



US00D857370S

(12) **United States Design Patent** (10) **Patent No.:** **US D857,370 S**
Petrie (45) **Date of Patent:** **** Aug. 27, 2019**

(54) **SHOE UPPER**
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(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
(**) Term: **15 Years**
(21) Appl. No.: **29/623,477**

D765,386 S 9/2016 Petrie
D792,078 S * 7/2017 Greenspan D2/969
D794,315 S * 8/2017 Kanata D2/973
D795,557 S * 8/2017 Salzano D2/972
D795,563 S * 8/2017 Durand D2/973
D796,182 S * 9/2017 Salzano D2/972
D804,799 S * 12/2017 Petrenka A43B 5/00
D2/969
D808,631 S * 1/2018 Enayah D2/972
(Continued)

(22) Filed: **Oct. 25, 2017**
(51) **LOC (12) Cl.** **02-99**
(52) **U.S. Cl.**
USPC **D2/973**
(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
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
See application file for complete search history.

OTHER PUBLICATIONS

Nike Zoom Soldier 6—Holiday 2012 [online], [retrieved Aug. 29, 2018] retrieved from Internet <URL: <https://solecollector.com/news/2012/03/nike-zoom-soldier-6-holiday-2012/>>; 6 color sheets, Dated Mar. 22, 2012.

(Continued)

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(57) **CLAIM**

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

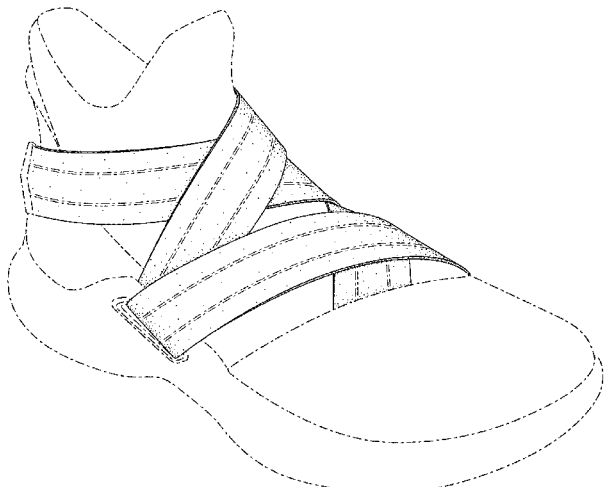
DESCRIPTION

FIG. 1 is a front perspective view of a shoe upper showing my new design;
FIG. 2 is a side view thereof;
FIG. 3 is an opposite side view thereof;
FIG. 4 is a front view thereof; and,
FIG. 5 is a top view thereof.

The broken lines immediately adjacent to the shaded area define the bounds of the claimed design and form no part thereof. The broken lines within the shaded area represent stripe features that form no part of the claimed design. The broken lines showing the remainder of the shoe represent unclaimed subject matter and form no part of the claimed design.

1 Claim, 5 Drawing Sheets

(56) **References Cited**
U.S. PATENT DOCUMENTS
D283,463 S * 4/1986 Chassaing D2/902
4,621,648 A * 11/1986 Ivany A43B 5/00
36/89
D297,069 S * 8/1988 Le D2/970
D337,425 S * 7/1993 Hatfield D2/973
D346,686 S * 5/1994 Hatfield D2/973
D406,690 S * 3/1999 Vestuti D2/969
D513,361 S * 1/2006 Teriatnikov D2/969
D540,519 S * 4/2007 Hobson D2/969
D609,897 S * 2/2010 Carbonere D2/969
D636,564 S * 4/2011 Matsueda D2/902
D644,010 S * 8/2011 Hill D2/924
D671,728 S * 12/2012 Kelley D2/969



(56)

References Cited

U.S. PATENT DOCUMENTS

D809,278 S 2/2018 Petrie
D813,522 S * 3/2018 Cin D2/973
D816,316 S 5/2018 Petrie
D838,454 S * 1/2019 Ikeda D2/969

OTHER PUBLICATIONS

Nike Lebron Zoom Solider 9 "Sprite" (Official Images) [online], [retrieved Aug. 29, 2018] retrieved from internet <URL: <<https://www.kicksonfire.com/nike-lebron-zoom-soldier-9-sprite-official-images/>>>; 8 color sheets, Dated Jun. 18, 2015.

Nike Lebron Soldier 10 Finals Championship Shoes [online], [retrieved Aug. 29, 2018] retrieved from Internet <URL: <<http://www.kicksologists.com/2016/06/19/nike-lebron-soldier-10-finals-championship-shoes/>>>; 3 color sheets, Dated Jun. 19, 2016.

Release Date: Nike Lebron Zoom Soldier 11 [online], [retrieved Aug. 29, 2018] retrieved from Internet <URL: <<https://www.kicksonfire.com/nike-lebron-zoom-soldier-11-white-gold-release-date/>>>; 7 color sheets, Dated May 18, 2017.

Nike Lebron 15 Releasing in Black and Gum [online], [retrieved Aug. 29, 2018] retrieved from internet <URL: <<https://sneakernews.com/2017/10/19/nike-lebron-15-black-gum/>>>; 5 color sheets, Dated Oct. 19, 2017.

Men's Adidas Tubular Shadow Casual Shoes [online], [retrieved Aug. 29, 2018] retrieved from internet <URL: <https://www.finishline.com/store/product/mens-adidas-tubular-shadow-casual-shoes/prod1112597?>>>; 2 color sheets, Publish date unknown, but prior to filing of present application.

* cited by examiner

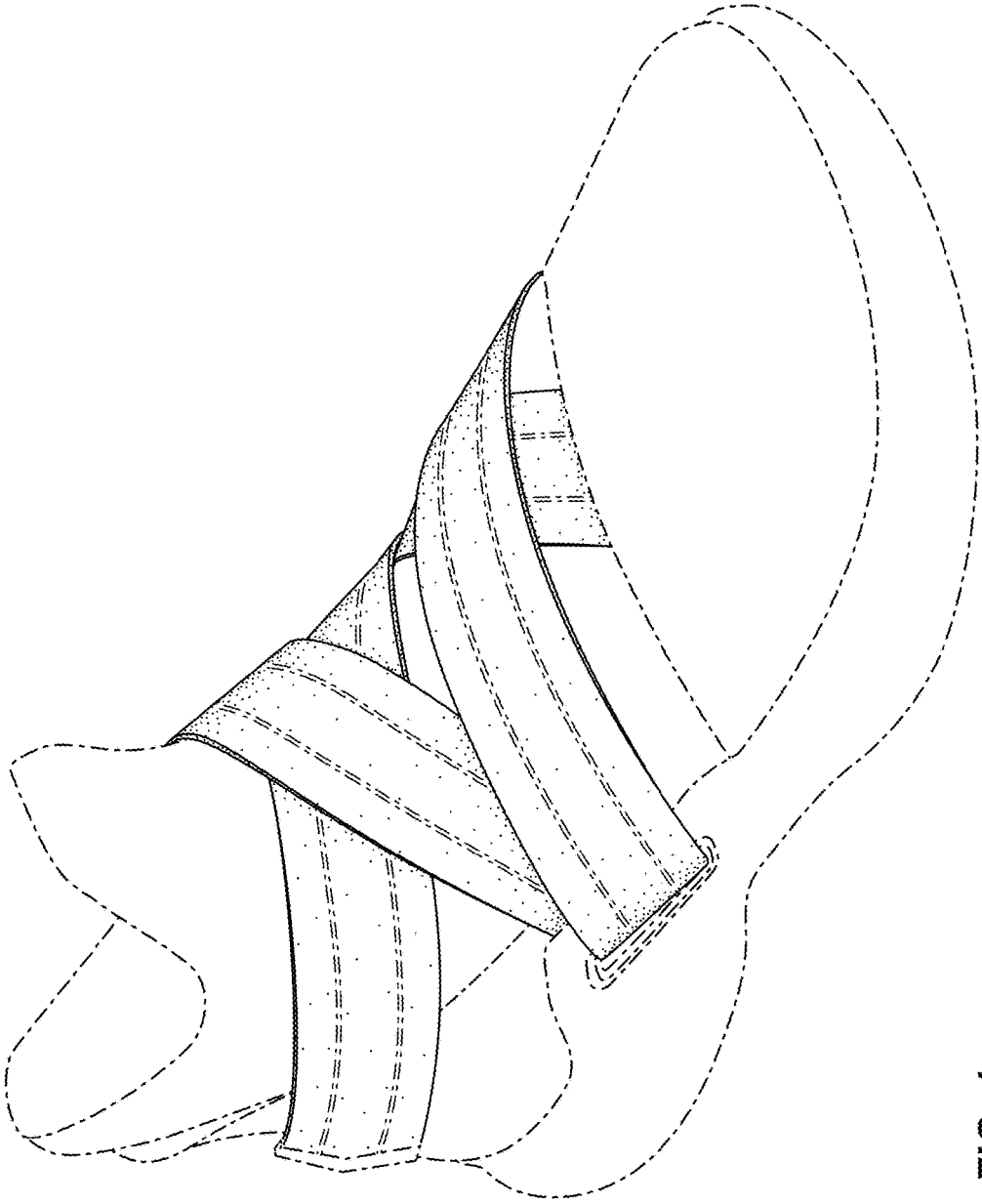


FIG. 1

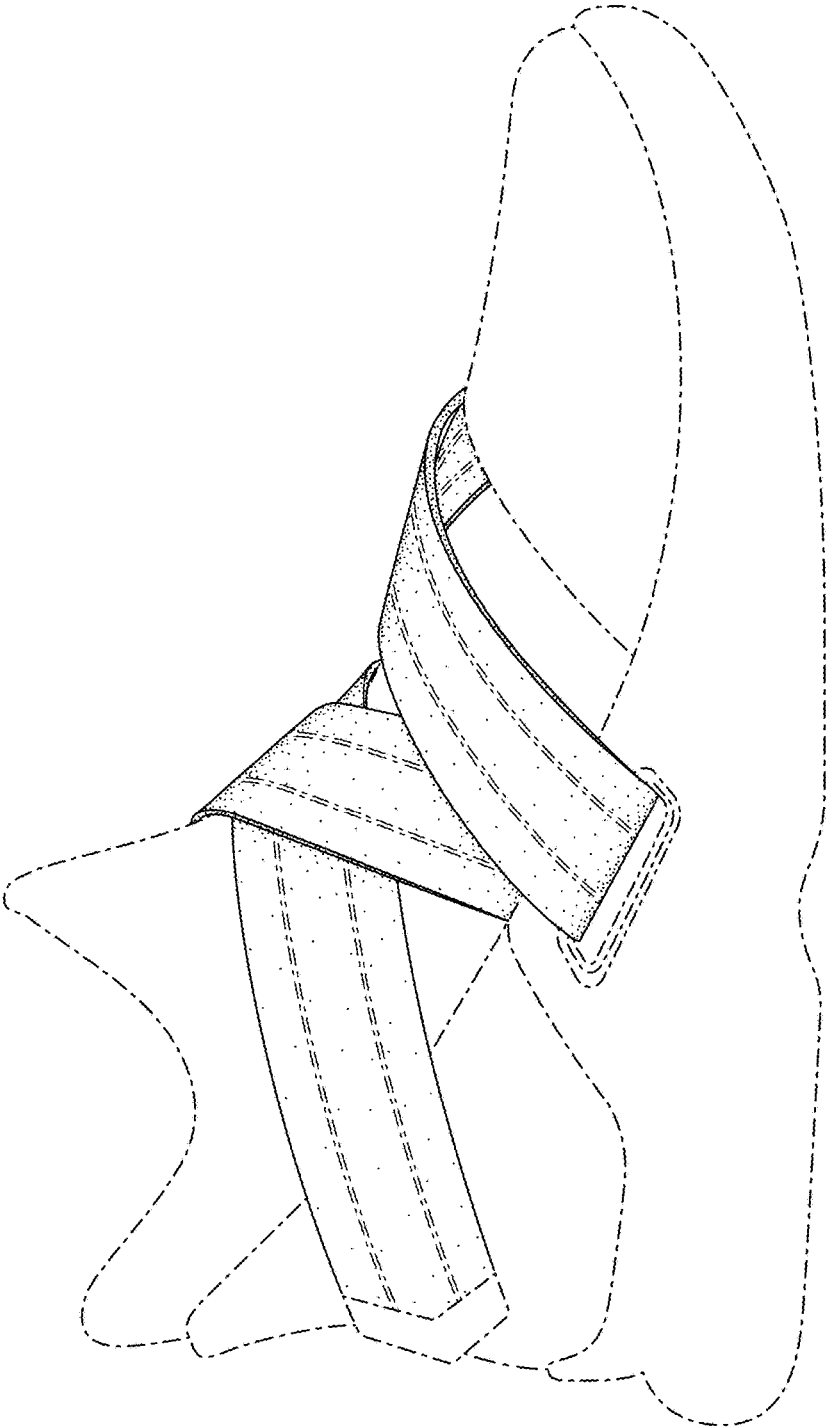


FIG. 2

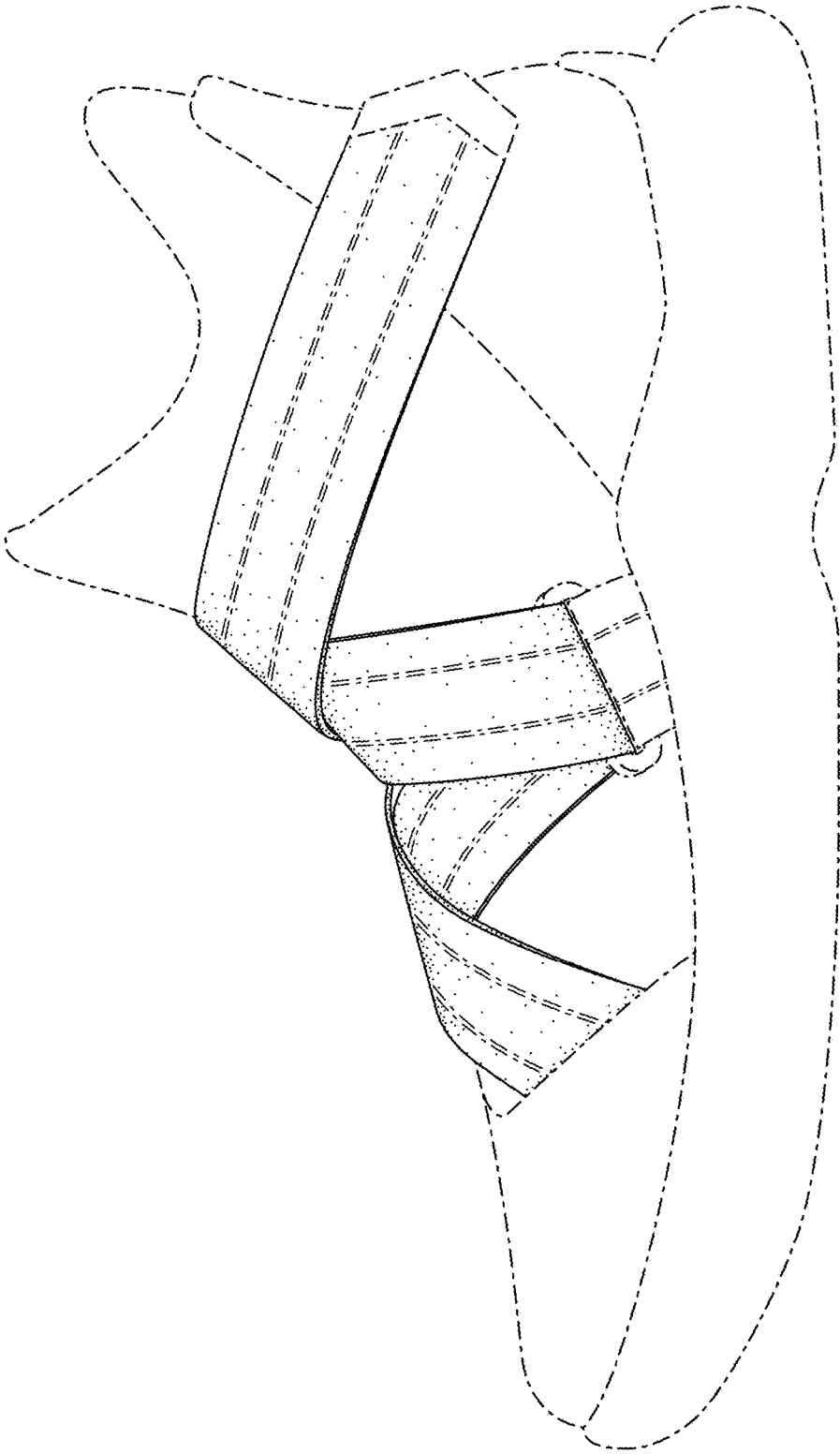


FIG. 3

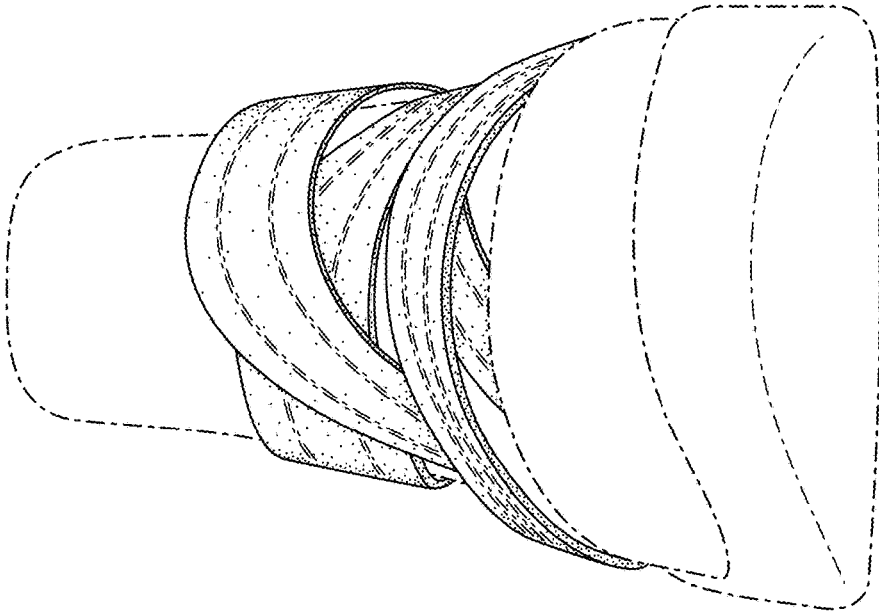


FIG. 4

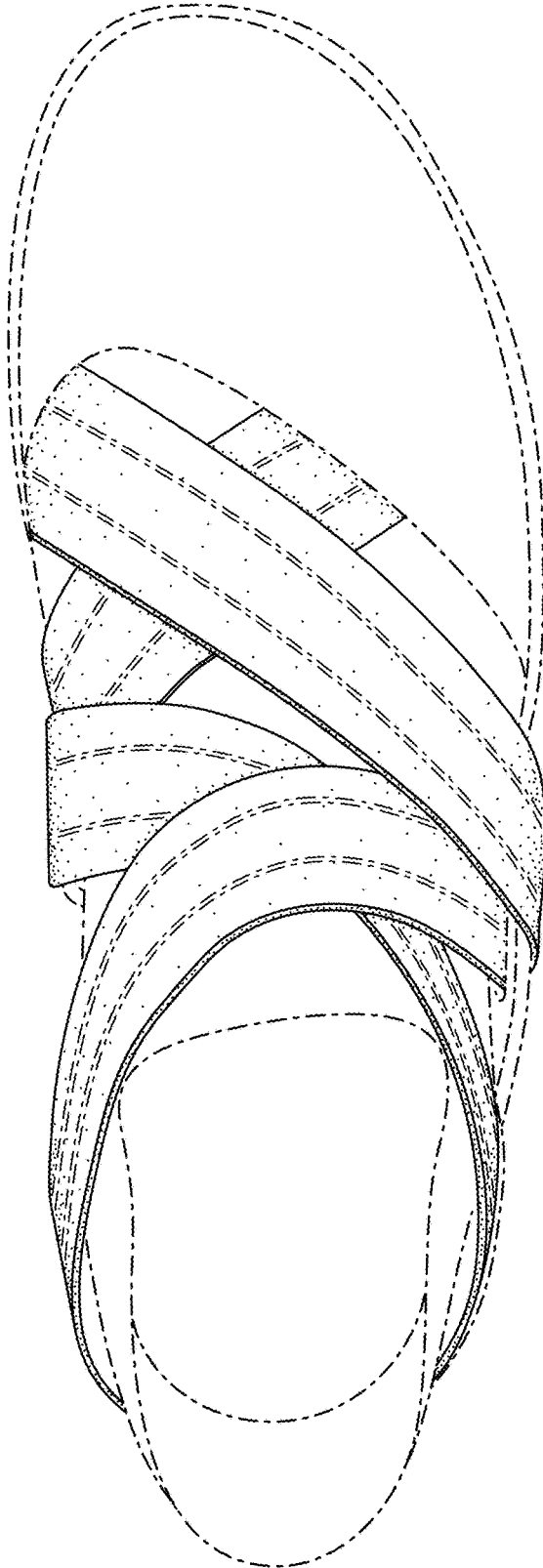


FIG. 5