

US00D528282S

(12) **United States Design Patent** (10) **Patent No.:** **US D528,282 S**
Lee (45) **Date of Patent:** **** Sep. 19, 2006**

(54) **PORTION OF A SHOE UPPER**
(75) Inventor: **Tae Yong Lee**, Hillsboro, OR (US)
(73) Assignee: **Nike, Inc.**, Beaverton, OR (US)
(**) Term: **14 Years**

D475,519 S * 6/2003 Morris D2/972
D498,579 S 11/2004 Lemaster
D508,306 S 8/2005 Amado et al.
D514,801 S * 2/2006 Hui D2/972
D515,801 S * 2/2006 Smith, III D2/972
D516,289 S * 3/2006 Hlavacs D2/972

(21) Appl. No.: **29/251,572**
(22) Filed: **Jan. 9, 2006**
(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.

OTHER PUBLICATIONS

“Nike Footwear Catalog,” Fall 1987, published Jan. 1987 (p. 24), Beaverton, Oregon.
“Nike Footwear Catalog,” Fall 1988, published Jan. 1988 (p. 8), Beaverton, Oregon.
“Nike Footwear Catalog,” Fall 1990, published Dec. 1989 (p. 76), Beaverton, Oregon.

(Continued)

Primary Examiner—Dominic Simone
(74) *Attorney, Agent, or Firm*—TraskBritt, P.C.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D92,696 S 7/1934 Benjamin
D239,478 S 4/1976 Senter
D239,479 S 4/1976 Senter
D241,383 S 9/1976 Dolinsky
D255,059 S 5/1980 Riley
4,279,083 A 7/1981 Dilg
D272,963 S 3/1984 Muller et al.
D276,190 S 11/1984 Hess
D281,115 S 10/1985 Campbell et al.
D283,364 S 4/1986 Gamm
D291,383 S 8/1987 Campbell et al.
D291,384 S 8/1987 Campbell et al.
4,736,531 A 4/1988 Richard
D296,379 S 6/1988 Lee
D296,836 S 7/1988 Brown et al.
D298,283 S 11/1988 Swett et al.
D311,987 S 11/1990 McKinstry
D319,722 S 9/1991 Hatfield
D322,878 S 1/1992 Hatfield
D350,637 S 9/1994 Mitsui
D361,426 S 8/1995 Baker
D413,195 S 8/1999 Smith, III
6,052,921 A 4/2000 Oreck
D475,517 S 6/2003 St.-Louis

(57) **CLAIM**

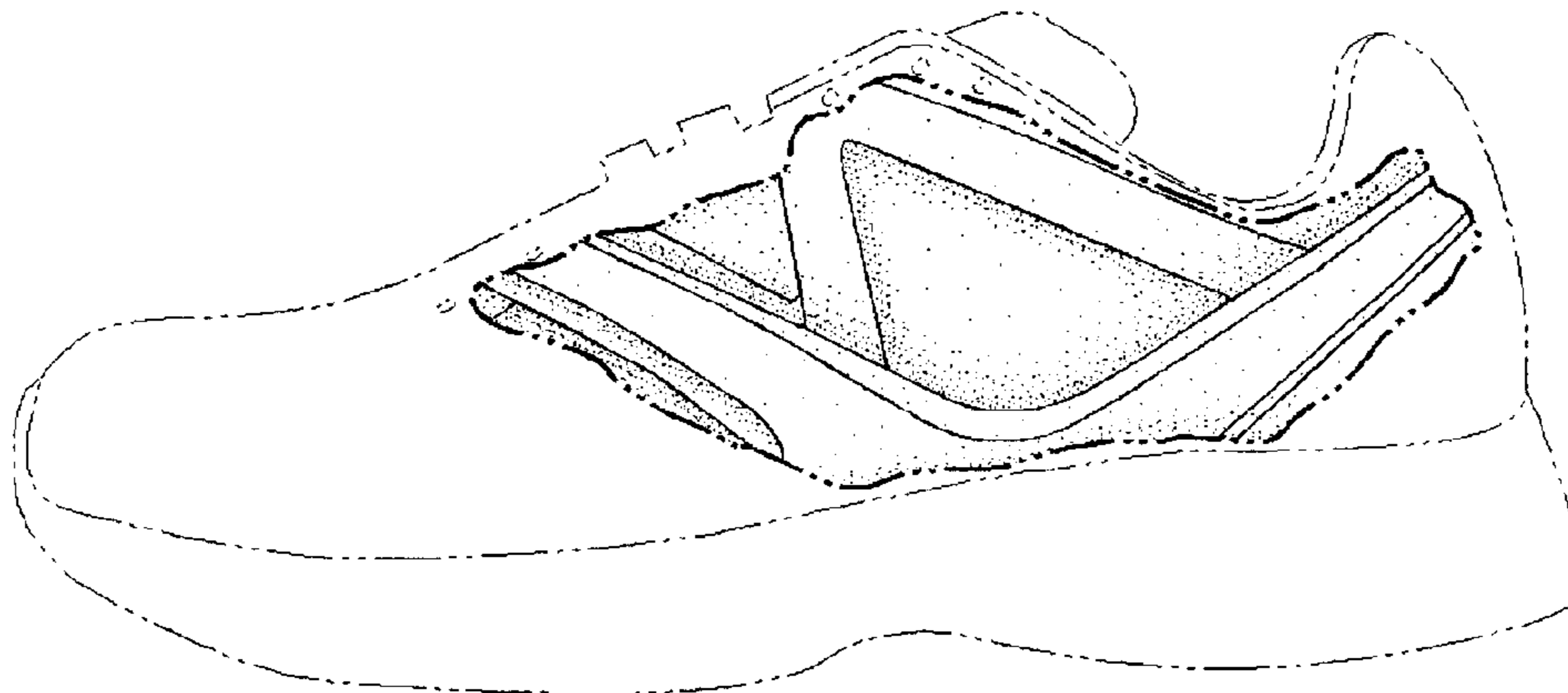
The ornamental design for a portion of a shoe upper, as shown and described.

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 the portion of a shoe upper shown in FIG. 1;
FIG. 3 is a front view of the portion of a shoe upper shown in FIG. 1;
FIG. 4 is a rear view of the portion of a shoe upper shown in FIG. 1; and,
FIG. 5 is a top view of the portion of a shoe upper shown in FIG. 1.

The uneven broken line immediately adjacent to the shaded area represents the bounds of the claimed design. All other uneven broken lines represent the remaining portion of the shoe. The uneven broken line representations in FIGS. 1-5 are for illustrative purposes only and form no part of the claimed design.

1 Claim, 2 Drawing Sheets



OTHER PUBLICATIONS

“Nike Footwear Catalog,” Spring 1991, published Jun. 1990 (p. 8), Beaverton, Oregon.

“Nike Footwear Catalog,” Fall 1997, published Dec. 1996 (pp. M81, W143), Beaverton, Oregon.

“Nike Footwear Catalog,” Holiday 1997, published Mar. 1997 (p. M89), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 1998, published Jun. 1997 (p. 101), Beaverton, Oregon.

“Nike Footwear Catalog,” Holiday 1998, published Feb. 1998 (p. M23), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 1999, published Jun. 1998 (no page no.—Air Terreo), Beaverton, Oregon.

“Nike Footwear Catalog,” Holiday 1999, published Mar. 1999 (p. W10), Beaverton, Oregon.

“Nike Footwear Catalog,” Late Spring 2001, published Sep. 2000 (p. M33), Beaverton, Oregon.

“Nike Footwear Catalog,” Fall 2001, published Nov. 2000 (p. W11), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 2002, published Jun. 2001 (p. W21), Beaverton, Oregon.

“Nike Footwear Catalog,” Fall 2002, published Nov. 2001 (p. W50), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 2003, published Jun. 2002 (p. M36), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 2004, published Jun. 2003 (p. M33), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 2005, published Jun. 2004 (pp. W31), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 2005, published Jun. 2004 (pp. M10, M14), Beaverton, Oregon.

“Nike Footwear Catalog,” Fall 2005, published Nov. 2004 (p. 18), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 2006, published Jun. 2005 (p. 10), Beaverton, Oregon.

* cited by examiner

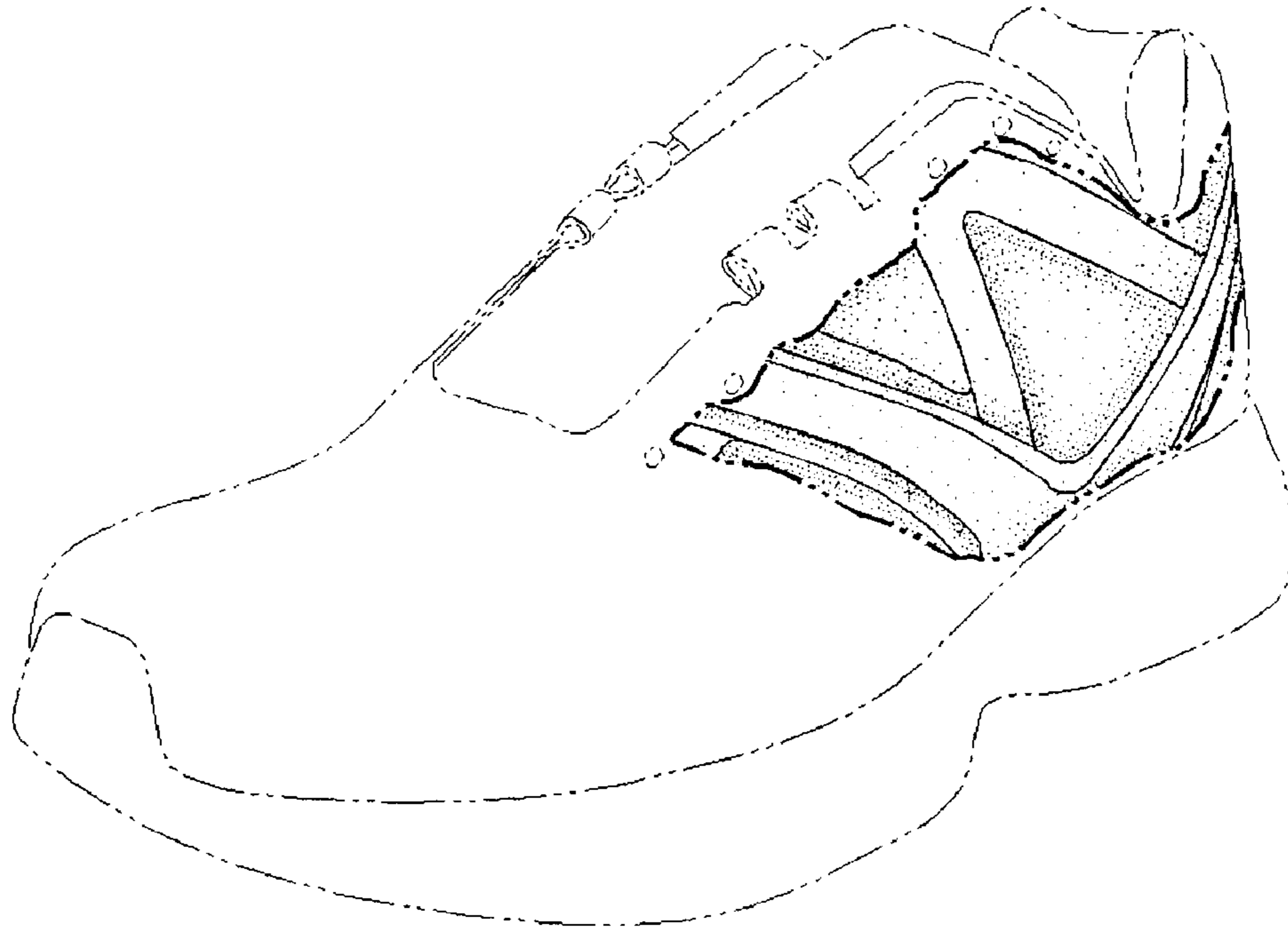


FIG. 1

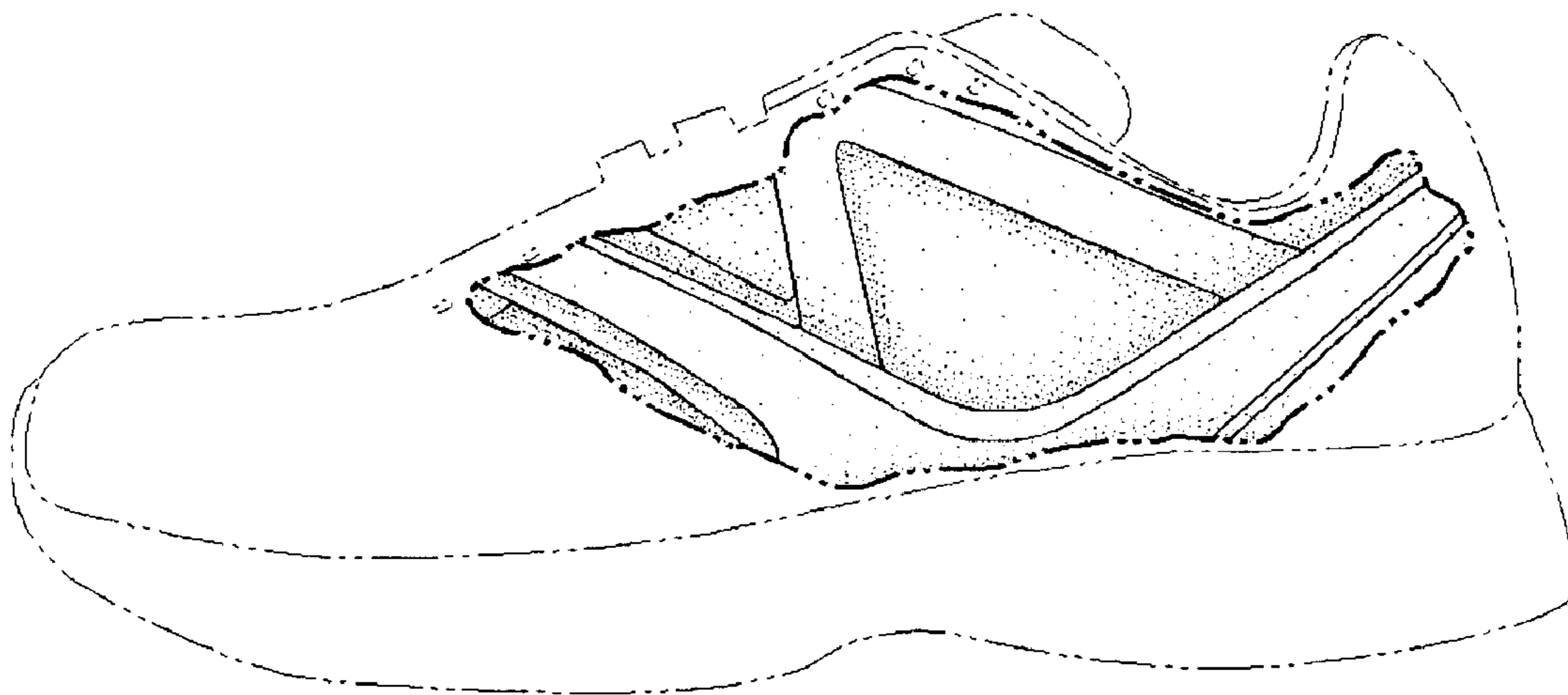


FIG. 2

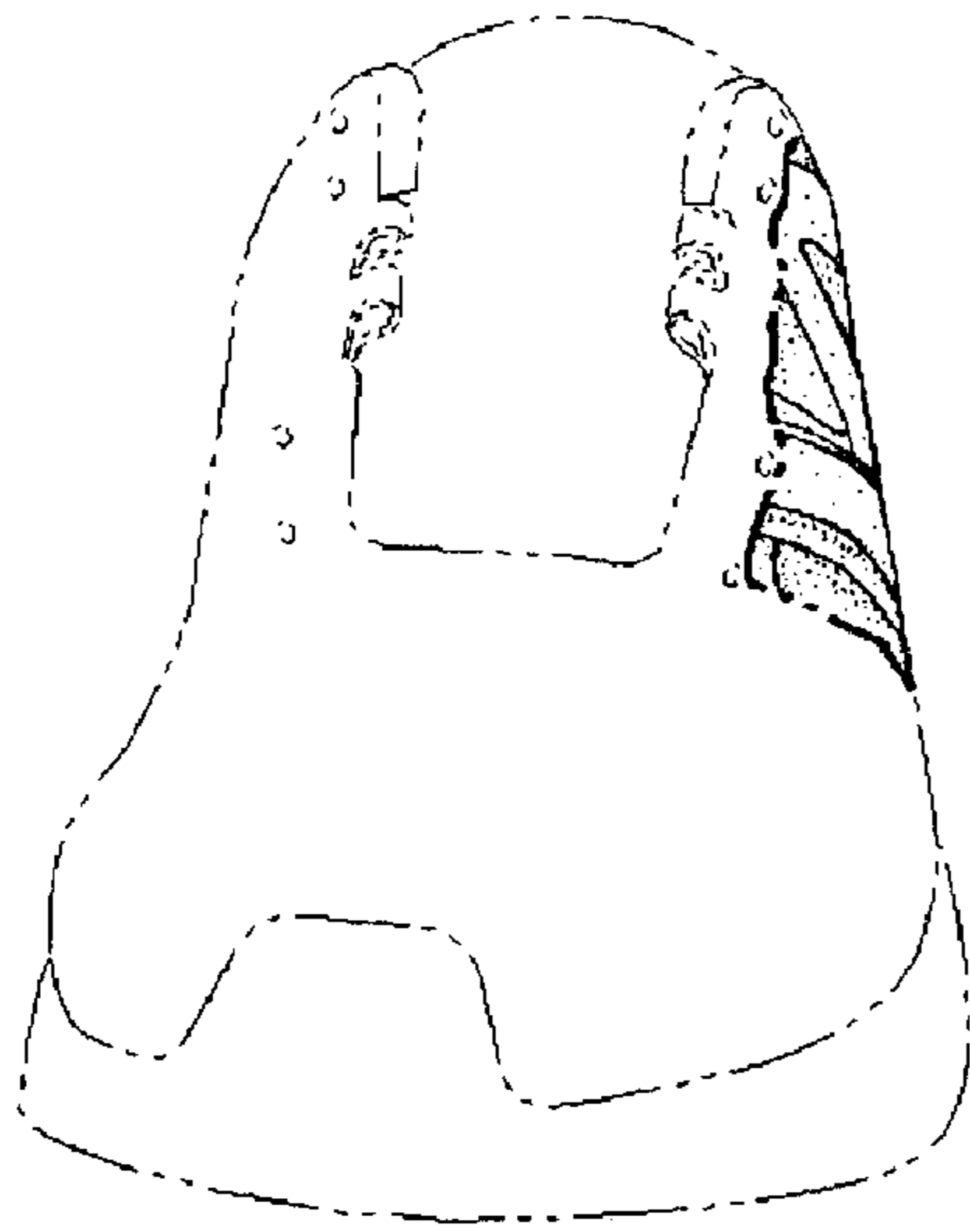


FIG. 3

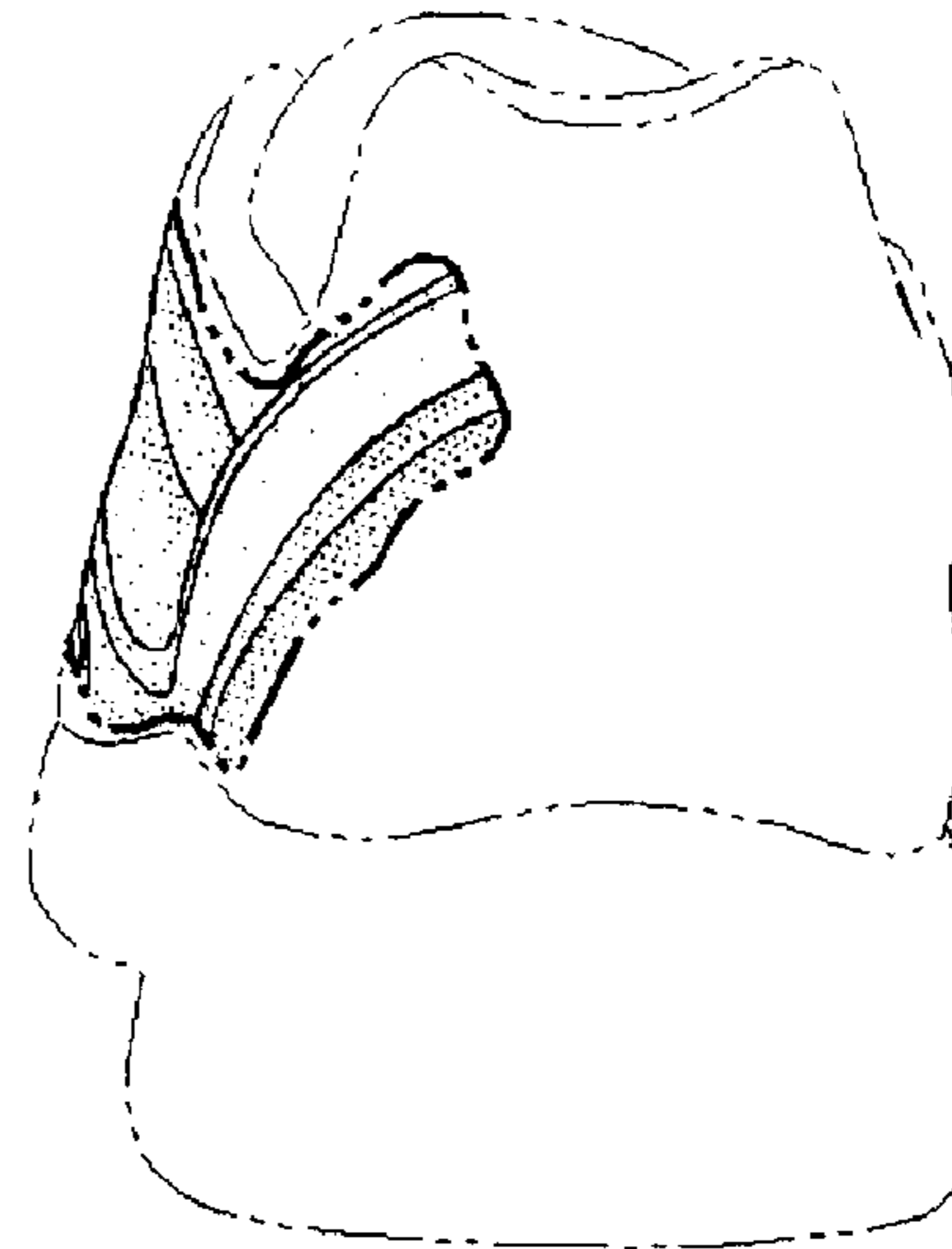


FIG. 4

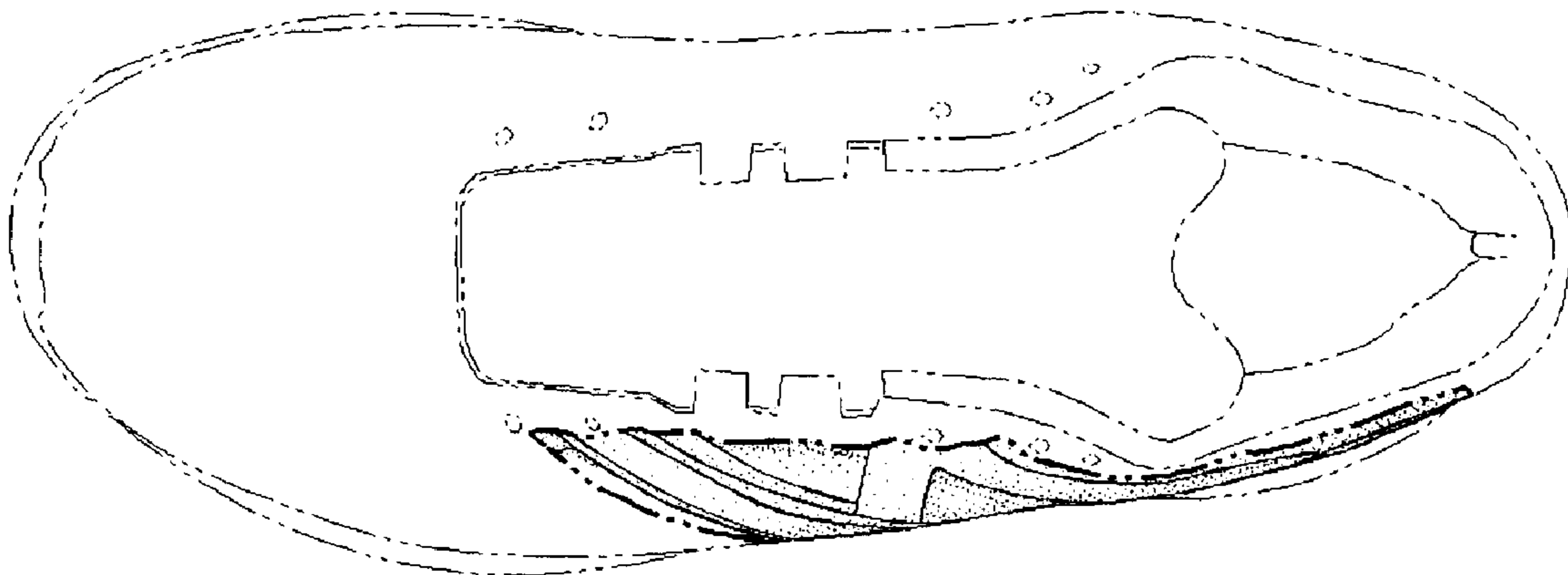


FIG. 5