

US00D440389S

(12) **United States Design Patent** (10) **Patent No.:** **US D440,389 S**
Lozano (45) **Date of Patent:** **** Apr. 17, 2001**

(54) **PORTION OF A SHOE UPPER**

(75) Inventor: **Sergio G. Lozano**, Beaverton, OR (US)

(73) Assignee: **Nike, Inc.**, Beaverton, OR (US)

(**) Term: **14 Years**

(21) Appl. No.: **29/130,725**

(22) Filed: **Oct. 10, 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, 972, 973; 36/45, 50.1,
51, 77 M, 77 R, 81, 83, 88, 113, 114, 126-130

(56) **References Cited**

U.S. PATENT DOCUMENTS

D. 155,816 11/1949 Little .
D. 305,380 1/1990 Claveria .
D. 333,550 3/1993 Marziali et al. .
D. 333,721 3/1993 Hatfield .
D. 352,389 11/1994 Close et al. .
D. 383,287 9/1997 Van Noy .
D. 383,561 9/1997 Tresser .
D. 386,596 11/1997 Avar .
D. 392,792 3/1998 Obi .
D. 398,771 9/1998 Doxey .
D. 401,741 12/1998 Clarke .
D. 406,690 3/1999 Vestuti .
D. 407,548 4/1999 Holmes .
D. 415,884 11/1999 Kozo .
D. 417,775 12/1999 Holmes .
D. 417,776 12/1999 McDowell .
D. 423,207 4/2000 Selbiger .

D. 425,694 5/2000 Fogg .
D. 427,759 * 7/2000 Hlavacs D2/972
D. 428,693 8/2000 Hlavacs .
D. 431,102 9/2000 Clegg et al. .
D. 432,775 * 10/2000 McDowell D2/972

OTHER PUBLICATIONS

Nike Holiday 2000 Footwear Catalog, p. W4, published Mar. 2000.

Nike Spring 1998 Footwear Catalog, p. 162, published Mar. 1996.

Nike Late Spring 1997 Footwear Catalog, p. 34, published Sep. 1996.

* cited by examiner

Primary Examiner—Dominic Simone

(74) *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;

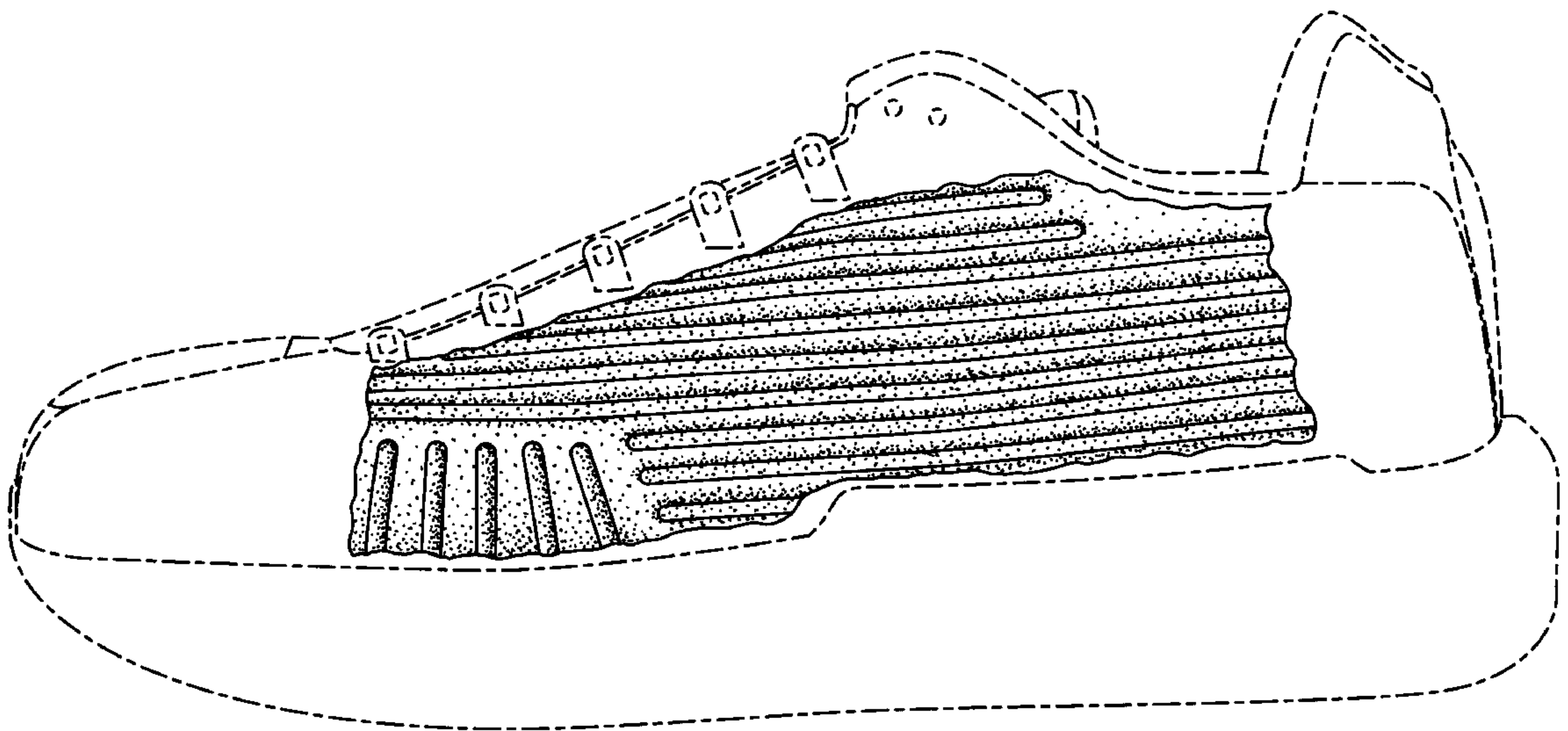
FIG. 3 is a top plan view thereof;

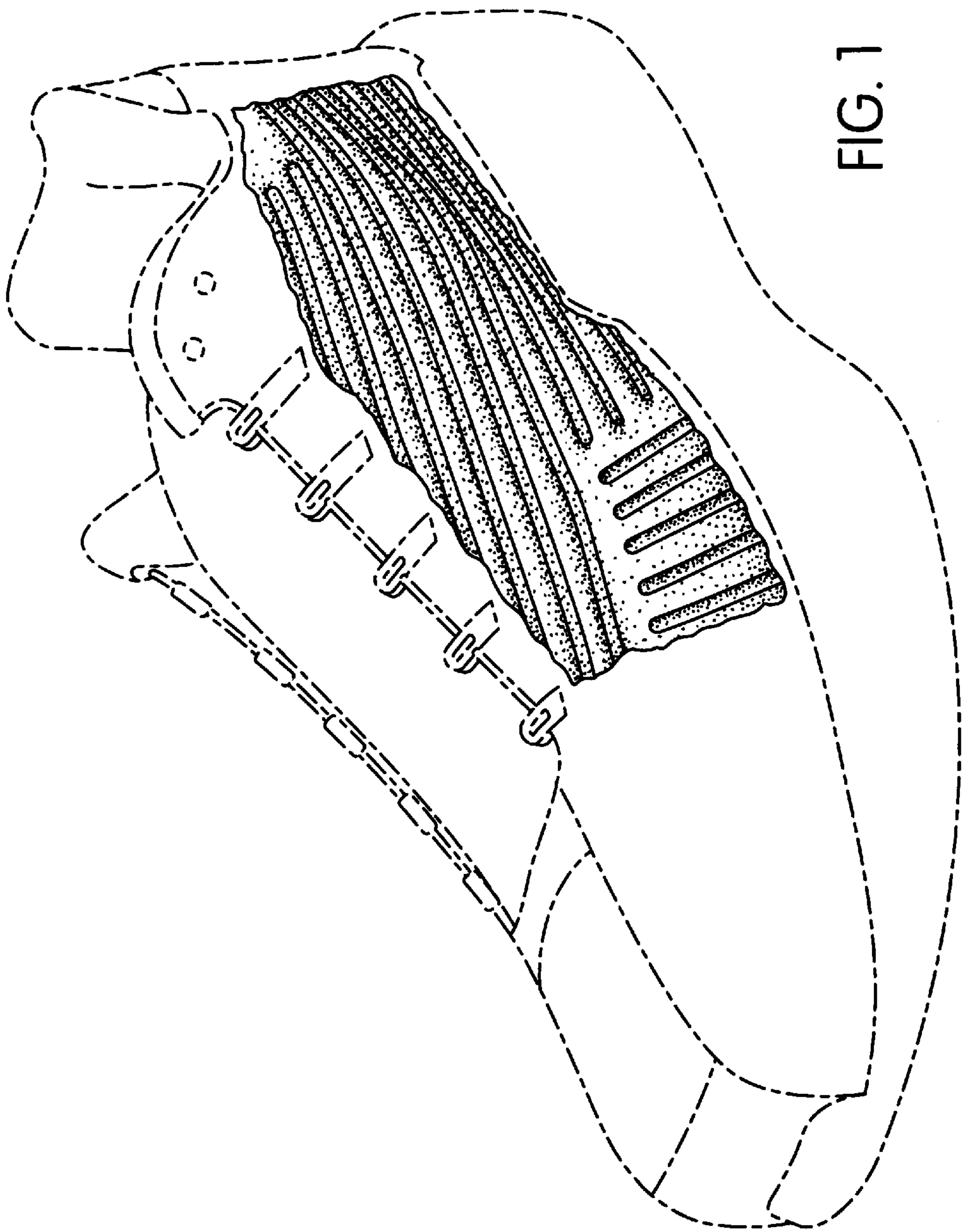
FIG. 4 is a front view thereof; and,

FIG. 5 is a rear view thereof.

The 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





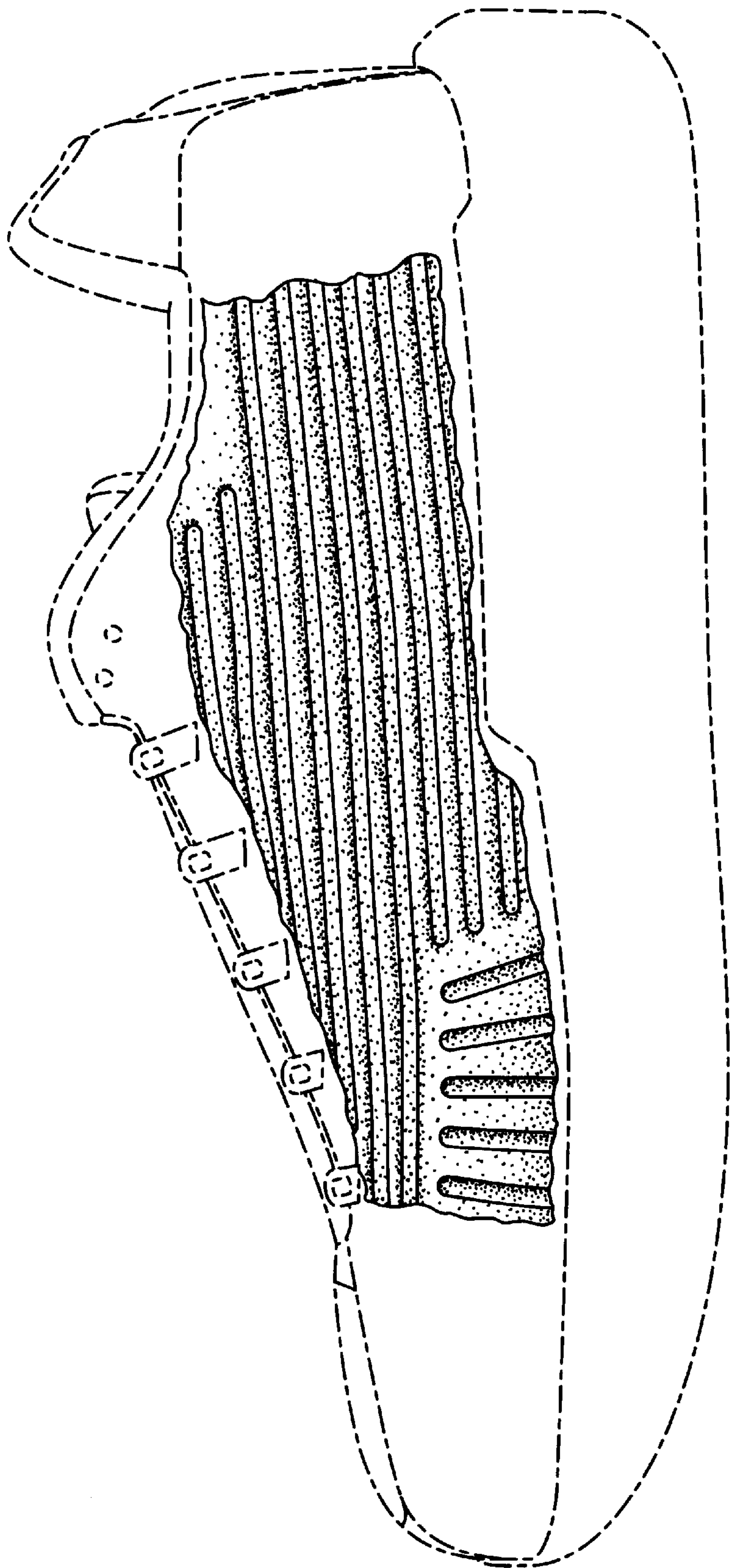


FIG. 2

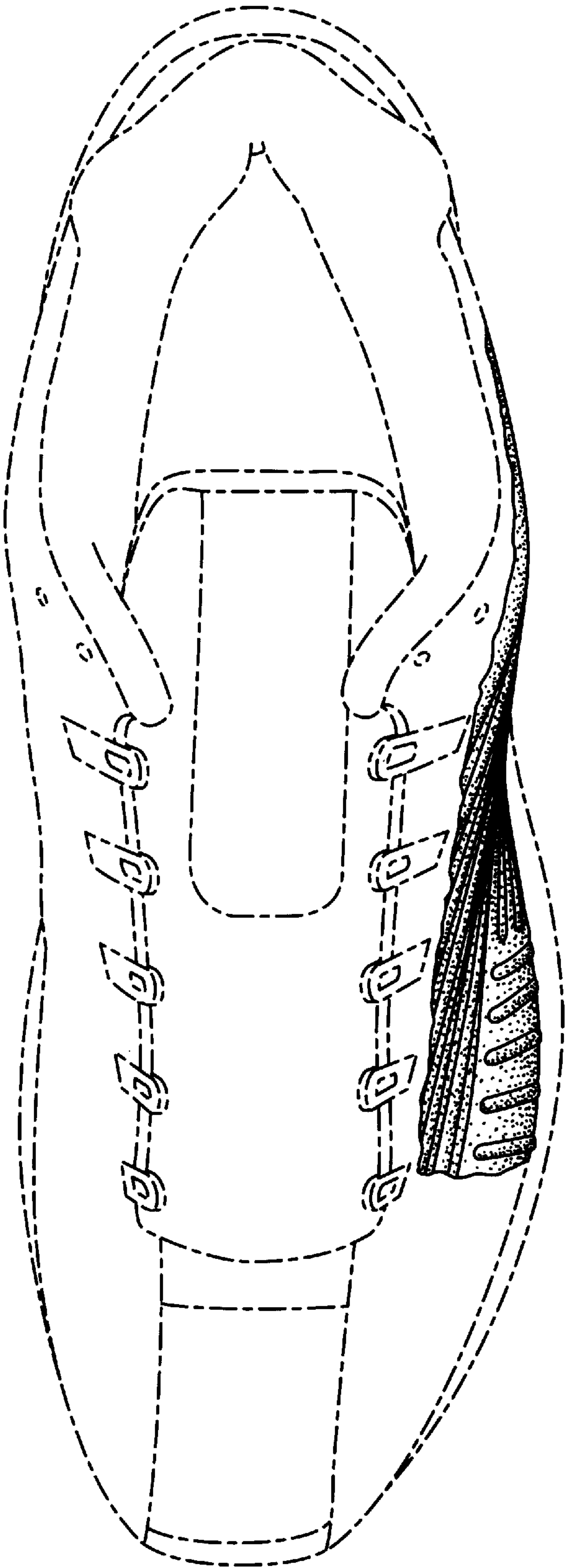


FIG. 3

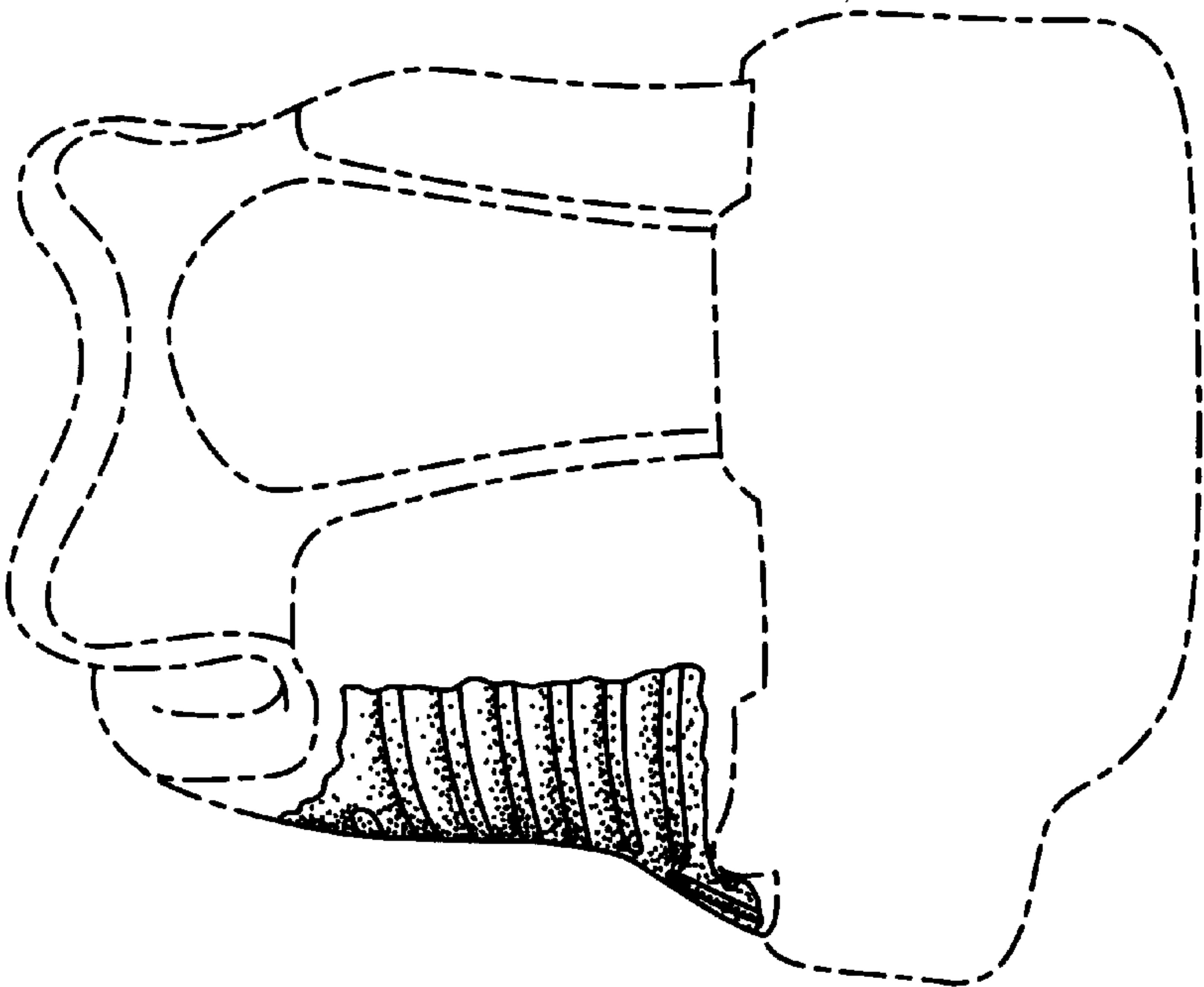


FIG. 5

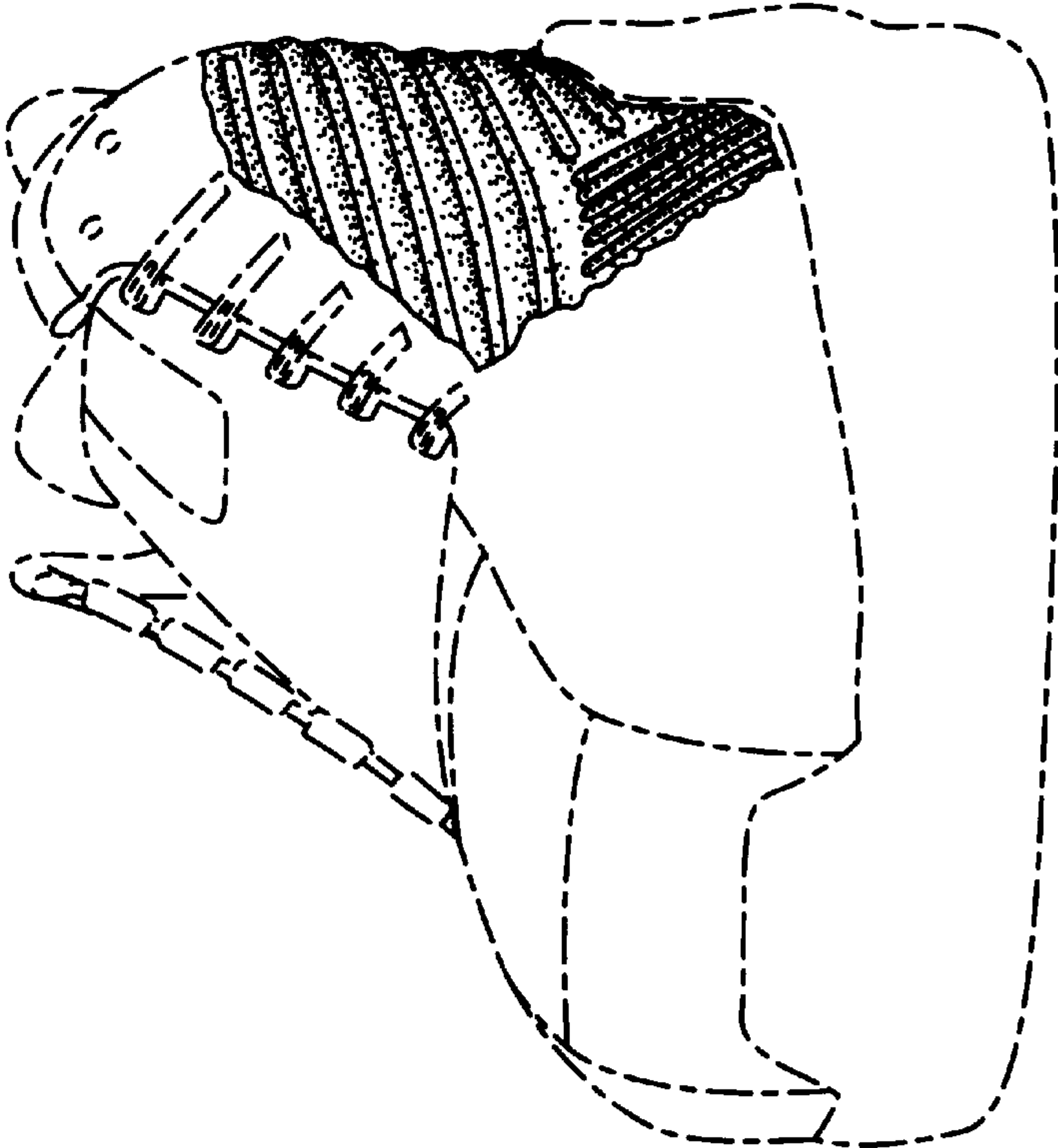


FIG. 4