



US00D485054S

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

(10) **Patent No.:** **US D485,054 S**

(45) **Date of Patent:** **** Jan. 13, 2004**

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

(75) Inventor: **E. Scott Morris**, Hillsboro, OR (US)

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

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

(21) Appl. No.: **29/183,435**

(22) Filed: **Jun. 12, 2003**

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

(52) **U.S. Cl.** **D2/972**

(58) **Field of Search** D2/896, 902, 907,
D2/943, 944, 946, 969, 972-974; 36/45,
50.1, 77 M, 77 R, 83, 88, 113, 114, 126-130

(56) **References Cited**

U.S. PATENT DOCUMENTS

D364,499 S	11/1995	Avar	
D365,201 S	12/1995	Avar	
D397,245 S	8/1998	Mervar	
D397,852 S	9/1998	Smith, III	
D397,856 S	9/1998	Smith, III	
D397,857 S	9/1998	Smith, III	
D397,860 S	9/1998	Avar	
D401,052 S	11/1998	Lozano	
D407,203 S	3/1999	Maxwell	
D413,717 S	9/1999	Smith, III	
D415,885 S	* 11/1999	Mervar D2/972
D440,756 S	* 4/2001	Cooper D2/972
D442,360 S	5/2001	Holmes	
D459,867 S	7/2002	Morris	
D463,656 S	* 10/2002	Hudson D2/972
D464,480 S	10/2002	Morris	
D475,519 S	* 6/2003	Morris D2/972

OTHER PUBLICATIONS

Nike Footwear Catalog, Fall 1987, p. 24, published Jan. 1987.

Nike Footwear Catalog, Fall 1993, p. 38, published Dec. 1982.

Nike Footwear Catalog, Holiday 1994, p. 20, published Mar. 1994.

Nike Footwear Catalog, Spring 1996, p. 29, published Jun. 1995.

Nike Footwear Catalog, Holiday 1996, p. 35, published Mar. 1996.

Nike Footwear Catalog, Spring 1997, pp. 27, published Jun. 1996.

Nike Footwear Catalog, Spring 1999, p. M36, published Jun. 1998.

Nike Footwear Catalog, Late Spring 2002, p. M 30, published Sep. 2001.

Nike Footwear Catalog, Fall 2003, p. M30, published Nov. 2002.

* 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.

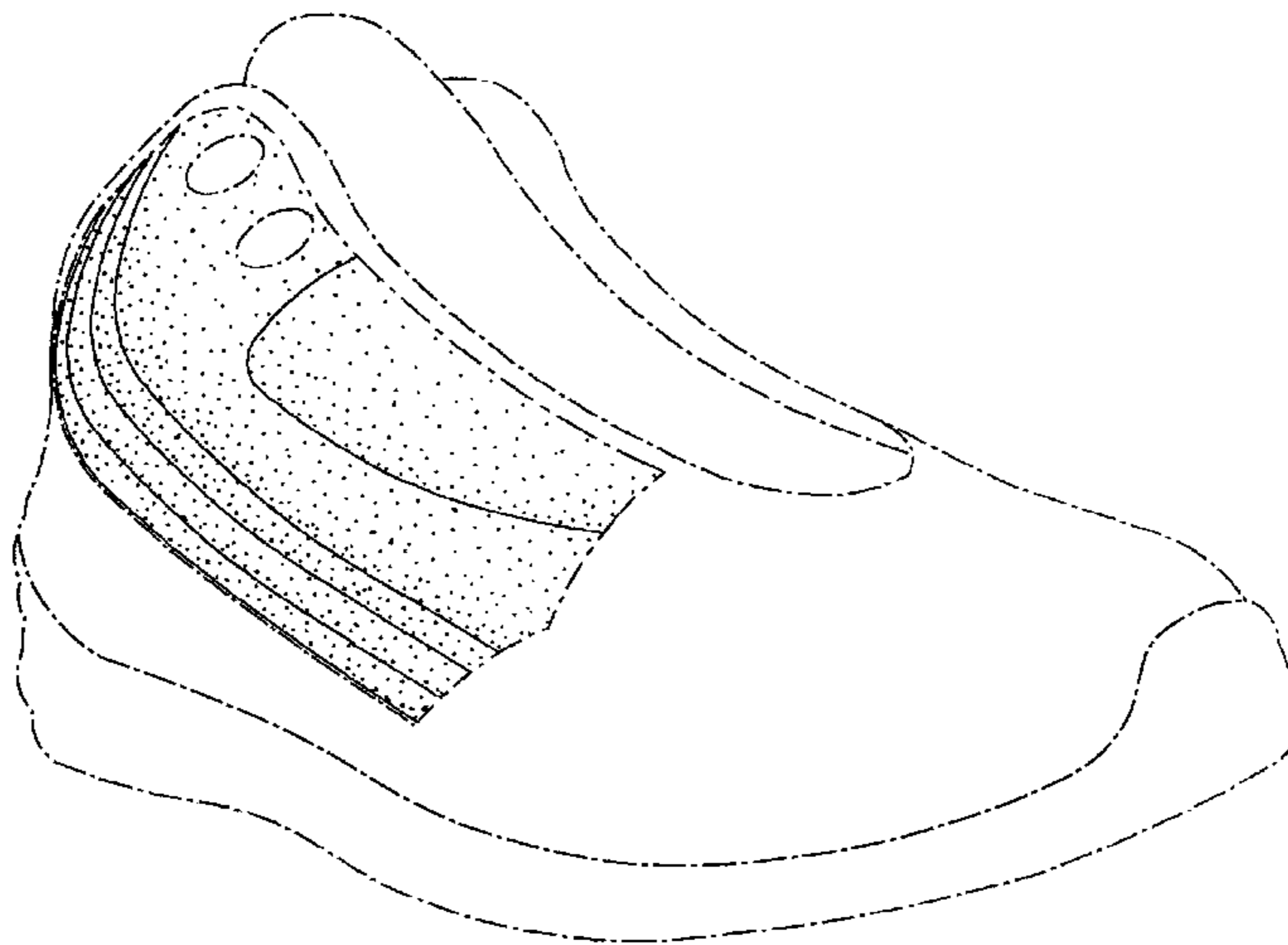
DESCRIPTION

FIG. 1 is a perspective view of a portion of a shoe upper showing my new design; and,

FIG. 2 is a right side elevational view thereof.

The uneven broken line immediately adjacent to the shaded area represents an unclaimed boundary of the design. The uneven broken line showing of the remainder of the shoe forms no part of the claimed design.

1 Claim, 2 Drawing Sheets



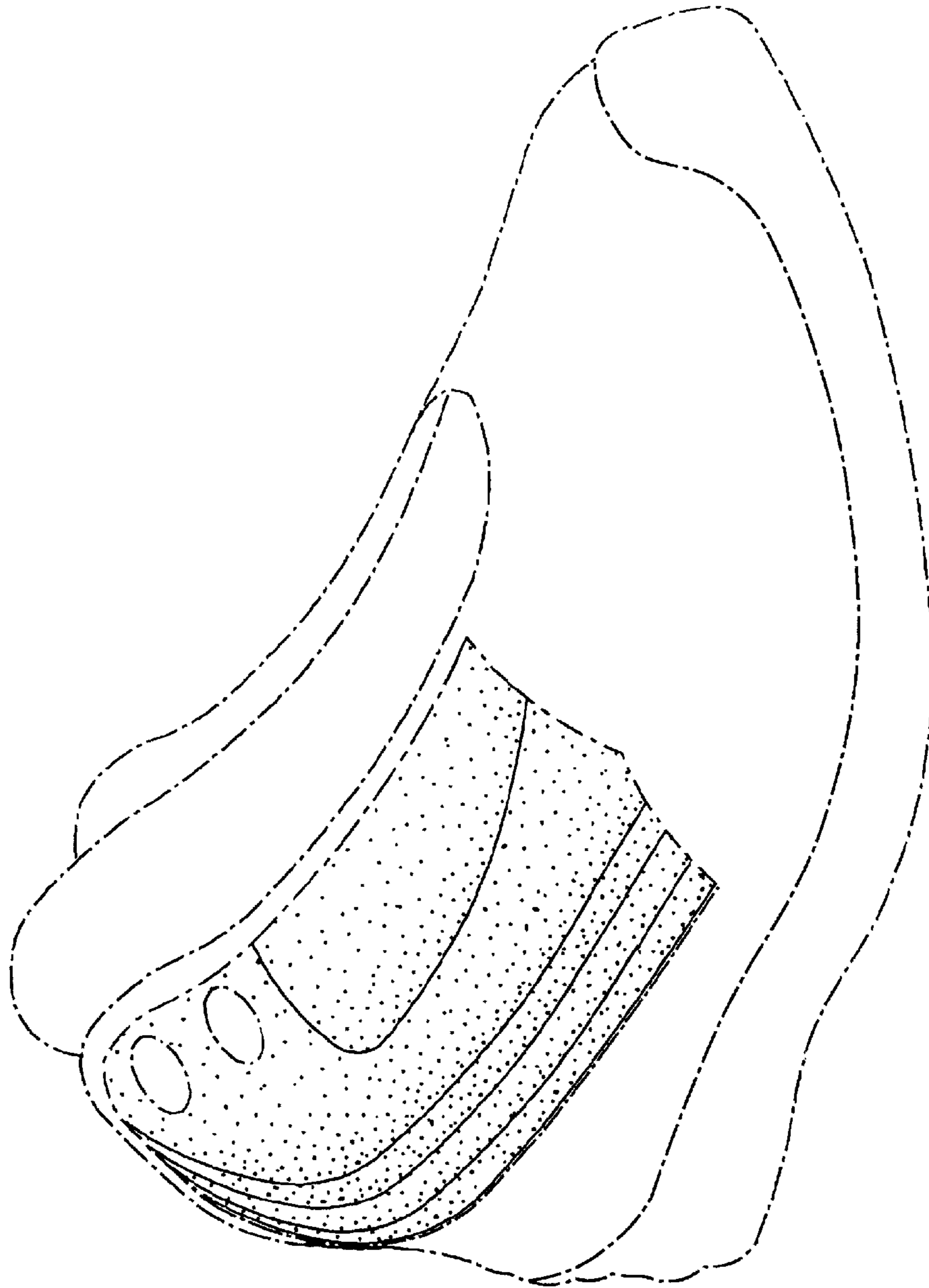


FIG.1

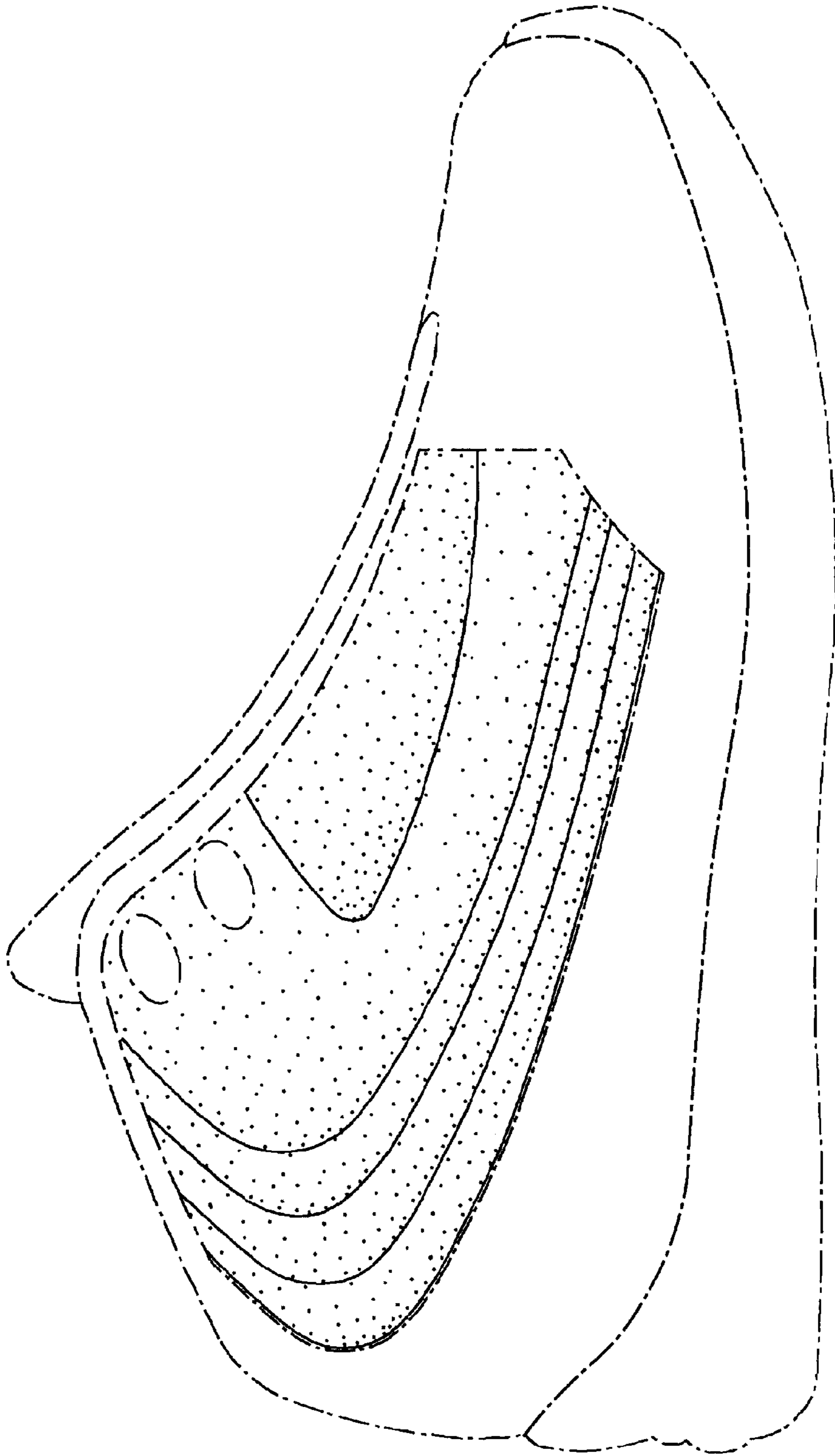


FIG. 2

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : Des. 485,054 S
DATED : January 13, 2004
INVENTOR(S) : E. Scott Morris

Page 1 of 1

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title page,

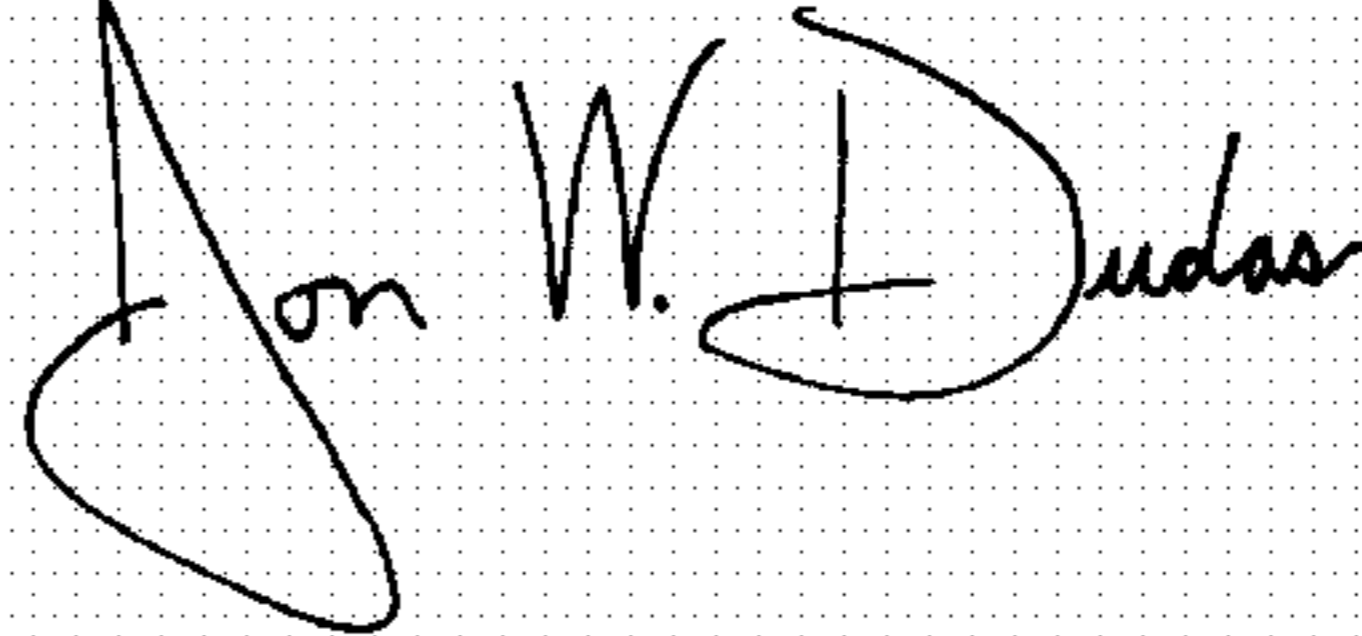
Item [57], **DESCRIPTION,**

“FIG. 2 is a right side elevtional view thereof” has been replaced with

-- FIG. 2 is a right side elevational view thereof --.

Signed and Sealed this

Fourth Day of May, 2004

A handwritten signature in black ink on a dotted background. The signature reads "Jon W. Dudas" in a cursive style.

JON W. DUDAS

Acting Director of the United States Patent and Trademark Office