



US00D745771S

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

(10) **Patent No.:** **US D745,771 S**

(45) **Date of Patent:** **** Dec. 22, 2015**

(54) **SHOE UPPER**

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

(72) Inventor: **David Jonathan Cin**, Portland, OR (US)

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

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

(21) Appl. No.: **29/487,795**

(22) Filed: **Apr. 11, 2014**

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

(52) **U.S. Cl.**
USPC **D2/969**

(58) **Field of Classification Search**
USPC D2/902, 906-908, 944, 969, 971-974;
D5/58
CPC .. A43B 13/181; A43B 13/141; A43B 13/186;
A43B 13/188; A43B 23/00; A43B 23/02;
A43B 5/00; A43B 23/26; A43B 1/04; A43B
11/14; A43B 7/00

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D16,904 S	9/1886	Baum
D76,528 S	10/1928	Frey
D132,351 S	5/1942	Boothby
D201,372 S	6/1965	Dobson
D237,323 S	10/1975	Inohara
D248,065 S	6/1978	Batra
D248,897 S	8/1978	Toothaker
D255,176 S	6/1980	Fuzita
D263,645 S	4/1982	Mastrantuone
D281,462 S	11/1985	Pope
D284,040 S	6/1986	Yoshitake
D290,181 S	6/1987	Autry
D299,785 S	2/1989	Diaz
D303,870 S	10/1989	Selbiger
D308,285 S	6/1990	Serna

D310,295 S	9/1990	Boucher et al.
D315,053 S	3/1991	Nakao
D323,058 S	1/1992	Chow
D324,762 S	3/1992	Hatfield
D325,291 S	4/1992	Hatfield
D326,766 S	6/1992	Kittle et al.
D334,090 S *	3/1993	Teague D2/970
D335,385 S	5/1993	Kawabata
D359,385 S	6/1995	Meraw
D373,461 S *	9/1996	Smith D2/969
D382,391 S *	8/1997	Cass D2/972
D392,794 S	3/1998	Greene
D395,156 S	6/1998	Adam
D395,738 S	7/1998	Hatfield et al.
D406,628 S *	3/1999	Avar et al. D2/973
D468,079 S	1/2003	DeGrand et al.
D483,934 S	12/2003	Adams et al.

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog, 1974 Blue Ribbon Sports, p. 3, published date unknown, but prior to the filing date of the present application, NIKE, Inc., A.

(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 perspective photographic view of a shoe upper showing my new design;
FIG. 2 is a first side photographic view thereof;
FIG. 3 is a second side photographic view thereof;
FIG. 4 is a front photographic view thereof;
FIG. 5 is a rear photographic view thereof; and,
FIG. 6 is a top photographic view thereof.

1 Claim, 5 Drawing Sheets



(56)

References Cited

OTHER PUBLICATIONS

U.S. PATENT DOCUMENTS

D487,336 S 3/2004 Matis
 D500,193 S 12/2004 Matis et al.
 D511,610 S 11/2005 Della Valle
 D512,821 S 12/2005 Lee
 D515,288 S 2/2006 Della Valle
 D520,719 S 5/2006 Della Valle
 D537,242 S 2/2007 Madore
 D540,015 S 4/2007 McClaskie
 D540,016 S 4/2007 McClaskie
 D541,032 S 4/2007 Edwards
 D541,521 S 5/2007 Smith et al.
 D543,682 S 6/2007 Matis et al.
 D546,544 S 7/2007 DiTullo, Jr.
 D546,545 S 7/2007 DiTullo, Jr. et al.
 D548,949 S * 8/2007 Hui D2/972
 D549,934 S 9/2007 Horne et al.
 D552,334 S 10/2007 Lee
 D555,339 S 11/2007 Chang
 D555,340 S 11/2007 Chang
 D561,438 S 2/2008 Belley
 D561,986 S 2/2008 Horne et al.
 D563,632 S 3/2008 Dolce et al.
 D564,191 S 3/2008 Jensen
 D565,283 S 4/2008 Smith et al.
 D566,941 S 4/2008 Chang
 D570,086 S 6/2008 McDowell
 D571,089 S 6/2008 Centurione et al.
 D572,885 S 7/2008 Jensen
 D574,587 S 8/2008 McDowell
 D575,492 S 8/2008 St-Louis et al.
 D582,647 S 12/2008 St-Louis et al.
 D597,293 S 8/2009 Banik et al.
 D599,087 S 9/2009 Kay et al.
 D605,396 S * 12/2009 Henderson D2/972
 D607,634 S 1/2010 Andersen et al.
 D608,991 S 2/2010 Lamont
 D612,141 S 3/2010 Moon
 D614,382 S 4/2010 Grenet et al.
 D621,143 S 8/2010 Lamont
 D622,042 S 8/2010 Moon
 D622,946 S 9/2010 Moon
 D622,947 S 9/2010 Moon
 D625,092 S 10/2010 Moon
 D634,534 S * 3/2011 McMillan D2/972
 D640,044 S 6/2011 Badegruber
 D642,784 S * 8/2011 Mayden D2/972
 D643,191 S 8/2011 McClaskie
 D656,722 S 4/2012 Hall
 D657,543 S 4/2012 Bove
 D658,863 S 5/2012 Stryjak et al.
 D668,035 S 10/2012 Shaffer
 D672,135 S 12/2012 Williams, Jr.
 D672,942 S 12/2012 Della Valle et al.
 D674,171 S 1/2013 Bramani et al.
 D674,173 S 1/2013 Bramani et al.
 D674,588 S 1/2013 Minami
 D675,426 S 2/2013 Williams, Jr.
 D675,427 S 2/2013 Williams, Jr.
 D680,316 S 4/2013 Mermet
 D682,515 S 5/2013 Della Valle et al.
 D682,519 S 5/2013 Litchfield et al.
 D683,134 S 5/2013 Shyllon
 D683,534 S 6/2013 Williams, Jr.
 D683,946 S 6/2013 Williams, Jr.
 D683,948 S 6/2013 Shyllon
 D686,405 S 7/2013 Little
 D688,040 S 8/2013 Williams, Jr.
 D689,684 S * 9/2013 McMillan D2/972
 D693,109 S 11/2013 Taylor
 D694,508 S 12/2013 Henrichot
 D694,516 S 12/2013 Anceresi et al.
 D700,429 S 3/2014 Miner
 D701,688 S 4/2014 Holmes et al.
 D703,938 S 5/2014 Petrie
 D704,424 S 5/2014 Martin

Nike Footwear Catalog, 1977 Shoe Show, p. 3, published date unknown, but prior to the filing date of the present application, NIKE, Inc., A.
 Nike Footwear Catalog, 1984 Shoe Show, p. 16, published Nov. 1983, NIKE, Inc., A.
 Nike Footwear Catalog, 1985 Footwear, p. 12, published Dec. 1984, NIKE, Inc., A.
 Nike Footwear Catalog, 1987 Fall Footwear, p. 114, published Jan. 1987, NIKE, Inc., A.
 Nike Footwear Catalog, 1987 Fall Footwear, p. 12, published Jan. 1987, NIKE, Inc., A.
 Nike Footwear Catalog, 1987 Fall Footwear, p. 26, published Jan. 1987, NIKE, Inc.
 Nike Footwear Catalog, 1987 Fall Footwear, p. 26, published Jan. 1987, NIKE, Inc., A.
 Nike Footwear Catalog, 1987 Fall Footwear, p. 30, published Jan. 1987, NIKE, Inc., A.
 Nike Footwear Catalog, 1987 Fall Footwear, p. 54, published Jan. 1987, NIKE, Inc., A.
 Nike Footwear Catalog, 1987 Fall Footwear, p. 62, published Jan. 1987, NIKE, Inc., A.
 Nike Footwear Catalog, 1992 Spring Footwear, p. 3, published May 1991, NIKE, Inc., A.
 Nike Footwear Catalog, 1996 Fall Footwear, p. 40, published Dec. 1995, NIKE, Inc., A.
 Nike Footwear Catalog, 1996 Holiday Footwear, p. 35, published Mar. 1996, NIKE, Inc., A.
 Nike Footwear Catalog, 1997 Fall Footwear, p. 58, published Dec. 1996, NIKE, Inc., A.
 Nike Footwear Catalog, 1997 Holiday Footwear, p. 29, published Mar. 1997, NIKE, Inc., A.
 Nike Footwear Catalog, 1997 Holiday Footwear, p. 40, published Mar. 1997, NIKE, Inc., A.
 Nike Footwear Catalog, 1997 Spring Footwear, p. 26, published Jun. 1996, NIKE, Inc., A.
 Nike Footwear Catalog, 1998 Spring Footwear, p. 29, published Jun. 1997, NIKE, Inc., A.
 Nike Footwear Catalog, 1999 Fall: Men's and Women's Footwear, p. W109, published Nov. 1998, NIKE, Inc., A.
 Nike Footwear Catalog, 1999 Late Spring: Men's and Women's Footwear, p. M41, published Sep. 1998, NIKE, Inc., A.
 Nike Footwear Catalog, 2000 Spring: Men's and Women's Footwear (1), p. 95, published Mar. 2000, NIKE, Inc., A.
 Nike Footwear Catalog, 2001 Fall: Men's and Women's Footwear, p. 82, published Nov. 2000, NIKE, Inc., A.
 Nike Footwear Catalog, 2001 Holiday: Men's and Women's Footwear, p. 27, published Feb. 2001, NIKE, Inc., A.
 Nike Footwear Catalog, 2002 Fall: Men's and Women's Footwear, p. 52, published Nov. 2001, NIKE, Inc., A.
 Nike Footwear Catalog, 2002 Late Spring: Men's and Women's Footwear, p. 16, published Sep. 2001, NIKE, Inc., A.
 Nike Footwear Catalog, 2002 Late Spring: Men's and Women's Footwear, p. 2, published Sep. 2001, NIKE, Inc., A.
 Nike Footwear Catalog, 2002 Spring: Men's and Women's Footwear, p. 51, published Jun. 2001, NIKE, Inc., A.
 Nike Footwear Catalog, 2007 Holiday Footwear, p. 164, published Feb. 2007, NIKE, Inc., A.
 Nike Footwear Catalog, 2008 Holiday: Performance Footwear, p. 52, published Feb. 2008, NIKE, Inc., A.
 Nike Footwear Catalog, 2008 Holiday: Performance Footwear, p. 7, published Feb. 2008, NIKE, Inc., A.
 Nike Footwear Catalog, 2009 Spring: Sport Performance Footwear, p. 116, published May 2008, NIKE, Inc., A.
 Nike Footwear Catalog, 2010 Holiday: Men's Footwear: Performance, p. 4, published Feb. 2010, NIKE, Inc., A.
 Nike Footwear Catalog, 2010 Spring: Core Performance Footwear, p. 74, published May 2009, NIKE, Inc., A.
 Nike Footwear Catalog, 2011 Fall: Men's Sportswear Footwear, p. 2, published Nov. 2010, NIKE, Inc., A.

(56)

References Cited

OTHER PUBLICATIONS

Nike Footwear Catalog, 2012 Fall: Core Footwear, p. 30, published Nov. 2011, NIKE, Inc., A.

Nike Footwear Catalog, 2012 Spring: Men's and Women's Sportswear Better Footwear, p. 27, published Nov. 2011, NIKE, Inc., A.

Nike Footwear Catalog, 2013 Fall: Mens Sportswear Footwear Best, p. 29, published Nov. 2012, NIKE, Inc., A.

Nike Free 3.0 Flyknit, NIKE, Inc., 1 color sheet, date unknown but prior to the filing of the current application, NIKE, Inc., A.

* cited by examiner



FIG. 1



FIG. 2



FIG. 3

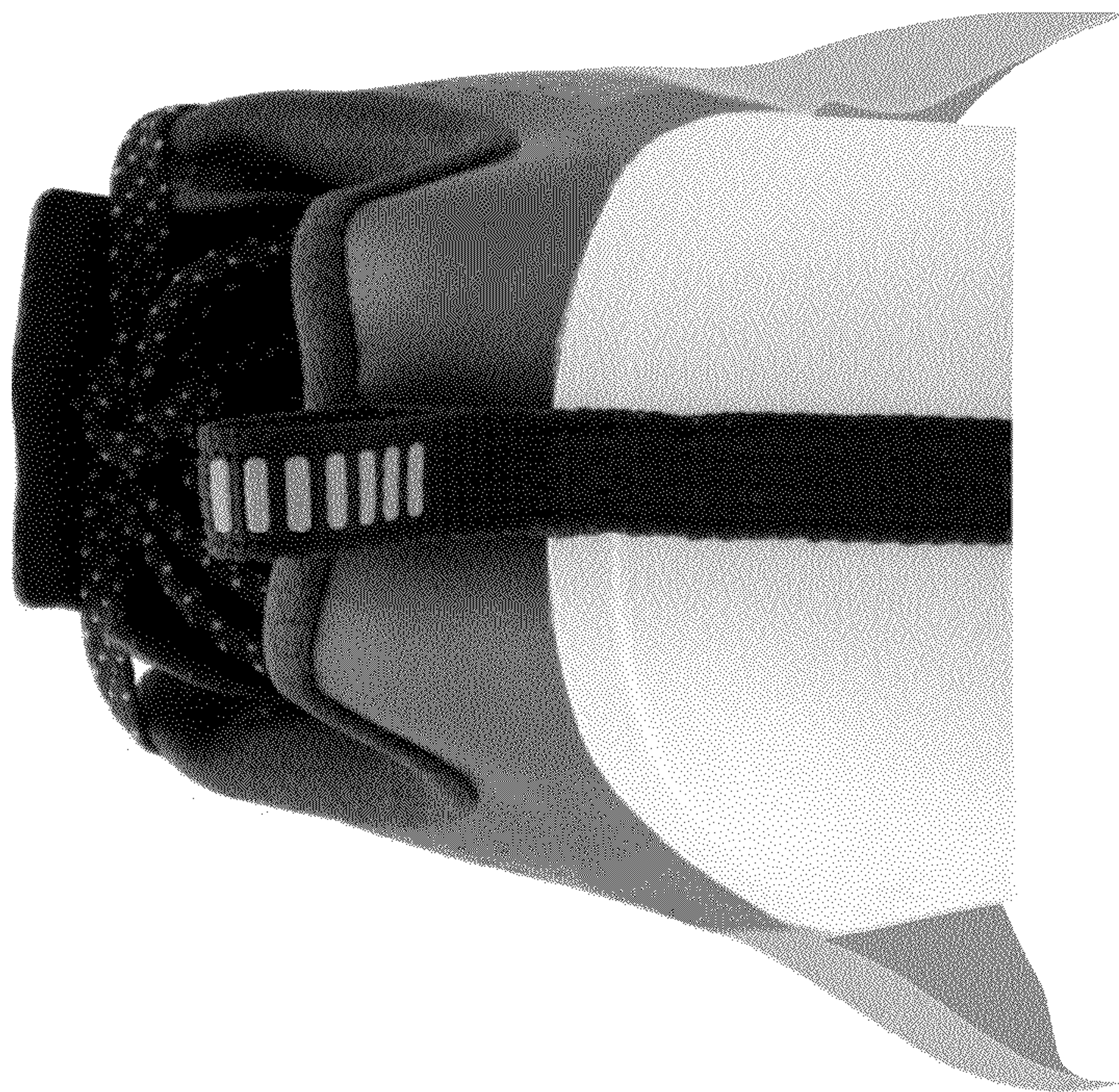


FIG. 5

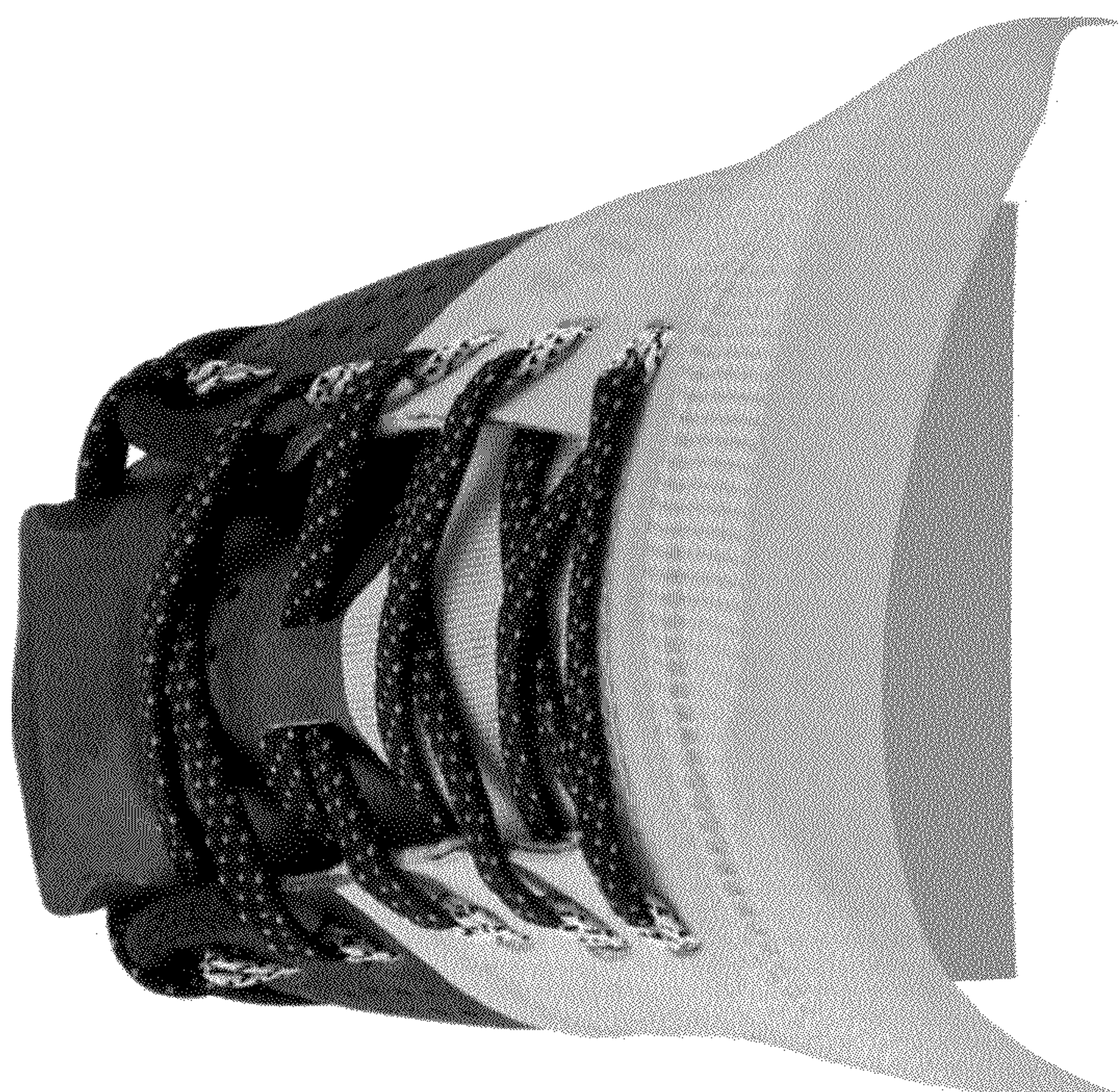


FIG. 4



FIG. 6