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(12) **United States Design Patent** (10) **Patent No.:** **US D520,731 S**
Lupo (45) **Date of Patent:** **** May 16, 2006**

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

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(73) Assignee: **Nike, Incorporated**, Beaverton, OR (US)

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

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

(58) **Field of Classification Search** D2/902,
D2/907, 908, 943, 944, 969, 972-974; 36/45,
36/50.1, 77 M, 77 R, 83, 88, 113, 114, 126-131
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D304,387 S	11/1989	Brown	
D355,523 S	2/1995	Losi, II	
D385,399 S	10/1997	Worthington	
D388,950 S	1/1998	Hewett et al.	
D395,944 S	7/1998	Avar	
D400,001 S	* 10/1998	Lozano	D2/972
D421,176 S	2/2000	Matis et al.	
D440,757 S	4/2001	Doxey	
D447,859 S	9/2001	Matis et al.	
D447,860 S	9/2001	Matis et al.	
D463,098 S	9/2002	Hui	
D467,720 S	12/2002	Patt	
D474,010 S	5/2003	Gerber	
D474,011 S	5/2003	Smith	
D475,523 S	6/2003	McDowell	
D477,131 S	7/2003	Holmes	
D487,960 S	4/2004	Bandini et al.	
D495,867 S	9/2004	Avar	
D496,527 S	9/2004	Roulo	
D501,985 S	* 2/2005	Lee	D2/972
D503,262 S	3/2005	Della Valle	
D503,518 S	4/2005	Della Valle	
D509,053 S	* 9/2005	Chang	D2/972
D509,350 S	* 9/2005	Holmes	D2/972

OTHER PUBLICATIONS

- Nike Footwear Catalog Fall 1995, p. 102, published Nov. 1994.
- Nike Footwear Catalog Spring 1996; p. 138, published Jun. 1995.
- Nike Footwear Catalog Fall 1996; p. 158, published Dec. 1995.
- Nike Footwear Catalog Spring 1997; p. 37, published Jun. 1996.
- Nike Footwear Catalog Late Spring 1997; p. 198, published Sep. 1996.
- Nike Footwear Catalog Holiday 1997; p. 191 published Mar. 1997.
- Nike Footwear Catalog Holiday 1997; p. 213, published Mar. 1997.
- Nike Footwear Catalog Spring 1998; p. 11, published Jun. 1997.
- Nike Footwear Catalog Late Spring 1998; p. 31, published Sep. 1997.
- Nike Footwear Catalog Late Spring 1998; p. 60, published Sep. 1997.

(Continued)

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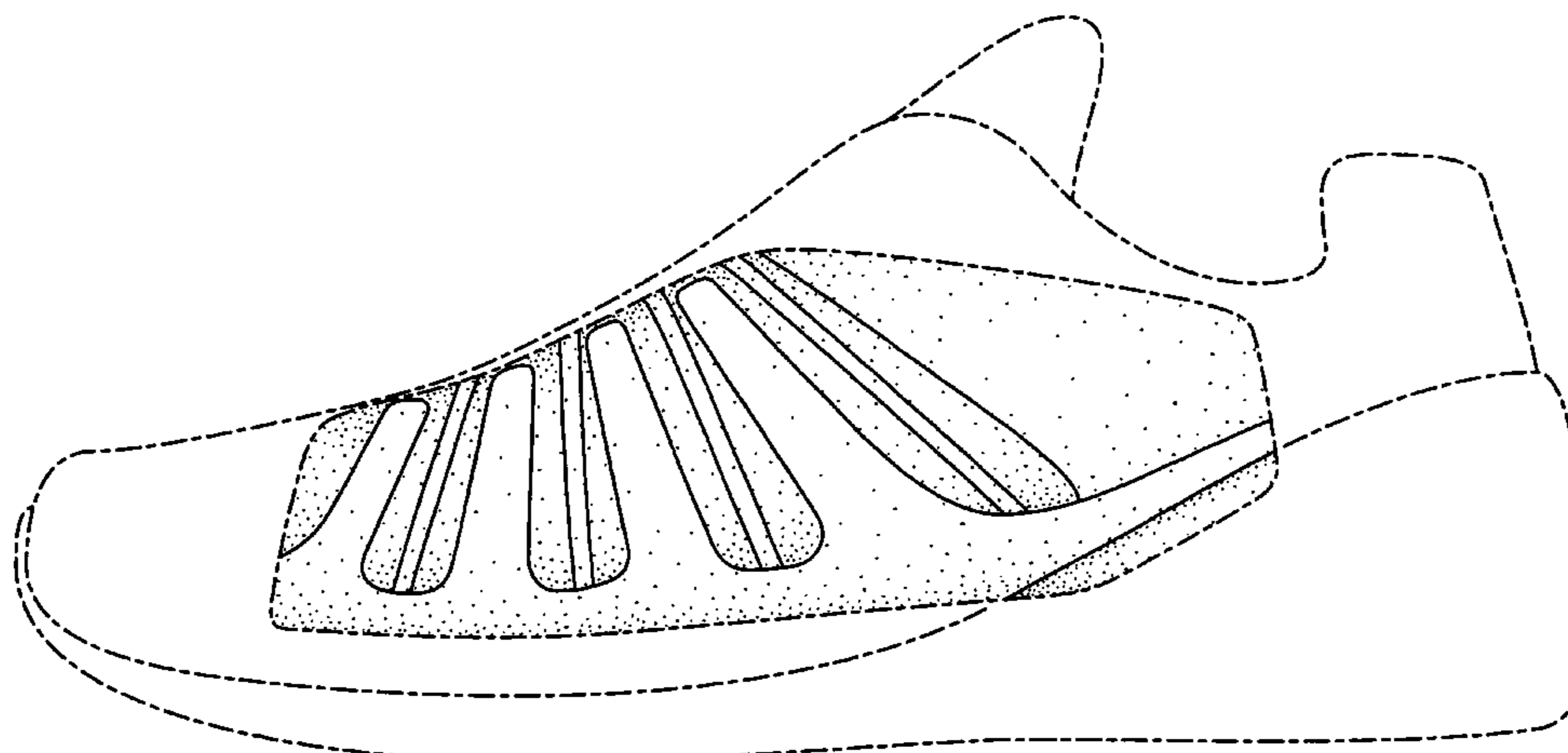
(57) **CLAIM**

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 of one side thereof; and,
FIG. 3 is a top view thereof.
The uneven broken line showing the remainder of the shoe is for illustrative purposes only and forms no part of the claimed design. The uneven broken line immediately adjacent to the shaded area represents an unclaimed boundary of the design.

1 Claim, 3 Drawing Sheets



OTHER PUBLICATIONS

Nike Footwear Catalog Late Spring 1998; p. 122, published Sep. 1997.

Nike Footwear Catalog Fall 1999; p. M113, published Nov. 1998.

Nike Footwear Catalog Fall 2000 (#2-Red); p. 44, published Nov. 1999.

Nike Footwear Catalog Late Spring 2001; p. M21, published Sep. 2000.

Nike Footwear Catalog Late Spring 2001; p. M24, published Sep. 2000.

Nike Footwear Catalog Late Spring 2001; p. M20, published Sep. 2000.

Nike Footwear Catalog Late Spring 2001; p. M32, published Sep. 2000.

Nike Footwear Catalog Late Spring 2001; p. M100, published Sep. 2000.

Nike Footwear Catalog Fall 2001; p. M29, published Nov. 2000.

Nike Footwear Catalog Fall 2002; p. W25, published Nov. 2001.

Nike Footwear Catalog Holiday 2002; p. M20 published Mar. 2002.

Nike Footwear Catalog Late Spring 2003; p. M7, published Jun. 2002.

Nike Footwear Catalog Spring 2003; p. M14, published Jun. 2002.

Nike Footwear Catalog Spring 2003; p. W65, published Jun. 2002.

Nike Footwear Catalog Fall 2003; p. M56, published Nov. 2002.

Nike Footwear Catalog Fall 2003; p. W7, published Nov. 2002.

Nike Footwear Catalog Holiday 2003; p. M20, published Mar. 2003.

Nike Footwear Catalog Spring 2004; p. M8, published Jun. 2003.

Nike Footwear Catalog Spring 2004; p. M31, published Jun. 2003.

Nike Footwear Catalog Spring 2004; p. M32, published Jun. 2003.

Nike Footwear Catalog Holiday 2004; p. M4, published Mar. 2004.

Nike Footwear Catalog Holiday 2004; p. W5, published Mar. 2004.

* cited by examiner

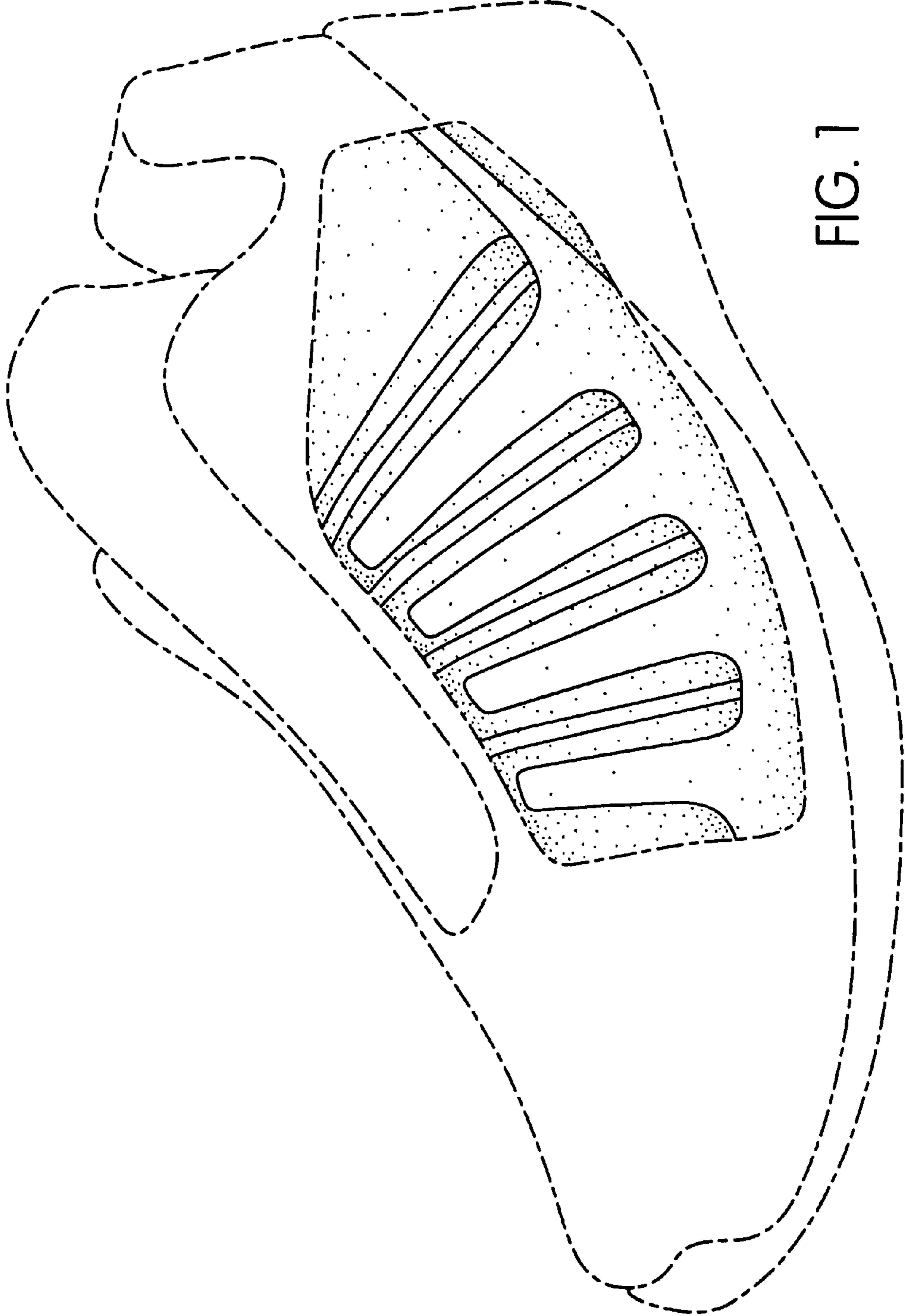


FIG. 1

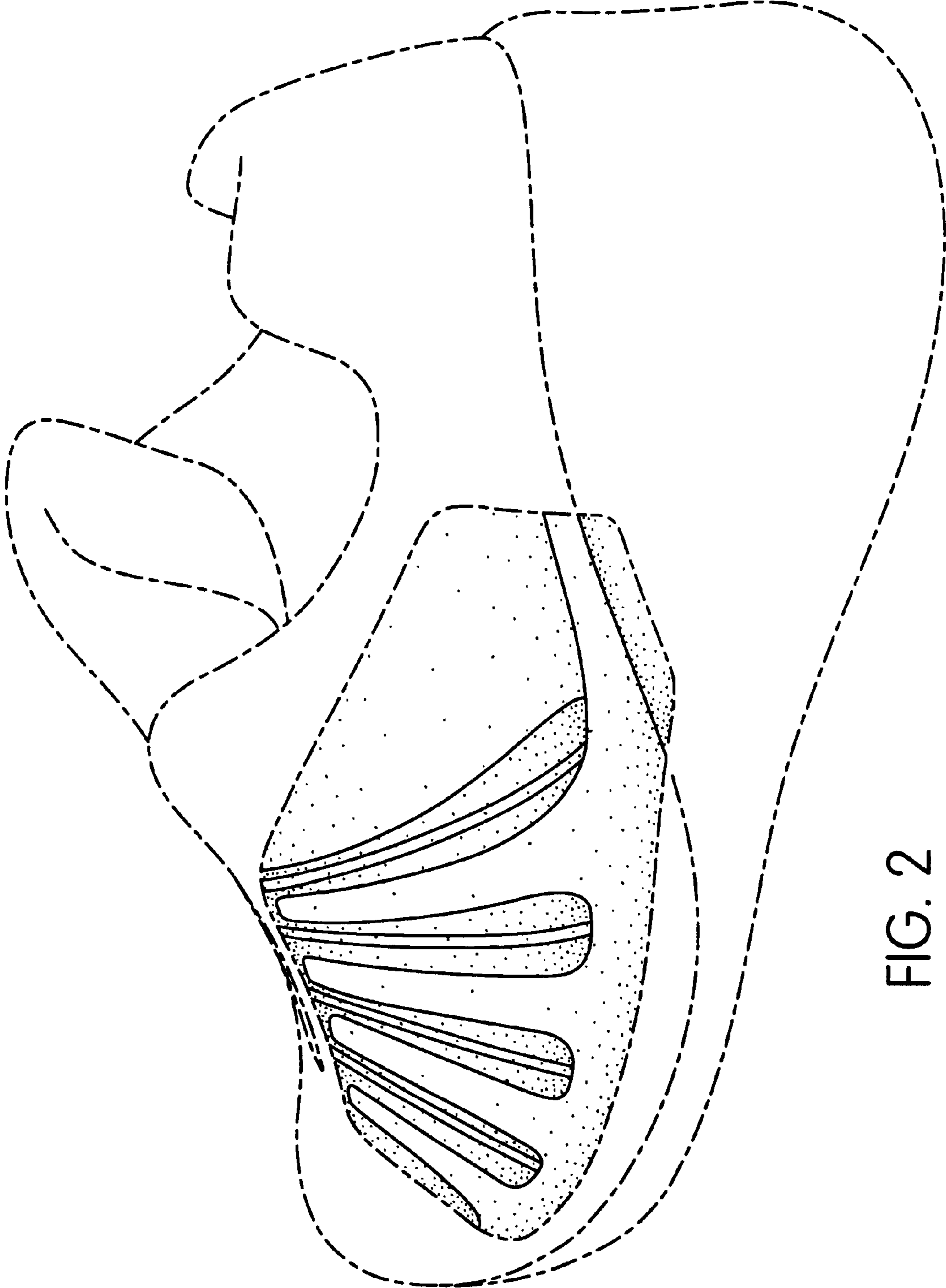


FIG. 2

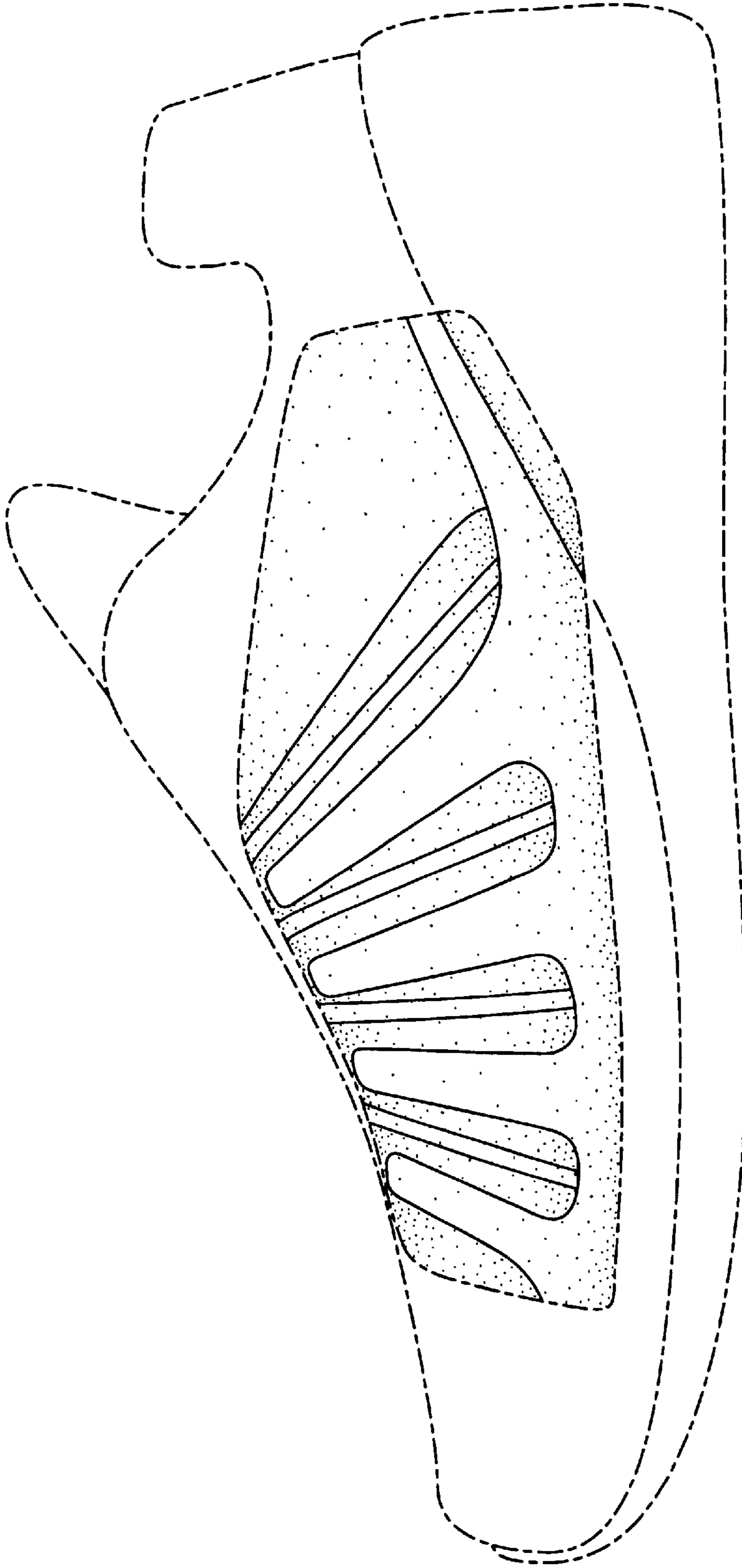


FIG. 3