



US00D862868S

(12) **United States Design Patent** (10) **Patent No.:** **US D862,868 S**
Belhacene (45) **Date of Patent:** **** Oct. 15, 2019**

(54) **SHOE UPPER**
(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)
(72) Inventor: **Thomas Belhacene**, Portland, OR (US)
(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
(**) Term: **15 Years**

D816,978 S * 5/2018 Small D2/973
D822,364 S * 7/2018 Small D2/973
D829,429 S * 10/2018 Chang D2/972
D834,294 S * 11/2018 Small D2/969
D837,505 S * 1/2019 Chang D2/972
D840,665 S * 2/2019 Small D2/972

(Continued)

(21) Appl. No.: **29/609,326**

FOREIGN PATENT DOCUMENTS

CN 3264799 11/2002
CN 301313045 8/2010

(Continued)

(22) Filed: **Jun. 29, 2017**

(51) **LOC (12) Cl.** **02-99**

OTHER PUBLICATIONS

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

USPC **D2/972**

(58) **Field of Classification Search**

USPC D2/896, 902, 906-908, 946, 947, 969,
D2/972-974, 978; D5/47, 49, 50, 53, 54,
D5/56, 60

A Timeline of Nike Mercurial Boots [online], [retrieved Aug. 14, 2017] retrieved from Internet, <URL: <http://news.nike.com/news/a?timeline?of?nike?mercurial?boots>>; 14 color sheets, Dated Jun. 30, 2014.

(Continued)

CPC ... A43B 13/181; A43B 13/141; A43B 13/186;
A43B 13/188; A43B 23/00; A43B 23/02;
A43B 5/00; A43B 23/26; A43B 1/04;
A43B 11/14; A43B 7/00; A43B 3/12;
A43C 3/00; A43C 5/00; A43C 7/00;
A43C 11/004

Primary Examiner — Dominic V Simone
(74) *Attorney, Agent, or Firm* — Banner & Witcoff, Ltd.

See application file for complete search history.

(57) **CLAIM**

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

(56) **References Cited**

DESCRIPTION

U.S. PATENT DOCUMENTS

D523,226 S 6/2006 Hudson
D524,028 S 7/2006 Fullum
D668,858 S * 10/2012 Shaffer D2/972
D713,635 S 9/2014 de Montgolfier
D714,536 S 10/2014 Lee
D721,479 S 1/2015 de Montgolfier
D747,599 S 1/2016 Woodman
D765,378 S 9/2016 Seamarks
D765,379 S 9/2016 Woodman
D770,158 S 11/2016 de Montgolfier
D781,551 S * 3/2017 Madore D2/972
D788,443 S * 6/2017 Gibson D2/972
D801,672 S * 11/2017 Small D2/972

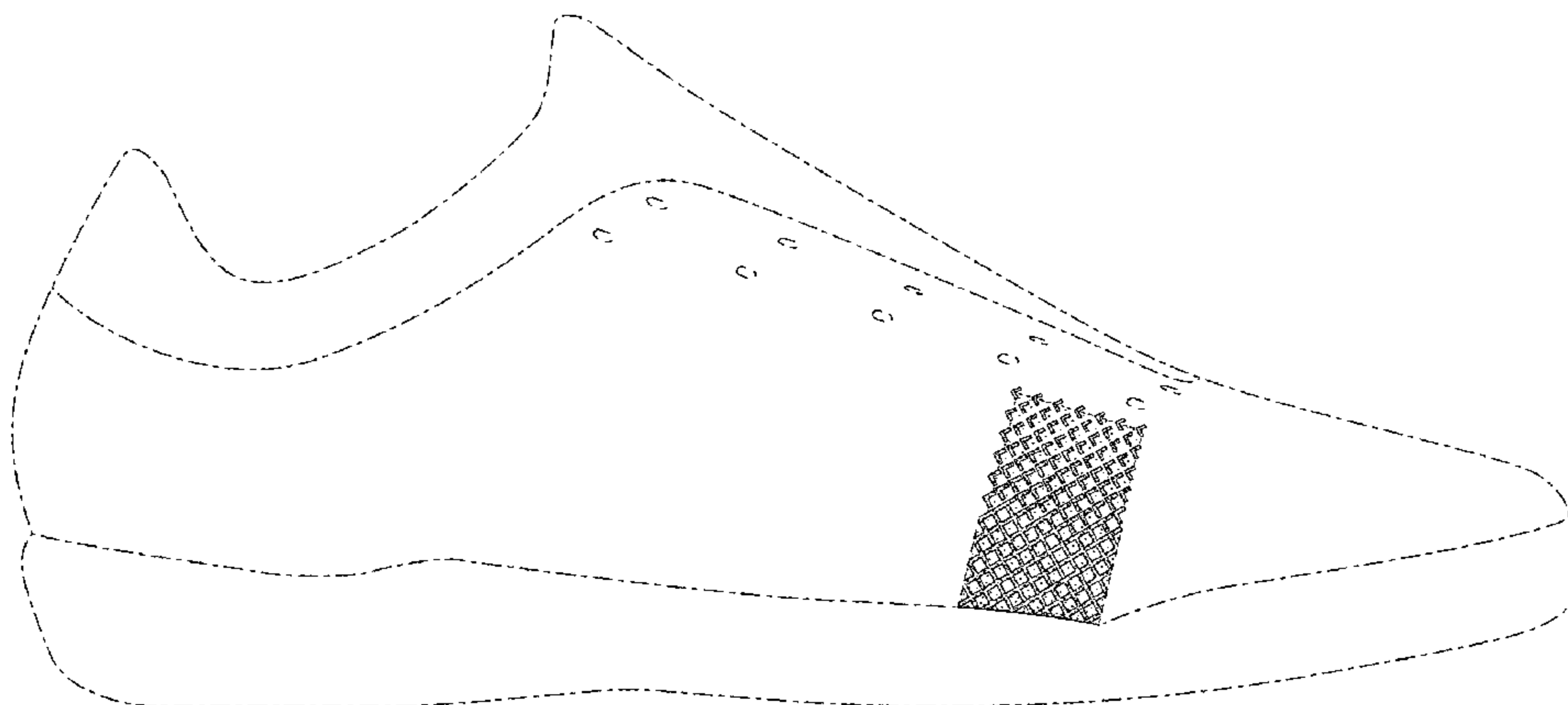
FIG. 1 is a front perspective view of a shoe upper showing my new design;

FIG. 2 is a side view thereof; and,

FIG. 3 is an enlarged view of FIG. 1 with unclaimed subject matter omitted.

The even length broken lines immediately adjacent to the shaded area define the bounds of the claimed design and form no part thereof. The uneven length broken lines showing the remainder of the shoe represent unclaimed subject matter and form no part of the claimed design.

1 Claim, 3 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D840,666 S * 2/2019 Small D2/973
 D841,973 S * 3/2019 Small D2/973

FOREIGN PATENT DOCUMENTS

CN 301541569 5/2011
 CN 301689059 10/2011
 CN 302004100 7/2012
 CN 302004101 7/2012
 CN 302033745 8/2012
 CN 302485419 7/2013
 CN 302831719 6/2014
 CN 302912894 8/2014
 CN 302939709 9/2014
 CN 303015257 12/2014
 CN 303086174 1/2015
 CN 303172731 4/2015
 CN 303235171 6/2015
 CN 303372039 9/2015
 CN 303484791 12/2015
 CN 303592919 2/2016
 CN 303599838 3/2016
 CN 303624605 3/2016
 CN 303673189 5/2016
 CN 303743255 7/2016
 CN 303750755 7/2016
 CN 303783371 8/2016
 CN 303799117 8/2016
 CN 303830423 9/2016
 CN 303847510 9/2016
 CN 303858147 9/2016
 CN 303903953 11/2016
 CN 304133924 5/2017

CN 304133949 5/2017
 CN 304133951 5/2017
 CN 304162133 6/2017
 CN 304172079 6/2017
 JP D1269853 5/2006
 JP D1425775 10/2011
 KR 30-0787654 3/2015
 KR 30-0904399-8 4/2017
 WO D081314-0001 1/2014

OTHER PUBLICATIONS

Nike Congratulates Cristiano Ronaldo With Mercurial CR7 Rare Gold [online], [retrieved Aug. 14, 2017] retrieved from Internet, <URL: <http://news.nike.com/news/nike?congratulates?cristiano?ronaldo?with?mercurial?cr7?rare?gold>>; 6 color sheets, Dated Jan. 12, 2015.
 Tag Archives: Nike Mercurial X Proximo 2016 [online], [retrieved Aug. 14, 2017] retrieved from Internet, <URL: <http://www.soccerepnew.com/blog/tag/nike?mercurial?x?proximo?2016/>>; 4 color sheets, Dated Dec. 3, 2015.
 Nike Mercurial Superfly [online], [retrieved Aug. 14, 2017] retrieved from Internet, <URL: <http://news.nike.com/news/mercurial?superfly>>; 3 color sheets, Dated Mar. 16, 2016.
 Nike Mercurial Veloce III DF CR7—Complete Boot Review [online], [retrieved Aug. 14, 2017] retrieved from Internet, <URL: <https://www.soccercleats101.com/2017/01/03/nike?mercurial?veloce?iii?df?cr7?complete?boot?review/>> 7 color sheets, Dated Jan. 3, 2017.
 Nike MercurialX Finale II IC [online], [retrieved Aug. 14, 2017] retrieved from Internet, <URL: <https://www.soccerloco.com/nike?mercurial?x?finale?ii?ic?1493816.html>>; 3 color sheets, Dated Mar. 23, 2017.

* cited by examiner

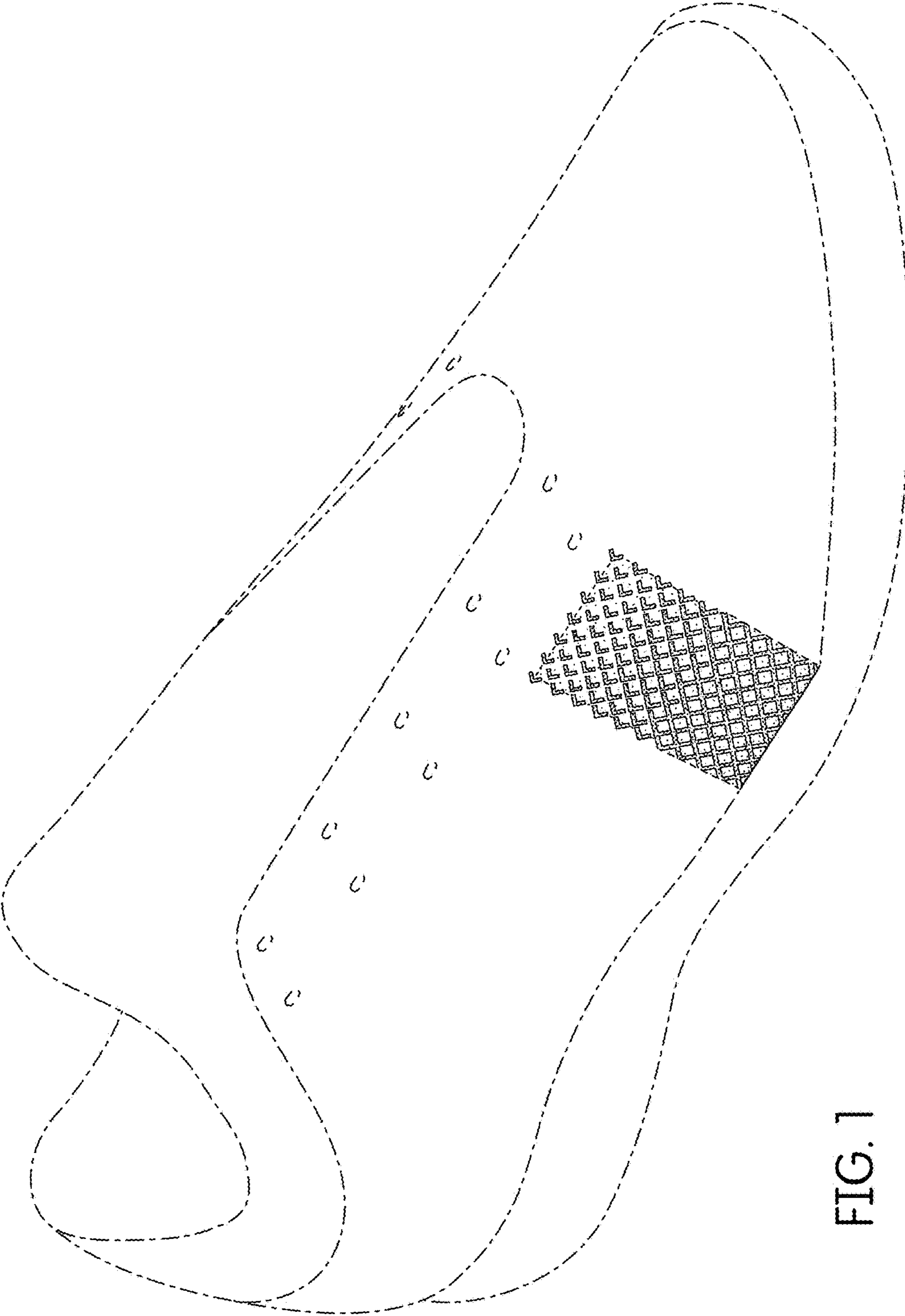


FIG. 1

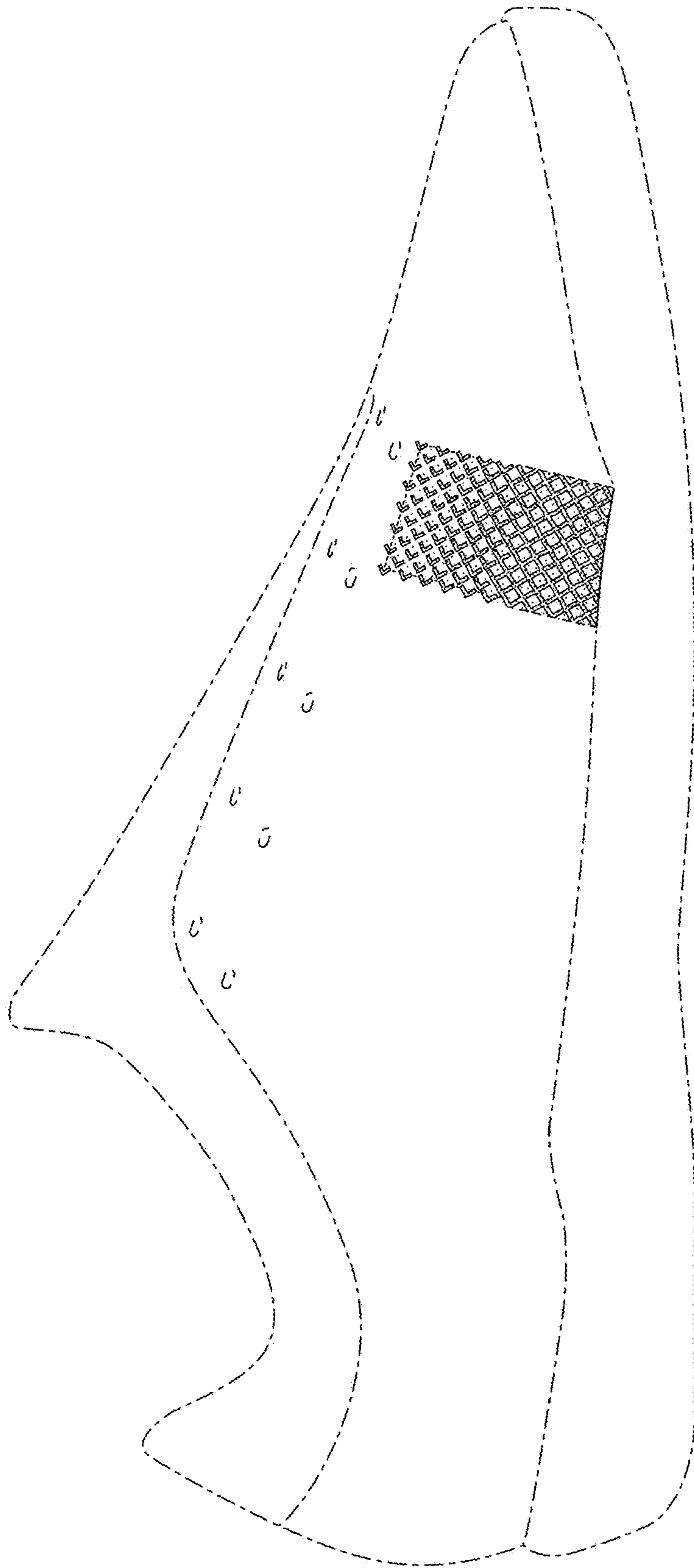


FIG. 2

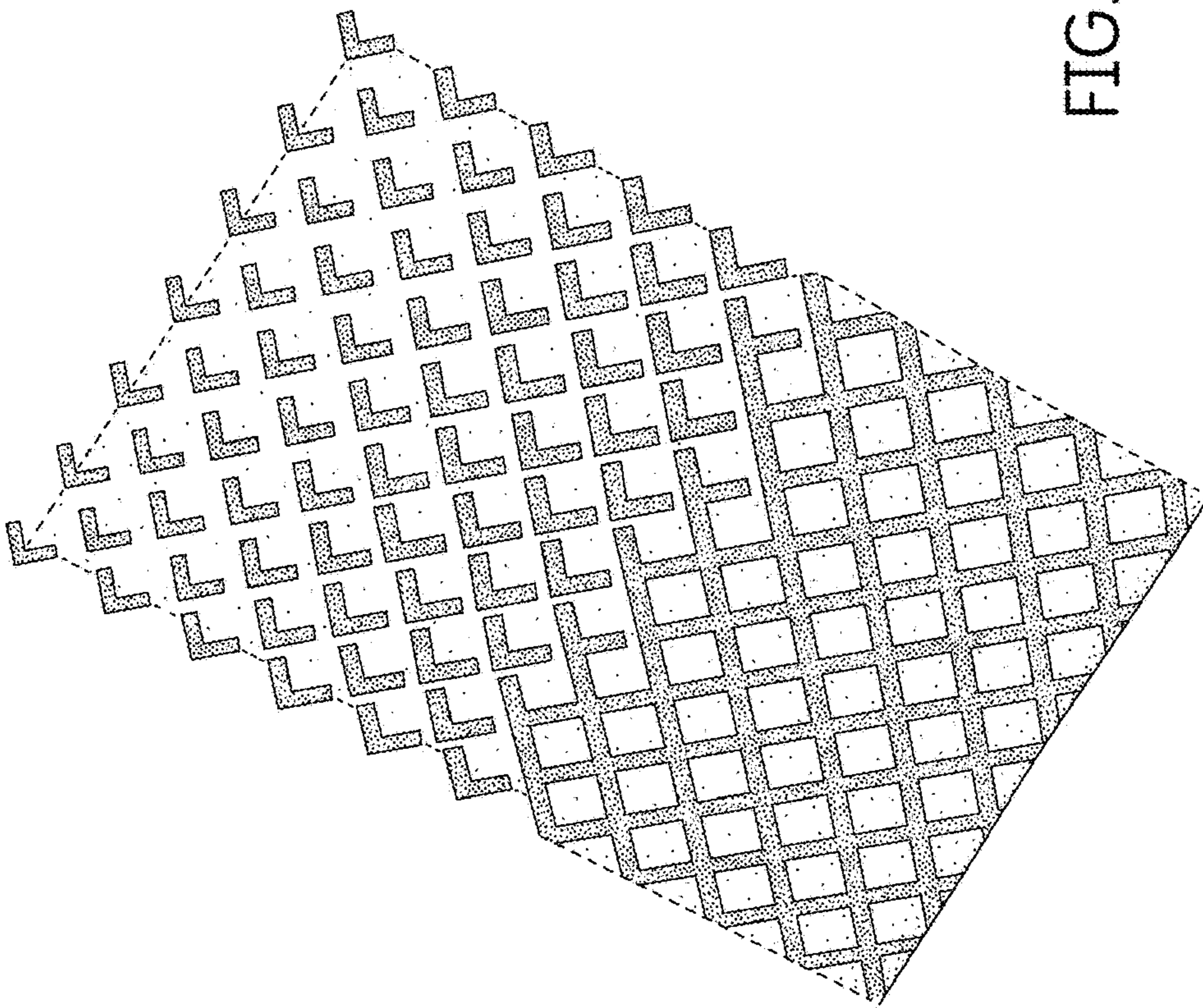


FIG. 3