



US00D409368S

United States Patent [19] Clarke

[11] **Patent Number: Des. 409,368**

[45] **Date of Patent: ** May 11, 1999**

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

D. 401,756 12/1998 Avar D2/972

[75] Inventor: **Richard D. Clarke**, Portland, Oreg.

OTHER PUBLICATIONS

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

Nike Footwear Catalog, Late Spring 1998, p. 92. Published Sep. 1997.

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

Nike Footwear Catalog, Fall 1996, p. 152. Published Dec. 1995.

[21] Appl. No.: **29/098,704**

Nike Footwear Catalog, Holiday 1995, p. 82. Published Mar. 1995.

[22] Filed: **Jan. 5, 1999**

Nike Footwear Catalog, Fall 1991, p. 52. Published Dec. 1990.

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

Nike Footwear Catalog, Fall 1990, p. 50. Published Dec. 1989.

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

Nike Footwear Catalog, Fall 1989, pp. 50 and 136. Published Dec. 1988.

[58] **Field of Search** D2/896, 902, 907, D2/910, 969, 972, 973; 36/83, 113, 126-131, 45, 50.1

Nike Footwear Catalog, Spring 1988, p. 26. Published Jun. 1987.

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Primary Examiner—Dominic Simone

Attorney, Agent, or Firm—Banner & Witcoff, Ltd.

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[57] **CLAIM**

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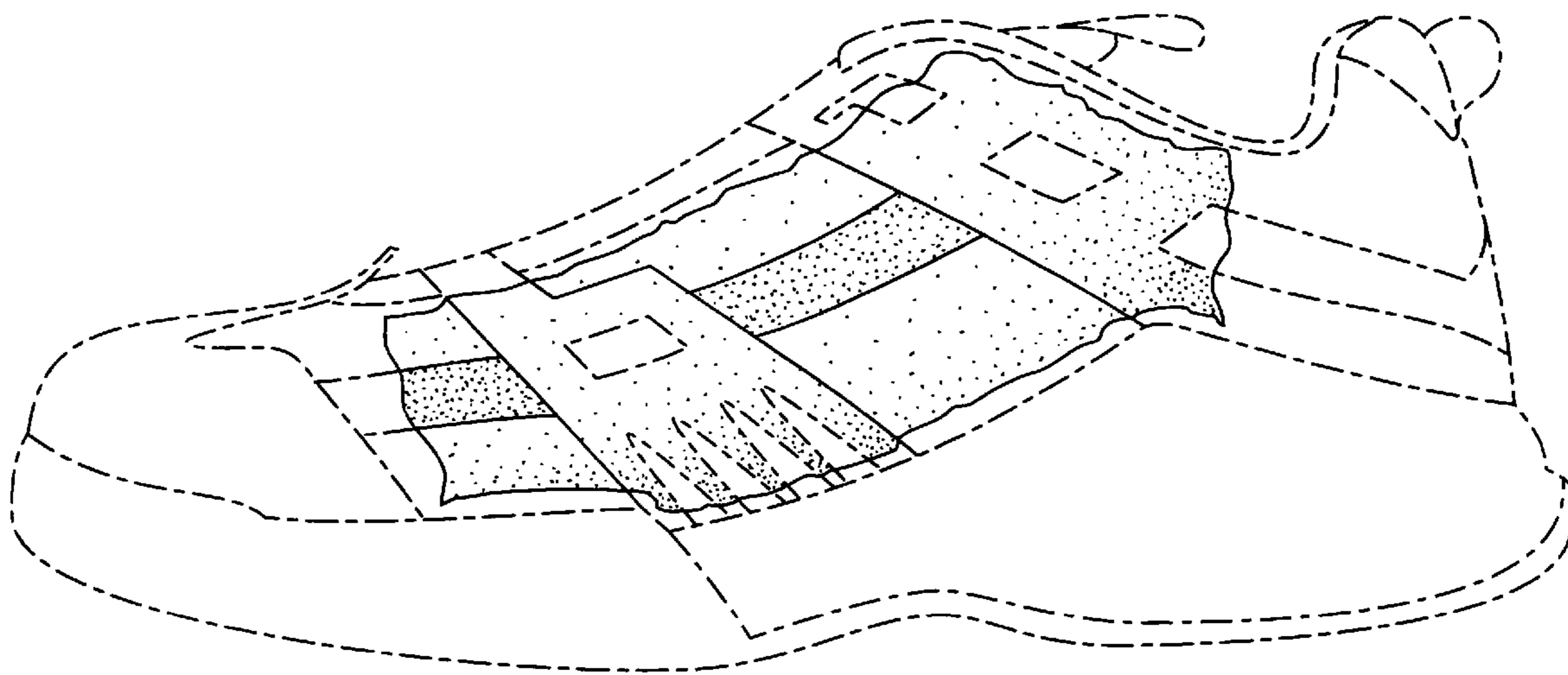
The ornamental design for a portion of a shoe upper, as shown and described.

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 rectangular elements and pointed elements in the claimed region and remainder of the shoe is for illustrative purposes only and forms no part of the claimed design.

1 Claim, 4 Drawing Sheets



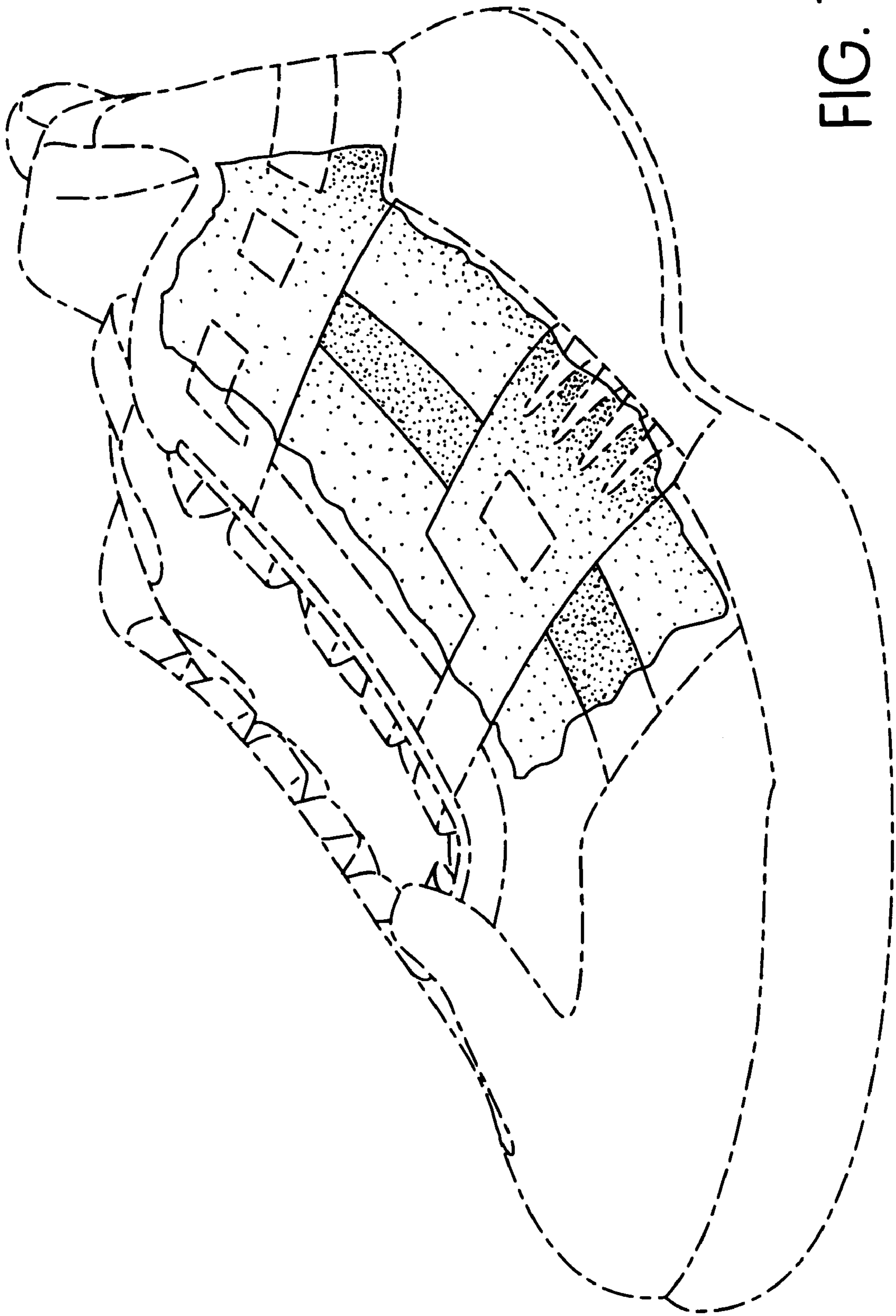


FIG. 1

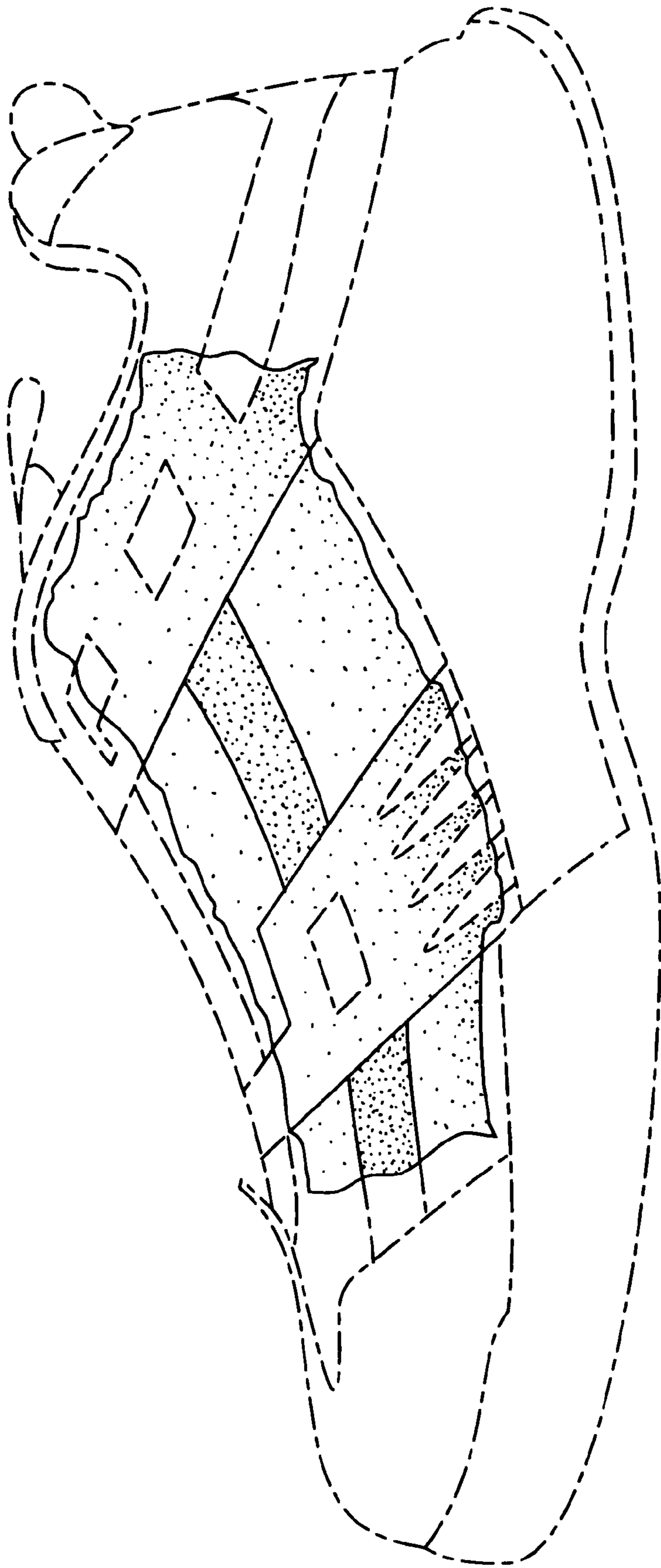


FIG. 2

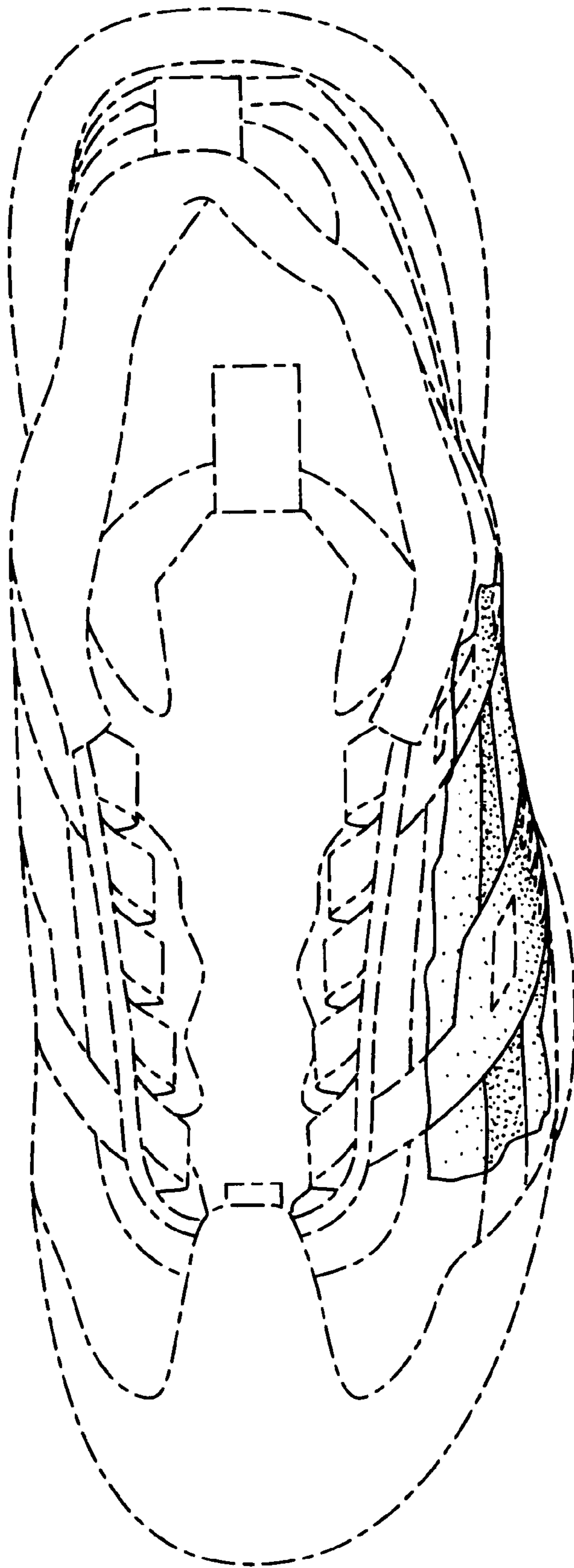


FIG. 3

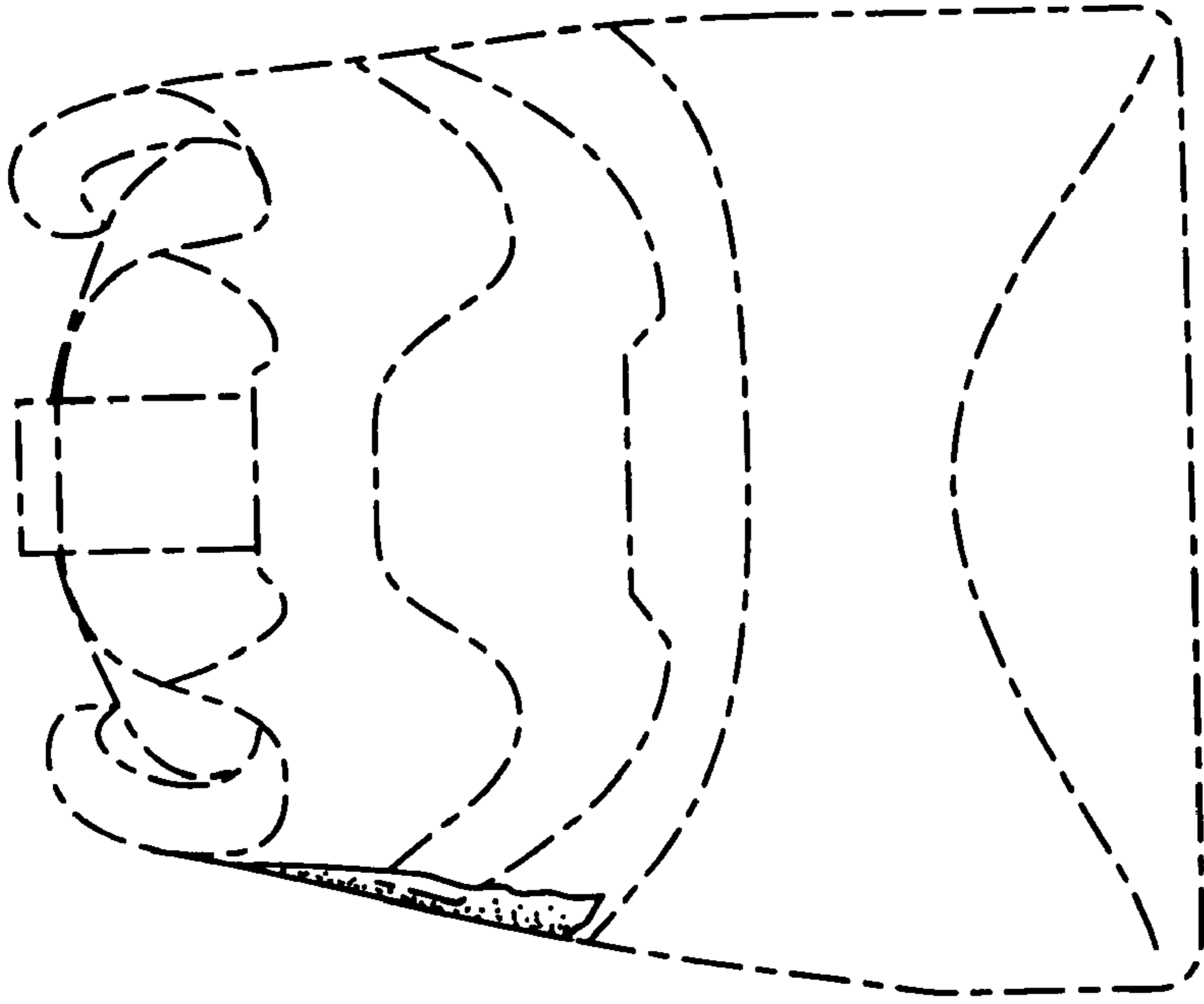


FIG. 5

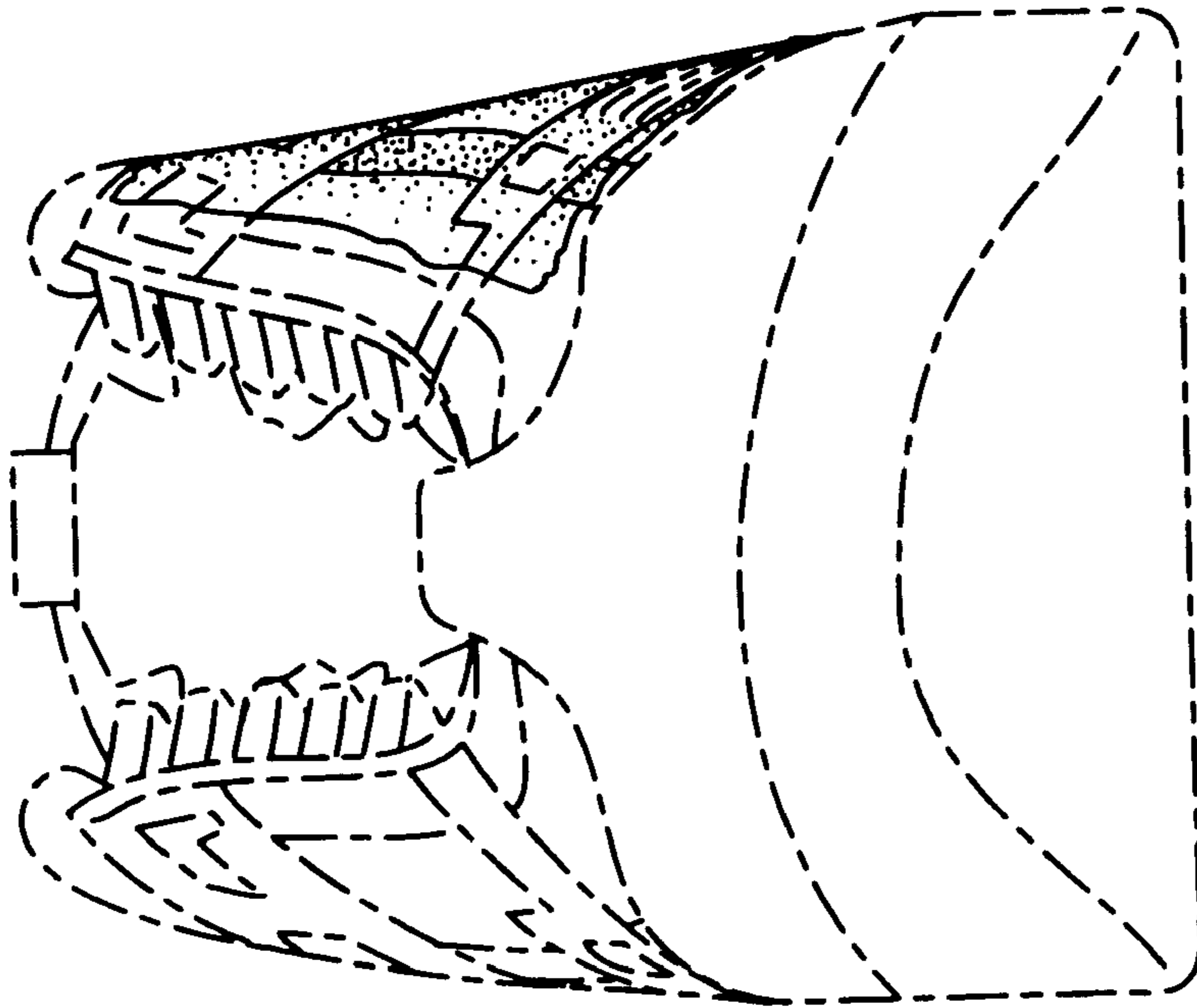


FIG. 4