



US00D793693S

(12) **United States Design Patent** (10) **Patent No.:** **US D793,693 S**
Roulo et al. (45) **Date of Patent:** **** Aug. 8, 2017**

(54) **SHOE UPPER**

(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)

(72) Inventors: **David J. Roulo**, Portland, OR (US);
Daniel Taylor Rowe, Beaverton, OR (US)

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

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

(21) Appl. No.: **29/549,695**

(22) Filed: **Dec. 28, 2015**

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

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

(58) **Field of Classification Search**
USPC D2/969, 972-974, 902, 906-908, 909,
D2/911-912, 943-945, 970; D5/47, 54,
D5/63
CPC ... A43B 3/0052; A43B 3/0057; A43B 3/0063;
A43B 3/0068; A43B 3/0073; A43B 1/04;
A43B 1/06; A43B 5/02; A43B 5/06;
A43B 5/10; A43B 5/14; A43B 3/0047;
A43C 3/00; A43C 7/06

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D684,761 S *	6/2013	Williams, Jr.	D2/972
D692,225 S	10/2013	Madore	
D696,853 S	1/2014	Martin	
D701,036 S *	3/2014	Martin	D2/972
D701,037 S	3/2014	Ho et al.	
D722,225 S *	2/2015	Williams, Jr.	D2/972
D745,259 S *	12/2015	Bell	D2/972
D767,867 S *	10/2016	Johnsongriffin	D2/972
D767,868 S *	10/2016	Johnsongriffin	D2/972
D772,553 S *	11/2016	Williams, Jr.	D2/972
D779,184 S *	2/2017	Avar	D2/969

OTHER PUBLICATIONS

“PE Spotlight Mariano Rivera’s Nike . . . ,” Nike Air Trainer 1.3 Max Breath pictured therein, as posted by Brennan Hiro Williams at SoleCollector [online] posted on May 10, 2012 [site visited Dec. 16, 2016]. Available on the Internet, <URL: <http://solecollector.com/news/2012/05/pe-spotlight-mariano-rivera-rehabs-in-nike-air-trainer-1-3-max-breathe>>.*

“Introducing the Nike Lunartempo . . . ,” as posted at News.Nike.com [online], posted on Feb. 5, 2015 [site visited Dec. 20, 2016]. Available on the Internet, <URL: <http://news.nike.com/news/lunartempo>>.*

(Continued)

Primary Examiner — Jeffrey D Asch

Assistant Examiner — Rebekah A Caruso

(74) *Attorney, Agent, or Firm* — Banner & Witcoff, Ltd.

(57) **CLAIM**

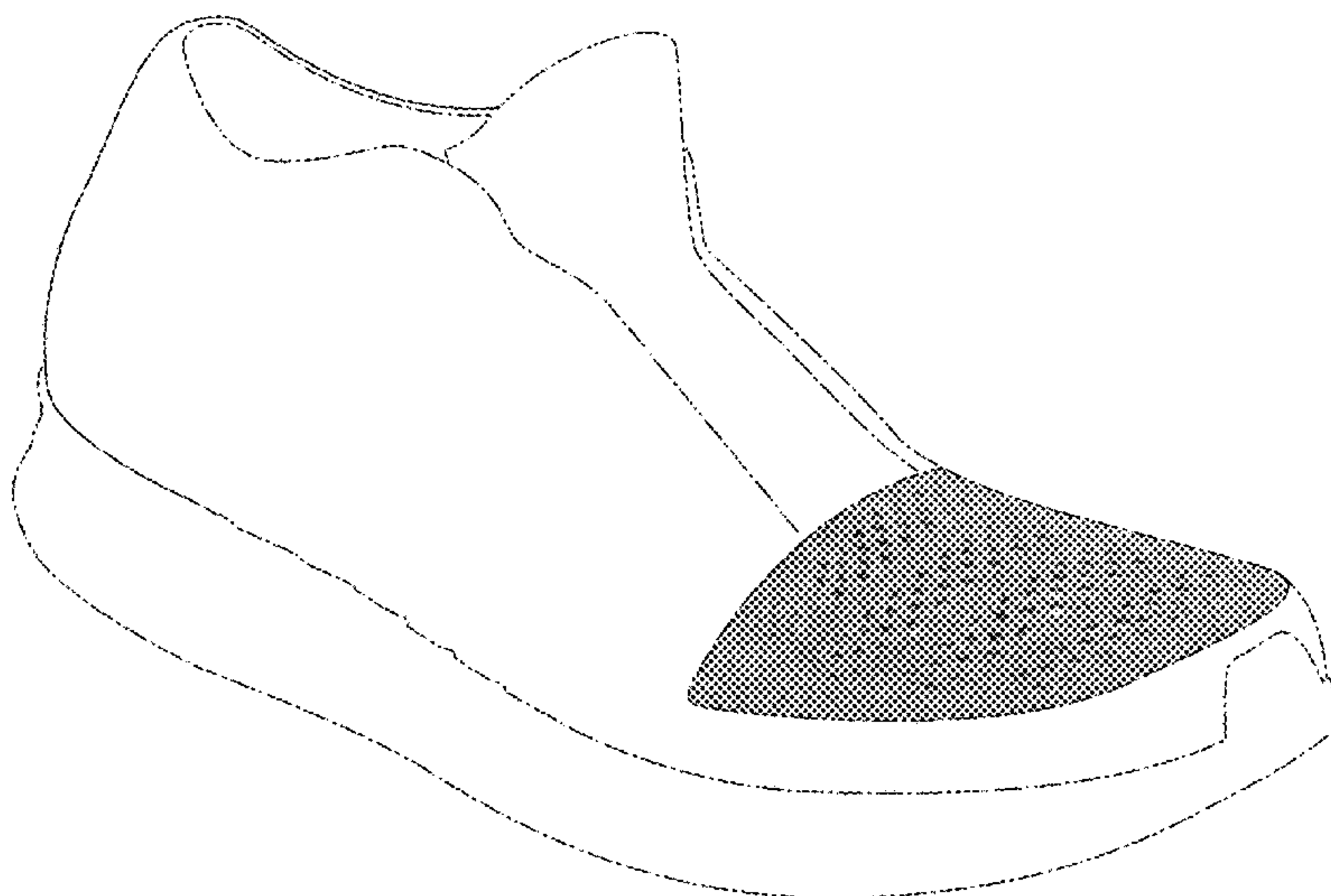
The ornamental design for a shoe upper, as shown and described.

DESCRIPTION

FIG. 1 is a front perspective view of a shoe upper showing our new design;
FIG. 2 is a side view thereof;
FIG. 3 is a second side view thereof;
FIG. 4 is a top view thereof; and,
FIG. 5 is an enlarged view of the FIG. 4 top view, shown isolated from the environment.

A grayscale photographic area is shown in the Figures. The broken lines immediately adjacent to the photographic area define the bounds of the claimed design, and form no part 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, 5 Drawing Sheets



(56)

References Cited

OTHER PUBLICATIONS

“Nike Free Flyknit 5.0 TR ‘Multicolor’ Now Available,” as posted at SneakerBarDetroit.com [online], posted on Jul. 20, 2015 [site visited Dec. 20, 2016]. Available on the Internet, <URL: <http://sneakerbardetroit.com/nike-free-flyknit-5-0-tr-multicolor/>>.*

Nike Footwear Catalog, 2015 Summer Men’s Performance Footwear, p. 5, published Aug. 1, 2014 , NIKE, Inc., USA.

* cited by examiner

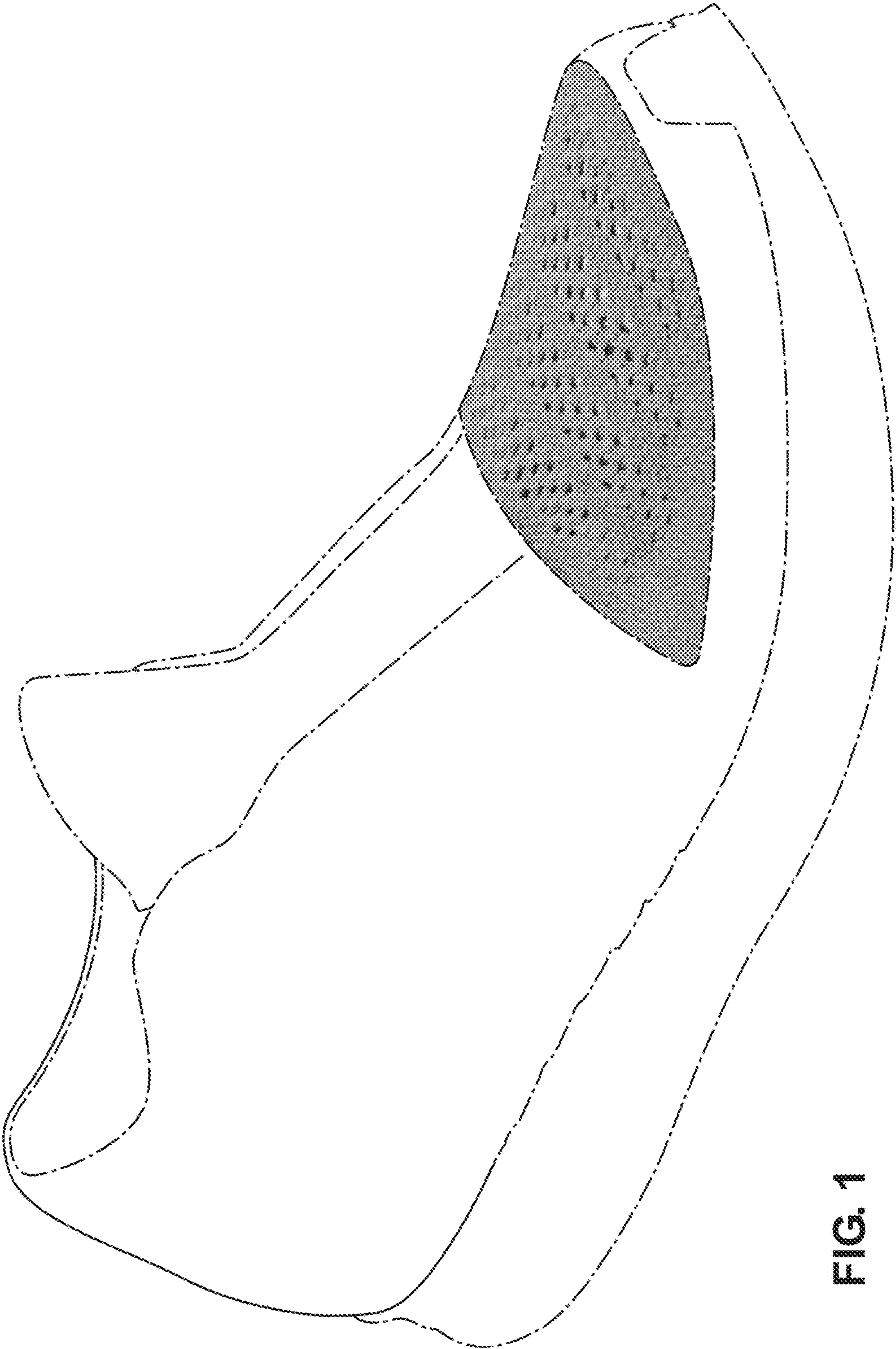


FIG. 1

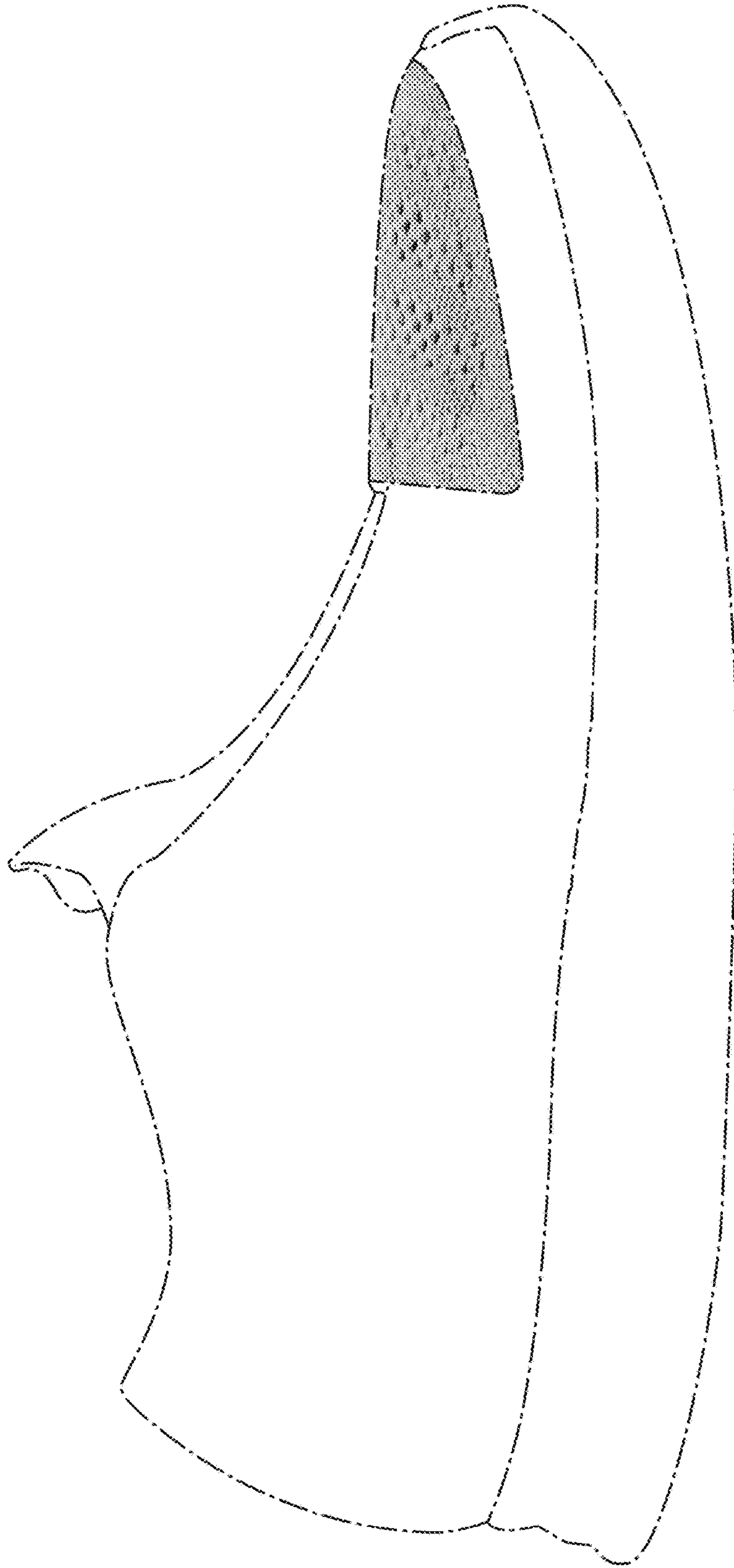


FIG. 2

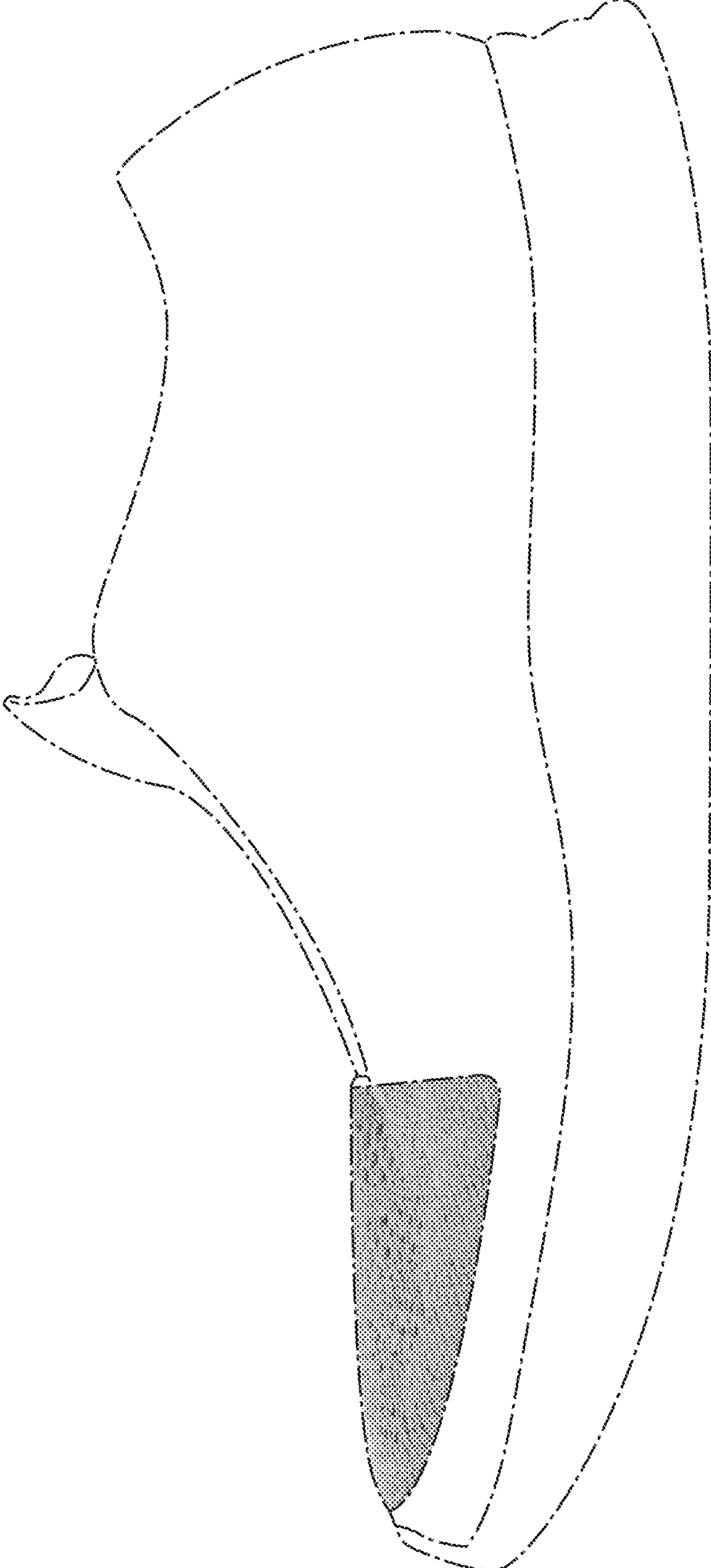


FIG. 3

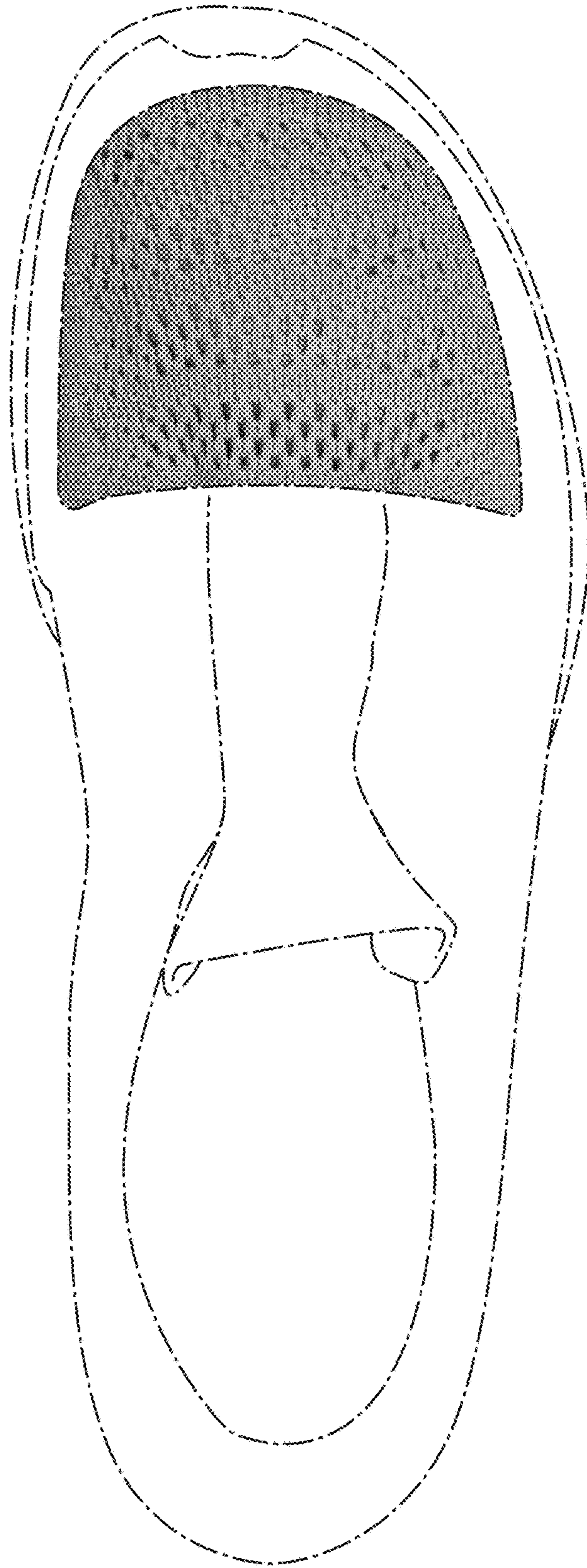


FIG. 4



FIG. 5