



US00D767871S

(12) **United States Design Patent** (10) **Patent No.:** **US D767,871 S**  
**Avar** (45) **Date of Patent:** **\*\* Oct. 4, 2016**

(54) **SHOE UPPER**  
(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)  
(72) Inventor: **Eric P. Avar**, Lake Oswego, OR (US)  
(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)  
(\*\*) Term: **15 Years**

D549,947 S 9/2007 Huthmaker  
D579,649 S 11/2008 McDowell  
D595,496 S 7/2009 Mayden  
D598,189 S 8/2009 Lamont  
D613,933 S 4/2010 Chang  
D649,769 S 12/2011 Thornhill  
D649,770 S 12/2011 Thornhill  
D663,932 S 7/2012 Bacon  
D693,106 S 11/2013 James  
D707,941 S 7/2014 Hlavacs  
D735,463 S \* 8/2015 Avar ..... D2/972

(21) Appl. No.: **29/528,474**  
(22) Filed: **May 28, 2015**  
(51) **LOC (10) Cl.** ..... **02-99**  
(52) **U.S. Cl.**  
USPC ..... **D2/972**  
(58) **Field of Classification Search**  
USPC ..... D2/898, 902, 906-908, 919, 920, 944,  
D2/946, 969, 972-974  
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; A43C 1/00; A43C 11/00  
See application file for complete search history.

**OTHER PUBLICATIONS**

Nike Footwear Catalog, 2014 Fall City Specialty Footwear Best Final, p. 125.  
Nike Footwear Catalog, 2014 Fall Core Performance Footwear Final Low, p. 35.

(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.

(56) **References Cited**

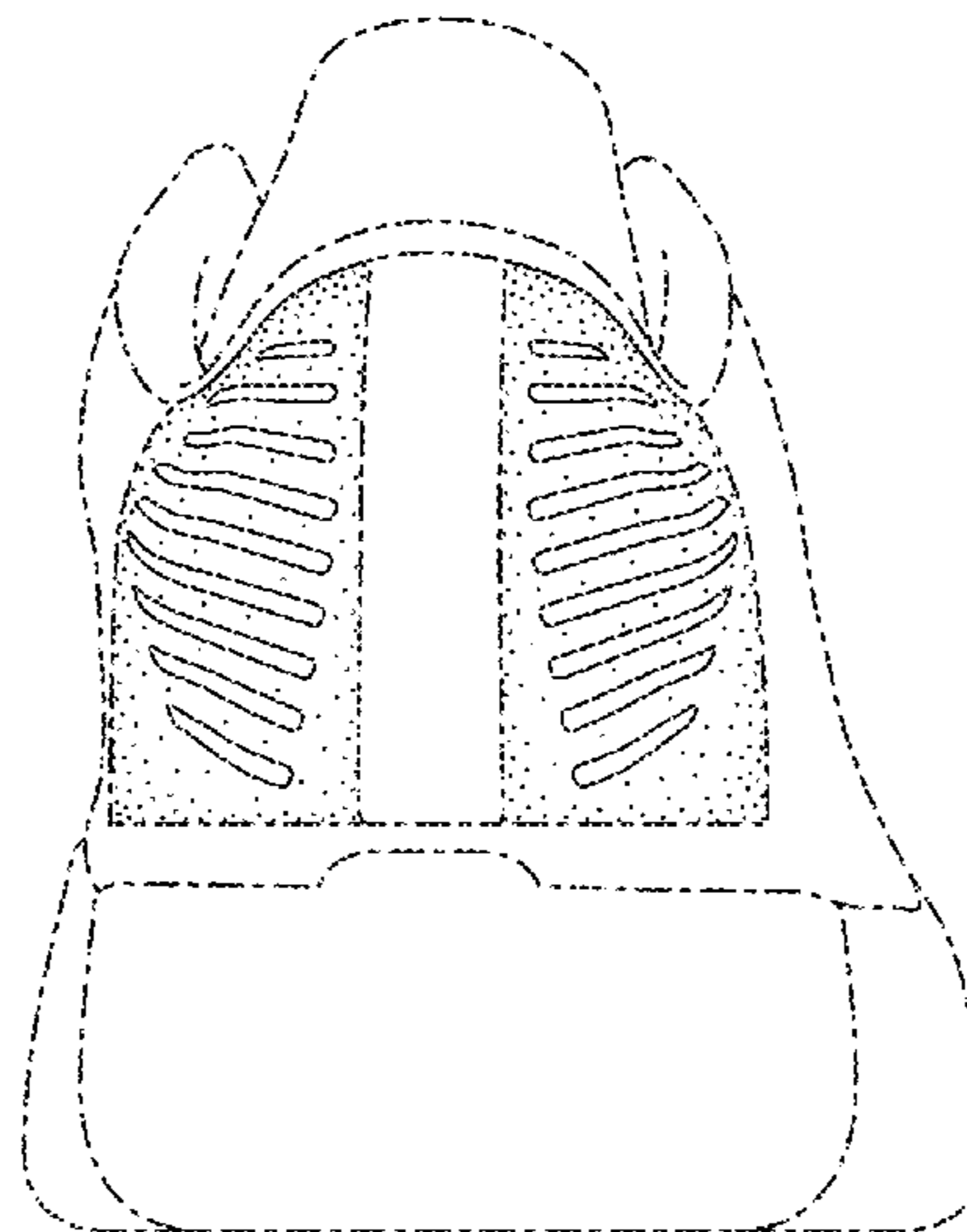
**U.S. PATENT DOCUMENTS**

D302,763 S 8/1989 Kilgore et al.  
D365,923 S \* 1/1996 Crowley ..... D2/974  
D392,455 S 3/1998 Lozano  
D412,780 S 8/1999 Hatfield et al.  
D423,768 S 5/2000 Hewett  
D424,292 S 5/2000 Besanceney, III et al.  
D441,181 S \* 5/2001 Morgan ..... D2/972  
D459,868 S 7/2002 McCourt  
D473,700 S 4/2003 Adreliunas et al.  
D485,976 S \* 2/2004 Maatita ..... D2/973  
D491,718 S 6/2004 Link  
D508,767 S 8/2005 Hatfield  
D510,181 S \* 10/2005 Cessor ..... D2/972  
D522,225 S \* 6/2006 Holmes ..... D2/972  
D524,532 S 7/2006 Roulo

**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 side view thereof; and,  
FIG. 4 is an opposite side view thereof.  
The broken lines immediately adjacent to the shaded area represent unclaimed boundaries of the design. The unshaded regions within the shaded area that are demarcated by solid lines 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, 4 Drawing Sheets**



(56)

**References Cited**

Nike Footwear Catalog, 2014 Fall Core Performance Footwear  
Final Low, p. 4.

OTHER PUBLICATIONS

Nike Footwear Catalog, 2015 Spring Nike Running Specialty, p. 84.

Nike Footwear Catalog, 2014 Fall Core Performance Footwear  
Final Low, p. 60.

\* cited by examiner

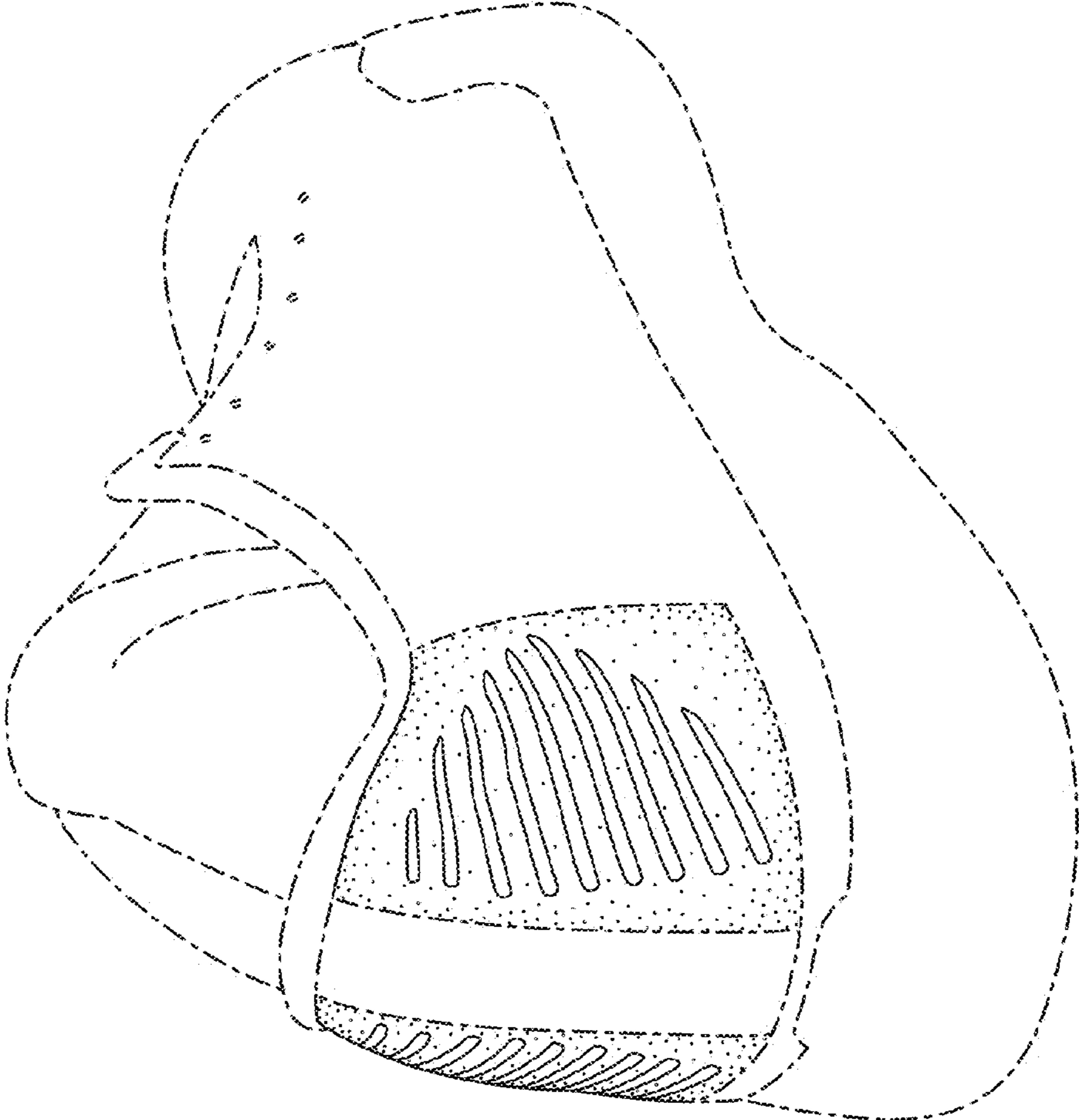


FIG. 1

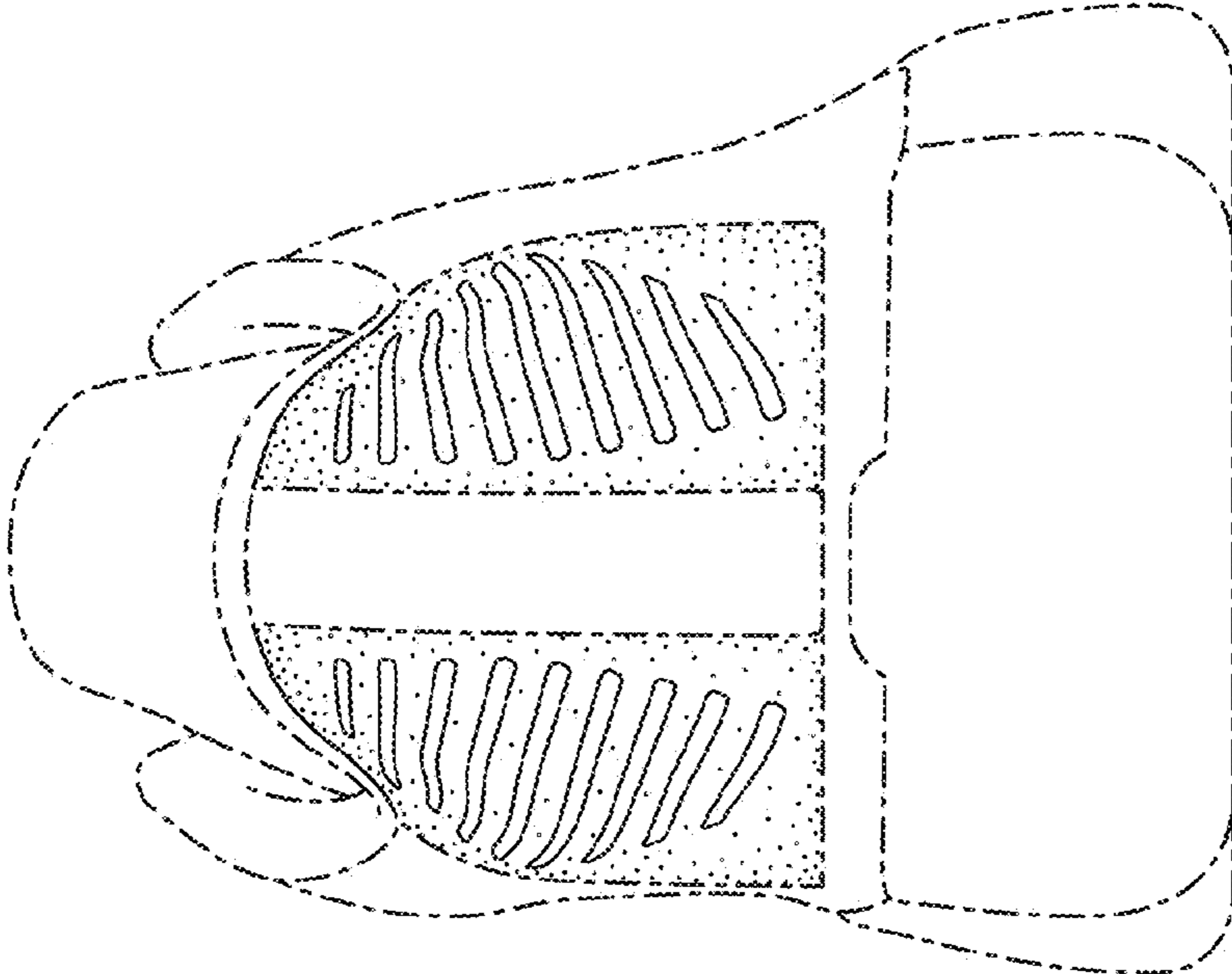


FIG. 2

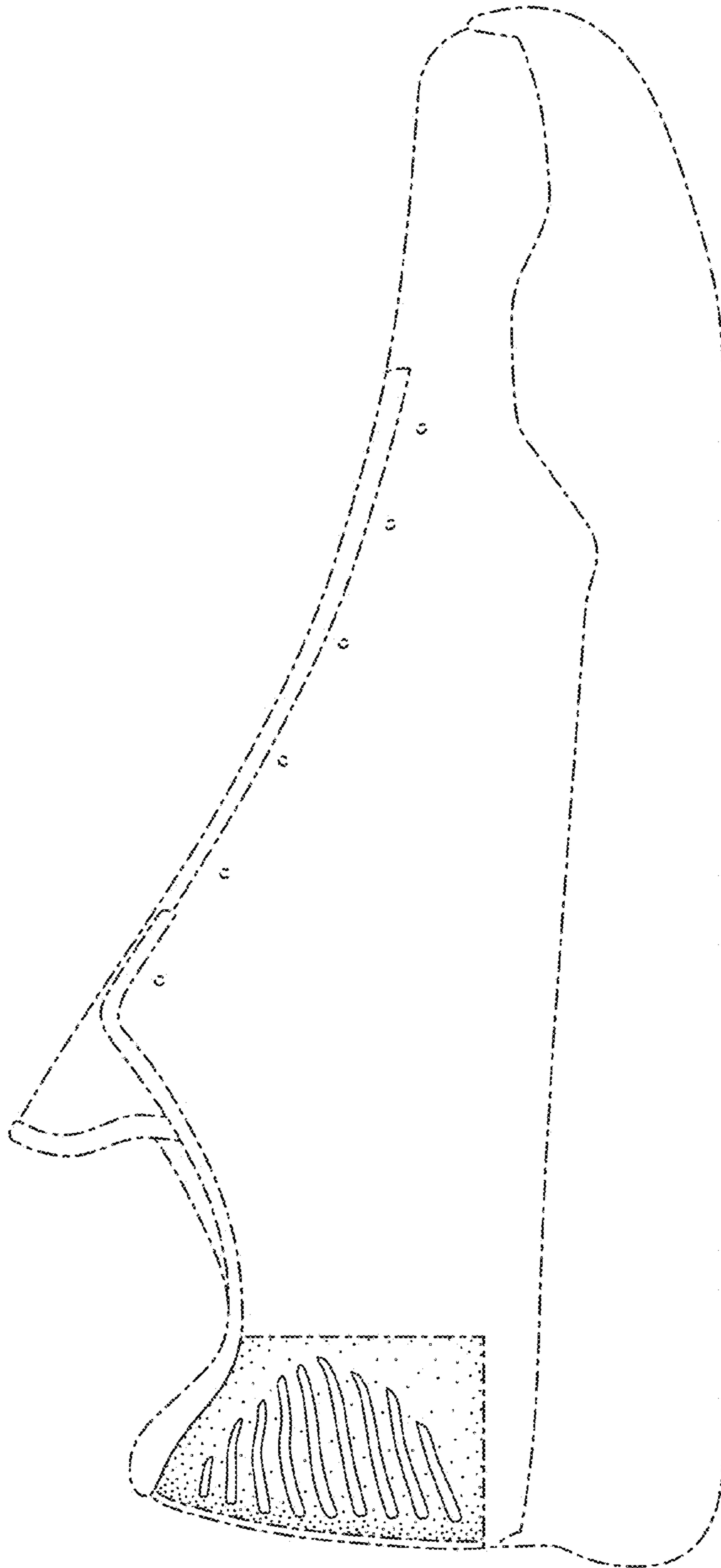


FIG. 3

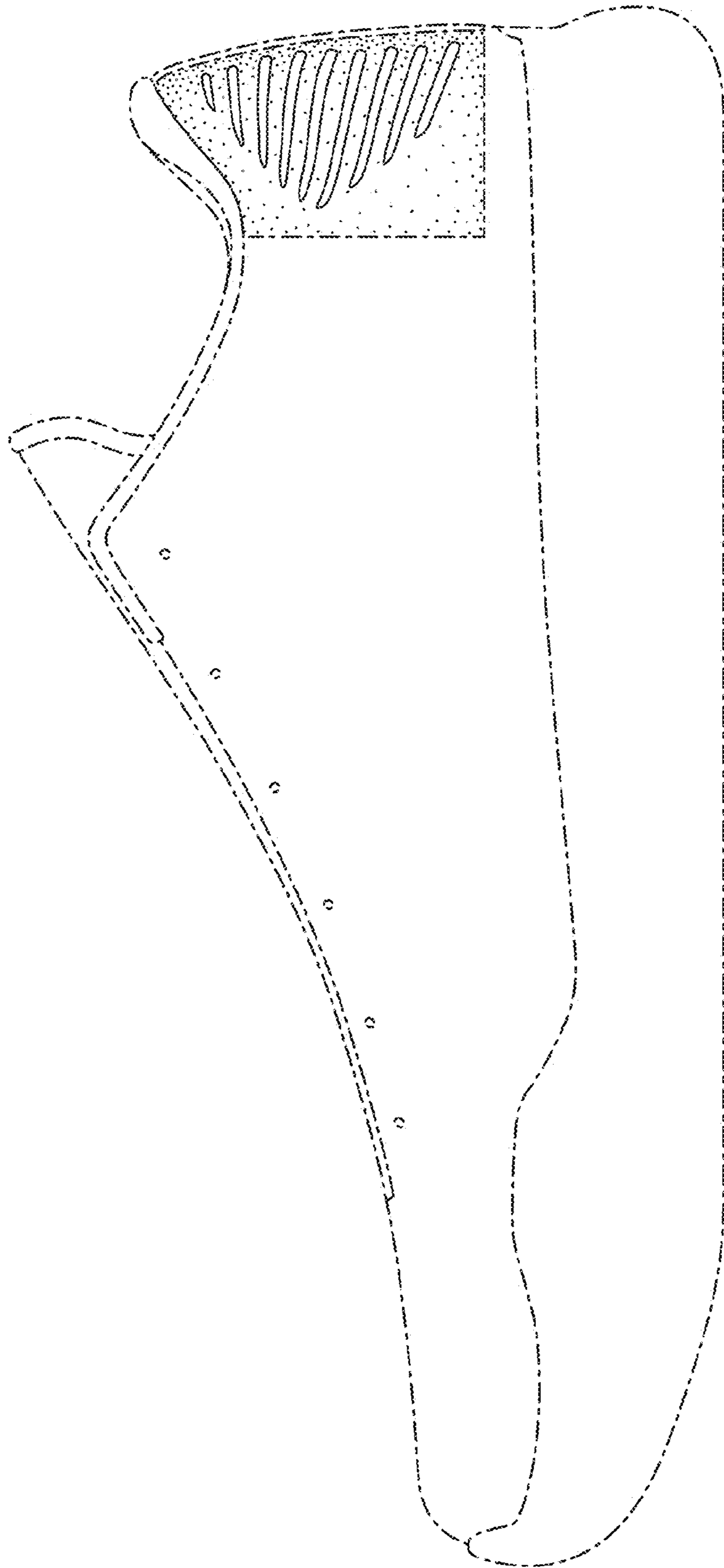


FIG. 4