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(12) **United States Design Patent** (10) **Patent No.:** **US D792,696 S**
Nethongkome (45) **Date of Patent:** **** Jul. 25, 2017**

(54) **SHOE UPPER**

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(**) Term: **15 Years**

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(52) **U.S. Cl.**
USPC **D2/972**

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D5/47, 54, 63
CPC ... A43B 3/0047; A43B 3/0052; A43B 3/0057;
A43B 3/0063; A43B 3/0068; A43B
3/0073; A43B 1/04; A43B 1/06; A43B
5/00; A43B 5/02; A43B 5/06; A43B 5/10;
A43B 5/14; A43B 23/0245; A43B
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See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D347,938 S	6/1994	Smith
D355,756 S	2/1995	Vestuti
D357,112 S	4/1995	Kittle et al.
D357,573 S	4/1995	Ng
D361,426 S	8/1995	Baker
D380,291 S	7/1997	Morris
D381,496 S	7/1997	Smith
D383,595 S	9/1997	Morris
D385,395 S	10/1997	Morris
D402,103 S	12/1998	Hardy et al.
D435,336 S	12/2000	Barret et al.
D451,269 S	12/2001	Burt

D458,741 S	6/2002	Rogers
D479,392 S	9/2003	Hillyer
D481,530 S	11/2003	Hillyer
D487,339 S	3/2004	Laberge
D499,537 S	12/2004	Robbins
D499,873 S	12/2004	Panariello, Jr.
D510,476 S	10/2005	Schambra et al.
D515,800 S	2/2006	Bertholon
D528,771 S	9/2006	Lupo
D537,618 S	3/2007	Huthmaker D2/972

(Continued)

OTHER PUBLICATIONS

“Nike FS Lite Trainer 3 SKU:8598234,” as posted by Shop Zappos on YouTube.com [online], posted on Nov. 9, 2015 [site visited Feb. 8, 2017]. Available on the Internet, <URL: <https://www.youtube.com/watch?v=MbZfqJ3UAMA>>.*

(Continued)

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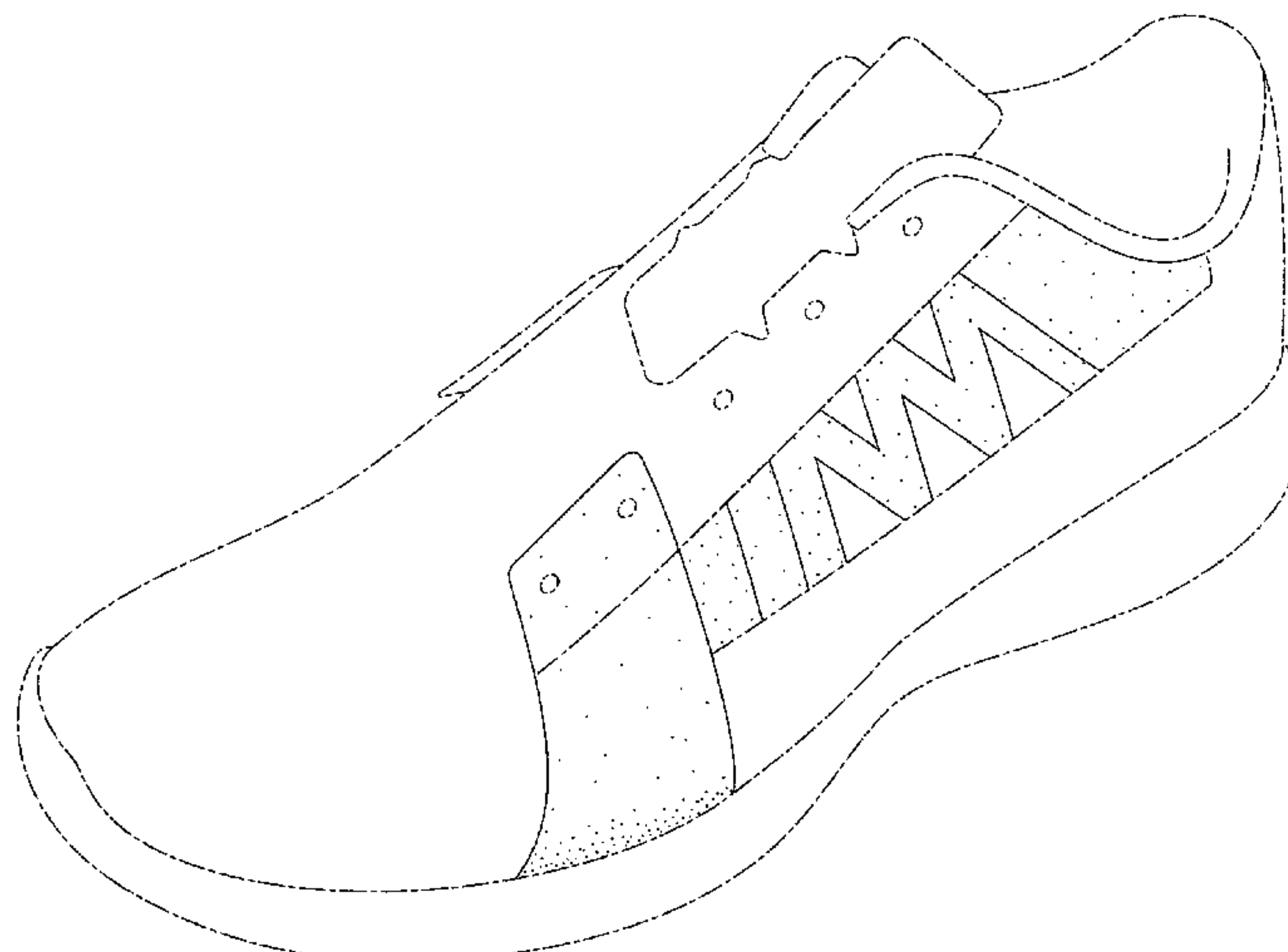
(57) **CLAIM**

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 define the bounds of the claimed design and form no part thereof. 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

D546,052 S * 7/2007 Hull D2/972
 D548,450 S 8/2007 Huthmaker
 D551,438 S 9/2007 Laberge
 D551,838 S 10/2007 Brewer
 D551,839 S * 10/2007 Bertholon D2/972
 D576,400 S 9/2008 Grenet et al.
 D580,155 S 11/2008 Banik
 D588,350 S 3/2009 Amphyon et al.
 D605,842 S 12/2009 Andersen et al.
 D612,145 S 3/2010 Bosomworth
 D622,052 S 8/2010 Grenet
 D622,054 S 8/2010 Bosomworth
 D622,055 S 8/2010 Bosomworth
 D622,056 S 8/2010 Fuhrer
 D629,190 S 12/2010 Bosomworth
 D629,599 S 12/2010 Bosomworth
 D642,362 S 8/2011 Miner
 D643,199 S 8/2011 Fuhrer
 D644,019 S 8/2011 Grenet
 D653,440 S 2/2012 Hatfield et al.
 D658,862 S 5/2012 Stryjak et al.
 D658,865 S 5/2012 Stryjak et al.
 D658,866 S 5/2012 Stryjak et al.
 D659,372 S 5/2012 Stryjak et al.
 D659,978 S 5/2012 Grenet et al.
 D659,979 S 5/2012 Grenet et al.
 D659,984 S 5/2012 Grenet et al.
 D659,985 S 5/2012 Grenet et al.
 D659,987 S 5/2012 Ho
 D679,082 S * 4/2013 Bosomworth D2/972
 D680,314 S 4/2013 Amphyon
 D680,315 S 4/2013 Amphyon
 D680,725 S 4/2013 Avar et al.
 D680,728 S 4/2013 Stryjak
 D690,491 S 10/2013 Bosomworth
 D690,492 S 10/2013 Bosomworth
 D690,493 S 10/2013 Bosomworth
 D690,494 S 10/2013 Bosomworth
 D690,495 S 10/2013 Bosomworth
 D690,496 S 10/2013 Leleu
 D693,558 S 11/2013 Bosomworth
 D697,298 S 1/2014 Hatfield et al.
 D701,030 S 3/2014 Grenet
 D701,031 S 3/2014 Grenet
 D711,641 S * 8/2014 Grenet D2/972
 D711,642 S 8/2014 Bosomworth
 D711,643 S * 8/2014 Bosomworth D2/972
 8,806,776 B2 * 8/2014 Leick A43B 1/0081
 12/142 LC
 D713,634 S 9/2014 Shyllon
 D713,636 S * 9/2014 Cin D2/972
 D715,529 S 10/2014 Shyllon
 D716,027 S 10/2014 Kirschner
 D717,037 S 11/2014 Bosomworth
 D717,531 S 11/2014 Bosomworth
 D717,532 S 11/2014 Grenet
 D717,534 S 11/2014 Amphyon
 D720,922 S 1/2015 Harlow et al.
 D721,884 S 2/2015 Harlow et al.

D725,362 S 3/2015 Bosomworth
 D725,363 S 3/2015 Fuhrer et al.
 D725,364 S 3/2015 Fuhrer et al.
 D725,366 S * 3/2015 Grenet D2/972
 D725,367 S 3/2015 Bosomworth
 D725,888 S * 4/2015 Bosomworth D2/972
 D725,889 S * 4/2015 Amphyon D2/972
 D725,890 S * 4/2015 Bosomworth D2/972
 D725,893 S * 4/2015 Grenet D2/972
 D726,403 S * 4/2015 Bosomworth D2/972
 D727,007 S * 4/2015 Bosomworth D2/972
 D731,772 S * 6/2015 Bosomworth D2/972
 D731,774 S * 6/2015 Antonelli D2/972
 D731,777 S * 6/2015 Grenet D2/972
 D737,036 S * 8/2015 Bosomworth D2/972
 D742,109 S * 11/2015 Grenet D2/972
 D746,036 S * 12/2015 Harlow D2/972
 D753,382 S * 4/2016 Lamont D2/972
 D753,383 S * 4/2016 Nikolic D2/972
 D774,742 S * 12/2016 White D2/969

OTHER PUBLICATIONS

Nike Footwear Catalog, 1991 Fall Footwear, p. 46, published Dec. 1990, NIKE, Inc., USA.
 Nike Footwear Catalog, 1991 Fall Footwear, p. 50, published Dec. 1990, NIKE, Inc., USA.
 Nike Footwear Catalog, 1994 Fall Footwear, p. 12, published Nov. 1993, NIKE, Inc., USA.
 Nike Footwear Catalog, 1997 Holiday Footwear, p. 162, published Mar. 1997, NIKE, Inc., USA.
 Nike Footwear Catalog, 1997 Spring Footwear, p. 121, published Jun. 1996, NIKE, Inc., USA.
 Nike Footwear Catalog, 1999 Fall Men's and Women's Footwear, p. 13, published Nov. 1998, NIKE, Inc., USA.
 Nike Footwear Catalog, 2001 Fall Men's and Women's Footwear, p. 14, published Nov. 2000, NIKE, Inc., USA.
 Nike Footwear Catalog, 2001 Fall Men's and Women's Footwear, p. 23, published Nov. 2000, 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, 2004 Fall Men's, Women's, and Kids' Footwear, p. 54, published Nov. 2003, NIKE, Inc., USA.
 Nike Footwear Catalog, 2004 Fall Men's, Women's, and Kids' Footwear, p. 55, published Nov. 2003, NIKE, Inc., USA.
 Nike Footwear Catalog, 2004 Holiday Men's, Women's, and Kids' Footwear, p. 57, published Mar. 2004, NIKE, Inc., USA.
 Nike Footwear Catalog, 2005 Fall Footwear, p. 214, published Nov. 2004, NIKE, Inc., USA.
 Nike Footwear Catalog, 2005 Late Spring Footwear, p. 60, published Aug. 2004, NIKE, Inc., USA.
 Nike Footwear Catalog, 2012 Spring Men's Performance Footwear, p. 3, published May 2011, NIKE, Inc., USA.
 Nike Footwear Catalog, 2013 Spring Lacrosse, p. 11, published May 2012, NIKE, Inc., USA.
 Nike Footwear Catalog, 2014 Holiday Men's Nike Sportswear Footwear Best, p. 51, published Feb. 1, 2014, NIKE, Inc., USA.

* cited by examiner

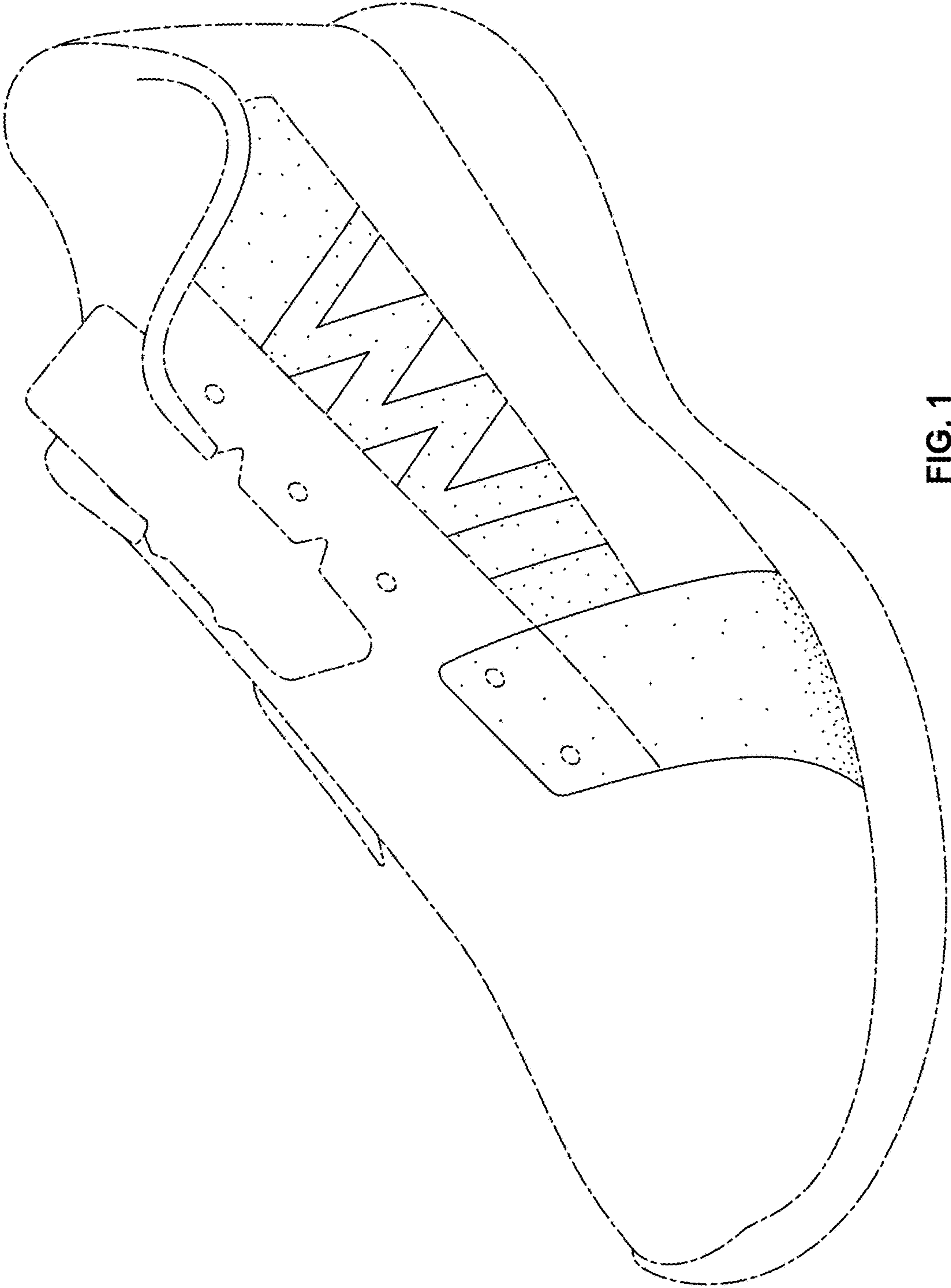


FIG. 1

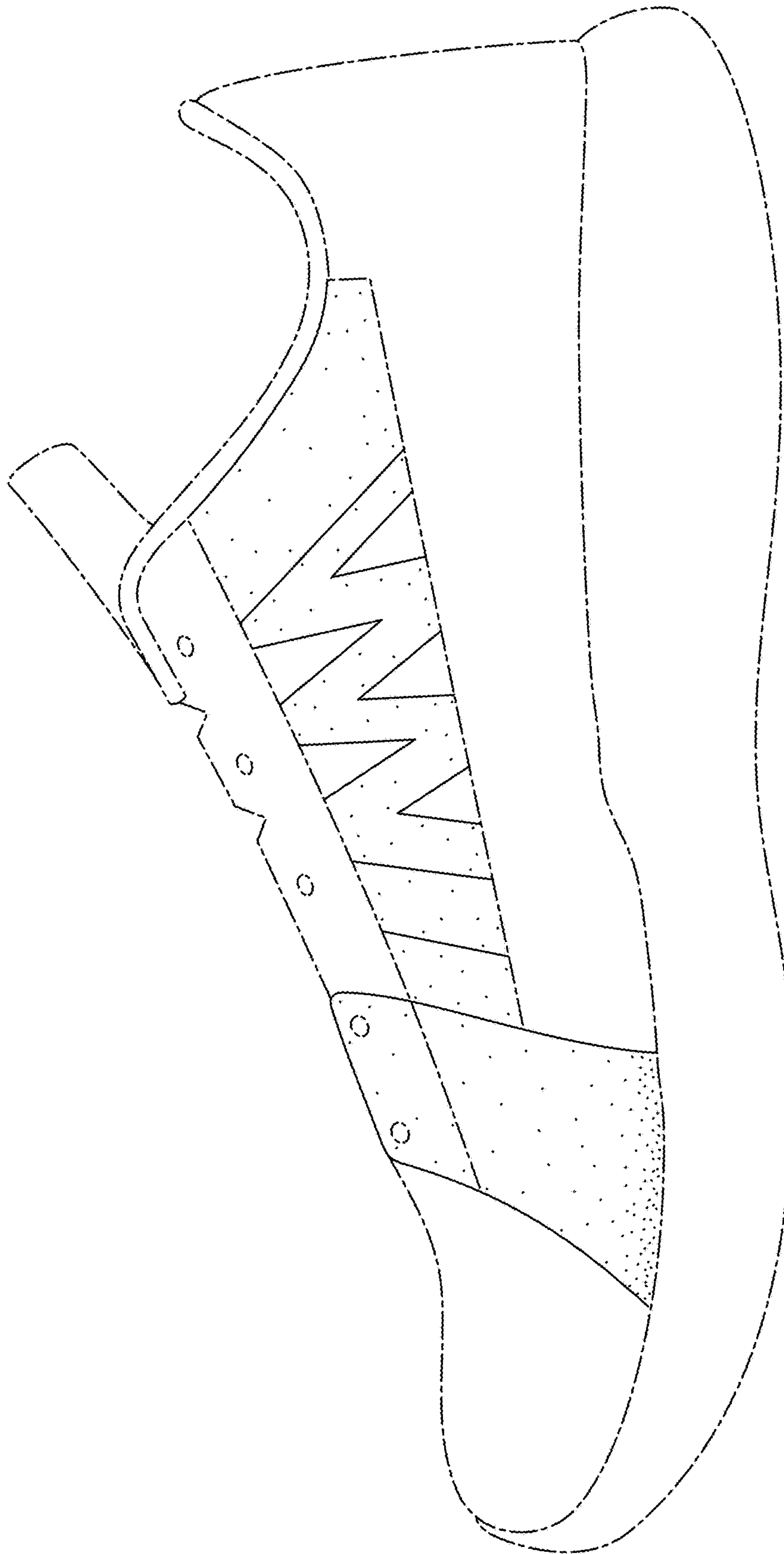


FIG. 2

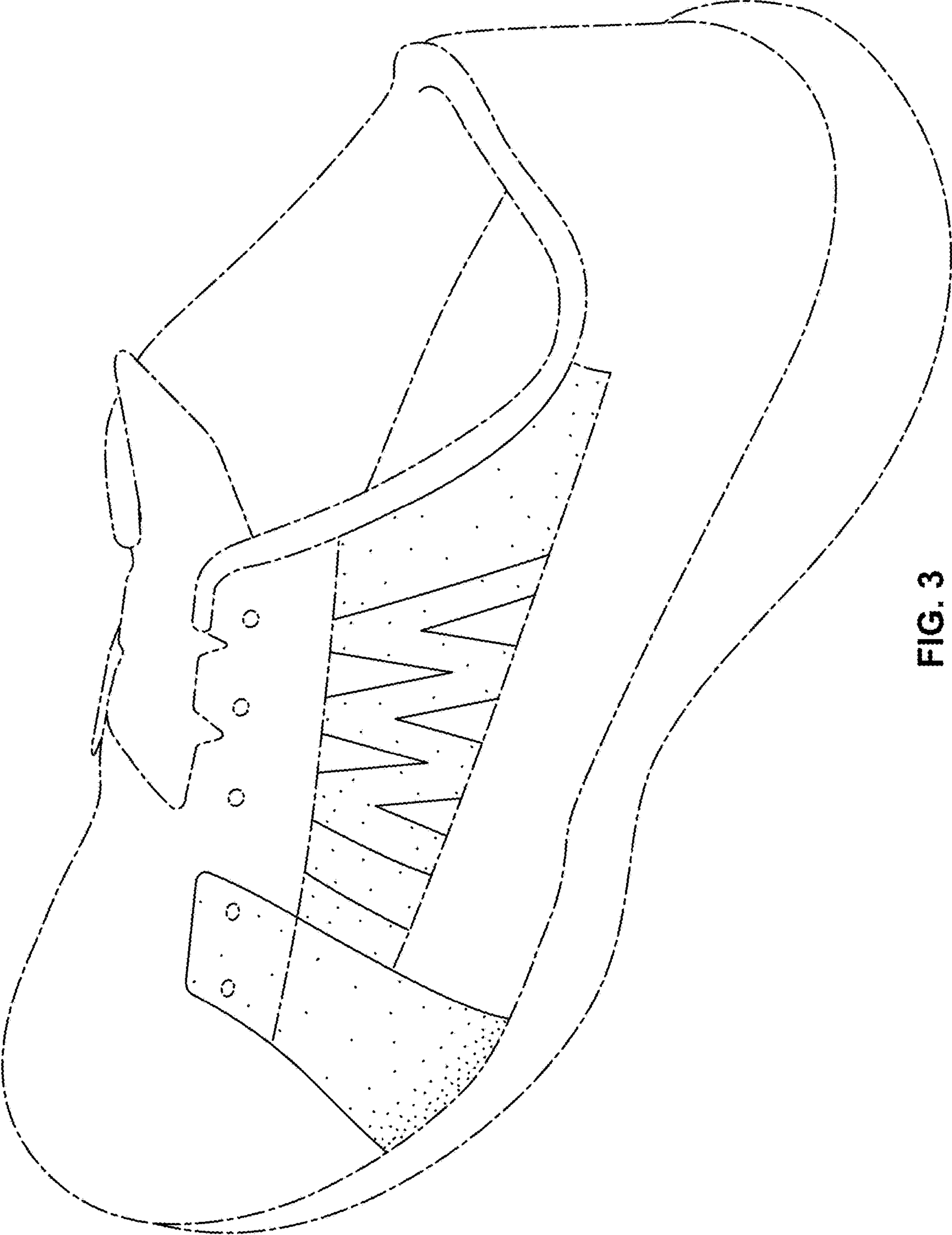


FIG. 3