

US00D499245S

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

(10) **Patent No.:** **US D499,245 S**
(45) **Date of Patent:** **** Dec. 7, 2004**

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

D487,623 S * 3/2004 Matis D2/969

(75) **Inventor:** **Brad Wahoske, Portland, OR (US)**

OTHER PUBLICATIONS

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

Nike Footwear Catalog Fall 1993, p. 38, published Dec. 1992.

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

Nike Footwear Catalog Fall 1997, p. 174, published Dec. 1996.

(21) **Appl. No.:** **29/201,317**

Nike Footwear Catalog Holiday 1997, p. 53, published Mar. 1997.

(22) **Filed:** **Mar. 15, 2004**

Nike Footwear Catalog Holiday 2000, p. W44, published Mar. 2000.

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

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

(58) **Field of Search** D2/907, 908, 943,
D2/944, 969, 972-974; 36/45, 50.1, 77 M,
77 R, 83, 88, 113, 114, 126-130

* cited by examiner

Primary Examiner—Dominic Simone

(74) *Attorney, Agent, or Firm*—Banner & Witcoff, Ltd.

(56) **References Cited**

(57) **CLAIM**

U.S. PATENT DOCUMENTS

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

D116,598 S	9/1939	Pick	
D276,569 S	12/1984	Kohno	
D287,063 S	12/1986	Kohno	
D304,517 S	11/1989	Diaz	
D397,852 S	9/1998	Smith, III	
D406,448 S	3/1999	Rask	
D415,885 S	11/1999	Mervar	
D418,669 S	1/2000	Coyne	
D432,782 S	* 10/2000	Tong	D2/972
D440,391 S	* 4/2001	Fogg	D2/972
D447,617 S	9/2001	Matis et al.	
D447,860 S	* 9/2001	Matis et al.	D2/969
D449,730 S	10/2001	McDowell	
D467,722 S	12/2002	Wahoske	

DESCRIPTION

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

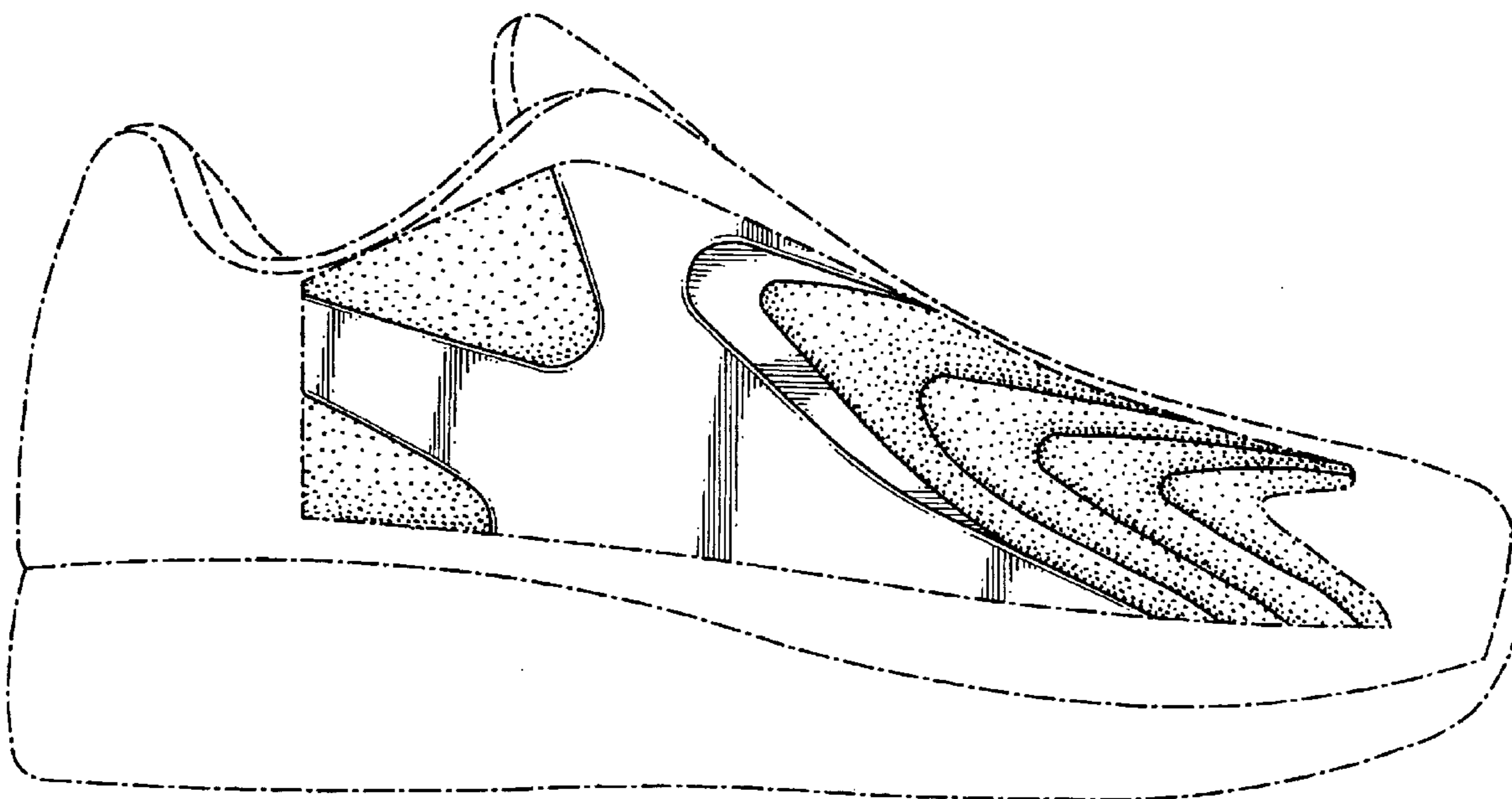
FIG. 2 is a side view thereof;

FIG. 3 is a top view thereof; and,

FIG. 4 is a front view thereof.

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

1 Claim, 4 Drawing Sheets



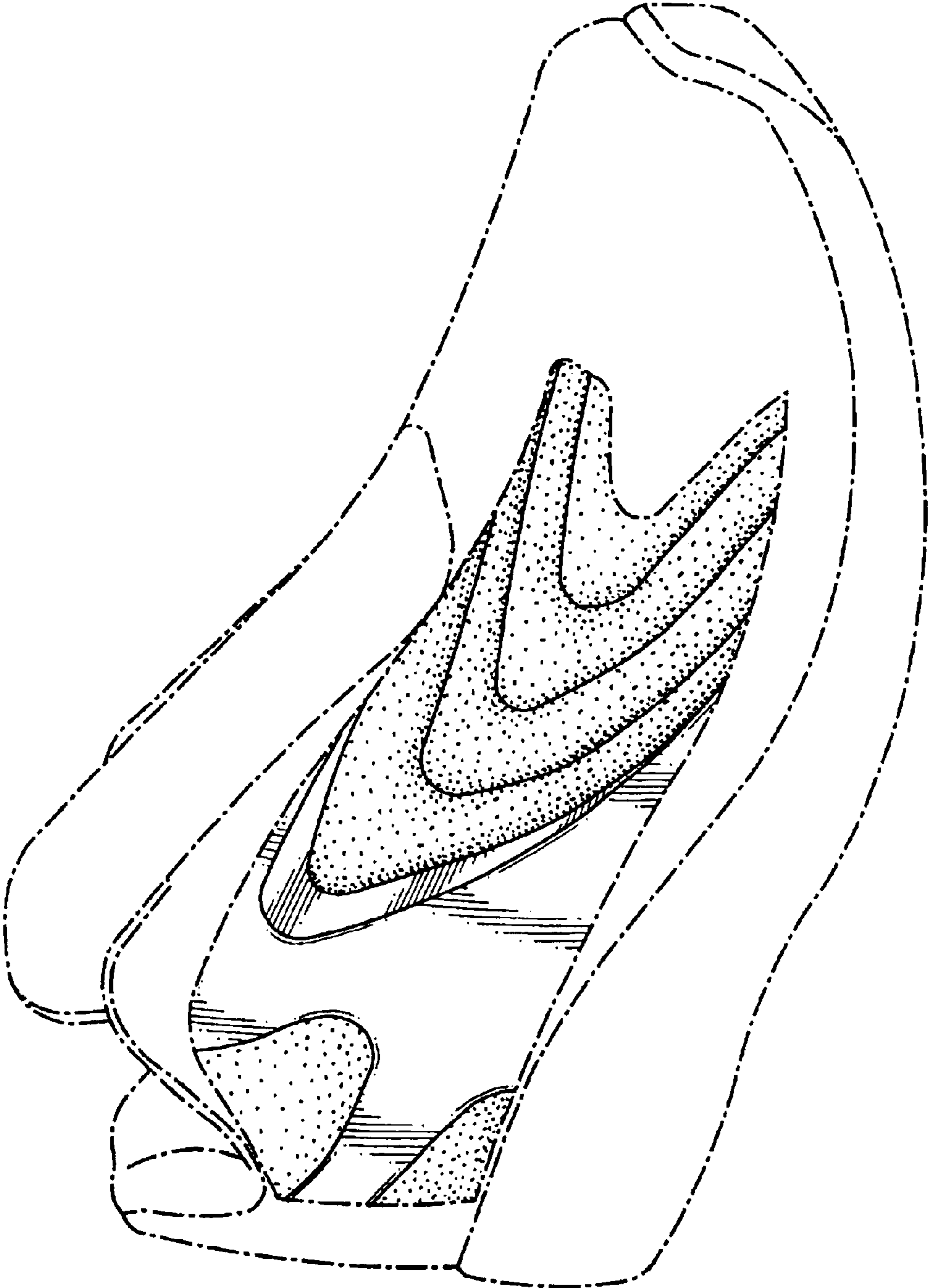


FIG.1

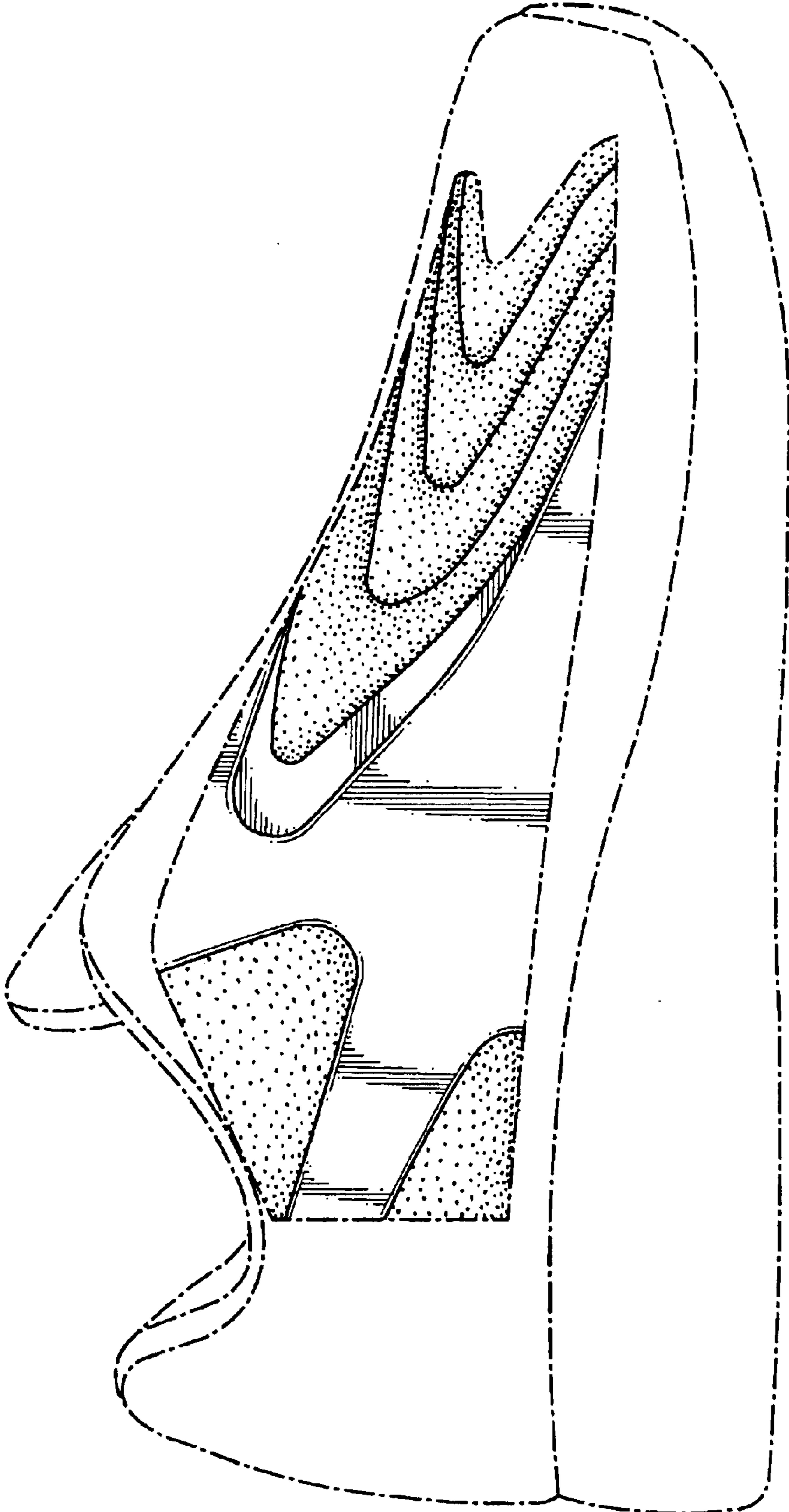


FIG. 2

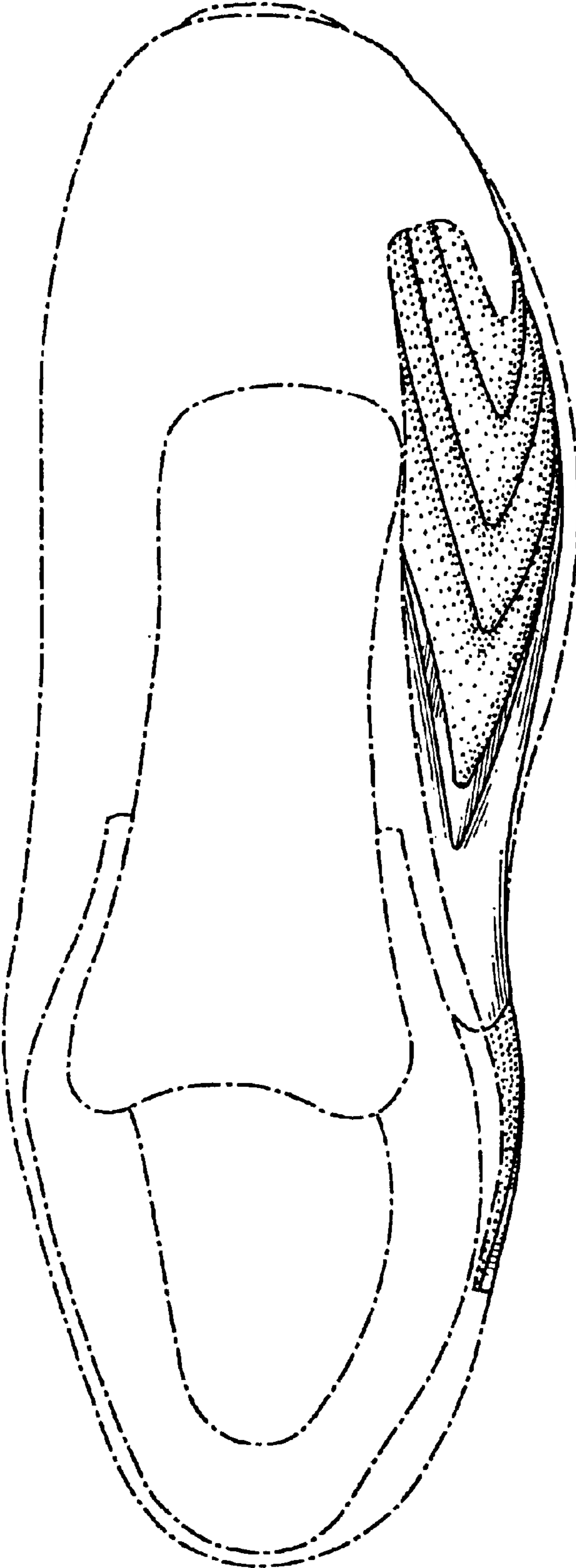


FIG. 3

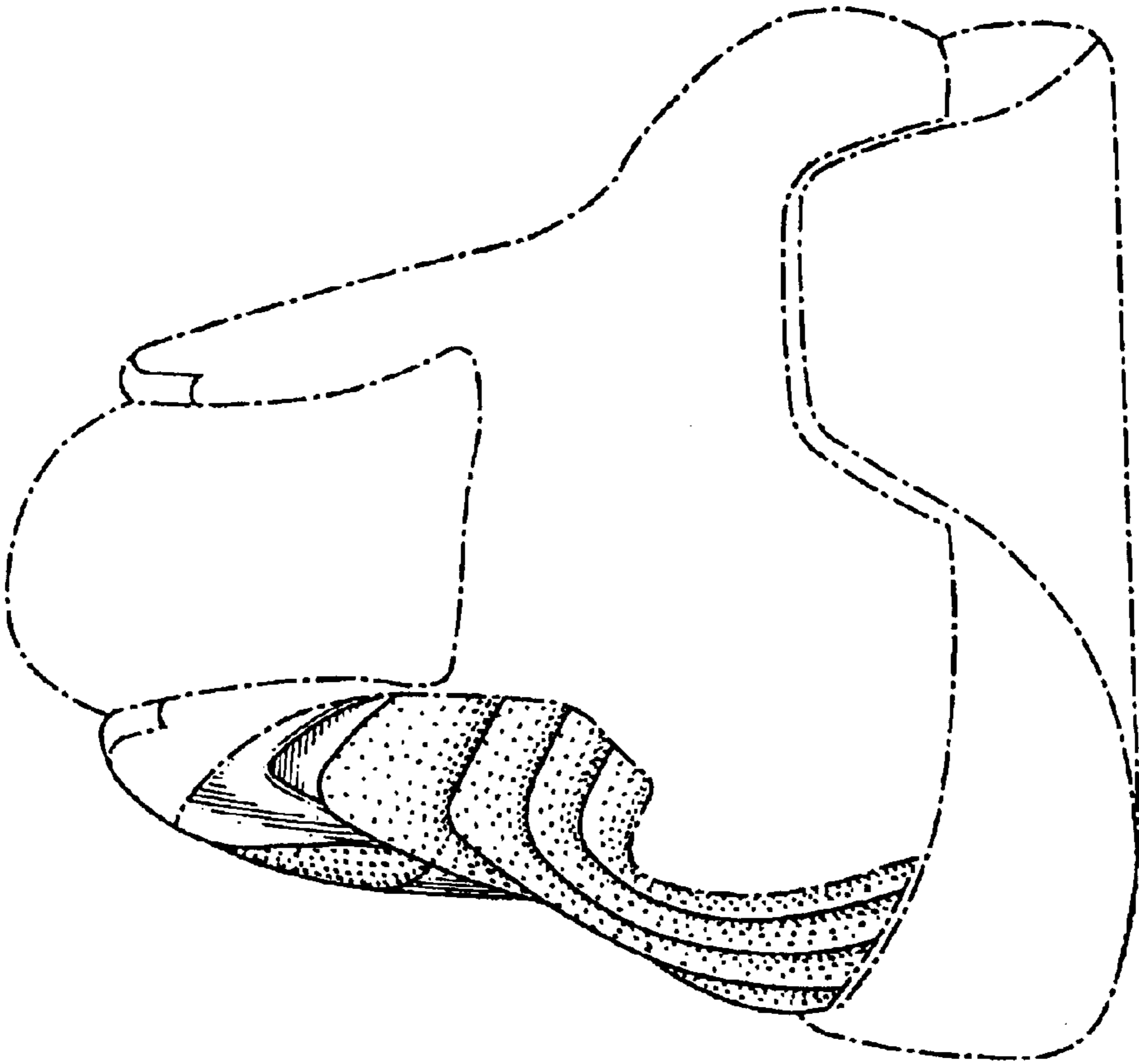


FIG.4