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

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(45) **Date of Patent:** **** May 17, 2005**

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

D487,964 S * 4/2004 Ringholz D2/969
6,757,991 B2 * 7/2004 Sussmann 36/50.1

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

Nike Footwear Catalog Late Spring 1994, p. 20, published Sep. 1993.

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

Nike Footwear Catalog Spring 1995, p. 69, published Jun. 1994.

(21) Appl. No.: **29/201,168**

Nike Footwear Catalog Late Spring 1996, p. 30, published Aug. 1995.

(22) Filed: **Mar. 12, 2004**

Nike Footwear Catalog Fall 1996, p. 109, published Dec. 1995.

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

Nike Footwear Catalog Fall 1997, p. 11, published Dec. 1996.

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

Nike Footwear Catalog Late Fall 1998, p. 116, published Mar. 1998.

(58) **Field of Search** D2/902, 907, 908,
D2/943, 944, 964, 969, 972-974; 36/45,
50.1, 77 M, 77 R, 83, 88, 113, 114, 126-130

Nike Footwear Catalog Spring 2002, p. M12, published Jun. 2001.

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Primary Examiner—Dominic Simone

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

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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;

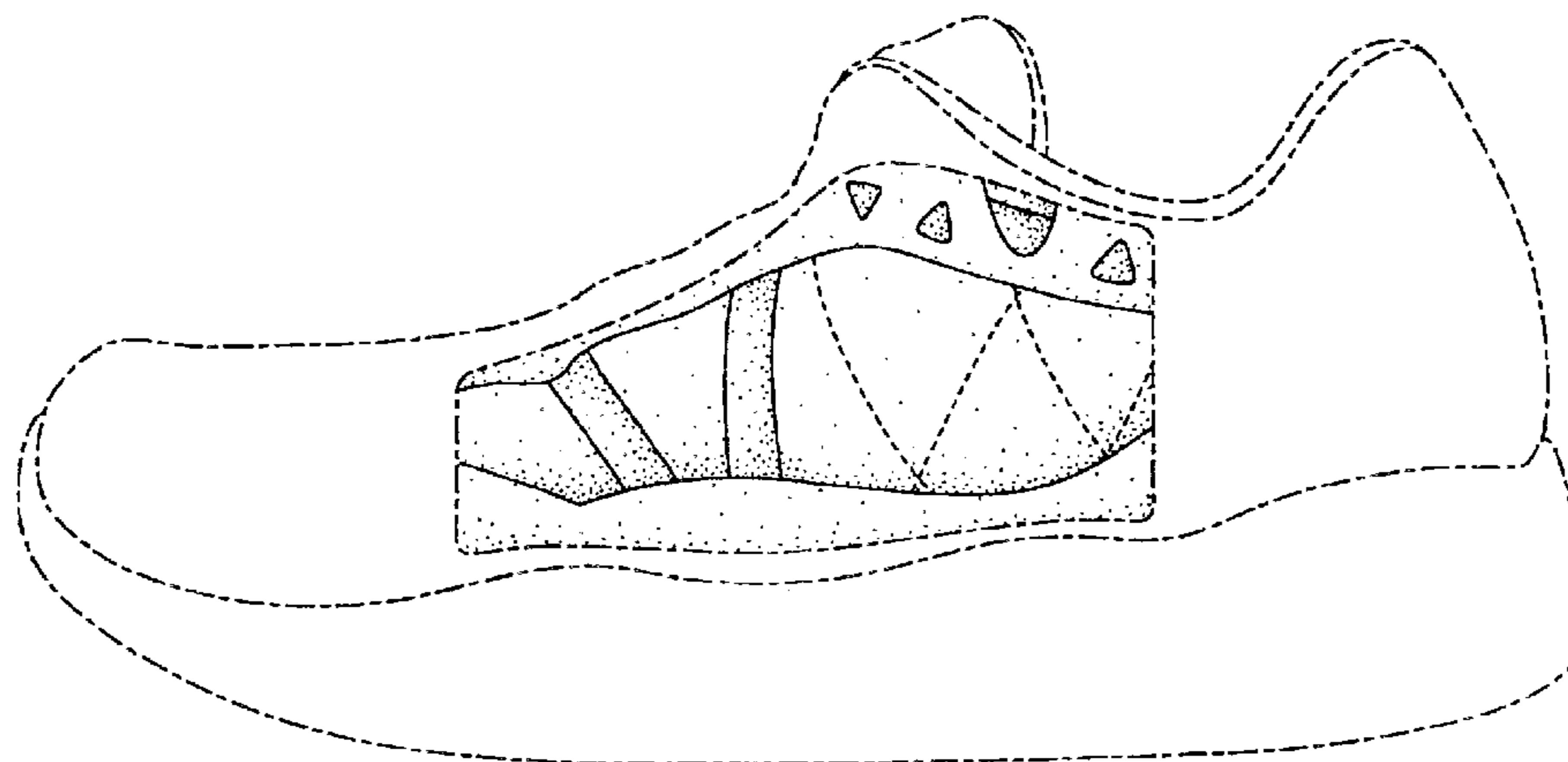
FIG. 2 is a side view thereof;

FIG. 3 is a front view thereof; and,

FIG. 4 is a top view thereof.

The even broken lines within the shaded region represent stitching. The uneven broken line immediately adjacent to the shaded region represents an unclaimed boundary of the design and the uneven broken lines showing the remainder of the shoe are for illustrative purposes only and form no part of the claimed design.

1 Claim, 4 Drawing Sheets



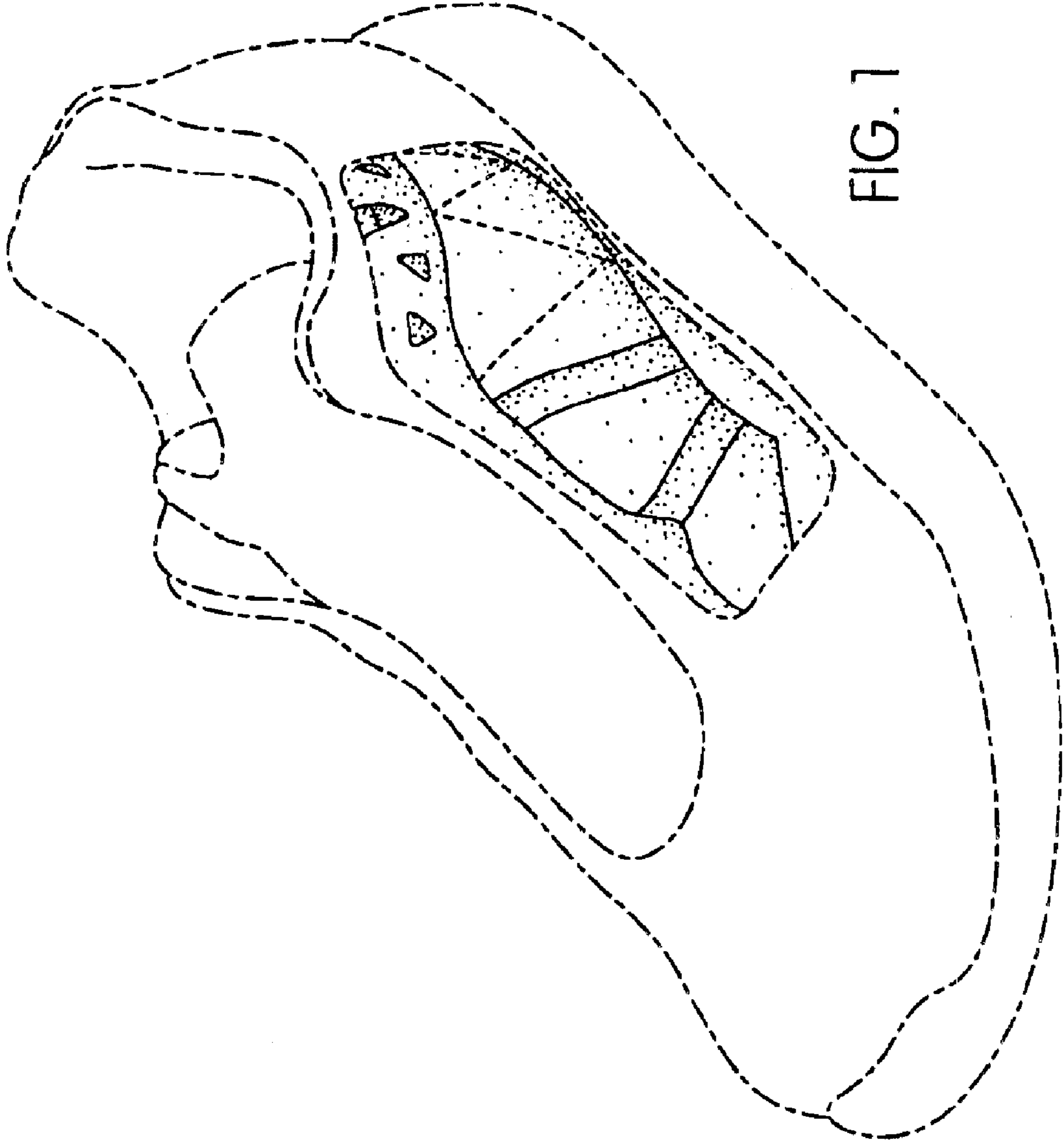


FIG. 1

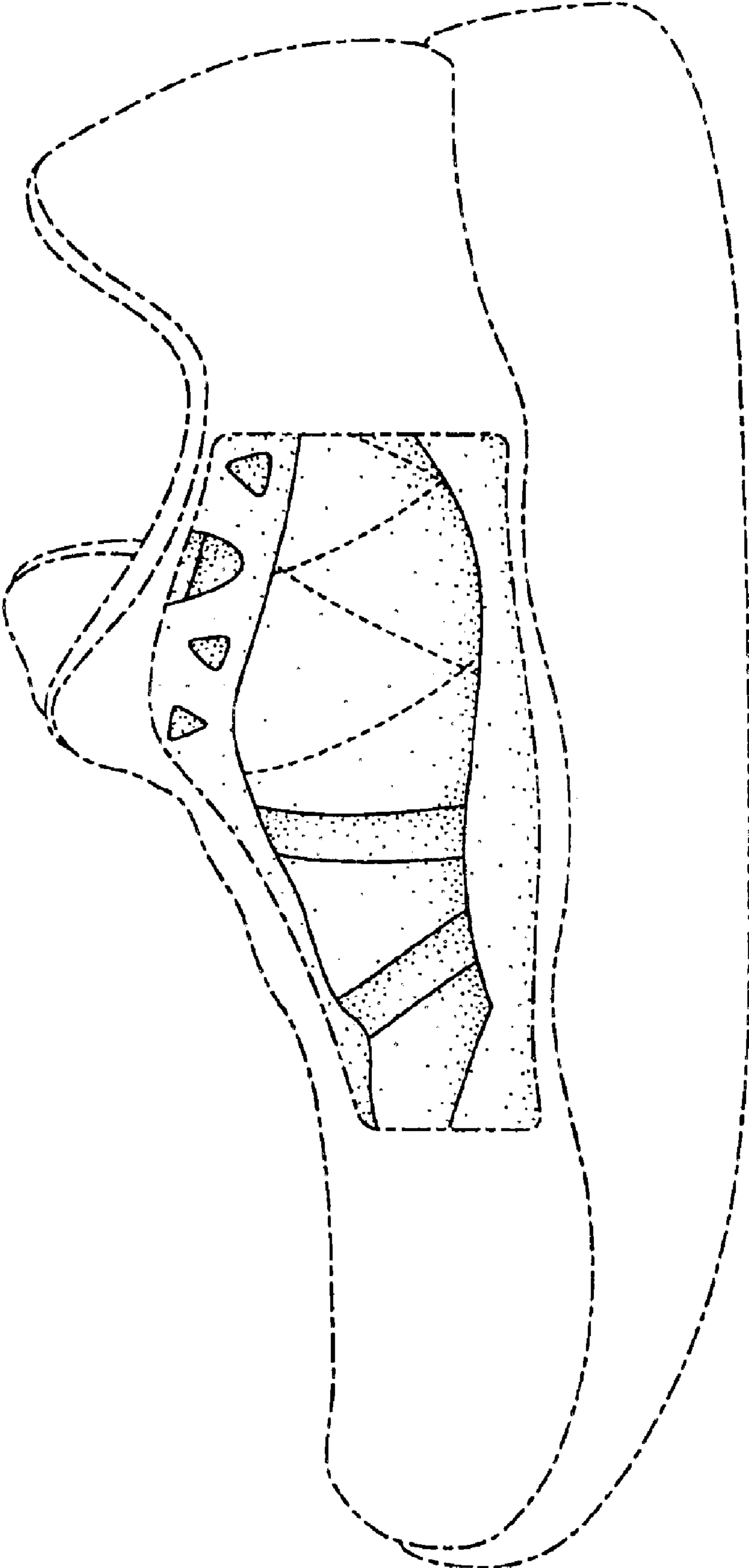


FIG. 2

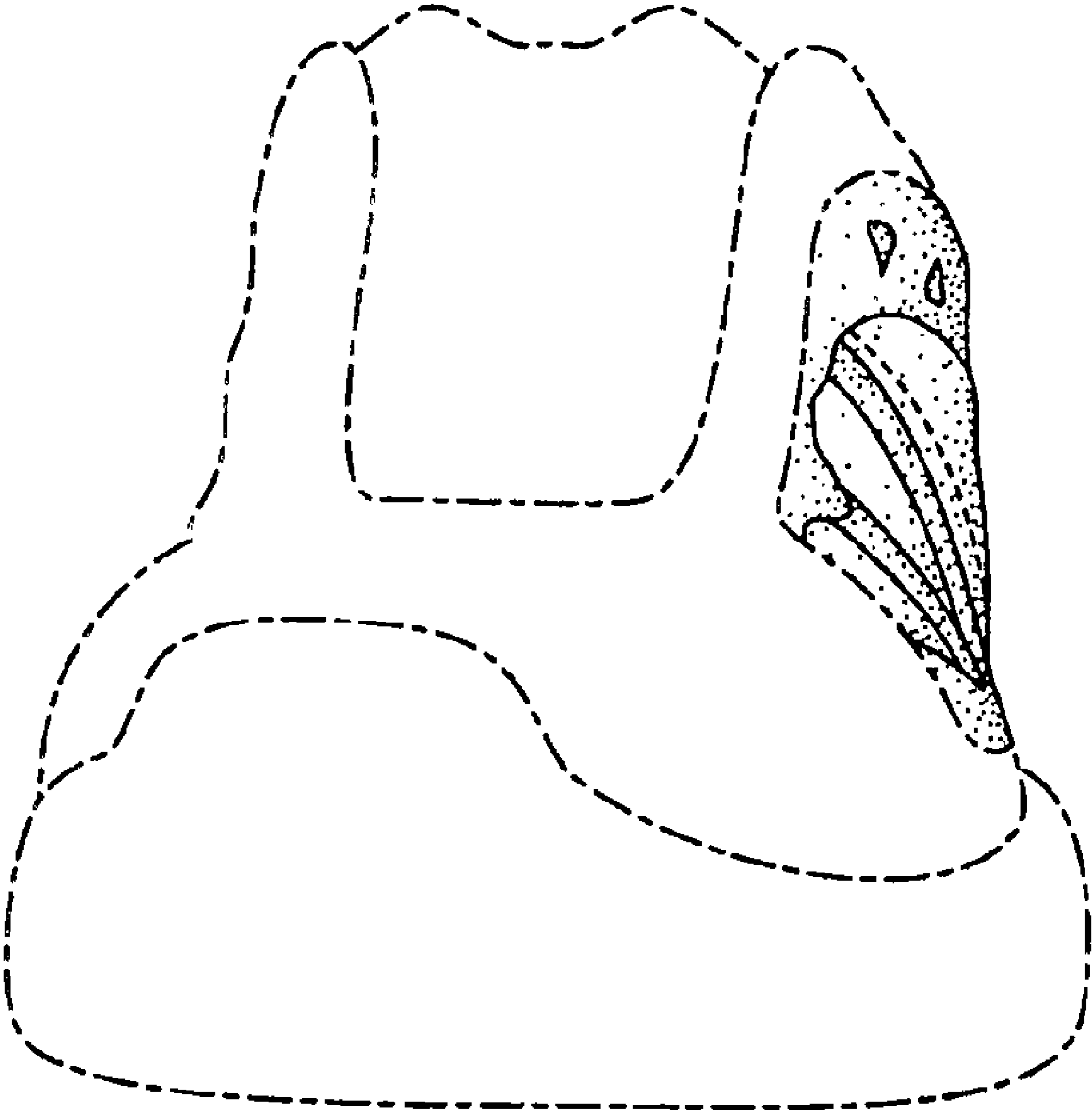


FIG. 3

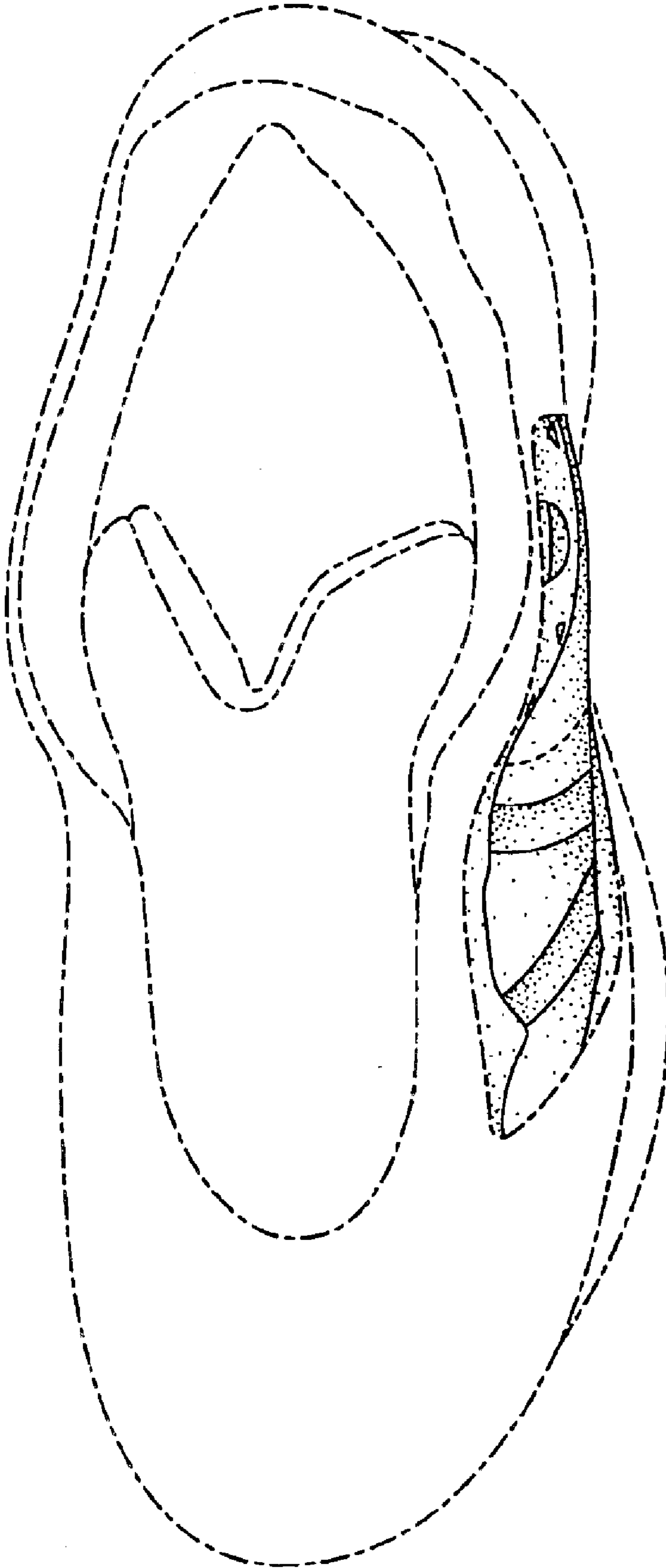


FIG. 4