



US00D528286S

(12) **United States Design Patent**
Schambra et al.

(10) **Patent No.:** **US D528,286 S**

(45) **Date of Patent:** **** Sep. 19, 2006**

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

(75) Inventors: **Kirsten Uta Schambra**, Amsterdam (NL); **Ben Sy Yun**, Beaverton, OR (US)

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

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

(21) Appl. No.: **29/255,597**

(22) Filed: **Mar. 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.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D16,208 S	8/1885	Preston
D16,678 S	5/1886	Preston
D92,201 S	5/1934	Perugia

(Continued)

OTHER PUBLICATIONS

- Nike Footwear Catalog (FA 87), p. 4, 10, published Jan. 1987, Beaverton, Oregon, U.S.A.
- Nike Footwear Catalog (FA 88), p. 60, published Dec. 1997, Beaverton, Oregon, U.S.A.
- Nike Footwear Catalog (SP 89), p. 118, published 1998, Beaverton, Oregon, U.S.A.
- Men's Nike Footwear Catalog (SP 91), p. 54, published Jun. 1990, Beaverton, Oregon, U.S.A.
- Nike Footwear Catalog (SP 98), p. 8, published Jun. 1997, Beaverton, Oregon, U.S.A.
- Women's Nike Footwear Catalog (FA 98), p. W76, published Nov. 1997, Beaverton, Oregon, U.S.A.
- Men's Nike Footwear Catalog (FA 98), p. M59, published Nov. 1997, Beaverton, Oregon, U.S.A.
- Nike Footwear Catalog (HO 98), p. W19, published Feb. 1998, Beaverton, Oregon, U.S.A.

Men's Nike Footwear Catalog (LS 99), p. M42, published Sep. 1998, Beaverton, Oregon, U.S.A.

Women's Nike Footwear Catalog (FA 99), p. W33, published Nov. 1998, Beaverton, Oregon, U.S.A.

Men's Nike Footwear Catalog (FA 99), p. M44, published Nov. 1998, Beaverton, Oregon, U.S.A.

Women's Nike Footwear Catalog (HO 99), pp. W25, W30, published Mar. 1999, Beaverton, Oregon, U.S.A.

Nike Footwear Catalog (SP 00), pp. W6, W27, published Jul. 1999, Beaverton, Oregon, U.S.A.

Men's Nike Footwear Catalog (SP 00), pp. M30, M80, published Jul. 1999, Beaverton, Oregon, U.S.A.

Nike Footwear Catalog (HO 00), p. 5, 6, published Mar. 2000, Beaverton, Oregon, U.S.A.

(Continued)

Primary Examiner—Dominic Simone

(74) *Attorney, Agent, or Firm*—TraskBritt, P.C.

(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;

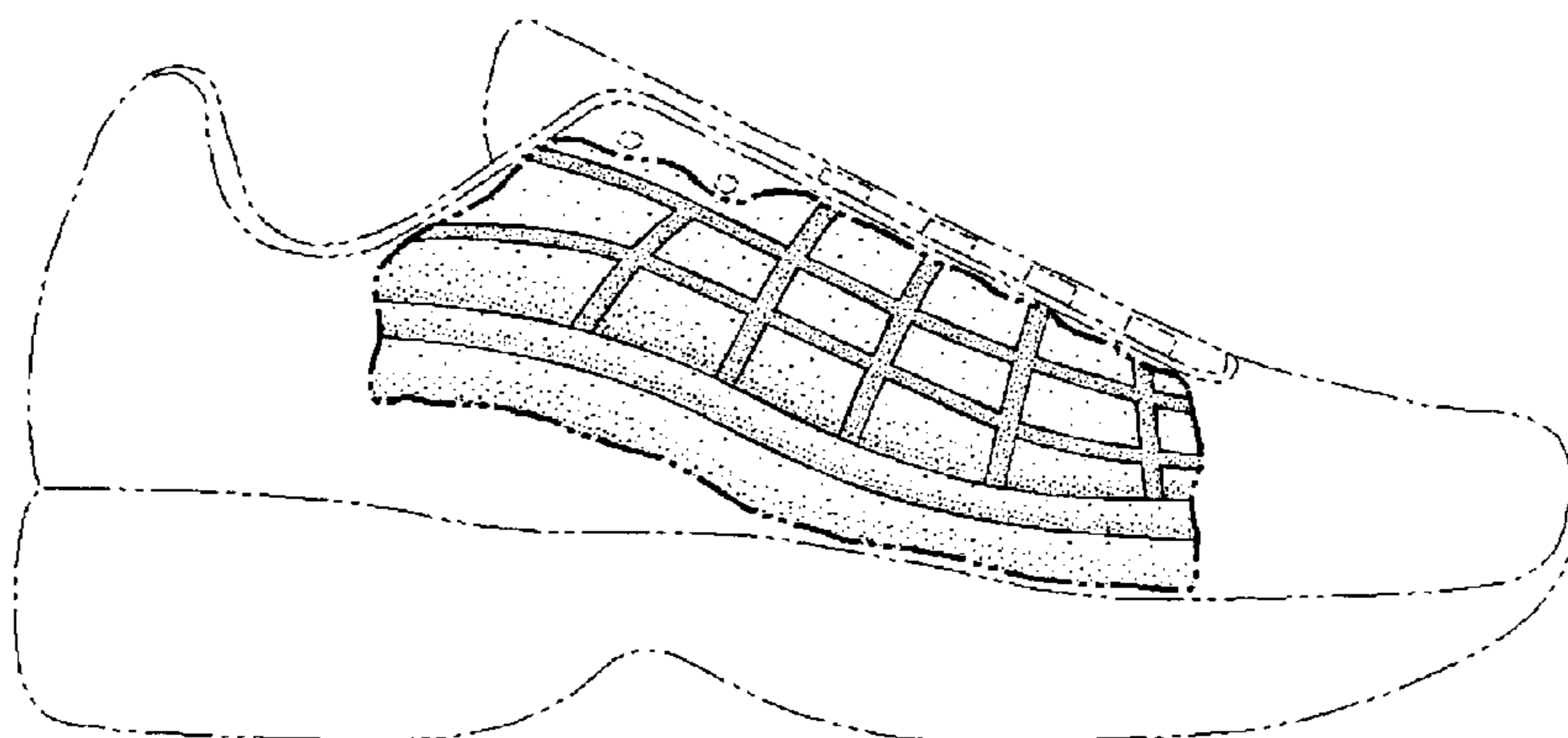
FIG. 3 is a front view of the portion of a shoe upper shown in FIG. 1;

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 represent 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



U.S. PATENT DOCUMENTS

D94,233 S 1/1935 Perugia
 D97,491 S 11/1935 Levin
 D362,335 S 9/1995 Estefano
 5,528,841 A 6/1996 Pozzobon
 5,555,650 A 9/1996 Longbottom et al.
 D377,412 S 1/1997 Longbottom et al.
 D397,855 S 9/1998 Clarke
 D398,758 S 9/1998 Hlavacs
 D398,759 S 9/1998 Hlavacs
 D404,194 S 1/1999 Smith
 D407,200 S 3/1999 Clarke
 D407,201 S 3/1999 Backus et al.
 D407,549 S 4/1999 McCourt
 D407,550 S 4/1999 Clarke
 D415,882 S * 11/1999 McDowell D2/972
 D417,774 S 12/1999 Hlavacs
 D418,284 S 1/2000 Hlavacs
 D424,798 S 5/2000 McDowell
 D428,246 S 7/2000 McCourt
 D440,751 S 4/2001 McCullagh
 D451,270 S 12/2001 Hall

D489,168 S * 5/2004 Laberge D2/972
 D503,262 S 3/2005 Della Valle
 D503,518 S * 4/2005 Della Valle D2/907
 D509,349 S 9/2005 Chang

OTHER PUBLICATIONS

Women's Nike Footwear Catalog (FA 01), p. 2, published Nov. 2000, Beaverton, Oregon, U.S.A.
 Men's Nike Footwear Catalog (SP 03), p. 74, published Jun. 2002, Beaverton, Oregon, U.S.A.
 Men's Nike Footwear Catalog (SP 05), p. 52, published Nov. 2004, Beaverton, Oregon, U.S.A.
 Nike Footwear Catalog (SP 05), p. 42, published Nov. 2004, Beaverton, Oregon, U.S.A.
 Nike Footwear Catalog (FA 05), pp. 12, 116,126, published Nov. 2004, Beaverton, Oregon, U.S.A.
 Nike Footwear Catalog (HO 05), p. 24, published Mar. 2005, Beaverton, Oregon, U.S.A.
 Nike Footwear Catalog (LS 06), pp. 54, 59, published Sep. 2005, Beaverton, Oregon, U.S.A.

* cited by examiner

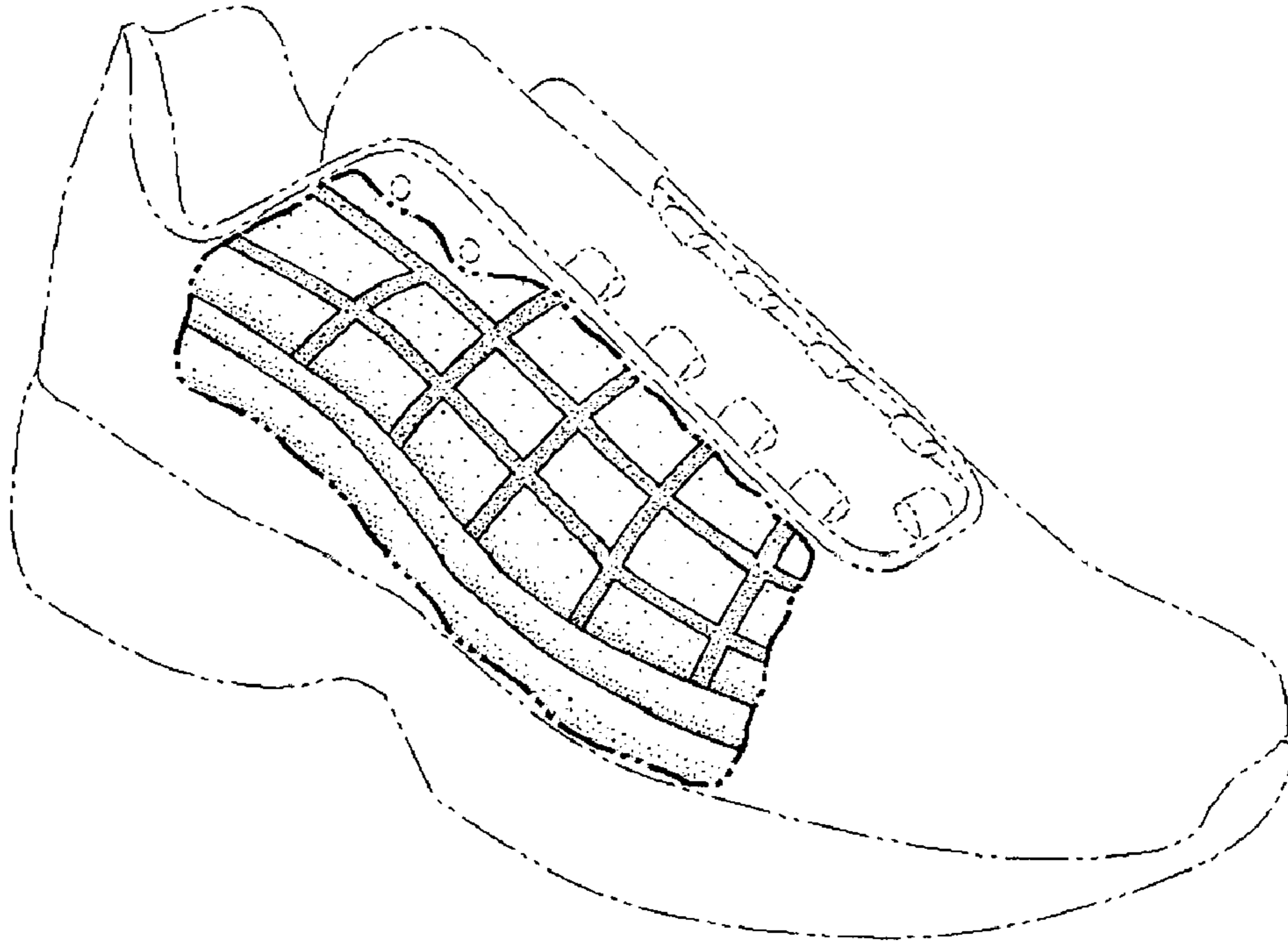


FIG. 1

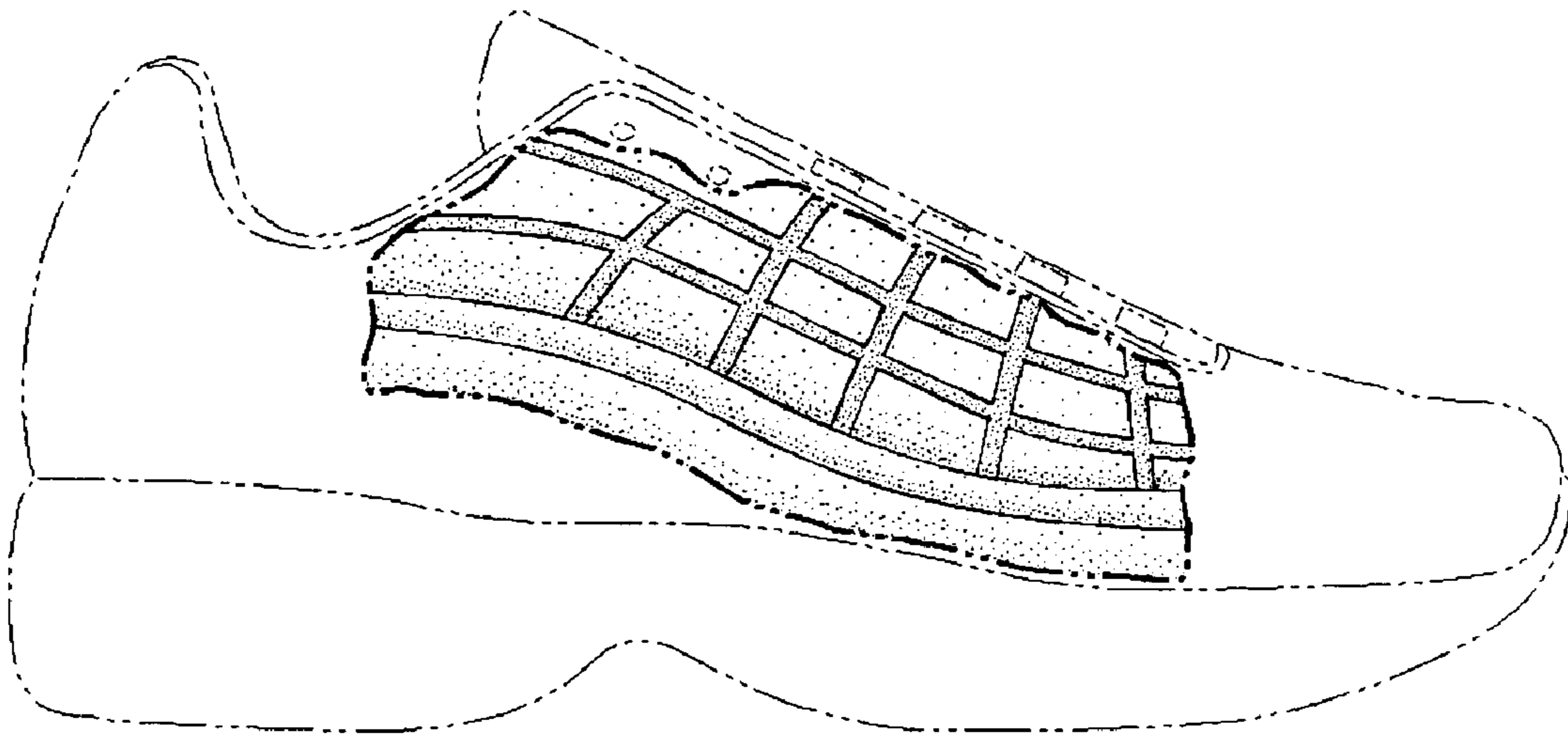


FIG. 2

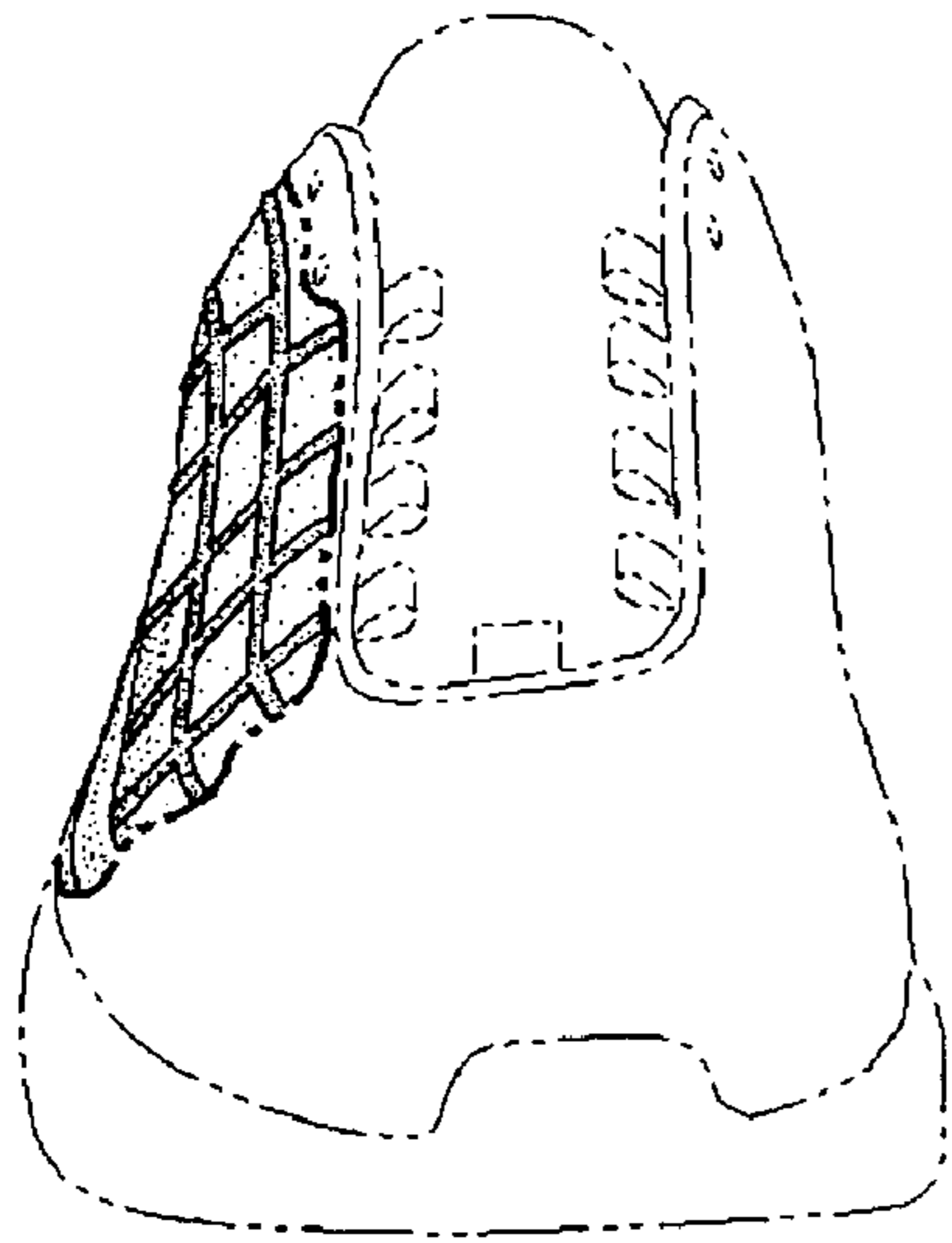


FIG. 3

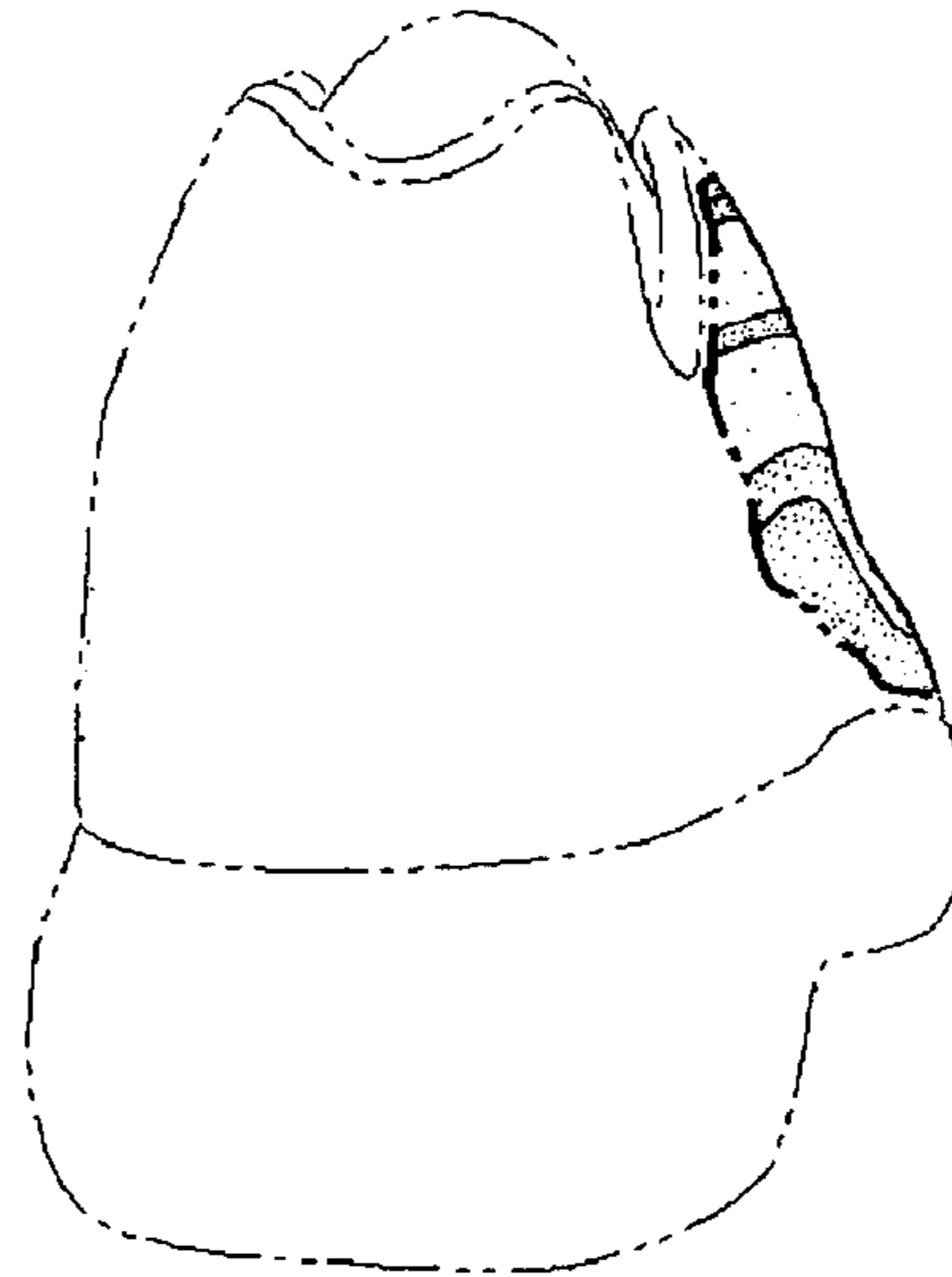


FIG. 4

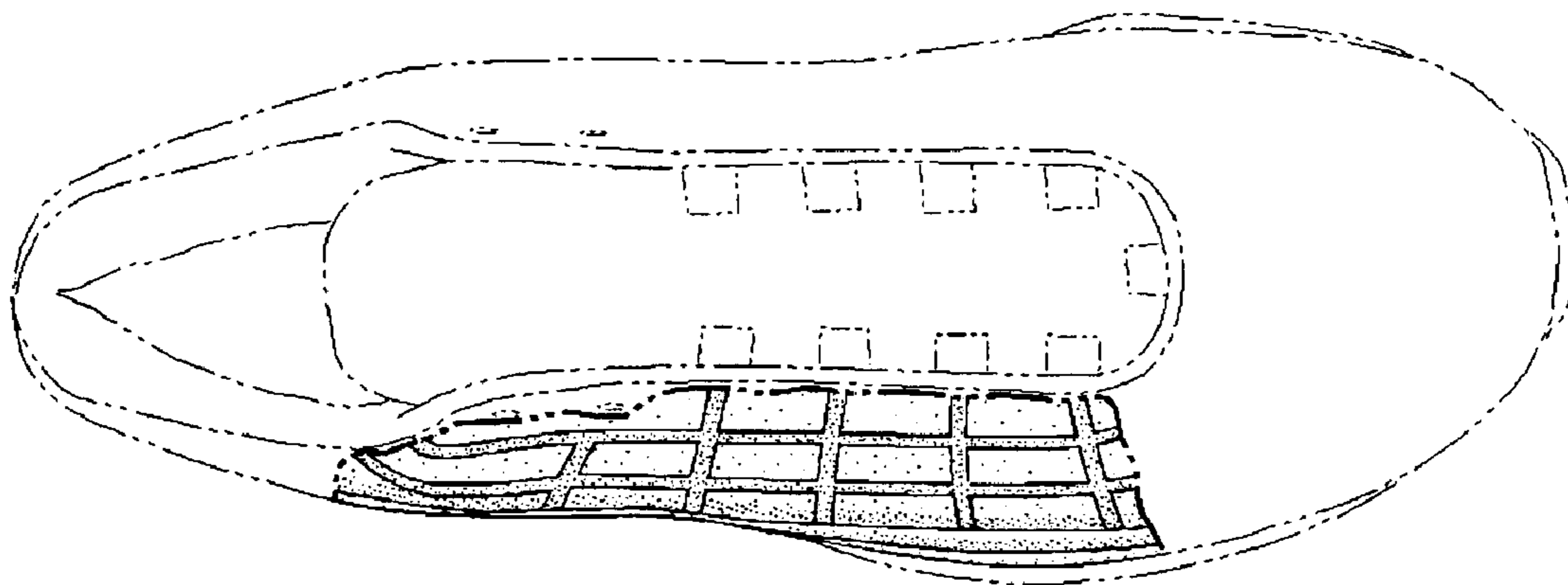


FIG. 5