



US00D746571S

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

(10) **Patent No.:** **US D746,571 S**
(45) **Date of Patent:** **** Jan. 5, 2016**

- (54) **SHOE UPPER**
- (71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)
- (72) Inventors: **Thomas G. Bell**, Portland, OR (US);
Tobie D. Hatfield, Lake Oswego, OR (US)
- (73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
- (**) Term: **14 Years**
- (21) Appl. No.: **29/515,864**
- (22) Filed: **Jan. 27, 2015**
- (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, 971-974;
D5/3, 47, 50, 52-54, 57
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.

4,204,346 A *	5/1980	Fugere	A43B 5/02 36/114
D349,394 S	8/1994	Hatfield	
D349,395 S	8/1994	Kelchak	
D424,798 S	5/2000	McDowell	
D438,697 S	3/2001	Matis et al.	
D456,985 S	5/2002	Clegg	
D457,296 S	5/2002	Burt	
D458,015 S *	6/2002	Dolan	D2/972
D460,251 S	7/2002	Dolan	
D484,300 S *	12/2003	Smith	D2/972
D487,336 S *	3/2004	Matis	D2/969
D504,012 S *	4/2005	Fullum	D2/972

(Continued)

OTHER PUBLICATIONS

2000 Fall Men's and Women's Footwear (blue cover); 16; Nike Footwear Catalog, 2000 Fall Men's and Women's Footwear (blue cover), p. 16, published Nov. 1999, 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 side view thereof; and,

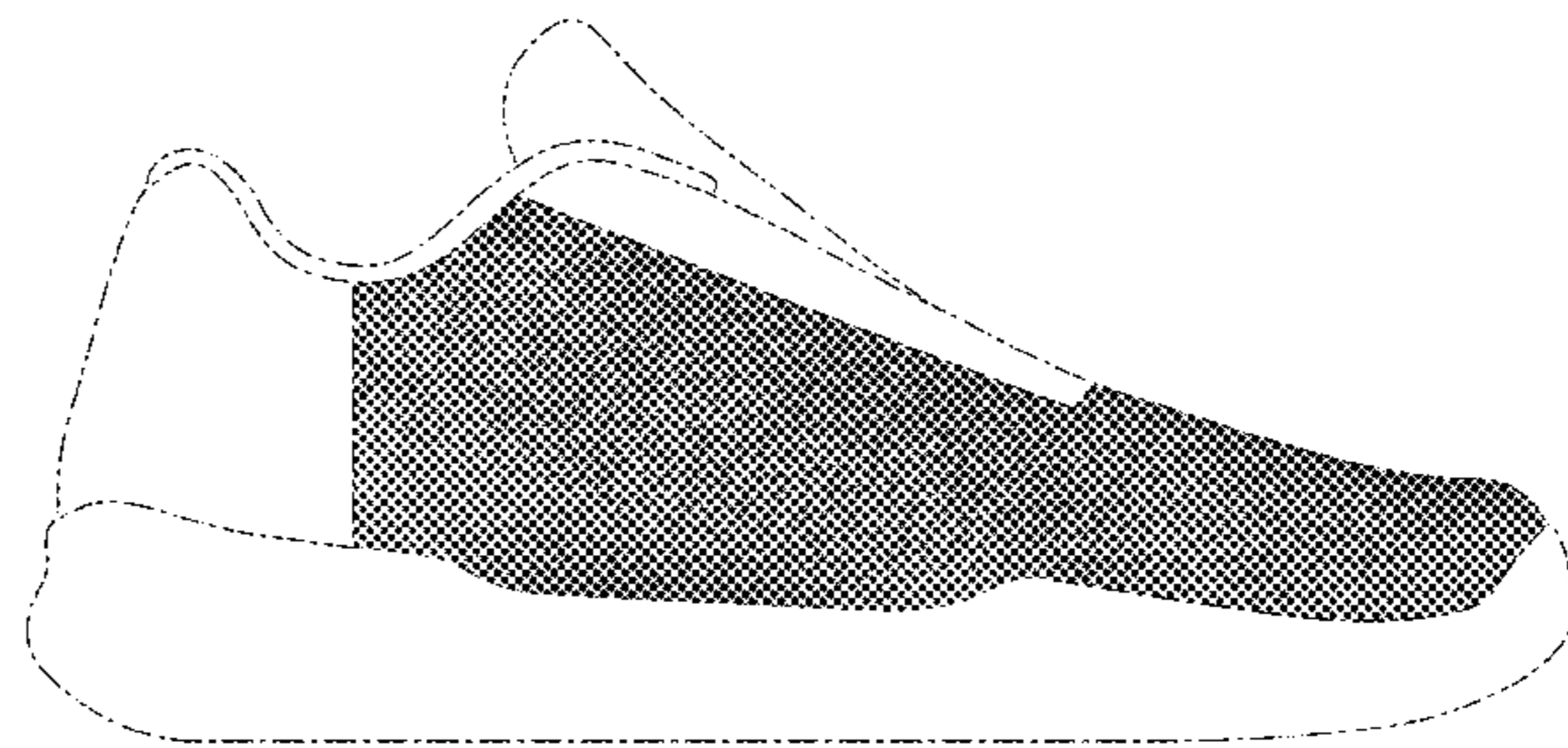
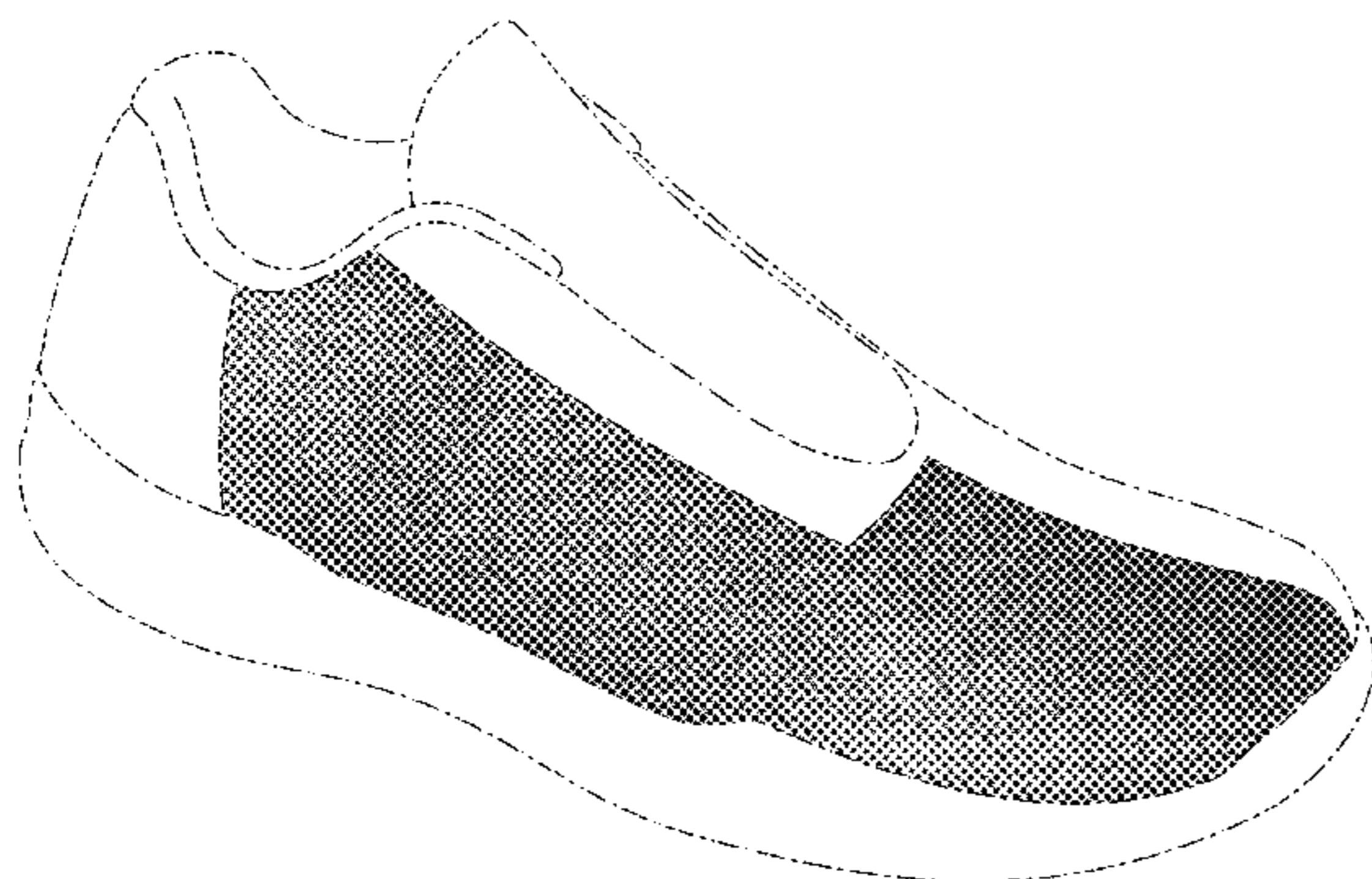
FIG. 3 is a top view thereof.

The photographic area is claimed. The broken lines immediately adjacent to the photographic area represent unclaimed boundaries of the design. The lack of a broken or solid line immediately adjacent to the photographic area indicates a claimed edge 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**
U.S. PATENT DOCUMENTS

D17,193 S *	3/1887	Osborne	D5/47
D22,553 S *	6/1893	Frelloehr	D5/47
D25,493 S *	5/1896	Pepper	D5/47
D46,860 S *	1/1915	Bendix	D5/53
D65,961 S *	11/1924	Cocking	D5/47
D100,370 S *	7/1936	Grabelsky	D5/47
D100,536 S *	7/1936	Beniston	D5/47
D101,675 S *	10/1936	Moses	D5/47
D105,831 S *	8/1937	Baumann	D5/47
D128,539 S *	7/1941	Witt	D5/47
D182,896 S *	5/1958	Howell	D5/53
D183,058 S *	6/1958	McCord	D5/53
D183,063 S *	6/1958	Rudolph	D5/53
D184,878 S *	4/1959	Kerkovius	D5/53



(56)

References Cited

U.S. PATENT DOCUMENTS

D527,885 S 9/2006 Young
 D533,986 S 12/2006 Belley et al.
 D540,532 S 4/2007 Sung
 D541,026 S * 4/2007 James D2/969
 D541,029 S 4/2007 Matis et al.
 D545,547 S 7/2007 Horne et al.
 D546,041 S 7/2007 Horne et al.
 D546,043 S 7/2007 Belley et al.
 D546,046 S 7/2007 Schoenborn et al.
 D546,549 S 7/2007 Gajowskyj
 D561,431 S * 2/2008 Walton D2/902
 D570,089 S 6/2008 Avar
 D574,136 S 8/2008 Avar
 D576,383 S * 9/2008 Weber D2/902
 D578,294 S 10/2008 Mervar et al.
 D608,540 S * 1/2010 Dekovic D2/972
 D614,388 S * 4/2010 Petrie D2/972
 D614,389 S * 4/2010 Petrie D2/972
 D636,591 S 4/2011 Miner
 D639,544 S 6/2011 Van Zyll De Jong et al.
 D648,110 S 11/2011 Rasmussen
 D656,715 S 4/2012 Katz et al.
 D663,519 S 7/2012 Grangaard
 D670,479 S * 11/2012 Maier D2/902
 D675,424 S 2/2013 Williams, Jr.
 D677,875 S 3/2013 Pizzuti
 D678,668 S * 3/2013 Parrett D2/972
 D680,307 S * 4/2013 Sung D2/920
 D682,530 S * 5/2013 Wilken D2/972
 D682,535 S 5/2013 Dekovic

D683,530 S 6/2013 Barker et al.
 D684,759 S * 6/2013 Lee D2/972
 D690,091 S 9/2013 Dombrow
 D690,092 S 9/2013 Dombrow
 D701,037 S * 3/2014 Ho D2/972
 D702,422 S 4/2014 Dougherty
 D703,933 S 5/2014 Avar et al.
 D703,936 S 5/2014 Seamarks
 D709,280 S * 7/2014 Shaffer D2/972
 D714,043 S 9/2014 O'Connor
 D715,040 S 10/2014 Mermet
 D718,032 S 11/2014 Vanhook
 D718,036 S 11/2014 McMillan
 D722,225 S * 2/2015 Williams, Jr. D2/972
 D722,226 S * 2/2015 Williams, Jr. D2/972
 D722,759 S 2/2015 Weddle

OTHER PUBLICATIONS

2002 Fall Men's and Women's Footwear; 34; Nike Footwear Catalog, 2002 Fall Men's and Women's Footwear, p. 34, published Nov. 2001, NIKE, Inc., USA.
 2009 Holiday Core Footwear; 10; Nike Footwear Catalog, 2009 Holiday Core Footwear, p. 10, published Feb. 2009, NIKE, Inc., USA.
 2012 Fall Women's Performance Footwear; 30; Nike Footwear Catalog, 2012 Fall Women's Performance Footwear, p. 30, published Nov. 2011, NIKE, Inc., USA.
 2013 Spring Womens Performance Footwear; 38; Nike Footwear Catalog, 2013 Spring Womens Performance Footwear, p. 38, published May 2012, NIKE, Inc., USA.

* cited by examiner

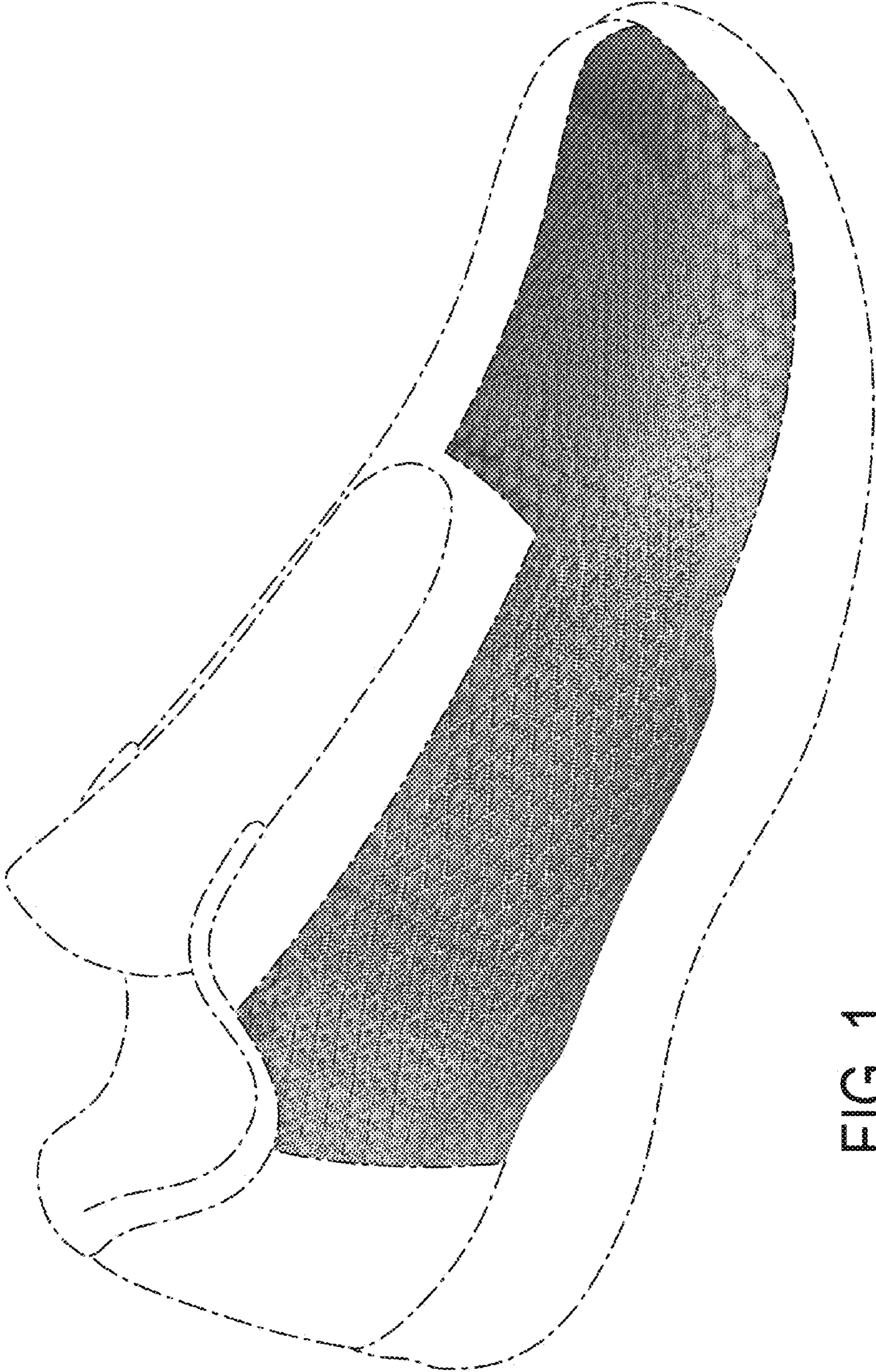


FIG. 1

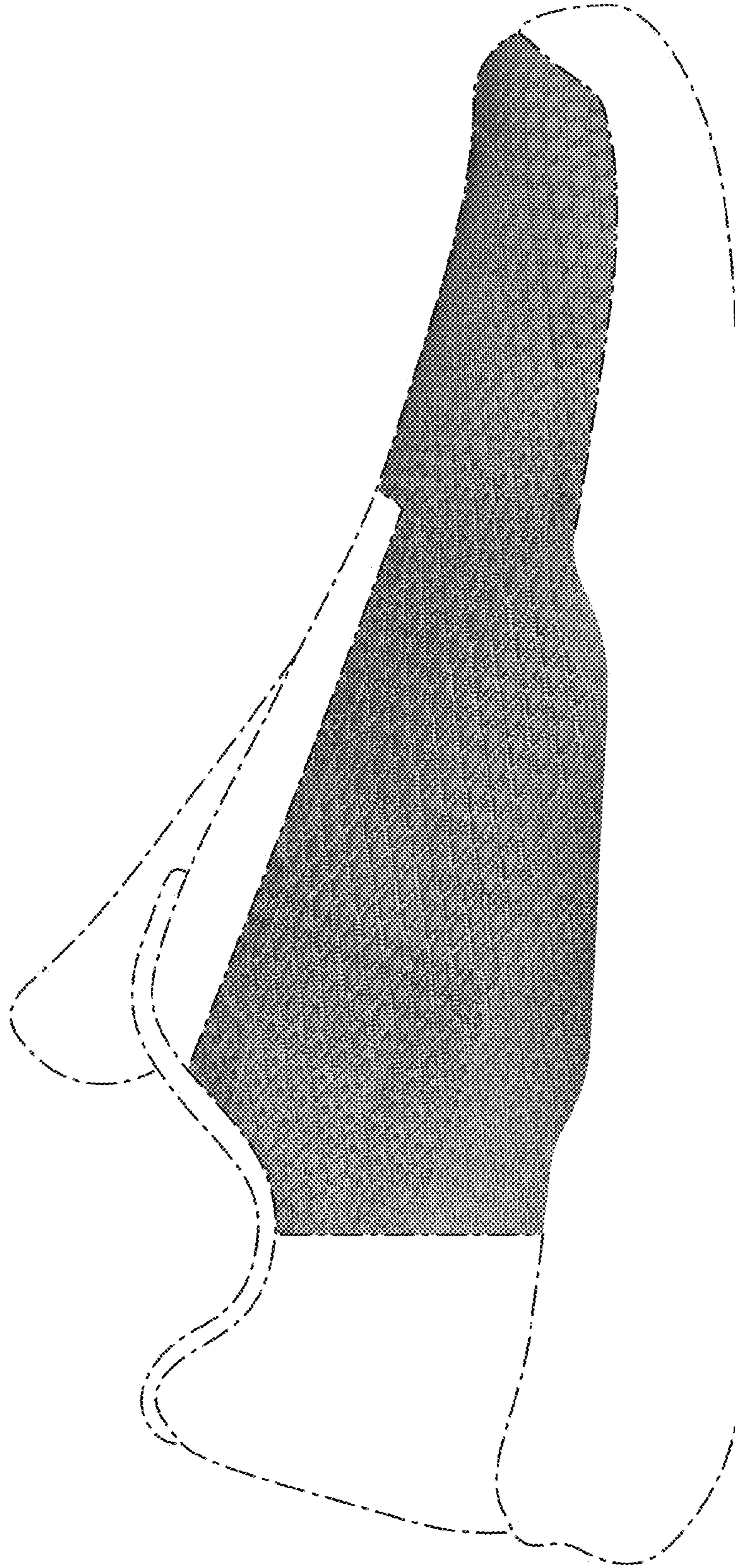


FIG. 2

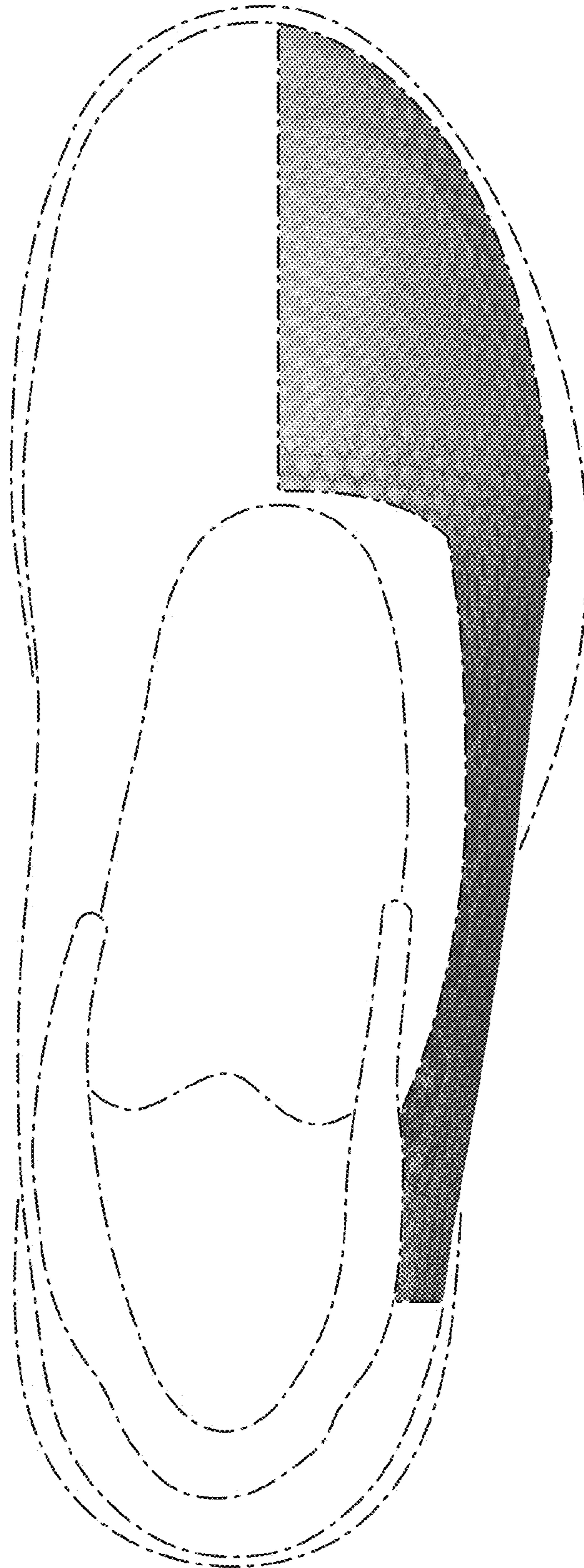


FIG. 3