

US00D494352S1

(12) **United States Design Patent** (10) **Patent No.:** **US D494,352 S**
Fullum (45) **Date of Patent:** **** Aug. 17, 2004**

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

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

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

(21) Appl. No.: **29/194,236**

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

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

(58) **Field of Search** D2/896, 902, 907,
D2/908, 943, 944, 972, 974; 36/45, 50.1,
77 M, 77 R, 83, 88, 113, 114, 126-130

(56) **References Cited**

U.S. PATENT DOCUMENTS

D373,461 S	9/1996	Smith	
D377,412 S	1/1997	Longbottom et al.	
D383,915 S	9/1997	Tresser	
D385,693 S	11/1997	Cass	
D386,604 S	11/1997	Cass	
D388,598 S	* 1/1998	Hatfield	D2/972
D389,300 S	* 1/1998	Teague	D2/972
D391,050 S	* 2/1998	Morris	D2/970
D391,056 S	2/1998	Teague	
D406,452 S	3/1999	Fogg	
D406,454 S	* 3/1999	Blakeslee	D2/972
D407,205 S	3/1999	Lozano	
D411,245 S	* 6/1999	Edwards	D2/969
D428,551 S	7/2000	McDowell	
D437,478 S	2/2001	Cadet	
D463,656 S	10/2002	Hudson	
D468,891 S	* 1/2003	Truelsen	D2/907
D474,006 S	* 5/2003	Schroeder et al.	D2/969
D476,146 S	6/2003	Hlavacs	

OTHER PUBLICATIONS

Nike Footwear Catalogue 1988 Spring Athletic, p. 39, published Jun. 1987.

Nike Footwear Catalogue Fall 1990, p. 118, published Dec. 1989.

Nike Footwear Catalogue Spring 1991, p. 122, published Jun. 1990.

Nike Footwear Catalogue Spring 1992, p. 74, published May 1991.

Nike Footwear Catalogue Spring 1997, p. 56, published Jun. 1996.

Nike Footwear Catalogue Spring 1997, p. 132, published Jun. 1996.

Nike Footwear Catalogue Spring 1998, p. 91, published Jun. 1997.

Nike Footwear Catalogue Fall 1998, p. 198, published Dec. 1997.

Nike Footwear Catalogue Spring 2000#1, p. M104, published Jul. 1999.

Nike Footwear Catalogue Fall 2000#1, p. W120, published Nov. 1999.

Nike Footwear Catalogue Holiday 2000, p. W31, published Mar. 2000.

Nike Footwear Catalogue Fall 2003, p. M84, published Nov. 2002.

* 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 side view of a portion of a shoe upper showing my new design;

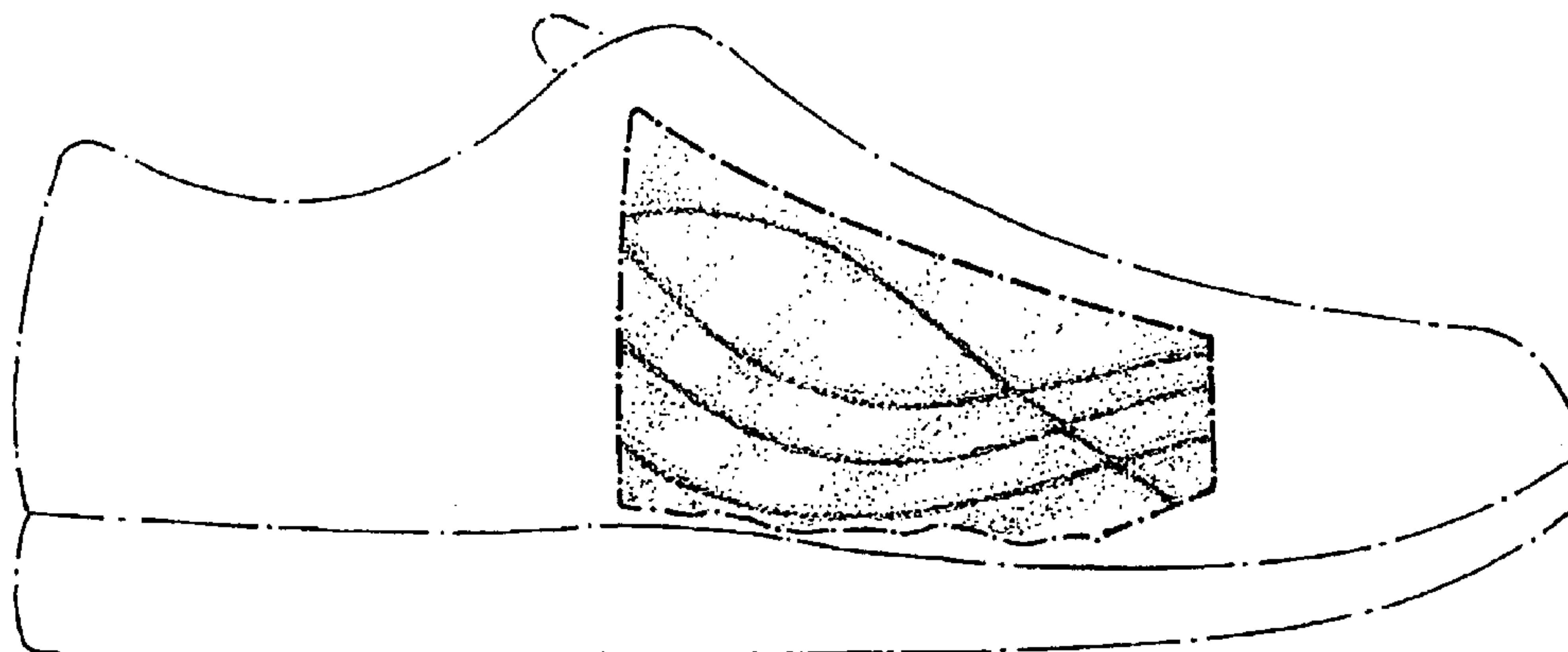
FIG. 2 is a front perspective view thereof;

FIG. 3 is a rear perspective view thereof; and,

FIG. 4 is a top perspective 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 is for illustrative purposes only and forms no part of the claimed design.

1 Claim, 2 Drawing Sheets



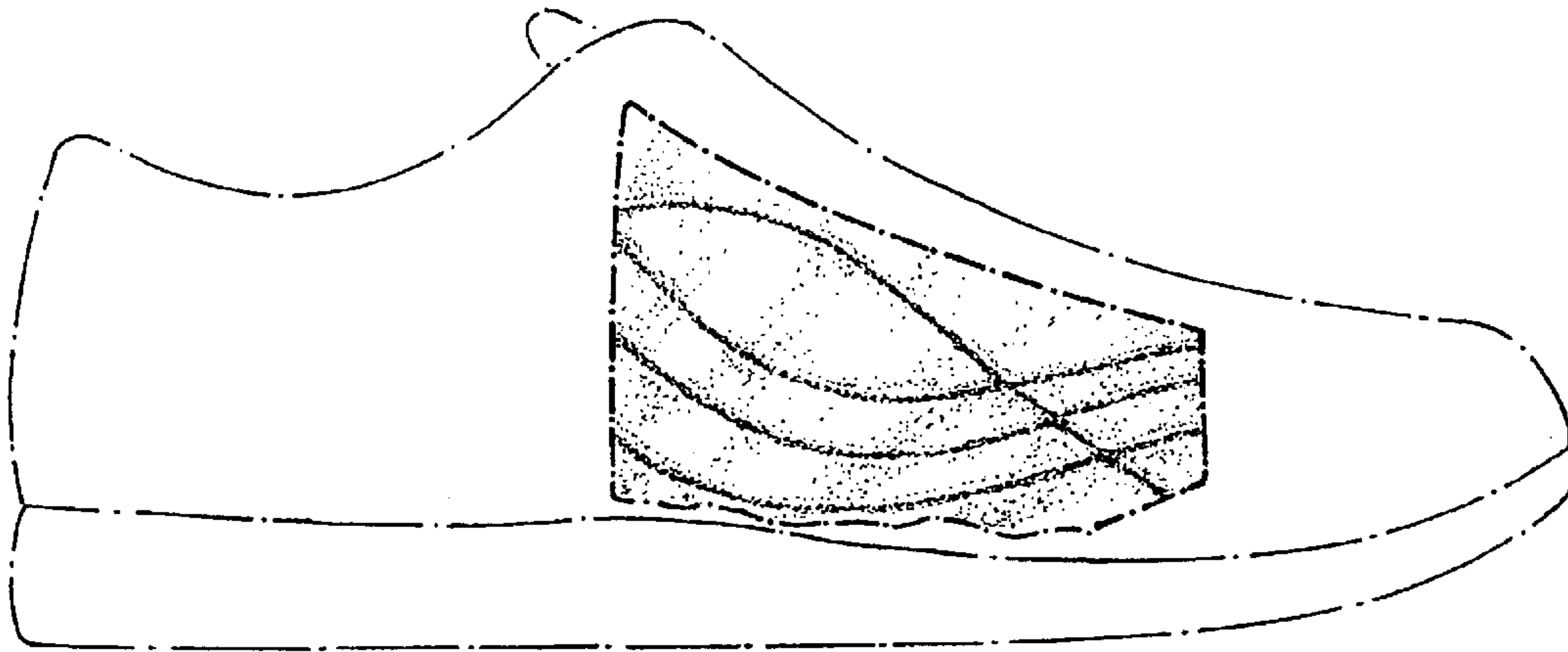


FIG. 1

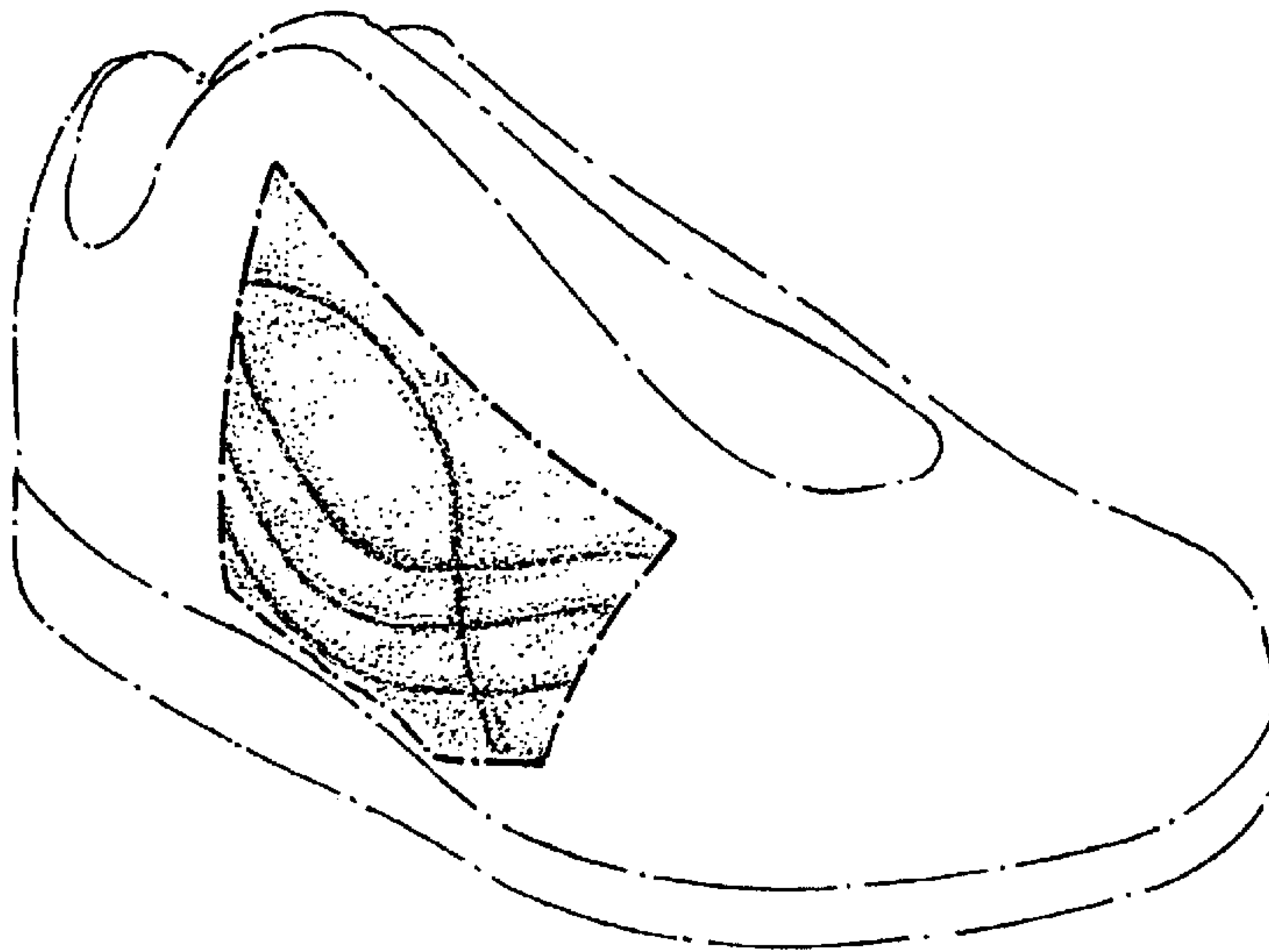


FIG. 2

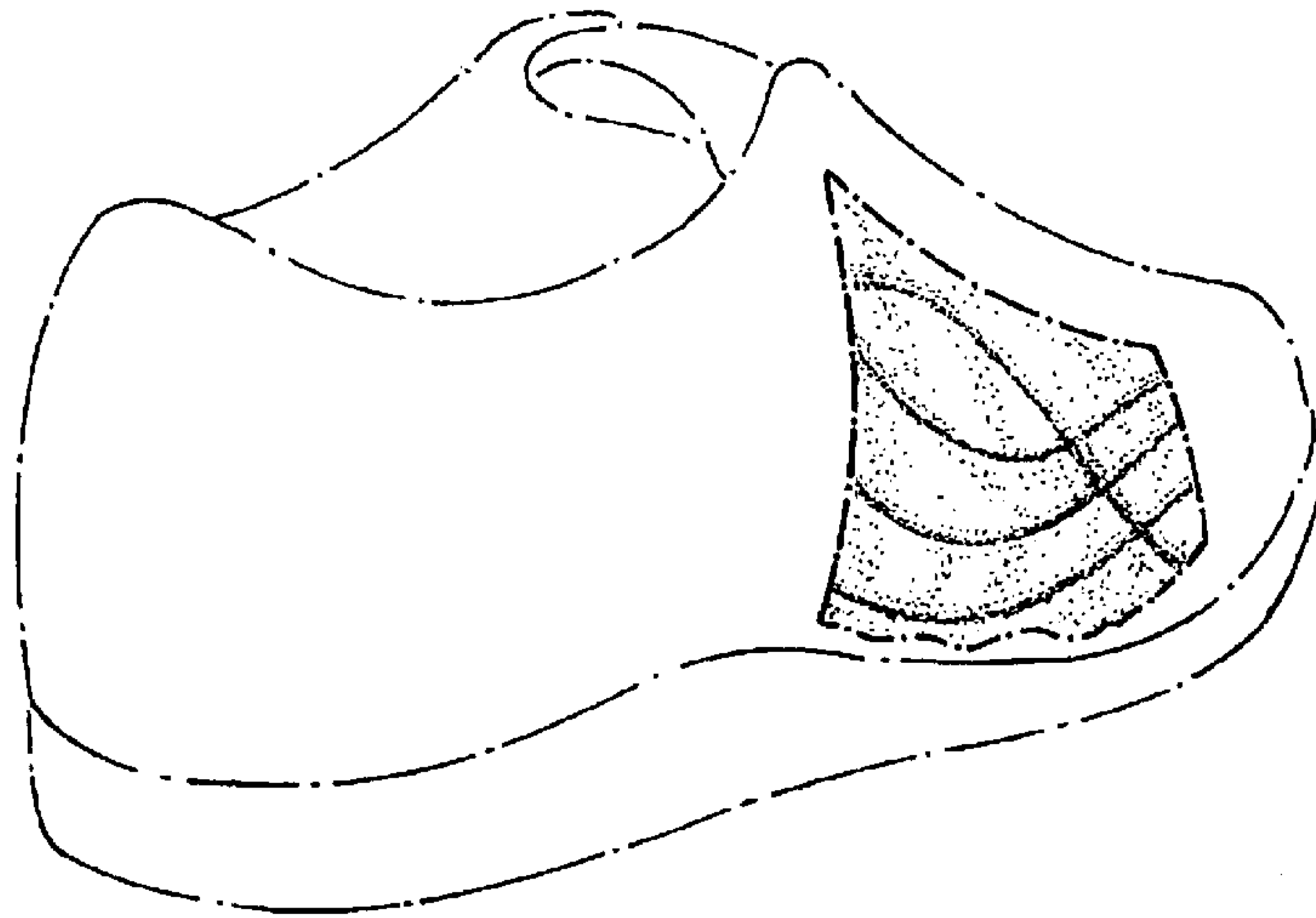


FIG. 3

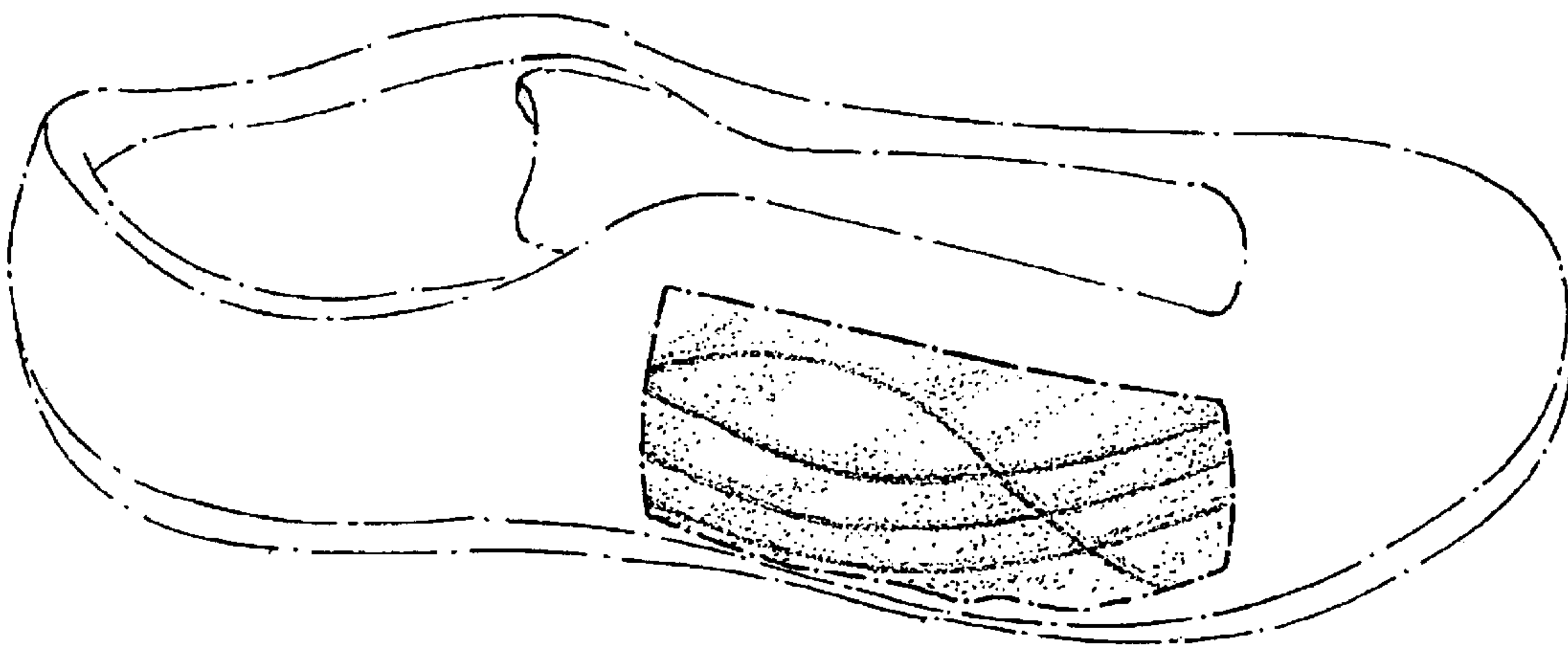


FIG. 4