

US00D522738S

(12) **United States Design Patent** (10) **Patent No.:** **US D522,738 S**
Wozniak (45) **Date of Patent:** **** Jun. 13, 2006**

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

(75) Inventor: **Leonard Wozniak**, Tigard, OR (US)

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

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

(21) Appl. No.: **29/240,436**

(22) Filed: **Oct. 14, 2005**

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

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

(58) **Field of Classification Search** D2/902,
D2/906-908, 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

D297,070 S	8/1988	Selbiger
D298,082 S	10/1988	Selbiger et al.
D309,667 S	8/1990	Aveni
D309,824 S	8/1990	Aveni et al.
D311,268 S	10/1990	Hatfield
D329,735 S	9/1992	Dahlsten
D330,452 S	10/1992	Hatfield et al.
D332,520 S	1/1993	Kittle
D334,088 S	3/1993	Teague
5,243,772 A	9/1993	Francis et al.
D342,603 S	12/1993	Adams et al.
D345,458 S	3/1994	Lacoraza et al.
D348,559 S	7/1994	Preskar
D354,847 S	1/1995	Diaz et al.
D366,951 S	2/1996	Ho
D367,554 S	3/1996	James
D382,389 S	8/1997	Morris
D391,061 S	2/1998	Gray
D391,752 S	3/1998	Von Conta
D392,453 S	3/1998	Bathum
D395,349 S	6/1998	Link
D400,698 S	11/1998	Koh
D403,849 S	1/1999	Greenberg

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalogue Fall 1988, p. 26, published Dec. 1987.

Nike Footwear Catalogue Spring 1989, p. 30, published Jun. 1988.

Nike Footwear Catalogue Fall 1989, p. 22, published Dec. 1988.

Nike Footwear Catalogue Fall 1989, p. 58, published Dec. 1988.

Nike Footwear Catalogue Fall 1989, p. 58, published Dec. 1988.

Nike Footwear Catalogue Spring 1990, p. 60, published Jun. 1989.

Nike Footwear Catalogue Spring 1990, p. 66, published Jun. 1989.

Nike Footwear Catalogue Fall 1991, p. 72, published Dec. 1990.

Nike Footwear Catalogue Spring 1992, p. 48, published May 1991.

Nike Footwear Catalogue Spring 1992, p. 48, published May 1991.

Nike Footwear Catalogue Spring 1992, p. 62, published May 1991.

(Continued)

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

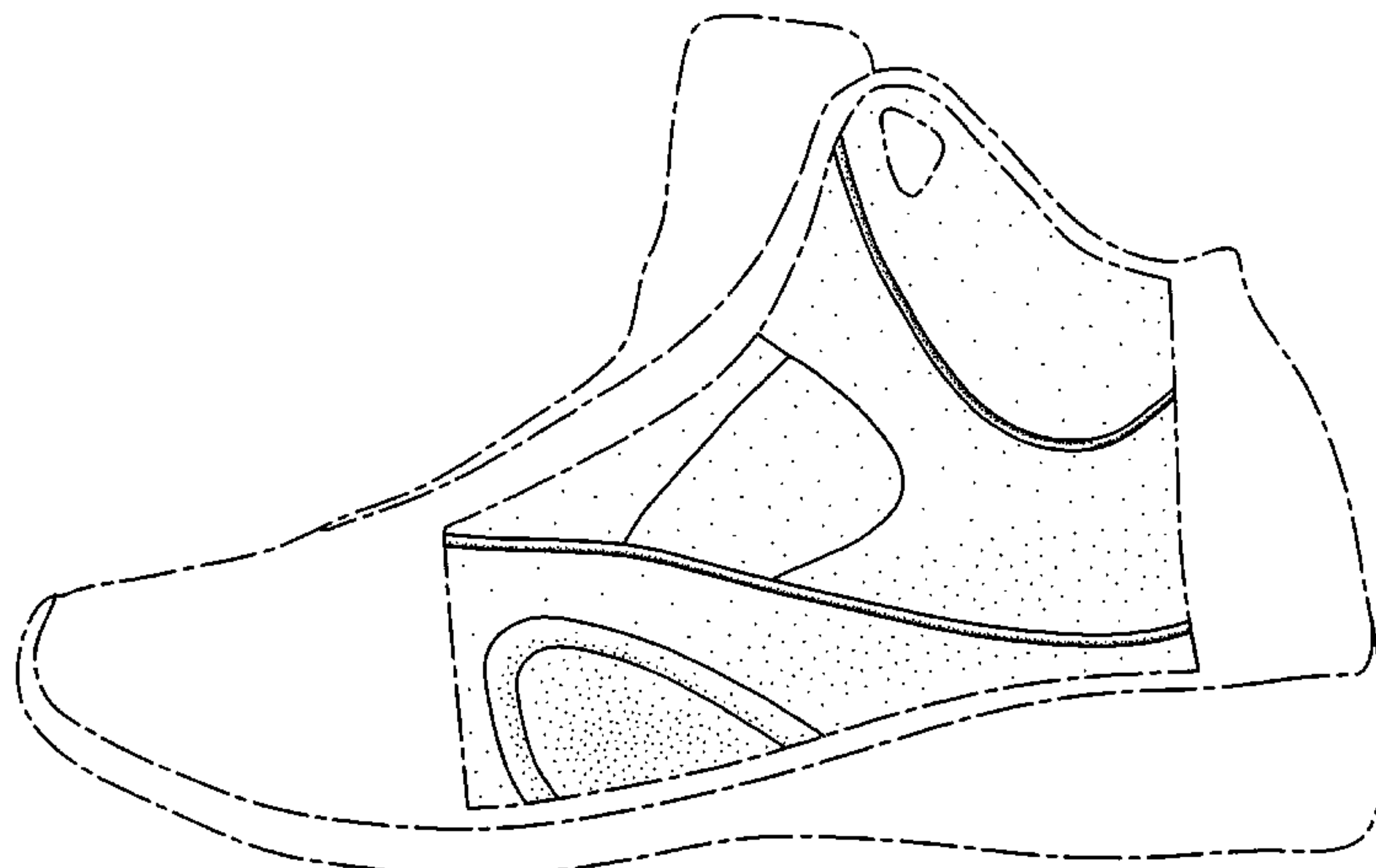
FIG. 1 is a front perspective view of a portion of a shoe upper showing my new design;

FIG. 2 is a rear perspective view thereof; and,

FIG. 3 is a side view of one side thereof.

The uneven broken line immediately adjacent to the shaded area represents an unclaimed boundary of the design. The uneven broken line showing the remainder of the shoe is for illustrative purposes only and forms no part of the claimed design.

1 Claim, 3 Drawing Sheets



U.S. PATENT DOCUMENTS

D405,947 S	2/1999	Baker	
D405,949 S	2/1999	Bathum	
D424,796 S	5/2000	Matis	
D428,551 S	* 7/2000	McDowell	 D2/972
D438,694 S	3/2001	Matis et al.	
D438,695 S	3/2001	Matis et al.	
D439,399 S	3/2001	Matis et al.	
D447,618 S	9/2001	Matis et al.	
D447,620 S	9/2001	Matis et al.	
D448,150 S	9/2001	Matis et al.	
D452,067 S	12/2001	Matis et al.	
D463,904 S	* 10/2002	Link	 D2/972
D466,683 S	12/2002	Chen	
D480,205 S	10/2003	Robinson, Jr. et al.	
D485,422 S	1/2004	Levine	
D485,427 S	* 1/2004	Akhidime	 D2/969
D486,957 S	2/2004	Rogers et al.	
D487,622 S	3/2004	Rogers et al.	
D493,949 S	8/2004	Magro	
D499,540 S	* 12/2004	Smith	 D2/972
D503,267 S	3/2005	Matis et al.	
D504,557 S	5/2005	Bandini et al.	
D505,007 S	* 5/2005	Morris	 D2/972
D505,250 S	5/2005	Adams et al.	
D505,254 S	5/2005	Link	
D506,597 S	6/2005	Matis et al.	
D507,100 S	* 7/2005	Petrie	 D2/972

OTHER PUBLICATIONS

Nike Footwear Catalogue Spring 1992, p. 74, published May 1991.

Nike Footwear Catalogue Spring 1992, p. 80, published May 1991.

Nike Footwear Catalogue Holiday 1993, p. 8, published Mar. 1993.

Nike Footwear Catalogue Holiday 1993, p. 10, published Mar. 1993.

Nike Footwear Catalogue Holiday 1993, p. 12, published Mar. 1993.

Nike Footwear Catalogue Spring 1993, p. 22, published Jun. 1992.

Nike Footwear Catalogue Fall 1993, p. 22, published Dec. 1992.

Nike Footwear Catalogue Fall 1993, p. 26, published Dec. 1992.

Nike Footwear Catalogue Fall 1993, p. 94, published Dec. 1992.

Nike Footwear Catalogue Fall 1993, p. 100, published Dec. 1992.

Nike Footwear Catalogue Holiday 1994, p. 48, published Mar. 1994.

Nike Footwear Catalogue Holiday 1994, p. 52, published Mar. 1994.

Nike Footwear Catalogue Fall 1994, p. 10, published Nov. 1993.

Nike Footwear Catalogue Fall 1994, p. 100, published Nov. 1993.

Nike Footwear Catalogue Fall 1994, p. 104, published Nov. 1993.

Nike Footwear Catalogue Fall 1994, p. 106, published Nov. 1993.

Nike Footwear Catalogue Fall 1994, p. 114, published Nov. 1993.

Nike Footwear Catalogue Fall 1994, p. 22, published Nov. 1993.

Nike Footwear Catalogue Spring 1994, p. 24, published Jun. 1993.

Nike Footwear Catalogue Late Spring 1994, p. 40, published Sep. 1993.

Nike Footwear Catalogue Holiday 1995, p. 8, published Mar. 1995.

Nike Footwear Catalogue Holiday 1995, p. 15, published Mar. 1995.

Nike Footwear Catalogue Holiday 1995, p. 42, published Mar. 1995.

Nike Footwear Catalogue Holiday 1995, p. 43, published Mar. 1995.

Nike Footwear Catalogue Fall 1995, p. 33, published Nov. 1994.

Nike Footwear Catalogue Fall 1995, p. 37, published Nov. 1994.

Nike Footwear Catalogue Spring 1995, p. 22, published Jun. 1994.

Nike Footwear Catalogue Spring 1995, p. 28, published Jun. 1994.

Nike Footwear Catalogue Spring 1995, p. 96, published Jun. 1994.

Nike Footwear Catalogue Spring 1995, p. 101, published Jun. 1994.

Nike Footwear Catalogue Spring 1995, p. 107, published Jun. 1994.

Nike Footwear Catalogue Holiday 1996, p. 39, published Mar. 1996.

Nike Footwear Catalogue Holiday 1996, p. 100, published Mar. 1996.

Nike Footwear Catalogue Holiday 1996, p. 140, published Mar. 1996.

Nike Footwear Catalogue Fall 1997, p. 57, published Dec. 1996.

Nike Footwear Catalogue Late Spring 1998, p. 47, published Sep. 1997.

Nike Footwear Catalogue Late Spring 2003, p. M28, published Sep. 2002.

Nike Footwear Catalogue Fall 2003, p. M17, published Nov. 2002.

Nike Footwear Catalogue Fall 2004, p. W7, published Nov. 2003.

Nike Footwear Catalogue Late Spring 2005, p. 42, published Aug. 2004.

* cited by examiner

FIG. 1

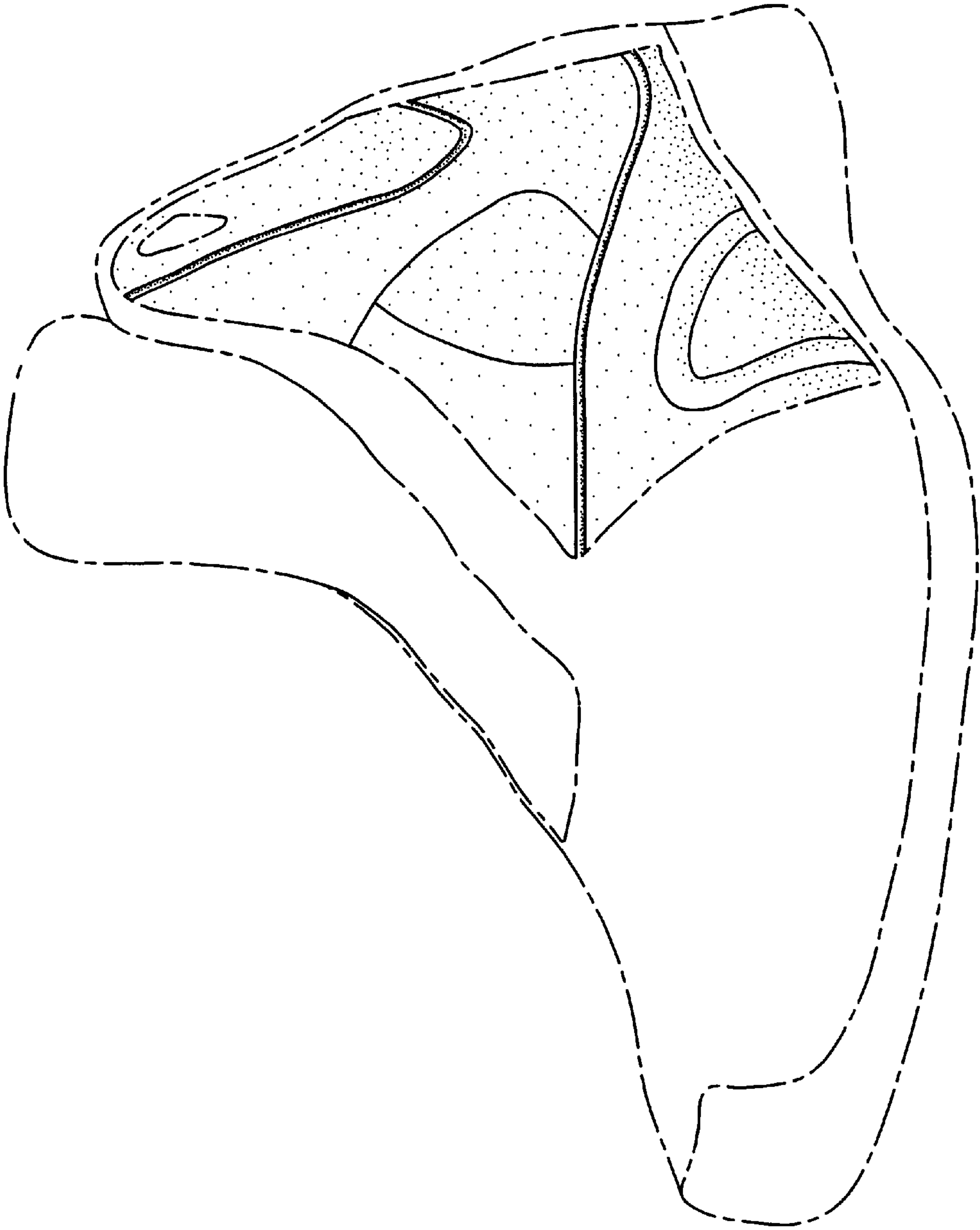


FIG. 2

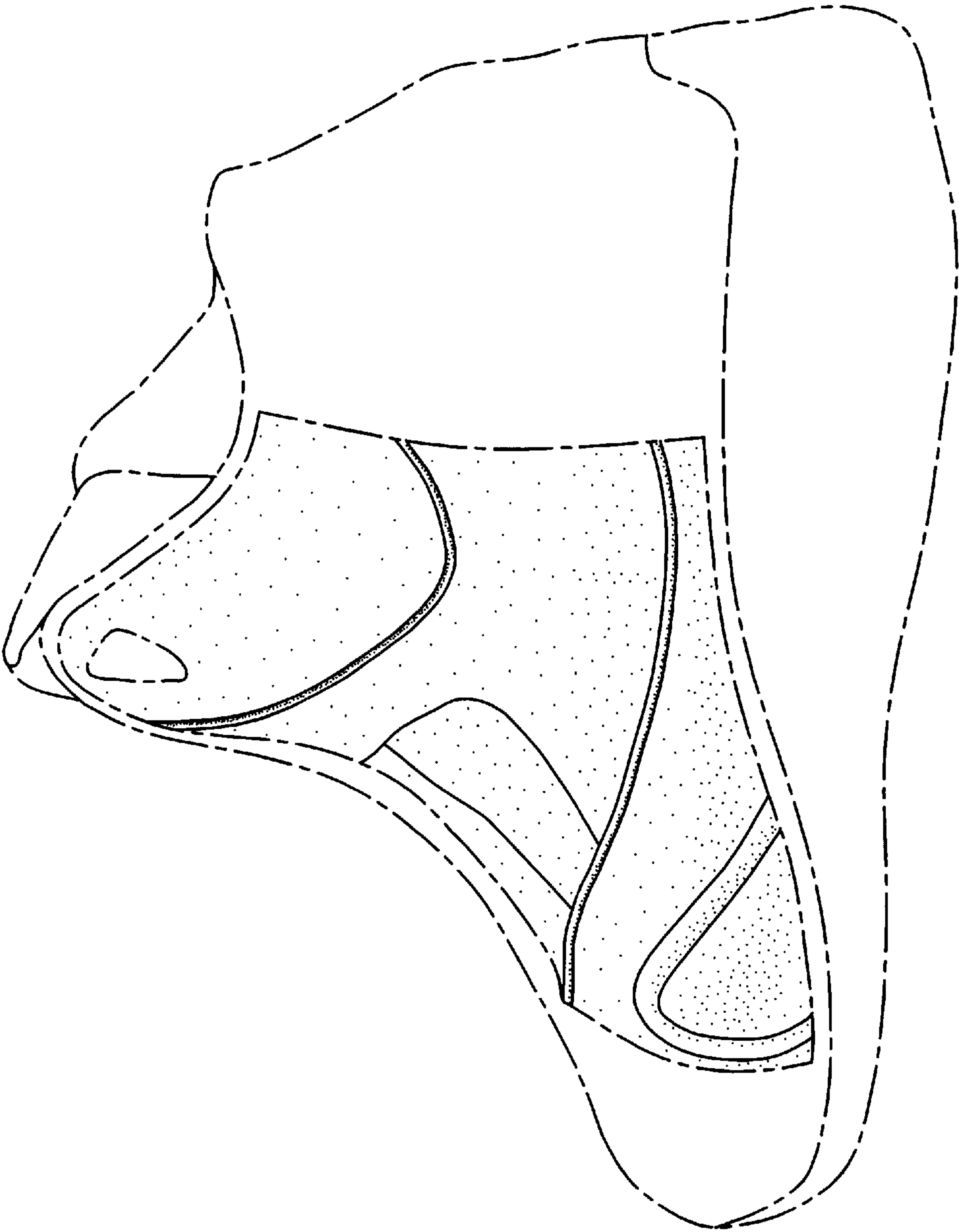


FIG. 3

