



US00D747088S

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

(10) **Patent No.:** **US D747,088 S**
(45) **Date of Patent:** **** Jan. 12, 2016**

- (54) **SHOE UPPER**
- (71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)
- (72) Inventors: **Riccardo Tisci**, Beaverton, OR (US);
Jupiter Desphy, Beaverton, OR (US)
- (73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
- (**) Term: **14 Years**
- (21) Appl. No.: **29/511,768**
- (22) Filed: **Dec. 12, 2014**
- (51) **LOC (10) Cl.** **02-99**
- (52) **U.S. Cl.**
USPC **D2/972; D2/976**
- (58) **Field of Classification Search**
USPC D2/902, 906-908, 910, 944, 946, 969,
D2/976; 36/45, 50.1, 77 M, 77 R, 83, 88,
36/113, 114, 126-131, 136; D5/63
CPC .. A43B 13/181; A43B 13/141; A43B 13/186;
A43B 13/188; A43B 23/00; A43B 23/02;
A43B 5/00; A43B 23/24
See application file for complete search history.

- D315,441 S 3/1991 Hatfield
- D317,824 S 7/1991 Hatfield
- D318,563 S 7/1991 Lucas
- D325,291 S 4/1992 Hatfield
- D333,721 S 3/1993 Hatfield
- D334,090 S 3/1993 Teague
- D334,646 S 4/1993 Dissinger
- D336,768 S 6/1993 Preskar et al.
- D339,450 S 9/1993 Smith
- D339,451 S 9/1993 Greene
- D341,925 S 12/1993 Dahlsten
- D343,499 S 1/1994 Diaz
- D346,486 S 5/1994 Morris et al.
- D349,395 S 8/1994 Kelchak
- D351,275 S 10/1994 Hatfield et al.
- D353,937 S 1/1995 Smith

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog, 1987 Holiday, p. 9, published date unknown, but prior to the filing date of the present application, 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.

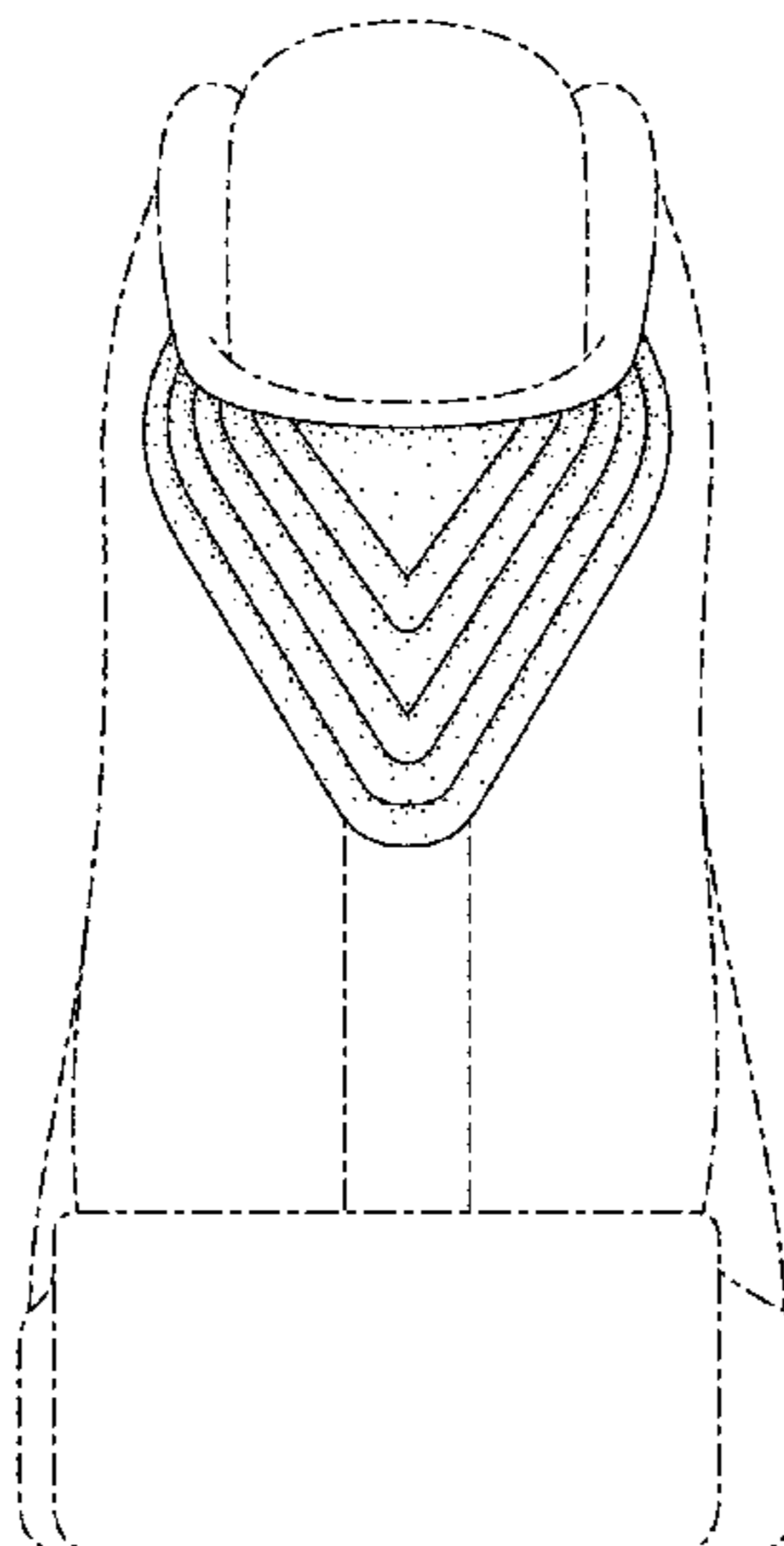
DESCRIPTION

FIG. 1 is a rear perspective view of a shoe upper showing our new design;
FIG. 2 is a rear view thereof;
FIG. 3 is a first side view thereof; and,
FIG. 4 is an opposite side view thereof.
The broken lines showing the remainder of the shoe are for environmental purposes only and form no part of the claimed design.

1 Claim, 4 Drawing Sheets

(56) **References Cited**
U.S. PATENT DOCUMENTS

- 135,124 A * 1/1873 Johnston D5/63
- D83,597 S * 3/1931 Cairns D2/910
- D109,226 S * 4/1938 Lipp D2/946
- D121,344 S * 7/1940 Ziniti D2/974
- D125,657 S 3/1941 Cutler
- 2,233,544 A 3/1941 Mckinley
- D126,391 S * 4/1941 Gebauer D2/972
- D235,392 S 6/1975 Blumenfeld
- D237,427 S 11/1975 Thornberry
- D273,632 S 5/1984 Ueda
- D279,620 S 7/1985 Ueda
- D302,763 S 8/1989 Kilgore et al.
- D309,823 S 8/1990 Kilgore et al.



(56)

References Cited

U.S. PATENT DOCUMENTS

D354,618 S 1/1995 Kittle et al.
 D355,296 S 2/1995 Greene
 D355,977 S 3/1995 Teague
 D357,112 S 4/1995 Kittle et al.
 D359,388 S 6/1995 Martin
 D364,498 S 11/1995 Teague
 D365,200 S 12/1995 Teague
 D365,439 S 12/1995 Teague
 D369,459 S 5/1996 Feller
 D380,599 S 7/1997 Brooks et al.
 D383,595 S 9/1997 Morris
 D385,395 S 10/1997 Morris
 D395,347 S 6/1998 von Conta et al.
 D395,943 S 7/1998 Hewett et al.
 D403,495 S 1/1999 Sorofman
 D433,559 S 11/2000 Ruth
 D447,857 S 9/2001 Januszewski
 D447,859 S 9/2001 Matis et al.
 D449,730 S 10/2001 McDowell
 D485,976 S 2/2004 Maatita
 D495,471 S 9/2004 Mazzarolo
 D508,767 S 8/2005 Hatfield
 D530,073 S 10/2006 Roulo
 D533,339 S 12/2006 Edwards
 D542,518 S 5/2007 Marvin
 D560,341 S 1/2008 Mochen
 D560,343 S 1/2008 Mochen
 D566,959 S 4/2008 Lamont
 D572,461 S 7/2008 Stauffer
 D575,488 S 8/2008 Covatch
 D579,648 S * 11/2008 McDowell D2/970
 D586,094 S 2/2009 Banik

D586,095 S 2/2009 Duffy
 D605,384 S 12/2009 Ledet et al.
 D623,838 S 9/2010 Teteriatnikov
 D626,738 S 11/2010 Akhidime
 D685,567 S * 7/2013 Dolce D2/972
 D695,508 S 12/2013 Earle

OTHER PUBLICATIONS

Nike Footwear Catalog, 1992 Spring Footwear, p. 29, published May 1991, NIKE, Inc., USA.
 Nike Footwear Catalog, 1996 Fall Footwear, p. 85, published Dec. 1995, NIKE, Inc., USA.
 Nike Footwear Catalog, 1997 Late Spring Footwear, p. 37, published Sep. 1996, NIKE, Inc., USA.
 Nike Footwear Catalog, 1999 Late Fall Oct. & Nov. Flow Footwear, p. 8, published Mar. 1999, NIKE, Inc., USA.
 Nike Footwear Catalog, 2002 Fall Men's and Women's Footwear, p. 91, published Nov. 2001, NIKE, Inc., USA.
 Nike Footwear Catalog, 2002 Fall Jordan Footwear, p. 18, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.
 Nike Footwear Catalog, 2004 Spring Men's, Women's, and Kids' Footwear, p. 14, published Jun. 2003, NIKE, Inc., USA.
 Nike Footwear Catalog, 2005 Late Spring Footwear, p. 42, published Aug. 2004, NIKE, Inc., USA.
 Nike Footwear Catalog, 2011 Summer Soccer, p. 26, published Aug. 2010, NIKE, Inc., USA.
 Nike Footwear Catalog, 2014 Holiday Men's Nike Sportswear Footwear Best, p. 7, published Feb. 1, 2014, NIKE, Inc., USA.
 Nike Footwear Catalog, 2015 Summer Women's Nike Sportswear Best Footwear, p. 41, published Aug. 1, 2014, NIKE, Inc., USA.

* cited by examiner

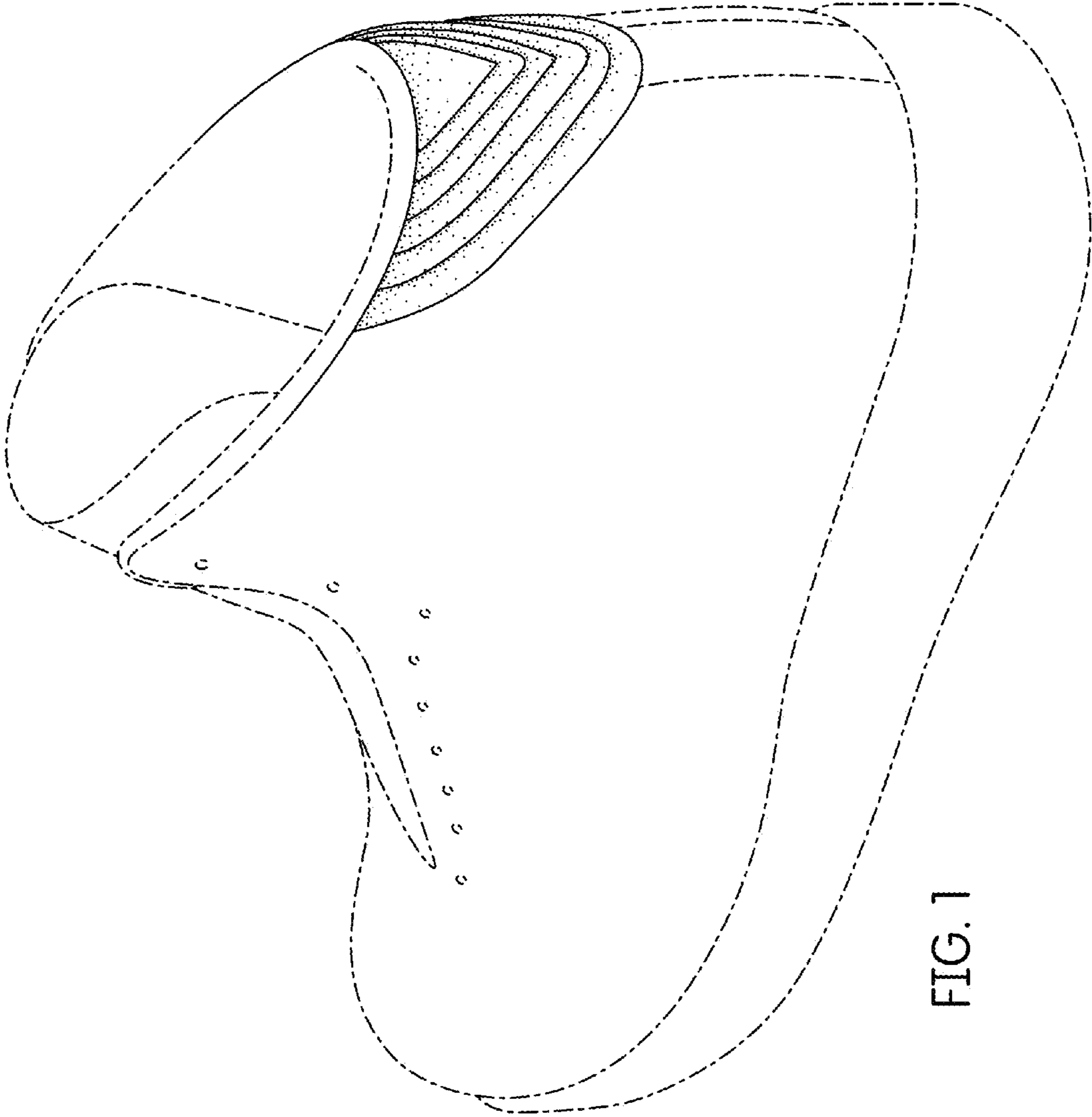


FIG. 1

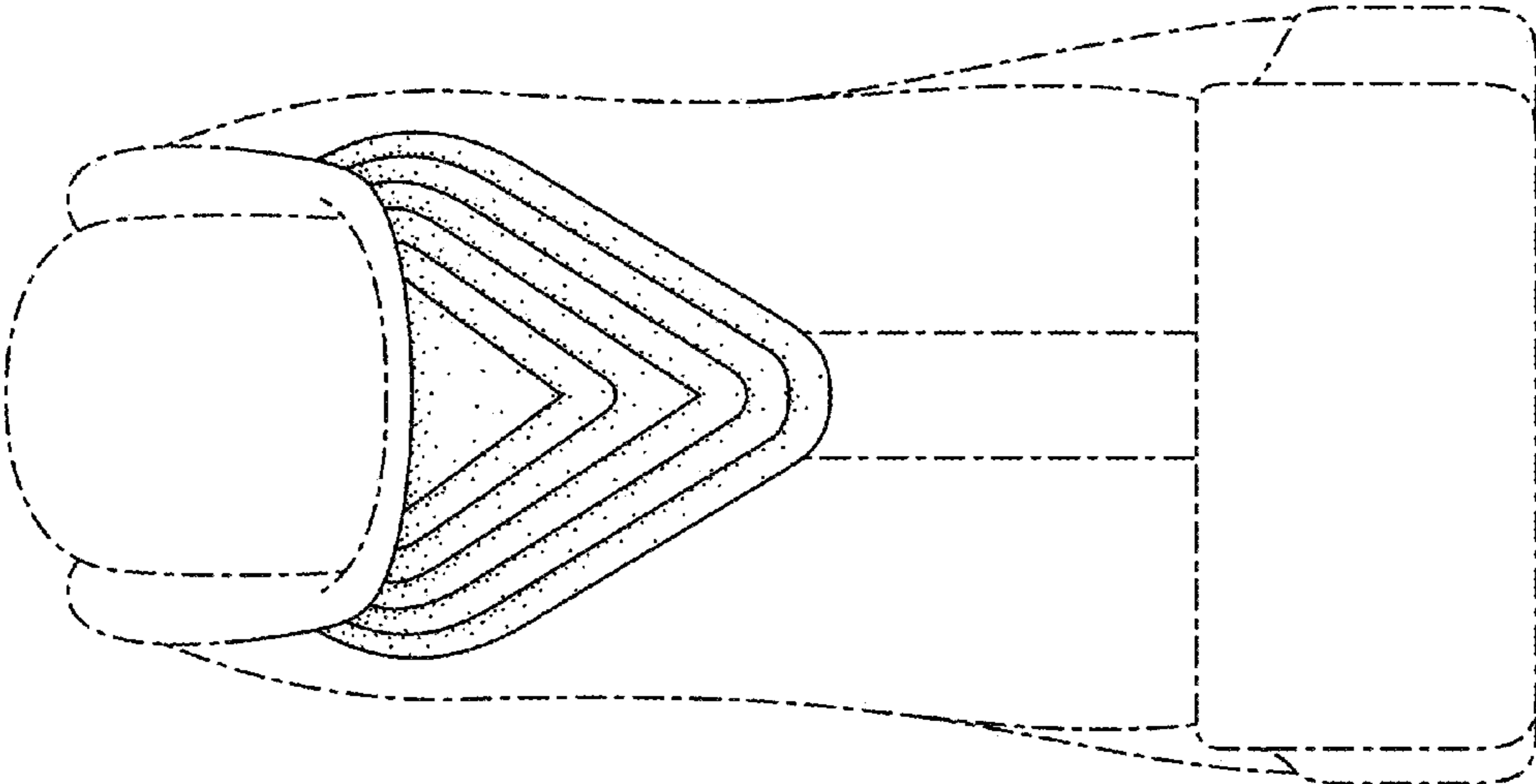


FIG. 2



FIG. 3

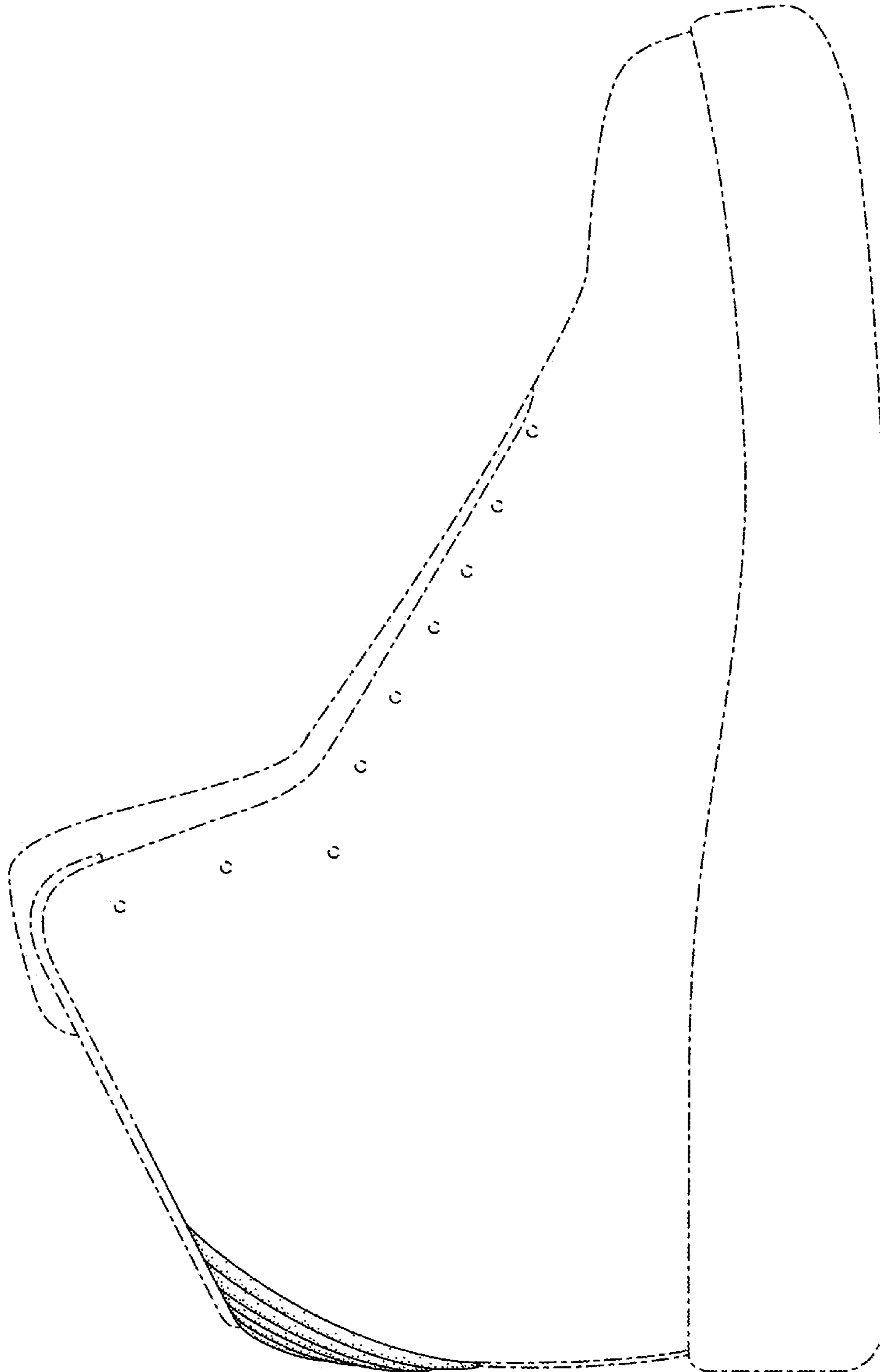


FIG. 4