



US00D701037S

(12) **United States Design Patent**
Ho et al.

(10) **Patent No.:** **US D701,037 S**
(45) **Date of Patent:** **** Mar. 18, 2014**

(54) **SHOE UPPER**

(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)

(72) Inventors: **Fanny Yung Ho**, Portland, OR (US);
Sebastien Mermet, Creteil (FR)

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

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

(21) Appl. No.: **29/475,082**

(22) Filed: **Nov. 27, 2013**

(51) **LOC (10) CL.** **02-99**

(52) **U.S. CL.**
USPC **D2/972**

(58) **Field of Classification Search**
USPC D2/902, 906–908, 946, 969, 972–974;
36/45, 50.1, 77 M, 77 R, 83, 88, 113,
36/114, 126–131, 3 A, 3 R; D5/47, 50, 54
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D5,981 S *	7/1872	Dexter	.....	D5/54
D6,118 S *	9/1872	Officer	.....	D5/47
D16,615 S *	4/1886	MacColl	.....	D5/47
D25,677 S *	6/1896	Morris	.....	D5/50
1,730,768 A *	10/1929	Heyman	.....	36/3 A
D85,523 S *	11/1931	Gross	.....	D5/47
1,852,936 A *	4/1932	Nebel	.....	D5/47
D86,958 S *	5/1932	Hakim	.....	D2/974
D97,945 S	12/1935	Lutz		
D150,178 S	7/1948	Walters		
D246,944 S	1/1978	Fukuoka		
D247,527 S	3/1978	Foldes		
D487,336 S	3/2004	Matis		
D499,875 S	12/2004	Lozano		
D532,194 S	11/2006	Cessor		

D553,340 S *	10/2007	Dirsa	.....	D2/972
D553,843 S *	10/2007	Chang	.....	D2/972
D587,001 S	2/2009	Jarvis		
D639,042 S *	6/2011	Gibson	.....	D2/969
D639,542 S *	6/2011	Lamont	.....	D2/969
D639,543 S *	6/2011	Lamont	.....	D2/969
D667,622 S *	9/2012	Spring	.....	D2/969
D668,441 S *	10/2012	Shaffer	.....	D2/972
D668,858 S *	10/2012	Shaffer	.....	D2/972
D670,479 S *	11/2012	Maier	.....	D2/972
D676,639 S *	2/2013	Spring	.....	D2/969
D677,862 S	3/2013	Van Zyll De Jong et al.		
D684,760 S *	6/2013	Williams, Jr.	.....	D2/972
D684,761 S	6/2013	Williams, Jr.		
D690,488 S	10/2013	Reed		

OTHER PUBLICATIONS

NIKE Footwear Catalog, 1989 Fall Footwear, p. 138, published Dec. 1988, NIKE, Inc., USA.
NIKE Footwear Catalog, 1993 Spring Footwear, p. 8, published Jun. 1992, NIKE, Inc., USA.

(Continued)

Primary Examiner — Dominic Simone

(74) *Attorney, Agent, or Firm* — Banner & Witcoff, Ltd.

(57) **CLAIM**

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

DESCRIPTION

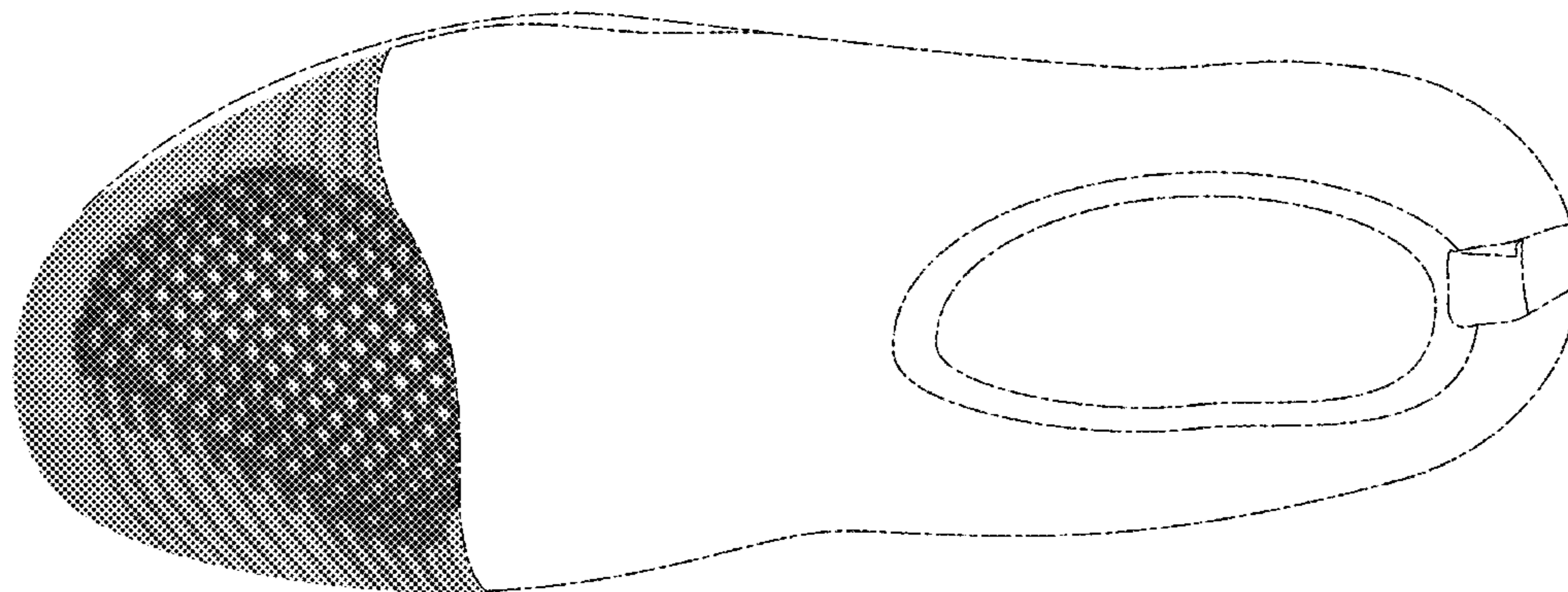
FIG. 1 is a front perspective view of a shoe upper showing our new design;

FIG. 2 is a top view thereof; and,

FIG. 3 is a rear perspective view thereof.

The broken lines immediately adjacent to the photographic 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



(56)

References Cited

OTHER PUBLICATIONS

NIKE Footwear Catalog, 1993 Holiday Footwear, p. 4, published Mar. 1993, NIKE, Inc., USA.

NIKE Footwear Catalog, 2003 Late Spring: Men's, Women's, and Kids' Footwear, p. 8, published Sep. 2002, NIKE, Inc., USA.

NIKE Footwear Catalog, 2012 Fall: Livestrong Footwear, p. 5, published Nov. 2011, NIKE, Inc., USA.

* cited by examiner

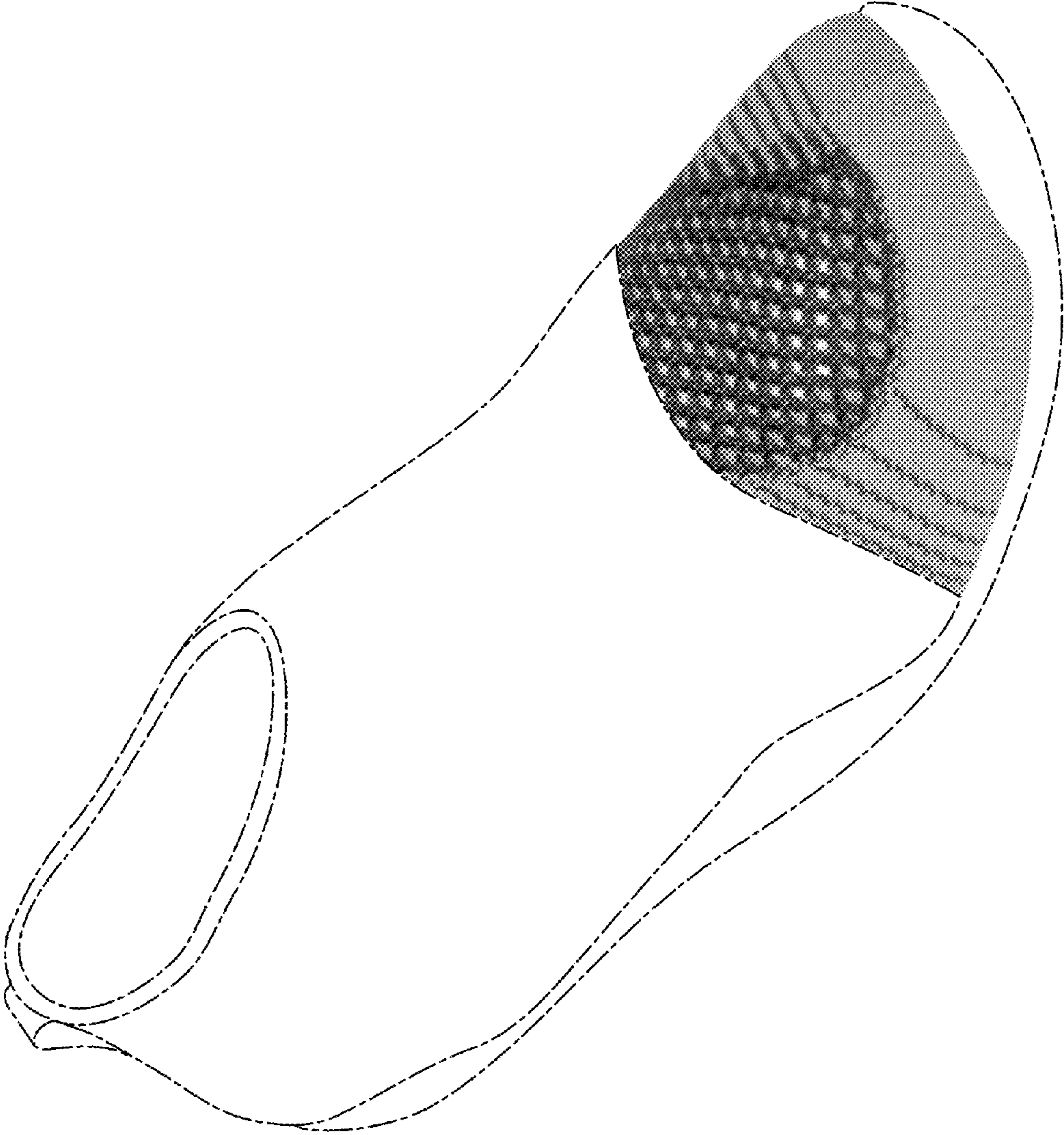


FIG. 1

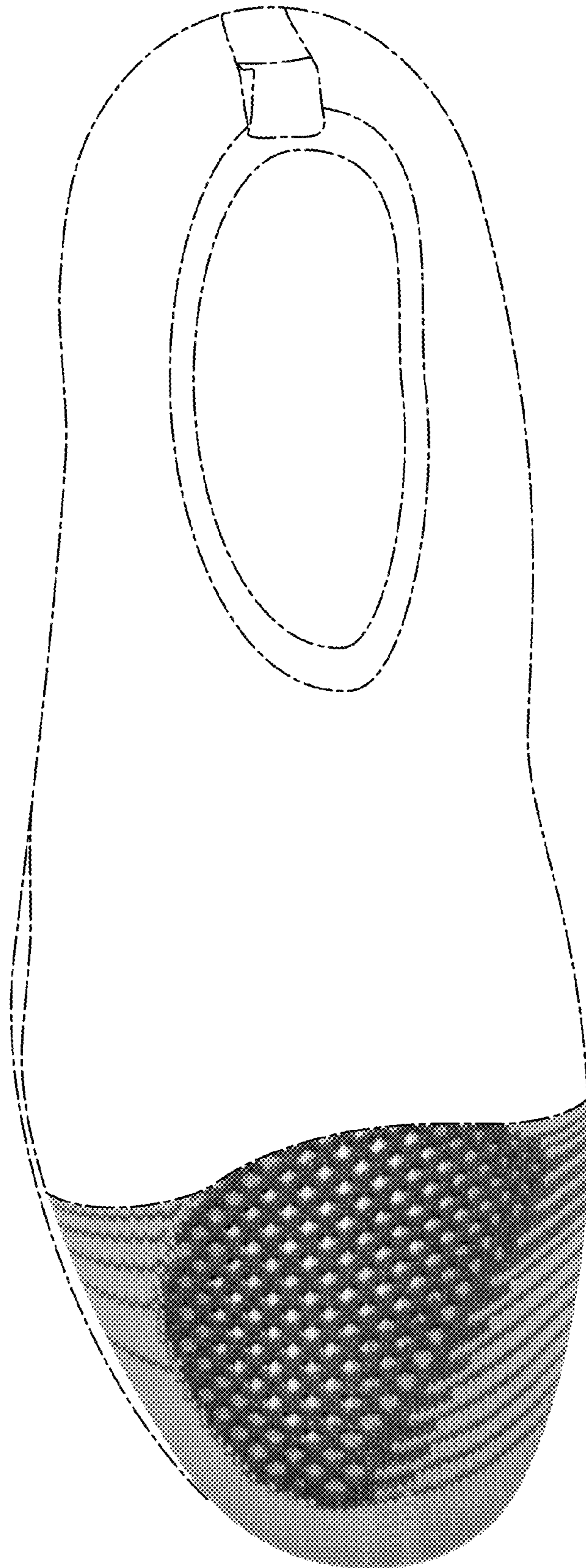


FIG. 2

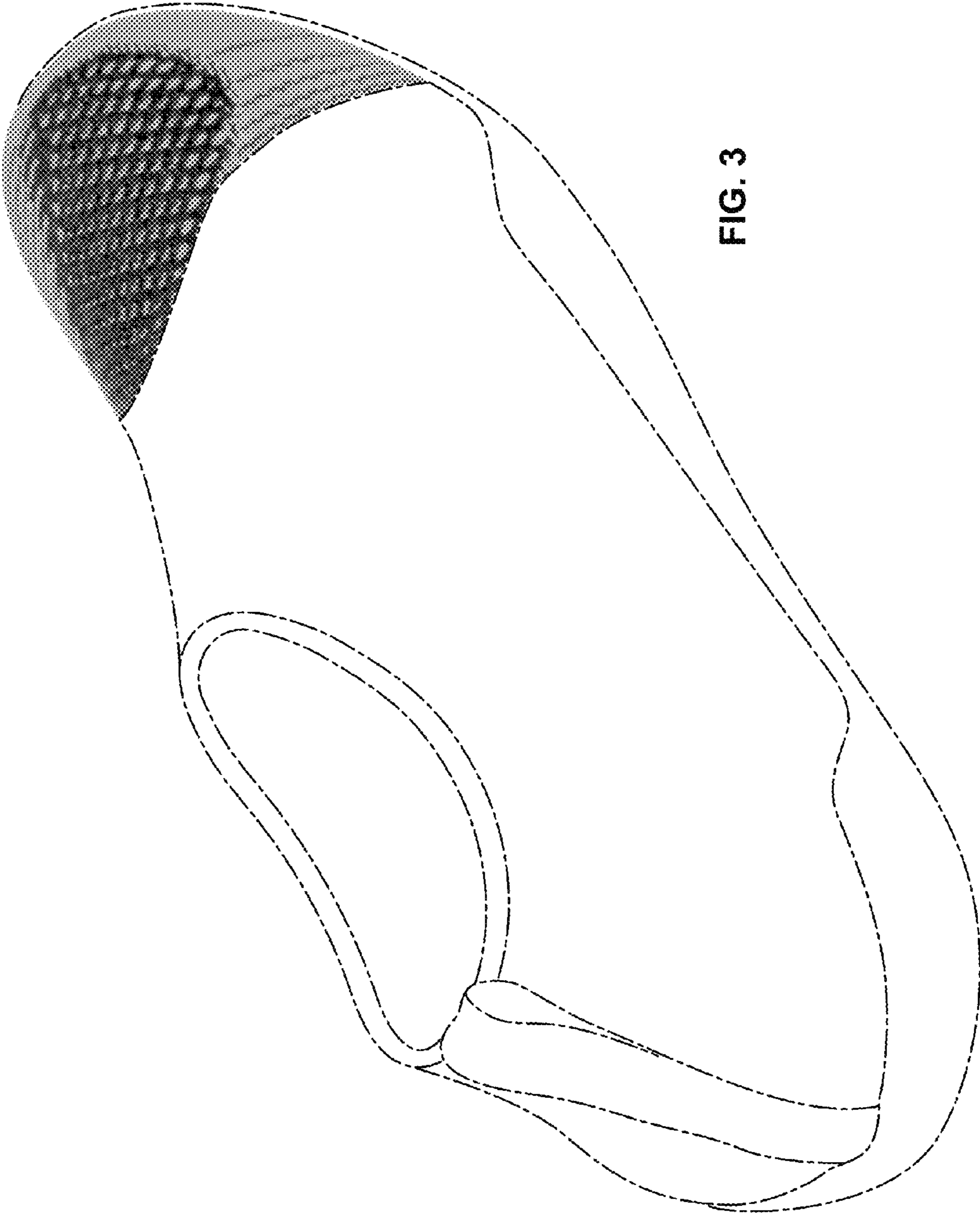


FIG. 3