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(12) **United States Design Patent** (10) **Patent No.:** **US D522,733 S**
Racine (45) **Date of Patent:** **** Jun. 13, 2006**

(54) **PORTION OF A SHOE UPPER**
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(73) Assignee: **Nike, Inc.**, Beaverton, OR (US)
(**) Term: **14 Years**
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(51) **LOC (8) Cl.** **02-99**
(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

D125,427 S	2/1941	Pick	
D226,885 S	5/1973	McBarron	
D299,081 S	12/1988	Greenberg	
D300,385 S	3/1989	Backus	
D345,459 S	3/1994	Preskar	
D395,943 S	7/1998	Hewett et al.	
D404,906 S	2/1999	Backus	
D407,546 S	4/1999	Doxey et al.	
D413,195 S	8/1999	Smith, III	
D413,718 S	9/1999	Lupo	
D428,551 S	7/2000	McDowell	
D429,414 S	8/2000	Tresser	
D440,035 S	4/2001	Smith	
D463,904 S	* 10/2002	Link	D2/972
D467,722 S	12/2002	Wahoske	
D504,219 S	4/2005	Morris	
D505,007 S	5/2005	Morris	
D505,252 S	* 5/2005	Belley et al.	D2/969
D512,211 S	* 12/2005	Wozniak	D2/972

OTHER PUBLICATIONS

Nike Footwear Catalog Late Spring 1996, p. 140, published Aug. 1995.
Nike Footwear Catalog Late Spring 1997, p. 99, published Sep. 1996.

Nike Footwear Catalog Holiday 1997, p. 192, published Mar. 1997.
Nike Footwear Catalog Late Fall 1998, p. 192, published Mar. 1998.
Nike Footwear Catalog Holiday 1999; p. W10, published Mar. 1999.
Nike Footwear Catalog Fall 1999, p. W42, published Mar. 1999.
Nike Footwear Catalog Spring 2000 (#2—Feet), p. W59, published Jul. 1999.
Nike Footwear Catalog Spring 2000 (#1—Shoes), p. M30, published Jul. 1999.
Nike Footwear Catalog Spring 2000 (#1—Shoes), p. W32, published Jul. 1999.
Nike Footwear Catalog Fall 2000 (#2—Red), p. W61, published Nov. 1999.
Nike Footwear Catalog Fall 2000 (#1—Blue); p. M88, published Nov. 1999.
Nike Footwear Catalog Holiday 2000, p. M13, published Mar. 2000.
Nike Footwear Catalog Holiday 2000, p. M33, published Mar. 2000.

(Continued)

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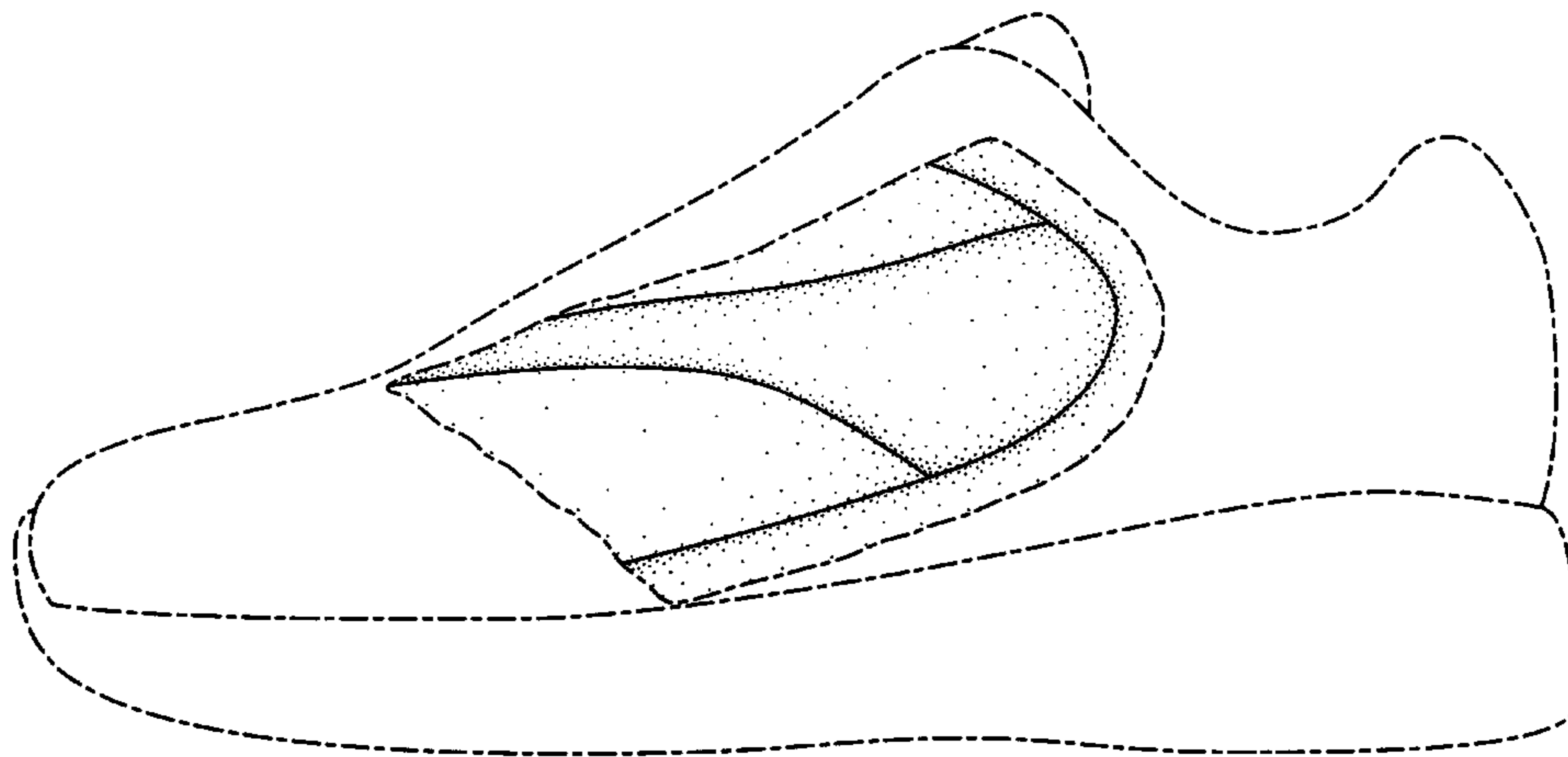
(57) **CLAIM**

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

DESCRIPTION

FIG. 1 is a front perspective view of a portion of a shoe upper showing my new design;
FIG. 2 is a rear perspective view thereof; and,
FIG. 3 is a side view of one side 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 Holiday 2001, p. W14, published Feb. 2001.

Nike Footwear Catalog Spring 2001, p. W85, published Jun. 2000.

Nike Footwear Catalog Holiday 2002, p. M81, published Mar. 2002.

Nike Footwear Catalog Holiday 2002, p. M64, published Mar. 2002.

Nike Footwear Catalog Holiday 2002; p. M10; published Mar. 2002.

Nike Footwear Catalog Late Spring 2003, p. W8, published Sep. 2002.

Nike Footwear Catalog Late Spring 2003, p. W80, published Sep. 2002.

Nike Footwear Catalog Fall 2003, p. W37, published Nov. 2002.

Nike Footwear Catalog Holiday 2003, p. M78, published Mar. 2003.

Nike Footwear Catalog Holiday 2003, p. W21, published Mar. 2003.

Nike Footwear Catalog Spring 2004, p. M103, published Jun. 2003.

Nike Footwear Catalog Late Spring 2004, p. M49, published Sep. 2003.

Nike Footwear Catalog Fall 2004, p. W24, published Nov. 2003.

Nike Footwear Catalog Fall 2004, p. M103, published Nov. 2003.

Nike Footwear Catalog Late Spring 2005, p. 25, published Aug. 2004.

Nike Footwear Catalog Late Spring 2005, p. 21, published Aug. 2004.

Nike Footwear Catalog Late Spring 2005, p. 21, published Aug. 2004.

Nike Footwear Catalog Late Spring 2005, p. 17, published Aug. 2004.

Nike Footwear Catalog Fall 2005, p. 44, published Nov. 2004.

Nike Footwear Catalog Holiday 2005, p. 136, published Mar. 2005.

* cited by examiner

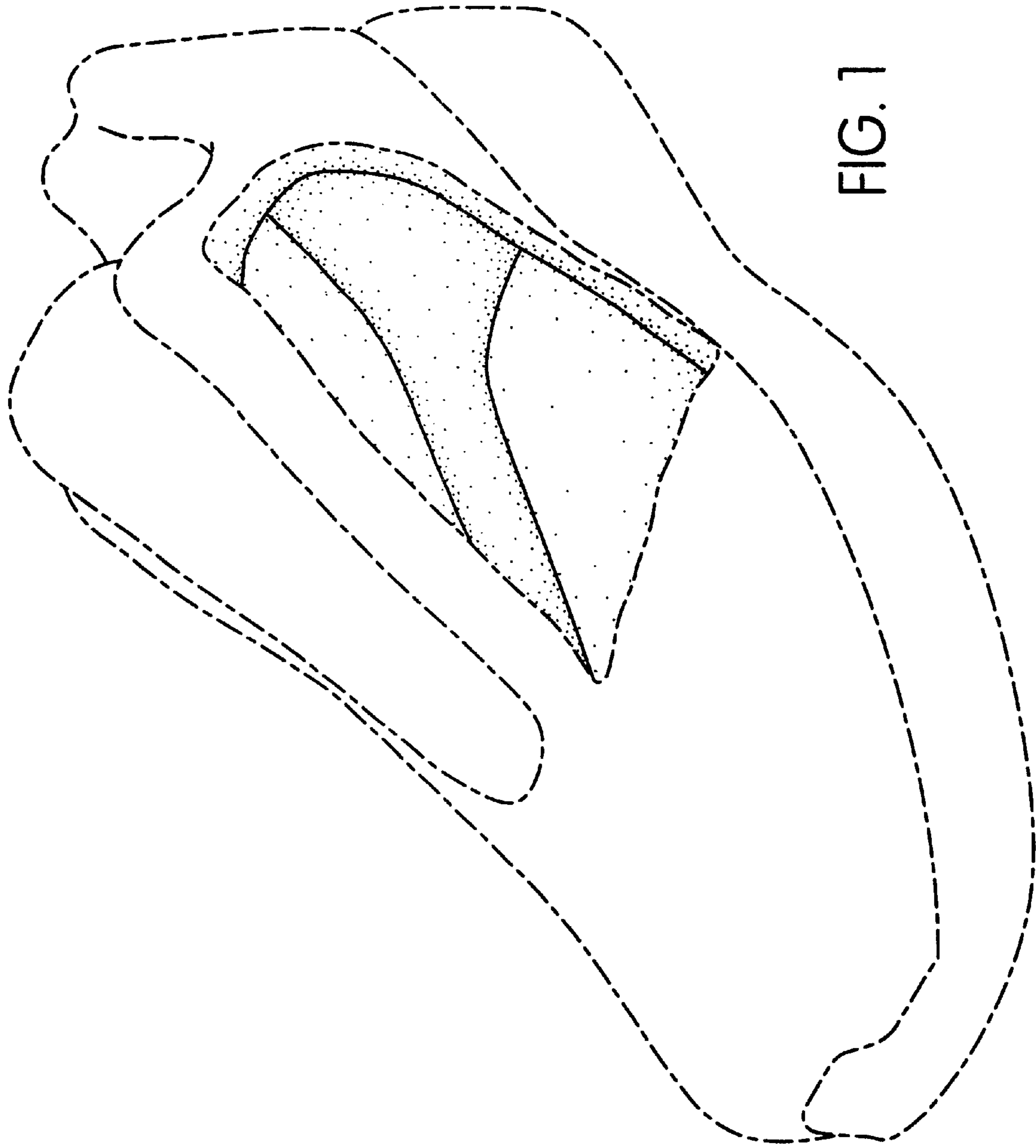


FIG. 1

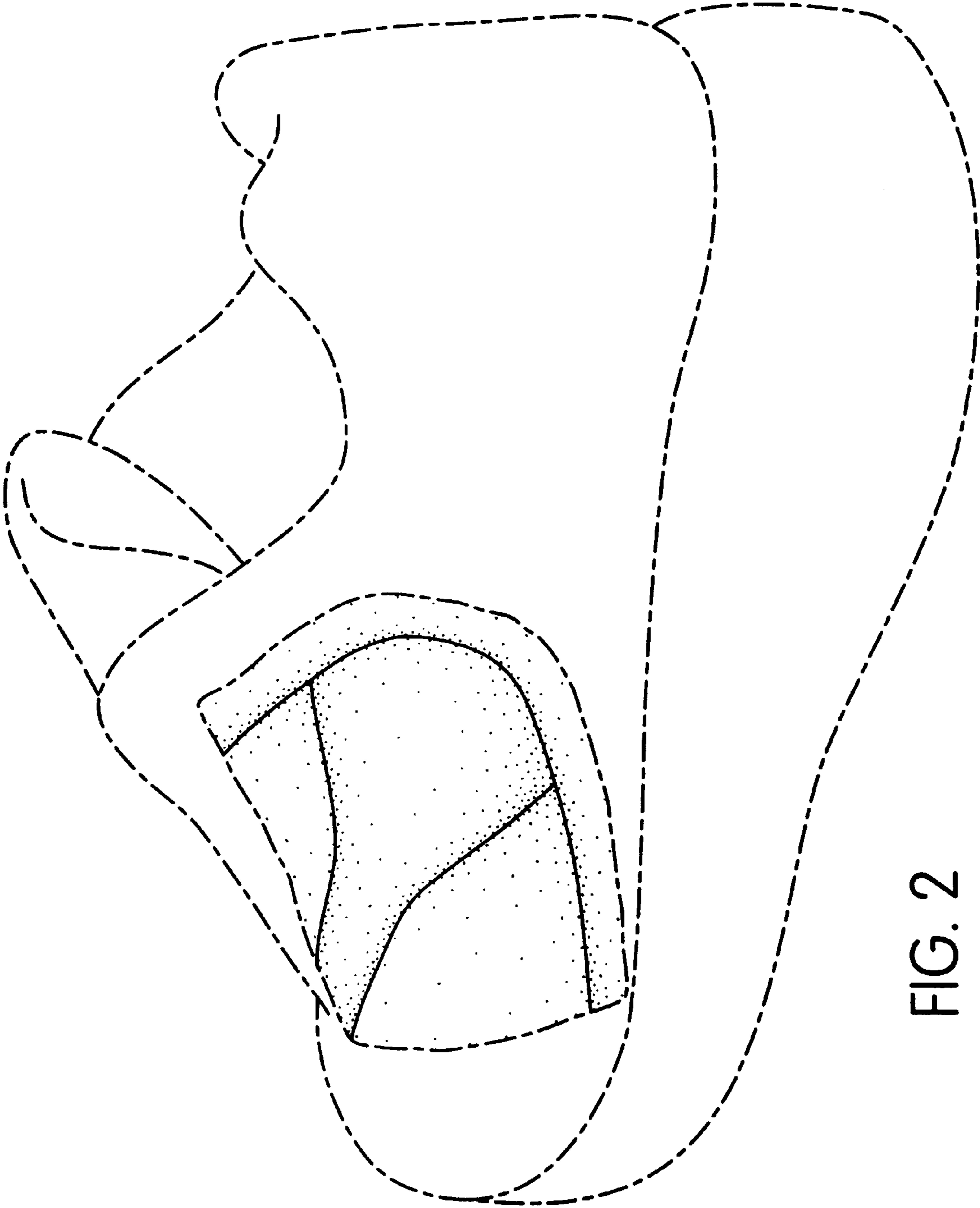


FIG. 2

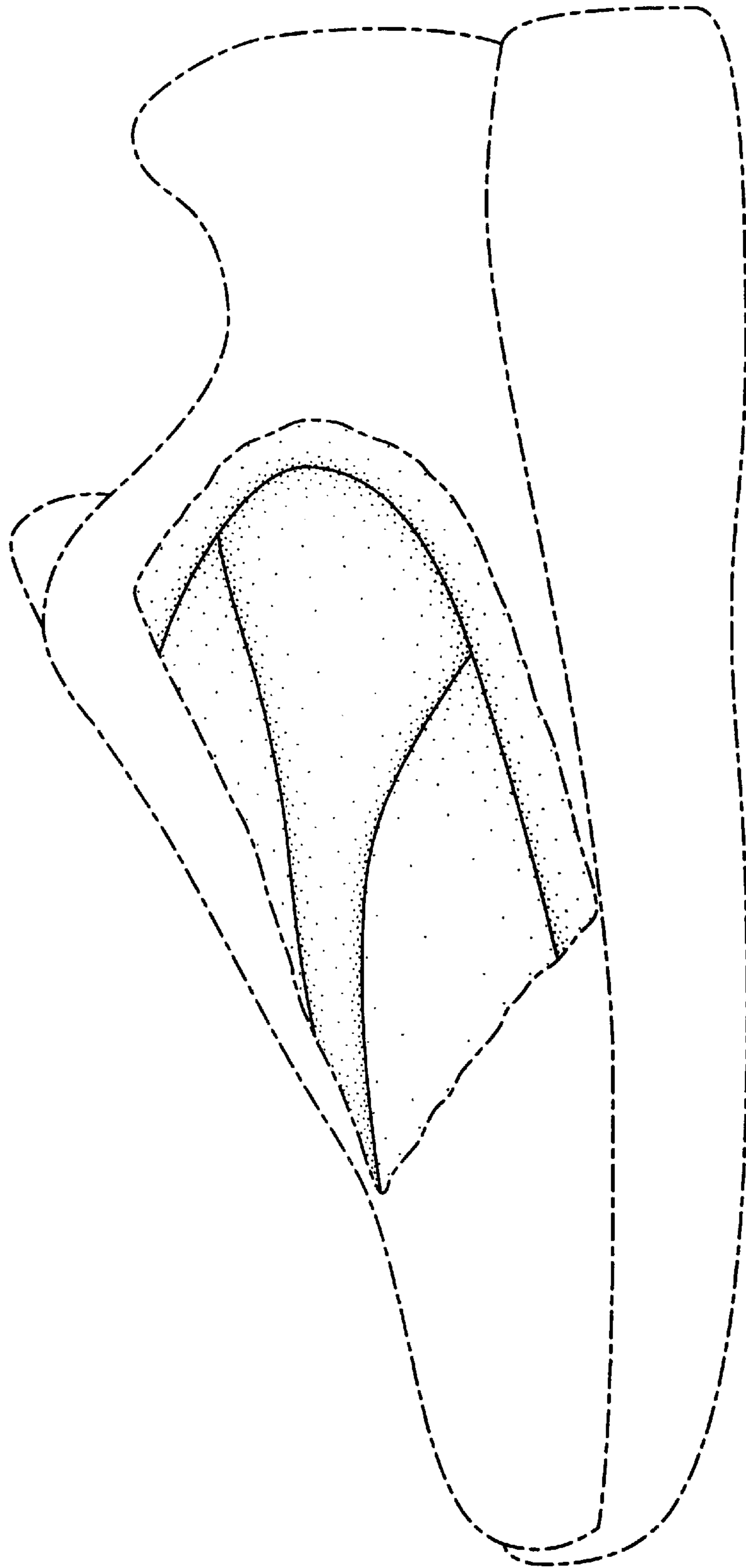


FIG. 3