



US00D809761S

(12) **United States Design Patent** (10) **Patent No.:** **US D809,761 S**  
**Parrett** (45) **Date of Patent:** **\*\* Feb. 13, 2018**

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

D639,543 S 6/2011 Lamont  
D658,863 S 5/2012 Stryjak et al.  
D658,864 S 5/2012 Stryjak et al.  
D707,438 S 6/2014 Taylor  
D713,631 S 9/2014 Millogo  
D716,038 S 10/2014 McMillan  
(Continued)

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(51) **LOC (11) Cl.** ..... **02-04**  
(52) **U.S. Cl.**  
USPC ..... **D2/972**  
(58) **Field of Classification Search**  
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D2/957-960, 964, 969, 972-974,  
D2/977-978; D5/47, 54, 63  
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.

FOREIGN PATENT DOCUMENTS

EM 001806878-0002 1/2011

OTHER PUBLICATIONS

Nike Free Trainer 1.0 "Chalk for Your Feet," as posted at KicksOnFire.com [online], posted on Nov. 4, 2015 [site visited Mar. 14, 2017]. Available on the Internet, <URL: <https://www.kicksonfire.com/nike-free-trainer-1-0-chalk-for-your-feet-another-look/>>.\*

(Continued)

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(57) **CLAIM**

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

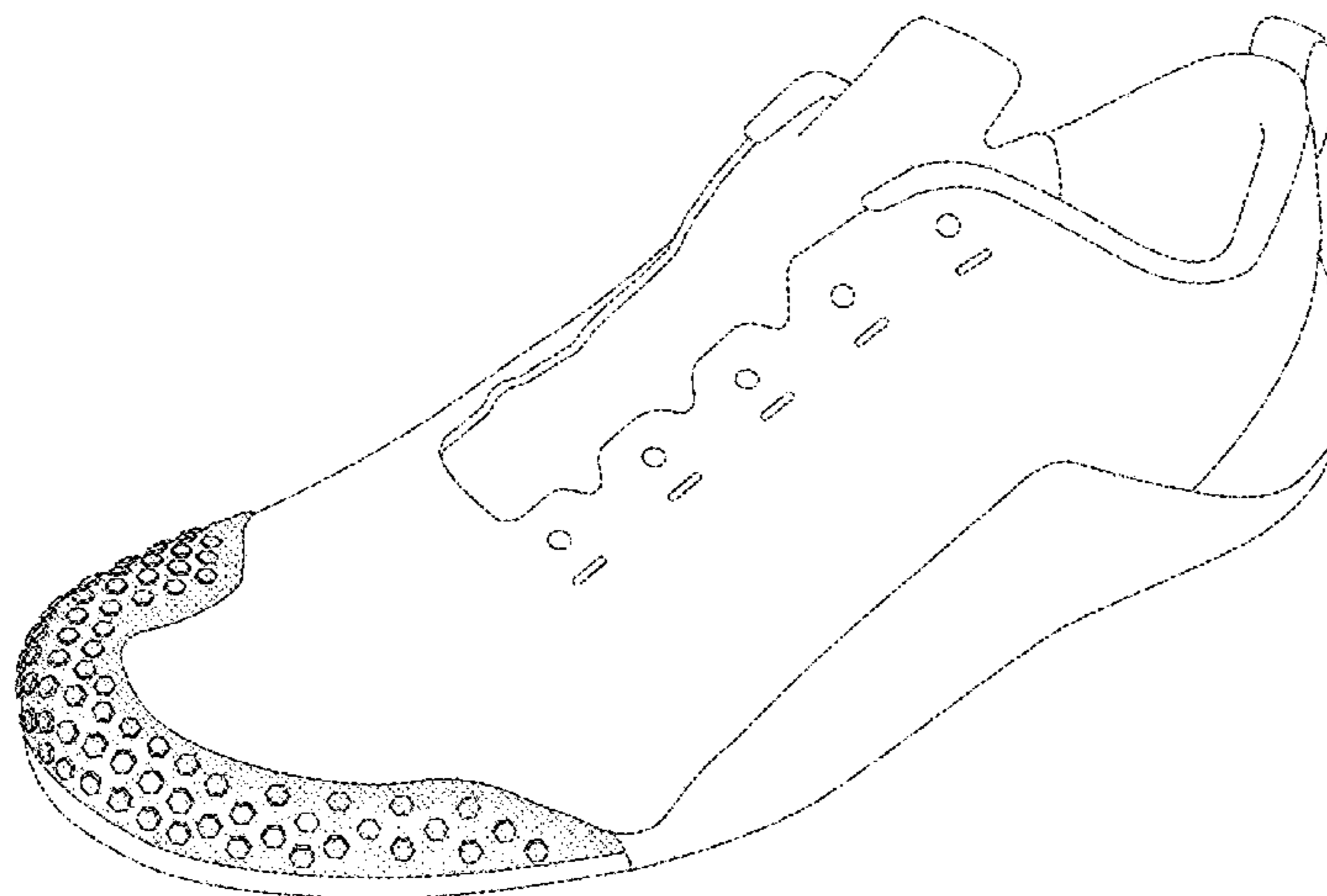
**DESCRIPTION**

FIG. 1 is a front perspective view of a shoe upper showing my new design;  
FIG. 2 is a top view thereof;  
FIG. 3 is a side view thereof;  
FIG. 4 is an opposite side view thereof; and,  
FIG. 5 is a second front 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 lines showing the remainder of the shoe are for environmental purposes only and form no part of the claimed design.

**1 Claim, 5 Drawing Sheets**

(56) **References Cited**  
U.S. PATENT DOCUMENTS

D394,147 S 5/1998 Schenone  
D471,350 S 3/2003 Roulo  
D484,300 S 12/2003 Smith  
D532,590 S 11/2006 Belley et al.  
D544,196 S 6/2007 Caine  
D549,934 S \* 9/2007 Horne ..... D2/951  
D549,935 S \* 9/2007 Schoenborn ..... D2/953  
D553,838 S 10/2007 Belley et al.  
D563,637 S \* 3/2008 Nakano ..... D2/951  
D598,189 S 8/2009 Lamont  
D608,991 S \* 2/2010 Lamont ..... D2/951  
D639,542 S 6/2011 Lamont



(56)

**References Cited**

U.S. PATENT DOCUMENTS

D718,521 S 12/2014 Bosomworth  
D722,425 S 2/2015 Cin

OTHER PUBLICATIONS

“Nike Introduces their Latest Trainer in the Metcon 1,” Nike Metcon 1 pictured therein, as posted at SneakerNews.com [online], posted on Jan. 28, 2015 [site visited Mar. 14, 2017]. Available on the Internet, <URL: <http://sneakernews.com/2015/01/28/nike-introduces-latest-trainer-metcon-1/>>.\*

Nike Footwear Catalog, 2007 Spring Footwear, p. 149, published Jun. 2006, NIKE, Inc., USA.

Nike Footwear Catalog, 2009 Spring Sport Performance Footwear, p. 55, published May 2008, NIKE, Inc., USA.

Nike Footwear Catalog, 2012 Summer Jordan, p. 114, published Aug. 2011, NIKE, Inc., USA.

Nike Footwear Catalog, 2015 Summer Men’s Performance Footwear, p. 46, published Aug. 1, 2014, NIKE, Inc., USA.

Pumo Mostro, [retrieved Oct. 18, 2017], 4 color sheets. Publish date unknown but at least prior to the filing date of the present application.

\* cited by examiner

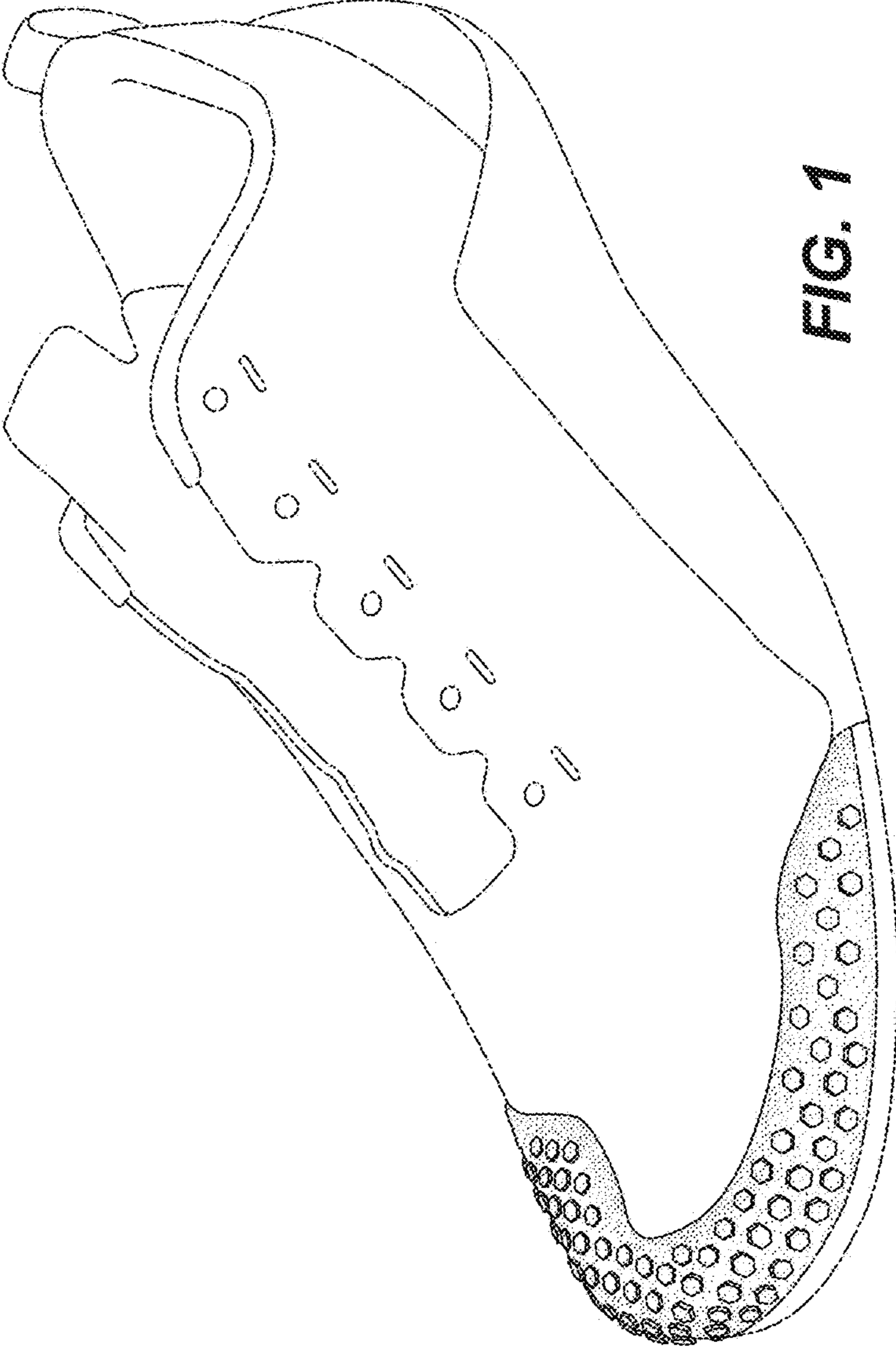


FIG. 1

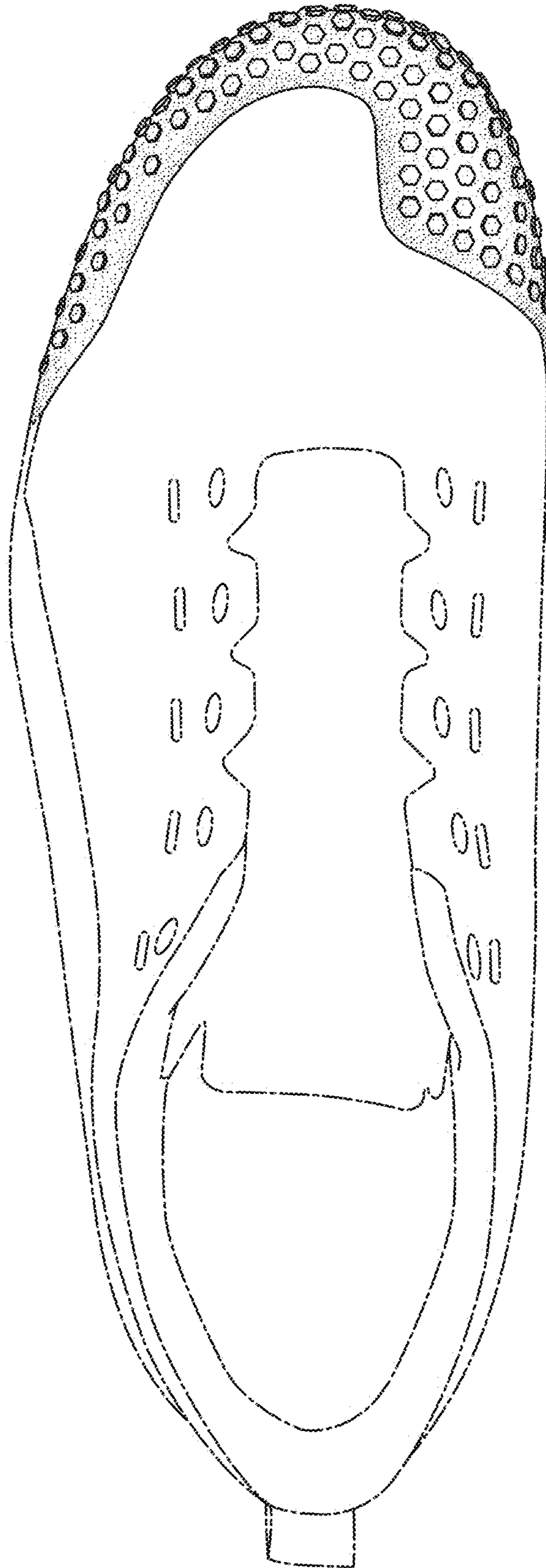


FIG. 2



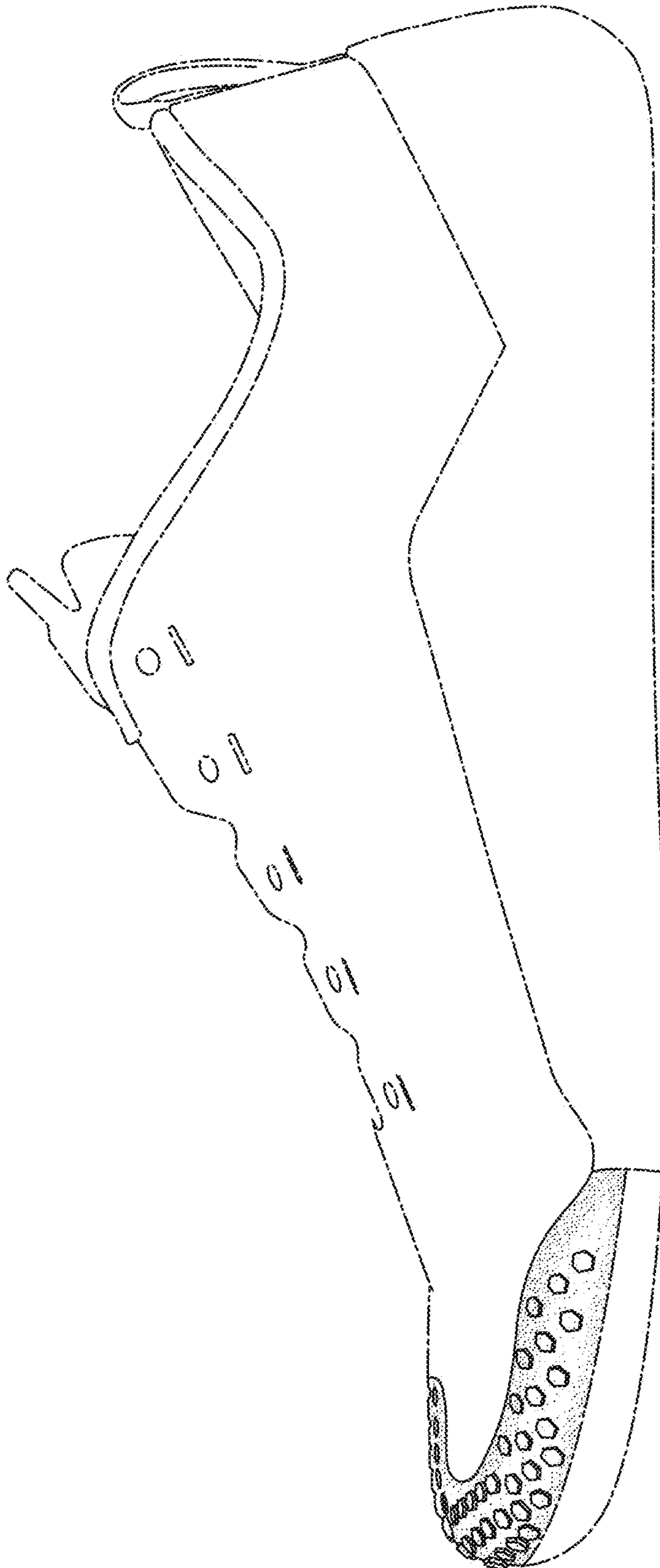
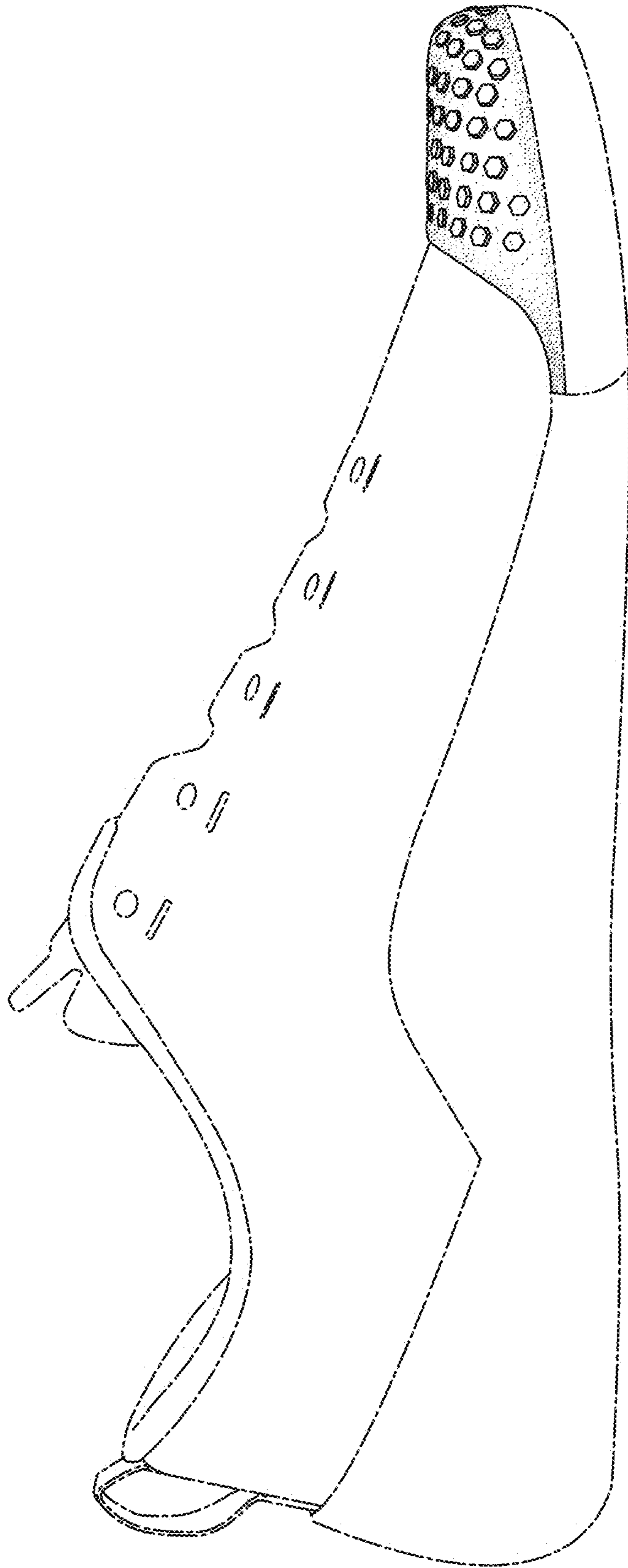


FIG. 3



**FIG. 4**

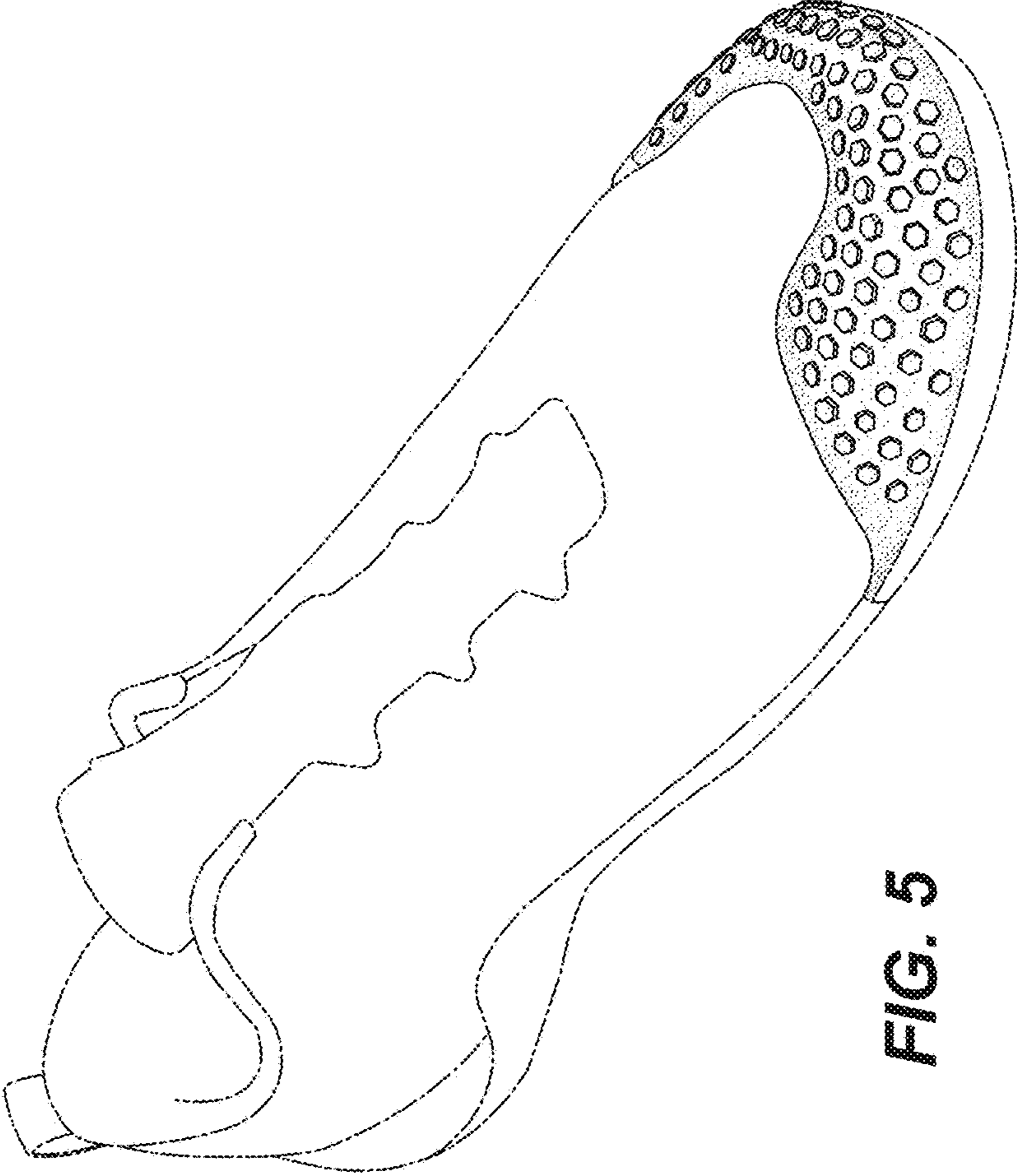


FIG. 5