

US00D794304S

(12) **United States Design Patent** (10) **Patent No.:** **US D794,304 S**
Nethongkome (45) **Date of Patent:** **** Aug. 15, 2017**

(54) **SHOE UPPER**

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

(72) Inventor: **Benjamin Nethongkome**, Beaverton, OR (US)

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

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

(21) Appl. No.: **29/549,576**

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

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

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

(58) **Field of Classification Search**
 USPC D2/902, 907, 909-912, 920, 943-946,
 D2/969, 970, 972-975, 977, 978; D5/47,
 D5/53
 CPC A43B 1/04; A43B 3/0078; A43B 5/06;
 A43B 9/02; A43B 9/04; A43B 11/00;
 A43B 23/0205; A43B 23/0245; A43B
 23/025; A43B 23/027; A43B 23/04; A43B
 23/042; A43B 23/24; A43B 23/25; A43B
 23/26
 See application file for complete search history.

D648,110 S 11/2011 Rasmussen
 D689,683 S * 9/2013 Caron D2/972
 D689,685 S 9/2013 Chang
 D690,091 S 9/2013 Dombrow
 D690,092 S * 9/2013 Dombrow D2/972
 D690,924 S 10/2013 Hardman
 D690,925 S 10/2013 Hardman
 D693,104 S 11/2013 McMillan
 D696,847 S * 1/2014 McCullagh D2/972
 D703,932 S 5/2014 Avar et al.
 D703,933 S 5/2014 Avar et al.
 D707,030 S * 6/2014 Miner D2/972
 D708,433 S 7/2014 O'Connor
 D710,082 S 8/2014 Miner
 D713,634 S * 9/2014 Shyllon D2/972

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog, 2007 Holiday Footwear, p. 39, published Feb. 2007, NIKE, Inc., USA.

(Continued)

Primary Examiner — Sandra Snapp
Assistant Examiner — Katherine Glennon
 (74) *Attorney, Agent, or Firm* — Banner & Witcoff, Ltd.

(57) **CLAIM**

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

(56) **References Cited**

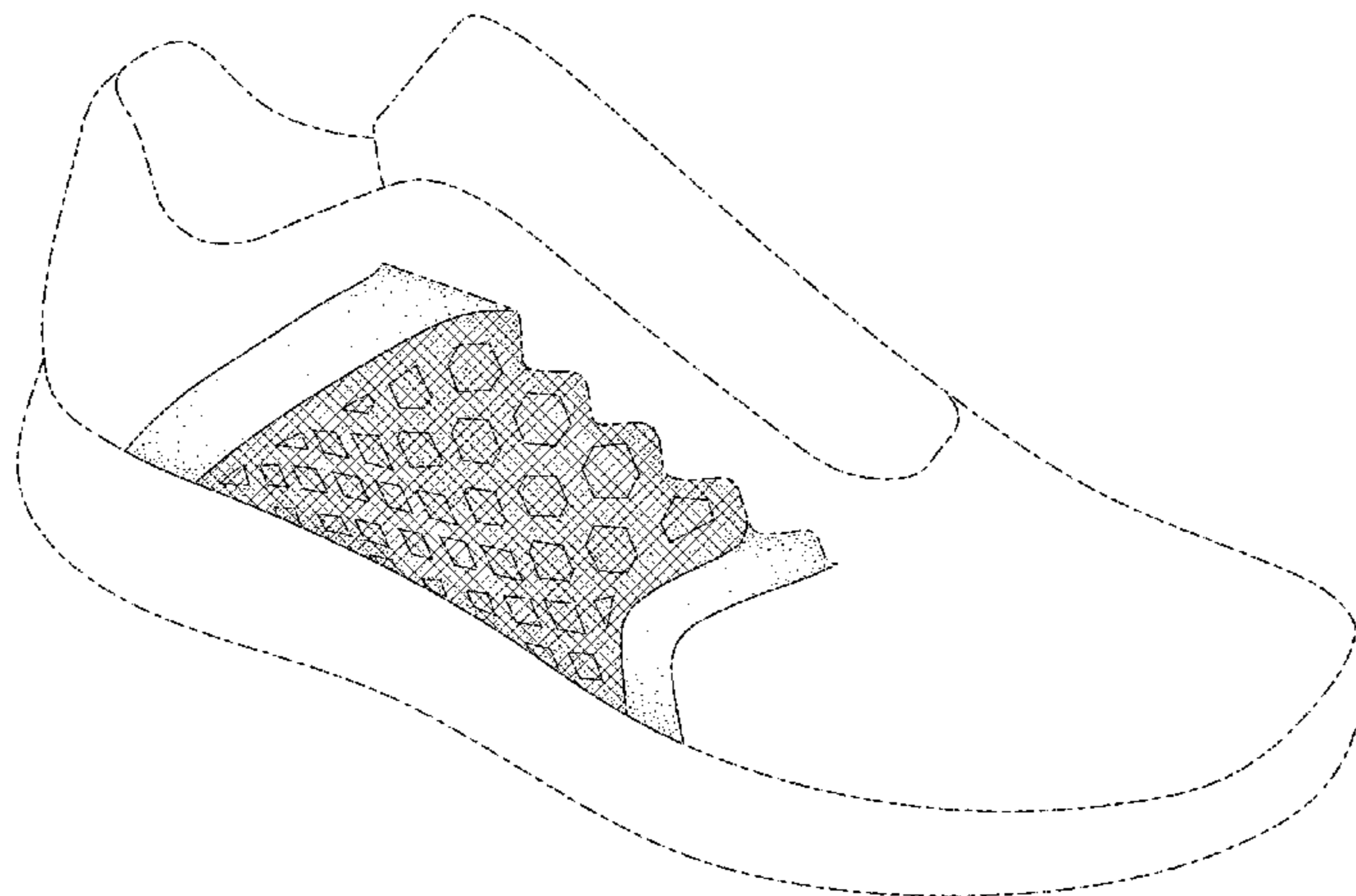
U.S. PATENT DOCUMENTS

D98,491 S * 2/1936 Bischoff 160/330
 D471,350 S 3/2003 Roulo
 D484,300 S 12/2003 Smith
 D498,583 S 11/2004 Yun
 D522,735 S 6/2006 Mermet
 D524,529 S * 7/2006 Hlavacs D2/972
 D544,196 S 6/2007 Caine
 D636,569 S 4/2011 McMillan
 D636,591 S * 4/2011 Miner D2/972
 D642,369 S * 8/2011 Miner D2/972
 D642,787 S * 8/2011 Lee D2/972

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 represent unclaimed boundaries of the 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

D715,040 S 10/2014 Mermet
D718,036 S 11/2014 McMillan
D719,337 S * 12/2014 Miner D2/972
D721,480 S 1/2015 Williams, Jr.
D722,223 S 2/2015 Williams, Jr.
D731,162 S * 6/2015 Cin D2/972
D743,686 S * 11/2015 Caron D2/972
D750,883 S * 3/2016 Nethongkome D2/972
2015/0296922 A1* 10/2015 Rushbrook A43B 23/16
36/68

OTHER PUBLICATIONS

Nike Footwear Catalog, 2007 Spring Footwear, p. 149, published Jun. 2006, NIKE, Inc., USA.
Nike Footwear Catalog, 2011 Fall Men's Performance Footwear, p. 14, published Nov. 2010, NIKE, Inc., USA.
Nike Footwear Catalog, 2011 Fall Men's Performance Footwear, p. 64, published Nov. 2010, NIKE, Inc., USA.
Nike Footwear Catalog, 2012 Fall Men's Performance Tennis Footwear, p. 2, published Nov. 2011, NIKE, Inc., USA.
Nike Footwear Catalog, 2014 Holiday Women's Performance Footwear, p. 33, published Feb. 24, 2014, NIKE, Inc., USA.
Nike Footwear Catalog, 2014 Fall City Specialty Footwear Best Final, p. 69, published Nov. 1, 2013, NIKE, Inc., USA.
Nike Footwear Catalog, 2015 Summer Women's Nike Sportswear Best Footwear, p. 24, published Aug. 1, 2014, NIKE, Inc., USA.

* cited by examiner

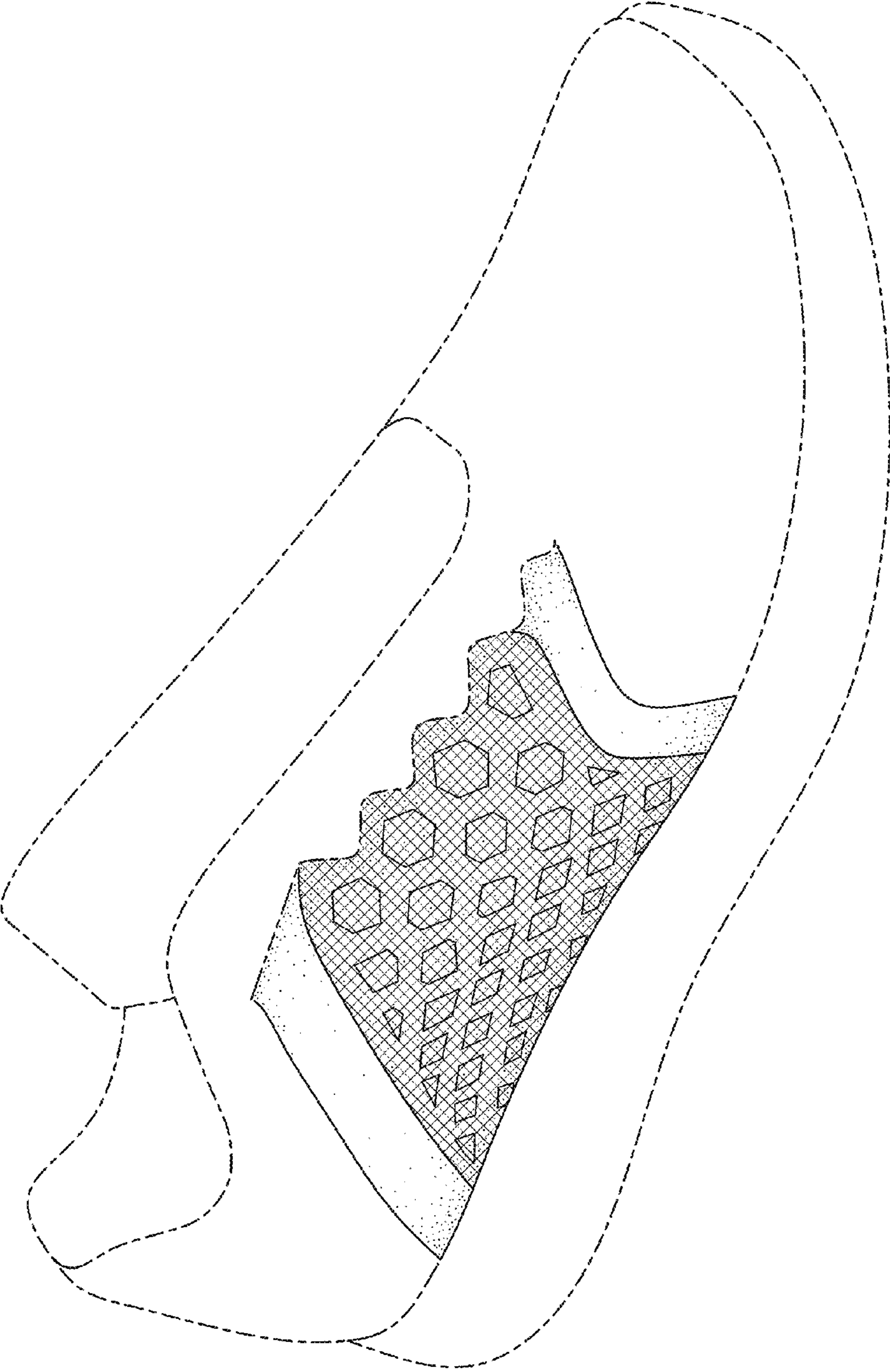


FIG.1

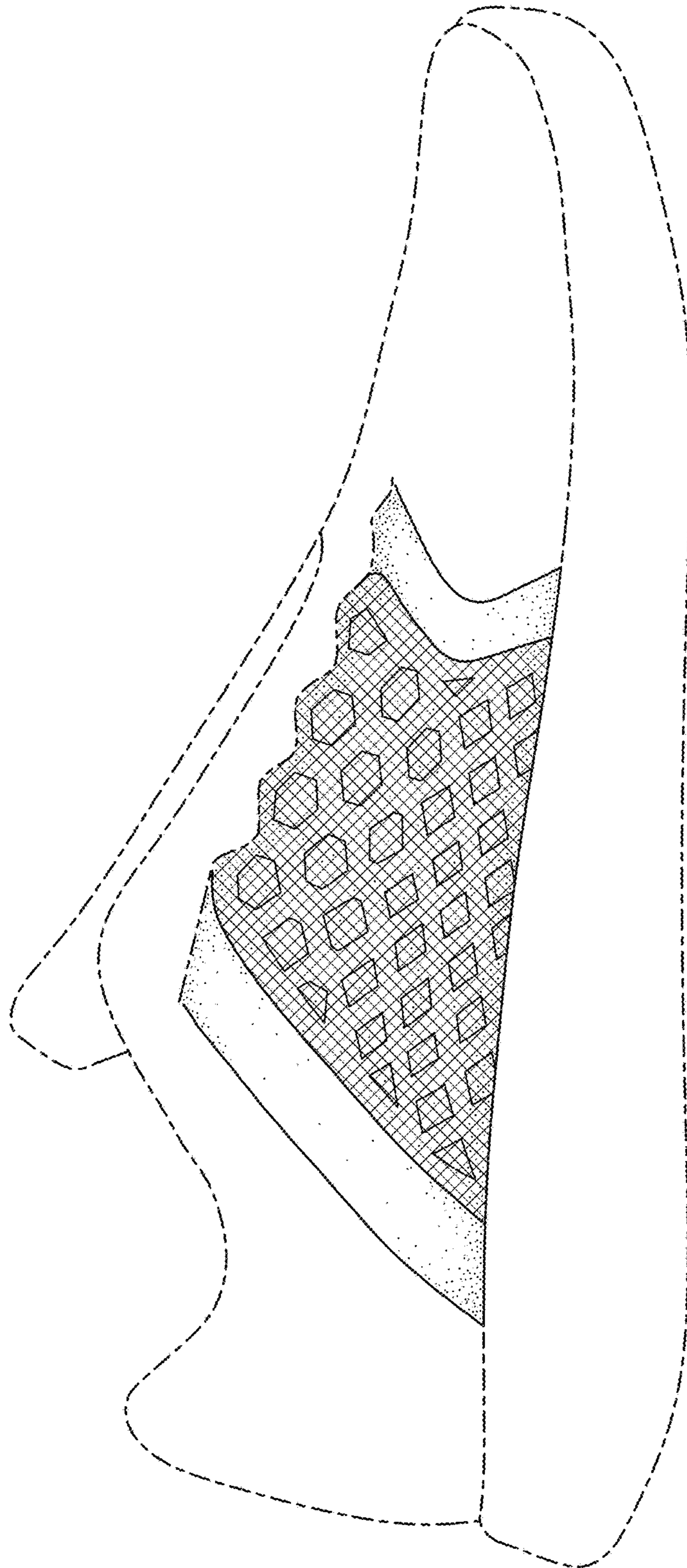


FIG. 2

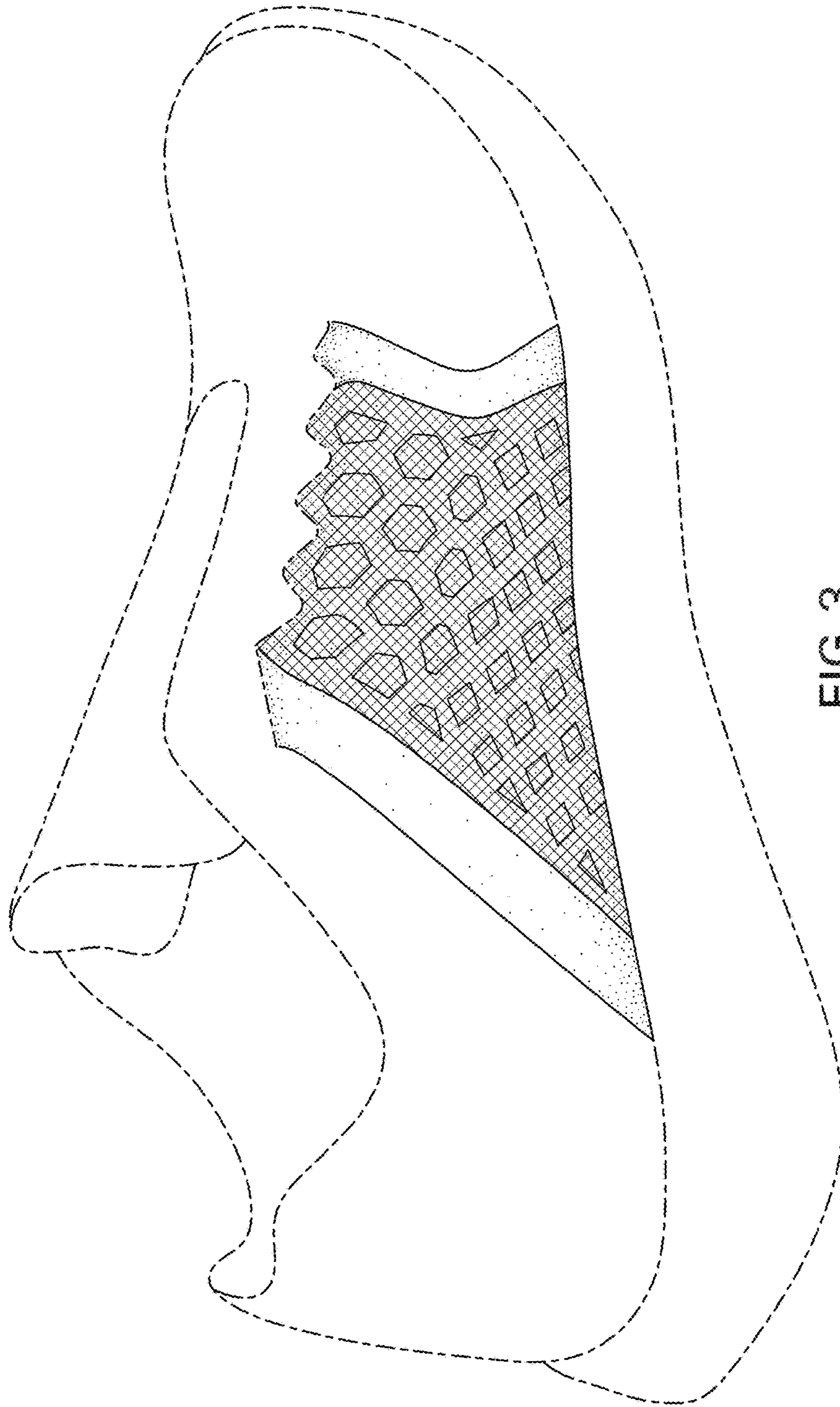


FIG. 3