

US00D434213S

United States Patent [19] Smith

[11] Patent Number: Des. 434,213

[45] Date of Patent: ** Nov. 28, 2000

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

[75] Inventor: **Steven F. Smith**, Lake Oswego, Oreg.

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

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

[21] Appl. No.: **29/124,603**

[22] Filed: **Jun. 7, 2000**

[51] **LOC (7) Cl.** **02-99**

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

[58] **Field of Search** D2/896, 902, 907,
D2/943, 944, 969-973; 36/45, 50.1, 51,
77 M, 77 R, 83, 88, 89, 113, 114, 126-130

[56] **References Cited**

U.S. PATENT DOCUMENTS

- D. 364,498 11/1995 Teague .
- D. 380,083 6/1997 Lozano .
- D. 380,602 7/1997 Lozano .
- D. 383,296 9/1997 Rask .
- D. 384,801 10/1997 Rask .
- D. 385,407 10/1997 Selbiger .
- D. 386,606 11/1997 Lozano .
- D. 387,195 12/1997 McNulty .
- D. 388,598 1/1998 Hatfield .
- D. 389,300 1/1998 Teague .
- D. 391,066 2/1998 Smith, III .
- D. 393,353 4/1998 Lozano .
- D. 395,352 6/1998 Mervar .
- D. 397,860 9/1998 Avar D2/972
- D. 404,906 2/1999 Backus .
- D. 406,448 3/1999 Rask .
- D. 406,453 3/1999 Mervar .
- D. 412,054 7/1999 Gray et al. .
- D. 418,283 1/2000 Akhidime .
- D. 418,667 1/2000 McNaught D2/969

(List continued on next page.)

OTHER PUBLICATIONS

Nike Holiday 1996 Footwear Catalog, p. 82, published Mar. 1996.

Nike Late Spring 1997 Footwear Catalog, p. 168, published Sep. 1996.

Nike Spring 1998 Footwear Catalog, pp. 131, and 195, published Jun. 1997.

Nike Late Fall 1998 Catalog, p. W118, published Mar. 1998.

Nike Holiday 1998 Footwear Catalog, pp. M13 and W53, published Mar. 1998.

Nike Spring 1999 Footwear Catalog, pp. M82 and W64, published Jun. 1998.

Nike Late Spring 1999 Footwear Catalog, pp. W29, W31 and W45, published Sep. 1998.

Nike Fall 1999 Footwear Catalog, p. W33, published Dec. 1998.

Nike Spring 2001 Footwear Catalog, p. W4, published Jun. 2000.

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 first embodiment 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;

FIG. 5 is a top plan view thereof;

FIG. 6 is a perspective view of a second embodiment of a portion of a shoe upper;

FIG. 7 is a side elevational view of the portion of a shoe upper of FIG. 6;

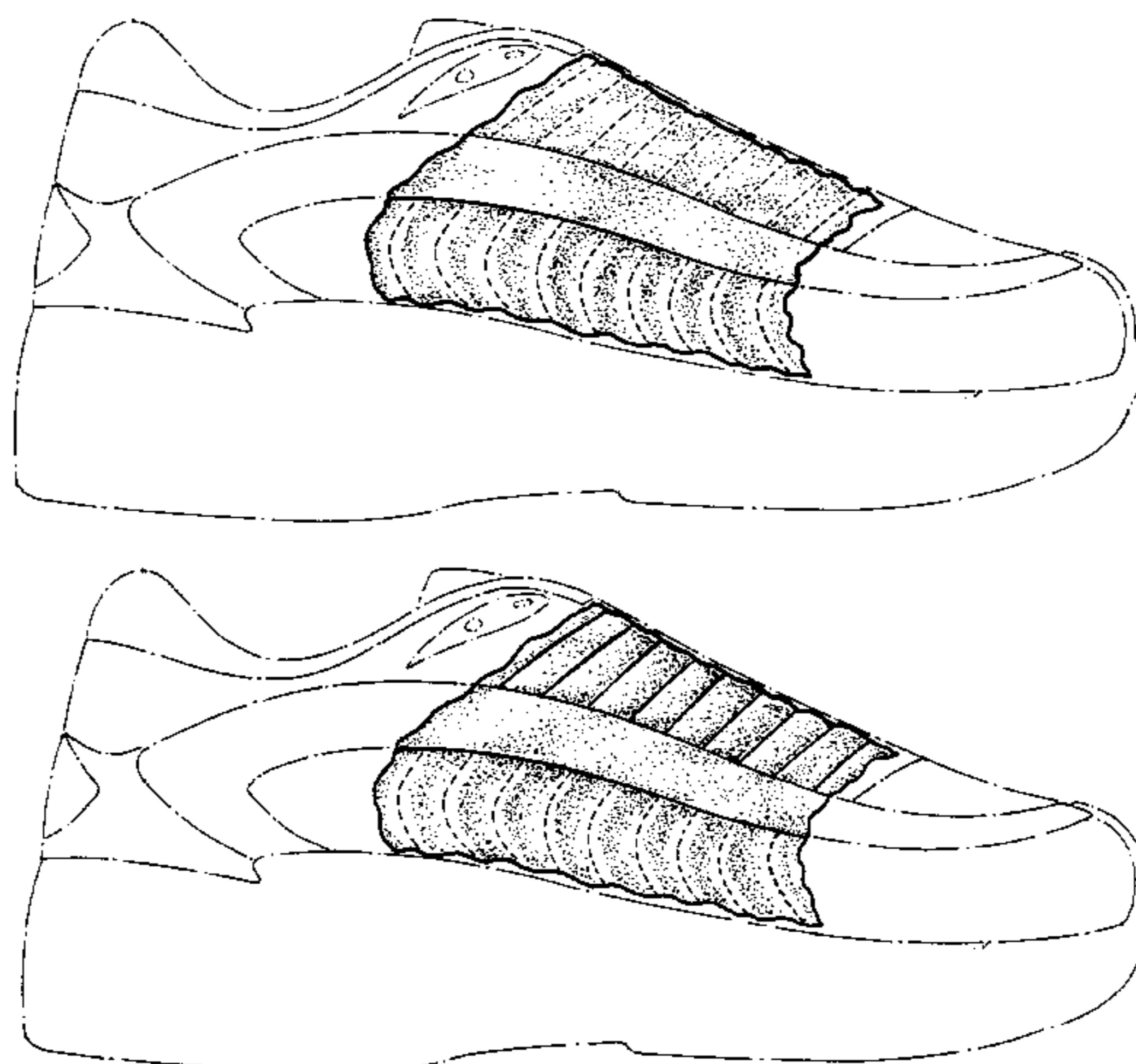
FIG. 8 is a front elevational view of the portion of a shoe upper of FIG. 6;

FIG. 9 is a rear elevational view of the portion of a shoe upper of FIG. 6; and,

FIG. 10 is a top plan view of the portion of a shoe upper of FIG. 6.

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, 4 Drawing Sheets



Des. 434,213

Page 2

U.S. PATENT DOCUMENTS		D. 423,208	4/2000	Cass et al. .	
		D. 427,761	7/2000	Lupo .	
D. 420,503	2/2000 McDowell	D. 429,414	8/2000	Tresser	D2/972

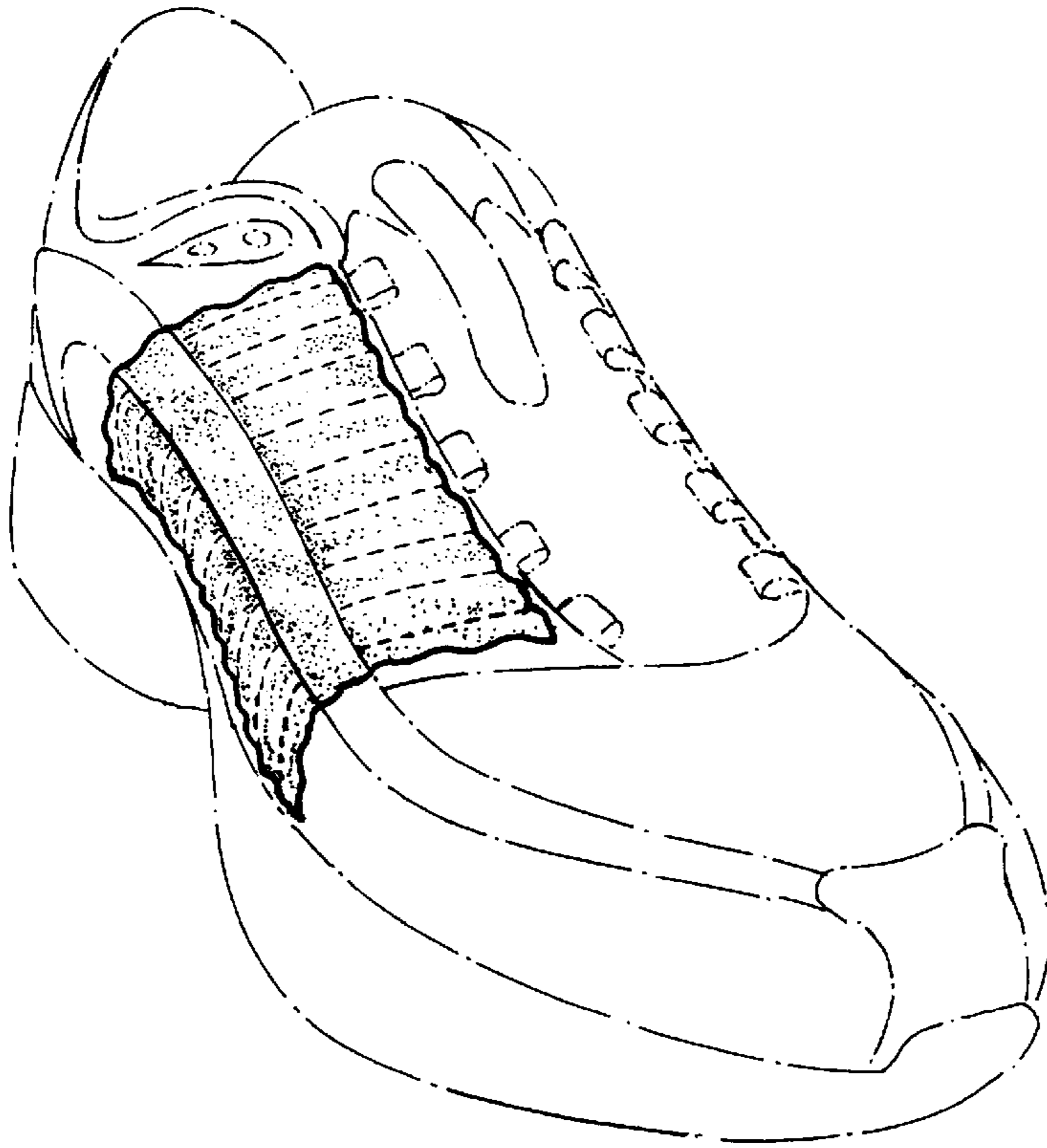


FIG. 1

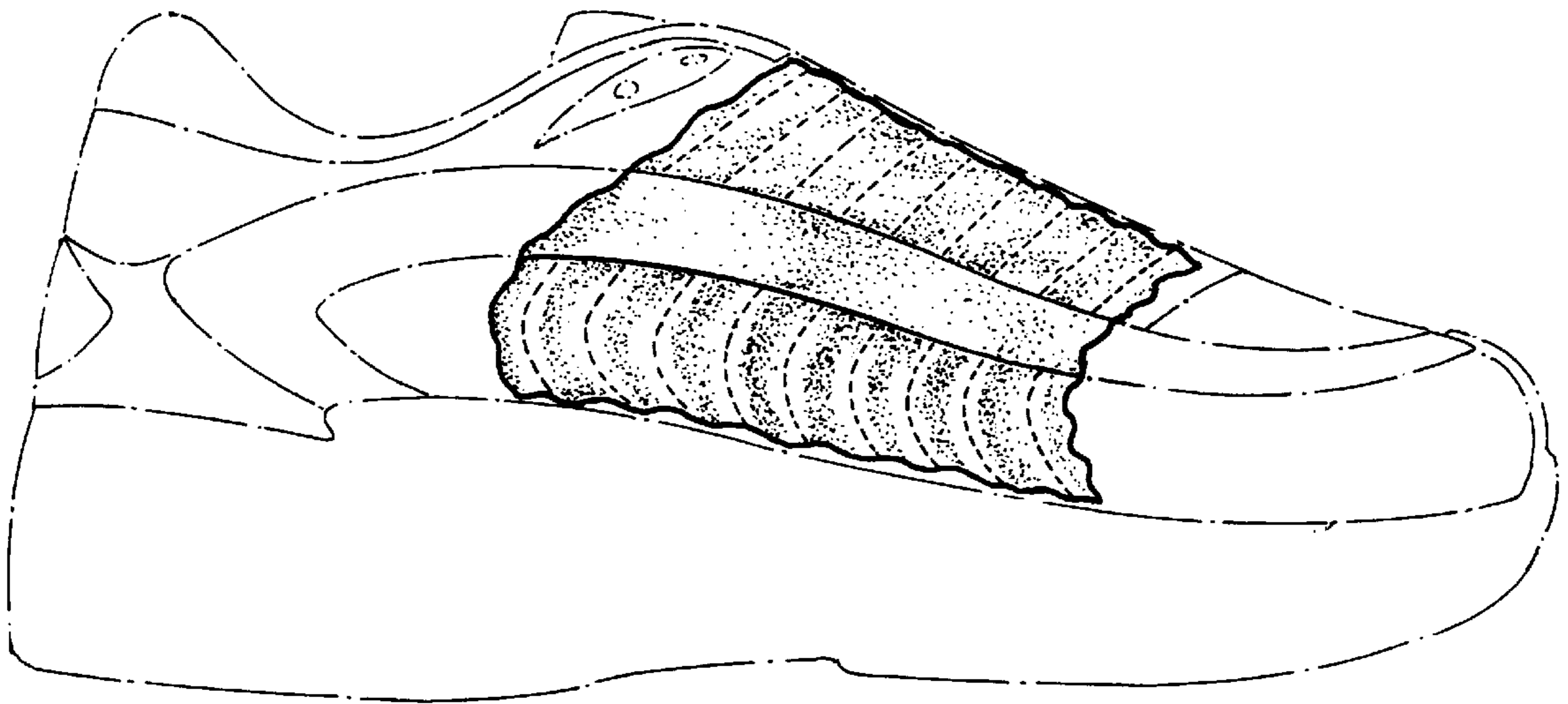


FIG. 2

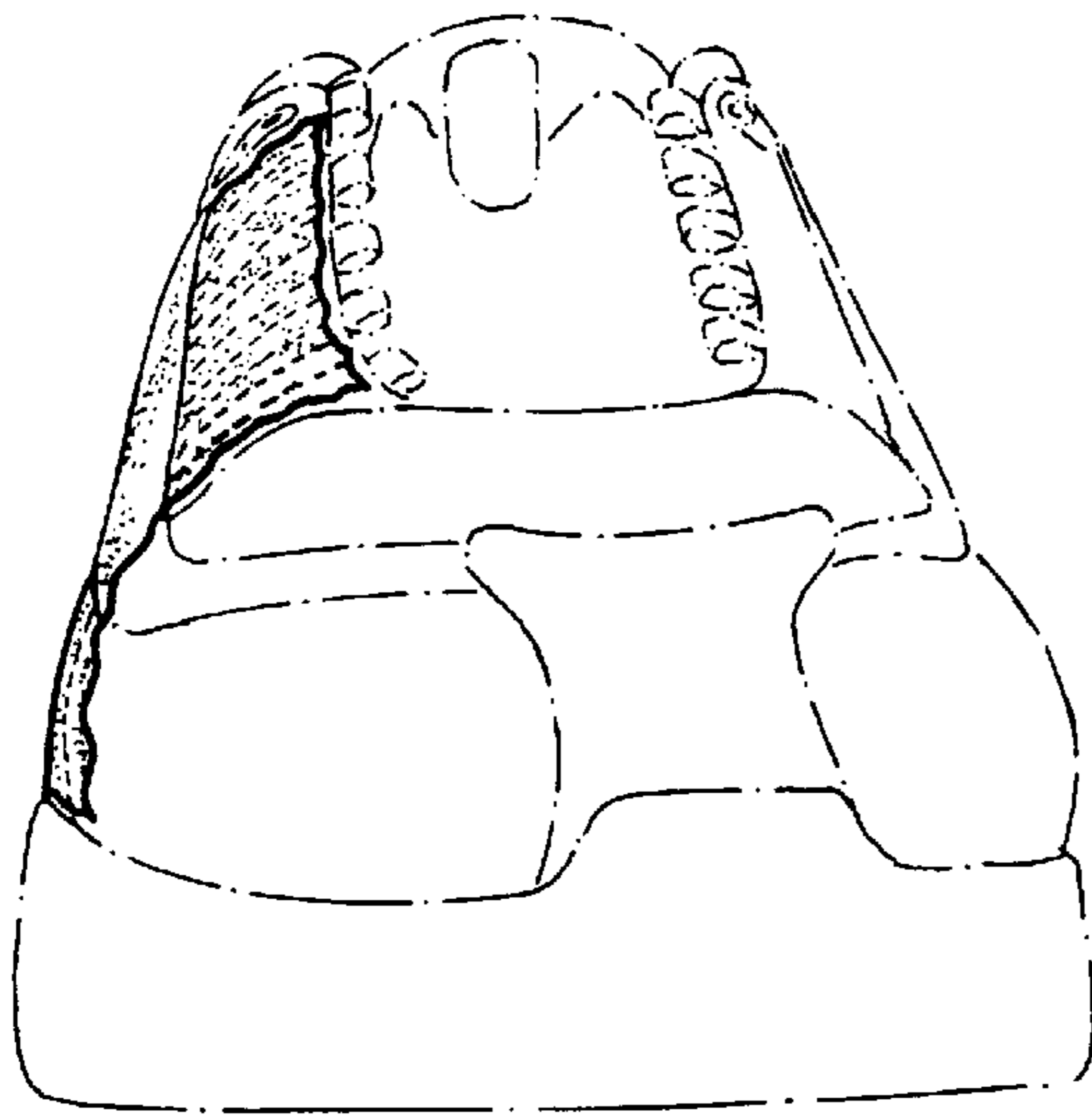


FIG. 3

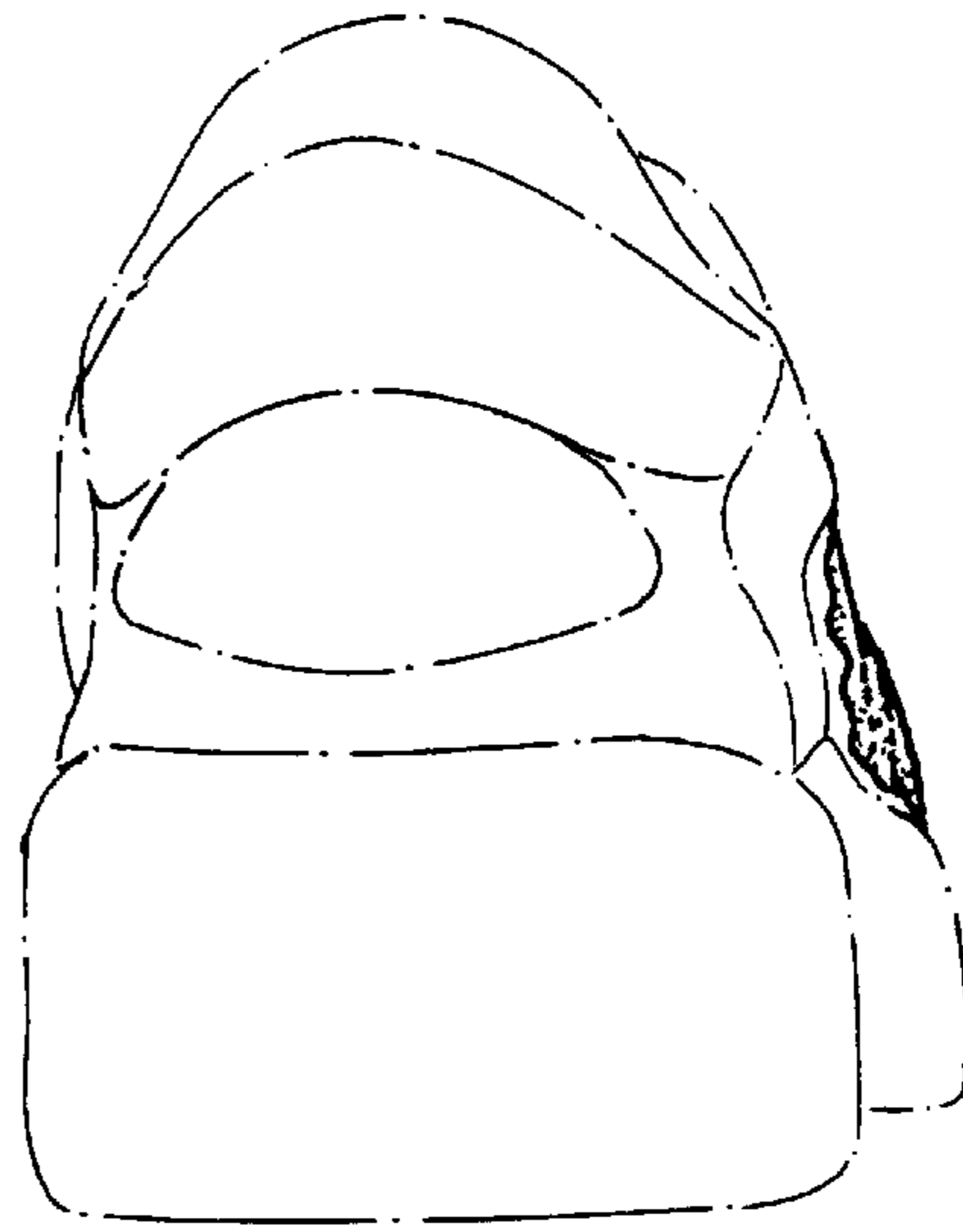


FIG. 4

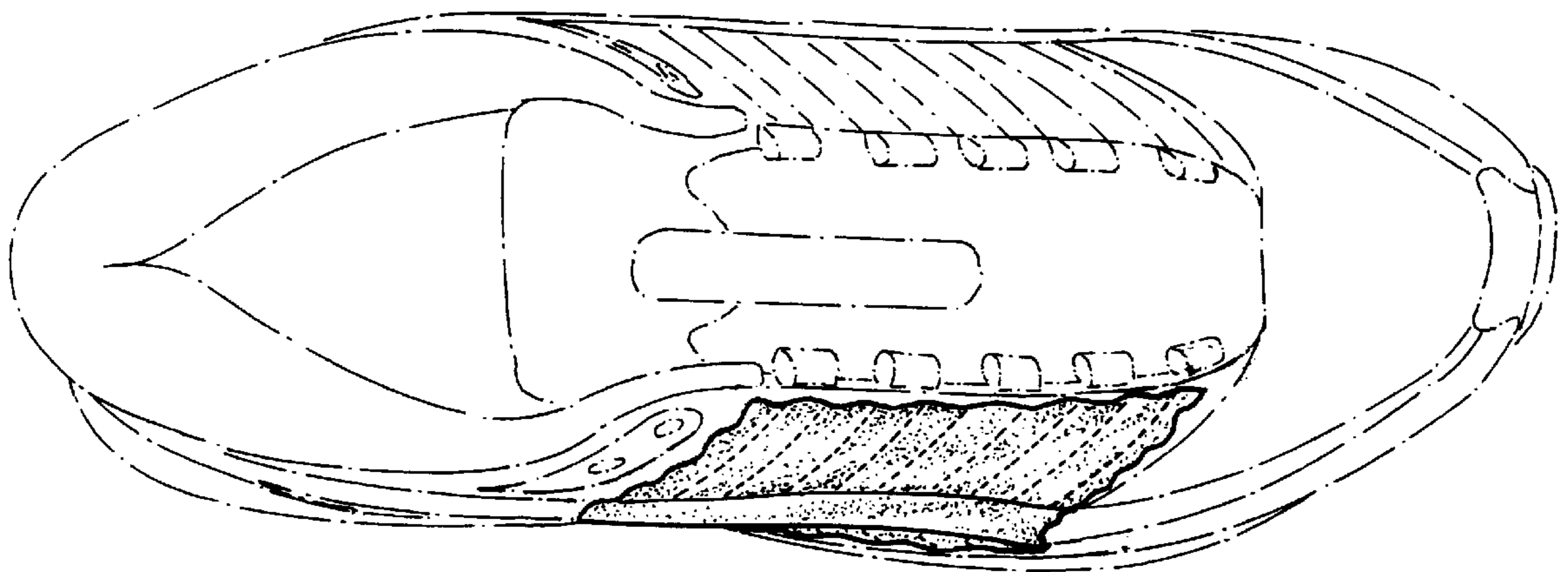


FIG. 5

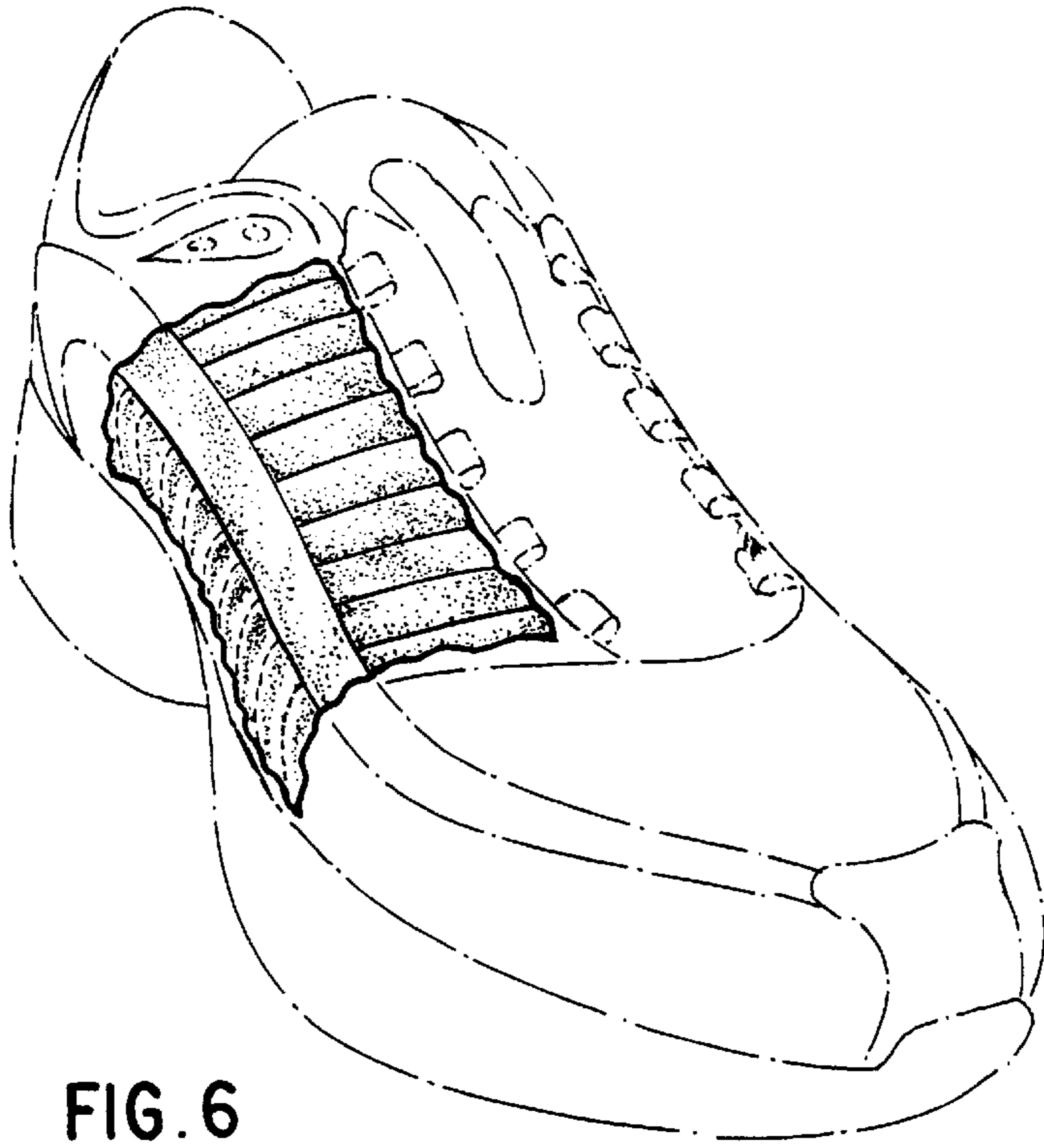


FIG. 6

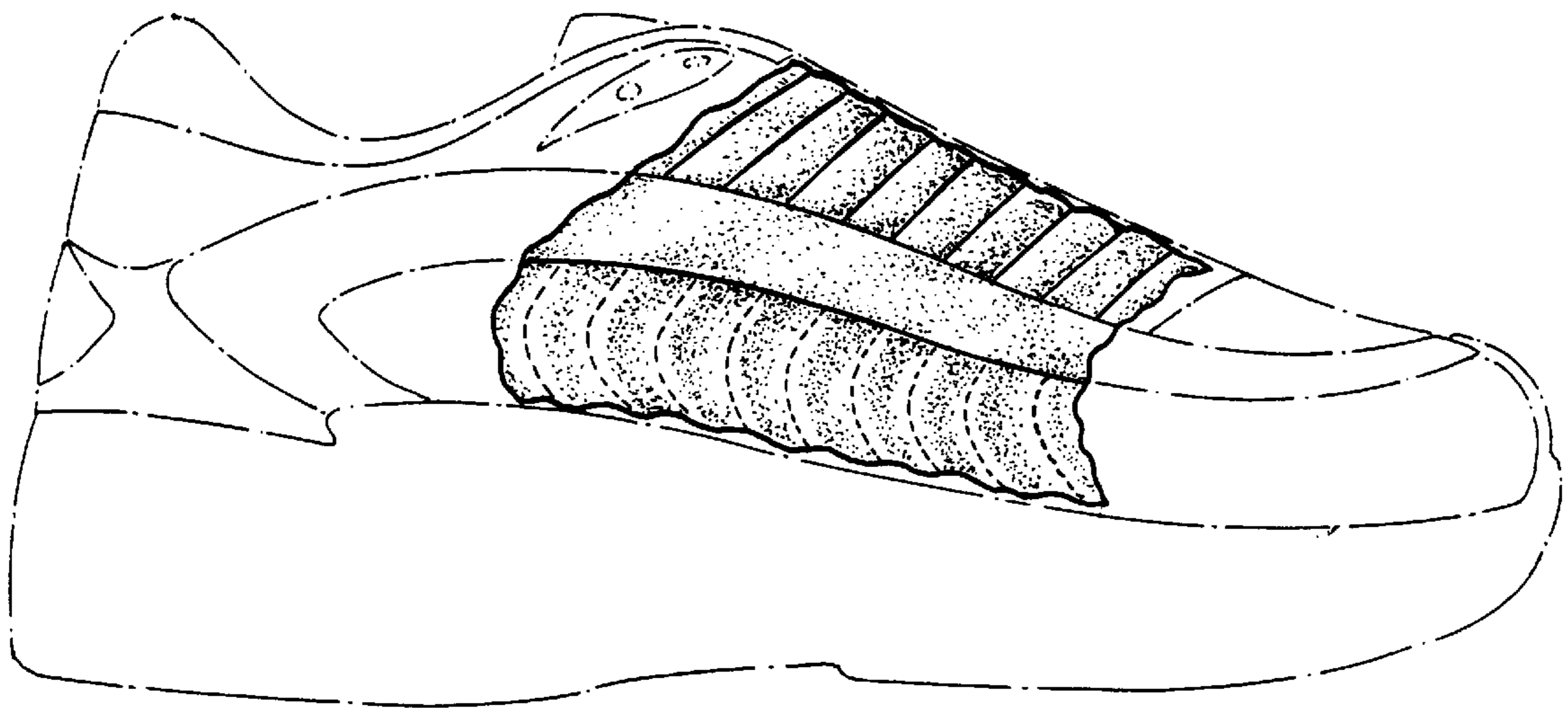


FIG. 7

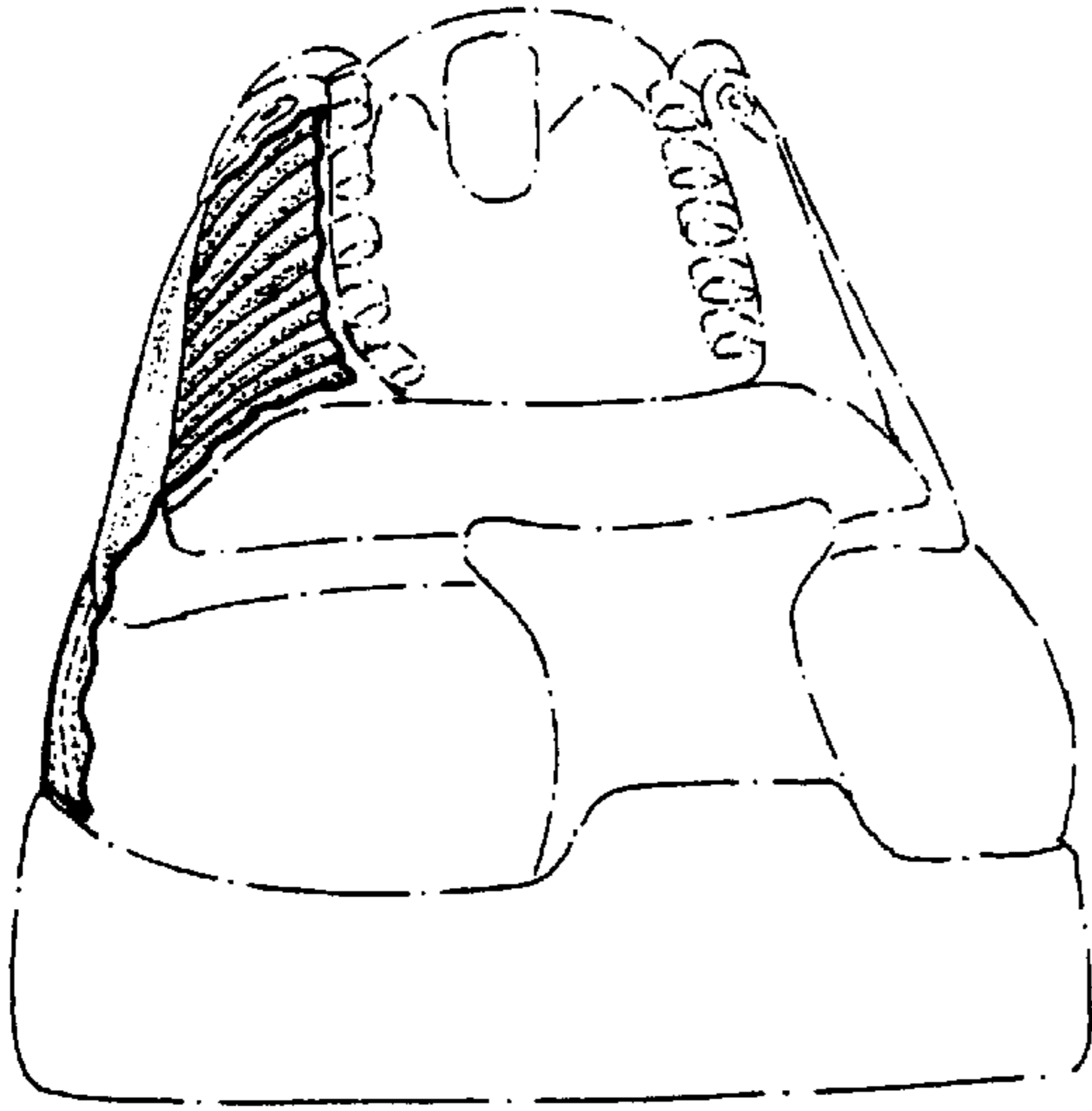


FIG. 8

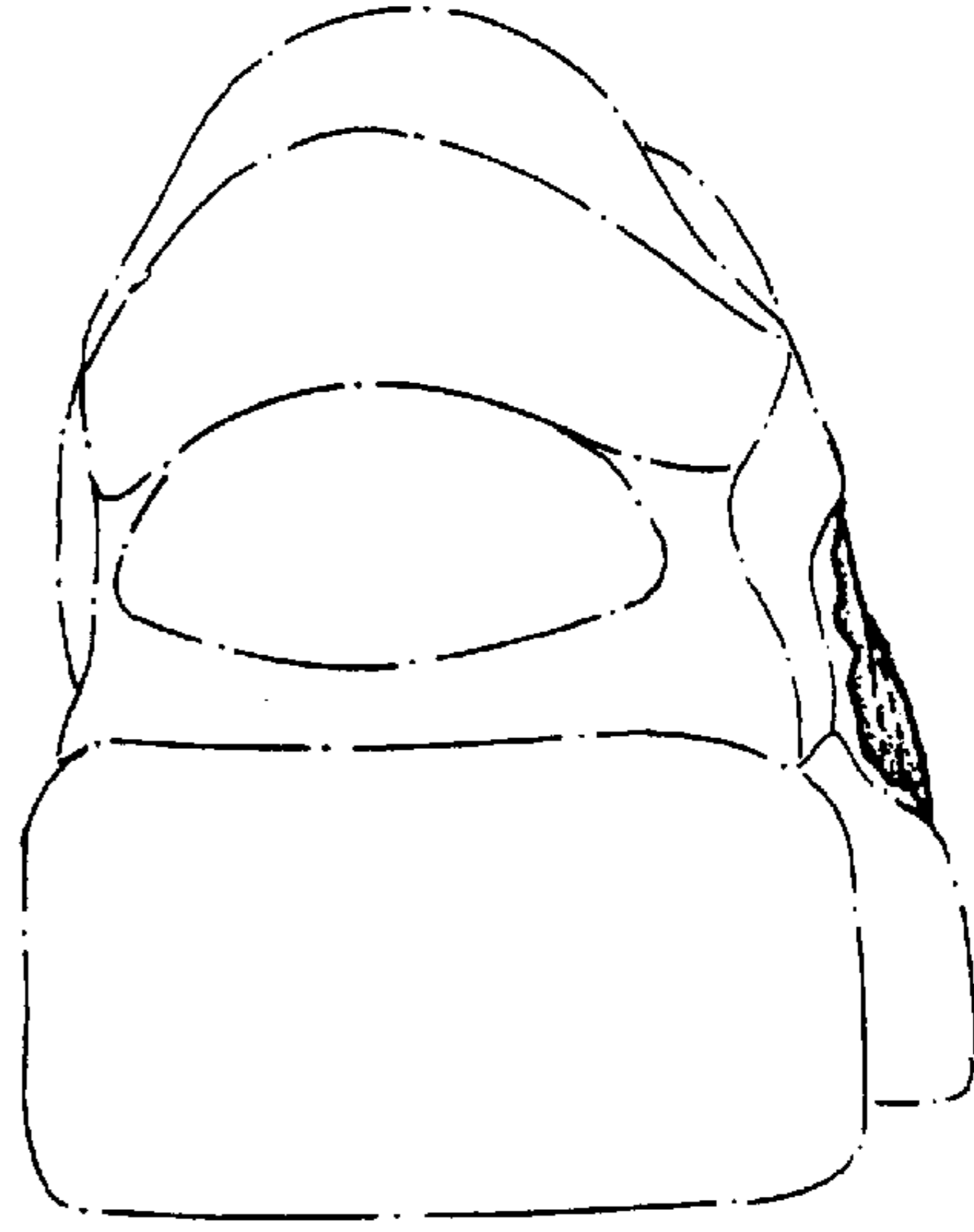


FIG. 9

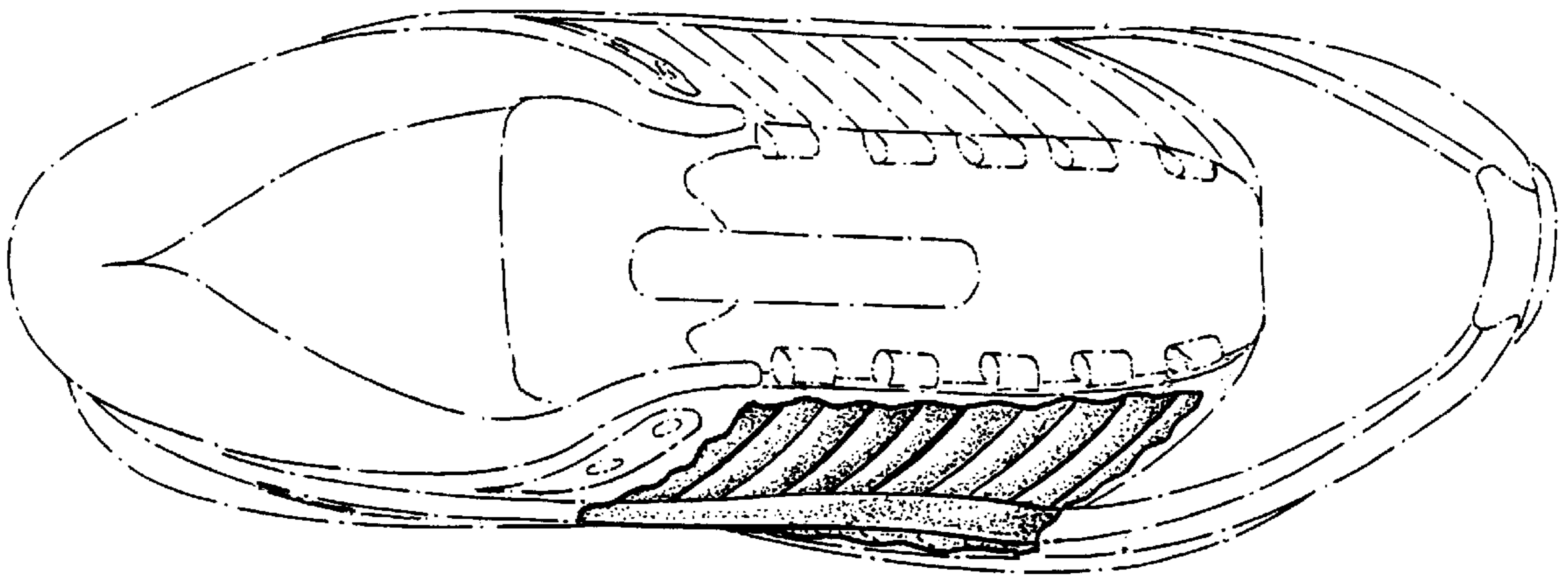


FIG. 10