



US00D406454S

United States Patent [19]
Blakeslee

[11] **Patent Number: Des. 406,454**

[45] **Date of Patent: **Mar. 9, 1999**

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

[75] Inventor: **Carl Blakeslee**, Beaverton, Oreg.

[73] Assignee: **Nike, Inc.**, Beaverton, Oreg.

[**] Term: **14 Years**

[21] Appl. No.: **94,871**

[22] Filed: **Oct. 13, 1998**

[51] **LOC (6) Cl.** **02-99**

[52] **U.S. Cl.** **D2/972**

[58] **Field of Search** D2/896, 902, 907,
D2/946, 969, 972, 974; 36/83, 113, 114,
126-130, 45, 50.1

Nike Footwear Catalog, Holiday 1996, p. 45. Published Mar. 1996.

Nike Footwear Catalog, Spring 1996, pp. 33, 85, 87 and 144. Published Jun. 1995.

Nike Footwear Catalog, Spring 1995, pp. 47,63,78 and 80. Published Jun. 1994.

Nike Footwear Catalog, Fall 1995, pp. 29 and 85. Published Nov. 1994.

Nike Footwear Catalog, Holiday 1995, p. 20. Published Mar. 1995.

Nike Footwear Catalog, Fall 1994, pp. 12 and 56. Published Nov. 1993.

Nike Footwear Catalog, Fall 1992, p. 60. Published Dec. 1991.

[56] **References Cited**

U.S. PATENT DOCUMENTS

D. 112,009	11/1938	Ullman	D2/972
D. 296,037	6/1988	Brown et al.	.	
D. 298,754	11/1988	McCourt	D2/972
D. 328,516	8/1992	Hatfield et al.	.	
D. 335,388	5/1993	Hatfield et al.	.	
D. 349,394	8/1994	Hatfield	.	
D. 364,266	11/1995	Orzeck	.	
D. 365,197	12/1995	Hatfield	.	
D. 369,897	5/1996	Worthington	.	
D. 377,414	1/1997	Hatfield	D2/972
D. 381,495	7/1997	Avar	.	
D. 382,993	9/1997	Clegg et al.	.	
D. 385,407	10/1997	Selbiger	.	
D. 385,411	10/1997	Cooper et al.	.	
D. 389,637	1/1998	Blakeslee	.	
D. 398,768	9/1998	Avar	D2/972

OTHER PUBLICATIONS

Nike Footwear Catalog, Fall 1997, pp. 11 and 126. Published Dec. 1996.

Nike Footwear Catalog, Spring 1997, p. 11. Published Jun. 1996.

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 thereof;

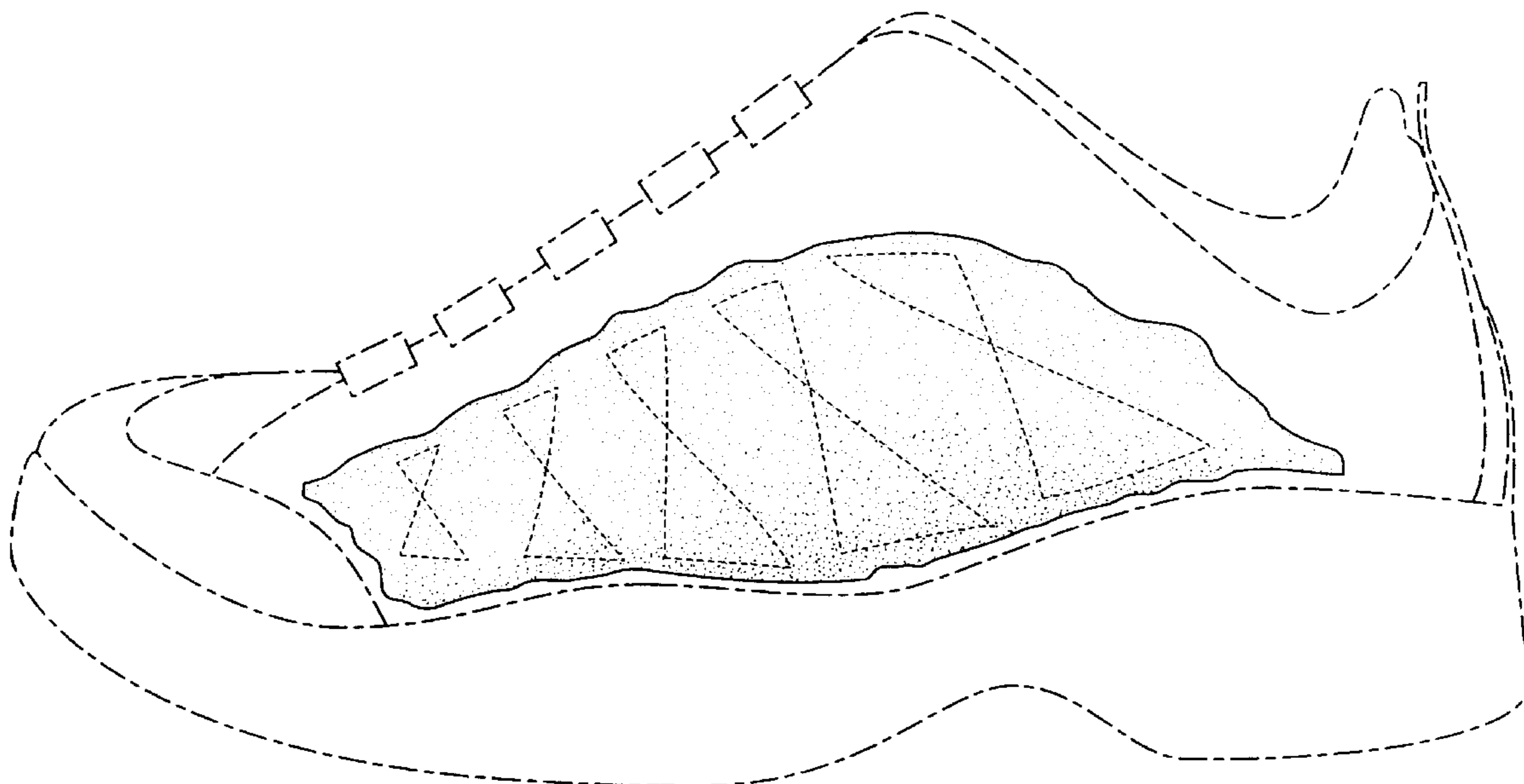
FIG. 3 is a top plan view thereof;

FIG. 4 is a front elevational view thereof; and,

FIG. 5 is a rear elevational view thereof.

The uneven broken line showing of the shoe sole and the remaining portions of the shoe upper in FIGS. 1-5 is for illustrative purposes only and forms no part of the claimed design.

1 Claim, 4 Drawing Sheets



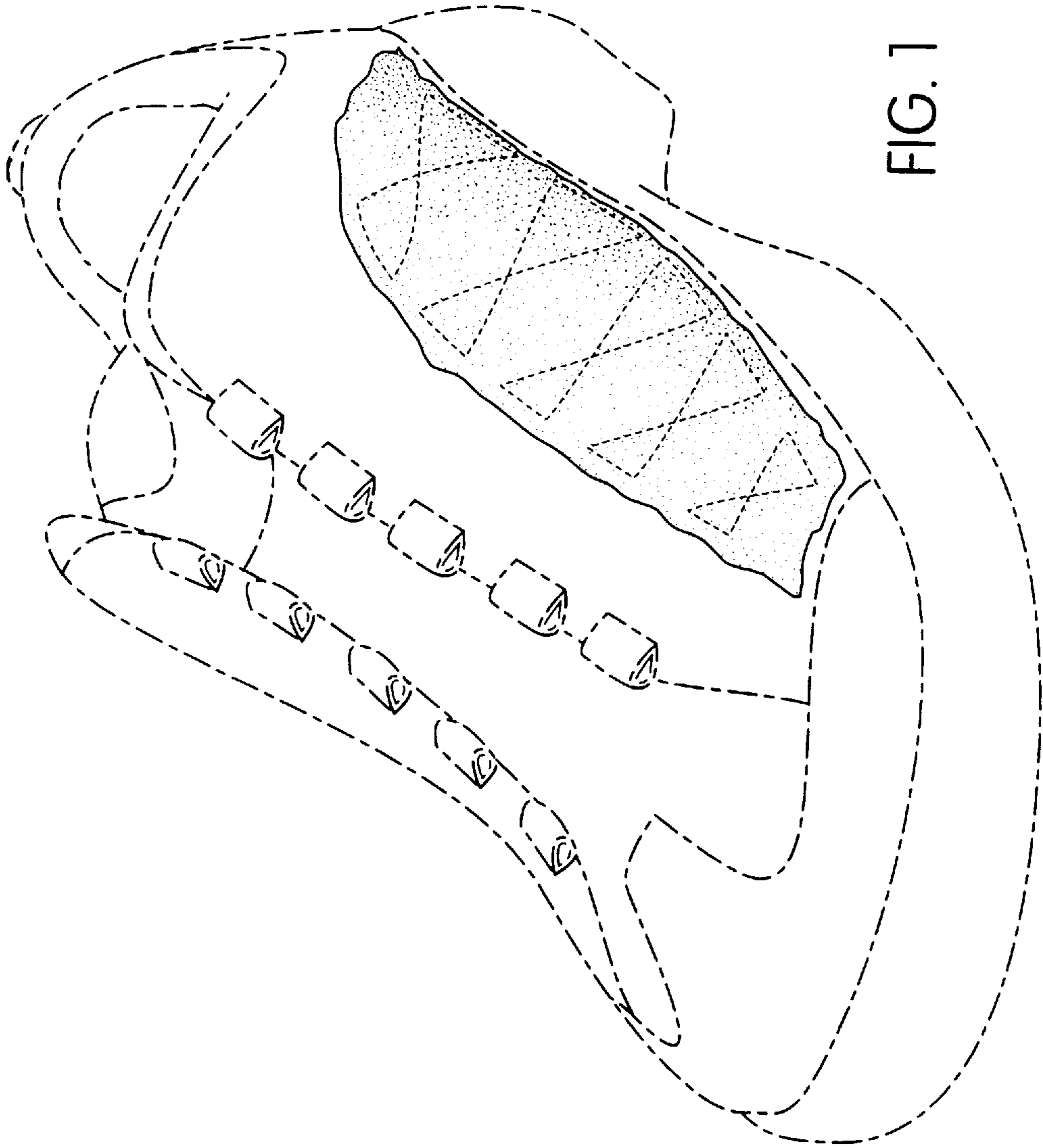


FIG. 1

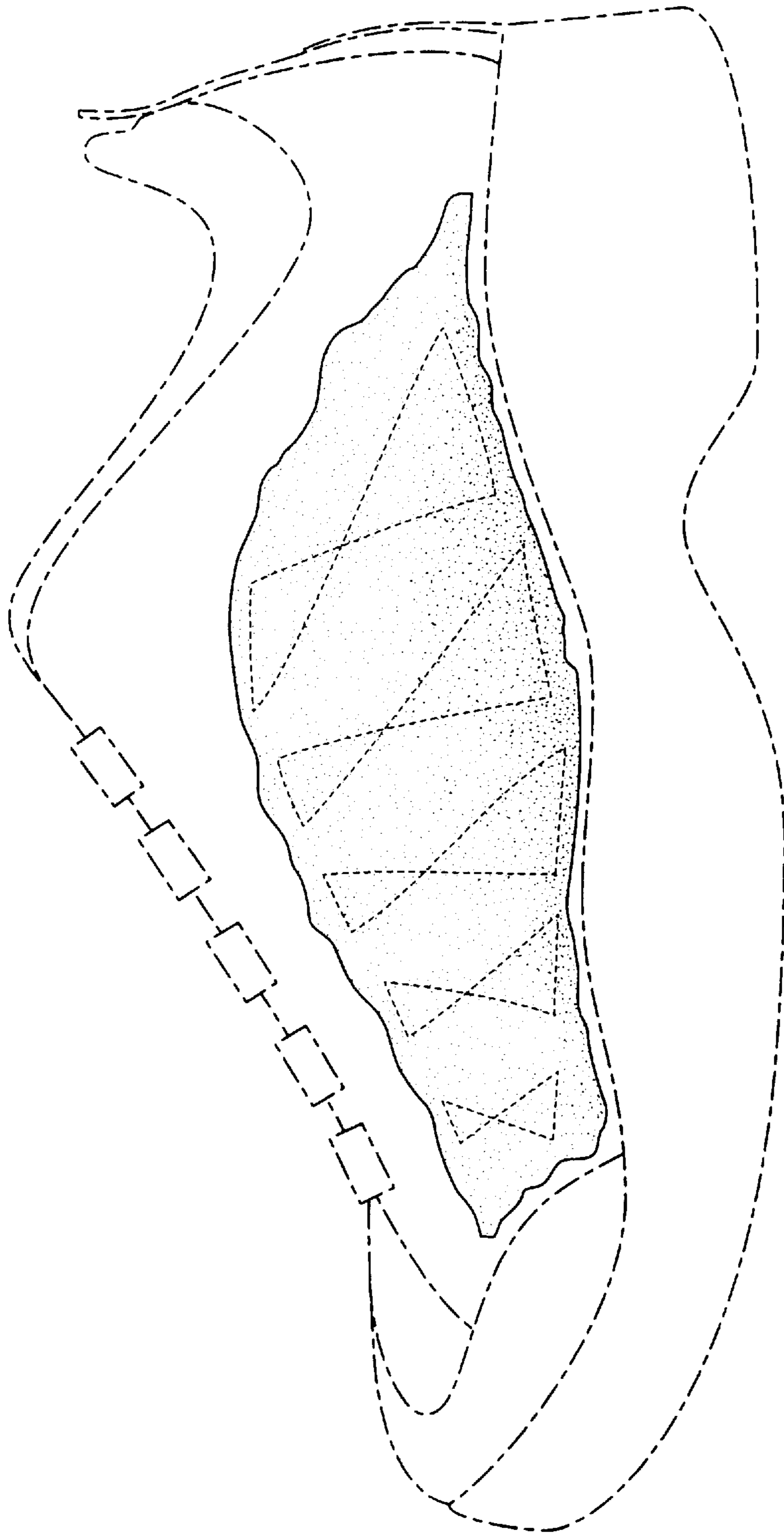


FIG. 2

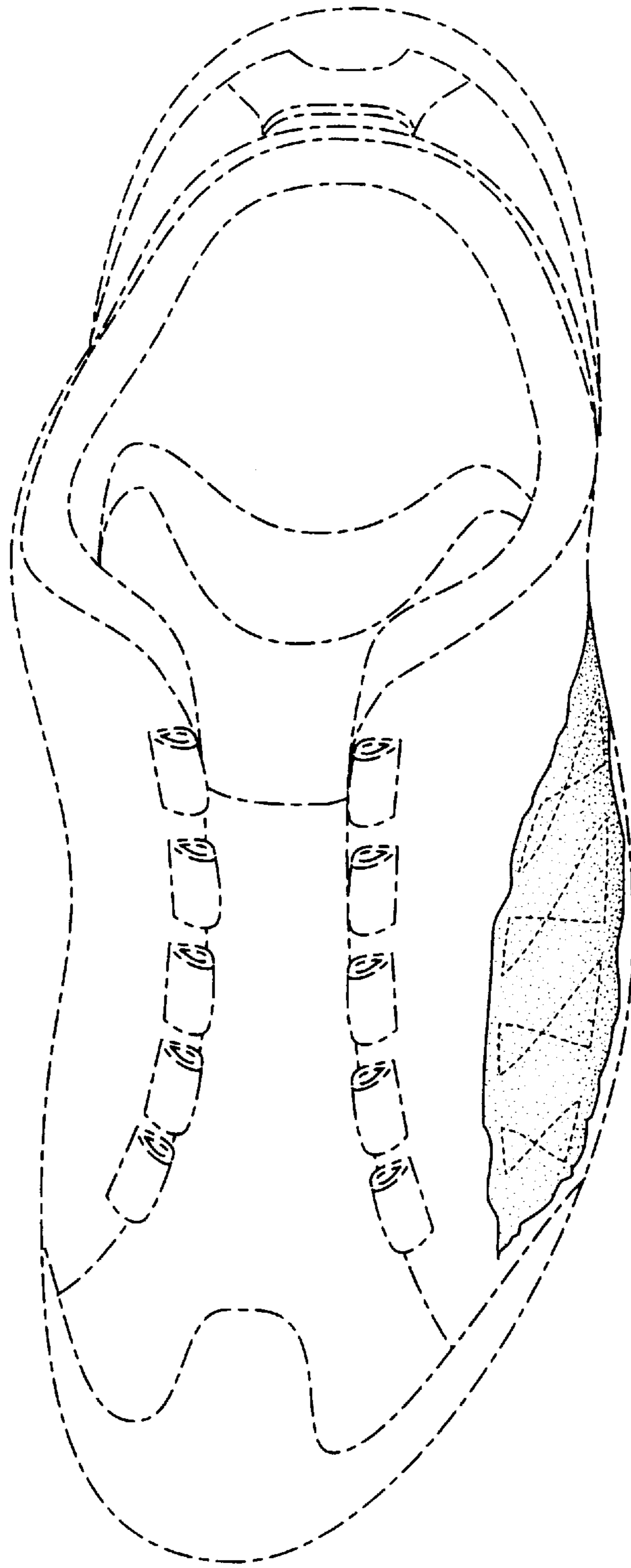


FIG. 3

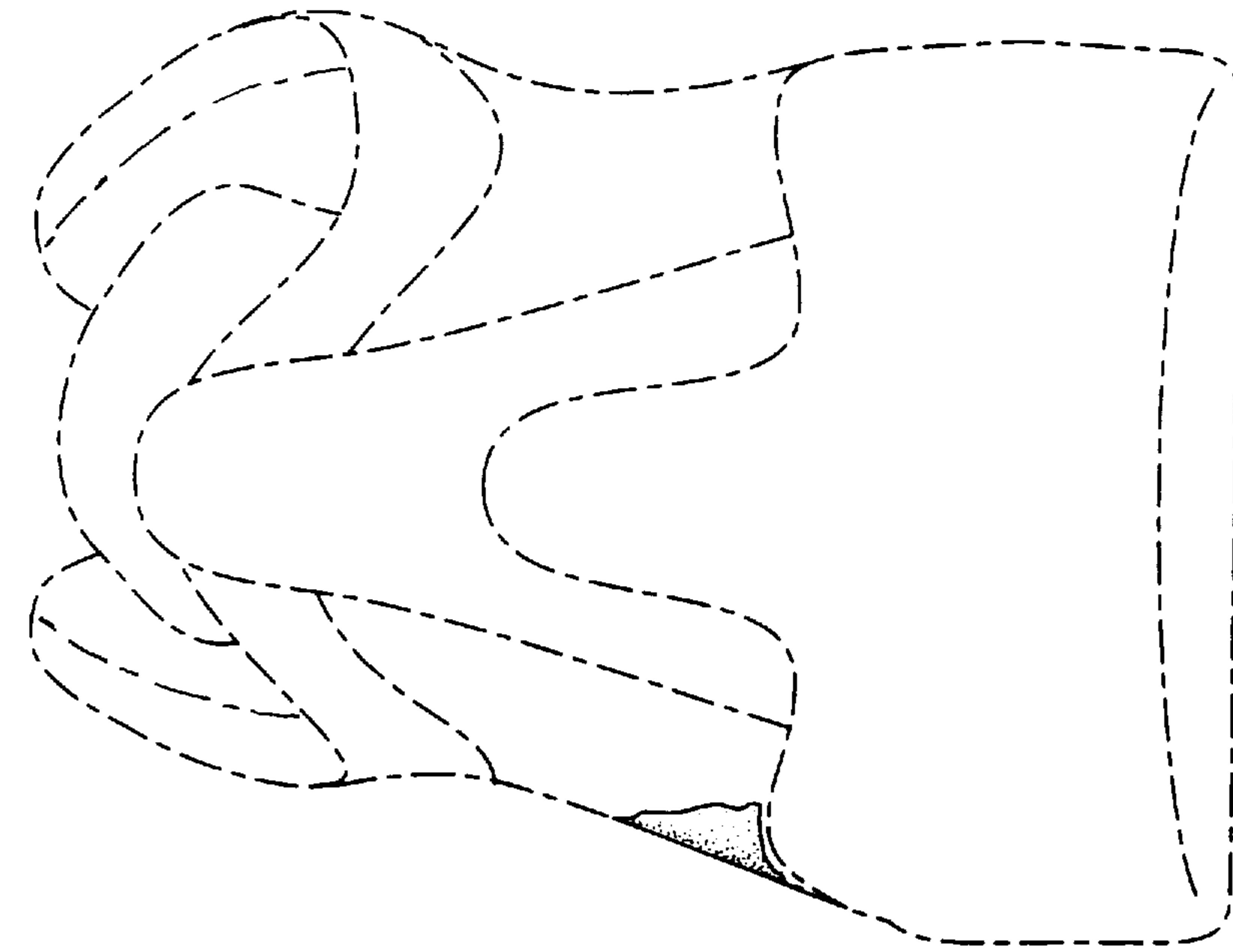


FIG. 5

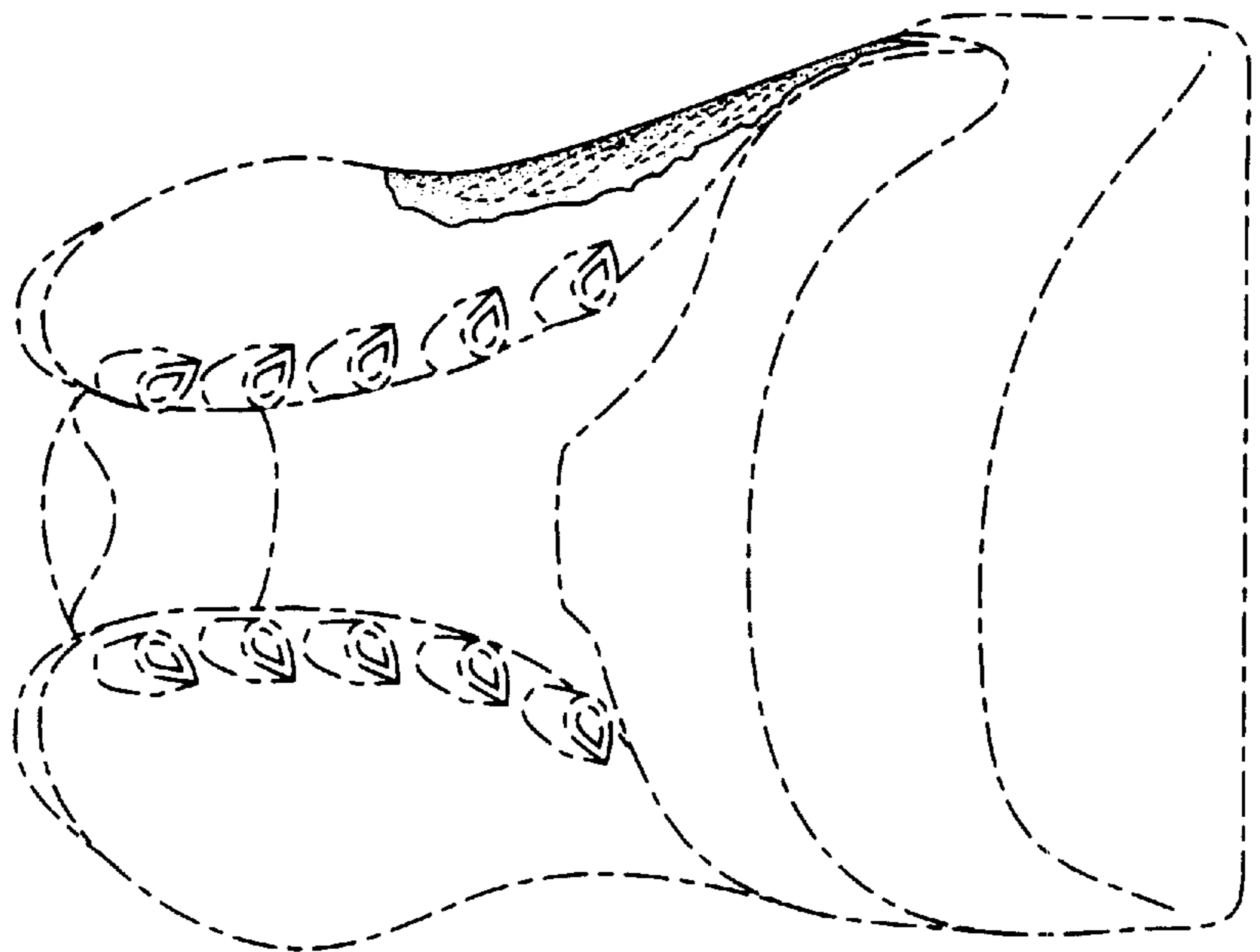


FIG. 4

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : Des 406,454
DATED : March 9, 1999
INVENTOR(S) : Carl Blakeslee

Page 1 of 1

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title page,

Item [56], **References Cited**, under U.S. PATENT DOCUMENTS,
“D298,754 11/1988 McCourt” has been replaced with -- D398,754 9/1998 McCourt” --

Signed and Sealed this

Thirteenth Day of August, 2002

Attest:

A handwritten signature in black ink, appearing to read "James E. Rogan", with a horizontal line underneath.

Attesting Officer

JAMES E. ROGAN
Director of the United States Patent and Trademark Office