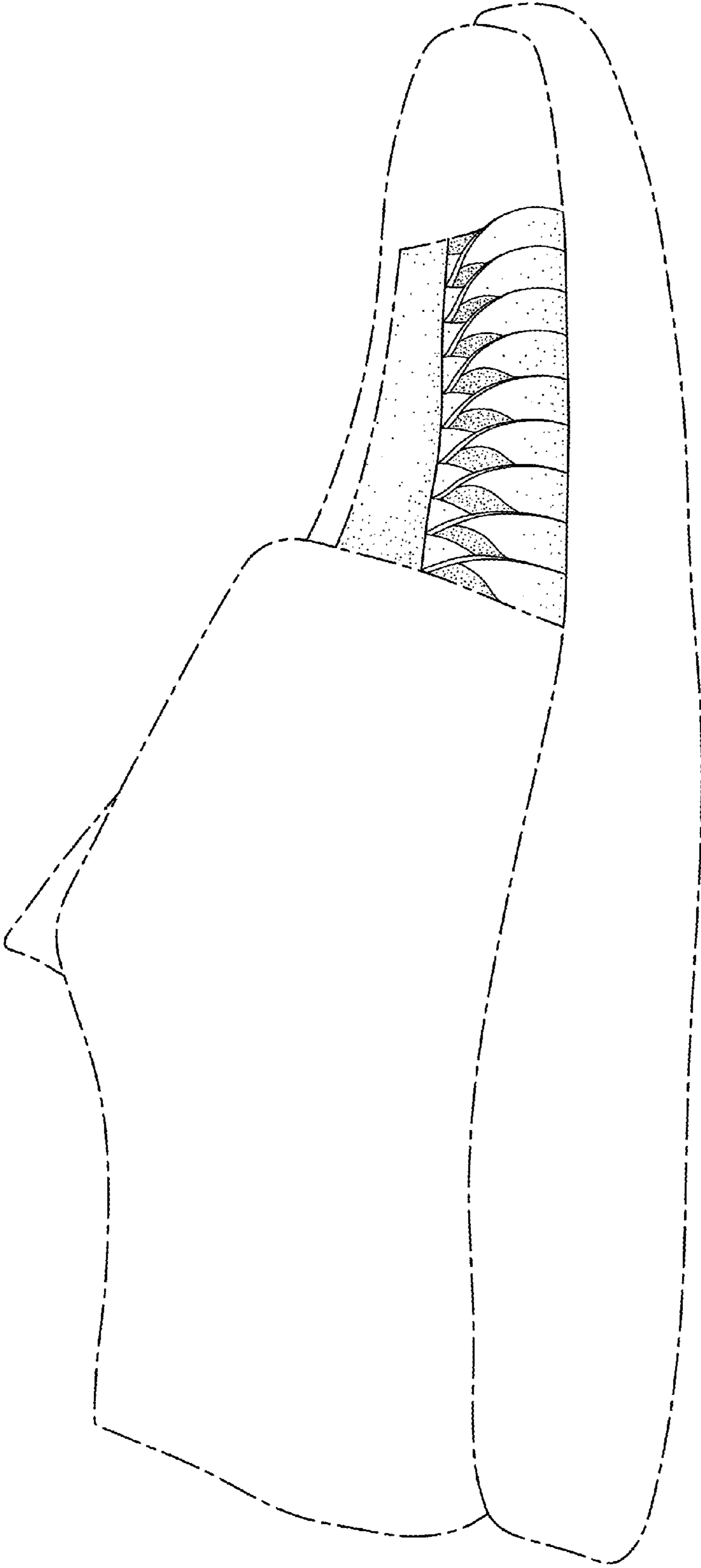


FIG. 2

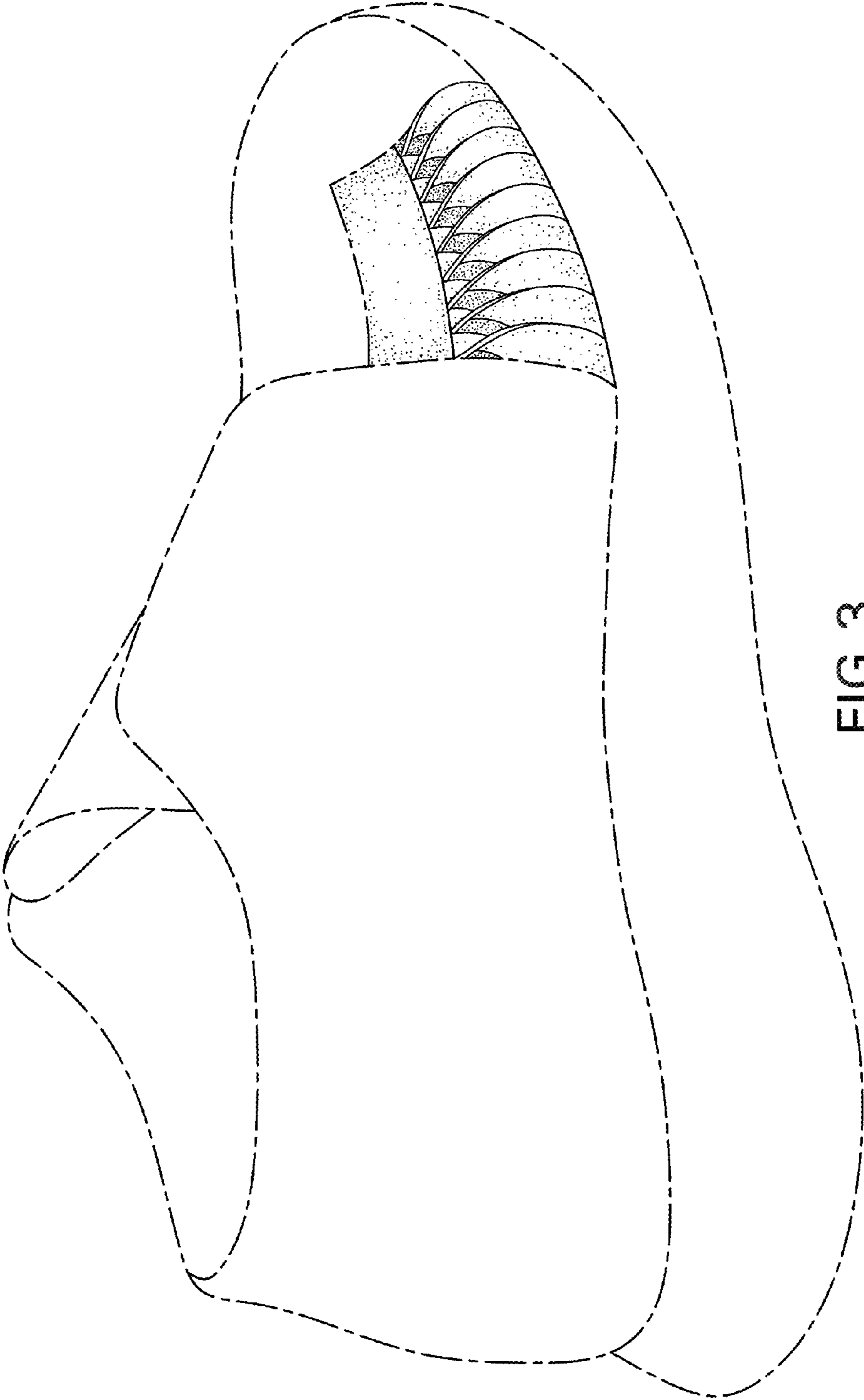


FIG. 3