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

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(54) **SHOE UPPER**

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

(21) Appl. No.: **29/492,593**

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

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

(58) **Field of Classification Search**
USPC D2/902, 906-908, 944, 969, 972-974,
D2/978; 36/45, 50.1, 77 M, 77 R, 83, 88,
36/113, 114, 126-131
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D64,896 S	6/1924	Greilich	
D262,496 S	1/1982	DeCoster	
D324,939 S	3/1992	Hatfield	
D330,108 S	10/1992	Kazapowski	
D330,109 S	10/1992	Hatfield	
D354,618 S	1/1995	Kittle et al.	
D386,601 S	11/1997	Cass	
D485,422 S	1/2004	Levine	
D518,281 S *	4/2006	Lane et al.	D2/969
D526,774 S *	8/2006	Dirsa	D2/972
D545,052 S *	6/2007	Clancy	D2/972
D553,844 S *	10/2007	Caine	D2/972
D572,460 S *	7/2008	McMillan	D2/972
D636,577 S *	4/2011	Chung	D2/972
D642,783 S *	8/2011	Smith et al.	D2/972
D643,613 S *	8/2011	Smith et al.	D2/972
D649,766 S	12/2011	Petrie	
D671,733 S	12/2012	Petrie	
D675,421 S	2/2013	Petrie	
D694,510 S *	12/2013	Carboy	D2/972

OTHER PUBLICATIONS

Nike Footwear Catalog, 2011 Fall: Men's Energy Icons Footwear, p. 6, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.

Nike Footwear Catalog, 2013 Spring: Sportswear Icons Footwear Flyer, p. 3, published May 2012, NIKE, Inc., USA.

Nike Footwear Catalog, 2013 Holiday: Mens Performance Footwear, p. 32, published Feb. 2013, NIKE, Inc., USA.

Nike Footwear Catalog, 1997 Spring Footwear, p. 27, published Jun. 1996, NIKE, Inc., USA.

Lebron IX, NIKE, Inc., 1 color sheet, date unknown but prior to the filing of the current application.

Lebron X, NIKE, Inc., 1 color sheet, date unknown but prior to the filing of the current application.

Lebron XI, NIKE, Inc., 1 color sheet, date unknown but prior to the filing of the current application.

* cited by examiner

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(57) **CLAIM**

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

DESCRIPTION

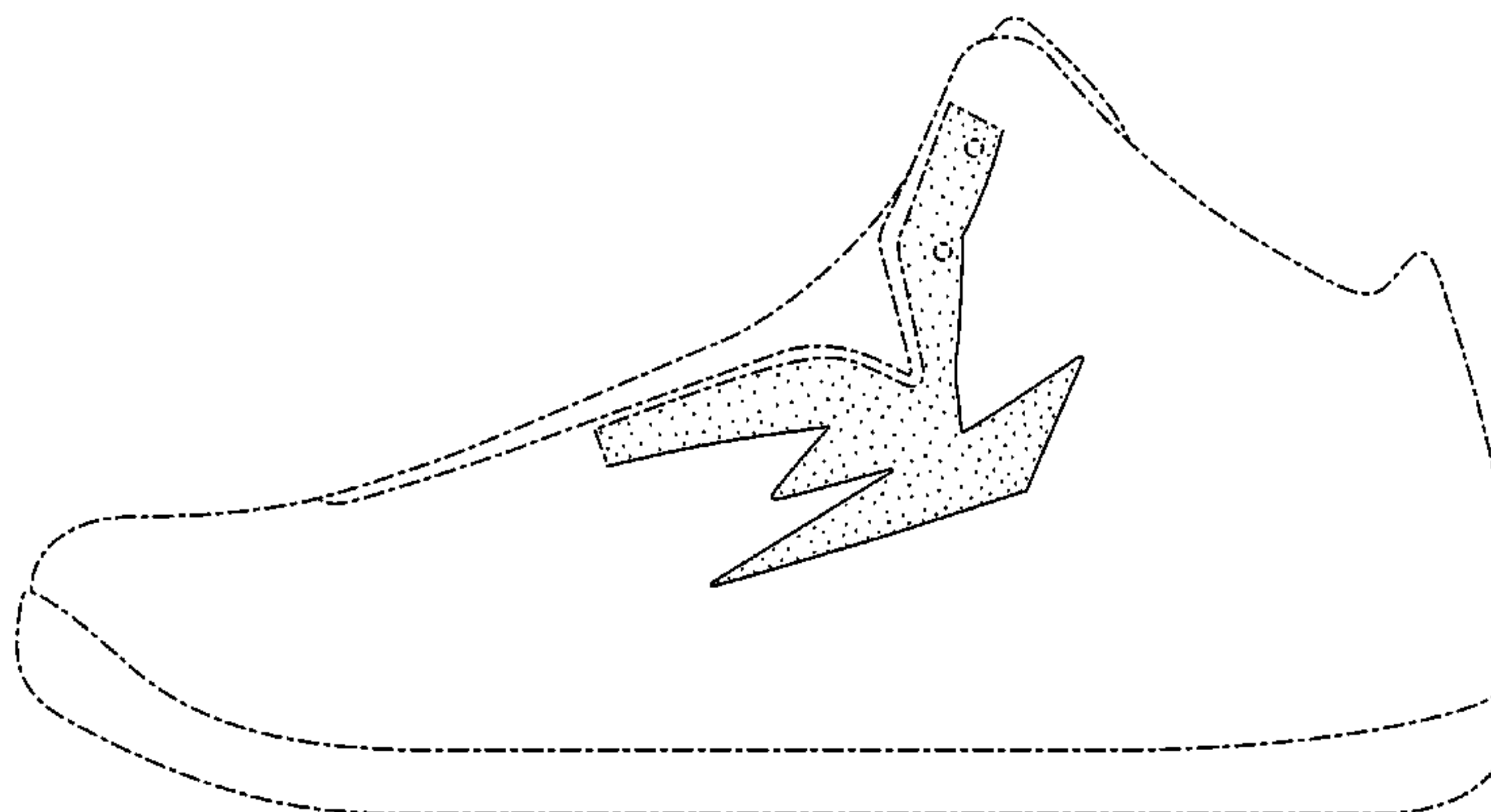
FIG. 1 is a front perspective view of a shoe upper showing my new design;

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 two unshaded eyelet regions, demarcated by broken lines, within the shaded area 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



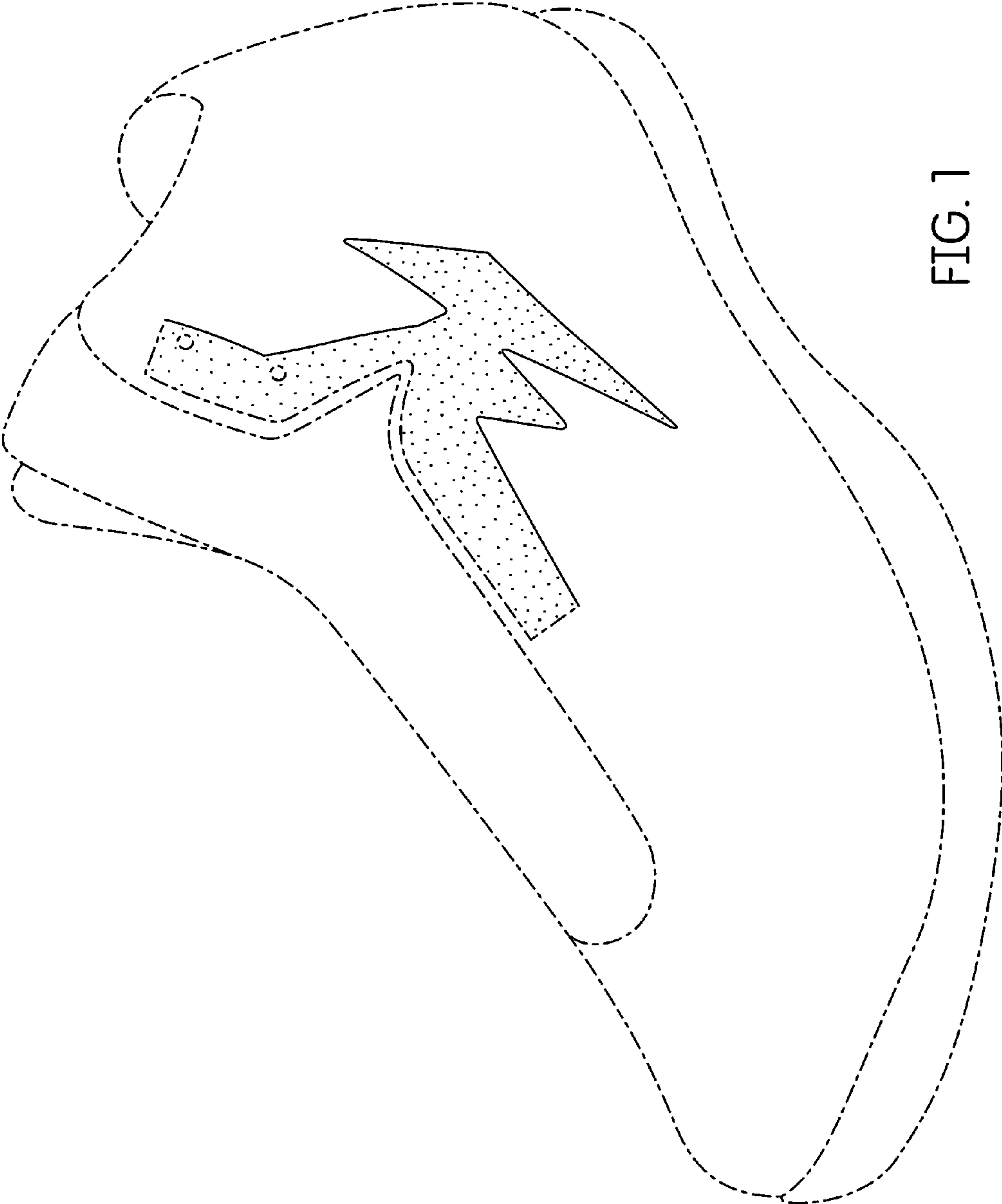


FIG. 1

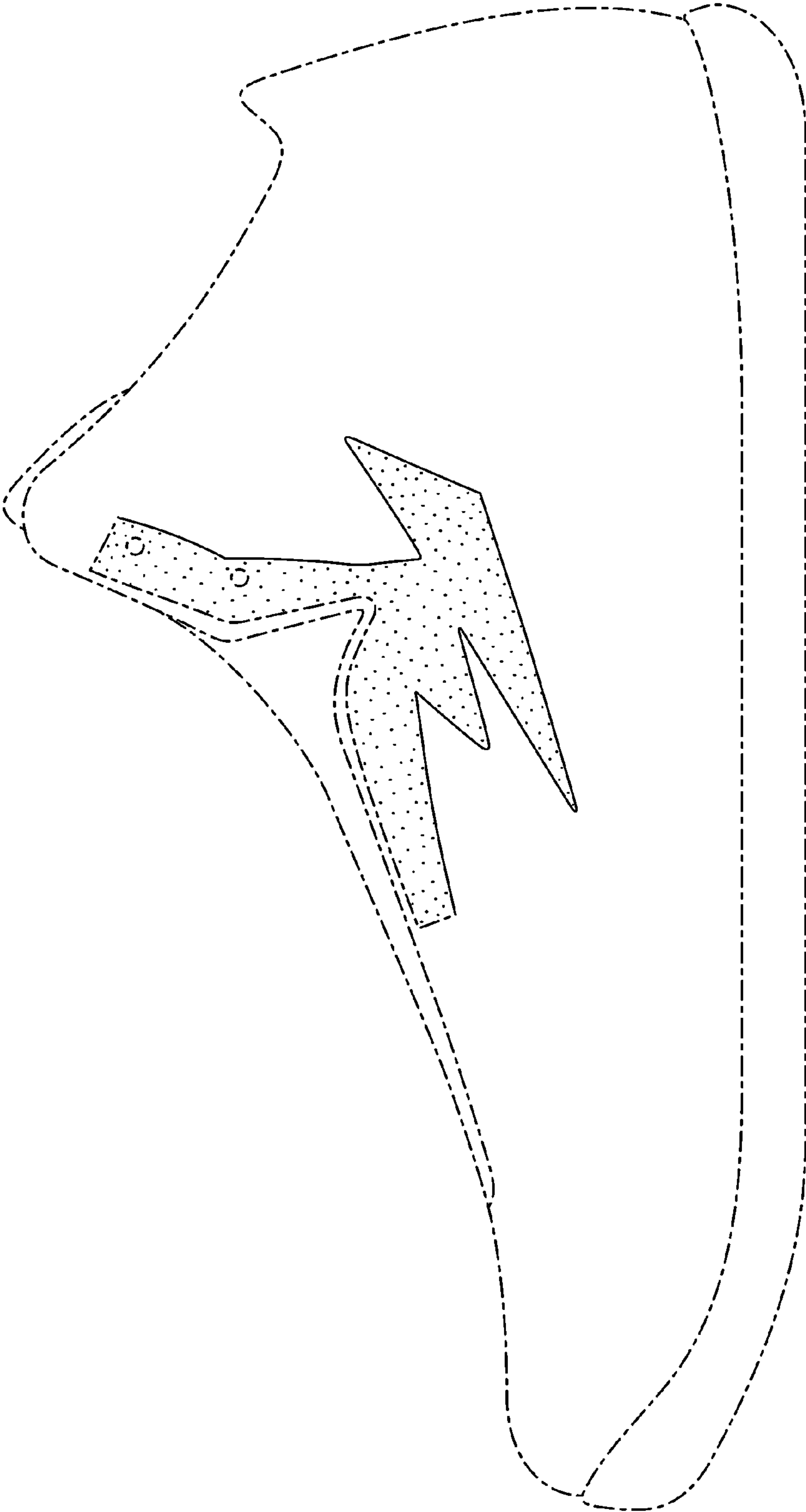


FIG. 2

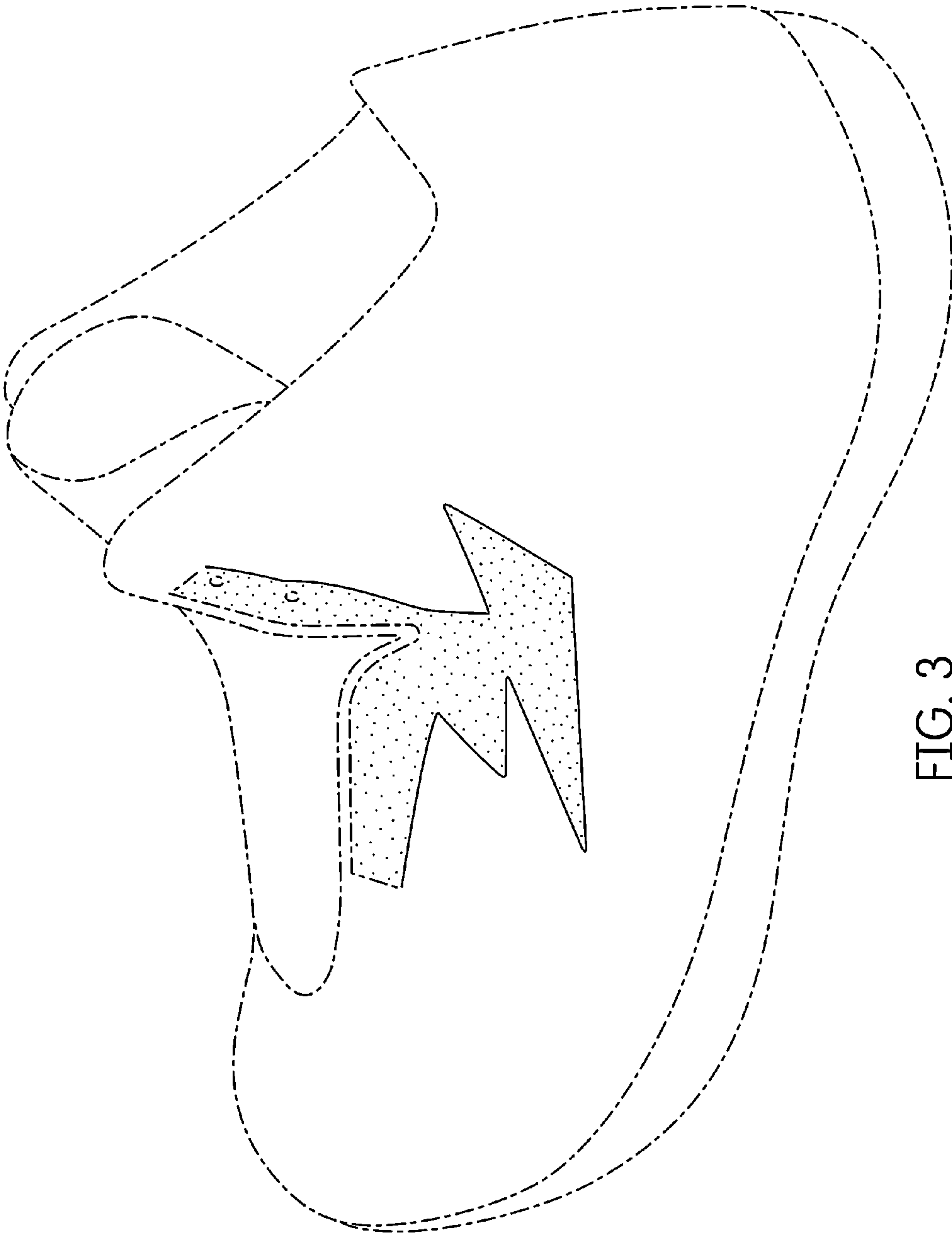


FIG. 3