

US00D934551S

(12) **United States Design Patent** (10) **Patent No.:** **US D934,551 S**  
**Toronjo et al.** (45) **Date of Patent:** **\*\* Nov. 2, 2021**

- (54) **SHOE UPPER**
- (71) Applicant: **Under Armour, Inc.**, Baltimore, MD (US)
- (72) Inventors: **Alan Toronjo**, Portland, OR (US);  
**Evan Caruso**, Portland, OR (US);  
**Gabriel To'oto'o**, Baltimore, MD (US)
- (73) Assignee: **UNDER ARMOUR, INC.**, Baltimore, MD (US)
- (\*\*) Term: **15 Years**
- (21) Appl. No.: **29/720,492**
- (22) Filed: **Jan. 14, 2020**
- (51) **LOC (13) Cl.** ..... **02-04**
- (52) **U.S. Cl.**  
USPC ..... **D2/972**
- (58) **Field of Classification Search**  
USPC ..... D2/896, 902, 904, 906-908, 969,  
D2/972-974, 977  
CPC ..... A43B 23/02; A43B 13/181; A43B 13/141;  
A43B 13/186; A43B 13/188; A43B  
23/26; A43B 1/04; A43B 23/00; A43B  
5/00  
See application file for complete search history.

- D117,999 S 12/1939 Kaplan
- D119,223 S 2/1940 Kaplan
- D168,696 S 1/1953 Lefkowitz
- D180,779 S 8/1957 Gersin et al.
- D182,905 S 5/1958 Kerkovius
- (Continued)

**OTHER PUBLICATIONS**

Carnaby Sneaker posted by Lacoste posted date Dec. 2, 2018, © Amazon, [online], [site visited Apr. 7, 2021]. Available from Internet, [https://www.amazon.com/Lacoste-Womens-Carnaby-Sneaker-Medium/dp/B07P3NLYZ5/ref=sr\\_1\\_11?dchild=1&keywords=quilted+sneakers&qid=1617860327&sr=8-11](https://www.amazon.com/Lacoste-Womens-Carnaby-Sneaker-Medium/dp/B07P3NLYZ5/ref=sr_1_11?dchild=1&keywords=quilted+sneakers&qid=1617860327&sr=8-11) (Year: 2018).\*

(Continued)

*Primary Examiner* — Cynthia Ramirez

*Assistant Examiner* — Laura H Yu

(74) *Attorney, Agent, or Firm* — Edell, Shapiro & Finnan LLC

**CLAIM**

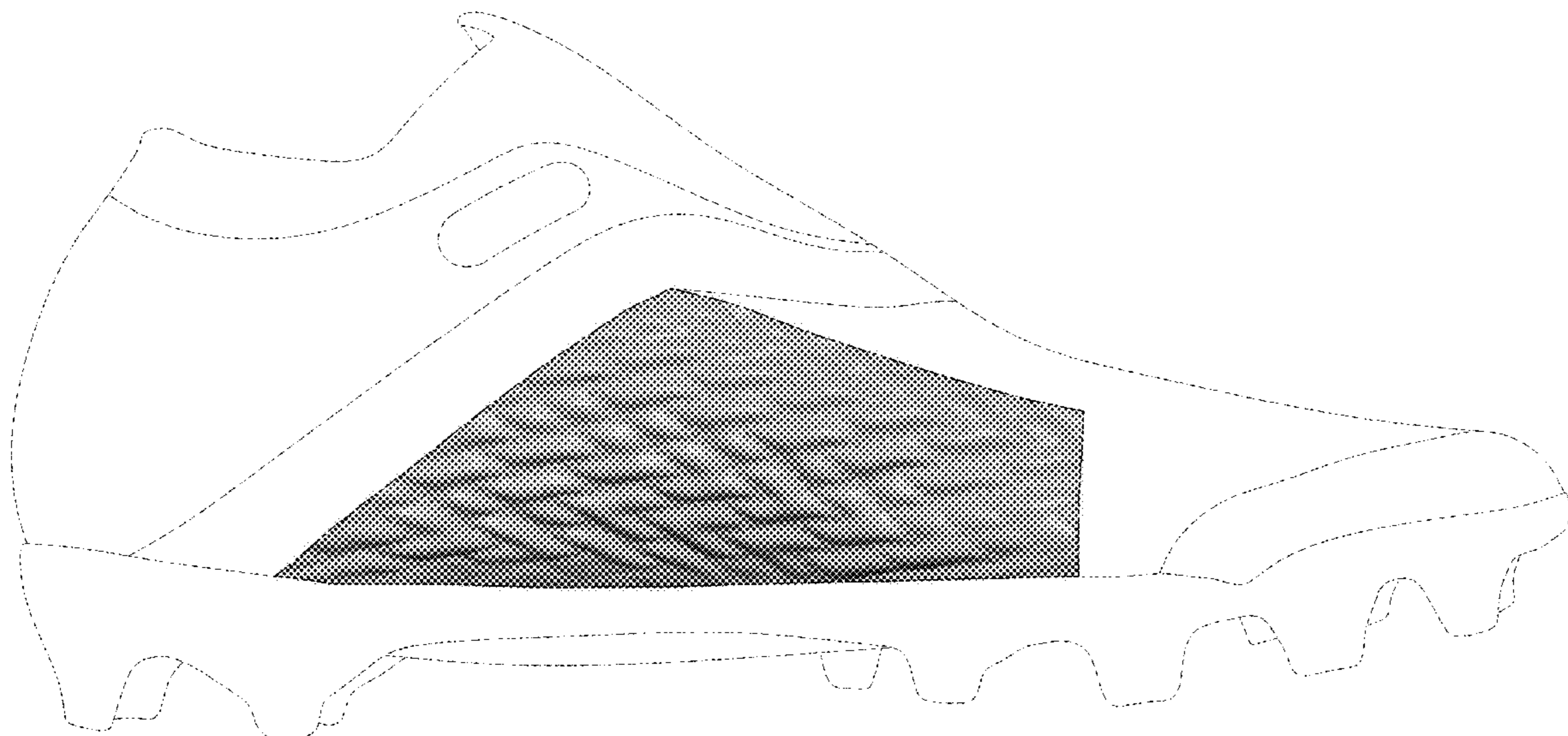
The ornamental design for a shoe upper, as shown and described.

**DESCRIPTION**

FIG. 1 is a rear and medial side view in perspective of a shoe upper showing our new design; FIG. 2 is a medial side view thereof; and, FIG. 3 is a front and medial side view in perspective thereof. The broken, dot-dash lines in each of FIGS. 1-3 define the bounds of the claimed design and form no part of thereof. The broken, dashed lines in each of FIGS. 1-3 showing a shoe are for environmental purposes only and form no part of the claimed design. The shoe upper illustrated in FIGS. 1-3 is a first embodiment showing a left-footed form of the shoe upper. A second embodiment for the right-footed form of the shoe upper, which is a mirror image of the left-footed form, is not illustrated.

**1 Claim, 3 Drawing Sheets**

- (56) **References Cited**  
U.S. PATENT DOCUMENTS
- D12,765 S 2/1882 Conde
- D24,748 S 10/1895 Phillips
- D61,868 S 2/1923 Ballard
- D80,324 S 1/1930 Ley
- D88,012 S 10/1932 Willheim
- D88,433 S 11/1932 Murray
- D95,128 S 4/1935 Gaul, Jr.
- D100,525 S 7/1936 Burgess
- D104,354 S 5/1937 Minoff
- D105,910 S 8/1937 Wilde
- D115,262 S 6/1939 Bry



(56)

References Cited

U.S. PATENT DOCUMENTS

D243,278 S 2/1977 Appleman  
 D272,673 S 2/1984 Bonomo  
 D498,931 S 11/2004 Delaney et al.  
 D580,180 S 11/2008 Tomiyama  
 D660,008 S 5/2012 Carminati Molina  
 8,834,984 B2 9/2014 Wildeman  
 D746,572 S \* 1/2016 Bell ..... D2/972  
 D793,098 S 8/2017 Collis  
 D793,695 S \* 8/2017 Raasch ..... D2/972  
 D794,938 S \* 8/2017 Acevedo ..... D2/972  
 D795,556 S \* 8/2017 Acevedo ..... D2/972  
 D800,453 S 10/2017 Raaholm  
 D801,027 S \* 10/2017 Winfield ..... D2/972  
 D809,266 S \* 2/2018 Acevedo ..... D2/972  
 9,943,136 B2 \* 4/2018 Lin ..... A43B 23/026  
 D826,540 S \* 8/2018 Petrie ..... D2/973  
 D838,956 S \* 1/2019 Acevedo ..... D2/969  
 D858,071 S \* 9/2019 Petrie ..... D2/972  
 D863,786 S \* 10/2019 Milenovich ..... D5/56

D870,440 S \* 12/2019 Bell ..... D2/969  
 D890,533 S 7/2020 Funk et al.  
 2015/0247327 A1 9/2015 Martin et al.  
 2017/0156443 A1 \* 6/2017 Guyan ..... A43B 23/028  
 2018/0325216 A1 \* 11/2018 Toronjo ..... A43B 23/0255  
 2019/0380439 A1 \* 12/2019 Toronjo ..... A43B 23/027  
 2020/0163408 A1 \* 5/2020 Guyan ..... A43B 3/0005  
 2020/0196707 A1 6/2020 Toronjo et al.

OTHER PUBLICATIONS

The Quilting Bike, Client Quilt-Herringbone, Jan. 22, 2020, <http://quiltingbiker.blogspot.com/2020/01/client-quilt-herringbone.html>, 11 pages.

Soft Chevron, <https://www.dreamstime.com/soft-chevron-vector-seamless-pattern-gold-light-pink-tones-luxury-golden-geometric-tile-shapes-grey-inspired-modern-image153867243> (2021), 3 pages.

Chevron Rug, 2017, <https://www.homedepot.com/p/nuLOOM-Rochell-Bohemian-Chevron-Magenta-5-ft-x-8-ft-Area-Rug-VIAG01A-508/207166479>, (retrieved 2021) 13 pages.

\* cited by examiner

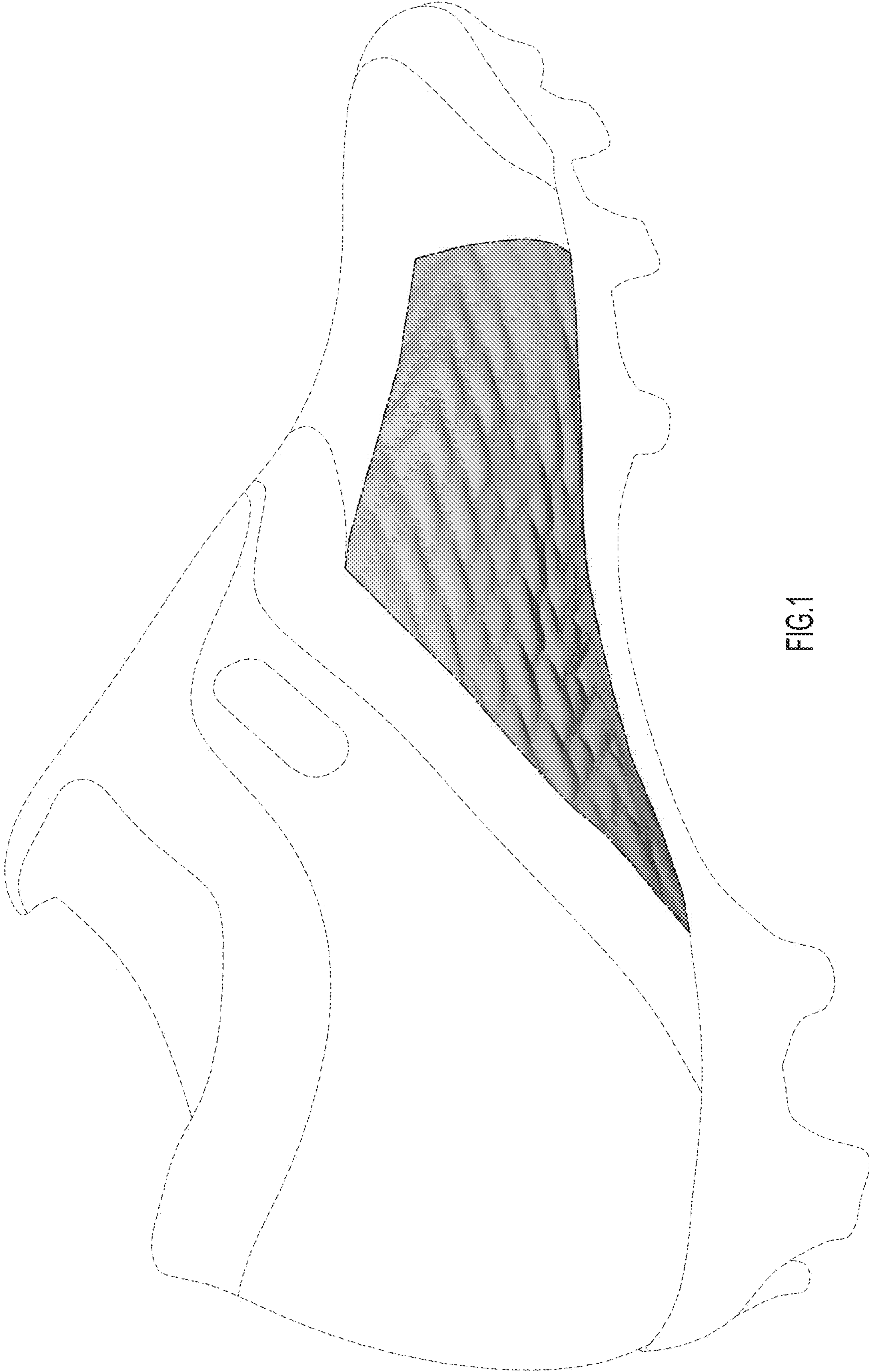


FIG. 1

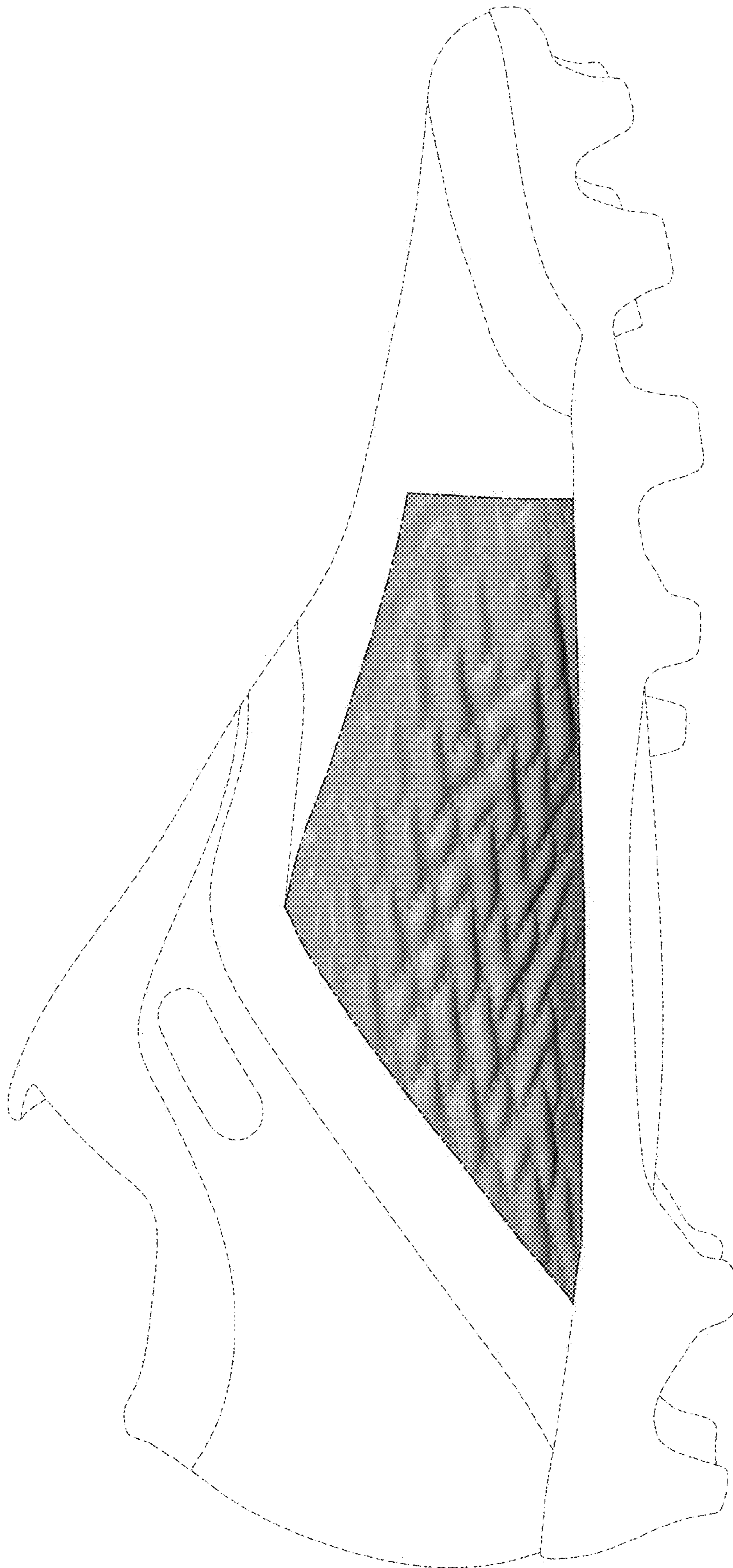


FIG.2

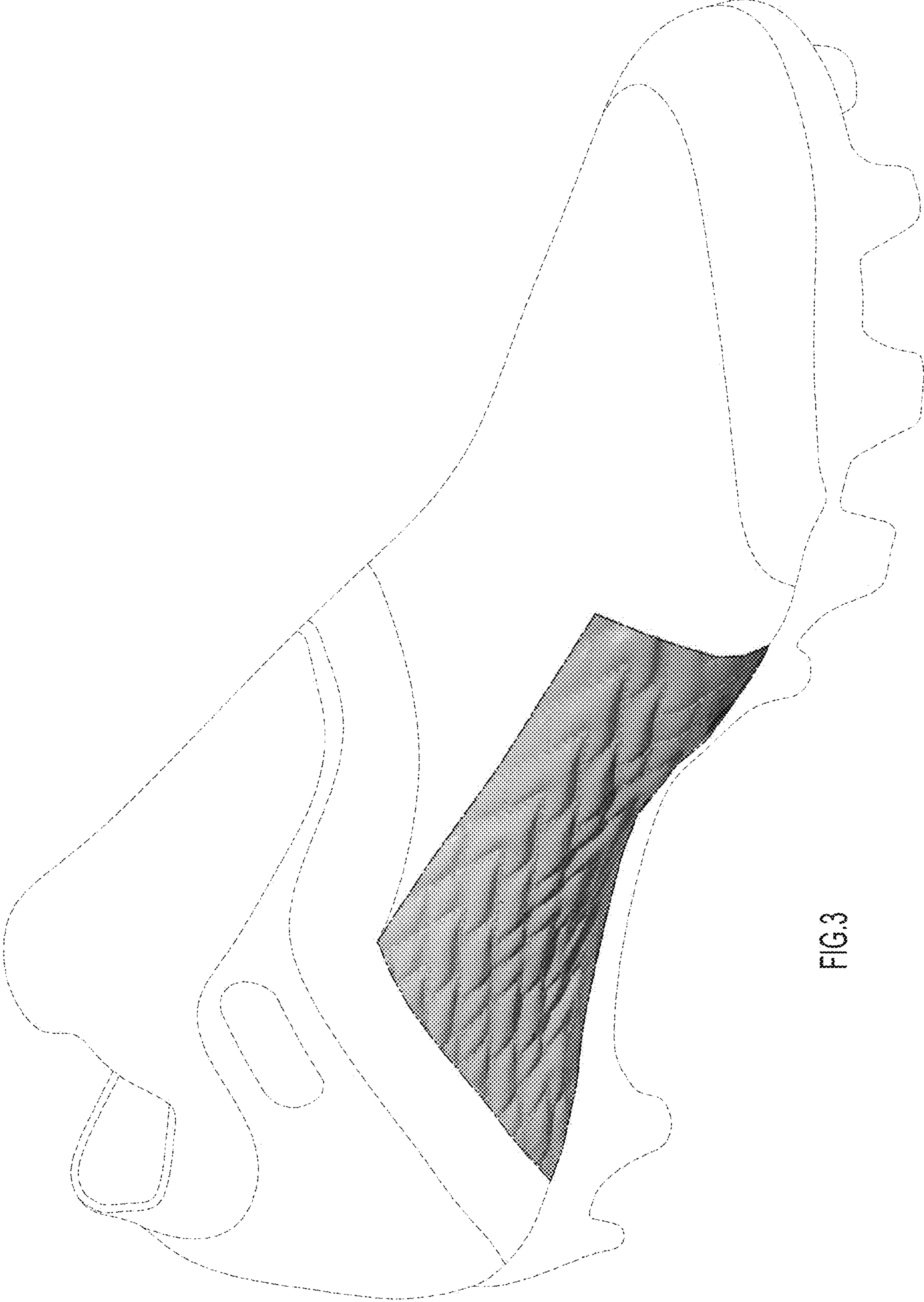


FIG. 3