



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

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(54) **SHOE UPPER**

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

(21) Appl. No.: **29/856,777**

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**Related U.S. Application Data**

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19, 2021.

(51) **LOC (14) Cl.** ..... **02-04**

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

(58) **Field of Classification Search**

USPC ..... D2/896, 900, 902, 904, 906–908,  
D2/916–924, 925–945, 969–979

CPC .... A43B 1/00; A43B 1/02; A43B 1/04; A43B  
3/00; A43B 3/02; A43B 3/06; A43B 3/10;  
A43B 3/12; A43B 3/14; A43B 5/00;  
A43B 5/001; A43B 5/002; A43B 5/008;  
A43B 5/06; A43B 5/10; A43B 5/12;  
A43B 23/00; A43B 23/02; A43B 23/04

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

D103,801 S \* 3/1937 Conaway ..... D2/942  
D115,867 S \* 7/1939 Sutton ..... D2/939  
3,389,481 A \* 6/1968 England ..... A43B 3/26  
36/97  
D250,917 S \* 1/1979 Wynne ..... D2/908  
D266,968 S \* 11/1982 Railton ..... D2/969

D272,012 S \* 1/1984 Trevisani ..... D2/972  
D393,344 S \* 4/1998 Teague ..... D2/972  
D449,426 S \* 10/2001 Pollastrelli ..... D2/907  
D457,297 S \* 5/2002 Adams ..... D2/969  
D465,910 S \* 11/2002 Shepper ..... D2/972  
D478,415 S \* 8/2003 Masullo ..... D2/972  
D487,965 S \* 4/2004 Hardy ..... D2/972  
D544,681 S \* 6/2007 Clark ..... D2/971

(Continued)

**FOREIGN PATENT DOCUMENTS**

EM 008849293-0003 \* 2/2022  
EM 008849293-0004 \* 2/2022

**OTHER PUBLICATIONS**

[Skechers Ultra Flex 3.0 Smooth Step SKU: 9793809], youtube.  
com, Posted: Jul. 13, 2022 [online], site visited: [Jul. 19, 2022],  
URL: < <https://www.youtube.com/watch?v=4jdvEw-gkKk> >. (Year:  
2022).\*

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(57) **CLAIM**

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

**DESCRIPTION**

FIG. 1 is a left side rear perspective view of a shoe upper in  
accordance with my new design;

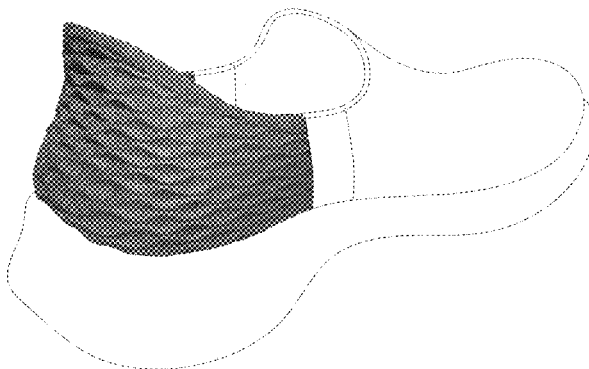
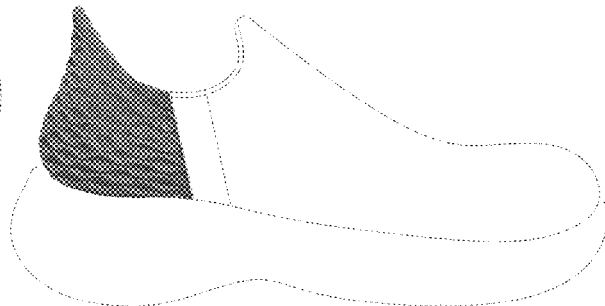
FIG. 2 is a right side rear perspective view;

FIG. 3 is a left side elevation view; and,

FIG. 4 is an enlarged rear elevation view.

The broken lines shown in the drawings represent portions  
of the shoe upper and environmental structure that forms no  
part of the claimed design. The surfaces devoid of shading  
lines are not claimed.

**1 Claim, 4 Drawing Sheets**



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(56)

## References Cited

### U.S. PATENT DOCUMENTS

|                   |         |                 |       |              |
|-------------------|---------|-----------------|-------|--------------|
| D546,541 S *      | 7/2007  | Mueller         | ..... | D2/972       |
| 7,287,294 B2 *    | 10/2007 | Miller          | ..... | A43B 3/26    |
|                   |         |                 |       | 36/97        |
| D563,631 S *      | 3/2008  | Dolce           | ..... | D2/896       |
| D568,037 S *      | 5/2008  | Kuerbis         | ..... | D2/972       |
| D636,568 S *      | 4/2011  | McMillan        | ..... | D2/964       |
| D640,451 S *      | 6/2011  | Chang           | ..... | D2/917       |
| D659,367 S        | 5/2012  | Hurayt          | ..... |              |
| D710,585 S *      | 8/2014  | Ho              | ..... | D2/972       |
| D765,383 S        | 9/2016  | Chang           | ..... |              |
| D765,964 S *      | 9/2016  | Fallon          | ..... | D2/972       |
| D767,869 S        | 10/2016 | Lok             | ..... |              |
| D769,600 S        | 10/2016 | Avar            | ..... |              |
| D771,367 S        | 11/2016 | Taylor          | ..... |              |
| D772,547 S *      | 11/2016 | Raysse          | ..... | D2/969       |
| D776,416 S *      | 1/2017  | Gerig           | ..... | D2/972       |
| D776,911 S        | 1/2017  | Blauer          | ..... |              |
| D778,572 S *      | 2/2017  | Kirschner       | ..... | D2/972       |
| D783,258 S        | 4/2017  | Shyllon         | ..... |              |
| D783,259 S *      | 4/2017  | Small           | ..... | D2/972       |
| D783,977 S *      | 4/2017  | Raysse          | ..... | D2/969       |
| D788,431 S        | 6/2017  | Chang           | ..... |              |
| D788,438 S        | 6/2017  | Odinot          | ..... |              |
| D789,069 S        | 6/2017  | Taylor          | ..... |              |
| D790,200 S        | 6/2017  | Hardman         | ..... |              |
| D793,695 S        | 8/2017  | Raasch          | ..... |              |
| D793,708 S        | 8/2017  | James           | ..... |              |
| D794,304 S *      | 8/2017  | Nethongkome     | ..... | D2/972       |
| D794,307 S        | 8/2017  | Winfield        | ..... |              |
| D796,832 S *      | 9/2017  | Nethongkome     | ..... | D2/975       |
| D798,582 S        | 10/2017 | James           | ..... |              |
| D801,027 S        | 10/2017 | Winfield        | ..... |              |
| D811,715 S        | 3/2018  | Van Atta        | ..... |              |
| D814,776 S        | 4/2018  | Odinot          | ..... |              |
| D814,777 S        | 4/2018  | Odinot          | ..... |              |
| D815,826 S        | 4/2018  | Kuerbis         | ..... |              |
| D816,969 S        | 5/2018  | Petrie          | ..... |              |
| D826,535 S        | 8/2018  | Petrie          | ..... |              |
| D826,536 S        | 8/2018  | Petrie          | ..... |              |
| D826,540 S        | 8/2018  | Petrie          | ..... |              |
| D836,902 S *      | 1/2019  | Chang           | ..... | D2/972       |
| D838,964 S        | 1/2019  | Van Atta        | ..... |              |
| D858,071 S *      | 9/2019  | Petrie          | ..... | D2/972       |
| D863,751 S *      | 10/2019 | Seamarks        | ..... | D2/972       |
| D874,810 S *      | 2/2020  | Klein           | ..... | D2/972       |
| D875,374 S        | 2/2020  | Nethongkome     | ..... |              |
| D876,797 S        | 3/2020  | Aden            | ..... |              |
| D876,798 S        | 3/2020  | Aden            | ..... |              |
| D878,726 S        | 3/2020  | Petrie          | ..... |              |
| D897,087 S        | 9/2020  | Matthews        | ..... |              |
| D909,732 S        | 2/2021  | Lesecq          | ..... |              |
| D918,546 S        | 5/2021  | Rasmussen       | ..... |              |
| D918,566 S *      | 5/2021  | Lesecq          | ..... | D2/972       |
| D925,889 S        | 7/2021  | Zhu et al.      | ..... |              |
| D927,163 S        | 8/2021  | Seamarks        | ..... |              |
| D929,728 S        | 9/2021  | Yoo             | ..... |              |
| D934,536 S        | 11/2021 | Louboutin       | ..... |              |
| D943,904 S        | 2/2022  | Giard           | ..... |              |
| D943,931 S *      | 2/2022  | Winfield        | ..... | D2/972       |
| D949,545 S        | 4/2022  | Hatfield et al. | ..... |              |
| D953,725 S *      | 6/2022  | Seamarks        | ..... | D2/972       |
| D958,510 S        | 7/2022  | Martin et al.   | ..... |              |
| D959,809 S *      | 8/2022  | Ortega          | ..... | D2/969       |
| D959,810 S *      | 8/2022  | Damman          | ..... | D2/969       |
| 11,408,102 B2 *   | 8/2022  | Poulsen         | ..... | D04B 1/106   |
| D963,998 S *      | 9/2022  | Li              | ..... | D2/908       |
| D965,272 S *      | 10/2022 | Montague        | ..... | A43B 23/0235 |
|                   |         |                 |       | D2/969       |
| 11,457,689 B2 *   | 10/2022 | Oroszi          | ..... | A43B 23/0235 |
| 11,470,918 B2 *   | 10/2022 | Beers           | ..... | A43B 23/0235 |
| D970,859 S *      | 11/2022 | Xia             | ..... | D2/912       |
| D970,860 S *      | 11/2022 | Zhang           | ..... | D2/912       |
| D975,985 S *      | 1/2023  | Beck            | ..... | D2/972       |
| 2009/0241374 A1 * | 10/2009 | Sato            | ..... | A43B 23/047  |
|                   |         |                 |       | 66/170       |
| 2022/0298683 A1 * | 9/2022  | Bartys          | ..... | A43B 23/025  |
| 2022/0400810 A1 * | 12/2022 | Cheney          | ..... | A43C 11/004  |

\* cited by examiner

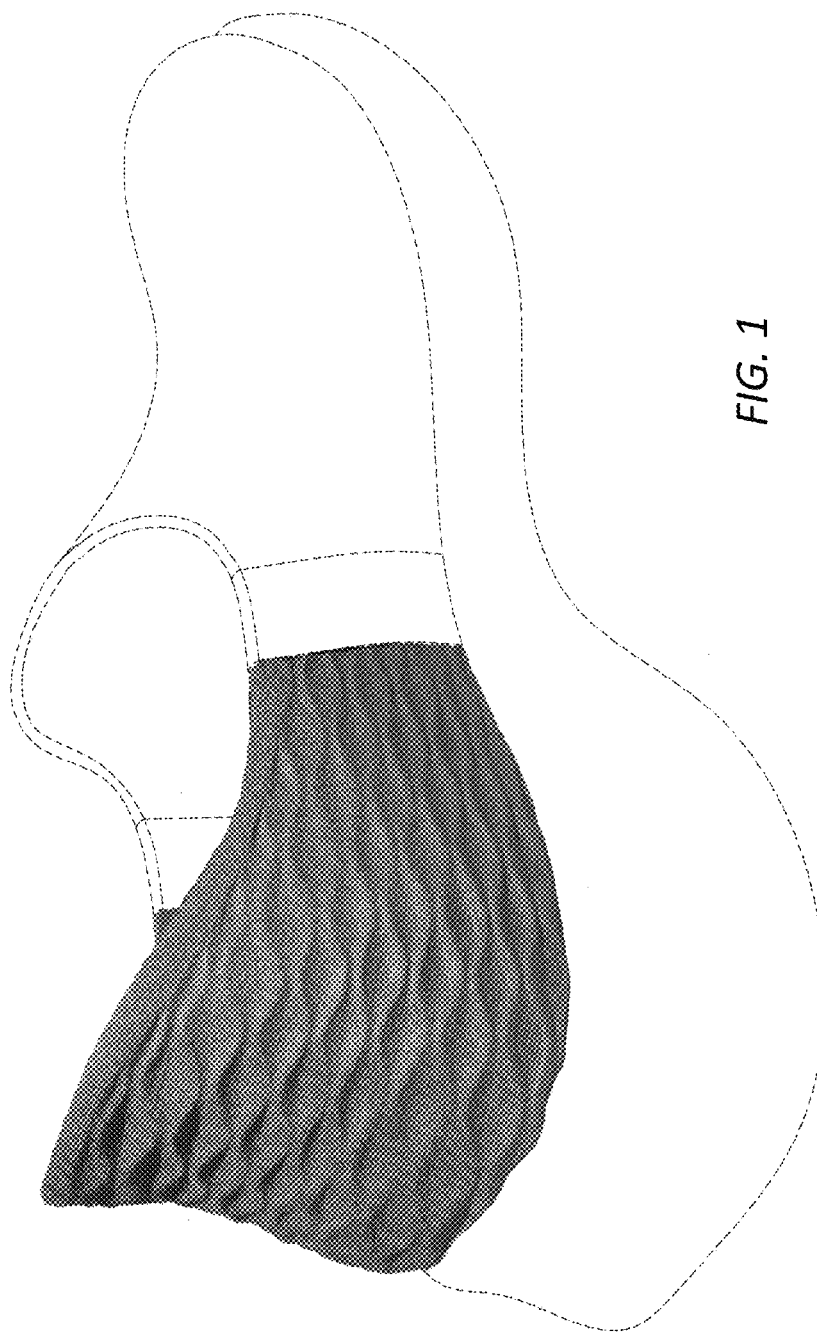


FIG. 1

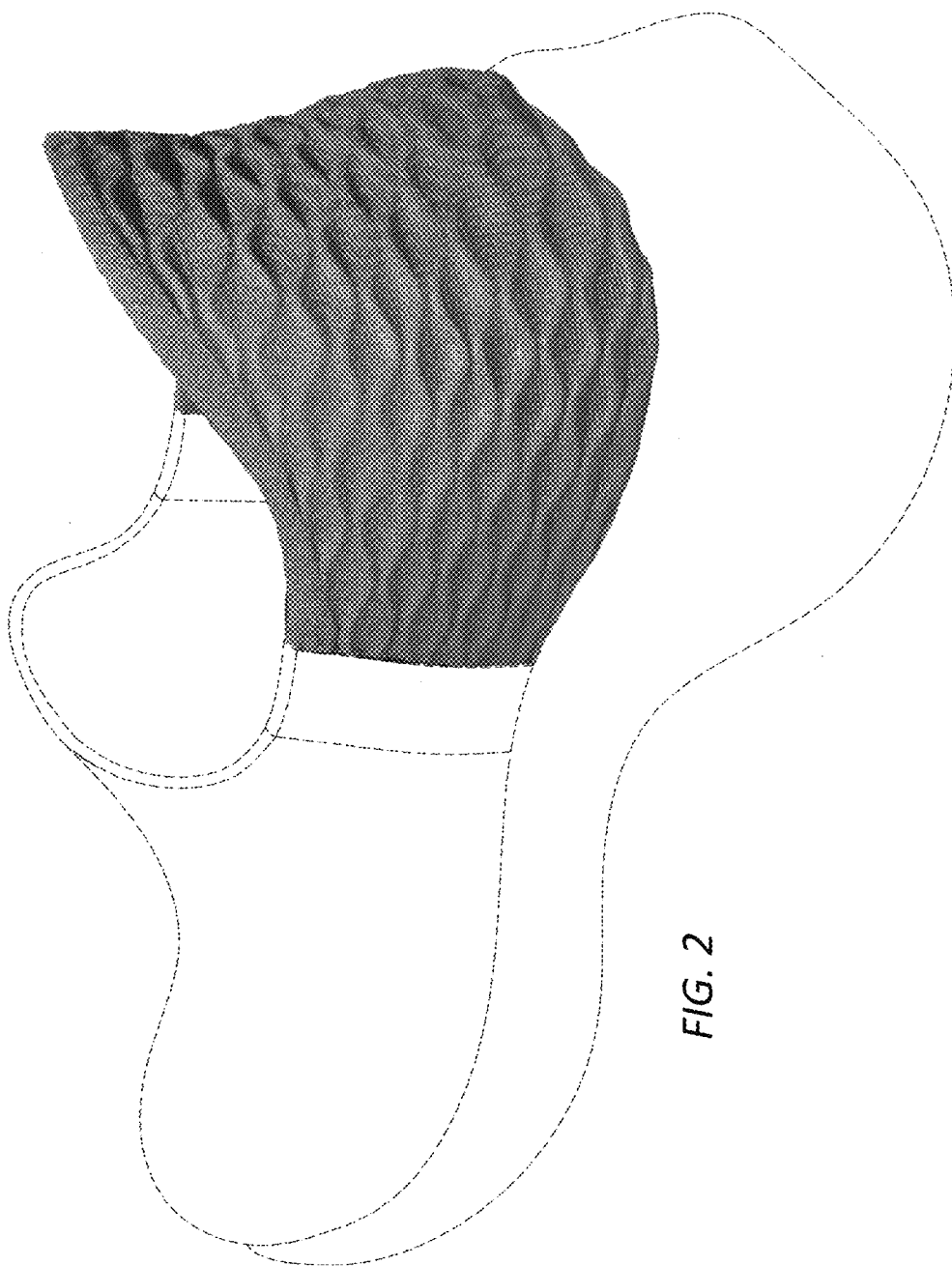
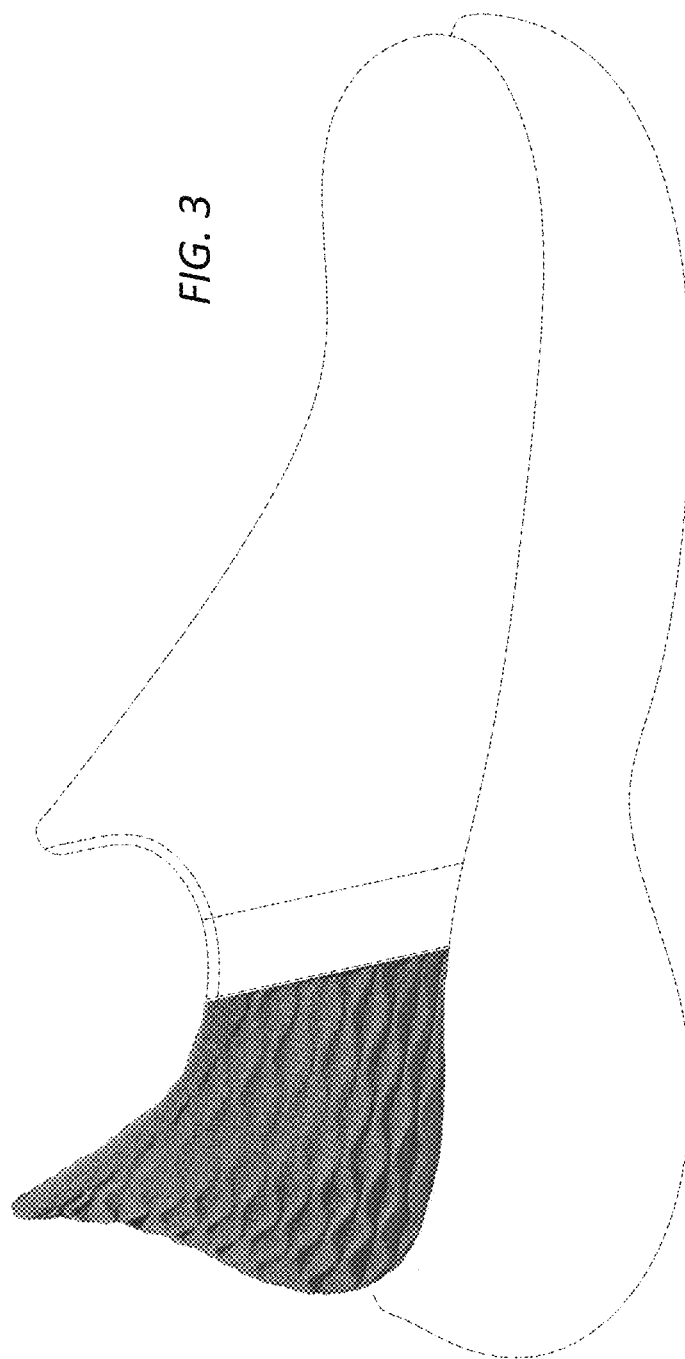


FIG. 2



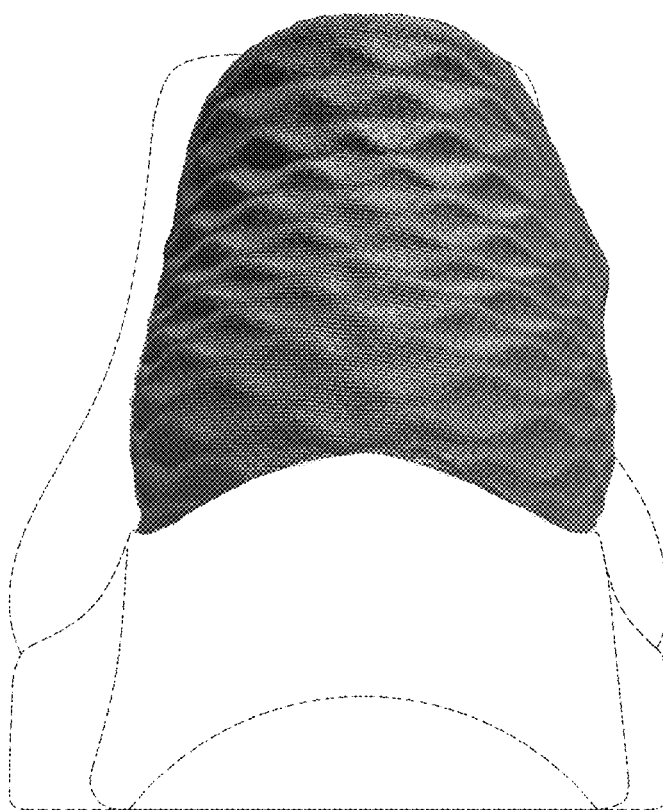


*FIG. 4*