

EXHIBIT GGG



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

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(54) **SHOE UPPER**

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

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

(21) Appl. No.: **29/391,115**

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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
D86,881	S	*	5/1932	Elkin	.....	D2/973
D185,498	S	*	6/1959	Hyde	.....	D2/906
D225,093	S	*	11/1972	Dussler	.....	D2/907
D226,882	S	*	5/1973	Powers	.....	D2/907
D228,267	S	*	9/1973	Powers	.....	D2/908
D291,143	S		8/1987	Selbieger et al.		
D291,501	S		8/1987	Tong		
D330,451	S		10/1992	Hatfield		
D337,875	S	*	8/1993	Peters et al.	.....	D2/973
D345,253	S	*	3/1994	Lucas	.....	D2/969
D347,724	S	*	6/1994	Teague	.....	D2/969
D367,754	S		3/1996	James		
D435,161	S		12/2000	von Conta		
D450,438	S	*	11/2001	Dolan	.....	D2/972
D474,334	S	*	5/2003	Burg et al.	.....	D2/969
D505,254	S		5/2005	Link		
D511,879	S		11/2005	Caine		
D515,299	S		2/2006	Burg		
D517,297	S		3/2006	Jones et al.		
D528,770	S		9/2006	Chang		
D541,029	S		4/2007	Matis et al.		

D562,541	S		2/2008	Avar		
D568,599	S		5/2008	Avar		
D570,089	S		6/2008	Avar		
D571,992	S	*	7/2008	Robinson et al.	.....	D2/969
D571,999	S	*	7/2008	Harlow	.....	D2/969
D572,452	S		7/2008	Kuerbis		
D573,782	S	*	7/2008	Link	.....	D2/969
D574,136	S		8/2008	Avar		
D578,294	S		10/2008	Mervar et al.		
D579,186	S		10/2008	Mervar et al.		
D579,636	S		11/2008	Graber		
D581,636	S		12/2008	Graber		
D588,342	S		3/2009	Graber		
D594,203	S		6/2009	Banik et al.		

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog: Fall 1987, p. 28, published Jan. 1987, Nike, Inc., USA.

(Continued)

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(57)

CLAIM

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

DESCRIPTION

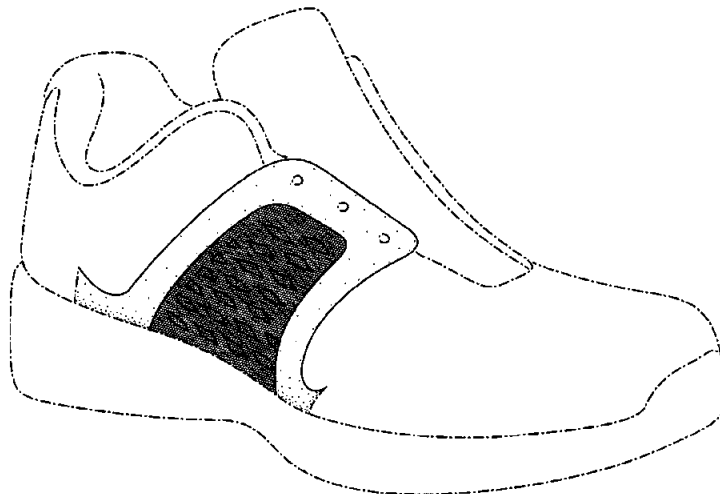
FIG. 1 is a front perspective view of a shoe upper showing my new design;

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 three unshaded eyelet regions demarcated by broken lines 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



U.S. PATENT DOCUMENTS

D595,499 S	7/2009	Dekovic	
D602,241 S	10/2009	Duffy	
D610,339 S	2/2010	Mermet	
D616,195 S	5/2010	Hoffer	
D624,296 S	9/2010	Henderson	
D624,297 S	* 9/2010	Henderson	..... D2/972
D636,590 S	4/2011	Miner	
D636,591 S	4/2011	Miner	

OTHER PUBLICATIONS

Nike Footwear Catalog: Spring 1989, p. 142, published Jun. 1988, Nike, Inc., USA.
Nike Footwear Catalog: Spring 1990, p. 108, published Jun. 1989, Nike, Inc., USA.
Nike Footwear Catalog: Fall 1991, p. 142, published Dec. 1990, Nike, Inc., USA.
Nike Footwear Catalog: Fall 1993, p. 60, published Dec. 1992, Nike, Inc., USA.
Nike Footwear Catalog: Spring 1994, p. 90, published Jun. 1993, Nike, Inc., USA.

Nike Footwear Catalog, Men's and Women's Footwear: Holiday 1999, p. M26, published Mar. 1999, Nike, Inc., USA.
Nike Footwear Catalog, Men's Specialty and Women's & Kids' Footwear: Spring 1999, p. M16, published Jun. 1998, Nike, Inc., USA.
Nike Footwear Catalog, Men's Specialty and Women's & Kids' Footwear: Spring 1999, p. M17, published Jun. 1998, Nike, Inc., USA.
Nike Footwear Catalog, Men's and Women's Footwear: Late Spring 1999, p. 169, published Sep. 1998, Nike, Inc., USA.
Nike Footwear Catalog, Men's and Women's & Kids' Footwear: Holiday 2003, p. 21, published Mar. 2003, Nike, Inc., USA.
Nike Footwear Catalog, Sport Performance Footwear: Fall 2009, p. 4, published Nov. 2008, Nike, Inc., USA.
Nike Footwear Catalog, Core Footwear: Fall 2010, p. 3, published Nov. 2009, Nike, Inc., USA.
Nike Footwear Catalog, Women's Footwear: Nike Sportswear: Spring 2011, p. 23, published May. 2010, Nike, Inc., USA.
Lunaracer+ 2 by Nike, Inc., 1 page of full-color photographs, published 2010.

* cited by examiner

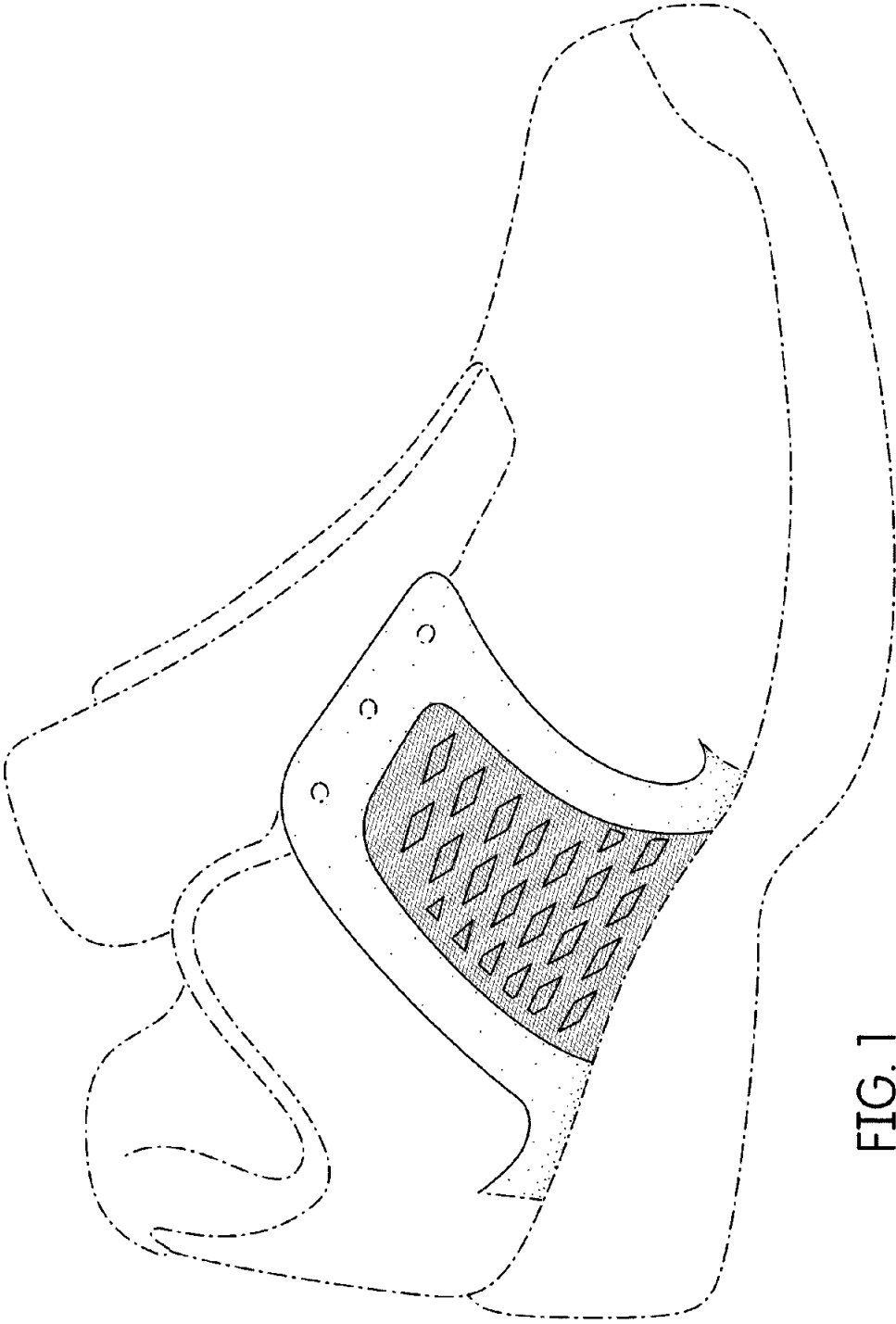


FIG. 1

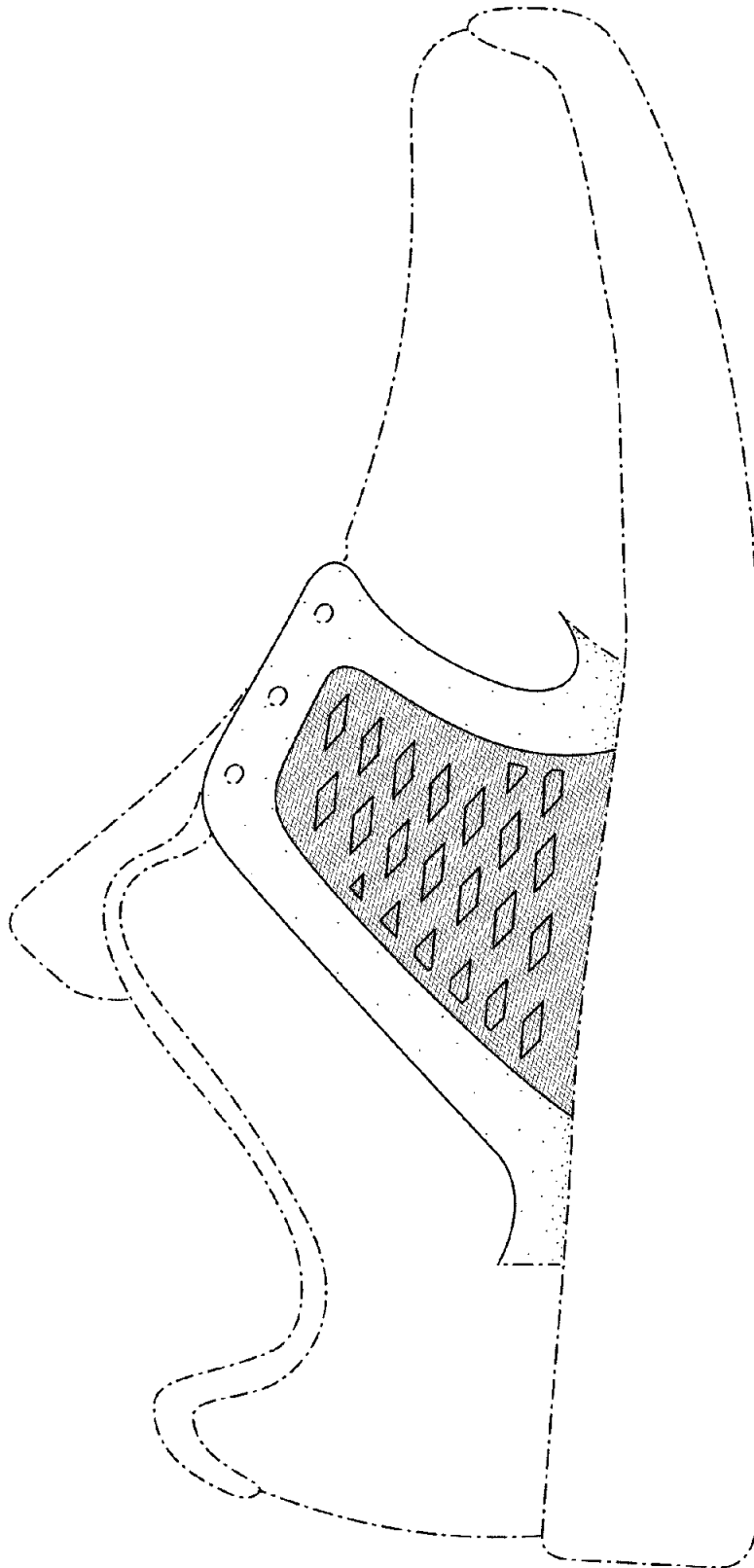


FIG. 2

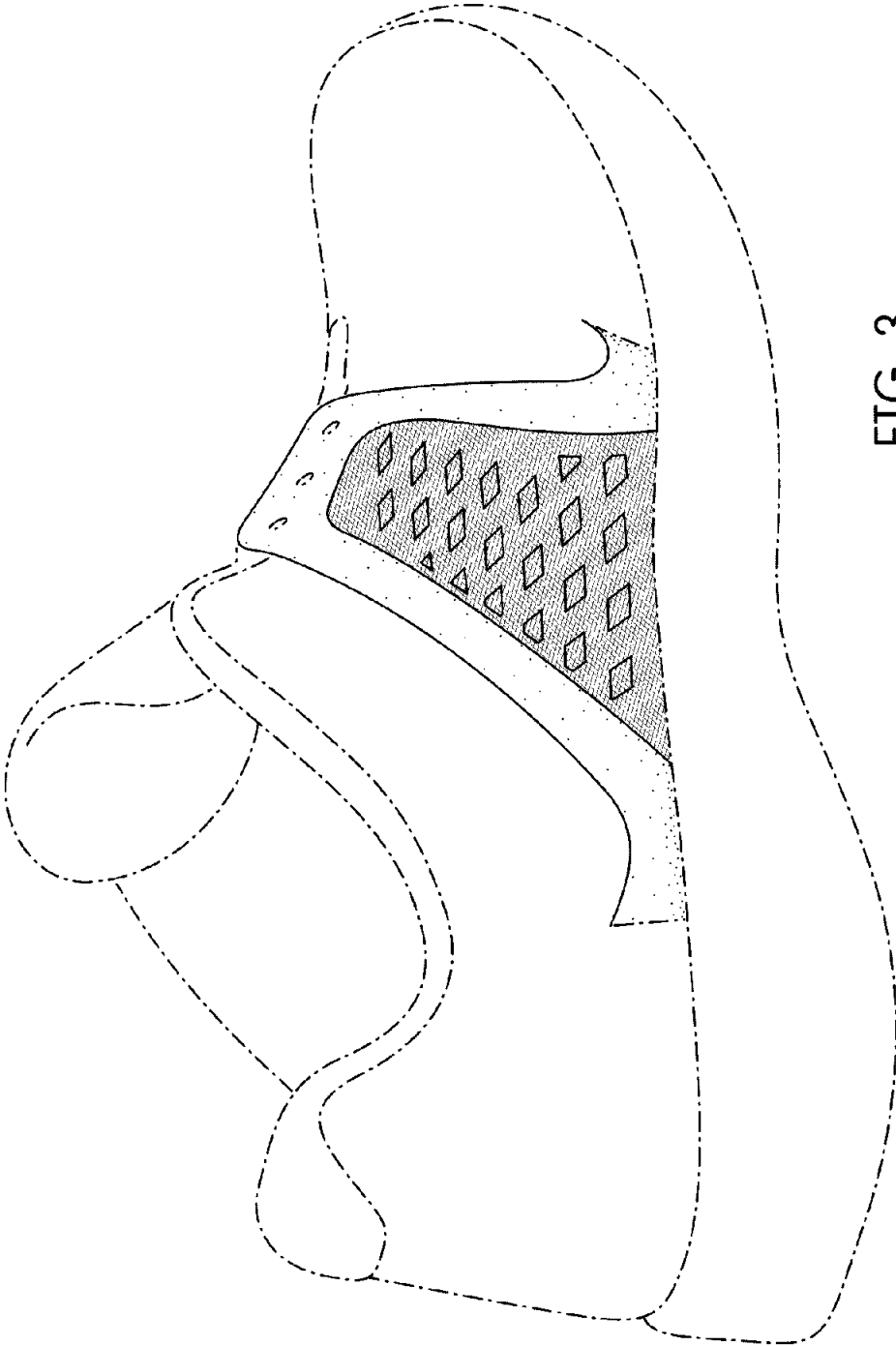


FIG. 3