



US00D838956S

(12) **United States Design Patent**
Acevedo et al.

(10) **Patent No.:** **US D838,956 S**
(45) **Date of Patent:** **** Jan. 29, 2019**

- (54) **SHOE UPPER**
- (71) Applicant: **Under Armour, Inc.**, Baltimore, MD (US)
- (72) Inventors: **John Acevedo**, Portland, OR (US);
Alan Guyan, Baltimore, MD (US);
David McManus, Portland, OR (US);
Alan Toronjo, Portland, OR (US)
- (73) Assignee: **UNDER ARMOUR, INC.**, Baltimore, MD (US)
- (**) Term: **15 Years**
- (21) Appl. No.: **29/557,035**
- (22) Filed: **Mar. 4, 2016**
- (51) **LOC (11) Cl.** **02-04**
- (52) **U.S. Cl.**
USPC **D2/969**
- (58) **Field of Classification Search**
USPC D2/969, 972-974, 902, 906-912,
D2/943-946, 962, 964, 968-972; D5/47,
D5/54, 55, 56, 58, 59, 61, 63
CPC A43C 3/00; A43C 7/06; 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
See application file for complete search history.

- D544,700 S * 6/2007 Link D2/946
 - D562,541 S * 2/2008 Avar D2/972
 - 7,910,193 B2 * 3/2011 Ma A47C 23/002
428/218
 - D659,374 S * 5/2012 Miner D2/972
 - D702,448 S * 4/2014 Boyle D5/61
 - D707,029 S * 6/2014 Wright D2/972
 - D707,947 S * 7/2014 Seamarks D2/972
 - D718,036 S * 11/2014 McMillan D2/972
 - D746,558 S * 1/2016 Campbell D2/946
- (Continued)

OTHER PUBLICATIONS

“The New Under Armour Architech is the Brand’s First 3D Printed Shoe,” Under Armour Architech pictured therein, as posted by Andres Carrillo on KicksOnFire.com [online], posted on Mar. 8, 2016 [site visited Feb. 8, 2017]. Available on the Internet, <URL: <http://www.kicksonfire.com/under-armour-architec/>>.*

(Continued)

Primary Examiner — Jeffrey D Asch
Assistant Examiner — Rebekah A Caruso
(74) *Attorney, Agent, or Firm* — Edell, Shapiro & Finnan, LLC

(57) **CLAIM**

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

DESCRIPTION

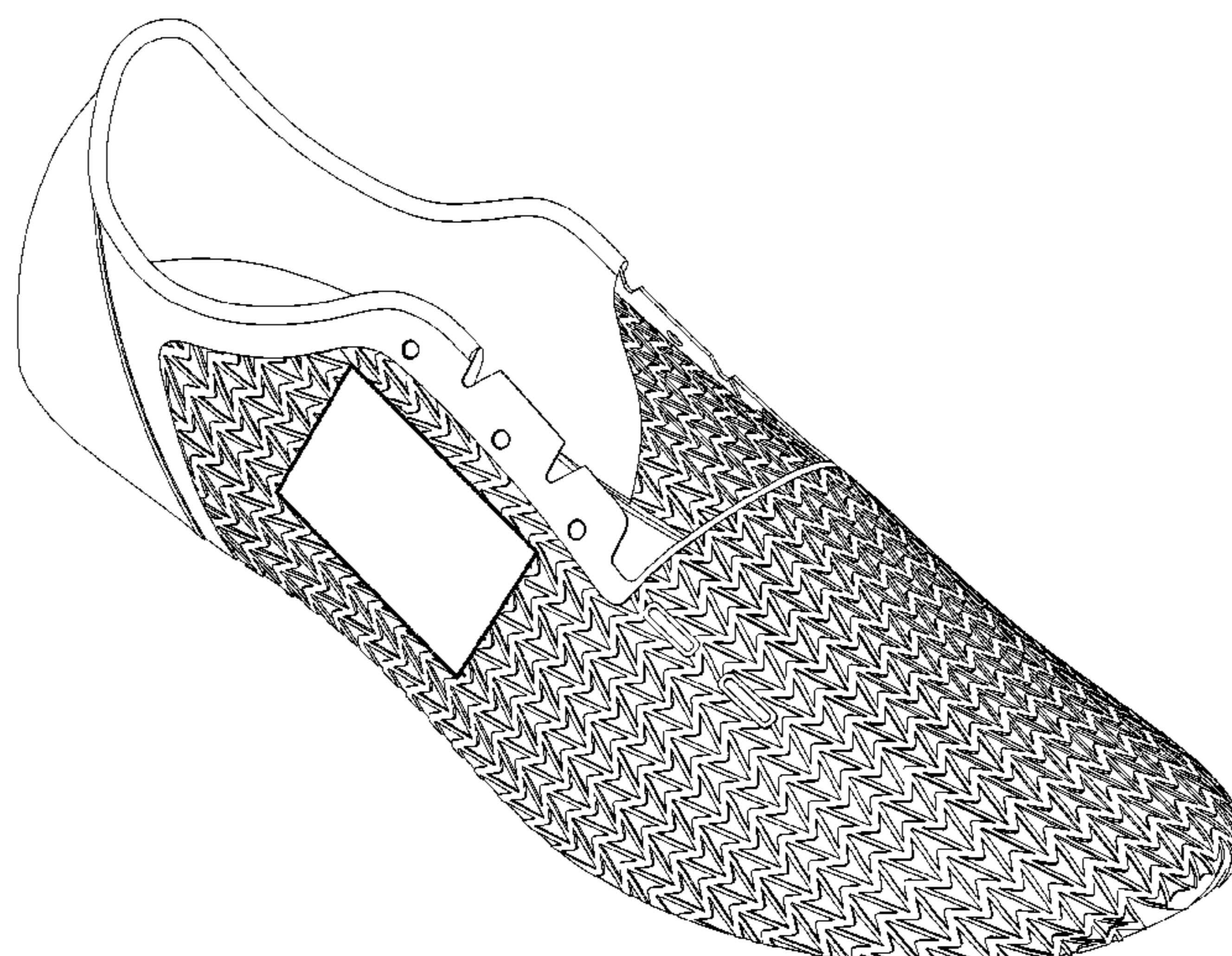
FIG. 1 is a perspective view of a shoe upper showing our new design;
FIG. 2 is a left side view in elevation thereof;
FIG. 3 is a right side view in elevation thereof;
FIG. 4 is a top plan view thereof;
FIG. 5 is a bottom plan view thereof;
FIG. 6 is front view in elevation thereof; and,
FIG. 7 is a rear view in elevation thereof.
The broken line illustrations define the bounds of the claimed design and form no part thereof.

1 Claim, 7 Drawing Sheets

(56) **References Cited**

U.S. PATENT DOCUMENTS

- 1,695,225 A * 12/1928 Bohr A43B 23/0205
12/142 V
- D97,619 S * 11/1935 Silk D5/59
- D489,537 S * 5/2004 Wong D5/53
- D516,821 S * 3/2006 Wu D5/53
- D532,613 S * 11/2006 Wu D5/30



(56)

References Cited

U.S. PATENT DOCUMENTS

D756,621	S *	5/2016	Weddle	.....	D2/969
D756,622	S *	5/2016	Toronjo	.....	D2/972
D759,364	S *	6/2016	Toronjo	.....	D2/972
D768,977	S *	10/2016	Seamarks	.....	D2/972
D774,783	S *	12/2016	Toronjo	.....	D5/56
D777,452	S *	1/2017	Toronjo	.....	D5/56
D794,938	S *	8/2017	Acevedo	.....	D2/972
2013/0139329	A1 *	6/2013	Ferniani	.....	A43B 7/08
					12/128 R
2014/0101816	A1 *	4/2014	Toronjo	.....	A41D 31/0011
					2/69
2016/0360828	A1	12/2016	Guyan		
2017/0020226	A1 *	1/2017	Dombrow	.....	A43C 1/04
2017/0035147	A1	2/2017	Farris et al.		

OTHER PUBLICATIONS

“Hot New Shoes: Cool 3D Printed Shoes,” Nike Vapor Laser Talon pictured therein, as posted by Pooja at YourNextShoes.com [online], posted on Apr. 8, 2013 [site visited Feb. 16, 2017]. Available on the Internet, <URL: <http://www.yournextshoes.com/2013/04/3d-printed-shoes/>>.*

* cited by examiner

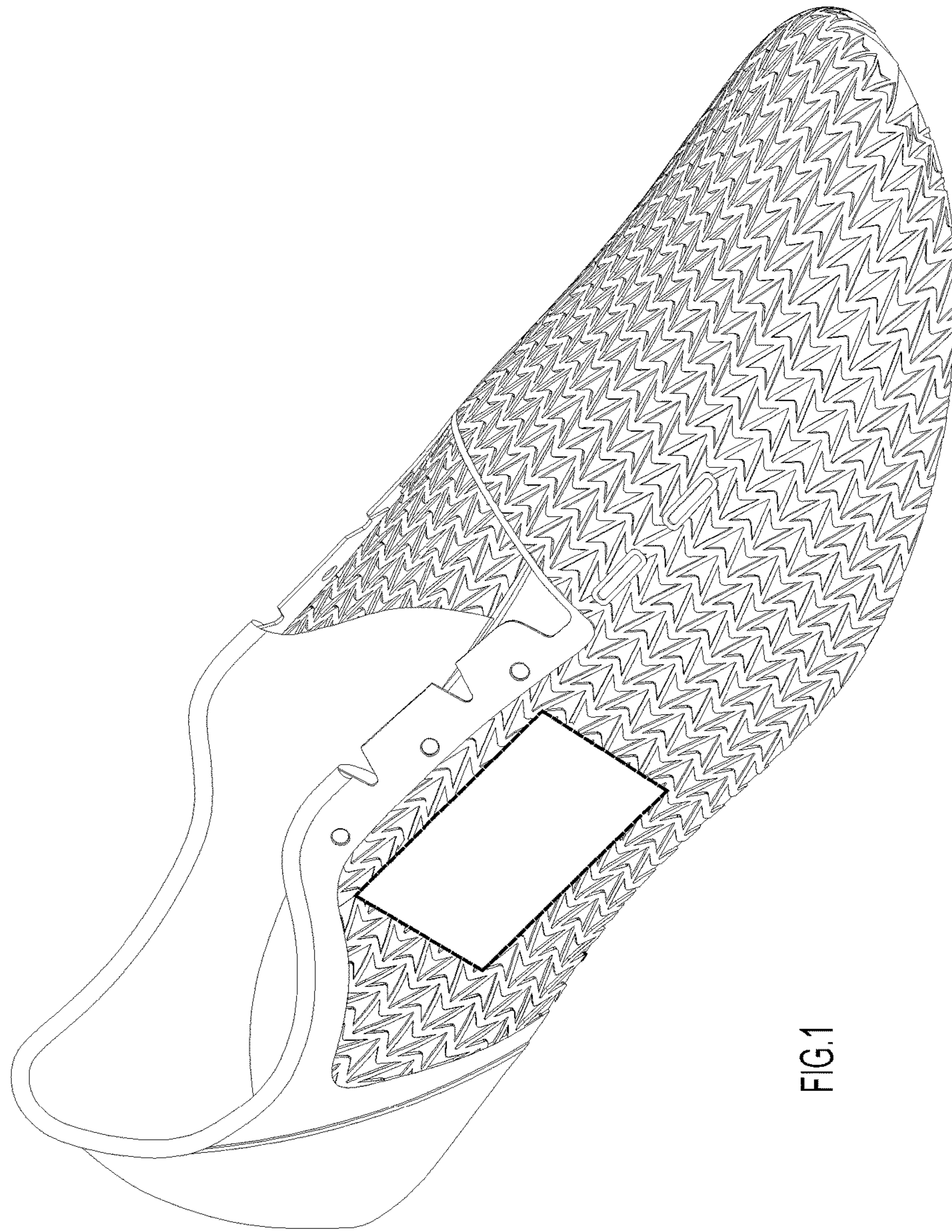


FIG. 1

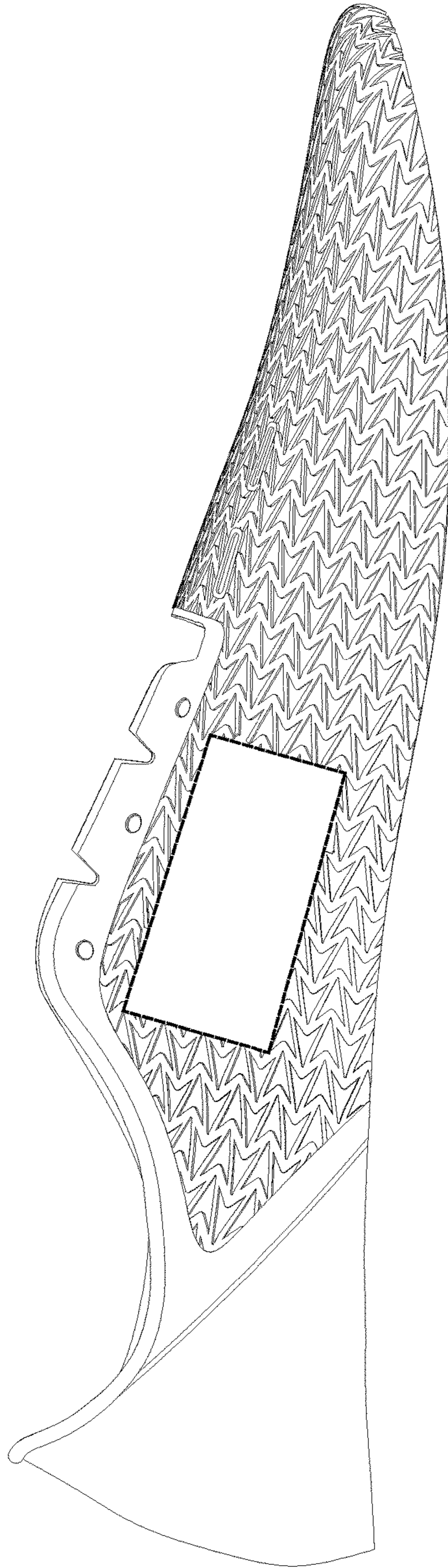


FIG.2

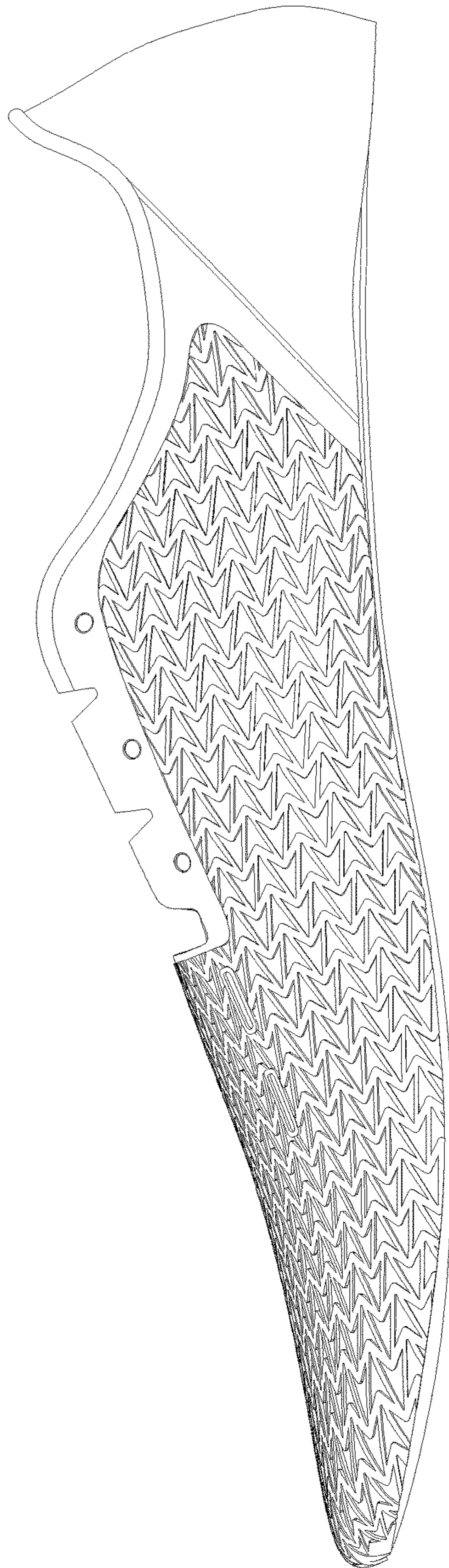


FIG.3

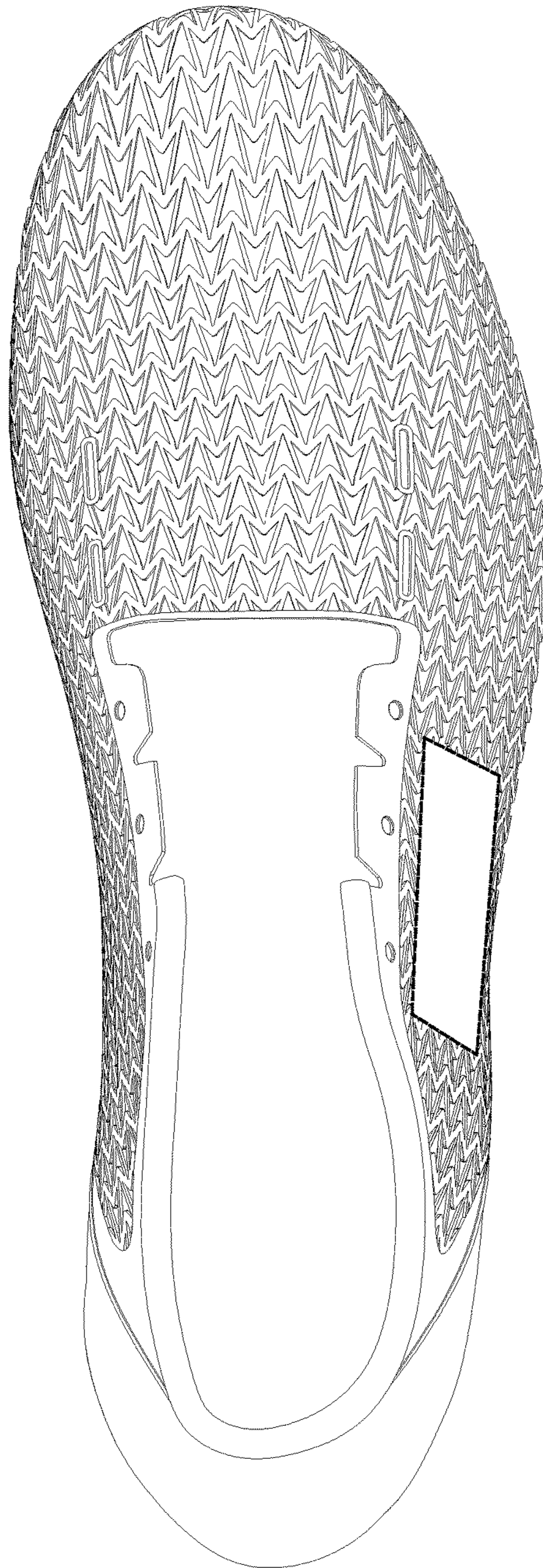
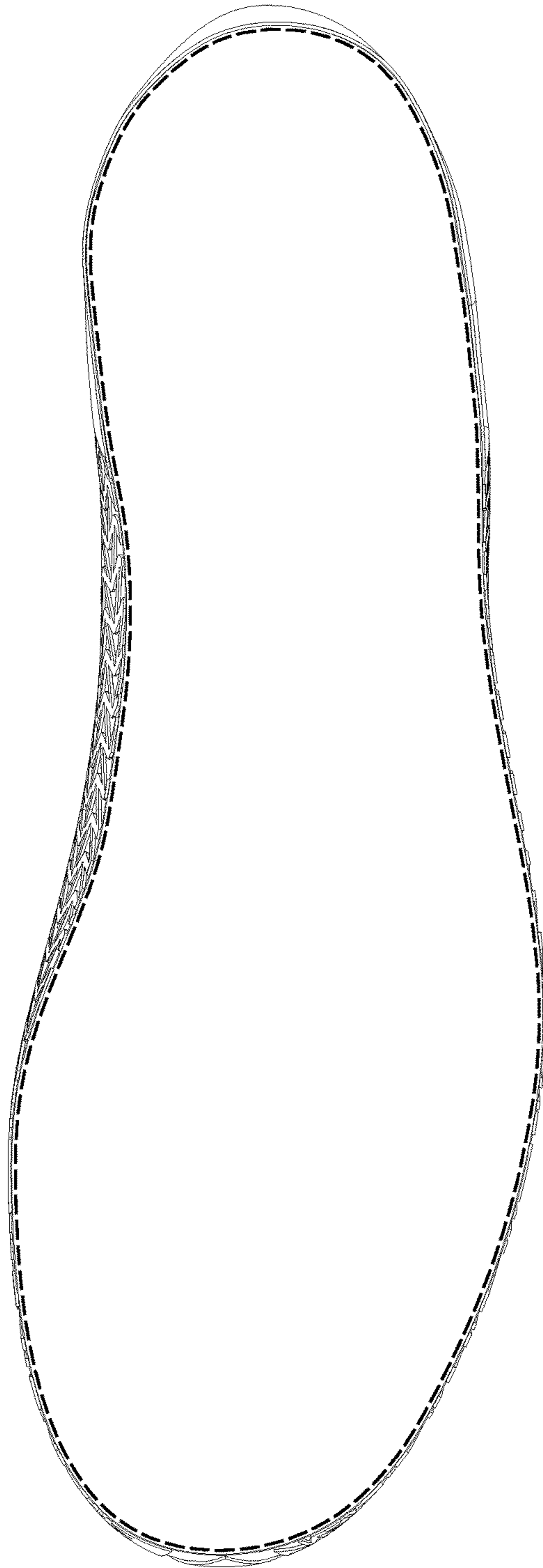


FIG.4

FIG.5



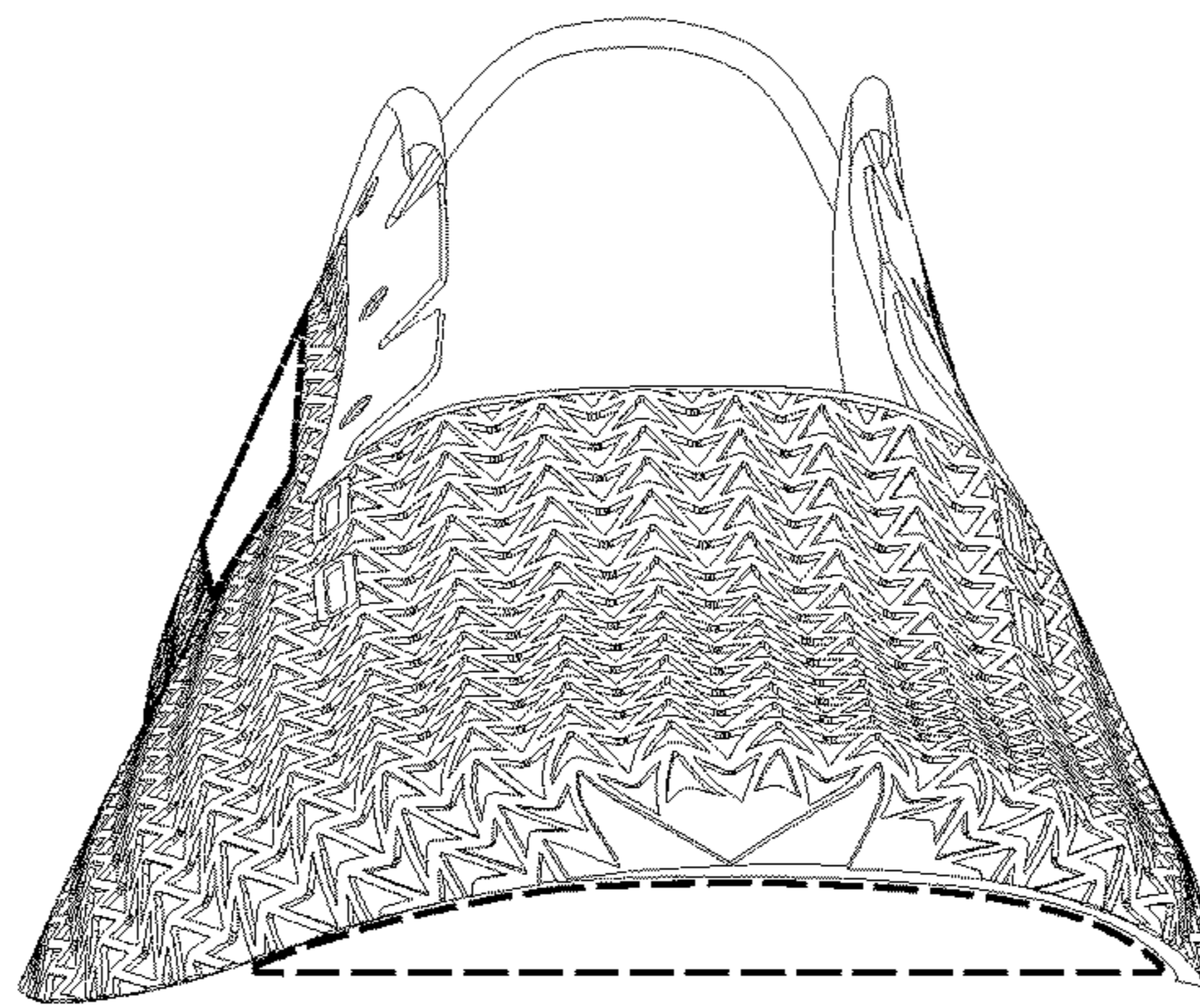


FIG.6

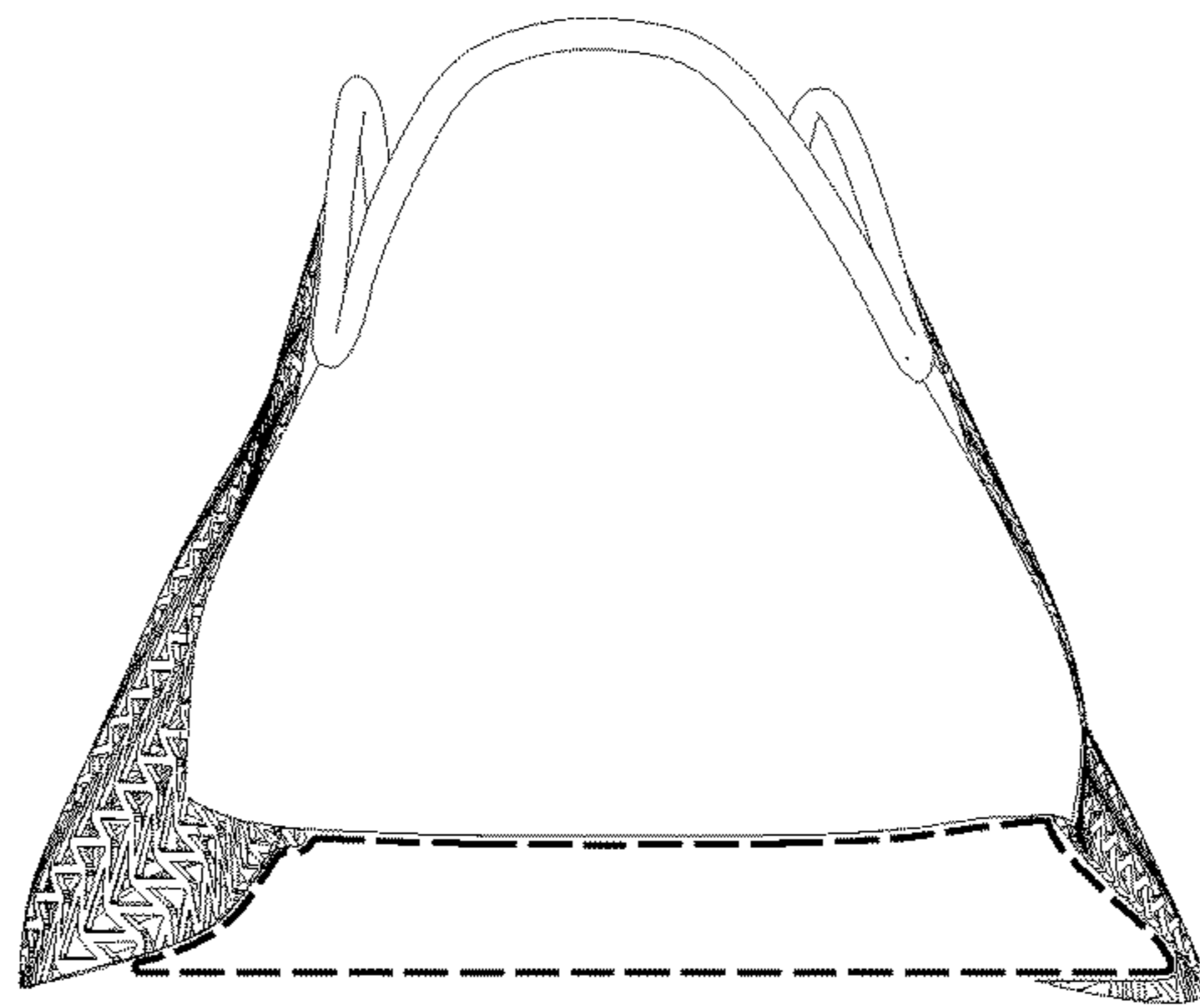


FIG. 7