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(12) **United States Design Patent** (10) **Patent No.:** **US D799,808 S**
DeAlmeida (45) **Date of Patent:** **** Oct. 17, 2017**

(54) **SHOE UPPER**

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

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(51) **LOC (10) Cl.** **02-99**

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

(58) **Field of Classification Search**
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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.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D229,251 S	11/1973	Askew
D292,945 S	12/1987	Selbiger et al.
D293,970 S	2/1988	Brown et al.
D294,998 S	4/1988	Brown et al.
D297,069 S	8/1988	Le
D297,182 S	8/1988	Brown et al.
D313,304 S	1/1991	Quan et al.
D313,305 S	1/1991	Quan et al.
D316,474 S	4/1991	Greenberg
D323,923 S	2/1992	Hatfield
D325,291 S	4/1992	Hatfield
D325,812 S	5/1992	Hatfield
D344,171 S	2/1994	Cotsidas
D356,206 S	3/1995	Martin

D359,388 S	6/1995	Martin	
D374,763 S	10/1996	Von Conta	
D401,756 S *	12/1998	Avar	D2/972
D412,614 S *	8/1999	Lavertue	D2/972
D483,938 S *	12/2003	Laberge	D2/973
D500,584 S	1/2005	Link	
D522,222 S	6/2006	Burg	
D523,224 S	6/2006	Petrie	
D524,015 S	7/2006	Burg	
D528,762 S *	9/2006	Wozniak	D2/972
D529,275 S	10/2006	Wozniak	

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog, 1991 Spring Footwear, p. 42, published Jun. 1990, NIKE, Inc., USA.

(Continued)

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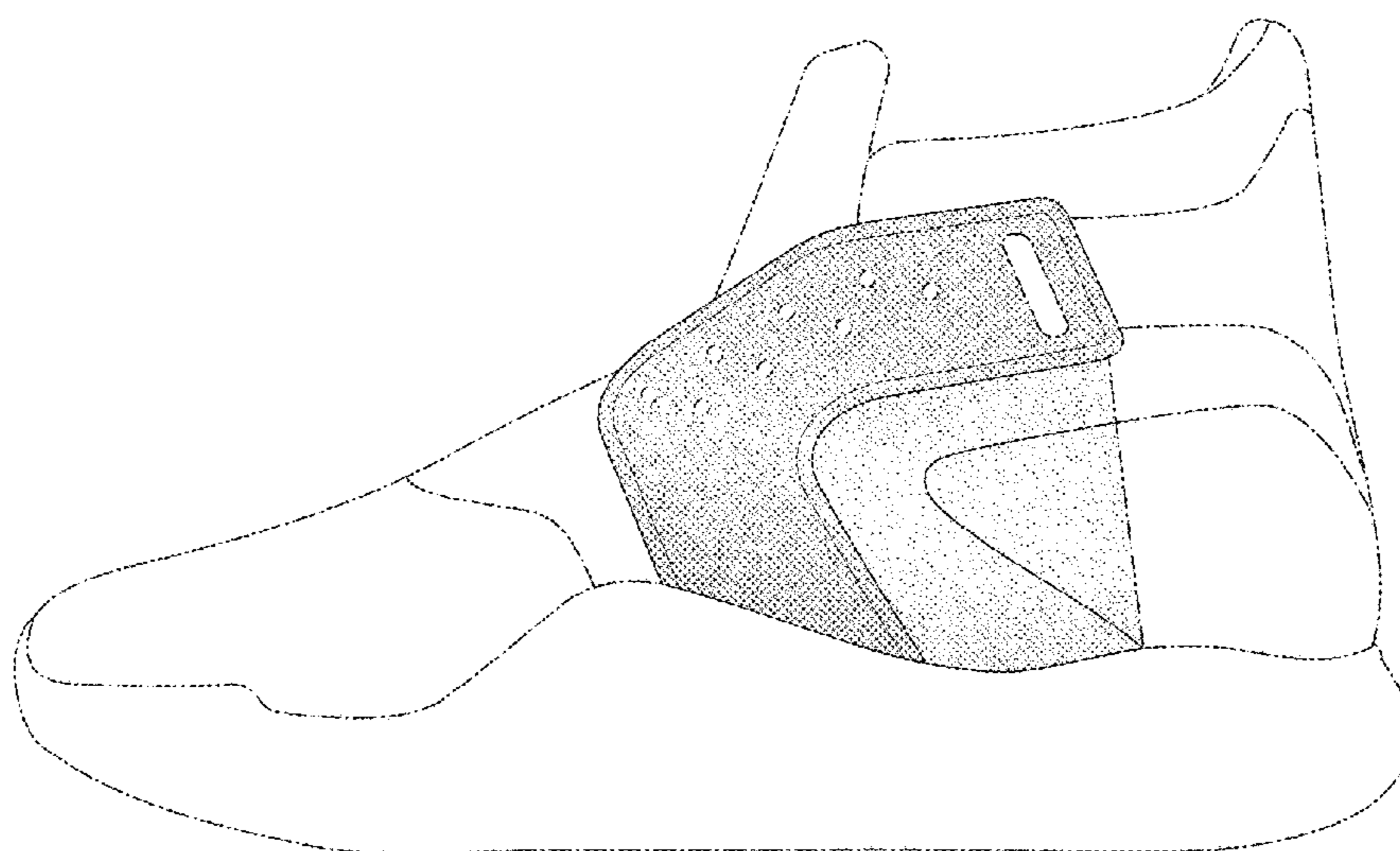
(57) **CLAIM**

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; 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 nine unshaded regions within the shaded area that are demarcated by broken lines 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. The broken lines showing the remainder of the shoe represent unclaimed subject matter and form no part of the claimed design.

1 Claim, 3 Drawing Sheets



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References Cited

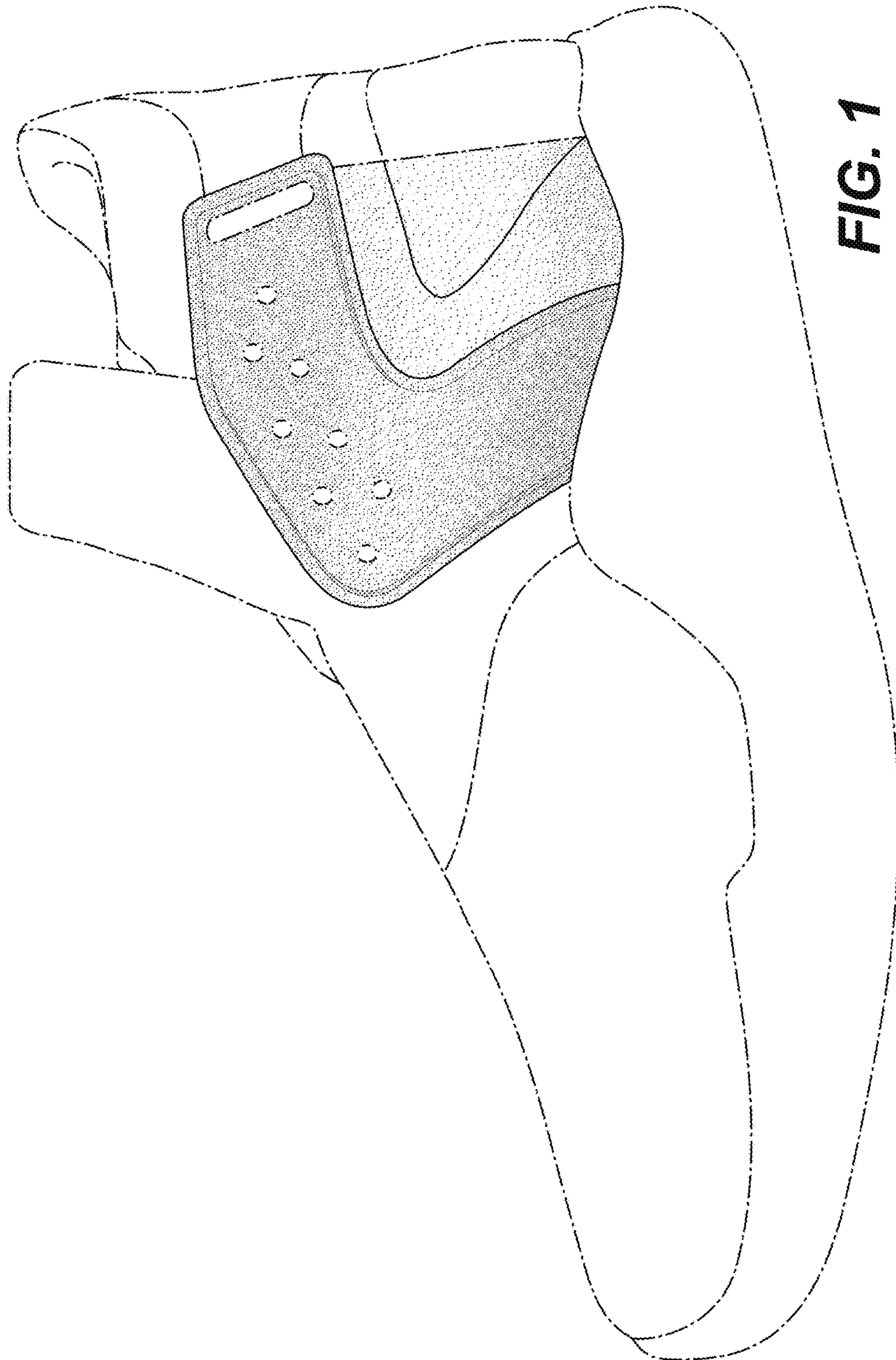
U.S. PATENT DOCUMENTS

D541,030 S	4/2007	Dirsa	
D548,447 S	8/2007	Morris	
D563,664 S	3/2008	Petrie	
D568,596 S	5/2008	Petrie	
D570,588 S	6/2008	Petrie	
D571,991 S	7/2008	Petrie	
D613,041 S *	4/2010	Thompson	D2/902
D613,934 S *	4/2010	Taylor	D2/972
D623,838 S *	9/2010	Teteriatnikov	D2/969
D639,045 S	6/2011	La Rochelle	
D688,448 S *	8/2013	Lok	D2/972
D690,093 S *	9/2013	Dombrow	D2/972
D737,563 S *	9/2015	Link	D2/973
D738,092 S	9/2015	Caron	
D769,601 S *	10/2016	Hardman	D2/972
D771,926 S	11/2016	Little	

OTHER PUBLICATIONS

Nike Footwear Catalog, 2004 Spring Men's, Women's, and Kids' Footwear, p. 41, published Jun. 2003, NIKE, Inc., USA.
 Nike Footwear Catalog, 2005 Fall Footwear, p. 194, published Nov. 2004, NIKE, Inc., USA.
 Nike Footwear Catalog, 2006 Fall Footwear, p. 172, published Nov. 2005, NIKE, Inc., USA.
 Less is More: the Air Huarache Ultra [online], [retrieved Feb. 22, 2017], Retrieved from Internet <URL: <http://news.nike.com/news/air-huarache-ultra>>; 11 color sheets, Dated Dec. 17, 2015.
 Nike Air Huarache, [retrieved Feb. 22, 2017], 1 color sheet, Date unknown but at least as early as Nov. 12, 2016.
 A First Look at the Nike Air Flight Huarache PRM "QUAI 54" [online], [retrieved Feb. 22, 2017], Retrieved from Internet <URL: <http://www.nicekicks.com/a-first-look-at-the-nike-air-flight-huarache-prm-quai-54/>>; 4 color sheets, Dated Jun. 1, 2015.

* cited by examiner



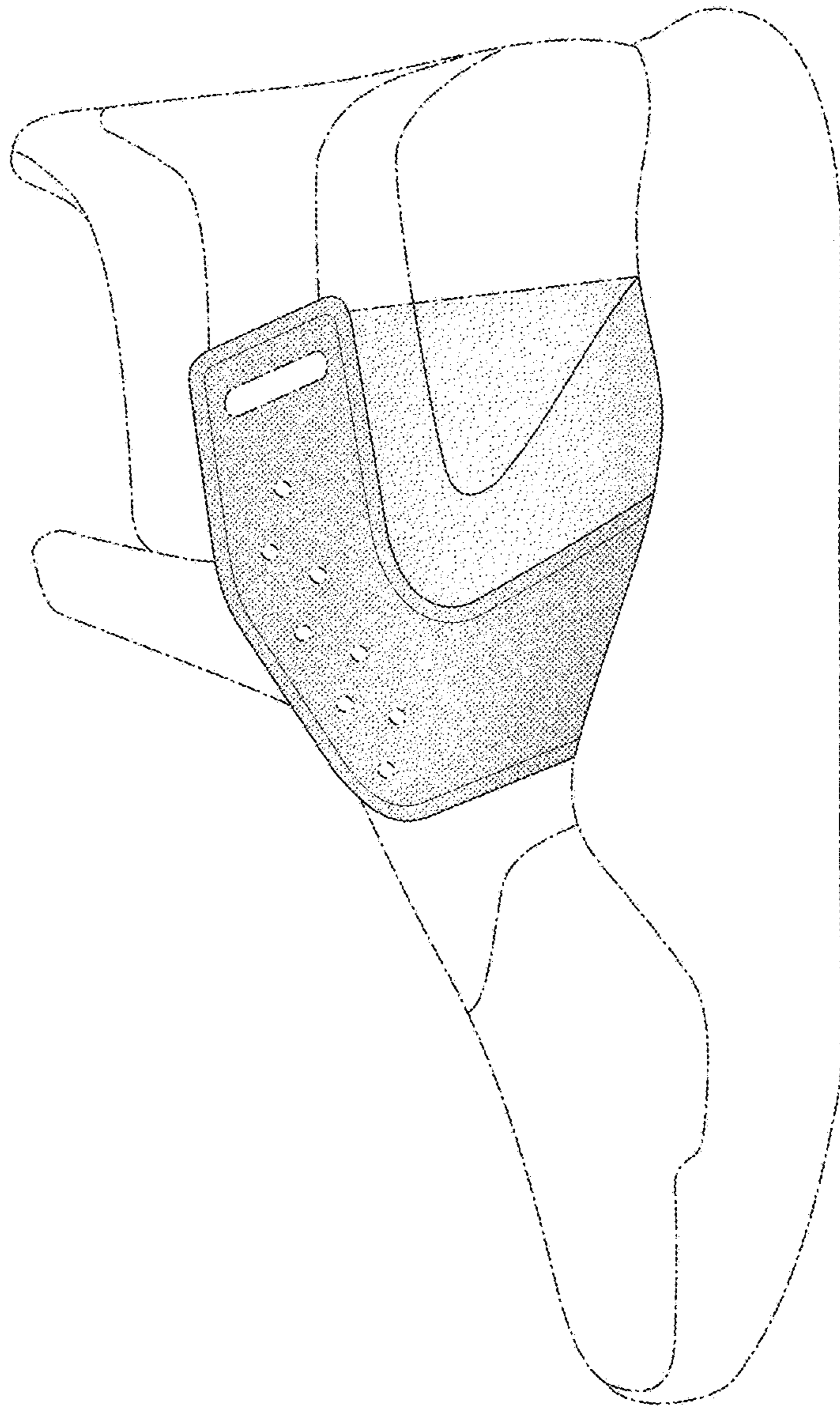


FIG. 2

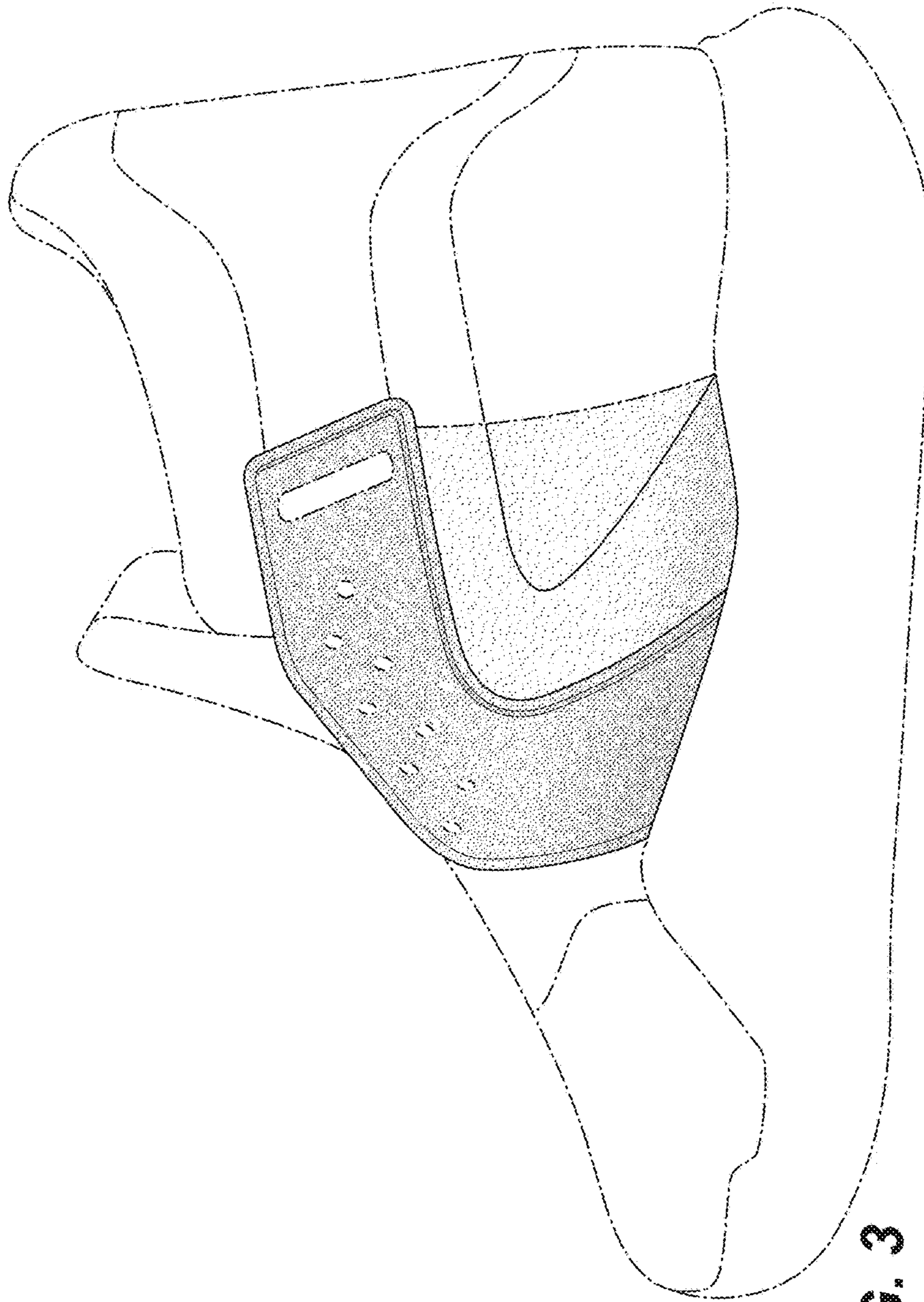


FIG. 3