



US00D511243S

(12) **United States Design Patent**
O'Connor

(10) **Patent No.:** **US D511,243 S**

(45) **Date of Patent:** **** Nov. 8, 2005**

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

(75) **Inventor:** **Kelly Smith O'Connor**, Hillsboro, OR
(US)

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

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

(21) **Appl. No.:** **29/214,924**

(22) **Filed:** **Oct. 13, 2004**

(51) **LOC (8) Cl.** **02-99**

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

(58) **Field of Search** D2/902, 907, 908,
D2/943, 944, 969, 972-974; 36/45, 50.1,
77 M, 77 R, 83, 88, 113, 114, 126-131

(56) **References Cited**

U.S. PATENT DOCUMENTS

D329,735 S	9/1992	Dahlsten	
D331,484 S	12/1992	Feller	
D331,827 S	12/1992	Coley et al.	
D332,174 S	1/1993	Earle	
D333,206 S	2/1993	Allen et al.	
D336,148 S	6/1993	Adams	
D339,672 S	9/1993	Olson	
D351,940 S	11/1994	Morris	
D397,245 S	8/1998	Mervar	
D434,213 S	11/2000	Smith	
D448,150 S	9/2001	Matis et al.	
D463,904 S	* 10/2002	Link	D2/972
D466,683 S	* 12/2002	Chen	D2/974
D467,063 S	* 12/2002	Chen	D2/972
D475,519 S	* 6/2003	Morris	D2/972
D476,796 S	7/2003	Meza et al.	
D479,765 S	9/2003	Matis	
D495,862 S	* 9/2004	Riosa	D2/969

D499,250 S	* 12/2004	Smith	D2/972
D500,407 S	* 1/2005	Smith	D2/972
D500,408 S	* 1/2005	Rask	D2/972

OTHER PUBLICATIONS

Nike Footwear Catalog, Holiday 1998, pp. W6, M41, published Feb. 1998.

Nike Footwear Catalog, Fall 1999, pp. M9, W100, W119, published Nov. 1998.

Nike Footwear Catalog, Fall 2003, p. W43, 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 front perspective view of a portion of a shoe upper showing my new design;

FIG. 2 is a rear perspective view thereof;

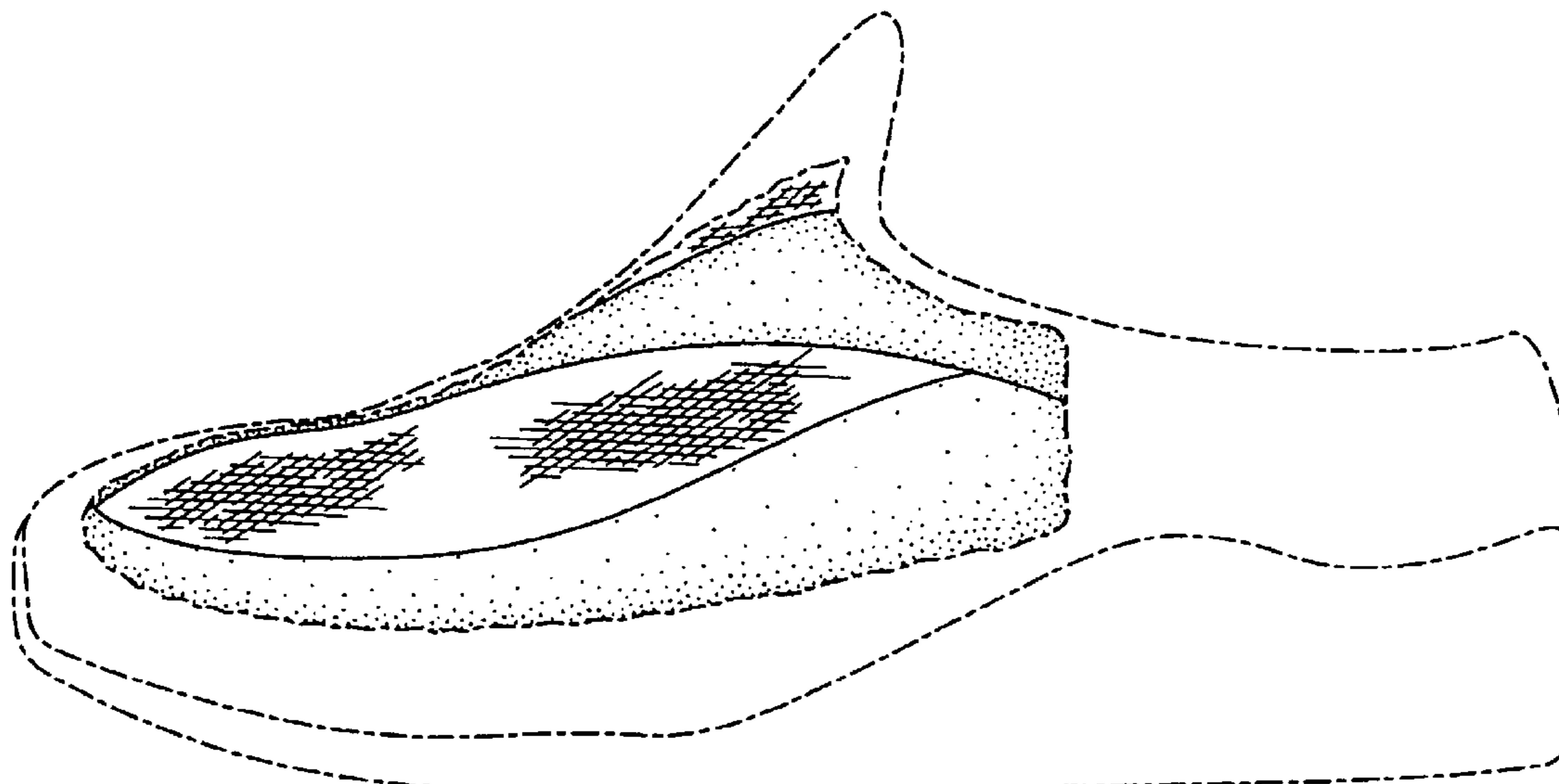
FIG. 3 is a first side view thereof;

FIG. 4 is a top view thereof; and,

FIG. 5 is a front view thereof.

The uneven broken line in the Figures bounding the shaded region 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. The cross-hatch shading in two regions in all the figures represents a generic mesh pattern spanning these regions, and no specific mesh pattern is claimed.

1 Claim, 5 Drawing Sheets



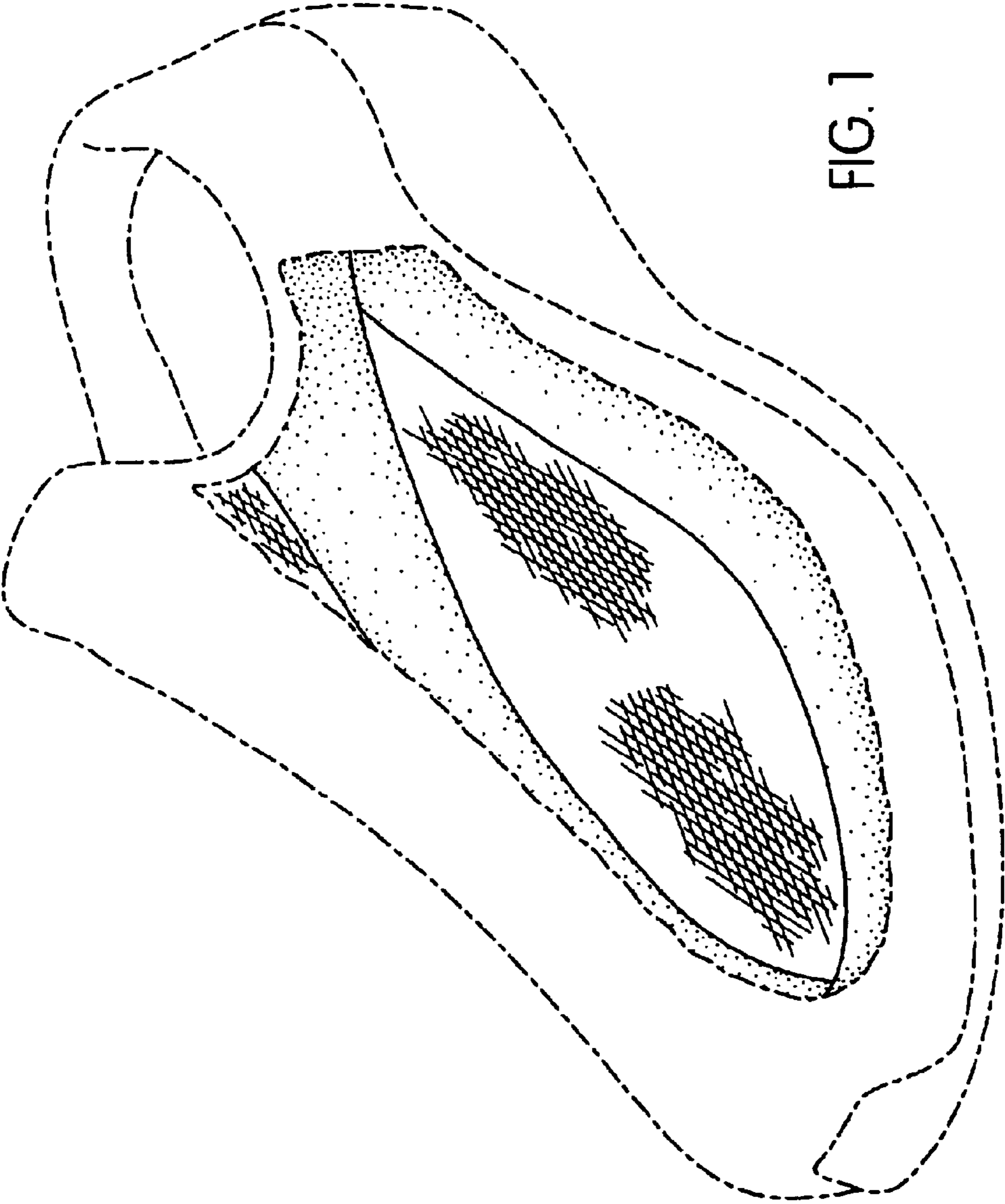


FIG. 1

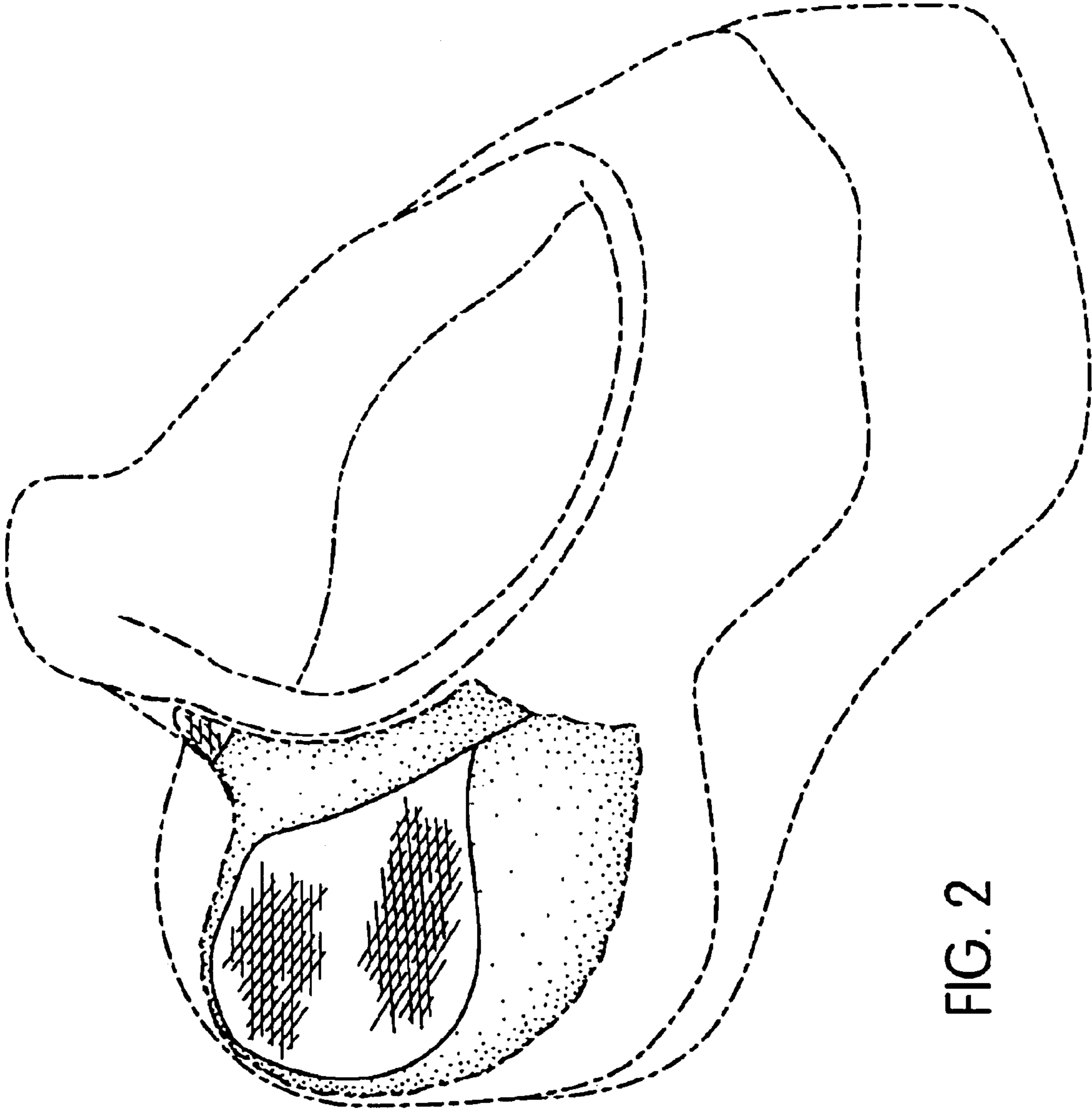


FIG. 2

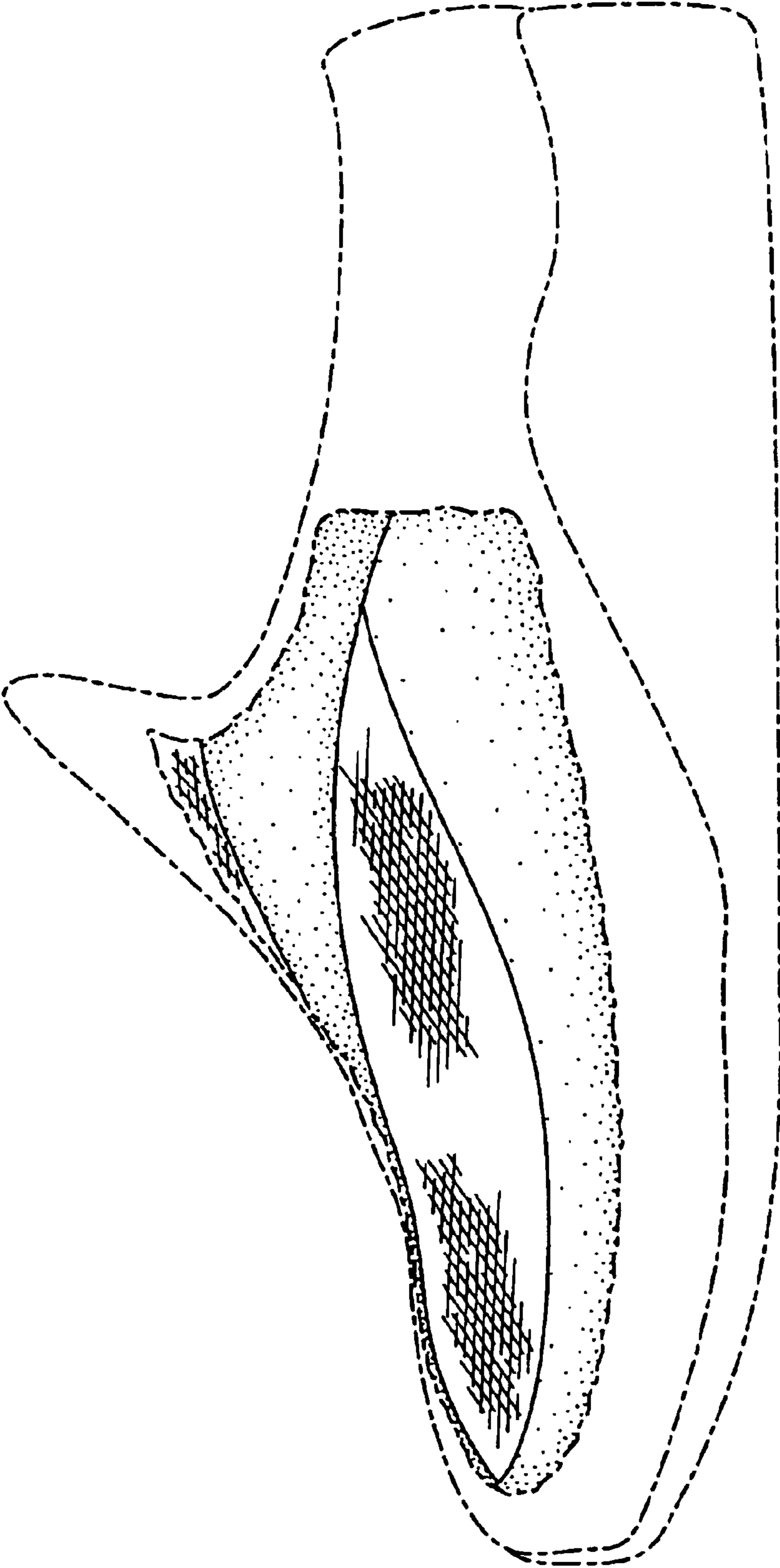


FIG. 3

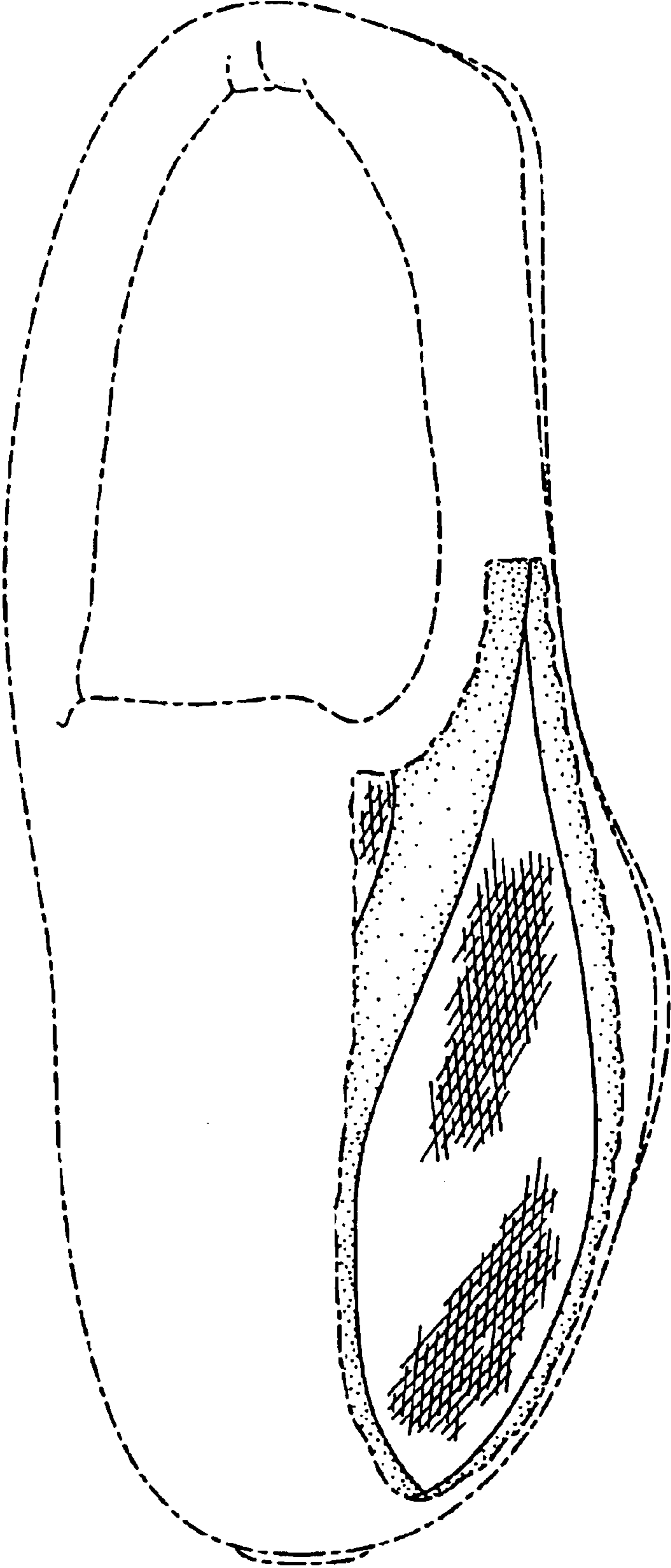


FIG. 4

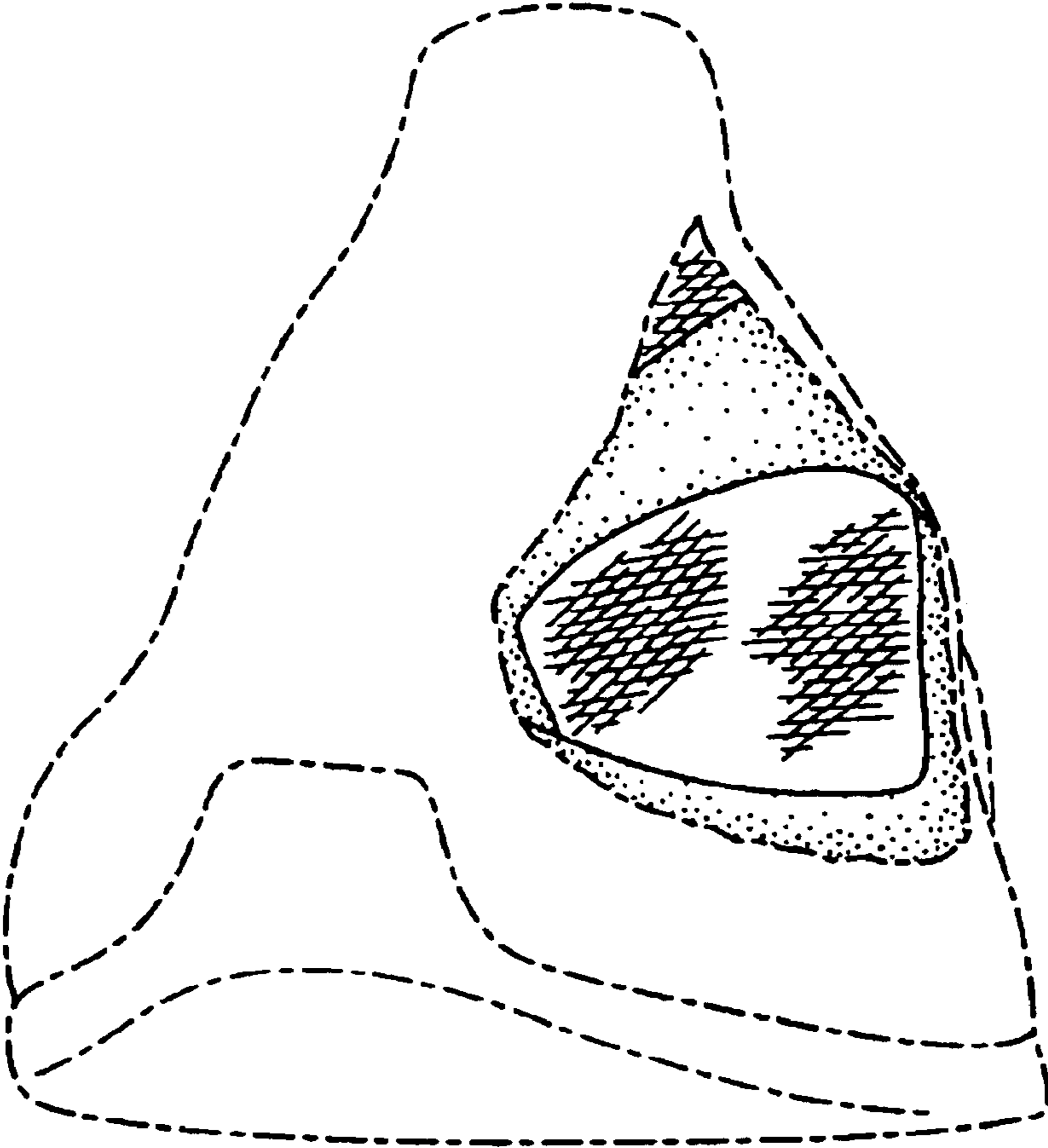


FIG. 5

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : Des. 511,243 S
APPLICATION NO. : 29/214924
DATED : November 8, 2005
INVENTOR(S) : Kelly Smith O'Connor

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:

On the Title page, item 56 in the References Cited section, under Other Publications:

--Web Page: Nike Zoom E-Cue Shoe, www.Beckersurf.com, prior to 10/13/04-- has been omitted.

Signed and Sealed this

Fifth Day of January, 2010

A handwritten signature in black ink that reads "David J. Kappos". The signature is written in a cursive style with a large initial 'D' and a stylized 'K'.

David J. Kappos
Director of the United States Patent and Trademark Office