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(12) **United States Design Patent** (10) **Patent No.:** **US D815,416 S**
Lok (45) **Date of Patent:** **** Apr. 17, 2018**

(54) **SHOE UPPER**

D717,035 S 11/2014 Minami
D735,982 S 8/2015 Pauk
D779,185 S * 2/2017 Abe D2/970
2002/0092205 A1* 7/2002 Hall A43B 3/0031
36/117.1

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

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(51) **LOC (11) Cl.** **02-04**

(52) **U.S. Cl.**
USPC **D2/970**

(58) **Field of Classification Search**
USPC D2/896, 902, 903, 904, 909, 910, 911,
D2/969, 970
CPC . A43B 23/00; A43B 23/0235; A43B 23/0245;
A43B 3/30; A43B 7/00; A43C 1/00;
A43C 11/004
See application file for complete search history.

OTHER PUBLICATIONS

“Nike Jordan Future Boot.” Found online Jan. 16, 2018 at www.amazon.com. Page dated Sep. 28, 2016. Retrieved from URL: https://goo.gl/HFCL3Q (Year: 2016).*

(Continued)

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(57) **CLAIM**

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

(56) **References Cited**

U.S. PATENT DOCUMENTS

- 2,114,749 A * 4/1938 Smiley A43B 23/0235
36/45
- D125,568 S * 3/1941 Hard D2/911
- D133,638 S * 9/1942 Arnoff D2/911
- D159,577 S * 8/1950 Barron D2/900
- D166,945 S * 6/1952 Bingham, Jr. D2/911
- D326,556 S * 6/1992 Rooke D2/911
- D400,693 S * 11/1998 Rench D2/904
- 6,877,256 B2 * 4/2005 Martin A43B 3/0047
36/114
- D675,416 S 2/2013 Minami
- D688,037 S 8/2013 Dekovic et al.
- D693,556 S * 11/2013 Hatfield D2/970
- 8,695,233 B2 * 4/2014 Youngs A43B 3/30
36/109
- D707,434 S 6/2014 Seamarks
- D710,583 S 8/2014 Lee

DESCRIPTION

FIG. 1 is a front perspective view of a shoe upper showing our new design;
FIG. 2 is a side view thereof;
FIG. 3 is a second side view thereof;
FIG. 4 is a front view thereof;
FIG. 5 is a rear view thereof; and,
FIG. 6 is a top view thereof.
The long-short-long dash broken line immediately adjacent to the shaded area represents unclaimed boundaries of the design. The even length broken line showing of shoelace hooks represents portions of the shoe upper that form no part of the claimed design. The long-short-long dash broken line showing the remainder of the shoe represents environmental subject matter and forms no part of the claimed design.

1 Claim, 6 Drawing Sheets



(56)

References Cited

OTHER PUBLICATIONS

“Tactical Research Belleville TR900.” Found online Jan. 16, 2018 at www.amazon.com. Page dated Nov. 17, 2015. Retrieved from URL:

https://www.amazon.com/dp/B00U9IZE0E/ref=sspa_dk_detail_1?psc=1&pd_rd_i=B00U9IZE0E&pd_rd_wg=4bL6F&pd_rd_r=8956ZWGEGCZ6ZBFSJPQ3&pd_rd_w=aivgP&smid=A7ULJO7NAWMOL (Year: 2015).*

“Bates Mens GX-8 GORE-TEX Side-Zip Insulated Waterproof Boot.” Found online Jan. 16, 2018 at www.amazon.com. Page dated Jan. 14, 2010. Retrieved from URL: https://www.amazon.com/dp/B003MACU80/ref=sspa_dk_detail_6?psc=1&pd_rd_i=B003MACU80&pd_rd_wg=dZiPG&pd_rd_r=GNT746NRQXZ9GX5BGDDZ&pd_rd_w=P3ZoO (Year: 2010).*

“UGG Men’s Hannen TI Winter Boot.” Found online Jan. 16, 2018 at www.amazon.com. Page dated May 6, 2016. Retrieved from URL: https://www.amazon.com/dp/B01AC0CSLQ/ref=sspa_dk_detail_7?psc=1&pd_rd_i=B01AC0CSLQ&pd_rd_wg=dZiPG&pd_rd_r=GNT746NRQXZ9GX5BGDDZ&pd_rd_w=P3ZoO (Year: 2016).*

Nike Sportswear Introduces Women’s SFB Premium QS [online], [retrieved 12/1/6/16] retrieved from internet <URL: <<http://news.nike.com/news/nike-women%E2%80%99s-sfb-premium-qs/>>; 3 color sheets, Dated Jul. 1, 2011.

Mike Special Field Boot | 2 New Colorways [online], [retrieved Dec. 16, 2016] retrieved from internet <URL: <<http://www.nikeblog.com/nike-special-field-boot-2-new-colorways/>>; 2 color sheets, Dated Nov. 7, 2011.

Nike Holiday 2011 Snowboard Boots [online], [retrieved Dec. 9, 2016] retrieved from internet <URL: <<http://news.nike.com/news/nike-holiday-2011-snowboard-boots/>>; 34 color sheets, Dated Dec. 5, 2011.

4IR Force 1 HI Boot [online], [retrieved Dec. 16, 2016] retrieved from internet <URL: <<http://news.nike.com/news/air-force-one-hi-boot/>>; 4 color sheets, Dated Apr. 19, 2012.

Russell Westbrook Unveils a New Air Jordan XX8 Colorway for Christmas [online], [retrieved Dec. 16, 2016] retrieved from internet <URL: <<http://news.nike.com/news/russell-westbrook-unveils-a-new-air-jordan-xx8-color-for-christmas/>>; 5 color sheets, Dated Dec. 25, 2012.

Introducing the Nike Free Trainer 5.0 [online], [retrieved Dec. 16, 2016] retrieved from internet <URL: <<http://news.nike.com/news/introducing-the-nike-free-trainer-5-0/>>; 4 color sheets, Dated Mar. 6, 2013.

The Nike X Liberty Collection [online], [retrieved Dec. 16, 2016] retrieved from internet <URL: <<http://news.nike.com/news/the-nike-x-liberty-collection/>>; 6 color sheets, Dated Oct. 28, 2013.

True Icons, Bigger and Better: Nike Sneakerboots [online], [retrieved Dec. 16, 2016] retrieved from internet <URL: <<http://news.nike.com/news/sneakerboots/>>; 22 color sheets, Dated Sep. 17, 2013.

Nike Lunarterra Arktos: The Next Step in Boot Evolution [online], [retrieved Dec. 16, 2016] retrieved from internet <URL: <<http://news.nike.com/news/nike-lunarterra-arktos-the-next-step-in-boot-evolution/>>; 15 color sheets, Dated Sep. 28, 2013.

* cited by examiner

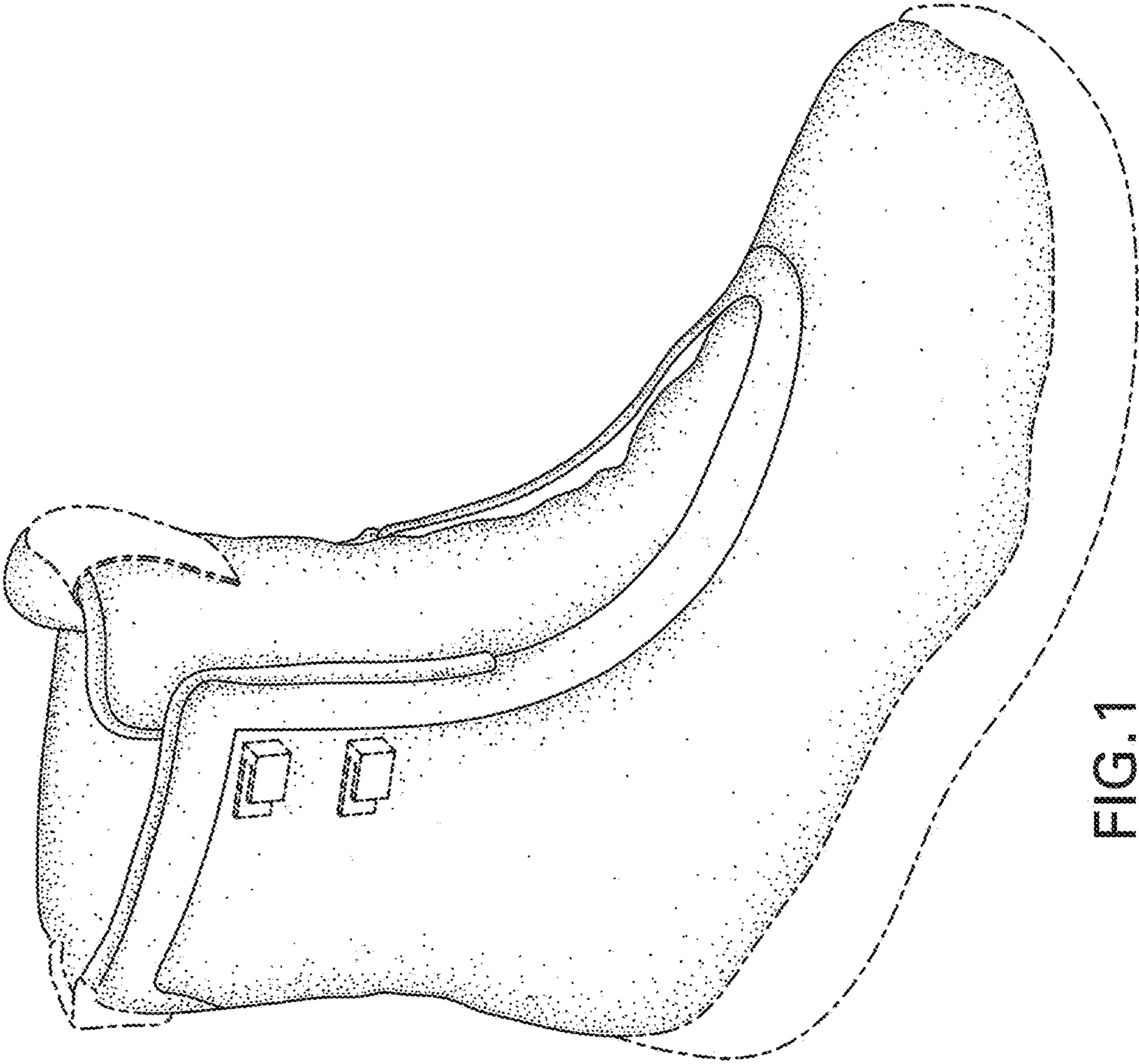


FIG. 1

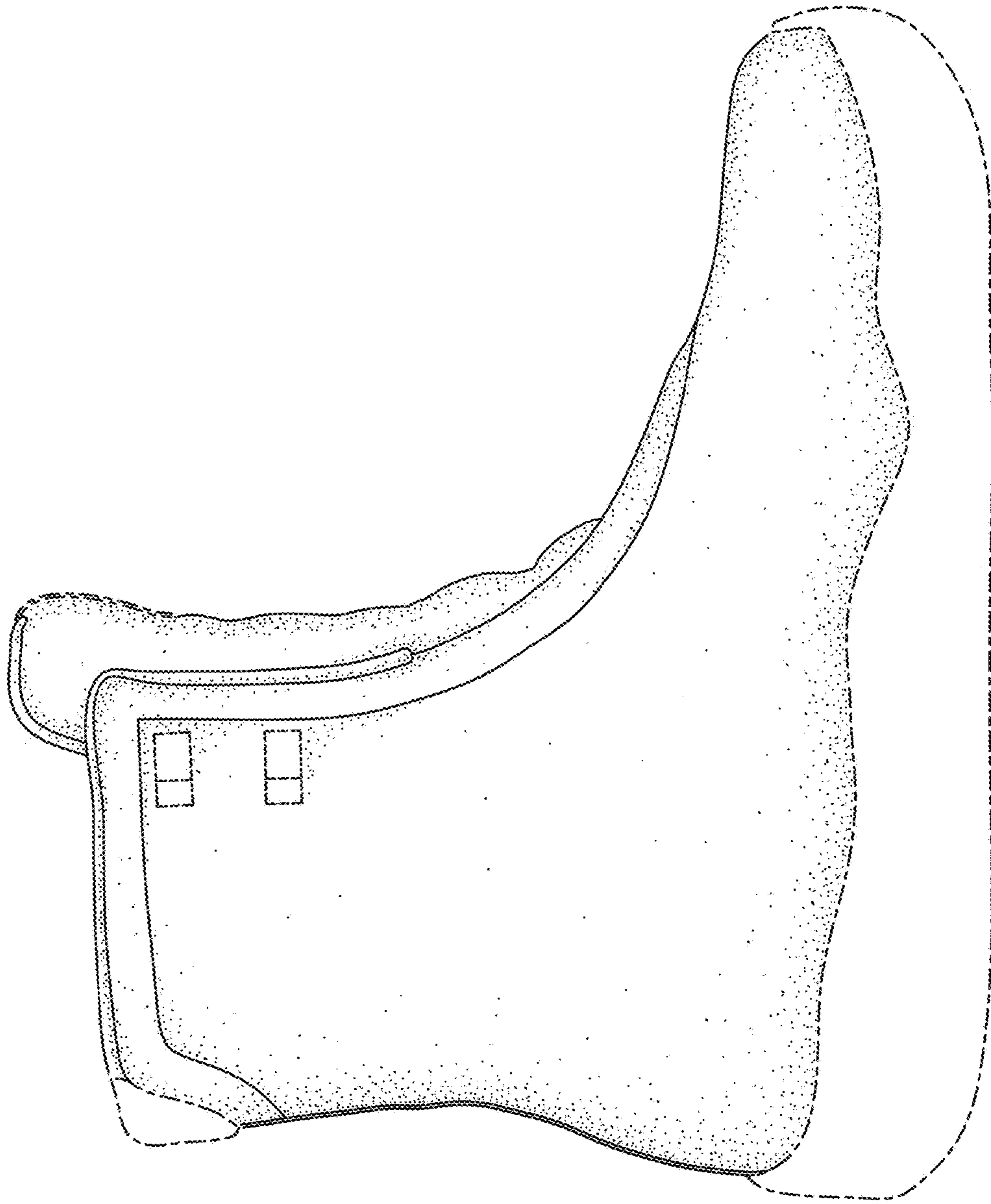


FIG. 2

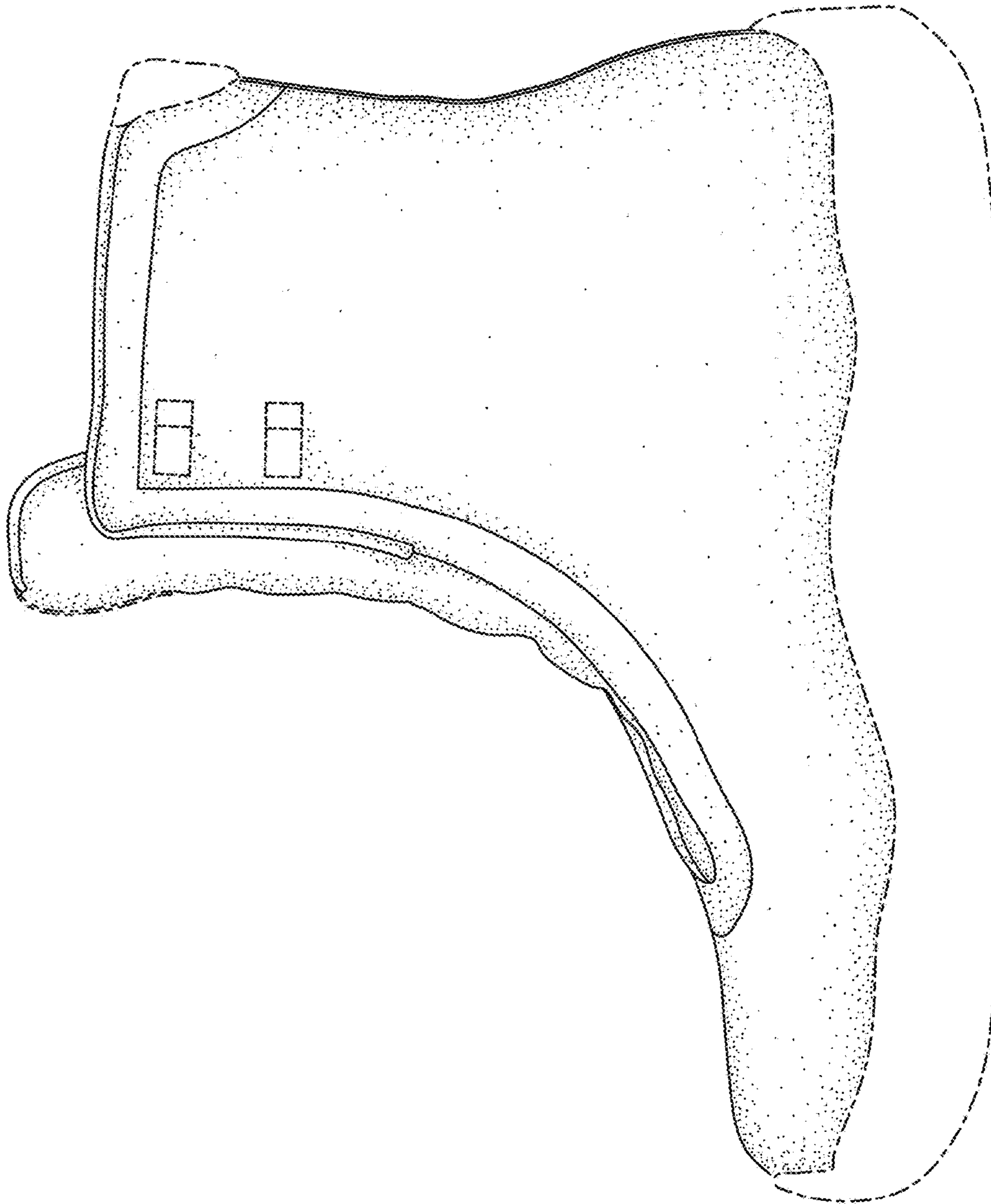


FIG. 3

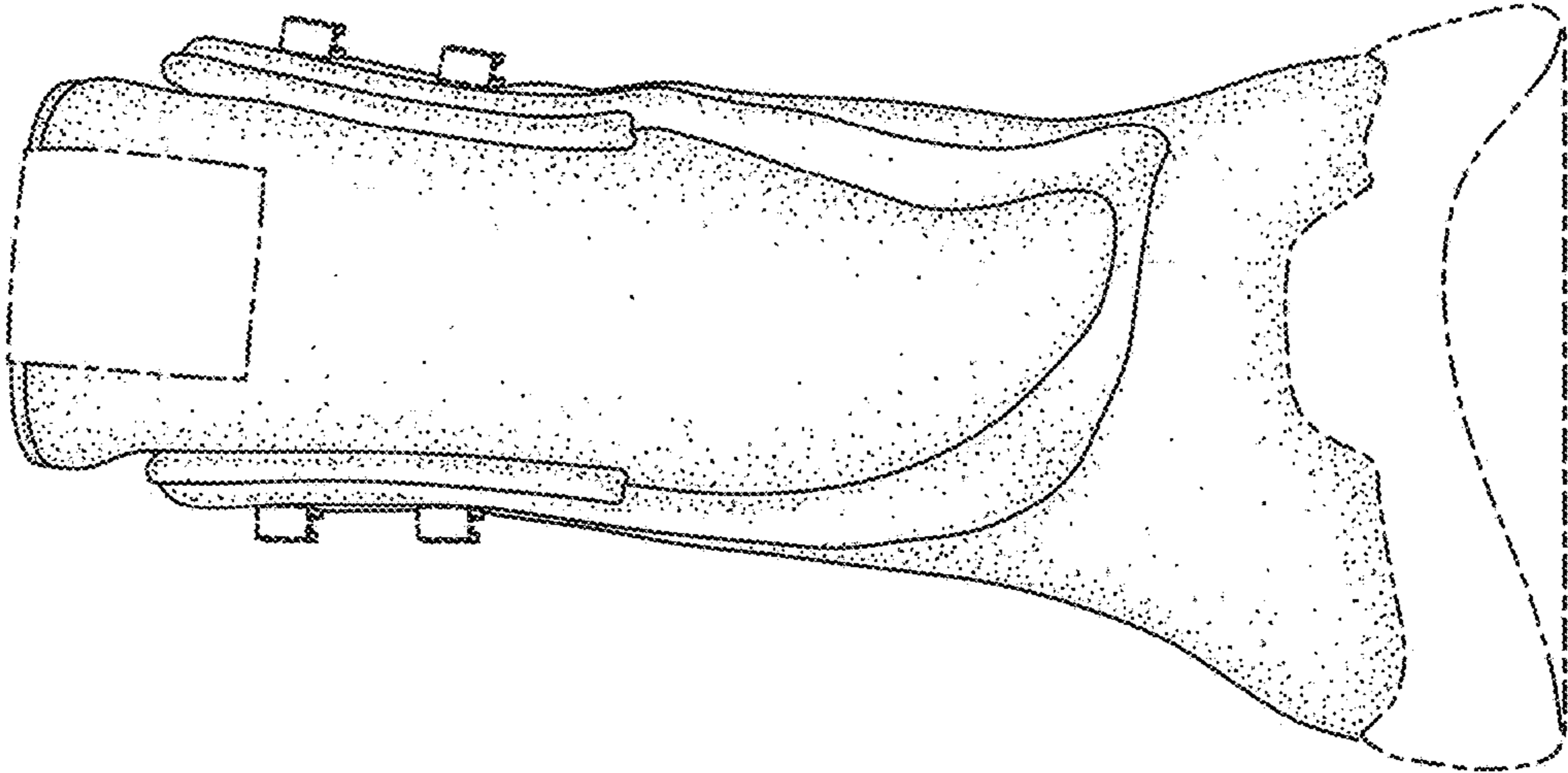


FIG.4

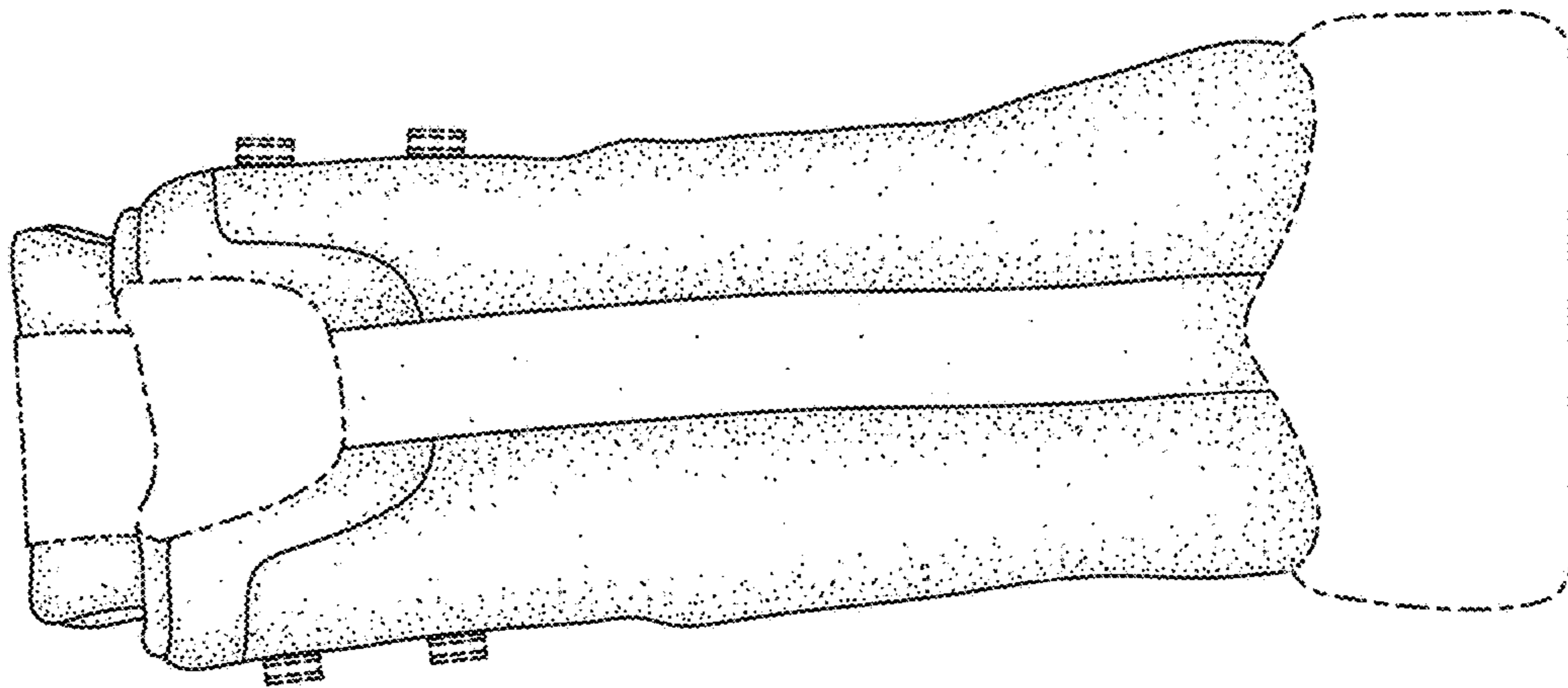


FIG. 5

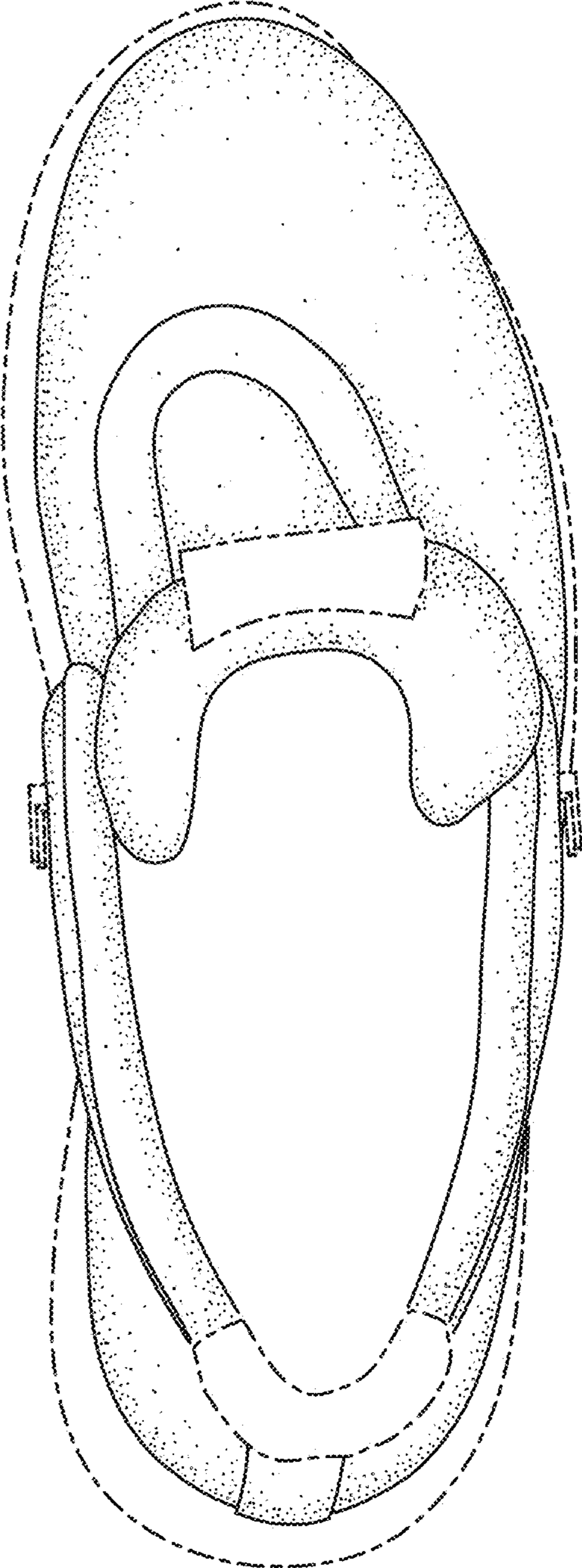


FIG. 6