



US00D793057S

(12) **United States Design Patent** (10) **Patent No.:** **US D793,057 S**
Gibson (45) **Date of Patent:** **** Aug. 1, 2017**

(54) **SHOE UPPER**

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

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

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(51) **LOC (10) Cl.** **02-04**

(52) **U.S. Cl.**

USPC **D2/969**

(58) **Field of Classification Search**

USPC D2/902, 906-908, 944, 946, 969,
D2/972-974, 954, 959, 960, 957, 952

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 7/00; A43C 1/00; A43C 11/00

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D309,822 S	*	8/1990	Barret	D2/906
D447,858 S		9/2001	Matis et al.		
D472,041 S		3/2003	Kuerbis		
D533,710 S		12/2006	Lupo		
D564,210 S		3/2008	Minami		
D572,455 S		7/2008	Lubrano		
D575,947 S	*	9/2008	Minami	D2/969
D581,635 S	*	12/2008	Hickman	D2/902
D692,649 S	*	11/2013	Chang	D2/973
D737,041 S		8/2015	Raasch		
D747,599 S		1/2016	Woodman		
D765,376 S		9/2016	de Costa Pereira Machado		

FOREIGN PATENT DOCUMENTS

EM	003463967	*	3/2017
KR	300898284	*	3/2017

OTHER PUBLICATIONS

Air Max Modern Flyknit posted by Nike, posted date unknown, © Nike.com, [online], [site visited May 15, 2017]. Available from Internet, <http://store.nike.com/us/en_us/pd/air-max-modern-flyknit-mens-shoe/pid-11241131/pgid-12084227>.*

Black White Flyknit posted by Marc Andrews, posted date Apr. 21, 2017, © SoleRacks.com, [online], [site visited May 15, 2017]. Available from Internet, <<http://www.soleracks.com/nike-air-max-modern-flyknit-black-white-sale/>>.*

(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;

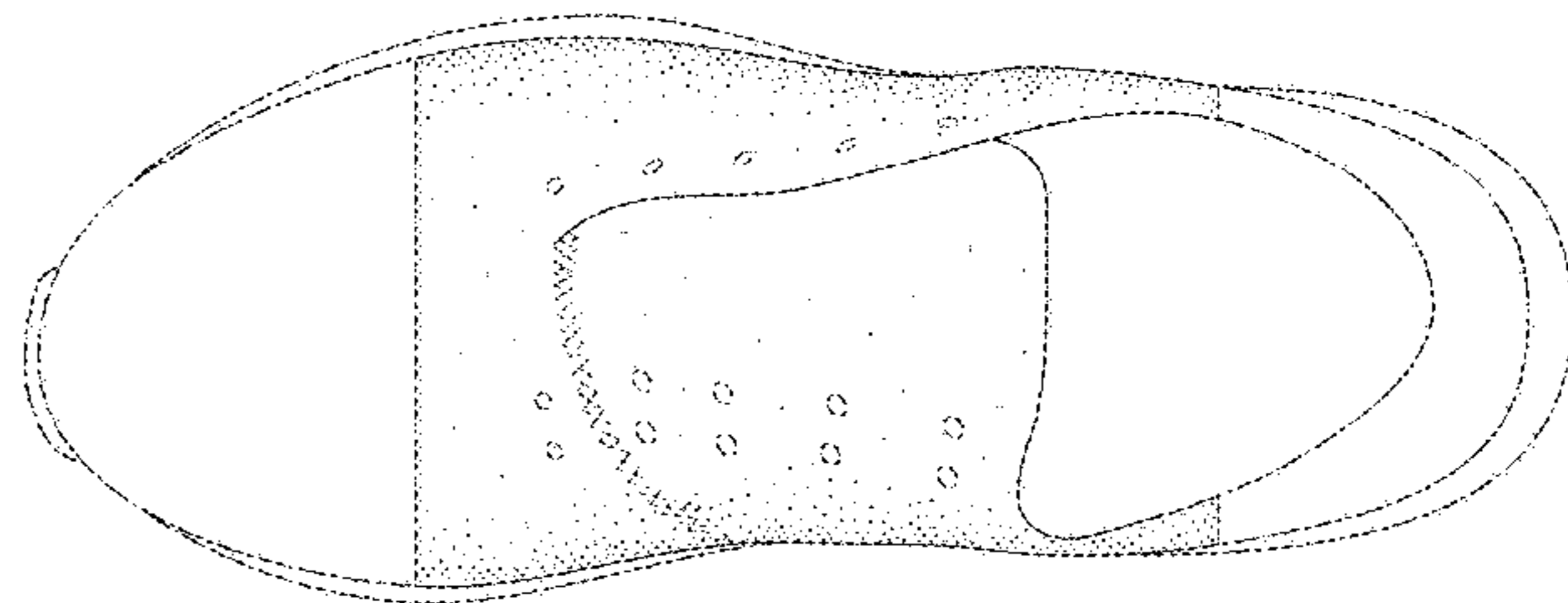
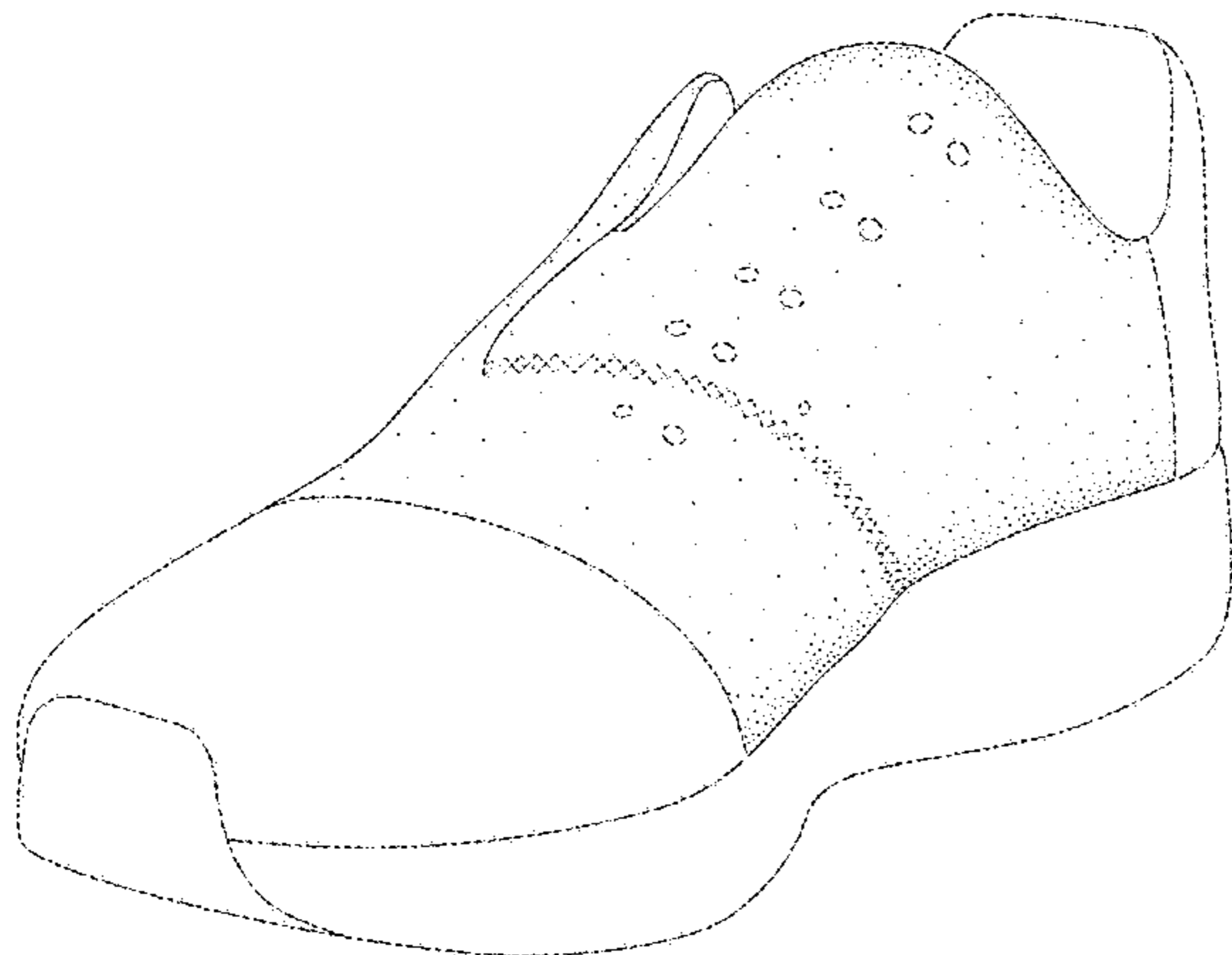
FIG. 3 is an opposite side view thereof;

FIG. 4 is a front view thereof; and,

FIG. 5 is a top view thereof.

The uneven-length broken lines immediately adjacent to the shaded area represent unclaimed boundaries of the design. The even-length broken lines within the shaded area represent stitching that forms no part of the claimed design. The uneven-length broken lines showing the remainder of the shoe represent unclaimed subject matter and form no part of the claimed design. The 16 unshaded eyelet regions within the shaded area form no part of the claimed design.

1 Claim, 5 Drawing Sheets



(56)

References Cited

OTHER PUBLICATIONS

The Nike Air Max 1 Continues to Evolve With the Ultra Essential [online], [retrieved Jan. 13, 2017] retrieved from internet <URL: <<http://sneakernews.com/2015/06/13/the-nike-air-max-1-continues-to-evolve-with-the-ultra-essential/>>; 2 color sheets, Dated Jun. 13, 2015.

* cited by examiner

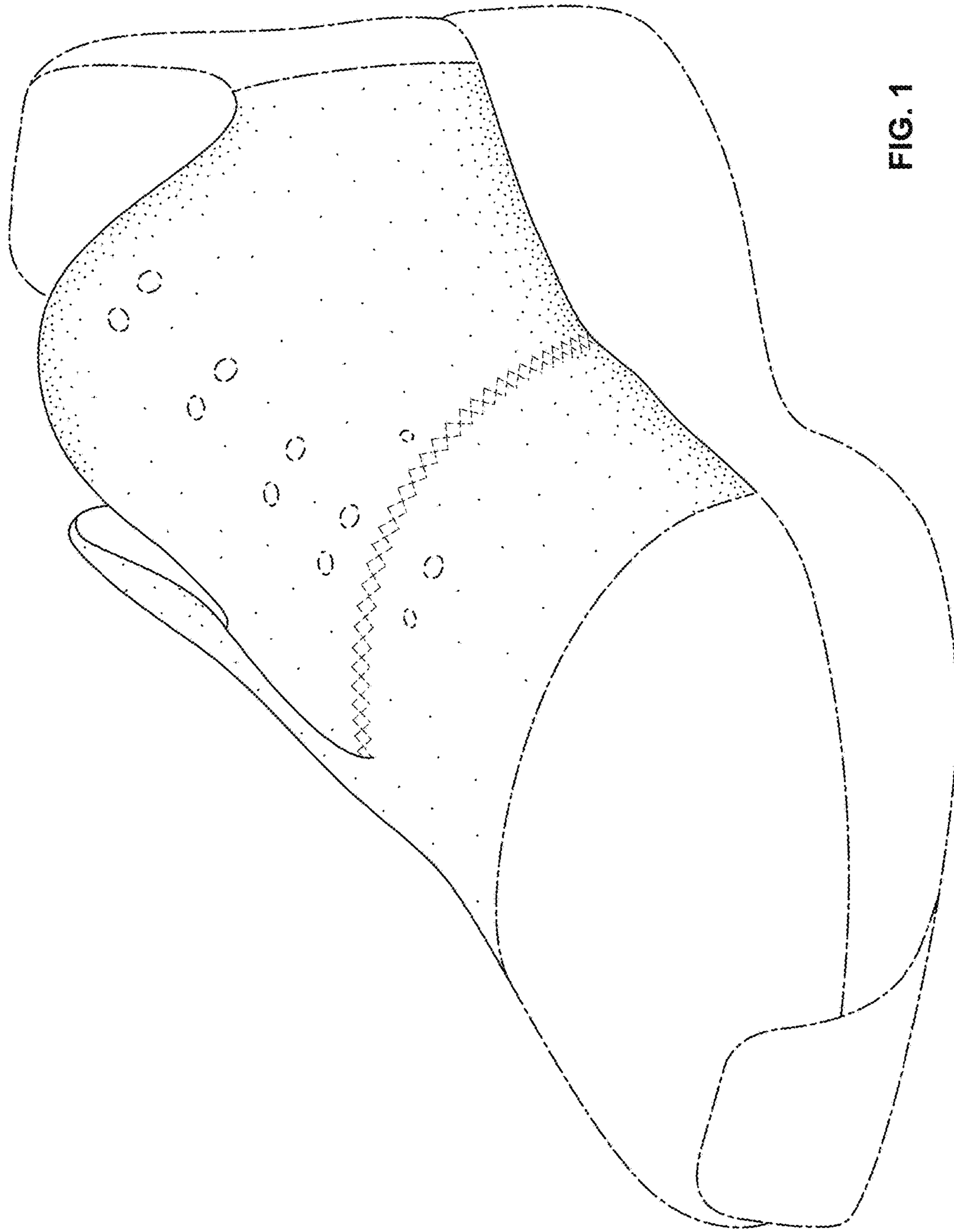


FIG. 1

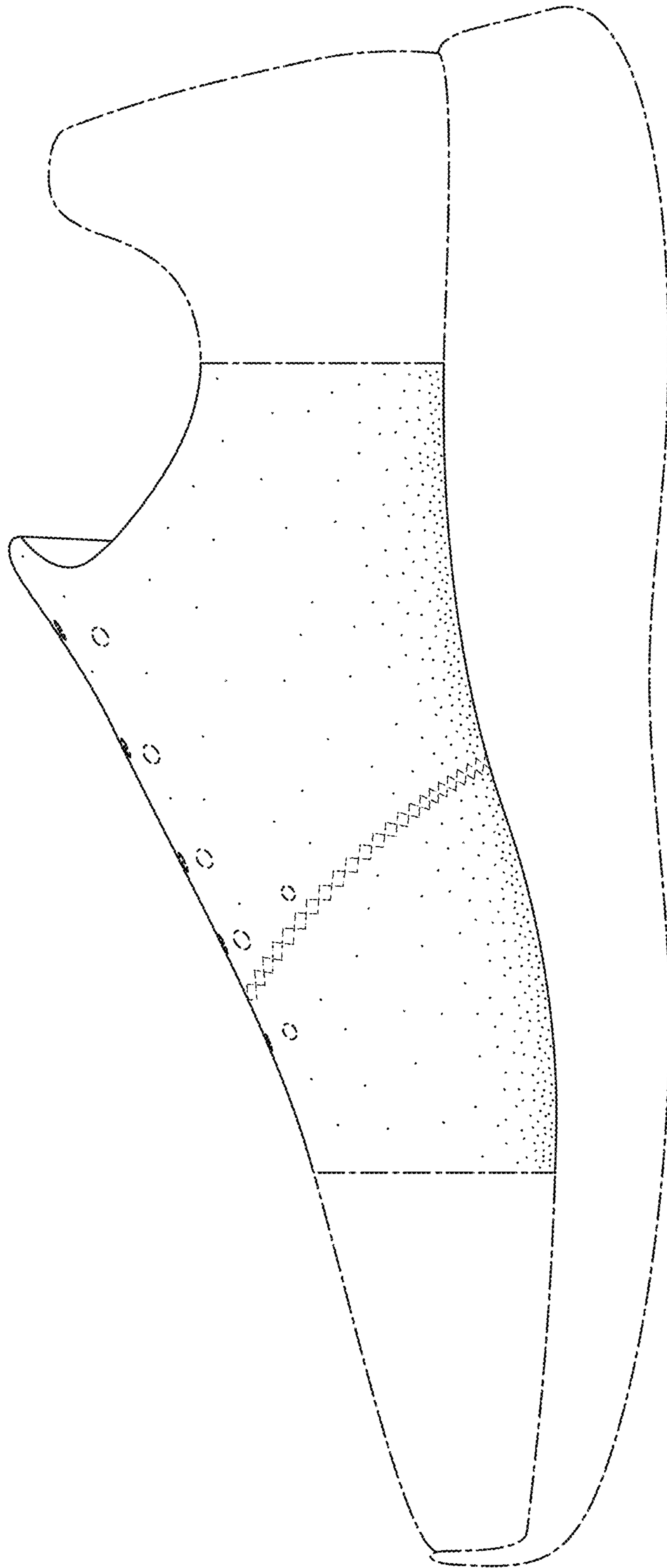


FIG. 2

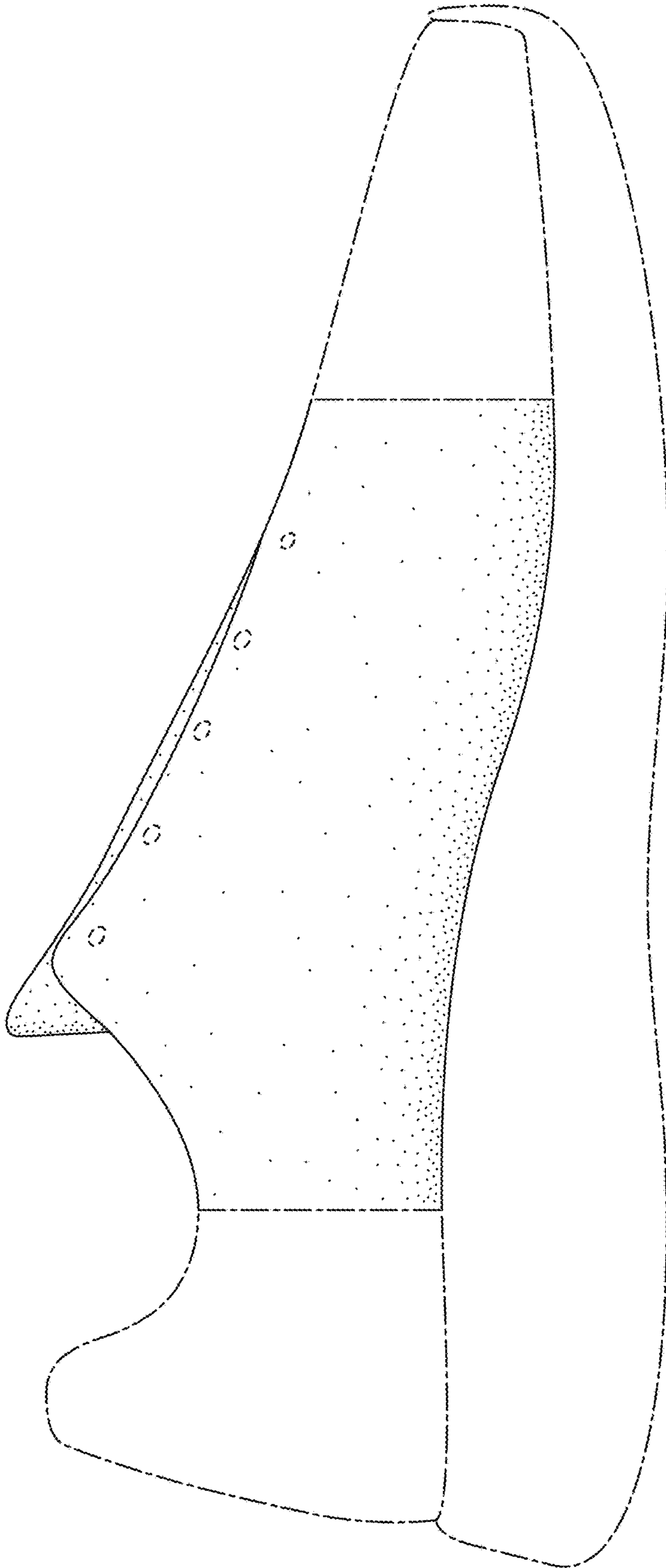


FIG. 3

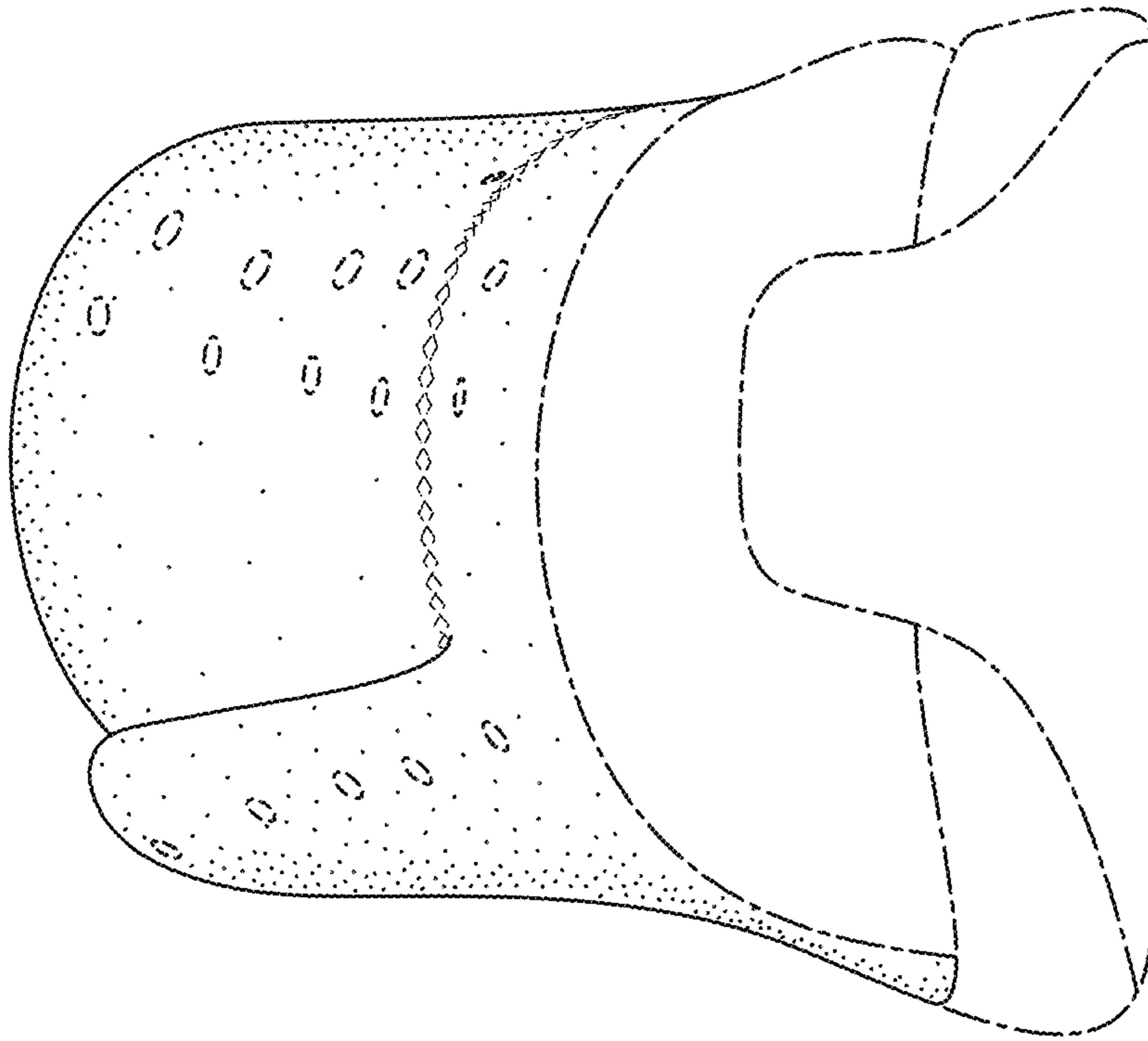


FIG. 4

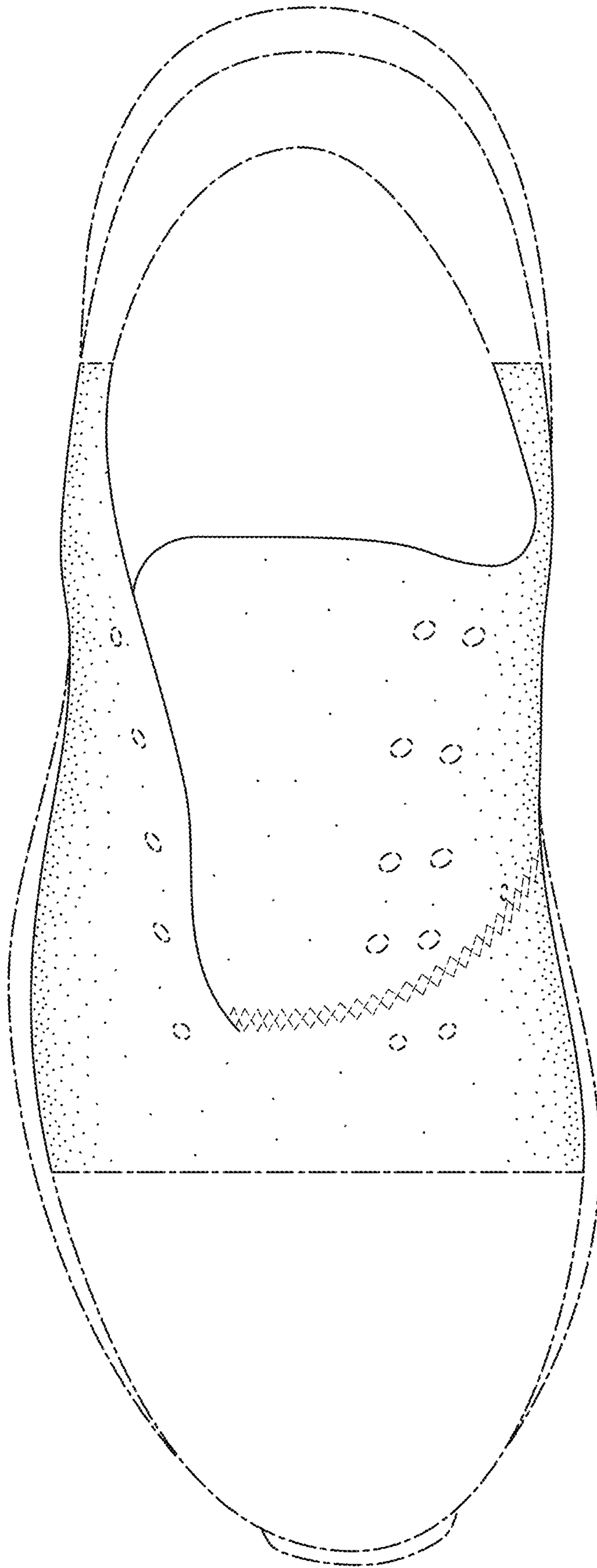


FIG. 5