



US00D413721S

United States Patent [19] Roth

[11] **Patent Number: Des. 413,721**
[45] **Date of Patent: ** Sep. 14, 1999**

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

[75] Inventor: **Charles P. Roth**, Portland, Oreg.

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

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

[21] Appl. No.: **29/105,256**

[22] Filed: **May 18, 1999**

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

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

[58] **Field of Search D2/896, 902, 907,
D2/944, 969, 972, 973; 36/45, 50.1, 51,
77 M, 77 R, 88, 89, 114**

[56] **References Cited**

U.S. PATENT DOCUMENTS

D. 54,215	11/1919	Johnson .	
D. 133,260	8/1942	Timson .	
D. 291,383	8/1987	Campbell et al.	D2/907
D. 331,484	12/1992	Feller .	
D. 344,396	2/1994	Hoefl et al. .	
D. 345,253	3/1994	Lucas .	
D. 345,452	3/1994	Lucas	D2/973
D. 346,272	4/1994	Cessor .	
D. 347,109	5/1994	Avar .	
D. 347,938	6/1994	Smith .	
D. 348,976	7/1994	Van Noy	D2/969
D. 350,637	9/1994	Mitsui	D2/902
D. 351,058	10/1994	Hatfield et al. .	
D. 351,275	10/1994	Hatfield et al. .	
D. 364,498	11/1995	Teague .	
D. 365,200	12/1995	Teague .	
D. 369,459	5/1996	Feller .	
D. 371,898	7/1996	Hatfield .	
D. 377,262	1/1997	Lucas .	
D. 377,712	2/1997	Avar et al. .	
D. 380,077	6/1997	Preskar et al. .	
D. 381,800	8/1997	Greene	D2/972
D. 382,698	8/1997	Avar .	
D. 386,896	12/1997	Fogg .	
D. 387,195	12/1997	McNulty .	
D. 388,402	12/1997	Smith .	
D. 388,499	12/1997	Lucas .	

D. 388,598	1/1998	Hatfield .	
D. 392,456	3/1998	Yun .	
D. 395,745	7/1998	Rask .	
D. 402,102	12/1998	Rask	D2/972
5,377,430	1/1995	Hatfield et al. .	

OTHER PUBLICATIONS

Nike Footwear Catalog, Holiday 1999, pp. M11, M135. Published Mar. 1999.
Nike Footwear Catalog, Spring 1998, p. 90. Published Jun. 1997.
Nike Footwear Catalog, Late Fall 1998, p. 50. Published Mar. 1998.
Nike Footwear Catalog, Holiday 1998, pp. W48, M33 and M133. Published Mar. 1998.
Nike Footwear Catalog, Spring 1997, p. 23. Published Jun. 1996.
Nike Footwear Catalog, Fall 1997, p. 131. Published Dec. 1996.
Nike Footwear Catalog, Holiday 1997, p. 50. Published Mar. 1997.
Nike Footwear Catalog, Late Spring 1996, p. 30. Published Aug. 1995.

(List continued on next page.)

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

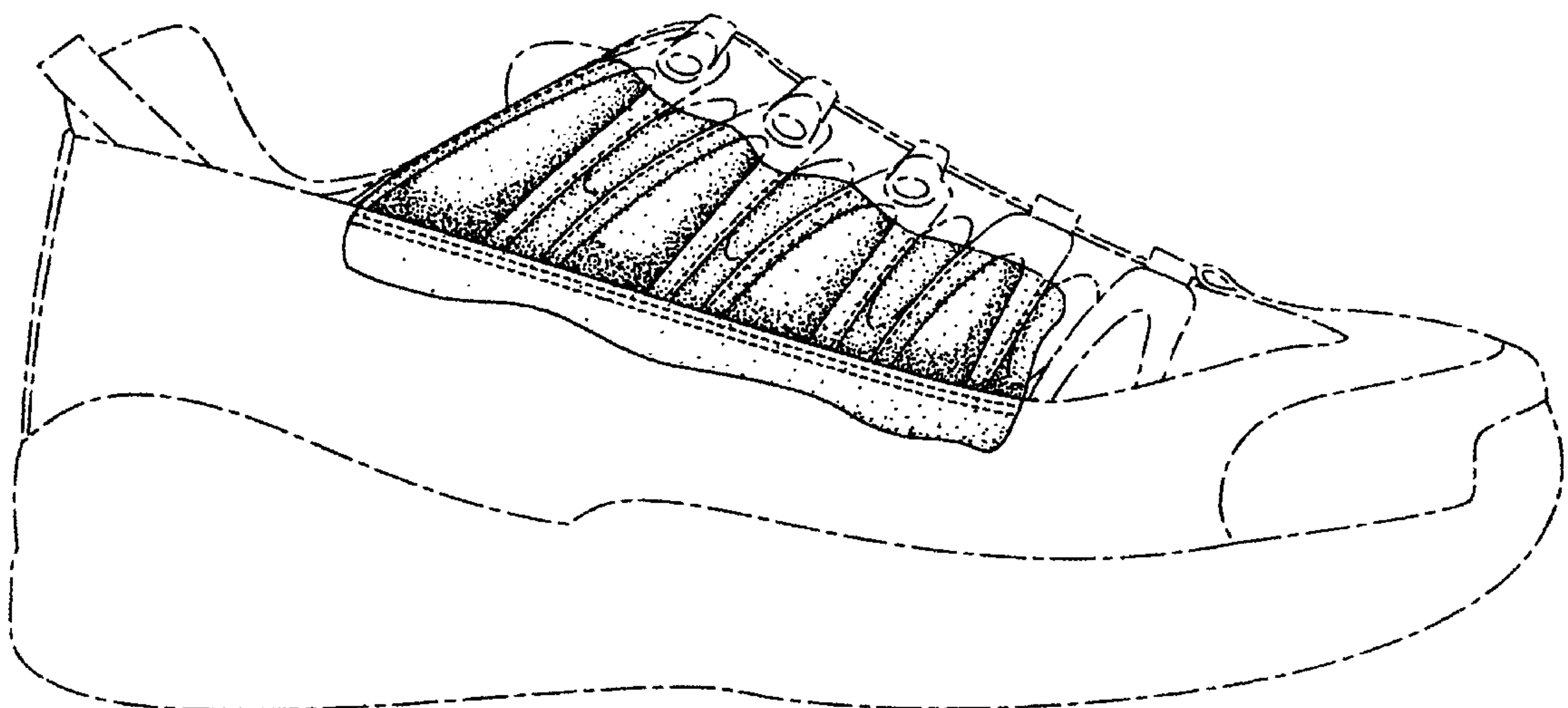
[57] **CLAIM**

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 front elevational view thereof;
FIG. 4 is a rear elevational view thereof; and,
FIG. 5 is a top plan view thereof.
The uneven broken line showing of the remainder of the shoe is for illustrative purposes only and forms no part of the claimed design.

1 Claim, 5 Drawing Sheets



OTHER PUBLICATIONS

Nike Footwear Catalog, Holiday 1996, pp. 6, 31 and 116. Published Mar. 1996.

Nike Footwear Catalog, Fall 1995, p. 41. Published Nov. 1994.

Nike Footwear Catalog, Holiday 1995, p. 41. Published Mar. 1995.

Nike Footwear Catalog, Spring 1994, p. 88. Published Jun. 1993.

Nike Footwear Catalog, Fall 1994, pp. 104 and 142. Published Nov. 1993.

Nike Footwear Catalog, Holiday 1994, pp. 5, 14 and 32. Published Mar. 1994.

Nike Footwear Catalog, Spring 1990, p. 76. Published Jun. 1989.

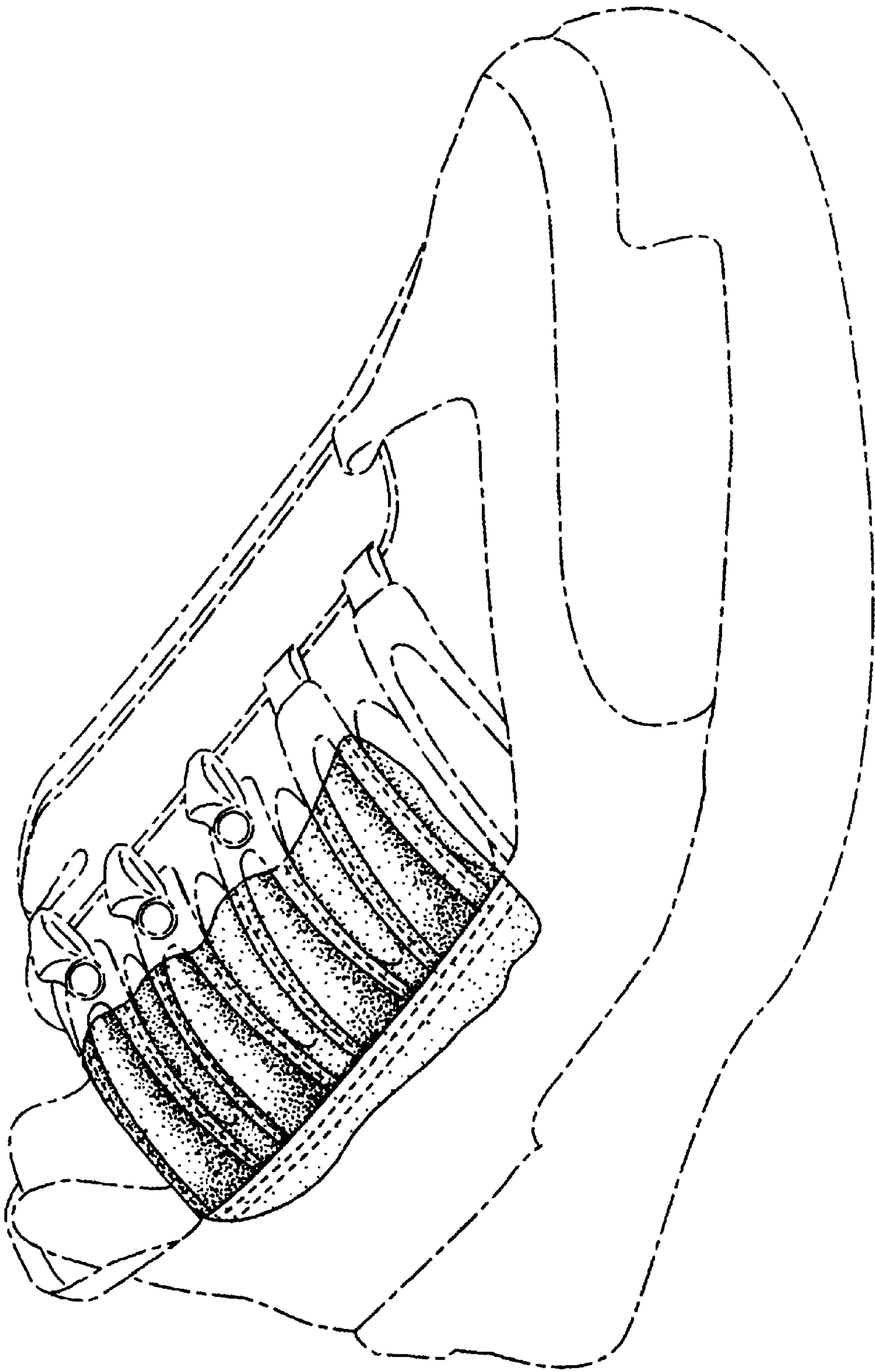


FIG. 1

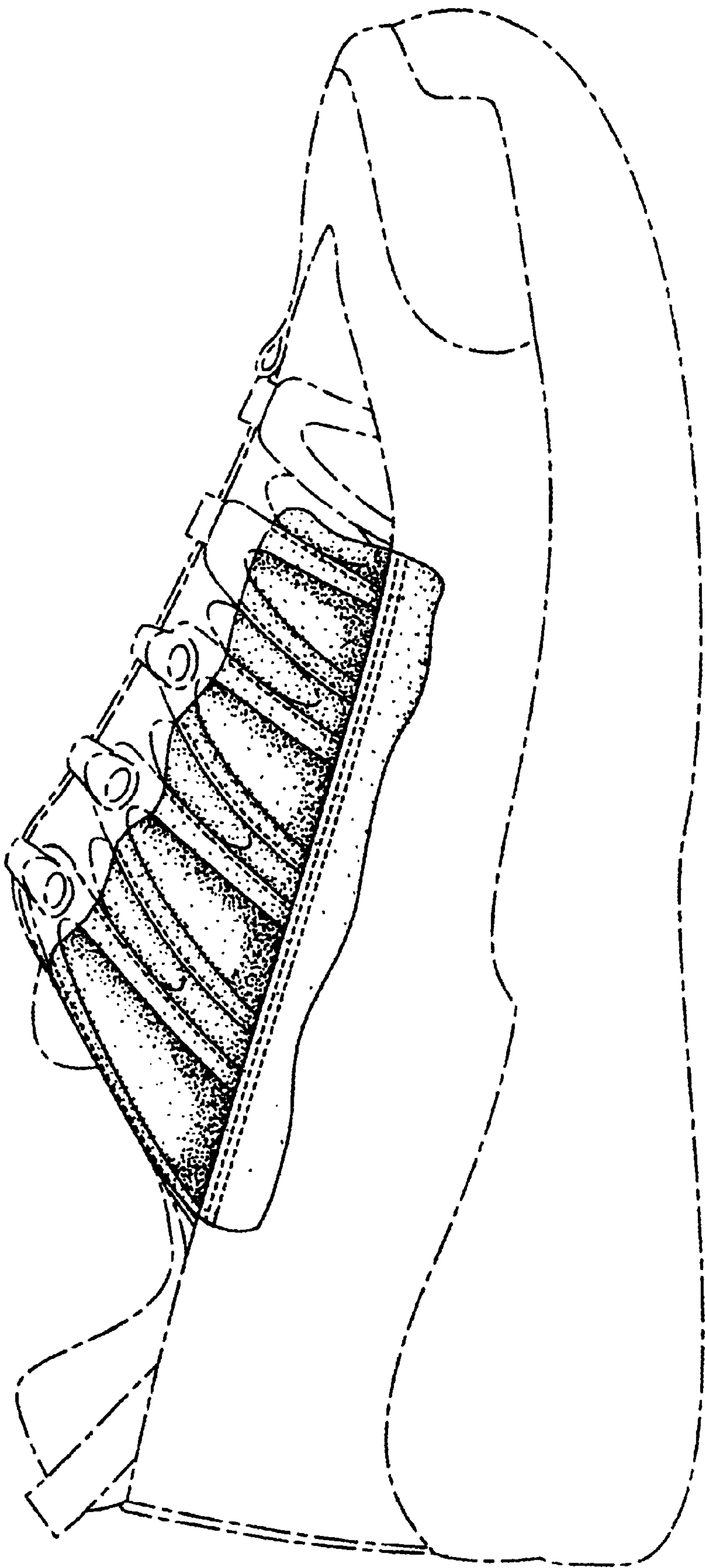


FIG. 2

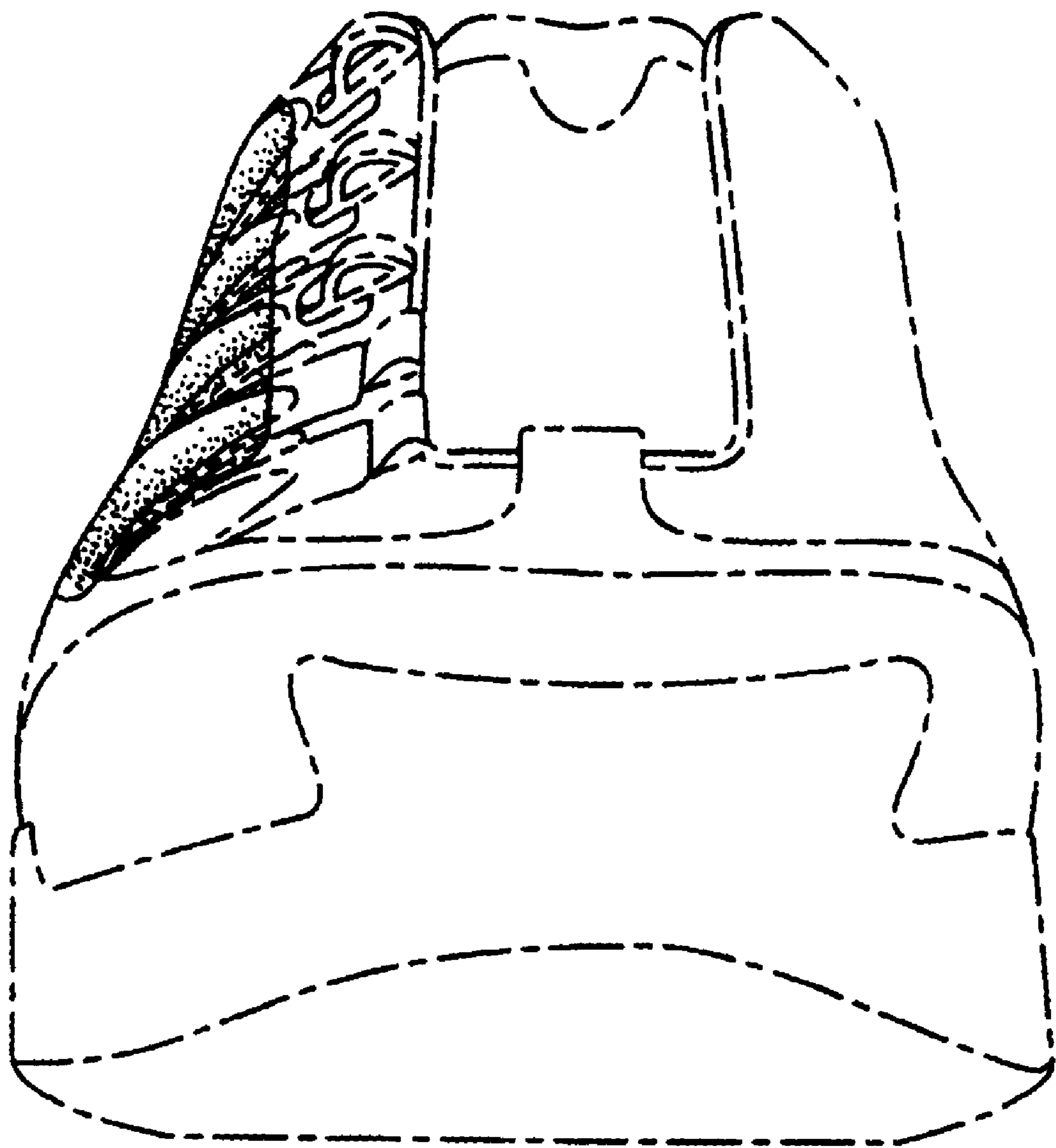


FIG. 3

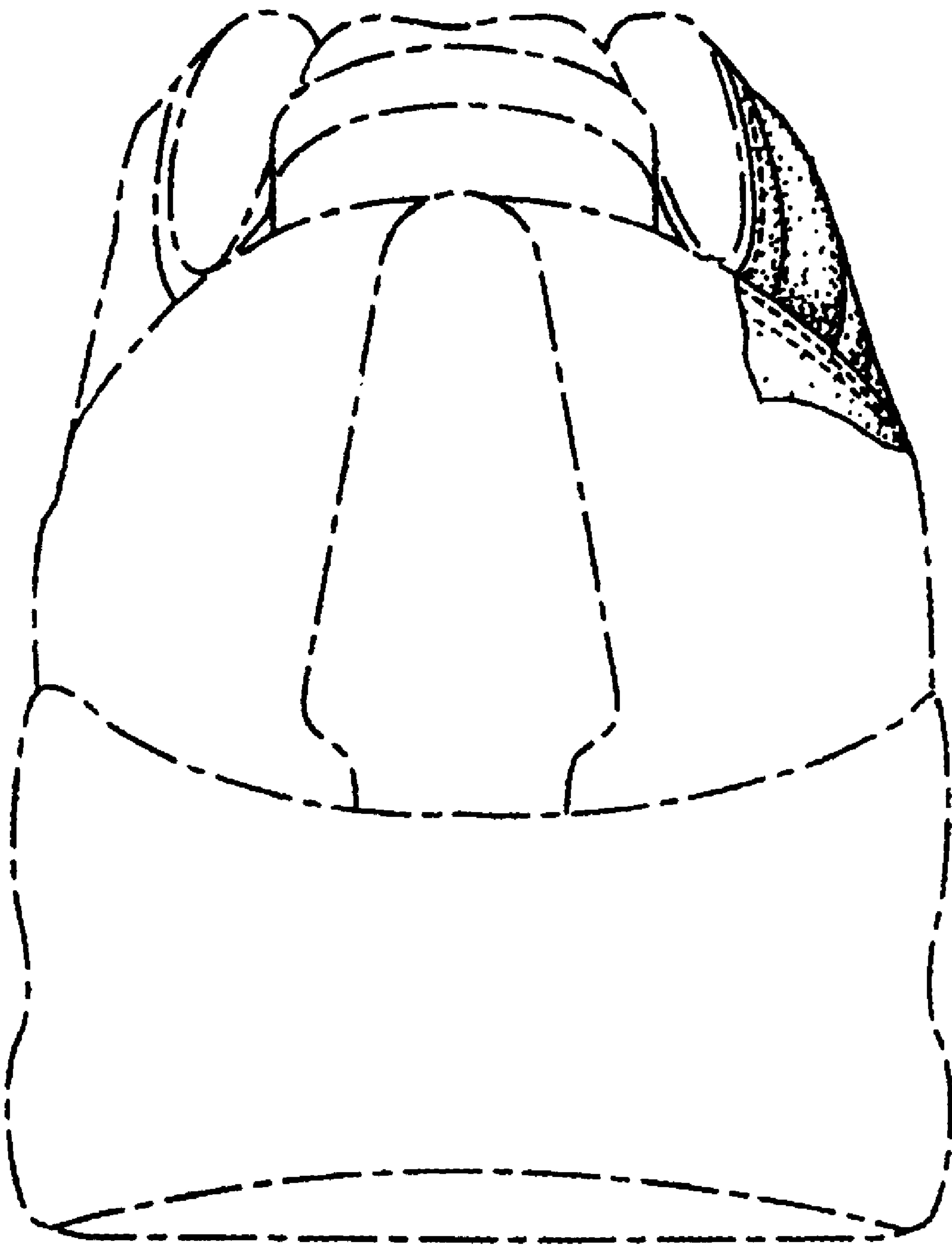


FIG. 4

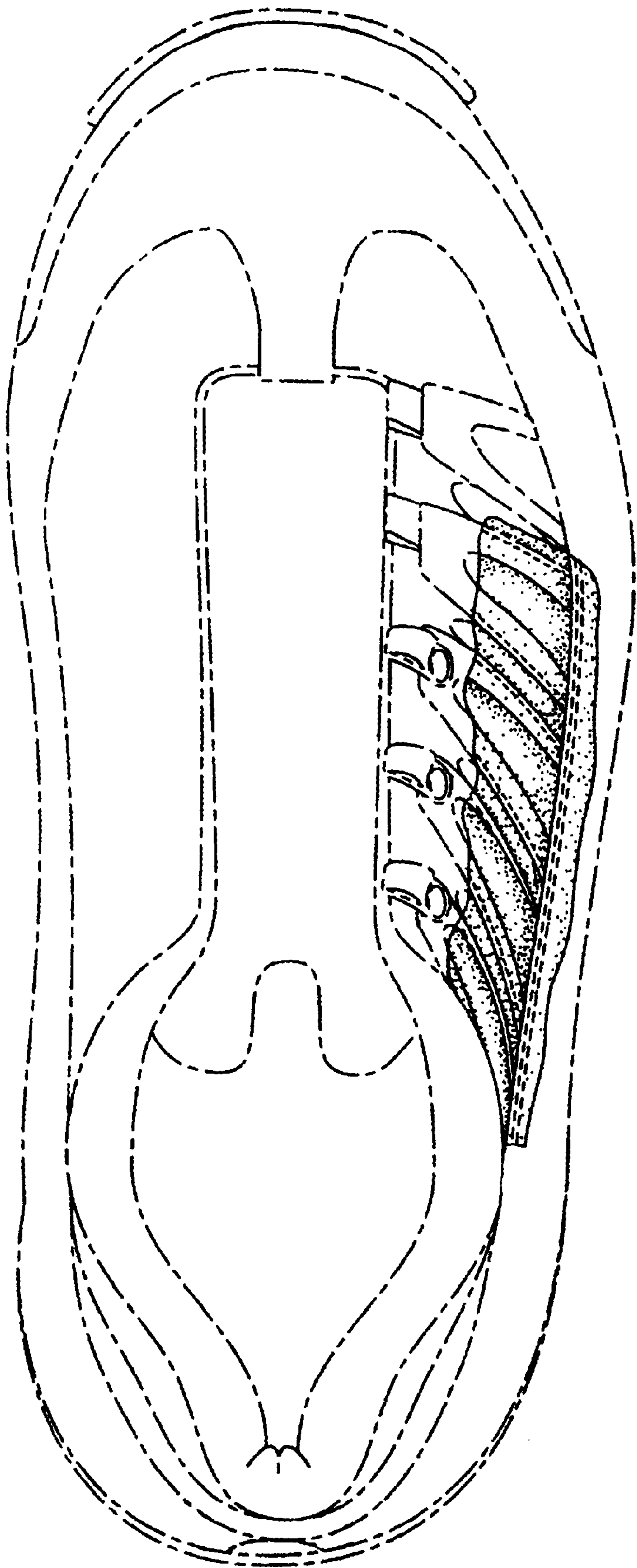


FIG. 5