

## (12) United States Design Patent (10) Patent No.: US D807,633 S Shyllon (45) Date of Patent: \*\* Jan. 16, 2018

#### (54) **SHOE UPPER**

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- (73) Assignee: NIKE, Inc., Beaverton, OR (US)
- (\*\*) Term: **15 Years**

D635,349 S	*	4/2011	Taylor	D2/972	
D649,760 S	*	12/2011	Thornhill	D2/972	
			Schenone		
D793,069 S	*	8/2017	Jury	D2/972	
(Continued)					

### OTHER PUBLICATIONS

Nike Zoom Evidence Review—Presentation #28, Nike Zoom Evidence pictured therein, as posted at YouTube.com [online], posted on Apr. 1, 2017, [site visited Oct. 6, 2017]. Available on the Internet, <URL: https://www.youtube.com/watch?v=4T8BwWEjILM>.\* (Continued)

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- (22) Filed: Nov. 16, 2016
- - 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

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## (57) **CLAIM**

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

### DESCRIPTION

FIG. 1 is a side view of a shoe upper showing my new design;
FIG. 2 is a first perspective view thereof; and,
FIG. 3 is a second perspective view thereof.
The long and short broken lines are boundary lines, which define the bounds of the claimed design. These boundaries do not exist in reality in the article embodying the design. It is understood that the claimed design extends to these boundaries but does not include the boundaries.
The evenly-spaced broken lines shown in the drawings are directed to environment, are for informational purposes only, and form no part of the claimed design.
The contrast in shading within the claim boundary represents a contrast in appearance only and does not represent any particular color, material, texture or finish.

D272,964 S	*	3/1984	Muller Feigelstock D2/902
D320,498 S	*	10/1991	Hatfield
D320,689 S	*	10/1991	Smith D2/969
D322,878 S	*	1/1992	Hatfield D2/969
D346,899 S	*	5/1994	Hatfield D2/912
D383,595 S	*	9/1997	Morris D2/969
D475,519 S	*	6/2003	Morris D2/972
D510,474 S	*		Henderson D2/972
D544,695 S	*	6/2007	Rasmussen D2/972
D548,446 S	*	8/2007	Petrie D2/972
D613,041 S	*	4/2010	Thompson D2/902

1 Claim, 3 Drawing Sheets



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## (56) **References Cited**

### U.S. PATENT DOCUMENTS

D793,700 S \* 8/2017 Nethongkome ...... D2/972 D797,431 S \* 9/2017 Seamarks ...... D2/972

#### OTHER PUBLICATIONS

Nike Air Zoom Strong 2 Women's, as posted at FootLocker.com [online], posting date not available [site visited Oct. 6, 2017]. Available on the Internet, <URL: https://www.footlocker.com/product/model:284313/sku:21335002/nike-air-zoom-strong-2-womens/

off-white/grey/>.\*

\* cited by examiner

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