



US00D397860S

United States Patent [19]
Avar

[11] **Patent Number: Des. 397,860**
[45] **Date of Patent: **Sep. 8, 1998**

[54] **PORTION OF A SHOE UPPER**

[75] Inventor: **Eric Avar**, Aloha, Oreg.
[73] Assignee: **Nike, Inc.**, Beaverton, Oreg.
[**] Term: **14 Years**

[21] Appl. No.: **86,890**
[22] Filed: **Apr. 22, 1998**

[51] **LOC (6) Cl.** **02-99**
[52] **U.S. Cl.** **D2/972**
[58] **Field of Search** D2/896, 902, 906,
D2/907, 972, 973, 978; 36/83, 113, 114,
45, 48, 50.1, 126, 127-129

[56] **References Cited**

U.S. PATENT DOCUMENTS

- D. 331,484 12/1992 Feller .
- D. 364,499 11/1995 Avar .
- D. 365,201 12/1995 Avar .
- D. 382,700 8/1997 Smith .
- D. 383,295 9/1997 Rask .
- D. 383,296 9/1997 Rask .
- D. 383,297 9/1997 Gray D2/972
- D. 384,802 10/1997 Avar .
- D. 385,407 10/1997 Selbiger .
- D. 385,693 11/1997 Cass D2/972
- D. 385,993 11/1997 Avar .
- D. 386,603 11/1997 Avar .
- D. 386,895 12/1997 Hatfield .
- D. 386,896 12/1997 Fogg .
- D. 388,598 1/1998 Hatfield .
- D. 389,300 1/1998 Teague .
- D. 391,062 2/1998 Hatfield .
- D. 391,066 2/1998 Smith, III .
- D. 391,068 2/1998 Aveni et al. .
- D. 393,350 4/1998 Aveni D2/972
- D. 393,353 4/1998 Lozano .
- D. 393,361 4/1998 Rask .

OTHER PUBLICATIONS

Nike Footwear Catalog, Holiday 1998, pp. M65, M87, and W27. Published Mar. 1998.
Nike Footwear Catalog, Late Fall 1998, p. 62. Published Mar. 1998.
Nike Footwear Catalog, Late Spring 1998, p. 199. Published Sep. 1997.
Nike Footwear Catalog, Spring 1998, p. 178. Published Jun. 1997.
Nike Footwear Catalog, Holiday 1997, p. 53. Published Mar. 1997.
Nike Footwear Catalog, Spring 1997, p. 142. Published Jun. 1996.
Nike Footwear Catalog, Holiday 1995, p. 17. Published Mar. 1995.

Primary Examiner—Dominic Simone
Attorney, Agent, or Firm—Banner & Witcoff, Ltd.

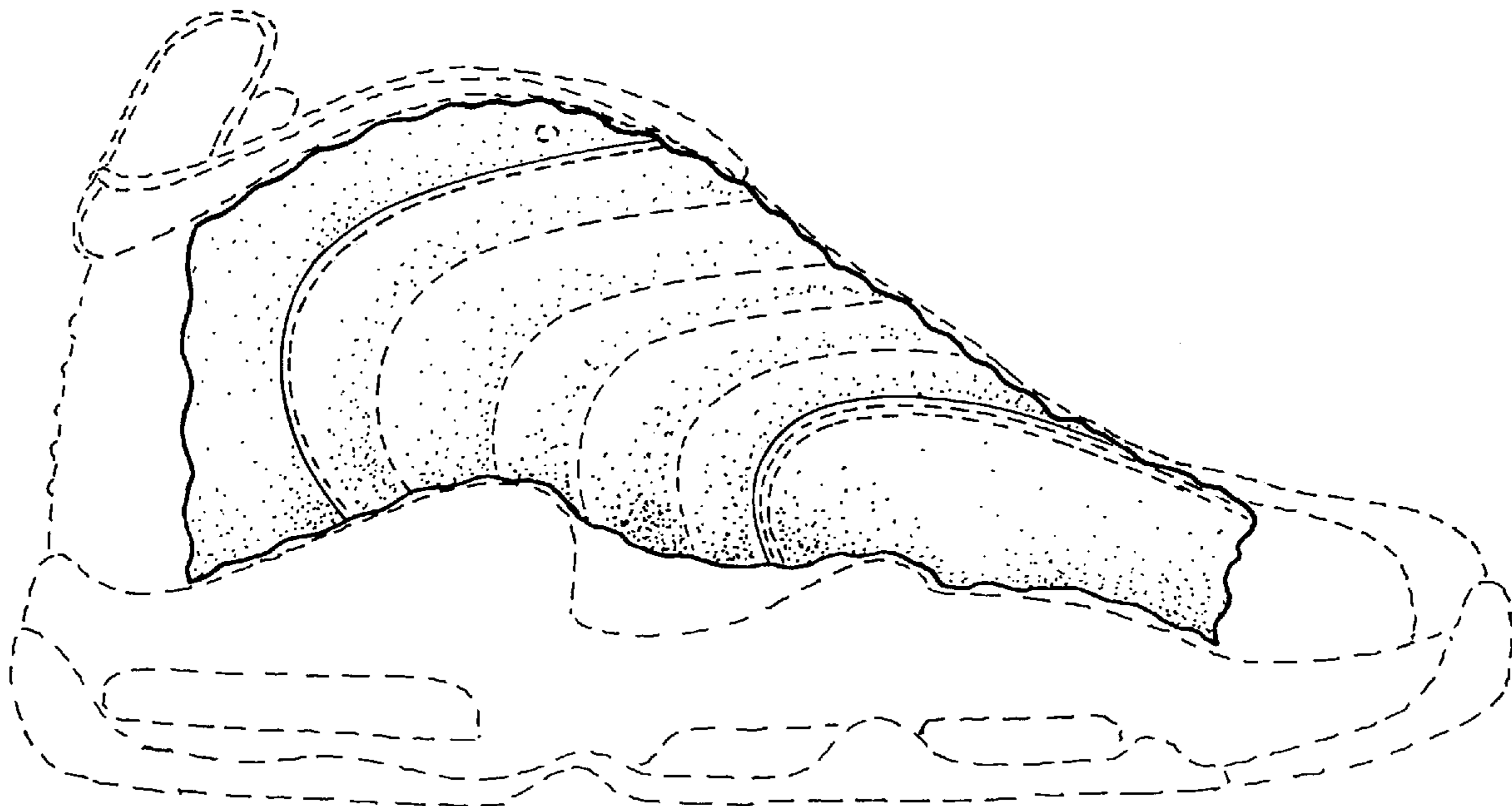
[57] **CLAIM**

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

DESCRIPTION

FIG. 1 is a perspective view of a portion of a shoe upper showing my new design;
FIG. 2 is a side elevational view of the portion of a shoe upper shown in FIG. 1;
FIG. 3 is a front elevational view of the portion of a shoe upper shown in FIG. 1;
FIG. 4 is a rear elevational view of the portion of a shoe upper shown in FIG. 1; and,
FIG. 5 is a top plan view of the portion of a shoe upper shown in FIG. 1.
The broken line showing of the eyelet and the remainder of the shoe is for illustration purposes only and forms no part of the claimed design.

1 Claim, 2 Drawing Sheets



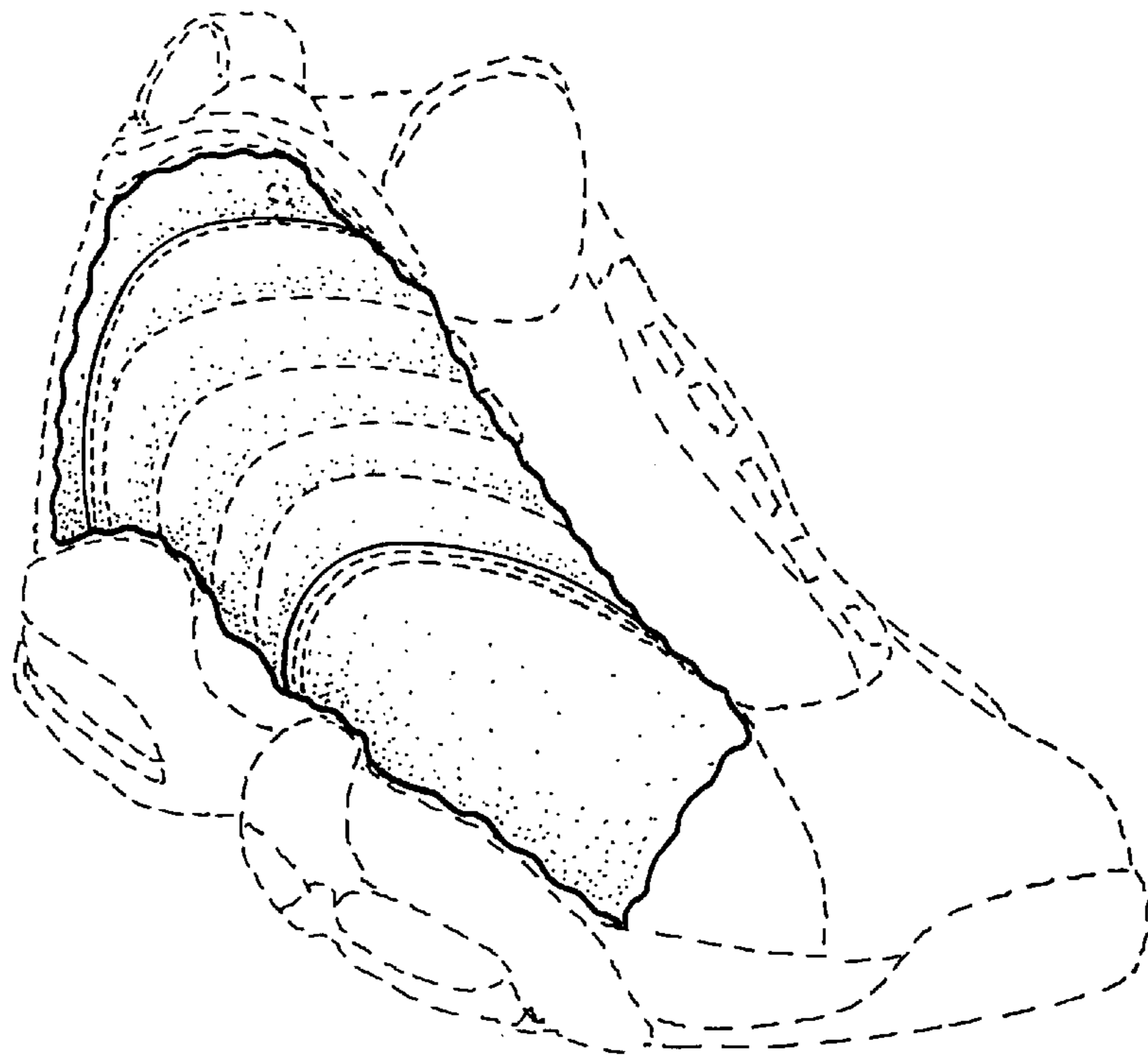


FIG. 1

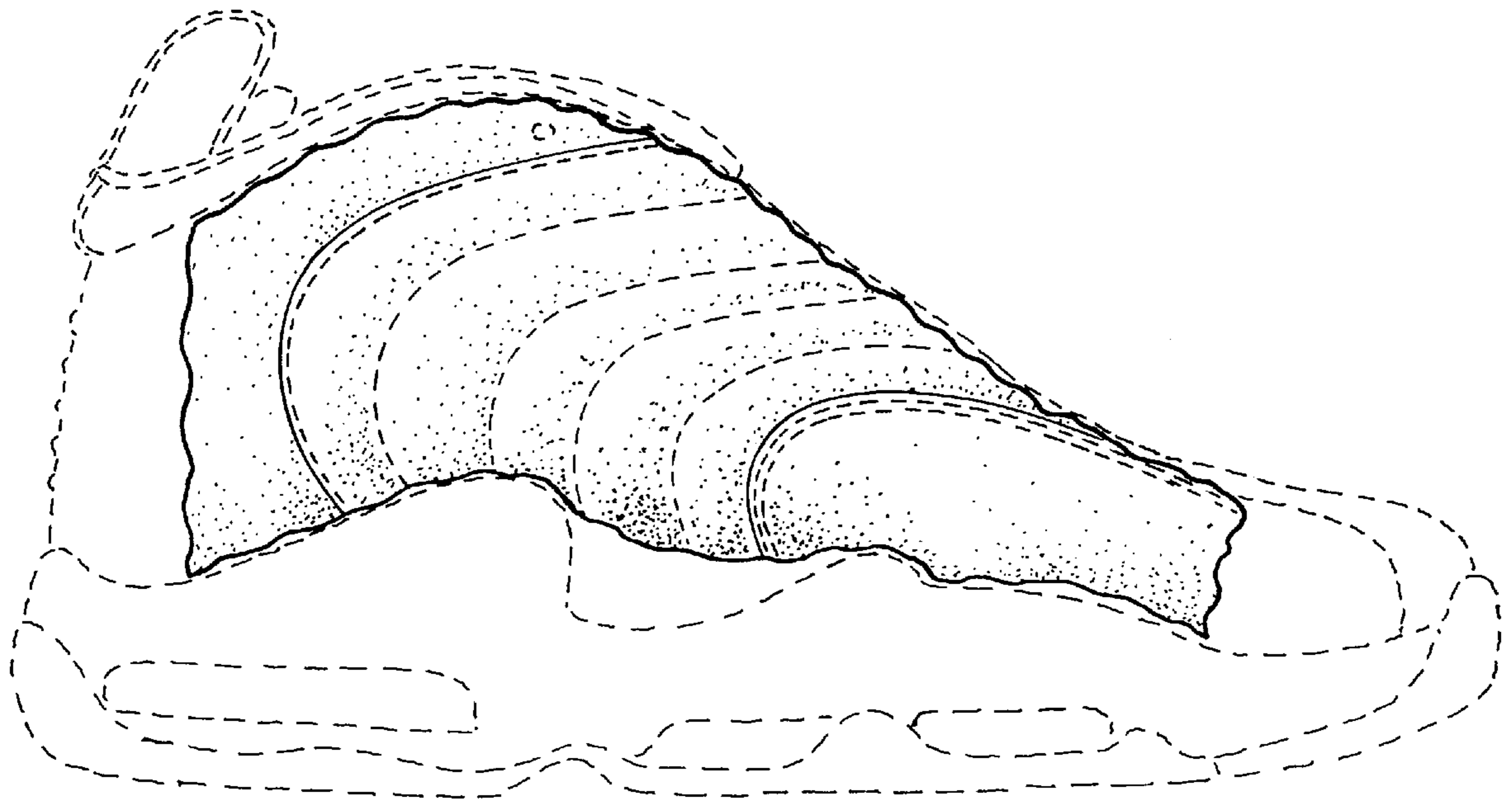


FIG. 2

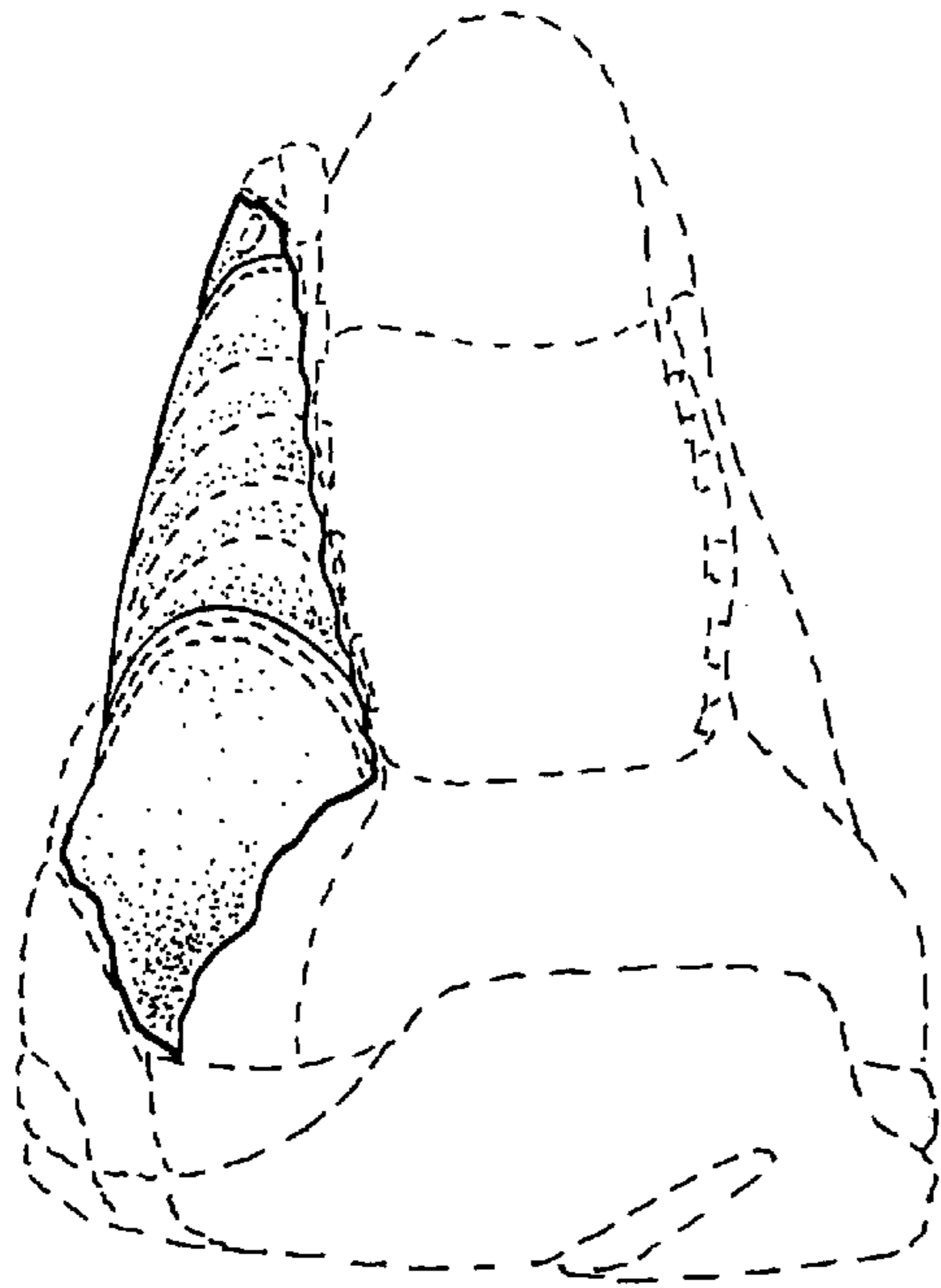


FIG. 3

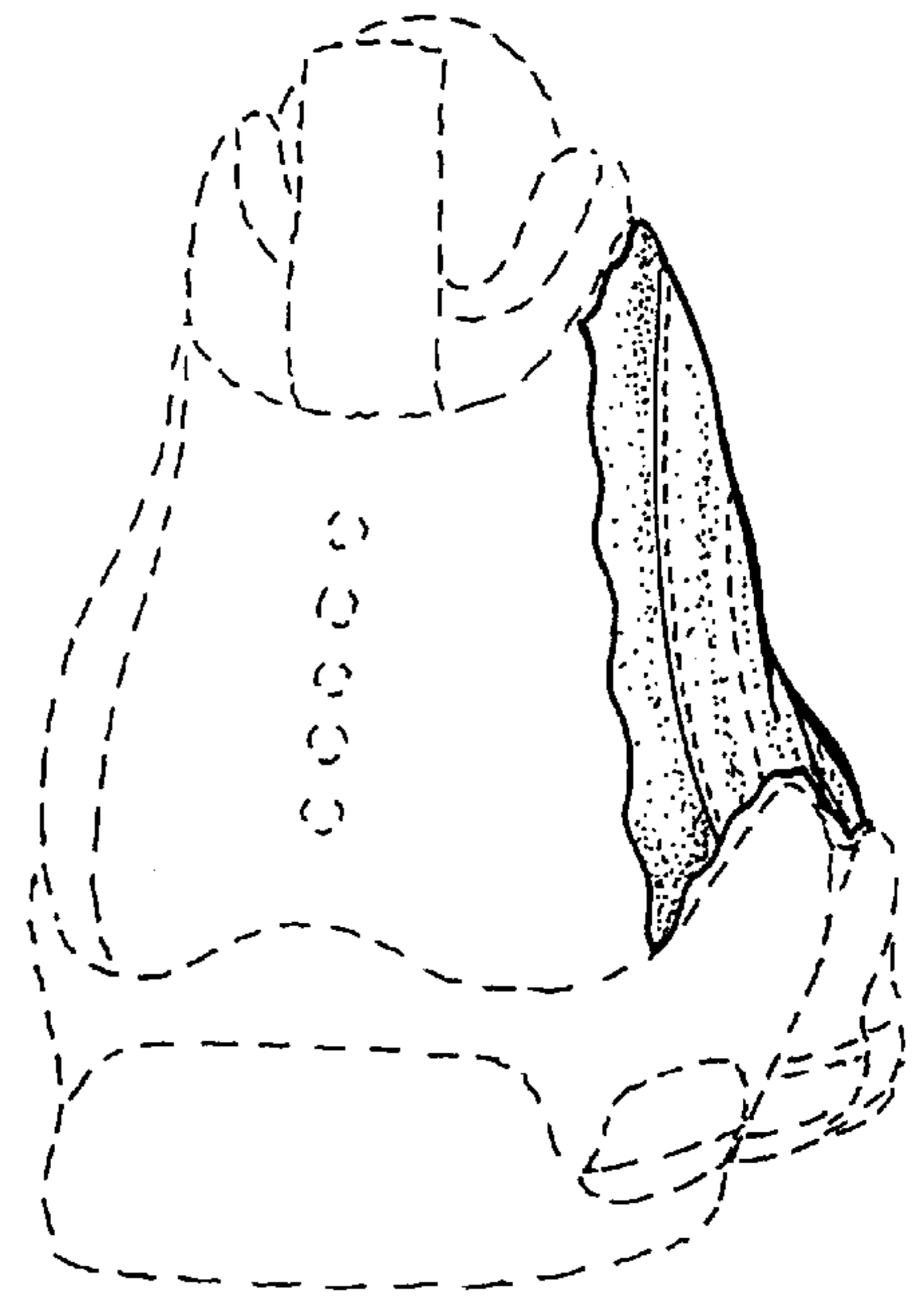


FIG. 4

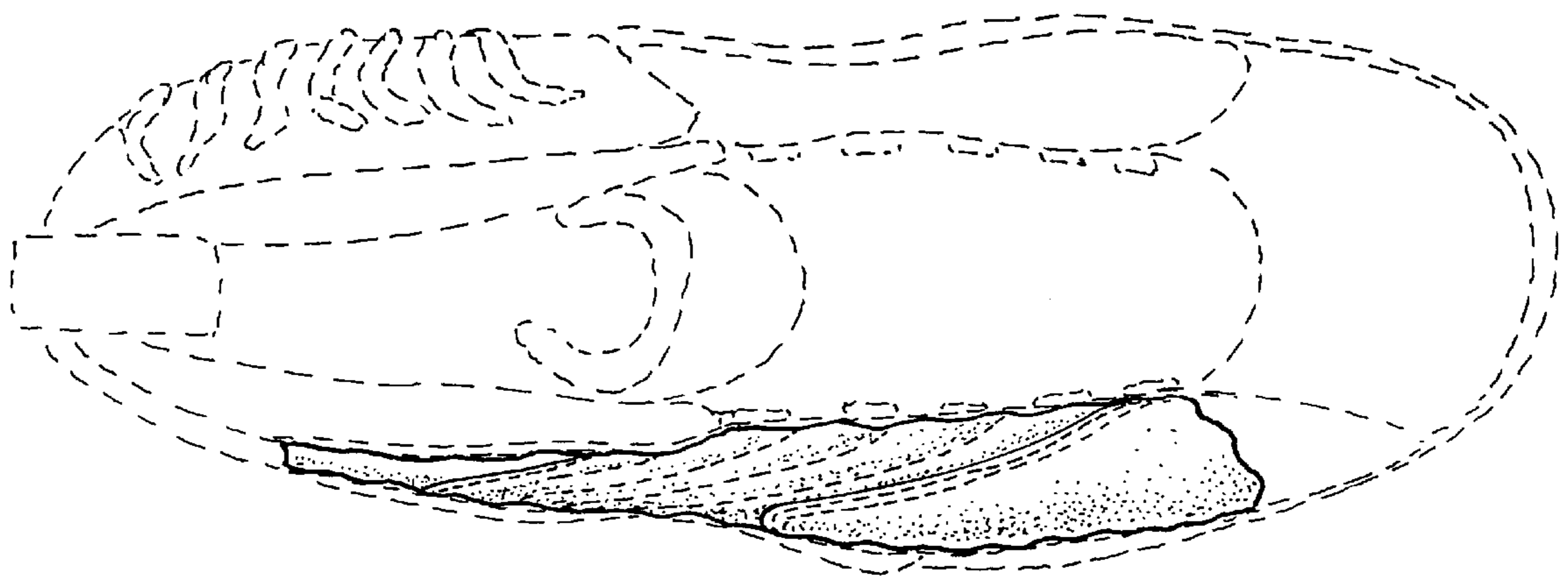


FIG. 5