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(12) **United States Design Patent** (10) **Patent No.:** **US D796,819 S**  
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(54) **SHOE UPPER**

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(58) **Field of Classification Search**

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D5/5, 13–14, 26, 28, 53, 57, 65

CPC ..... A43B 1/04; A43B 3/0078; A43B 3/06;  
A43B 3/10; A43B 3/12; A43B 3/126;  
A43B 3/24; A43B 5/00; A43B 5/04;  
A43B 5/06; A43B 5/10; A43B 9/00;  
A43B 11/00; A43B 23/00; A43B  
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A43B 23/04; A43B 23/24; A43B 23/25;  
A43B 23/26

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

- 2,047,724 A \* 7/1936 Zuckerman ..... D04B 1/24  
36/11
- D117,922 S \* 12/1939 Gluck ..... D2/920
- D117,923 S \* 12/1939 Gluck ..... D2/920
- D667,625 S \* 9/2012 Shaffer ..... D2/972
- D693,103 S \* 11/2013 McMillan ..... D2/971
- D700,423 S \* 3/2014 Martin ..... D2/972
- D701,036 S \* 3/2014 Martin ..... D2/972
- D707,027 S \* 6/2014 Shaffer ..... D2/972
- D707,028 S \* 6/2014 Parker ..... D2/972
- D709,279 S \* 7/2014 Kuerbis ..... D2/972
- D710,585 S \* 8/2014 Ho ..... D2/972

- D722,224 S \* 2/2015 Williams, Jr. .... D2/972
- D722,225 S \* 2/2015 Williams, Jr. .... D2/972
- 8,973,410 B1 \* 3/2015 Podhajny ..... A43B 23/024  
36/47
- D731,164 S \* 6/2015 Williams, Jr. .... D2/972
- D744,223 S \* 12/2015 Kirschner ..... D2/972

(Continued)

**OTHER PUBLICATIONS**

Nike Soccer Unveils All-New Women’s Cleat Pack for 2016 [online], [retrieved Dec. 9, 2016], Retrieved from Internet <URL: <http://news.nike.com/news/womens-cleat-pack-2016>>; 10 color sheets, Dated Oct. 1, 2015.

KD 8 Elite [online], [retrieved Dec. 9, 2016], Retrieved from Internet <URL: [http://www.nike.com/us/en\\_us/c/basketball/kd-elite](http://www.nike.com/us/en_us/c/basketball/kd-elite)>; 6 color sheets, publishing date unknown but at least as early as Jan. 21, 2016.

(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;

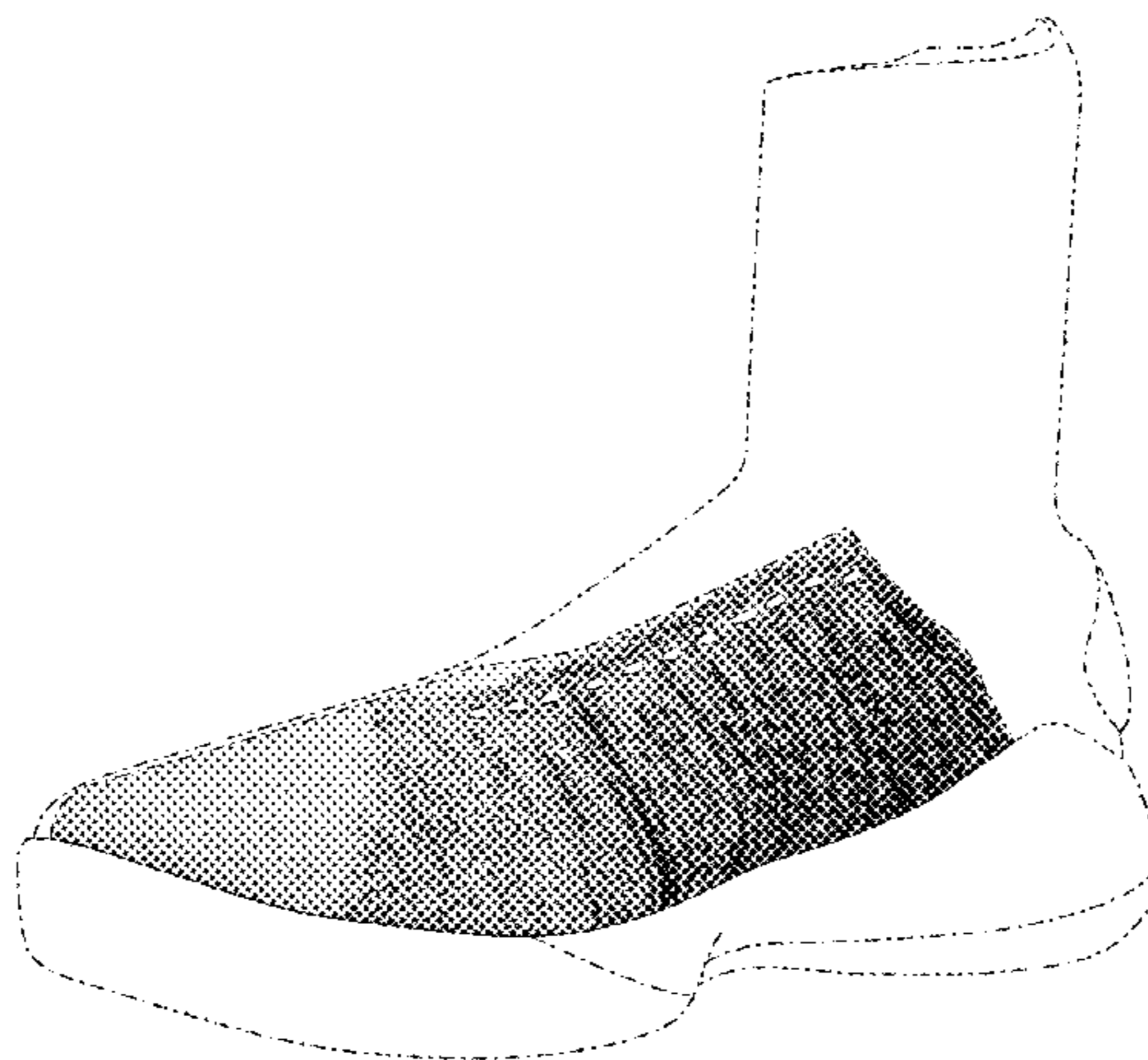
FIG. 2 is a side view thereof;

FIG. 3 is a rear perspective view thereof; and,

FIG. 4 is a top view thereof.

The photographic area is claimed. The broken lines immediately adjacent to the photographic area define the bounds of the claimed design, and form no part thereof. The lack of a broken or solid line immediately adjacent to the photographic area indicates a claimed edge 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, 4 Drawing Sheets**



(56)

**References Cited**

U.S. PATENT DOCUMENTS

D746,571	S *	1/2016	Bell	.....	D2/972
D769,603	S *	10/2016	Mueller	.....	D2/972
D771,925	S *	11/2016	Johnsongriffin	.....	D2/972
D778,569	S *	2/2017	Chang	.....	D2/969
D780,431	S *	3/2017	Pauk	.....	D2/972
2015/0143720	A1 *	5/2015	Avar	.....	A43B 23/08 36/107
2015/0289579	A1 *	10/2015	Meir	.....	A43B 1/04 36/9 R
2015/0342286	A1 *	12/2015	Huffman	.....	A43B 1/04 36/9 R
2016/0058099	A1 *	3/2016	Panian	.....	A43B 23/0265 36/84

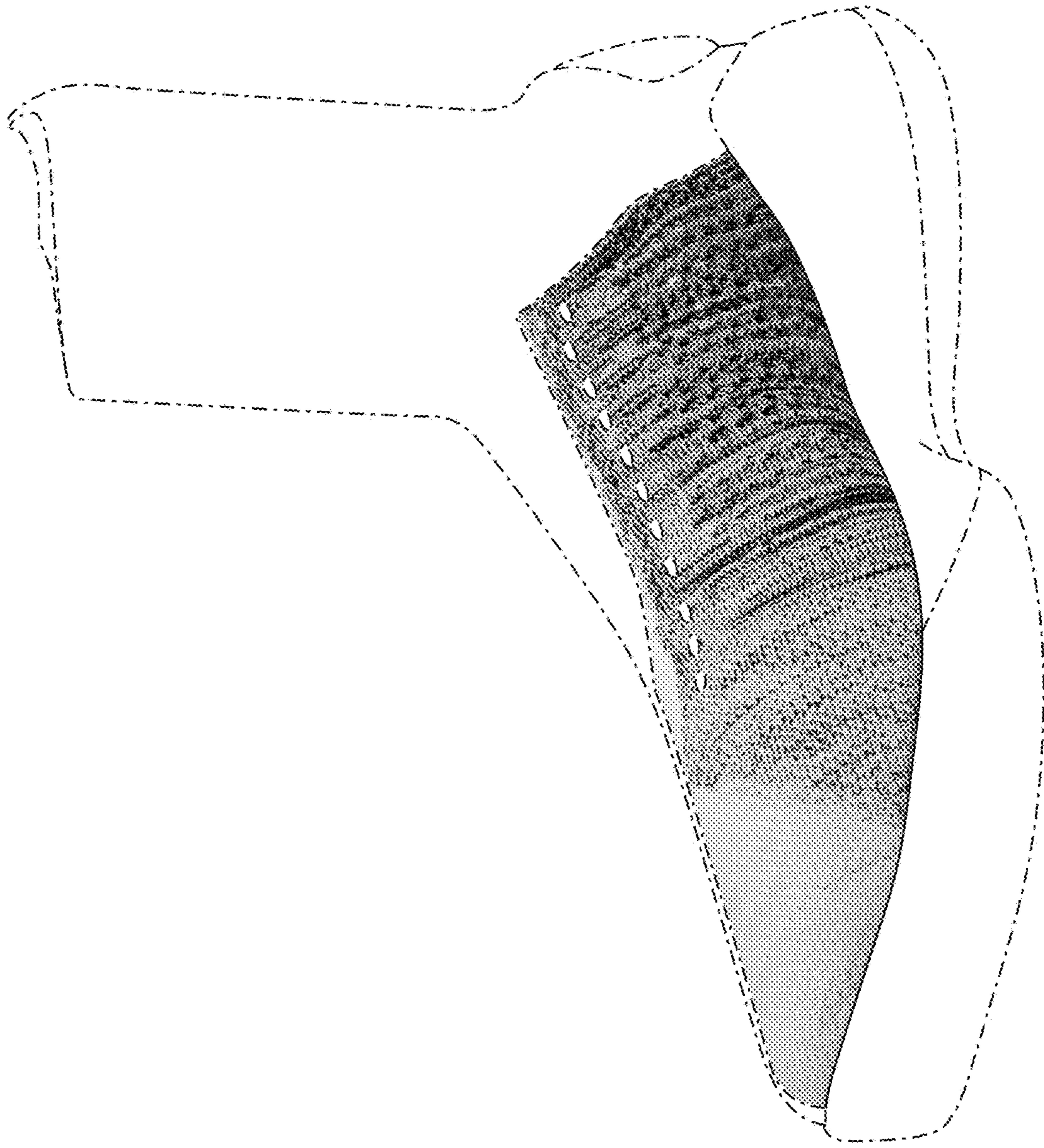
OTHER PUBLICATIONS

Kyrie Irving Hyperdunk 2013: Reflecting His Past and Future [online], [retrieved Dec. 9, 2016], Retrieved from Internet <URL: <http://news.nike.com/news/kyrie-irving-hyperdunk-explores-his-past-present-and-future>>; 7 color sheets, Dated Aug. 31, 2013.

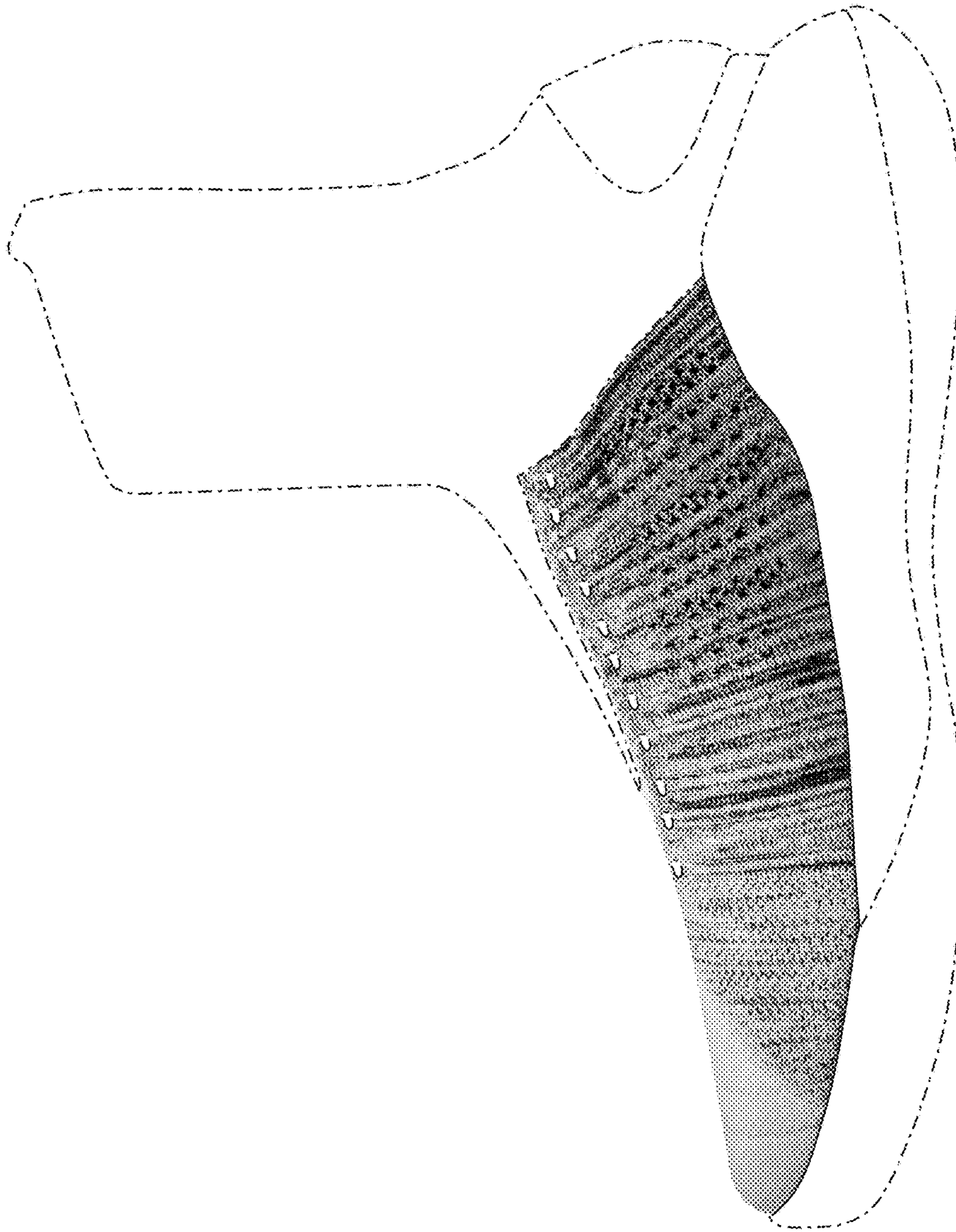
Nike Hyperdunk 2014 City Pack Takes the Court at World Basketball Festival [online], [retrieved Dec. 8, 2016], Retrieved from Internet <URL: <http://news.nike.com/news/nike-hyperdunk-2014-city-pack-takes-the-court-at-world-basketball-festival>>; 9 color sheets, Dated Aug. 7, 2014.

Nike Hyperdunk 2015 Delivers Modern Aesthetic With Advanced Technology [online], [retrieved Dec. 9, 2016], Retrieved from Internet <URL: <http://news.nike.com/news/nike-hyperdunk-2015-delivers-modern-aesthetic-with-advanced-technology>>; 10 color sheets, Dated Jun. 17, 2015.

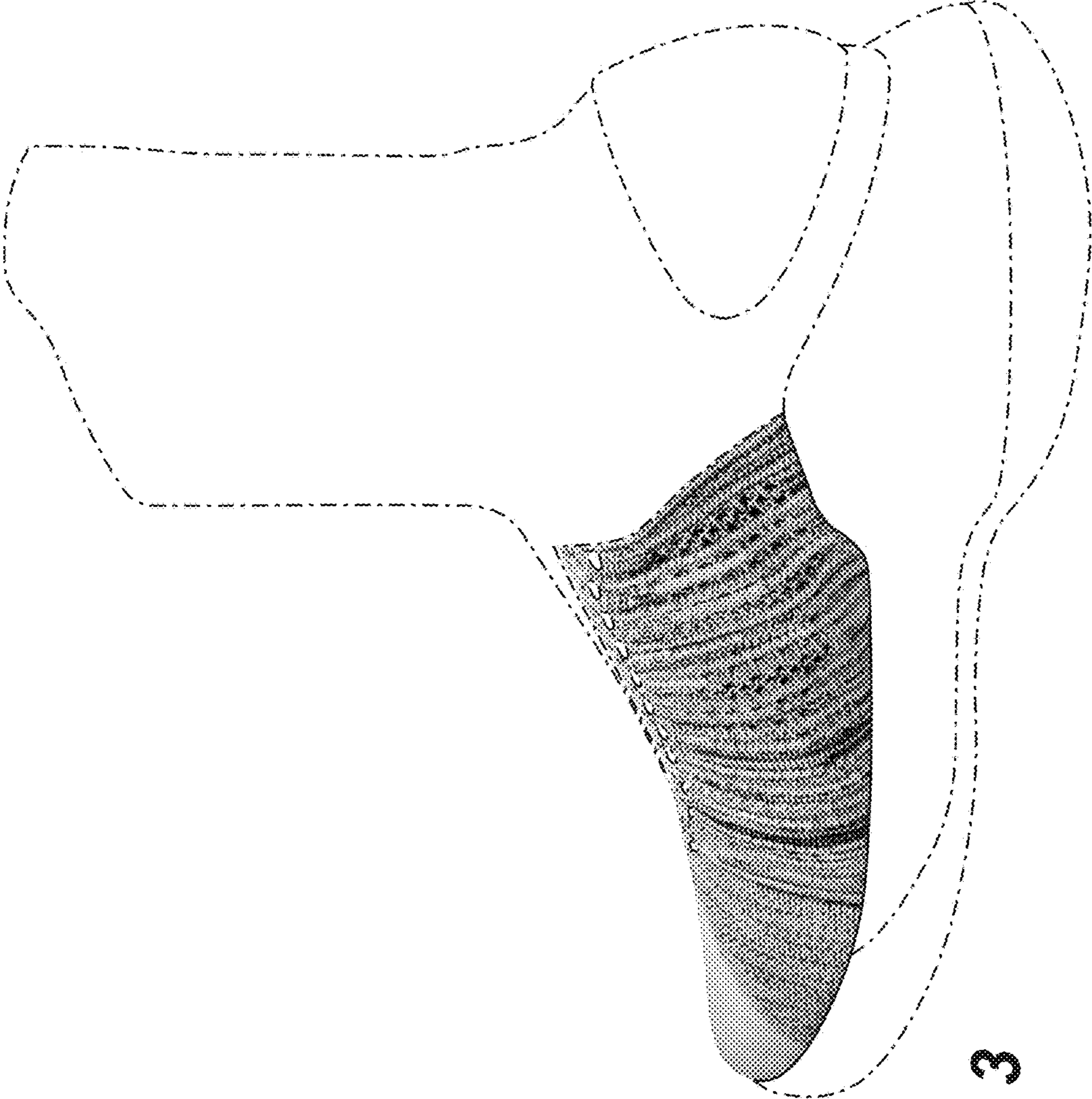
\* cited by examiner



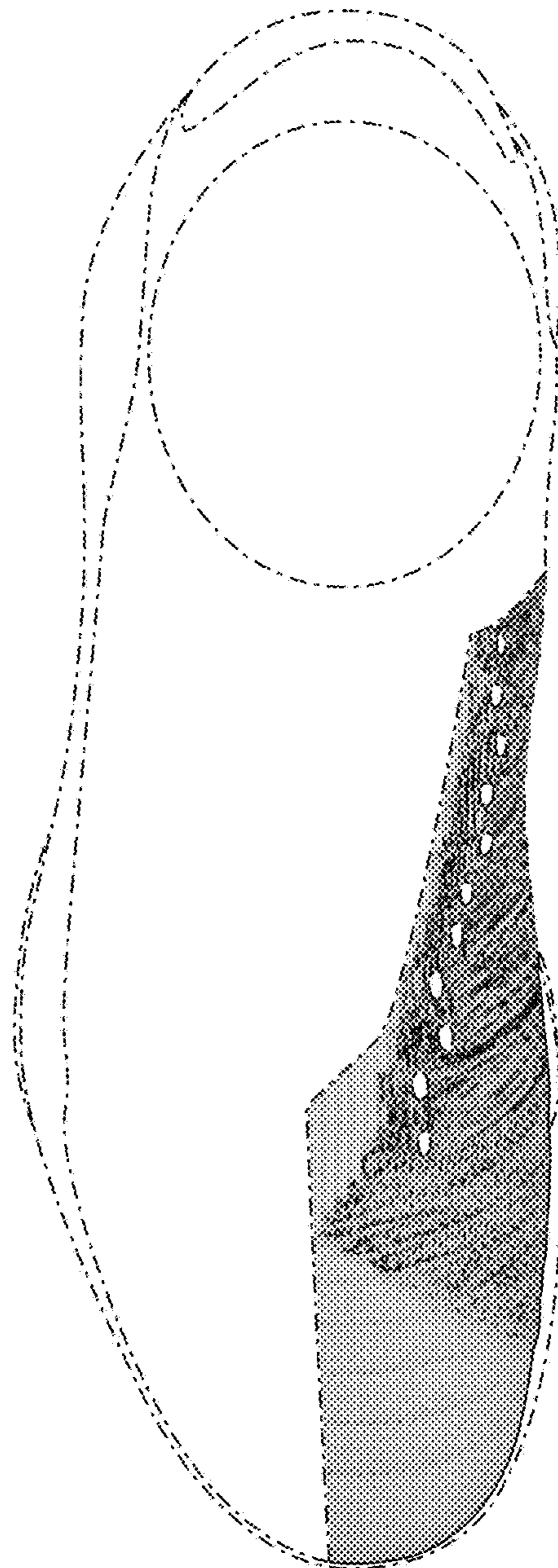
**FIG. 1**



**FIG. 2**



**FIG. 3**



**FIG. 4**