



US00D793069S

(12) **United States Design Patent** (10) **Patent No.:** **US D793,069 S**  
**Jury et al.** (45) **Date of Patent:** **\*\* Aug. 1, 2017**

(54) **SHOE UPPER**  
(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)  
(72) Inventors: **Chris Jury**, Portland, OR (US); **Batiste Rémy**, Portland, OR (US)  
(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)  
(\*\*) Term: **15 Years**

D380,291 S 7/1997 Morris  
D388,599 S \* 1/1998 Gray ..... D2/972  
D391,052 S 2/1998 Selbiger  
D398,752 S 9/1998 Pelsue  
D398,757 S \* 9/1998 McCourt ..... D2/972  
D432,782 S 10/2000 Tong  
D475,519 S \* 6/2003 Morris ..... D2/972  
D475,520 S \* 6/2003 Avar ..... D2/972  
D513,556 S \* 1/2006 Smith, III ..... D2/972  
D524,526 S \* 7/2006 Chang ..... D2/972  
D534,342 S \* 1/2007 Minami ..... D2/972

(Continued)

(21) Appl. No.: **29/583,450**  
(22) Filed: **Nov. 4, 2016**  
(51) **LOC (10) Cl.** ..... **02-99**  
(52) **U.S. Cl.**  
USPC ..... **D2/972**  
(58) **Field of Classification Search**  
USPC ..... D2/902, 906-908, 923, 944, 969,  
D2/971-974; D5/47, 49, 54  
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; A43B 3/12  
See application file for complete search history.

**OTHER PUBLICATIONS**

Nike Footwear Catalog, 1997 Fall Footwear, p. 8, published Dec. 1996, 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.

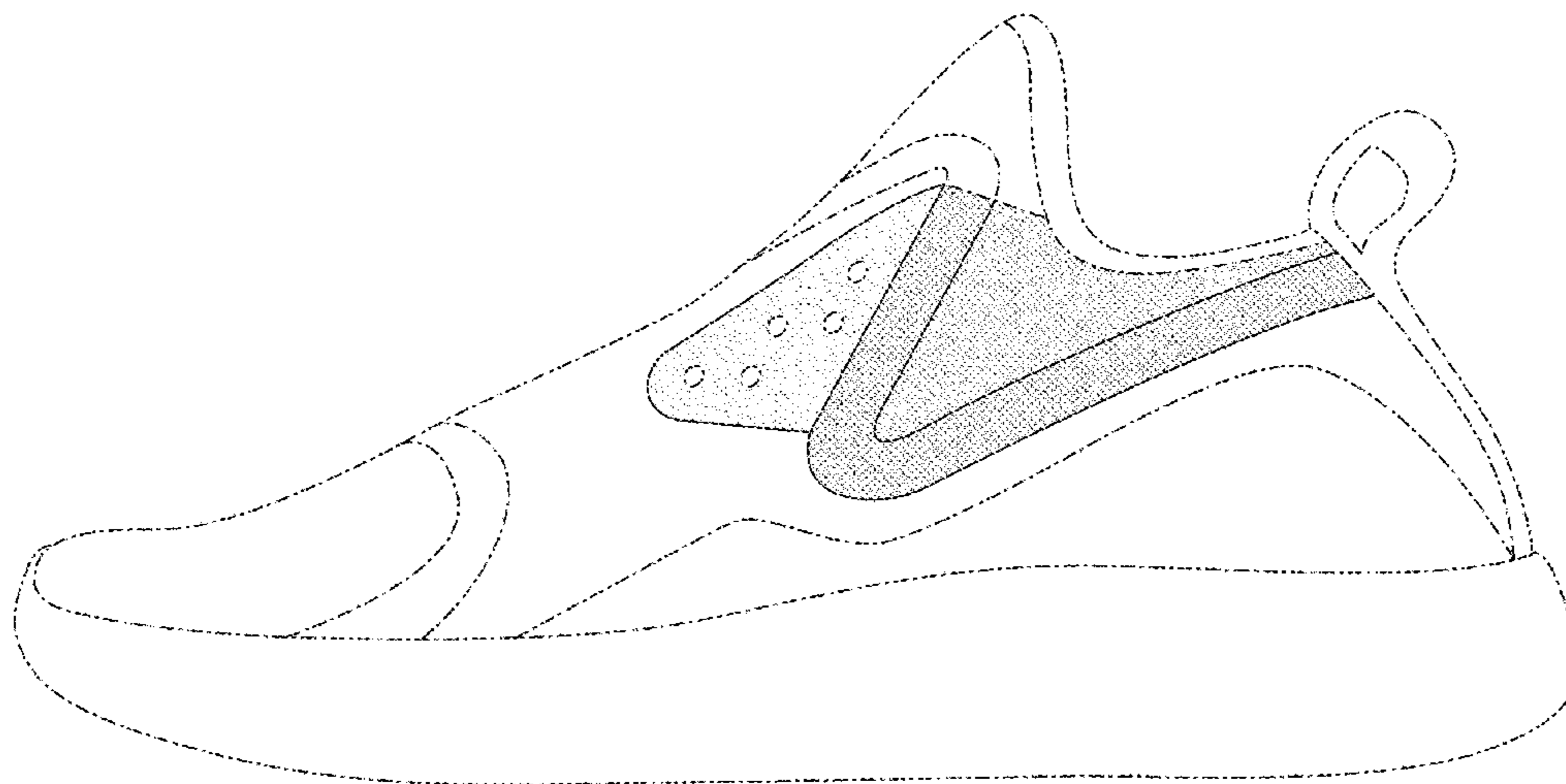
**DESCRIPTION**

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 rear perspective view thereof.  
The broken lines immediately adjacent to the shaded area represent unclaimed boundaries of the design. The five unshaded regions within the shaded area that are demarcated by broken lines form no part of the claimed design. The broken lines showing the remainder of the shoe represent unclaimed subject matter and form no part of the claimed design. The contrast in shading represents a contrast in appearance only and does not represent any particular color, material, texture or finish.

**1 Claim, 3 Drawing Sheets**

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

D239,217 S 3/1976 Lloyd  
D239,478 S 4/1976 Senteri  
D242,583 S \* 12/1976 Knight ..... D2/906  
D272,963 S 3/1984 Muller et al.  
D302,898 S \* 8/1989 Greenberg ..... D2/969  
D323,923 S \* 2/1992 Hatfield ..... D2/973  
D325,291 S 4/1992 Hatfield  
D334,651 S 4/1993 Smith  
D334,831 S 4/1993 Worthington  
D336,148 S 6/1993 Adams  
D341,701 S 11/1993 McDonald  
D356,884 S 4/1995 Ho  
D357,574 S 4/1995 Morris  
D361,886 S 9/1995 Johnson



(56)

**References Cited**

## U.S. PATENT DOCUMENTS

D542,521 S \* 5/2007 Henderson ..... D2/972  
D544,694 S 6/2007 Glover  
D544,695 S \* 6/2007 Rasmussen ..... D2/972  
D545,046 S 6/2007 Caine  
D545,047 S 6/2007 Cass  
D545,053 S \* 6/2007 Harlow ..... D2/972  
D545,558 S \* 7/2007 McDowell ..... D2/972  
D548,446 S \* 8/2007 Petrie ..... D2/972  
D556,993 S \* 12/2007 Douglas ..... D2/969  
D568,595 S 5/2008 Hart  
D568,602 S \* 5/2008 Henderson ..... D2/972  
D583,134 S \* 12/2008 Moore ..... D2/946  
D613,041 S \* 4/2010 Thompson ..... D2/902  
D613,934 S \* 4/2010 Taylor ..... D2/972  
D613,935 S 4/2010 Thornhill  
D632,068 S \* 2/2011 Banik ..... D2/972  
D636,577 S 4/2011 Chung  
D636,589 S 4/2011 Morris  
D642,784 S 8/2011 Mayden  
D642,785 S 8/2011 Mayden  
D713,633 S \* 9/2014 Dolce ..... D2/972  
D714,043 S \* 9/2014 O'Connor ..... D2/972  
D735,465 S \* 8/2015 Petrie ..... D2/972  
D737,038 S 8/2015 Dolce  
D738,088 S 9/2015 Nethongkome  
D769,601 S 10/2016 Hardman

## OTHER PUBLICATIONS

Nike Training Introduces The Much-Anticipated Nike Metcon 1 [online], retrieved from internet <<http://news.nike.com/news/nike-training-introduces-the-much-anticipated-metcon-1/>>; 7 color sheets, Dated Jan. 28, 2015.

\* cited by examiner

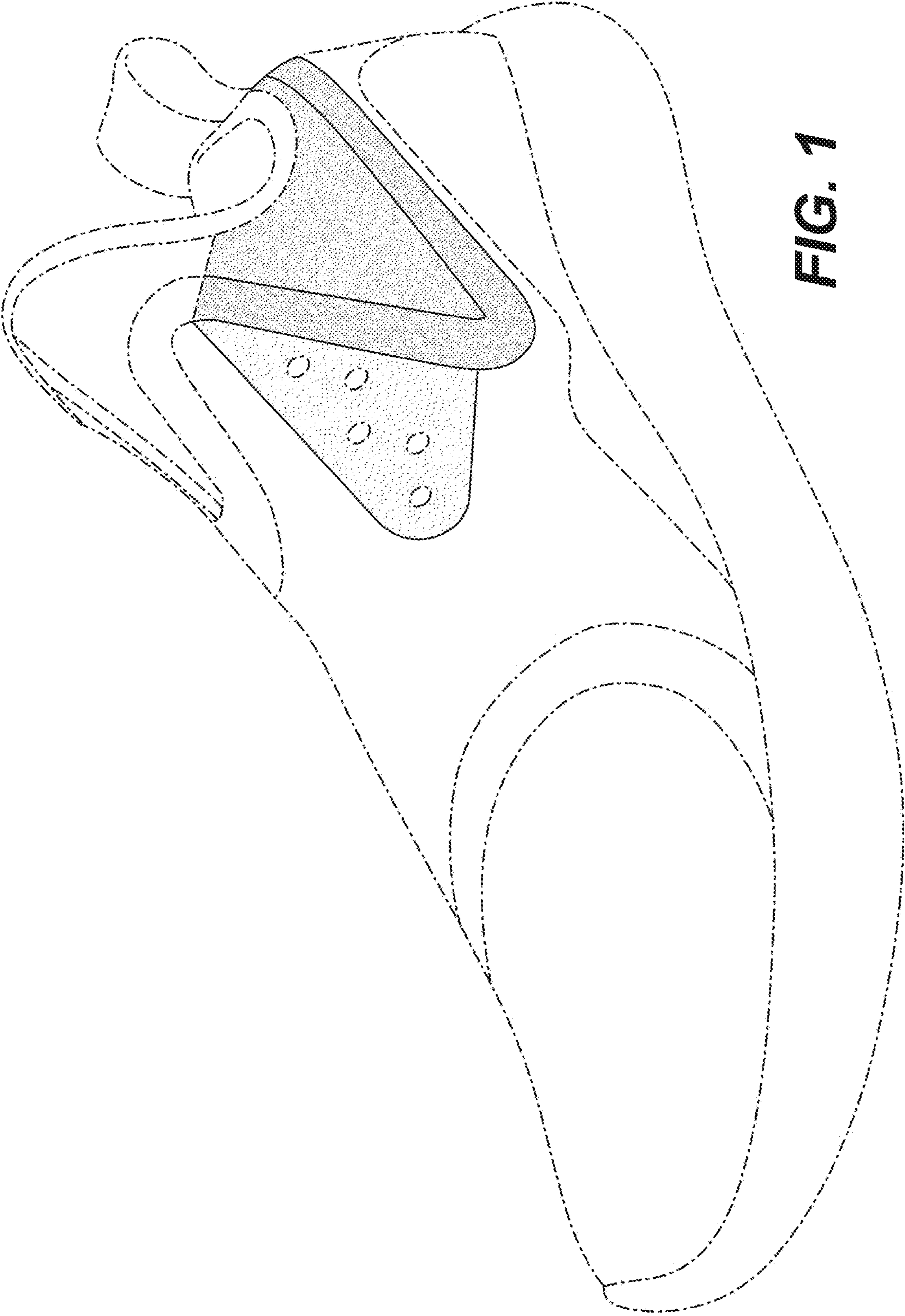


FIG. 1

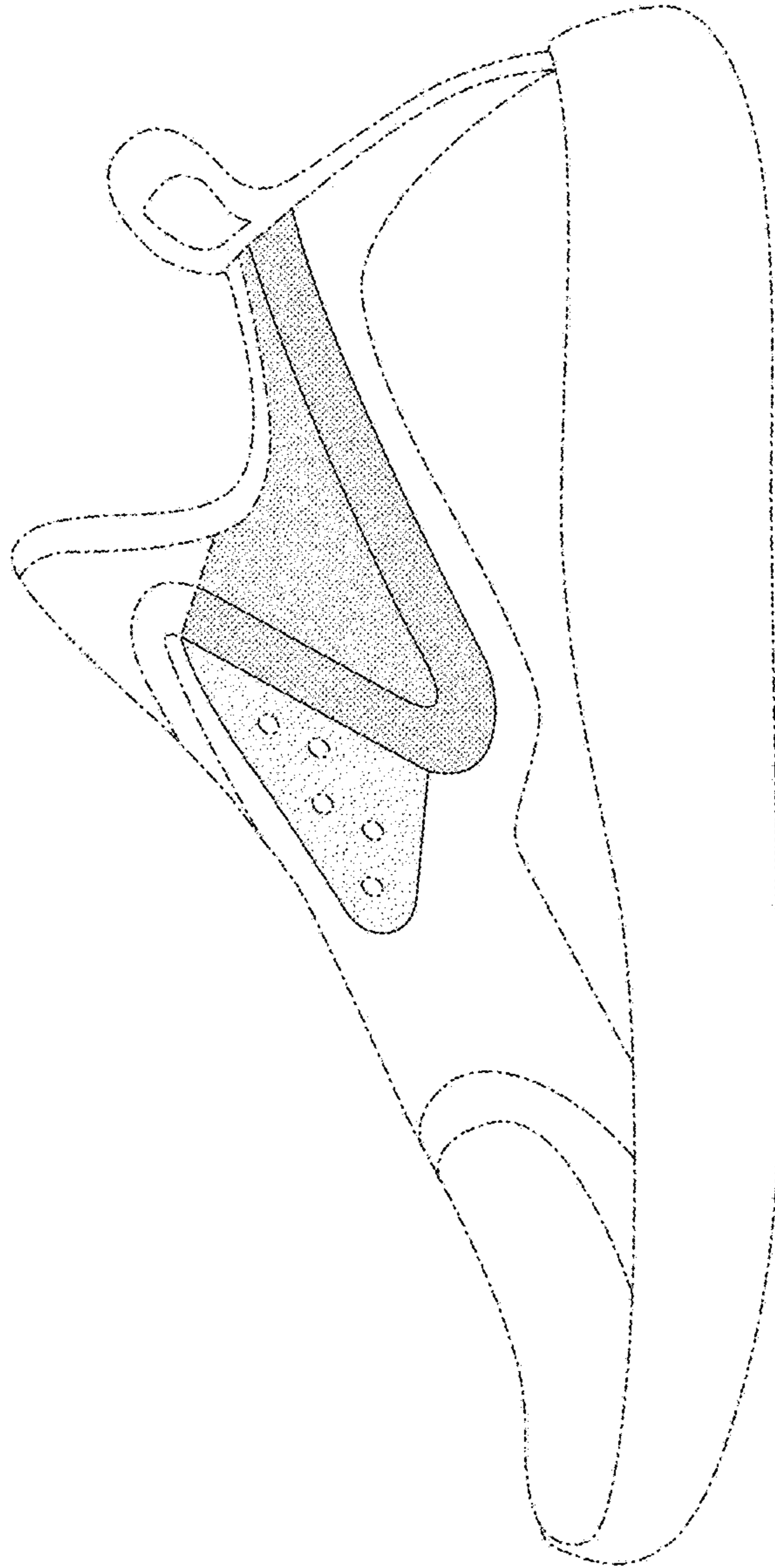
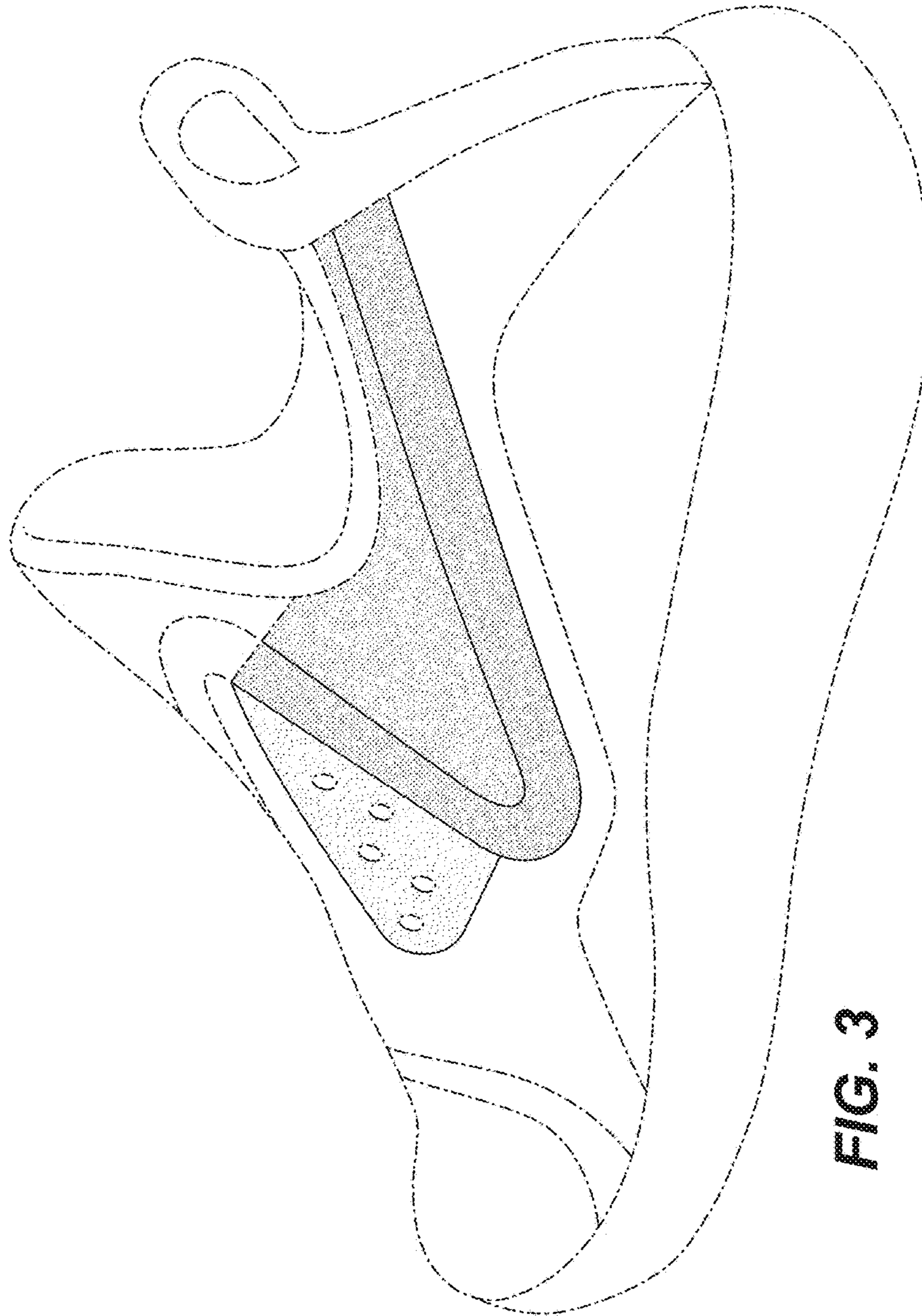


FIG. 2





**FIG. 3**