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(12) **United States Design Patent**
Morris

(10) **Patent No.:** **US D440,753 S**

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

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

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

(21) Appl. No.: **29/131,307**

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(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. 380,082	6/1997	Hatfield .	
D. 383,294	9/1997	Lozano .	
D. 383,296	9/1997	Rask .	
D. 384,800	10/1997	Rask .	
D. 389,300	1/1998	Teague .	
D. 391,062	2/1998	Hatfield .	
D. 393,361	4/1998	Rask .	
D. 395,745	7/1998	Rask .	
D. 396,141	7/1998	Smith, III .	
D. 397,860	9/1998	Avar .	
D. 397,861	9/1998	Teague .	
D. 398,768	9/1998	Avar .	
D. 413,194	8/1999	Copper .	
D. 423,206	* 4/2000	Fallon	D2/972
D. 429,556	* 8/2000	Vestuti	D2/972
D. 430,725	9/2000	McDowell .	
D. 431,715	10/2000	Hatfield et al. .	
D. 431,716	10/2000	Hatfield et al. .	

OTHER PUBLICATIONS

Nike Holiday 1994 Footwear Catalog, pp. 30, 58. Published Mar. 1994.
Nike Holiday 1995 Footwear Catalog, p. 5. Published Mar. 1995.
Nike Fall 1996 Footwear Catalog, p. 78. Published Dec. 1995.

Nike Holiday 1996 Footwear Catalog, p. 86. Published Mar. 1996.
Nike Late Spring 1997 Footwear Catalog, p. 189. Published Sep. 1996.
Nike Fall 1997 Footwear Catalog, pp. M34, M36, M50 and M81. Published Dec. 1996.
Nike Spring 1998 Footwear Catalog, p. 12. Published Jun. 1997.
Nike Late Spring 1998 Footwear Catalog, pp. M30, M53, W199 and W214. Published Sep. 1997.
Nike Fall 1998 Footwear Catalog, p. W65. Published Dec. 1997.
Nike Late Fall 1998 Footwear Catalog, p. M62. Published Mar. 1998.
Nike Holiday 1998 Footwear Catalog, p. W38. Published Mar. 1998.
Nike Late Spring 1999 Footwear Catalog, pp. M11 and M46. Published Sep. 1998.
Nike Fall 1999 Footwear Catalog, p. W102. Published Dec. 1998.
Nike Spring 2001 Footwear Catalog, p. W18. Published Jun. 2000.

* cited by examiner

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(57) **CLAIM**

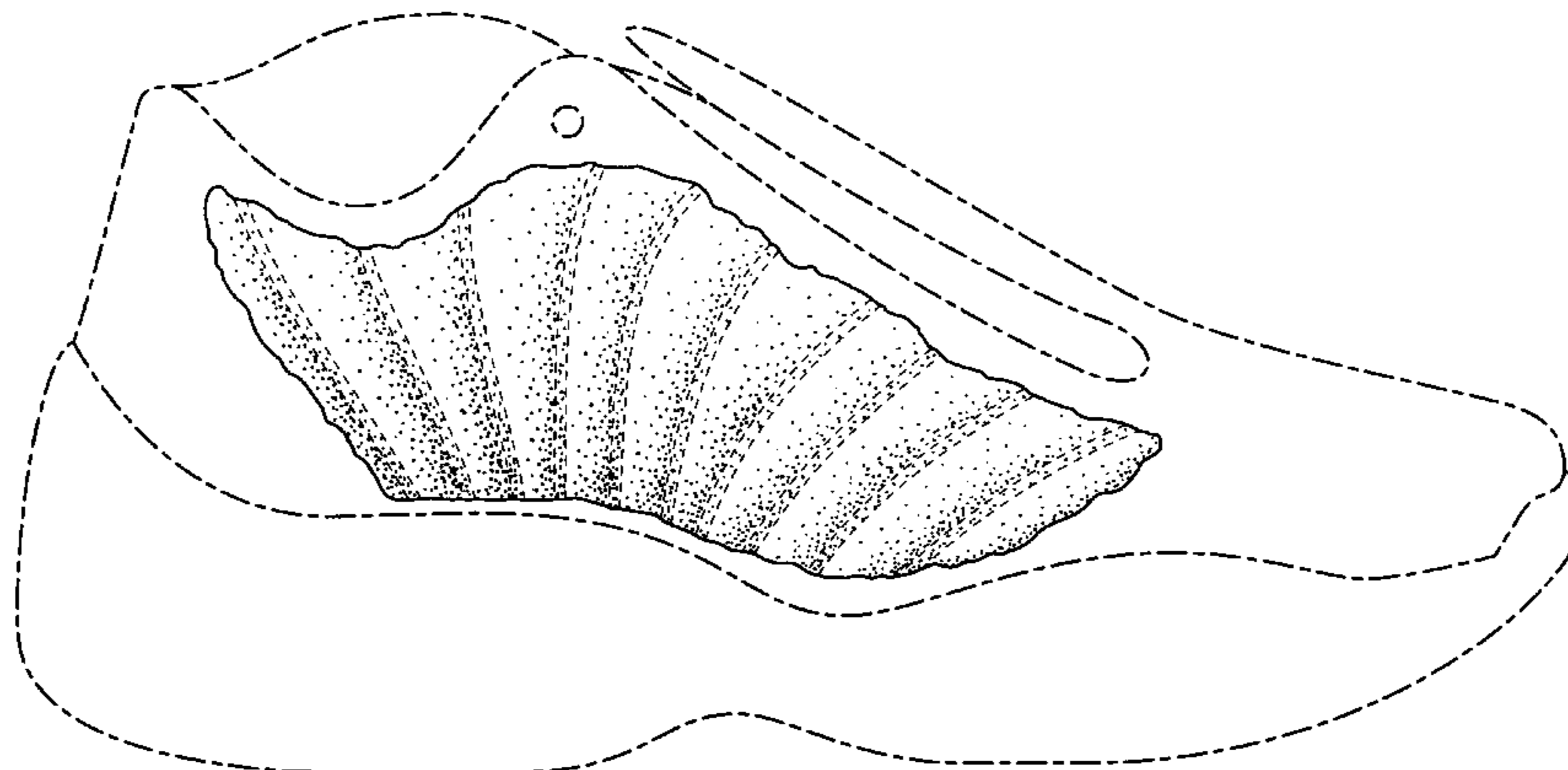
The ornamental design for a portion of a shoe upper, as shown and described.

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 uneven broken line showing the remainder of the shoe is for illustrative purposes only and forms no part of the claimed design.

1 Claim, 4 Drawing Sheets



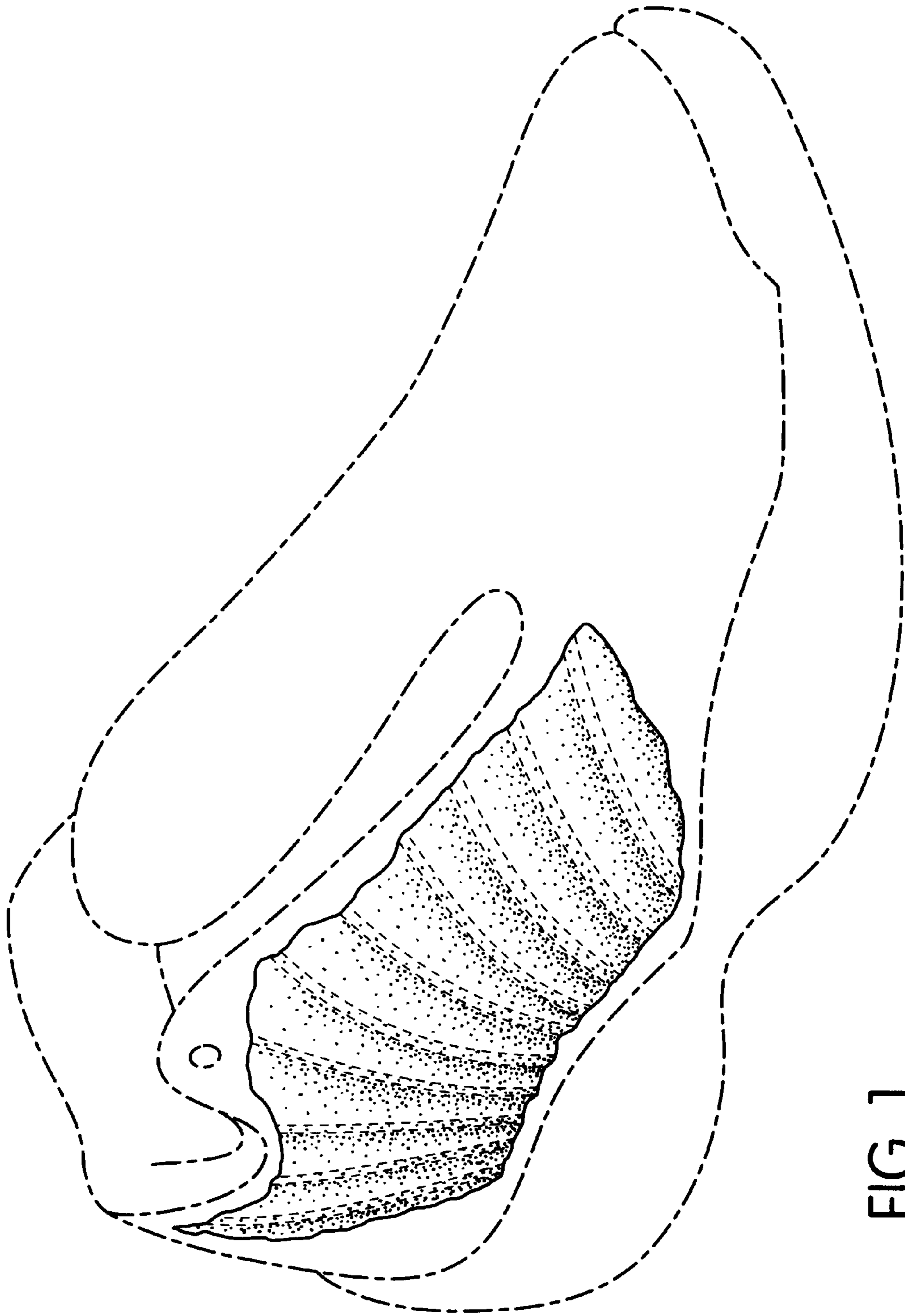


FIG. 1

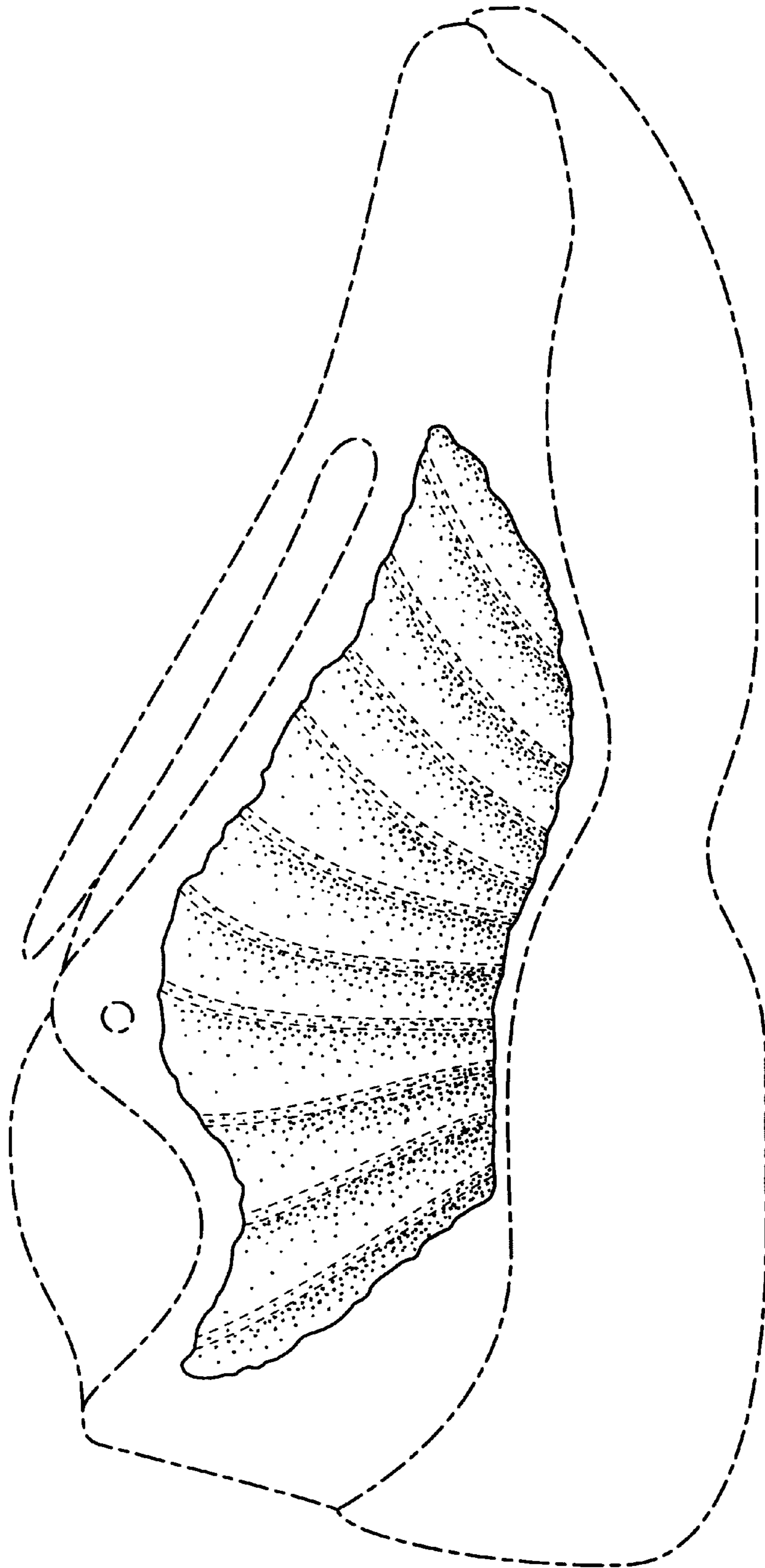


FIG. 2

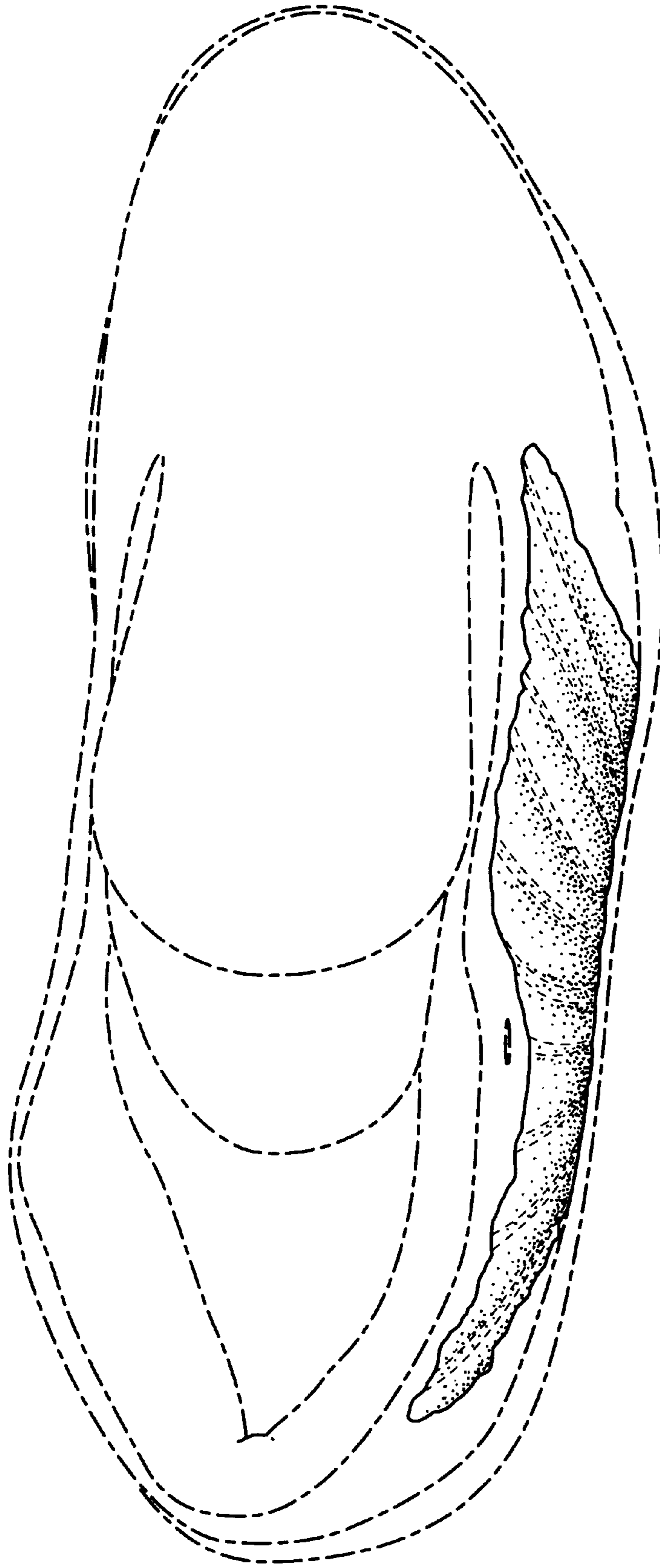


FIG. 3

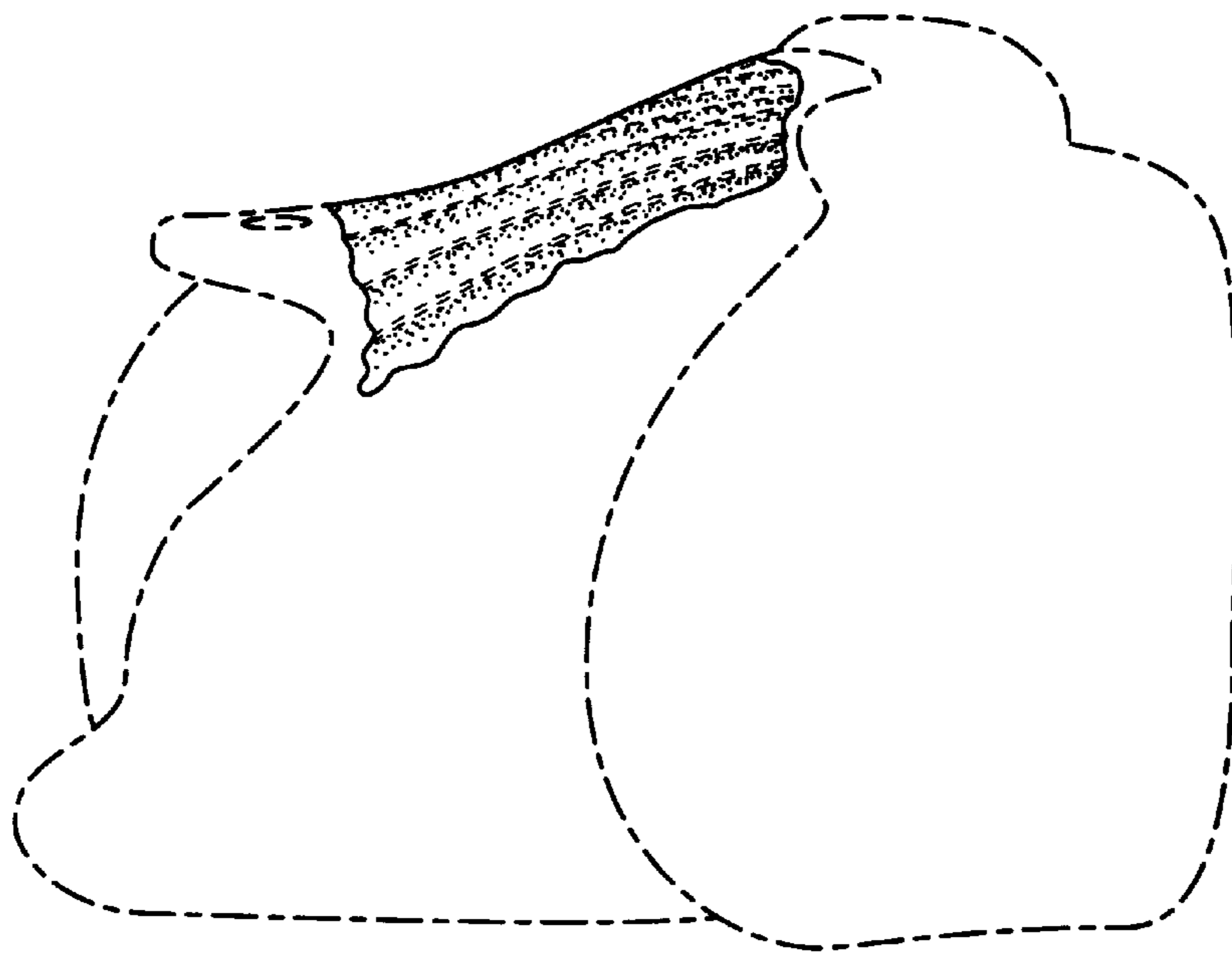


FIG. 5

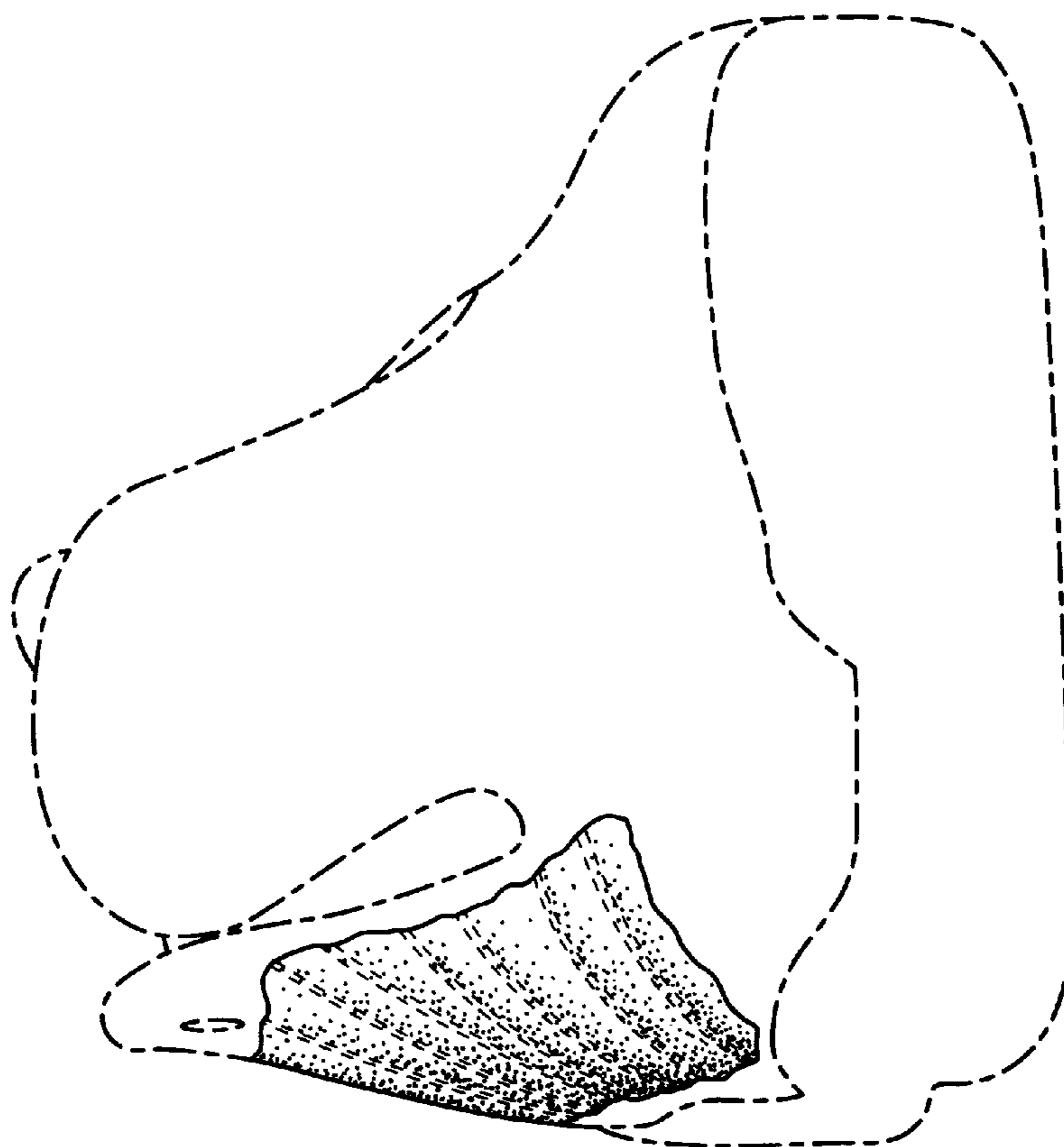


FIG. 4