

US00D802284S

(12) **United States Design Patent**  
**McCullagh**

(10) **Patent No.:** **US D802,284 S**

(45) **Date of Patent:** **\*\* Nov. 14, 2017**

(54) **SHOE UPPER**

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

(72) Inventor: **Cory B. McCullagh**, Portland, OR (US)

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

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

(21) Appl. No.: **29/574,719**

(22) Filed: **Aug. 18, 2016**

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

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

(58) **Field of Classification Search**  
USPC ..... D2/902, 906-912, 943-947, 964,  
D2/968-969, 970, 972-974, 977, 980,  
D2/983, 901; D24/192  
CPC ... A43B 3/0047; A43B 3/0052; A43B 3/0057;  
A43B 3/0063; A43B 3/0068; A43B  
3/0073; A43B 1/04; A43B 1/06; A43B  
5/00; A43B 5/02; A43B 5/06; A43B 5/10;  
A43B 5/14; A43B 23/0245; A43B  
13/125; A43B 13/186; A43C 3/00; A43C  
7/06

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D227,821 S	*	7/1973	Askew	.....	D2/908
D293,970 S	*	2/1988	Brown	.....	D2/970
D294,998 S		4/1988	Brown et al.		
D296,262 S	*	6/1988	Brown	.....	D2/973
D302,898 S	*	8/1989	Greenberg	.....	D2/969
D524,527 S		7/2006	Shin		
D526,771 S	*	8/2006	Fallon	.....	D2/972
D552,842 S		10/2007	Mermet		
D568,039 S		5/2008	Kuerbis		

D604,035 S	*	11/2009	Lemaster	.....	D2/972
D641,968 S	*	7/2011	Miner	.....	D2/972
D643,608 S	*	8/2011	Teteriatnikov	.....	D2/969
D648,114 S	*	11/2011	Martin	.....	D2/972
D677,874 S		3/2013	Hardman		
D701,384 S	*	3/2014	Leleu	.....	D2/972
D738,092 S		9/2015	Caron		
D748,904 S	*	2/2016	Greenhalgh	.....	D2/969
D773,168 S	*	12/2016	Cin	.....	D2/973
D783,264 S	*	4/2017	Hoellmueller	.....	D2/973
D789,674 S	*	6/2017	Williams, Jr.	.....	D2/972

**OTHER PUBLICATIONS**

Nike Women's Cheer Scorpion Cross Training Shoes, as posted at Amazon.com [online], first review posted Jul. 19, 2017 [site visited Aug. 28, 2017]. Available on the Internet, <URL: <https://www.amazon.com/Nike-Womens-Scorpion-Training-Platinum/dp/B01LPSQWMU>>.\*

\* cited by examiner

*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**

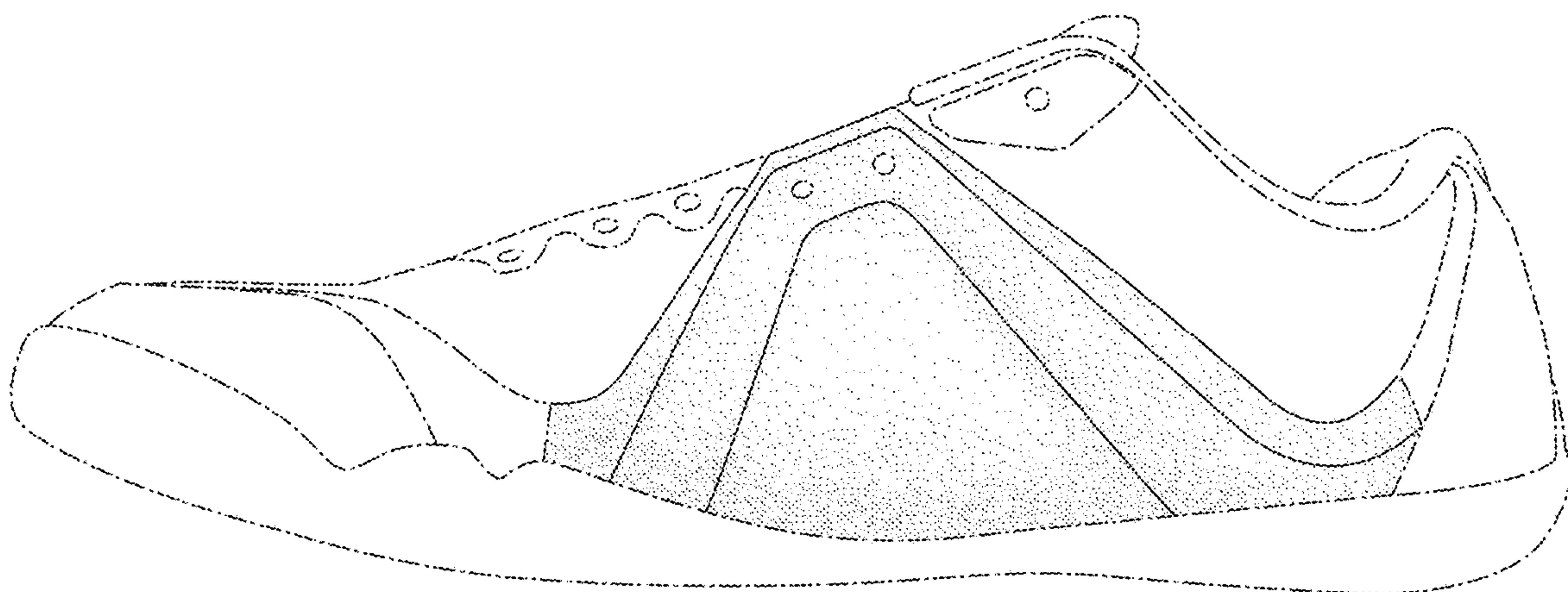
FIG. 1 is a front perspective view of a shoe upper showing my new design;

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 define the bounds of the claimed design, and form no part thereof. The broken line showing of eyelets and the remainder of the shoe are for environmental purposes only and form no part of the claimed design.

**1 Claim, 3 Drawing Sheets**



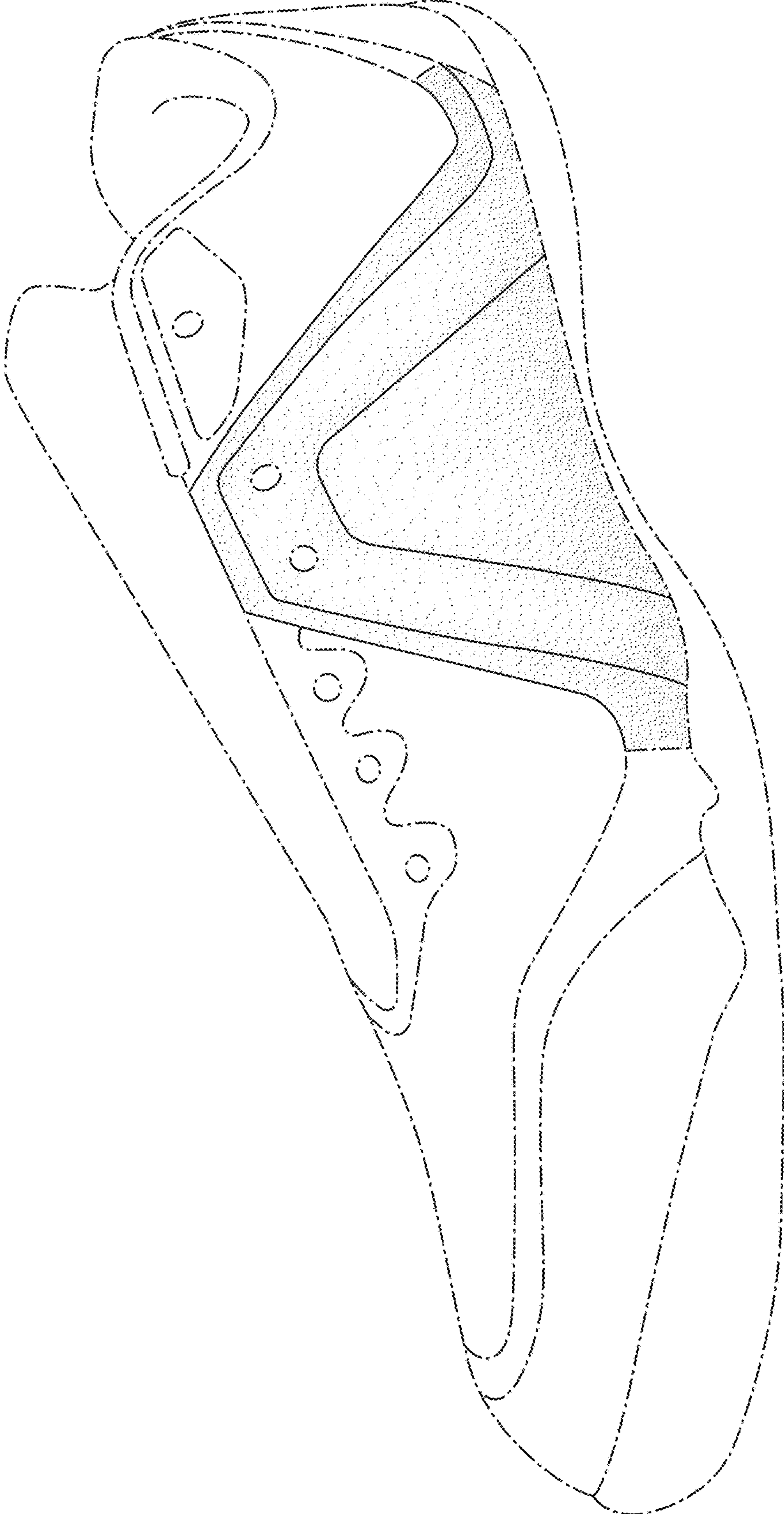
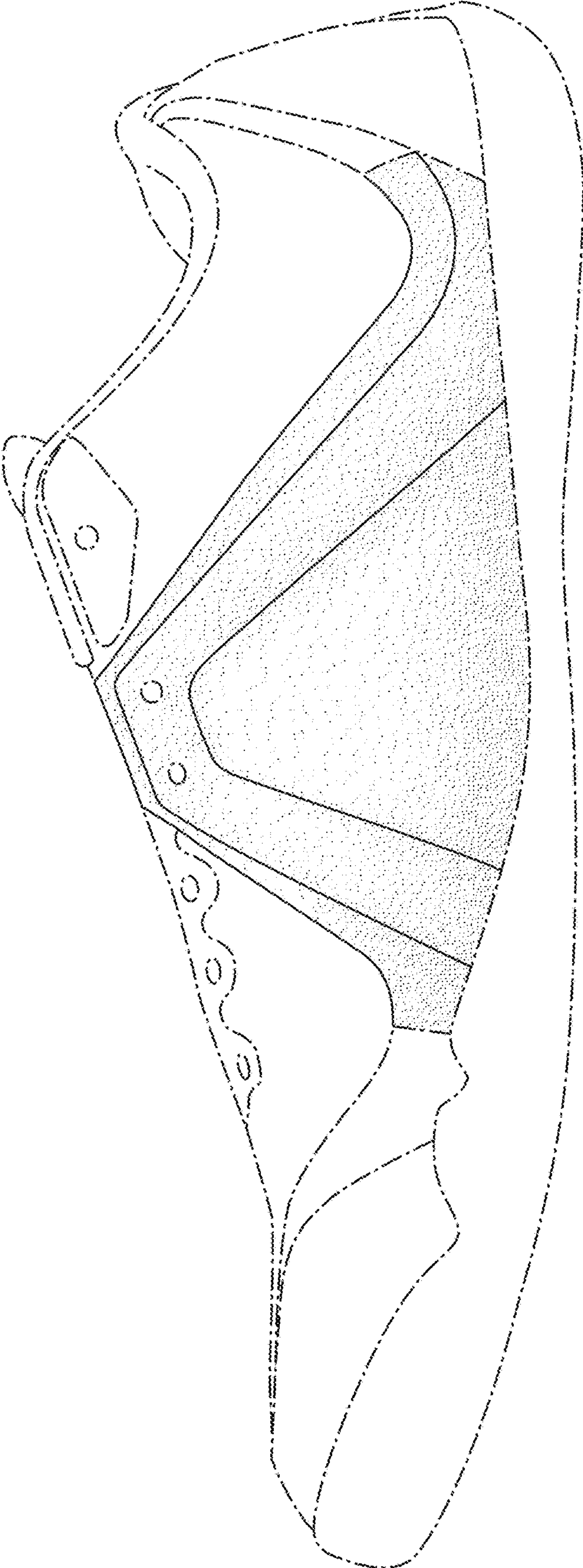


FIG. 1



**FIG. 2**



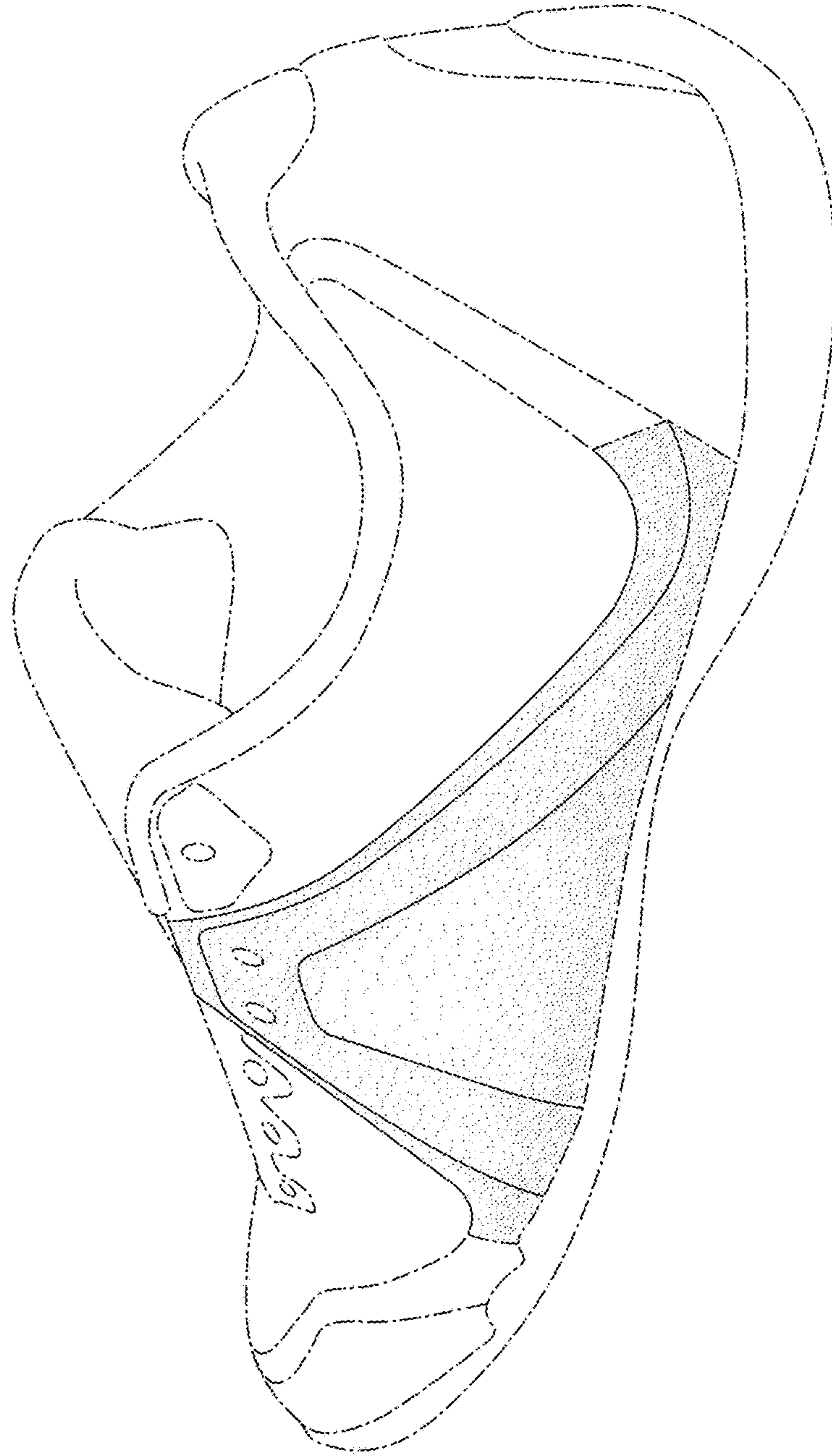


FIG. 3