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(12) **United States Design Patent**  
**Portzline**

(10) **Patent No.:** **US D528,765 S**

(45) **Date of Patent:** **\*\* Sep. 26, 2006**

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

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

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

(21) Appl. No.: **29/252,711**

(22) Filed: **Jan. 27, 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

D240,371 S	7/1976	Shelly et al.	
D339,449 S	9/1993	Hatfield	
D341,703 S	11/1993	Hatfield et al.	
D342,600 S	* 12/1993	Hatfield et al.	D2/969
D345,253 S	* 3/1994	Lucas	D2/969
D345,452 S	3/1994	Lucas	
D369,459 S	5/1996	Feller	
D386,600 S	11/1997	Tong	
D391,070 S	2/1998	Ford	
D415,882 S	* 11/1999	McDowell	D2/972
D431,714 S	10/2000	Hatfield et al.	
D451,270 S	* 12/2001	Hall	D2/972
D489,168 S	* 5/2004	Laberge	D2/972
D498,580 S	11/2004	Schambra	
D499,874 S	12/2004	Panariello, Jr.	
D500,197 S	12/2004	Young	
D500,199 S	* 12/2004	Clegg	D2/972
D503,518 S	* 4/2005	Della Valle	D2/907
D506,603 S	* 6/2005	Hubbard	D2/972

OTHER PUBLICATIONS

Nike Footwear Catalog Spring 1989, p. 140, published Jun. 1988.

Nike Footwear Catalog Fall 1990, p. 44, published Dec. 1989.

Nike Footwear Catalog Fall 1992, p. 100, published May 1991.

Nike Footwear Catalog Fall 1993, p. 8, published Dec. 1992.

Nike Footwear Catalog Holiday 1993, pp. 4, 8, 12 and 30, published Mar. 1993.

Nike Footwear Catalog Fall 1996, p. 39, published Dec. 1995.

Nike Footwear Catalog Fall 1998, p. 6, published Dec. 1997.

Nike Footwear Catalog Spring 2001, p. M8, published Jun. 2000.

Nike Footwear Catalog Fall 2005, p. 125, published Nov. 2004.

\* cited by examiner

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(57) **CLAIM**

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

**DESCRIPTION**

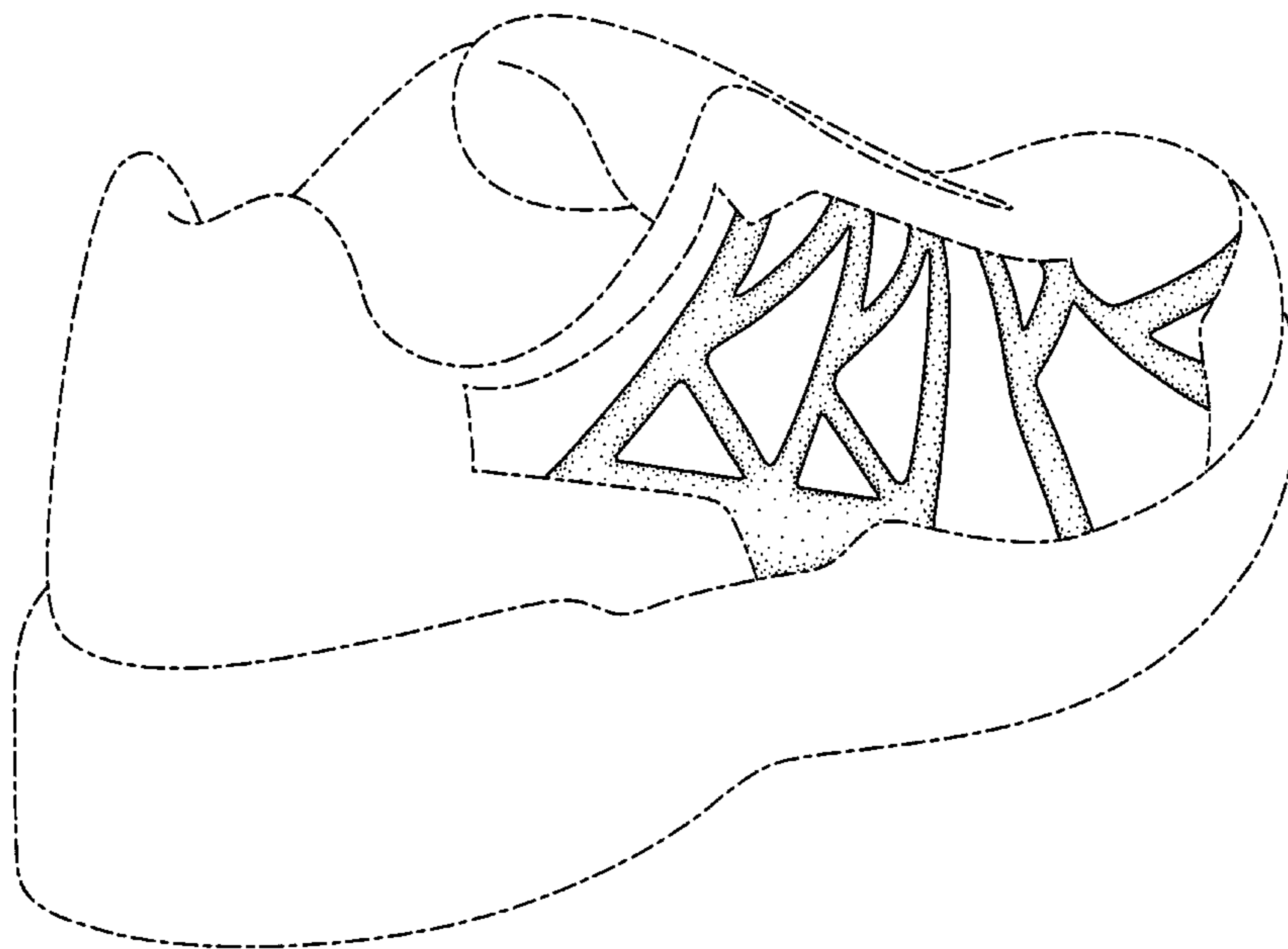
FIG. 1 is a front perspective view of a portion of a shoe upper showing my new design.

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

FIG. 3 is a side view thereof.

The uneven broken lines immediately adjacent portions of the shaded areas represent unclaimed boundaries of the design. The uneven broken line showing of the remainder of the shoe is for illustrative purposes only and forms no part of the claimed design.

**1 Claim, 3 Drawing Sheets**



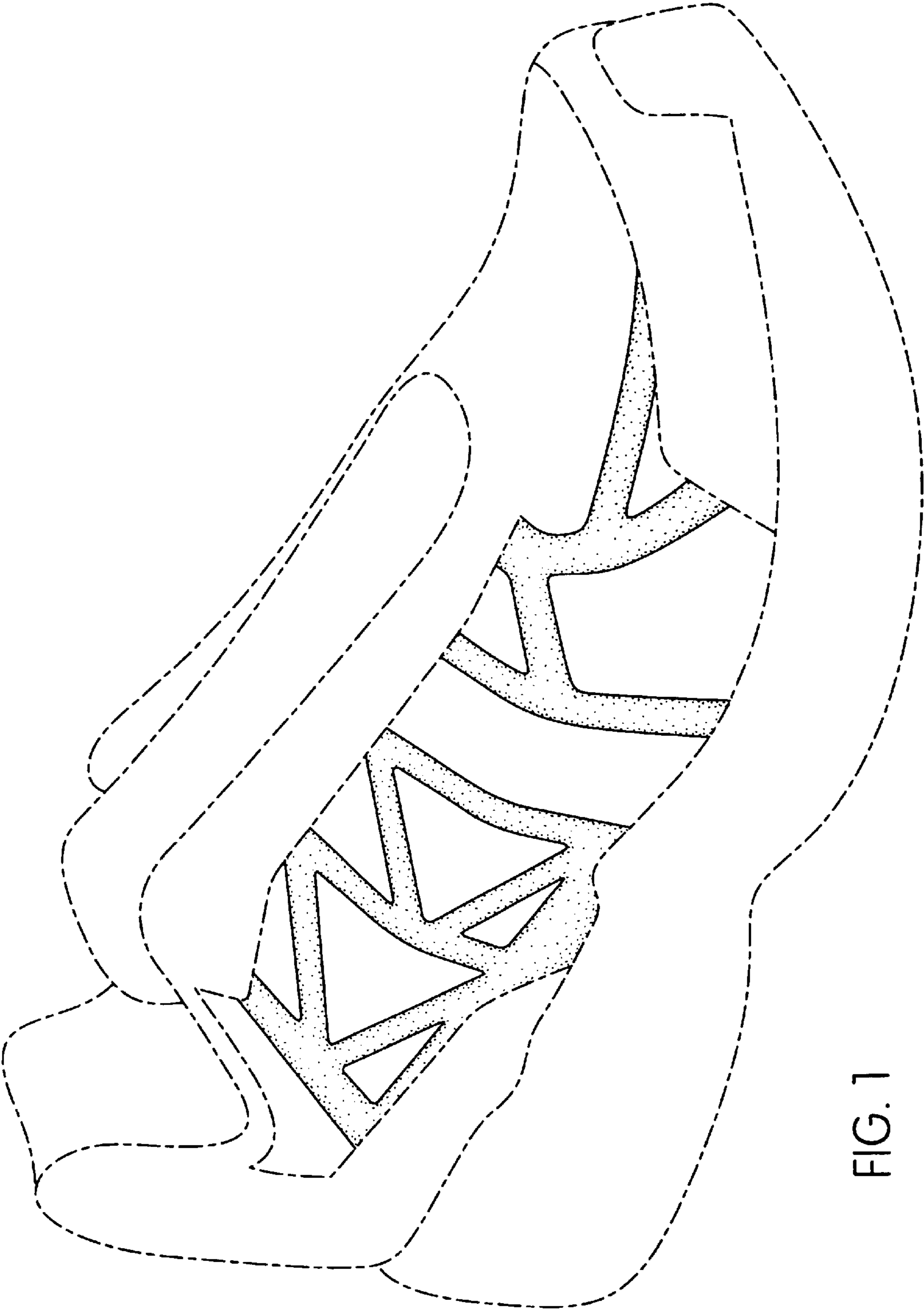


FIG. 1

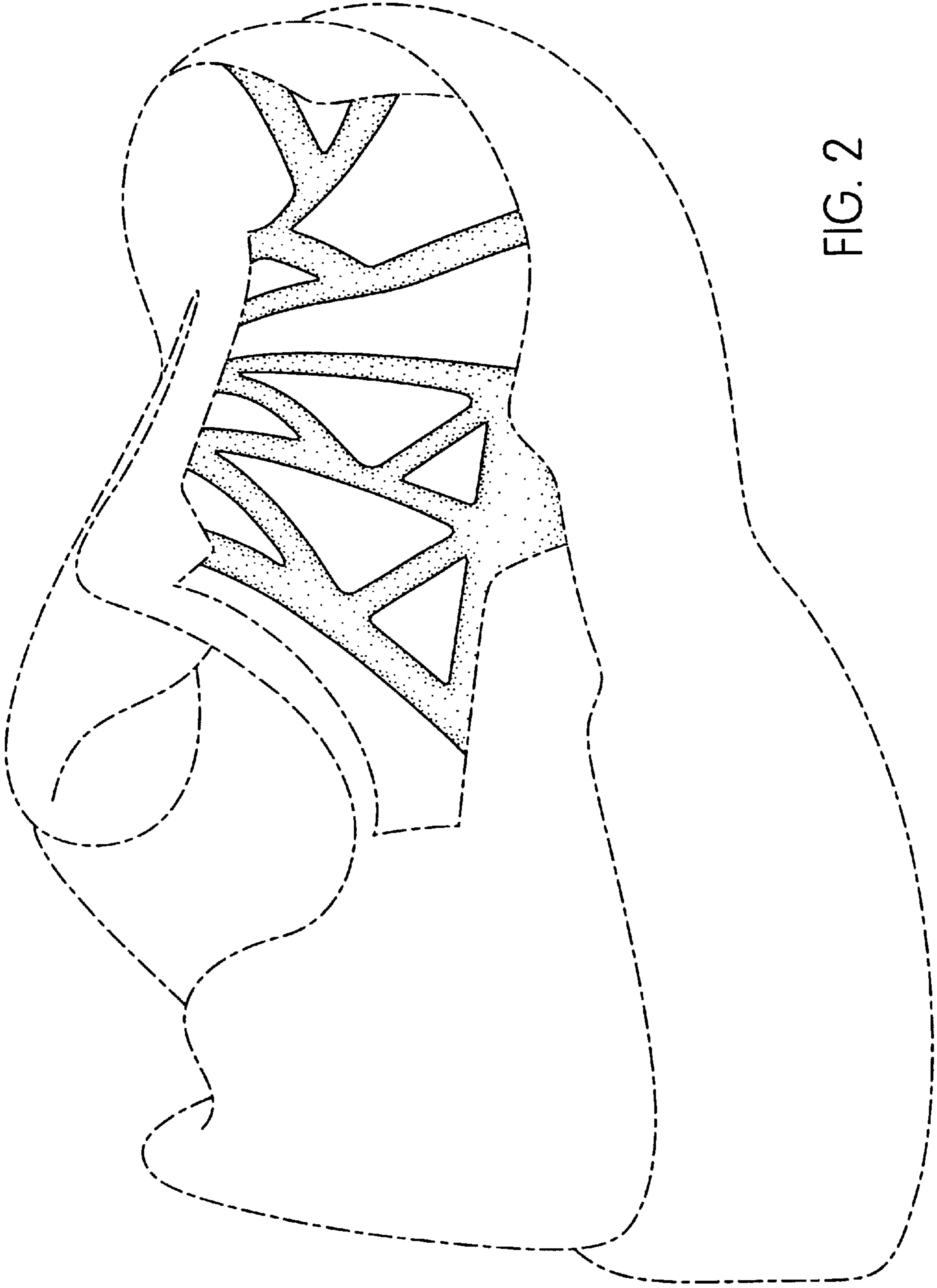


FIG. 2

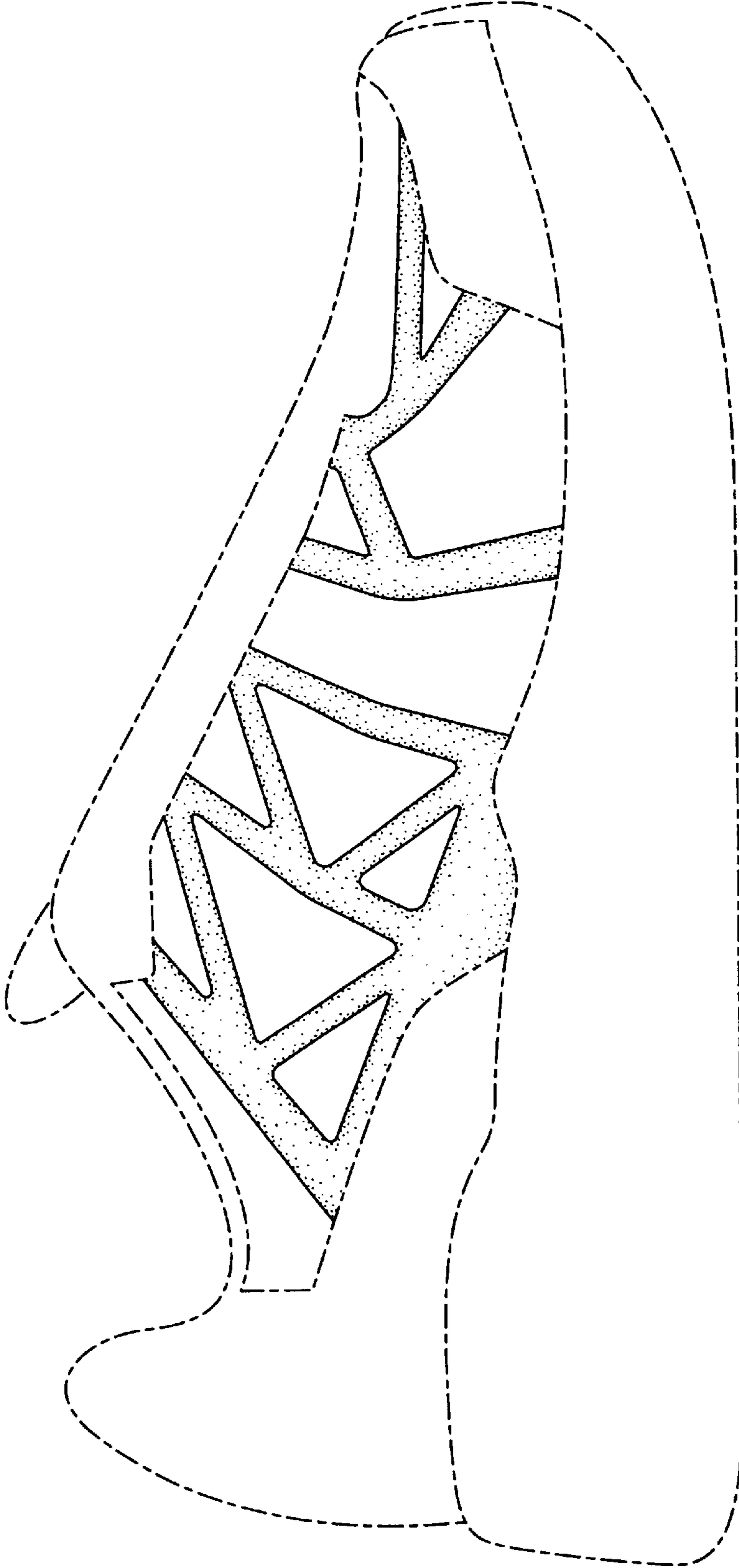


FIG. 3