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

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(54) **SHOE UPPER**

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(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)

(**) Term: **14 Years**

(21) Appl. No.: **29/391,189**

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(51) **LOC (9) Cl.** **02-99**

(52) **U.S. Cl.** **D2/972**

(58) **Field of Classification Search** D2/896,
D2/902, 906–908, 943, 944, 969, 972–974;
36/45–49, 50.1, 77 M, 77 R, 83, 88, 113,
36/114, 126–131

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

1,695,225	A *	12/1928	Bohr	.....	D2/974
D118,141	S *	12/1939	Weyand	.....	D2/973
D119,496	S *	3/1940	Haan	.....	D2/906
D185,498	S *	6/1959	Hyde	.....	D2/906
D226,882	S *	5/1973	Powers	.....	D2/907
D228,267	S *	9/1973	Powers	.....	D2/908
D290,181	S	6/1987	Autry		
D293,159	S	12/1987	Sacre		
D310,442	S	9/1990	Hatfield		
D312,527	S	12/1990	Hatfield		
D312,919	S *	12/1990	Aveni	.....	D2/973
D319,722	S	9/1991	Hatfield		
D325,811	S	5/1992	Backus et al.		
D330,451	S	10/1992	Hatfield		
D332,343	S *	1/1993	Earle et al.	.....	D2/969
D337,423	S	7/1993	Bailey		
D337,872	S	8/1993	Bevier		
D337,875	S *	8/1993	Peters et al.	.....	D2/973
D339,449	S	9/1993	Hatfield		
D341,703	S *	11/1993	Hatfield et al.	.....	D2/973
D342,600	S *	12/1993	Hatfield et al.	.....	D2/969
D345,253	S *	3/1994	Lucas	.....	D2/969
D347,724	S *	6/1994	Teague	.....	D2/969

D348,979	S	7/1994	Greene		
D376,256	S *	12/1996	Clegg	.....	D2/972
D382,993	S	9/1997	Clegg et al.		
D385,096	S *	10/1997	Hoelt	.....	D2/972
D386,896	S	12/1997	Fogg		
D450,438	S *	11/2001	Dolan	.....	D2/972
D474,334	S *	5/2003	Burg et al.	.....	D2/969
D498,580	S	11/2004	Schambra		
D512,213	S	12/2005	Hlavacs		
D517,297	S	3/2006	Jones et al.		
D522,735	S	7/2006	Mermet		

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog, Men's and Women's Footwear (feet): Holiday 2000, p. W42, published Mar. 2000, Nike, Inc., USA.

Nike Footwear Catalog, Men's and Women's Footwear (white shoes): Spring 2001, pp. M3 and M8, published Jun. 2000, Nike, Inc., USA.

Nike Footwear Catalog, Men's and Women's Footwear: Late Spring 2002, p. 26, published Sep. 2001, Nike, Inc., USA.

(Continued)

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(57)

CLAIM

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

DESCRIPTION

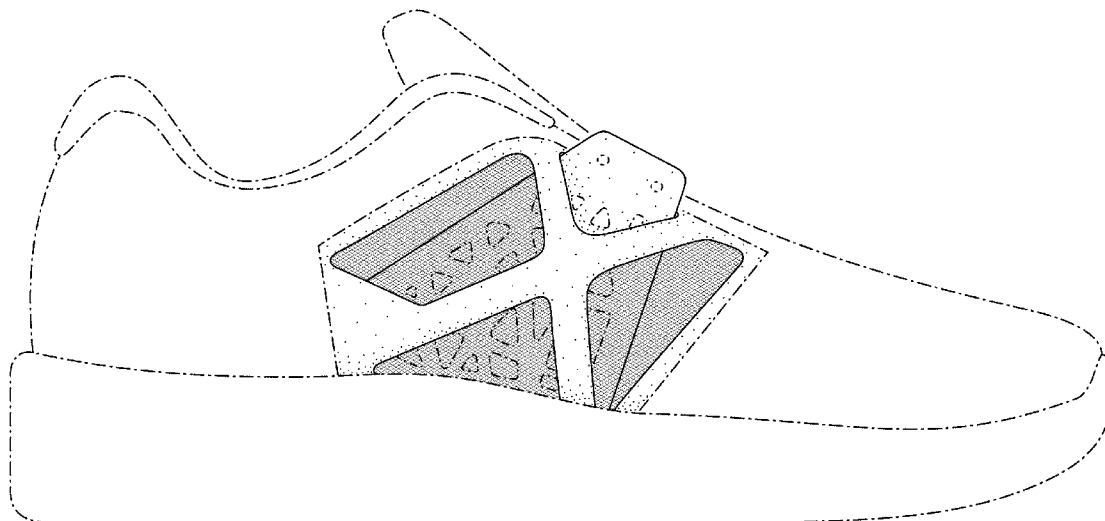
FIG. 1 is a front perspective view of a shoe upper showing my new design;

FIG. 2 is a side view thereof; and,

FIG. 3 is a rear perspective view thereof.

The broken lines immediately adjacent to the shaded area represent unclaimed boundaries of the design. The two unshaded eyelet regions demarcated by broken lines form no part of the claimed design. The broken line showings of geometric areas on the center panel are for environmental purposes only and form no part of the claimed design. The broken lines showing the remainder of the shoe are for environmental purposes only and form no part of the claimed design.

1 Claim, 3 Drawing Sheets



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U.S. PATENT DOCUMENTS

D529,276 S	10/2006	Fogg	
D534,342 S	1/2007	Minami	
D537,617 S	3/2007	Hlavacs	
D562,541 S	2/2008	Avar	
D568,586 S *	5/2008	Dolce et al.	D2/907
D571,992 S *	7/2008	Robinson et al.	D2/969
D571,999 S *	7/2008	Harlow	D2/969
D586,105 S	2/2009	Banik et al.	
D594,203 S	6/2009	Banik et al.	
D605,847 S	12/2009	Hlavacs	
D624,297 S *	9/2010	Henderson	D2/972
D636,585 S *	4/2011	Williams, Jr.	D2/972

OTHER PUBLICATIONS

Nike Footwear Catalog, Men's and Women's Footwear: Spring 2003, p. 36, published Jun. 2002, Nike, Inc., USA.
Nike Footwear Catalog, Performance Footwear: Fall 2010, pp. 9 and 64, published Nov. 2009, Nike, Inc., USA.
Nike Footwear Catalog, Men's Footwear: Performance: Holiday 2010, p. 10, published Feb. 2010, Nike, Inc., USA.
Nike Footwear Catalog, Core Reax Footwear: Fall 2011, pp. 2 and 54, published Nov. 2010, Nike, Inc., USA.
Nike Footwear Catalog, Performance Footwear: Fall 2011, p. 3, published Nov. 2010, Nike, Inc., USA.

* cited by examiner

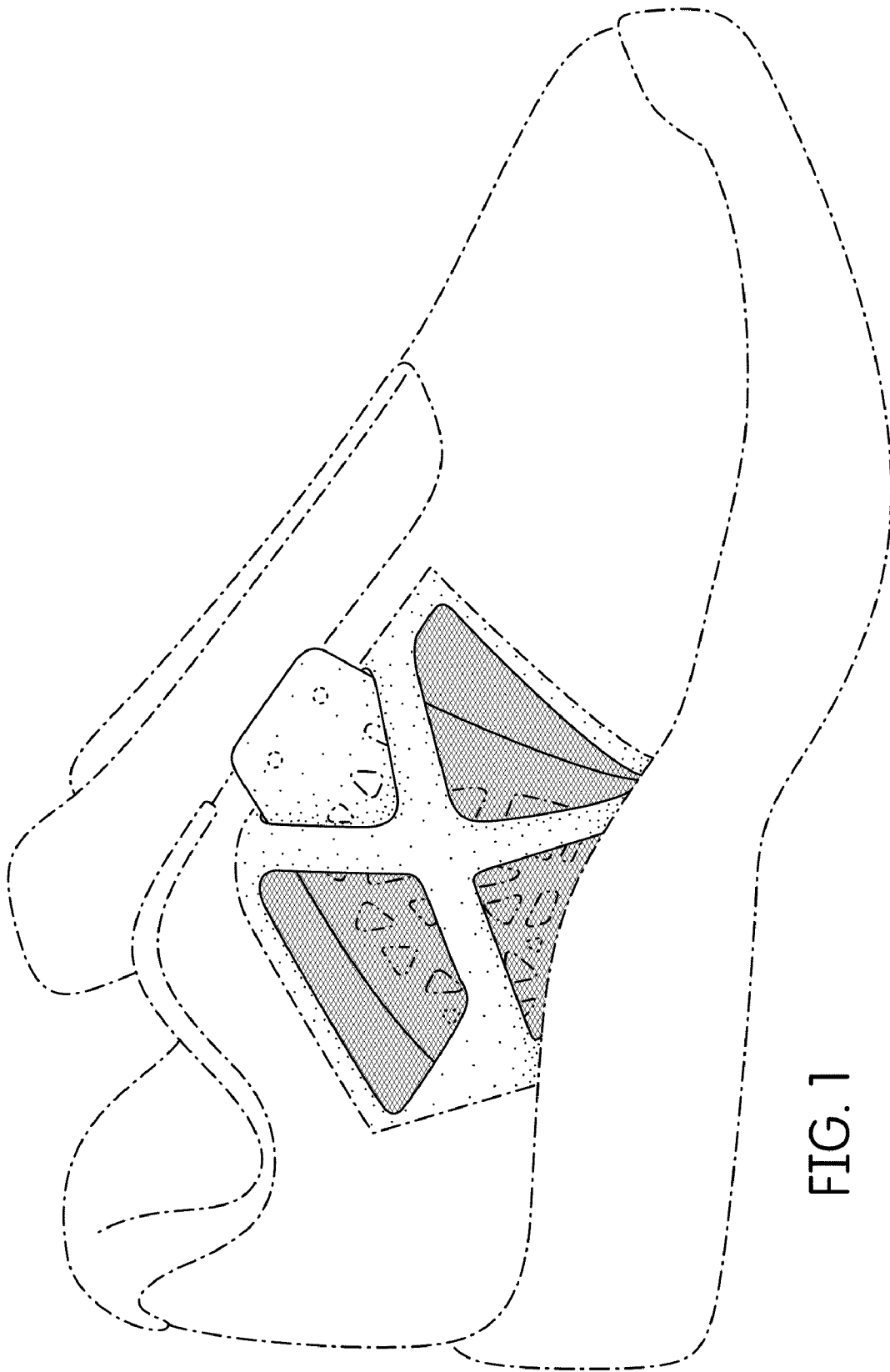


FIG. 1

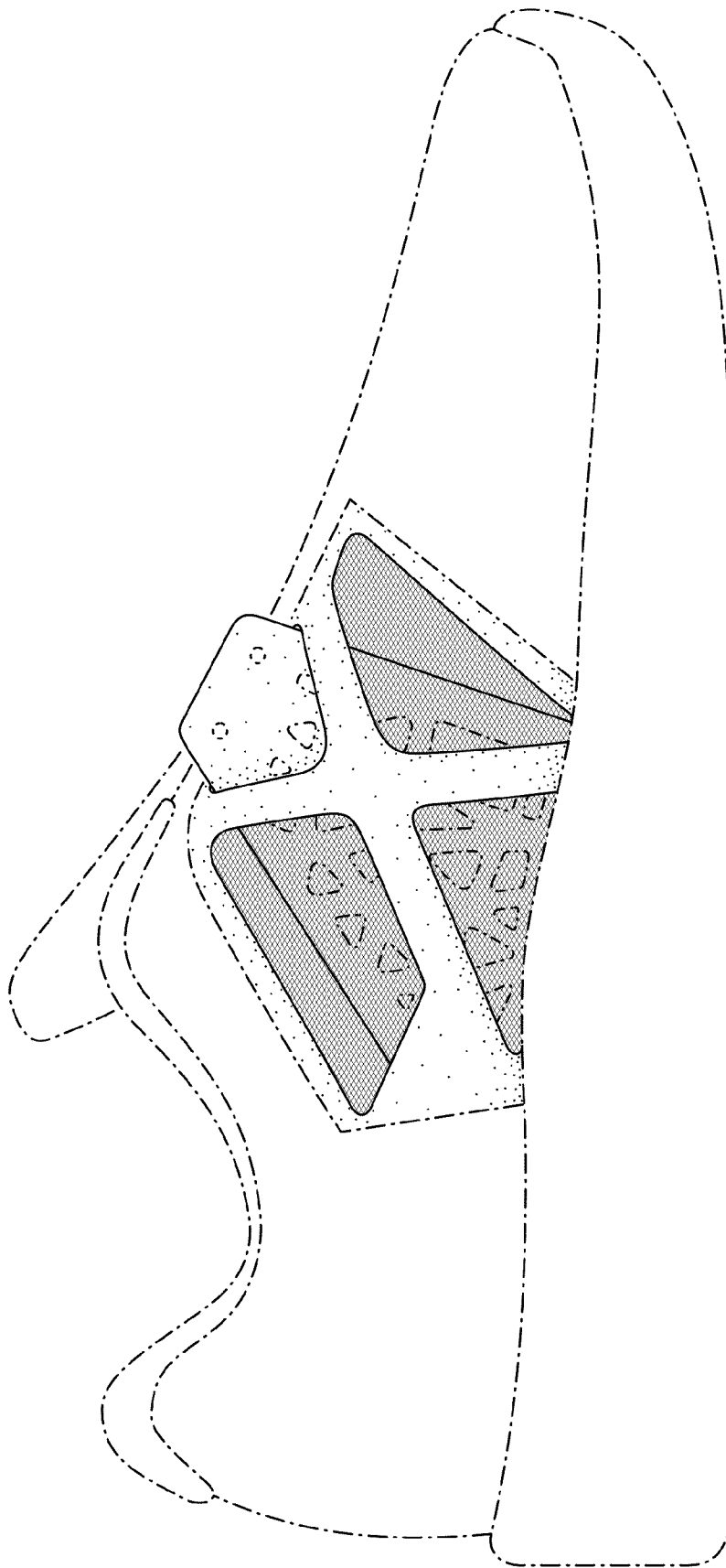


FIG. 2

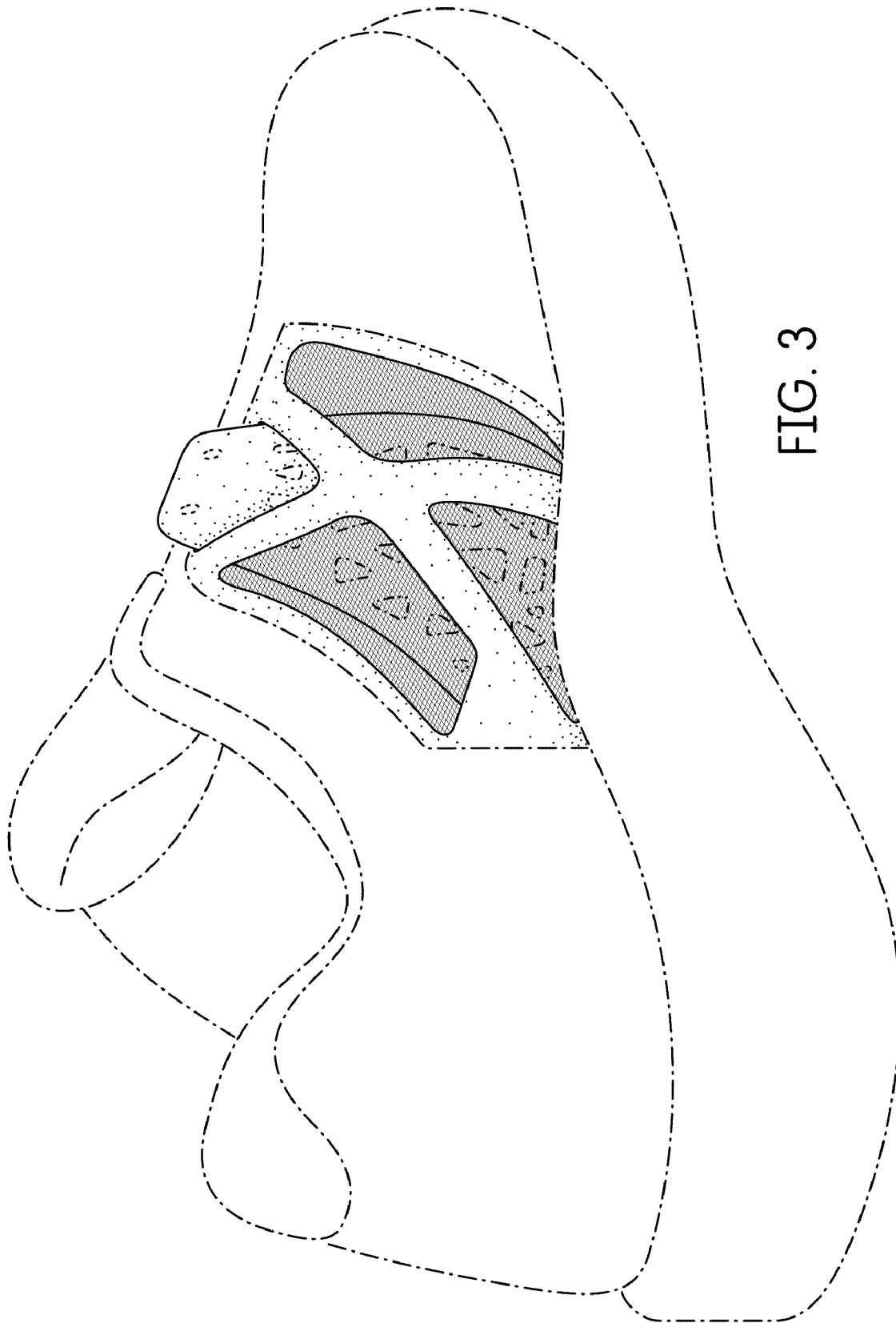


FIG. 3