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

(10) **Patent No.:** **US D849,372 S**

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(54) **SHOE UPPER**

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

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

(52) **U.S. Cl.**

USPC **D2/902**

(58) **Field of Classification Search**

USPC D2/902-922, 923-943, 944-964,
D2/965-985

CPC A43B 1/0036; A43B 21/00; A43B 21/02;
A43B 21/06; A43B 9/14; A43B 1/0045;
A43B 13/10; A43B 23/06; A43B 23/07;
A43B 5/12

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

5,704,137	A *	1/1998	Dean	.....	A43B 13/206 36/28
8,209,885	B2 *	7/2012	Campbell	.....	A43B 7/1425 36/28
D709,680	S *	7/2014	Herath	.....	D2/947
D748,904	S *	2/2016	Greenhalgh	.....	D2/969
D768,368	S *	10/2016	Birkinhead	.....	D2/953
D794,919	S *	8/2017	Mason	.....	D2/902
D801,664	S *	11/2017	Small	.....	D2/969
D809,263	S *	2/2018	Boys	.....	D2/969
D824,652	S *	8/2018	Benzien	.....	D2/969
D834,294	S *	11/2018	Small	.....	D2/969

OTHER PUBLICATIONS

Glycerin 16 posted by Brooks posted date May 9, 2018, © Amazon, [online], [site visited Dec. 26, 2018]. Available from Internet, <https://www.amazon.com/Brooks-Womens-Glycerin-Black-Pink> (Year: 2018).*

Flex Contact posted by Nike posted date Jun. 8, 2017, © Amazon, [online], [site visited Dec. 26, 2018]. Available from Internet, <https://www.amazon.com/Nike-Kids-Contact-Anthracite-Barely> (Year: 2017).*

Glycerin 14 posted by Brooks posted date May 20, 2016, © Amazon, [online], [site visited Dec. 26, 2018]. Available from Internet, <https://www.amazon.com/Brooks-Womens-Glycerin-Anthracite-Sneaker> (Year: 2016).*

* cited by examiner

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(57) **CLAIM**

I claim the ornamental design for a shoe upper, as shown and described.

DESCRIPTION

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

FIG. 2 is a front view thereof.

FIG. 3 is a rear view thereof.

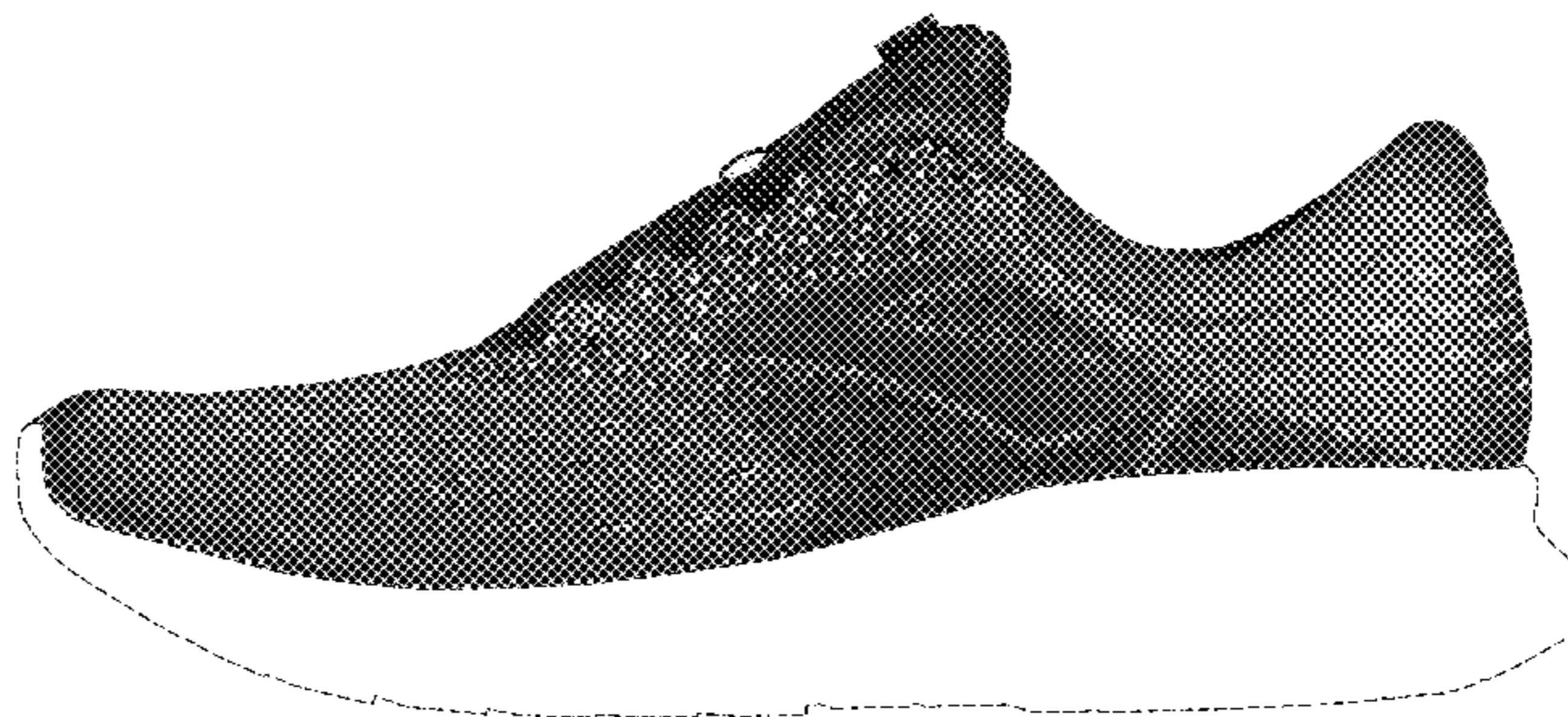
FIG. 4 is a right side view thereof.

FIG. 5 is a left side view thereof; and,

FIG. 6 is a top view thereof.

The broken lines immediately adjacent to the photographic areas in FIGS. 1 through 6 define the bounds of the claimed design of the shoe upper, and form no part of the claimed design. The broken lines in FIGS. 1 through 6 showing the remainder of the shoe are for environmental purposes only, and form no part of the claimed design.

1 Claim, 6 Drawing Sheets



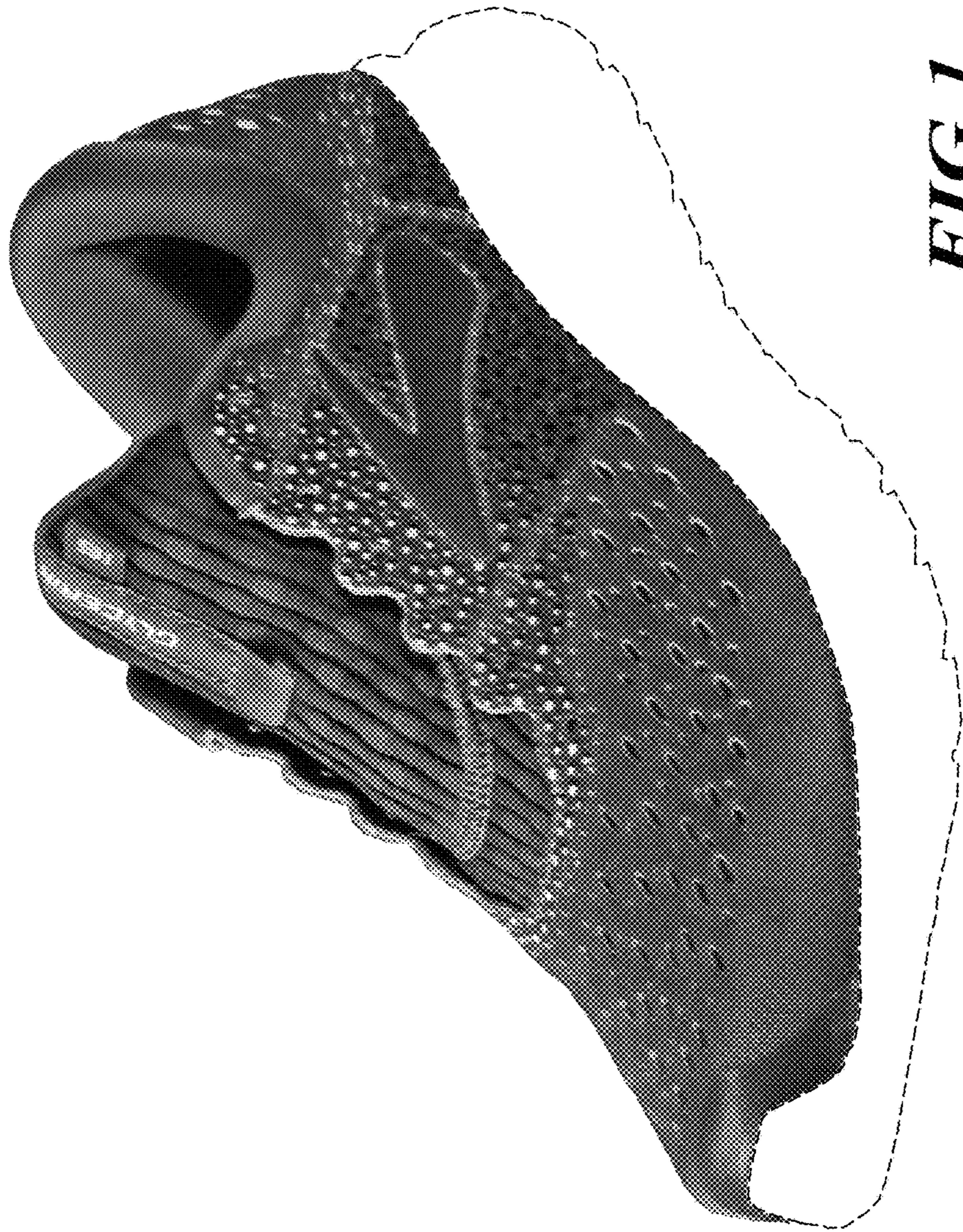


FIG. 1

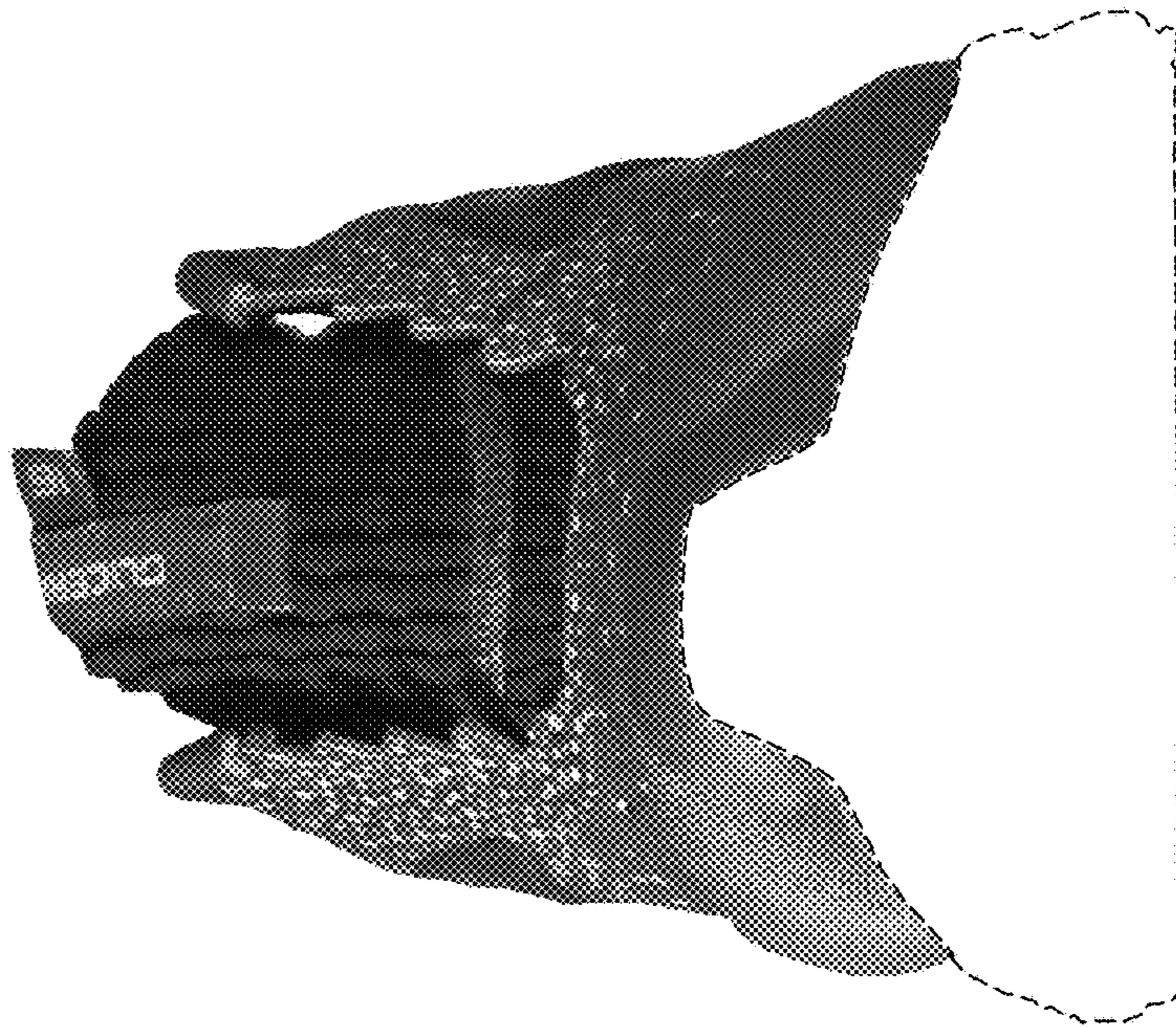


FIG. 2

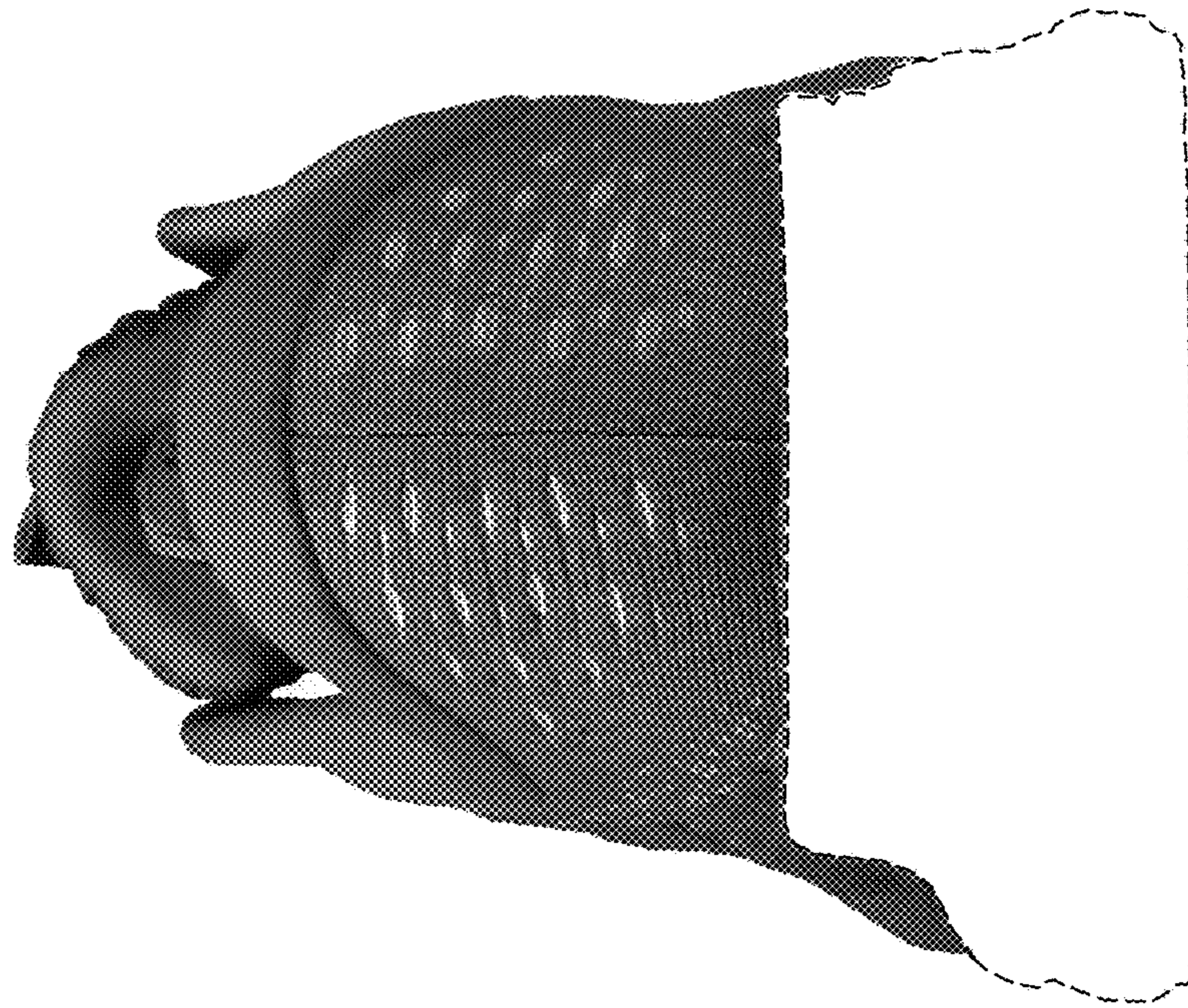


FIG. 3

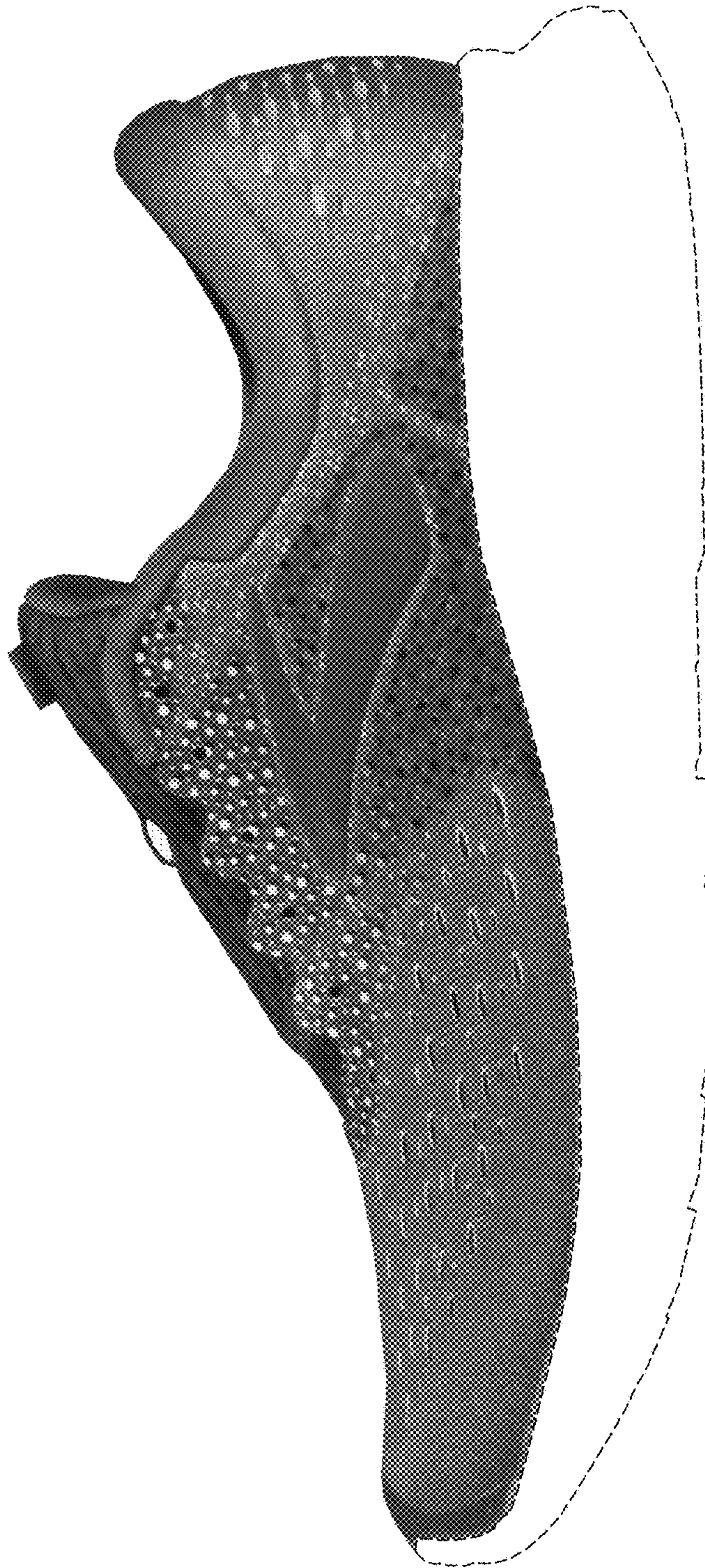


FIG.4



FIG. 5

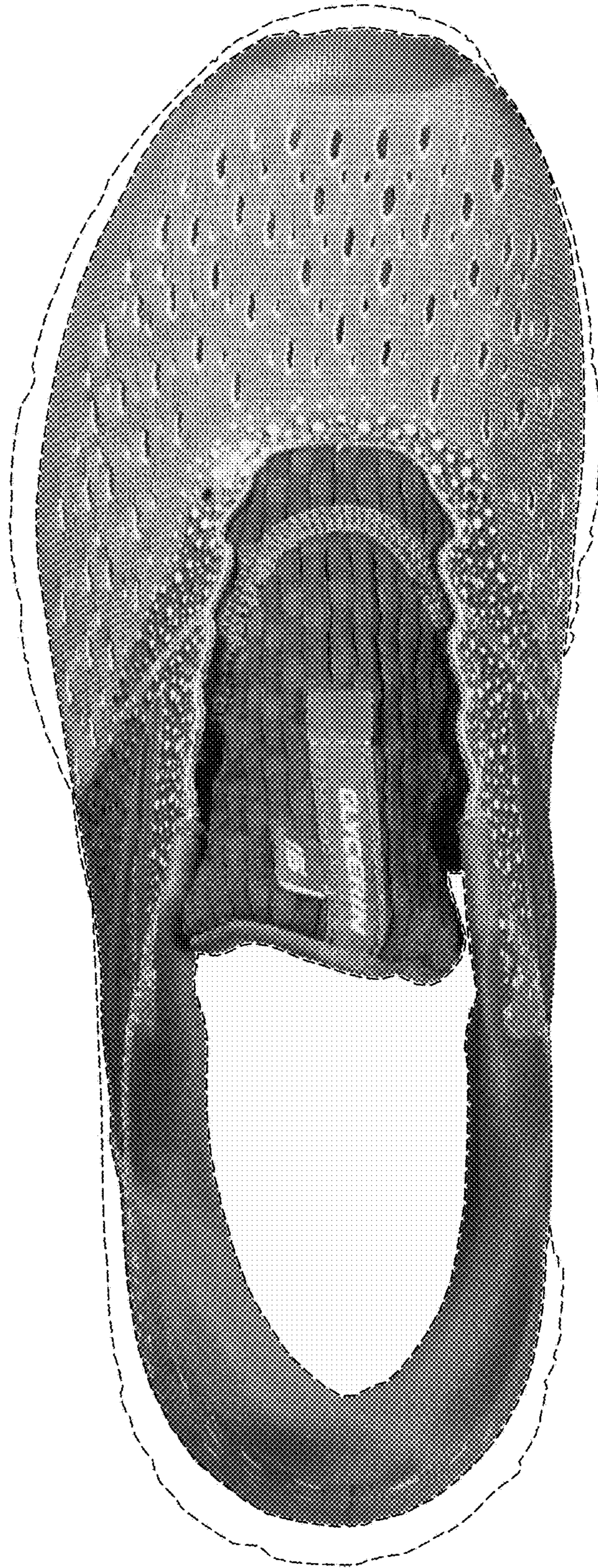


FIG. 6