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

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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.**
USPC **D2/972**

(58) **Field of Classification Search**
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D2/978; 36/45, 50.1, 77 M, 77 R, 83, 88,
36/114, 126-131
See application file for complete search history.

D334,651 S	4/1993	Smith	
D334,831 S *	4/1993	Worthington	D2/969
D335,386 S *	5/1993	Greene	D2/969
D341,931 S	12/1993	Close et al.	
D348,351 S	7/1994	Orzeck	
D348,977 S	7/1994	Koh	
D367,754 S *	3/1996	James	D2/902
D386,896 S *	12/1997	Fogg	D2/972
D418,284 S	1/2000	Hlavacs	
D436,720 S	1/2001	Debiase	
D443,130 S	6/2001	Matis	
D476,145 S *	6/2003	Adams et al.	D2/969
D480,553 S *	10/2003	Adams et al.	D2/969

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog, 1996 Late Spring Footwear, p. 30, published Aug. 1995, NIKE, Inc., USA.

(Continued)

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(56) **References Cited**

U.S. PATENT DOCUMENTS

D112,009 S	11/1938	Ullman	
D247,267 S	2/1978	Dolinsky	
D283,364 S	4/1986	Gamm	
D294,998 S	4/1988	Brown et al.	
D295,576 S	5/1988	Selbiger	
D296,610 S *	7/1988	Brown et al.	D2/969
D298,882 S	12/1988	Selbiger	
D315,979 S	4/1991	Legacki et al.	
D317,224 S	6/1991	Lucas	
D318,563 S	7/1991	Lucas	
D318,944 S	8/1991	Lucas	
D322,505 S	12/1991	Hatfield	
D325,291 S	4/1992	Hatfield	
D329,937 S	10/1992	Hatfield et al.	
D330,624 S *	11/1992	Worthington	D2/969
D331,141 S	11/1992	Smith, III	
D332,689 S	1/1993	Worthington	
D333,032 S	2/1993	Hatfield	

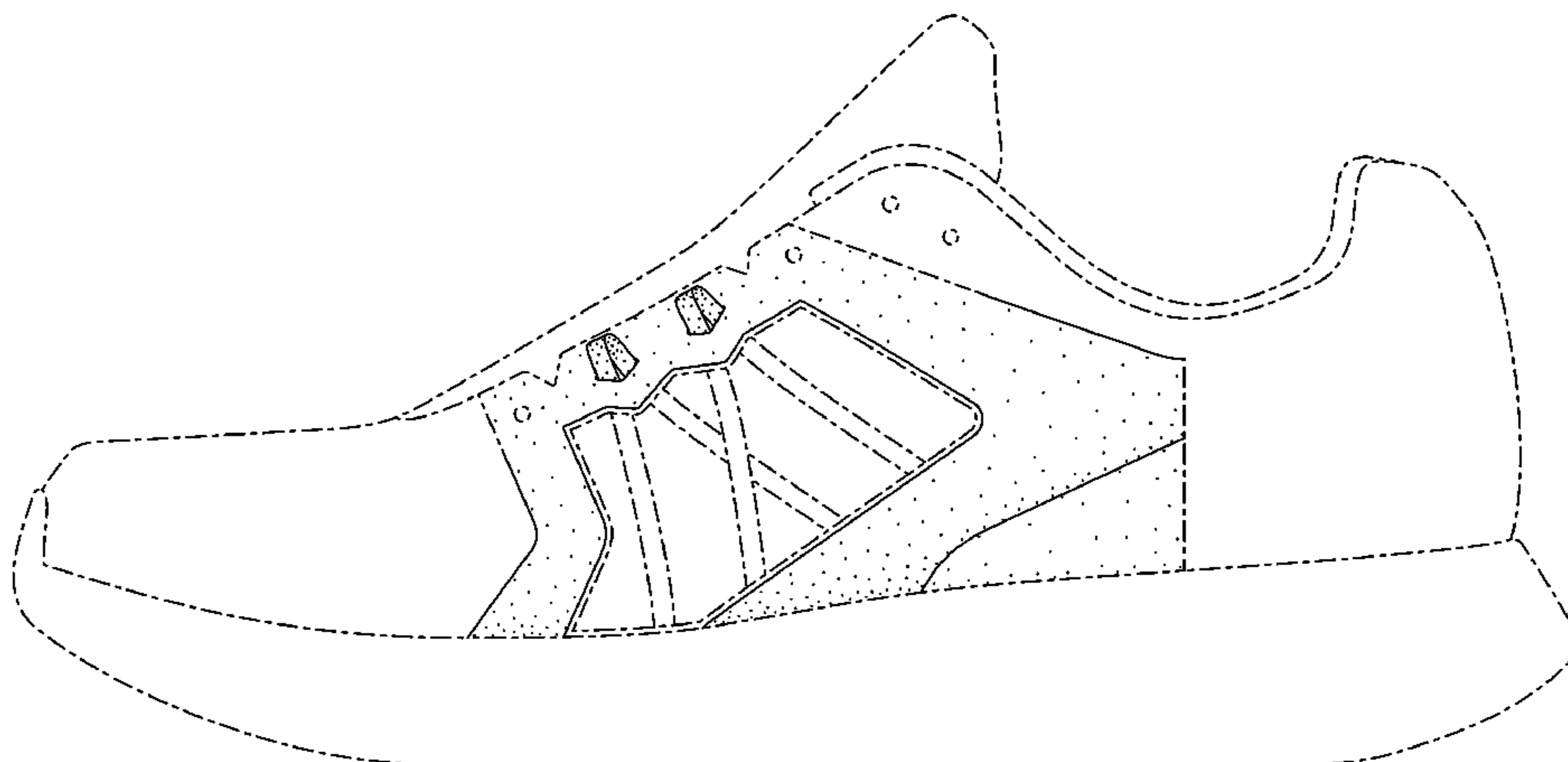
(57) **CLAIM**

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 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



(56)

References Cited

U.S. PATENT DOCUMENTS

D501,069 S	1/2005	Galliano	
D505,253 S *	5/2005	Rask	D2/972
D543,682 S *	6/2007	Matis et al.	D2/969
D548,442 S *	8/2007	Hulbert	D2/969
D550,934 S	9/2007	Mathieu et al.	
D563,654 S *	3/2008	Schoenborn et al.	D2/969
D594,187 S *	6/2009	Hickman	D2/907
D624,745 S	10/2010	Henderson	
D676,227 S	2/2013	Lee	
D676,228 S	2/2013	Avar et al.	
D676,643 S	2/2013	Lee	
D676,646 S	2/2013	Avar et al.	
D676,647 S	2/2013	O'Connor	
D676,648 S	2/2013	O'Connor	
D677,874 S *	3/2013	Hardman	D2/972
D682,532 S	5/2013	Roulo	
D682,536 S	5/2013	Raasch	
D692,222 S	10/2013	Young	
D696,844 S	1/2014	Curtis	
D700,769 S	3/2014	Parrett	
D703,426 S	4/2014	Lee	

OTHER PUBLICATIONS

Nike Footwear Catalog, 1996 Late Spring Footwear, p. 25, published Aug. 1995, NIKE, Inc., USA.
 Nike Footwear Catalog, 1999 Fall: Men's and Women's Footwear, p. M79, published Nov. 1998, NIKE, Inc., USA.
 Nike Footwear Catalog, 2000 Fall: Men's and Women's Footwear (blue cover), p. 14, published Nov. 1999, NIKE, Inc., USA.
 Nike Footwear Catalog, 2000 Fall: Men's and Women's Footwear (blue cover), p. 63, published Nov. 1999, NIKE, Inc., USA.
 Nike Footwear Catalog, 2001 Holiday: Men's and Women's Footwear, p. 32, published Feb. 2001, NIKE, Inc., USA.
 Nike Footwear Catalog, 2003 Fall: Men's and Women's Footwear, p. 57, published Nov. 2002, NIKE, Inc., USA.

Nike Footwear Catalog, 2003 Fall: Men's and Women's Footwear, p. 14, published Nov. 2002, NIKE, Inc., USA.
 Nike Footwear Catalog, 2005 Fall Footwear, p. 17, published Nov. 2004, NIKE, Inc., USA.
 Nike Footwear Catalog, 2006 Fall Footwear, p. 31, published Nov. 2005, NIKE, Inc., USA.
 Nike Footwear Catalog, 2007 Fall Footwear, p. 142, published Nov. 2006, NIKE, Inc., USA.
 Nike Footwear Catalog, 2009 Fall: Sport Performance Footwear, p. 144, published Nov. 2008, NIKE, Inc., USA.
 Nike Footwear Catalog, 2009 Fall: Sport Performance Footwear, p. 154, published Nov. 2008, NIKE, Inc., USA.
 Nike Footwear Catalog, 2010 Holiday: Men's Footwear: Performance, p. 10, published Feb. 2010, NIKE, Inc., USA.
 Nike Footwear Catalog, 2010 Holiday: Men's Footwear: Performance, p. 28, published Feb. 2010, NIKE, Inc., USA.
 Nike Footwear Catalog, 2011 Spring: Young Athletes Footwear, p. 14, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.
 Nike Footwear Catalog, 2011 Holiday: Core Footwear, p. 3, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.
 Nike Footwear Catalog, 2011 Summer: Women's Footwear: Performance, p. 4, published Aug. 2010, NIKE, Inc., USA.
 Nike Footwear Catalog, 2011 Summer: Women's Footwear: Performance, p. 13, published Aug. 2010, NIKE, Inc., USA.
 Nike Footwear Catalog, 2012 Fall: Men's Footwear Sportswear Best, p. 18, published Nov. 2011, NIKE, Inc., USA.
 Nike Footwear Catalog, 2012 Holiday: Young Athletes Footwear, p. 6, published Nov. 2011, NIKE, Inc., USA.
 Nike Footwear Catalog, 2012 Holiday: Core Performance Footwear, p. 48, published Nov. 2011, NIKE, Inc., USA.
 Nike Footwear Catalog, 2012 Spring: Women's Performance Footwear, p. 11, published Nov. 2011, NIKE, Inc., USA.
 Nike Footwear Catalog, 2013 Fall: Mens Sportswear Footwear Best, p. 23, published Nov. 2011, NIKE, Inc., USA.

* cited by examiner

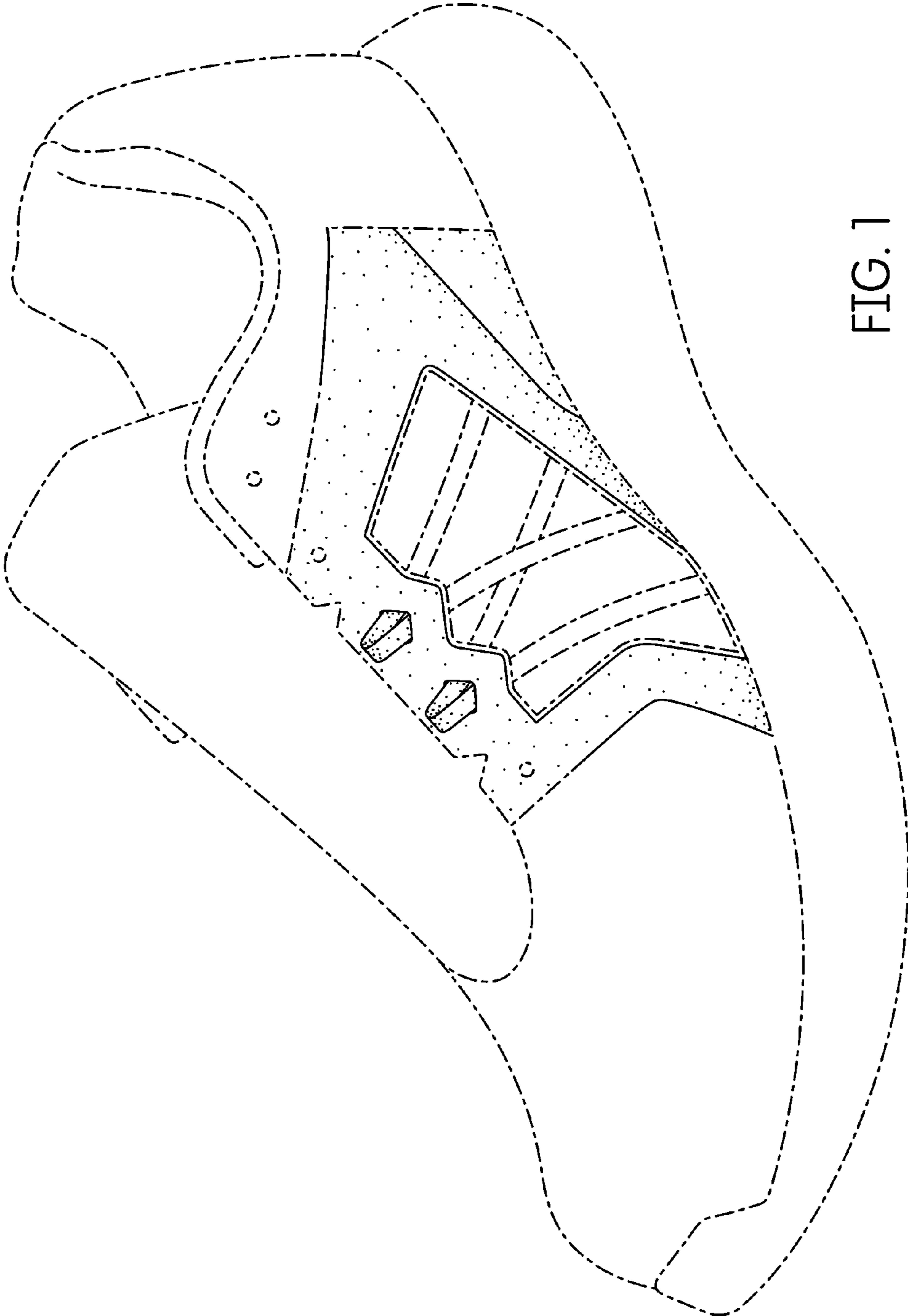


FIG. 1

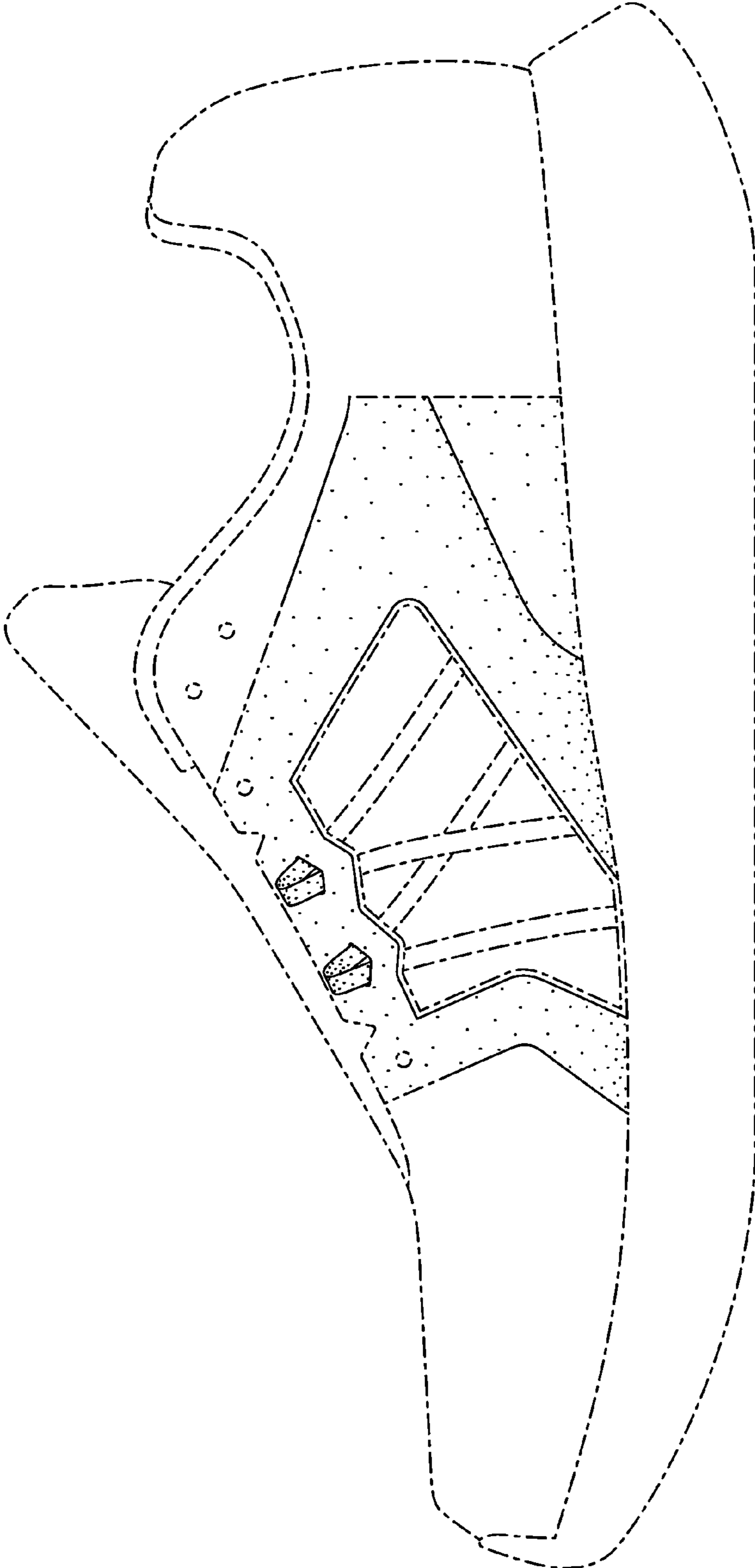


FIG. 2

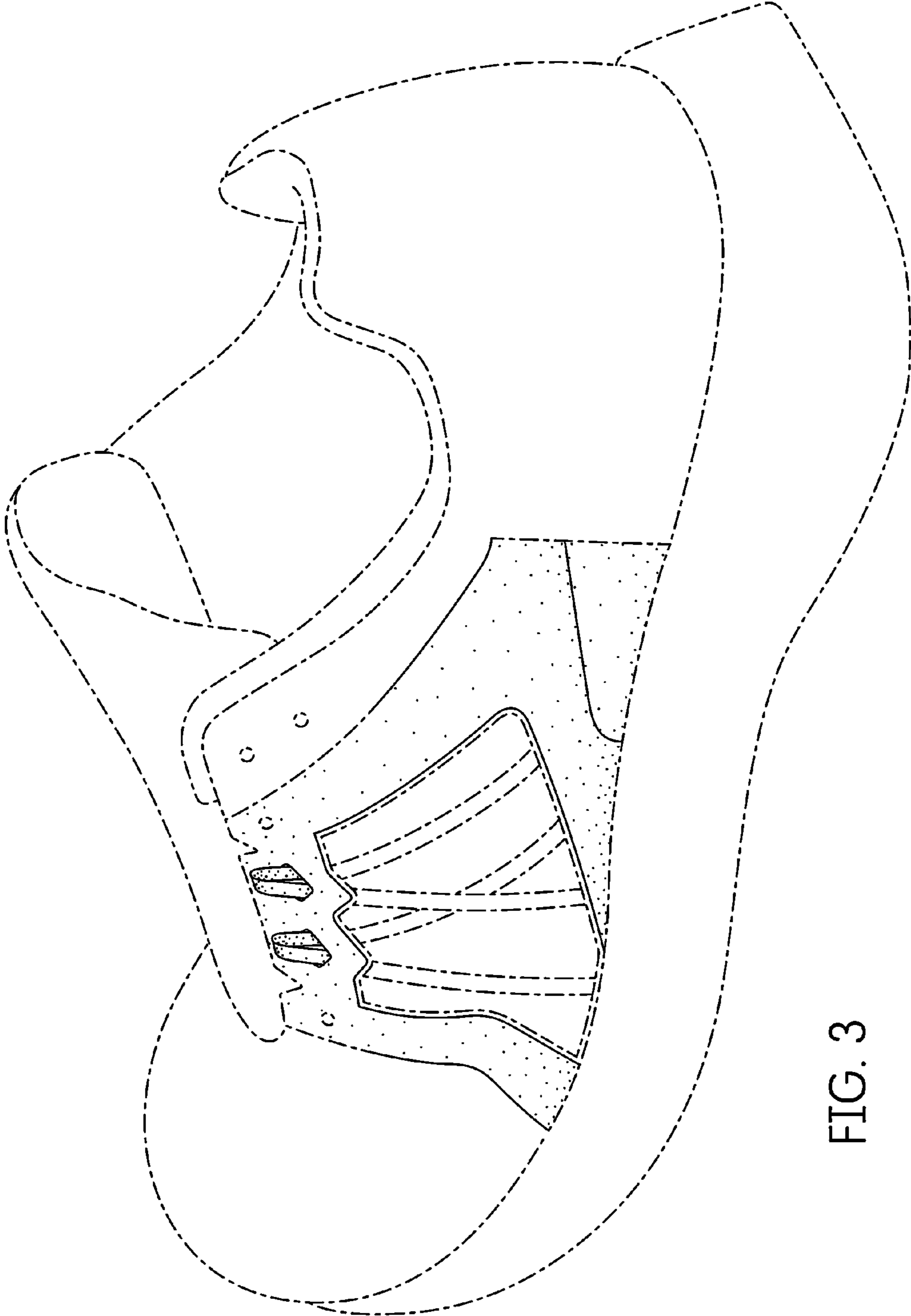


FIG. 3