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

(10) **Patent No.:** **US D532,592 S**

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- (54) **PORTION OF A SHOE UPPER**
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- (73) Assignee: **Nike, Inc.**, Beaverton, OR (US)
- (**) Term: **14 Years**
- (21) Appl. No.: **29/229,562**
- (22) Filed: **May 10, 2005**
- (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.

- D444,623 S * 7/2001 Wilson D2/969
- D470,300 S 2/2003 Close
- D474,882 S 5/2003 Cooper
- D476,473 S 7/2003 Clegg
- D488,296 S 4/2004 Ringholz et al.
- D496,527 S 9/2004 Roulo
- D499,537 S 12/2004 Robbins
- D499,875 S 12/2004 Lozano
- D499,876 S 12/2004 Lozano
- D500,408 S * 1/2005 Rask D2/972
- D503,524 S 4/2005 Belley et al.
- D509,053 S * 9/2005 Chang D2/972

(56) **References Cited**

U.S. PATENT DOCUMENTS

- D94,865 S 3/1935 Sullivan
- D96,567 S 8/1935 Wagman
- D97,945 S 12/1935 Lutz
- D101,099 S 9/1936 Baldwin
- D103,053 S 2/1937 Lutz
- D107,814 S 1/1938 Zellweger
- D108,128 S 1/1938 Pick
- D108,320 S 2/1938 Eldon
- D126,203 S 4/1941 Elkin
- D291,143 S 8/1987 Selbiger et al.
- D291,144 S 8/1987 Tong et al.
- D291,501 S 8/1987 Tong
- D297,782 S * 9/1988 Brown D2/974
- D340,348 S * 10/1993 Earle D2/969
- D382,700 S 8/1997 Smith
- D385,403 S 10/1997 Kuerbis
- D391,055 S 2/1998 Cooper
- D392,794 S 3/1998 Greene
- D393,360 S 4/1998 Aveni et al.
- D396,141 S 7/1998 Smith, III
- D407,201 S 3/1999 Backus et al.
- D420,783 S 2/2000 Brady et al.
- D423,769 S 5/2000 Clarke
- D434,551 S 12/2000 Snyder

OTHER PUBLICATIONS

- Nike Footwear Catalog Footwear 1985, p. 36, published Dec. 1984.
- Nike Footwear Catalog Late Spring 1996, pp. 40 & 189, published Sep. 1996.
- Nike Footwear Catalog Fall 1997, pp. 25, 29 & 112, published Dec. 1996.

(Continued)

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(57) **CLAIM**

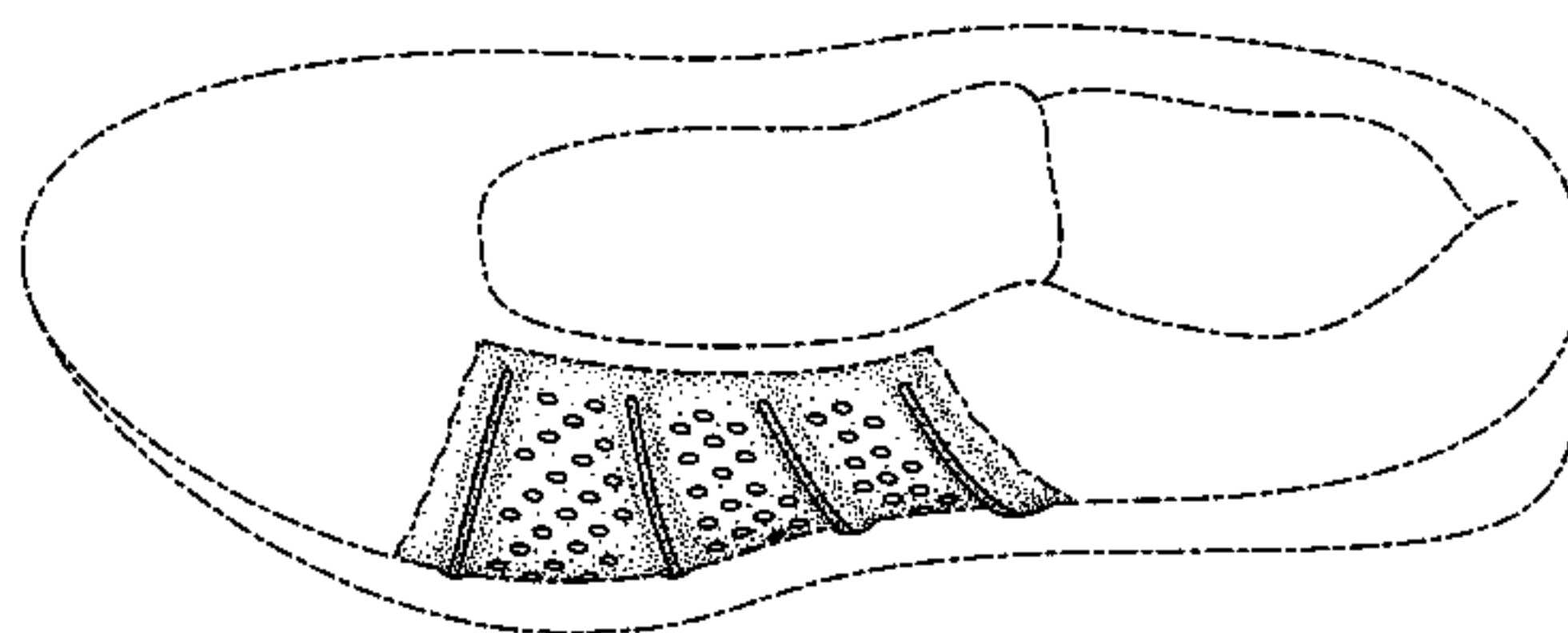
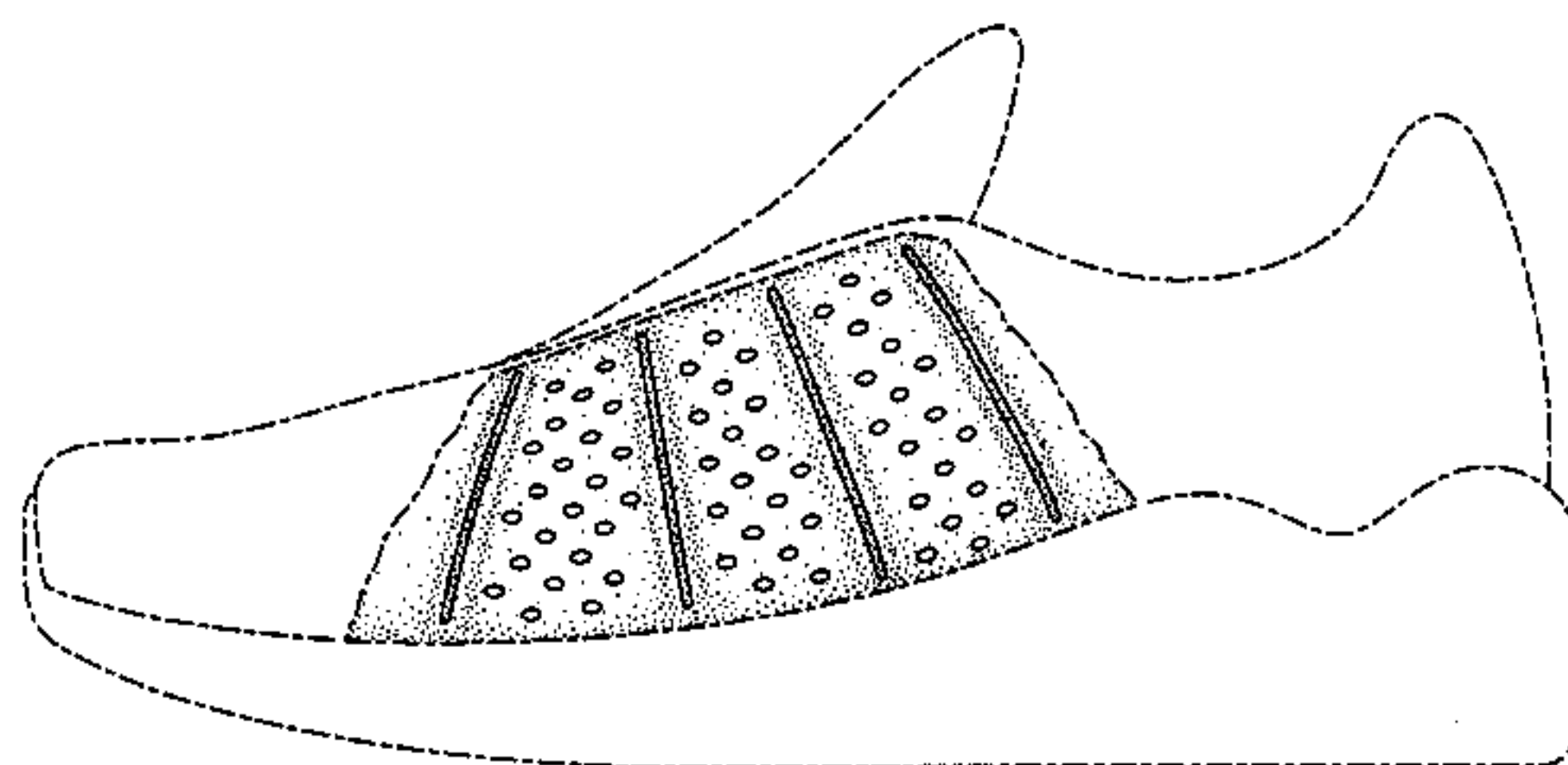
The ornamental design for a portion of a shoe upper, as shown and described.

DESCRIPTION

FIG. 1 is a first perspective view of a portion of a shoe upper showing my new design;
 FIG. 2 is a second perspective view thereof;
 FIG. 3 is a side view thereof; and,
 FIG. 4 is a top view 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, 4 Drawing Sheets



OTHER PUBLICATIONS

Nike Footwear Catalog Fall 1988, p. 120, published Dec. 1997.

Nike Footwear Catalog Spring 1998, pp. 41, 50 & 51, published Jun. 1997.

Nike Footwear Catalog Late Spring 1998, pp. 53, 199, 201 & 215, published Sep. 1997.

Nike Footwear Catalog Fall 1998, p. 56, published Dec. 1997.

Nike Footwear Catalog Spring 1999, p. M58, published Jun. 1998.

Nike Footwear Catalog Fall 1999, pp. M36, W24 & W54, published Nov. 1998.

Nike Footwear Catalog Fall 2000 #1, p. W67, published Nov. 1999.

Nike Footwear Catalog Holiday 2000, p. M35, published Mar. 2000.

Nike Footwear Catalog Late Spring 2001, p. M30, published Sep. 2000.

Nike Footwear Catalog Fall 2002, pp. M32, W35 & W95, published Nov. 2001.

Nike Footwear Catalog Spring 2004, pp. M8, M31 & M108, published Jun. 2003.

Nike Footwear Catalog Fall 2004, pp. M86 & M107, published Nov. 2003.

* cited by examiner

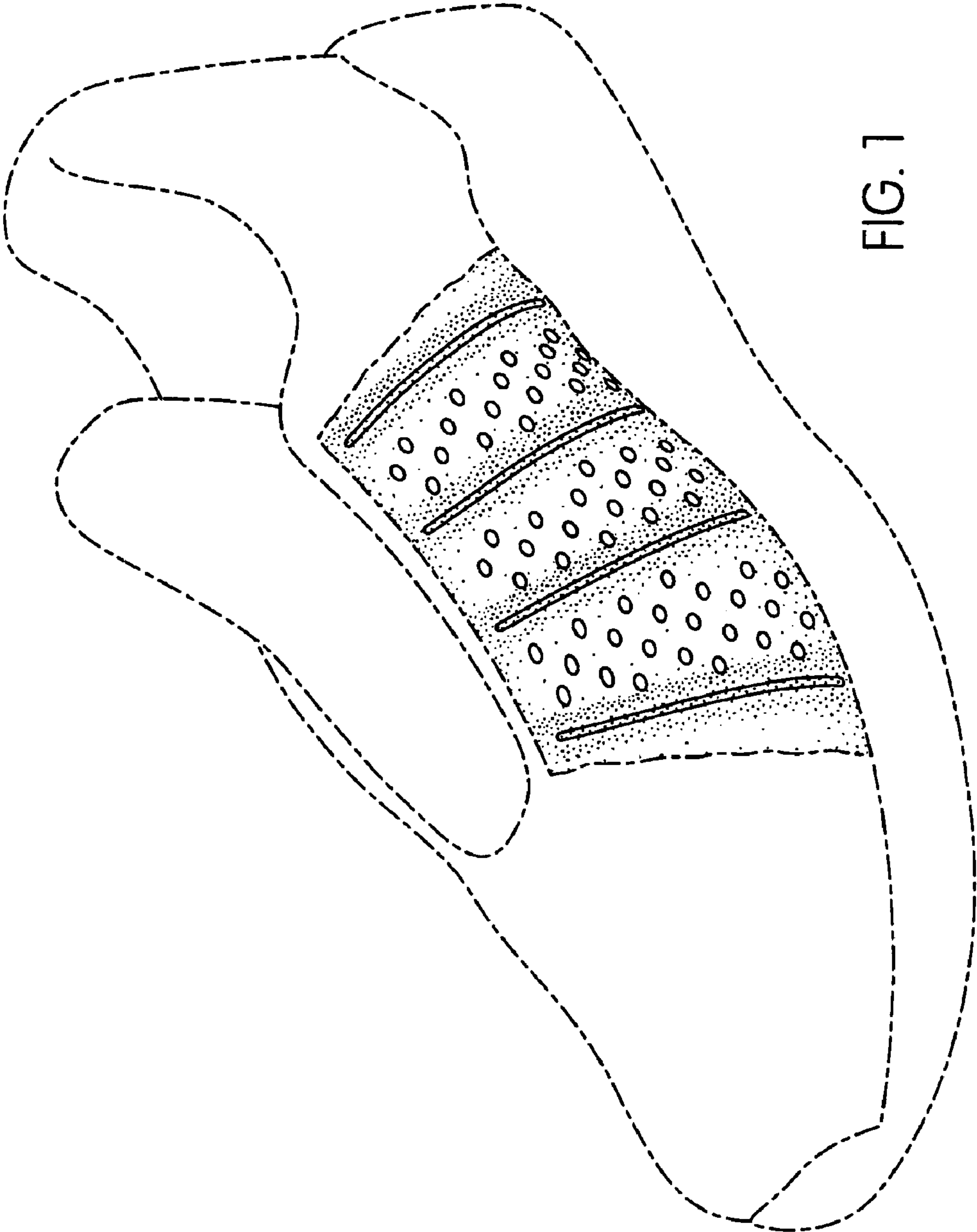


FIG. 1

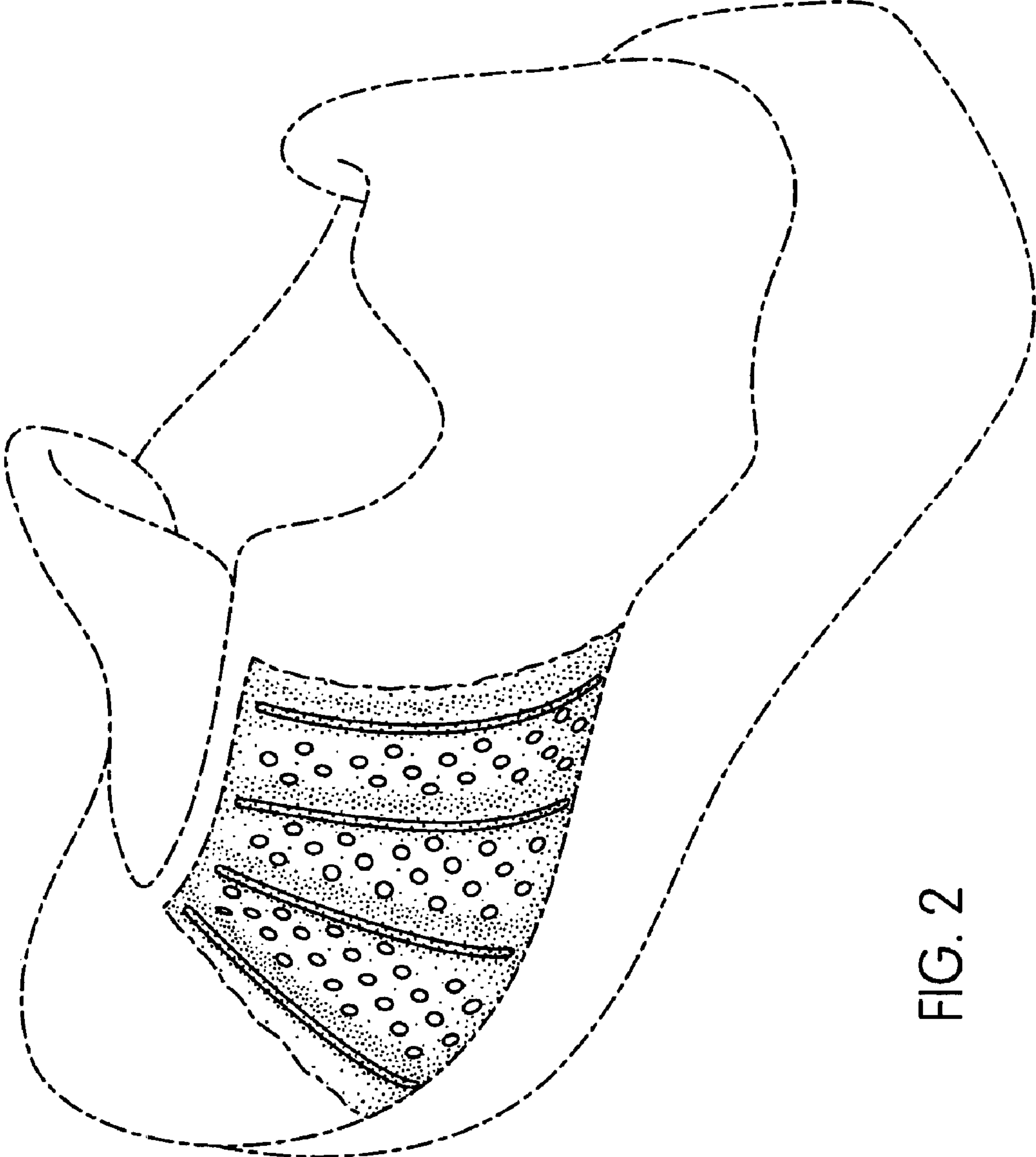


FIG. 2

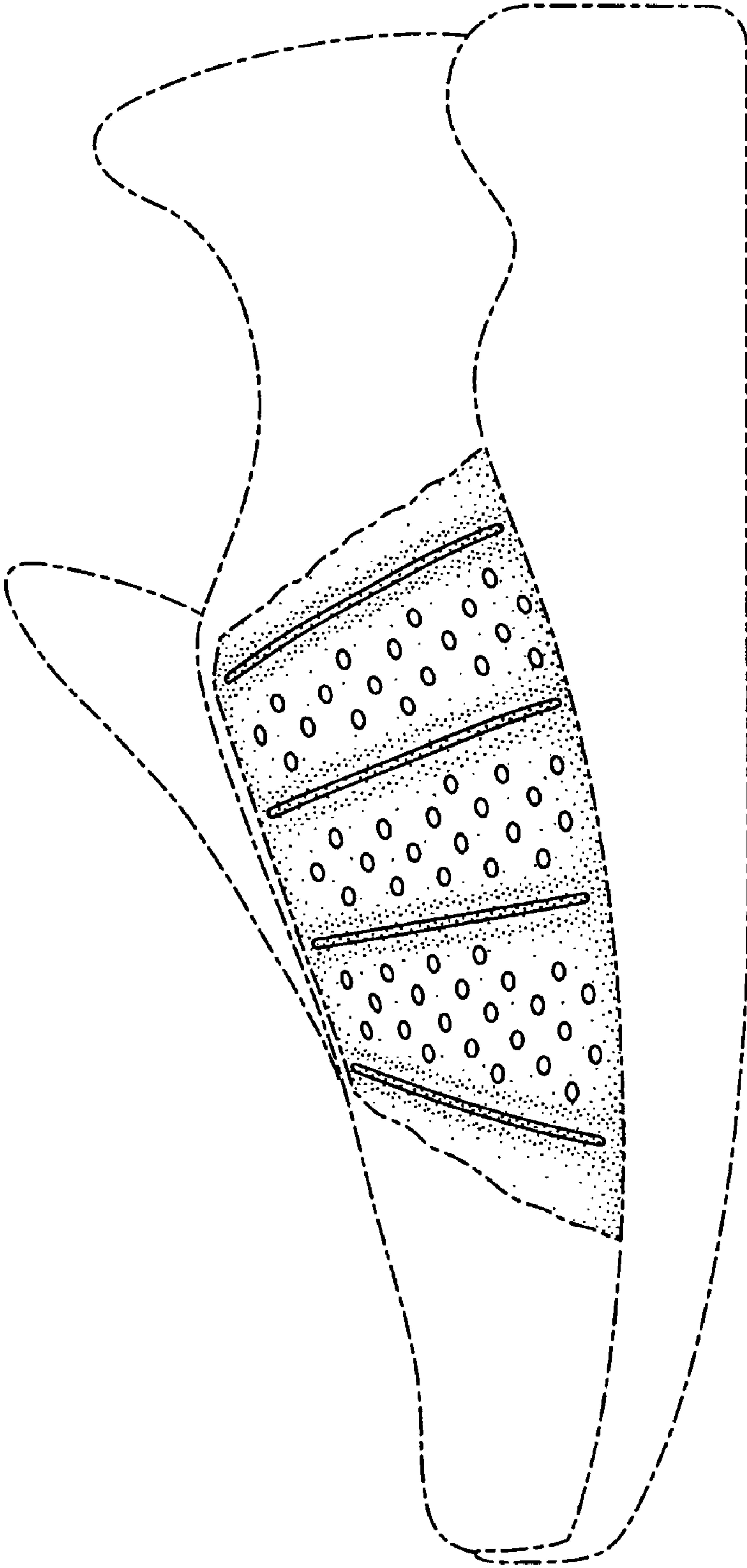


FIG. 3

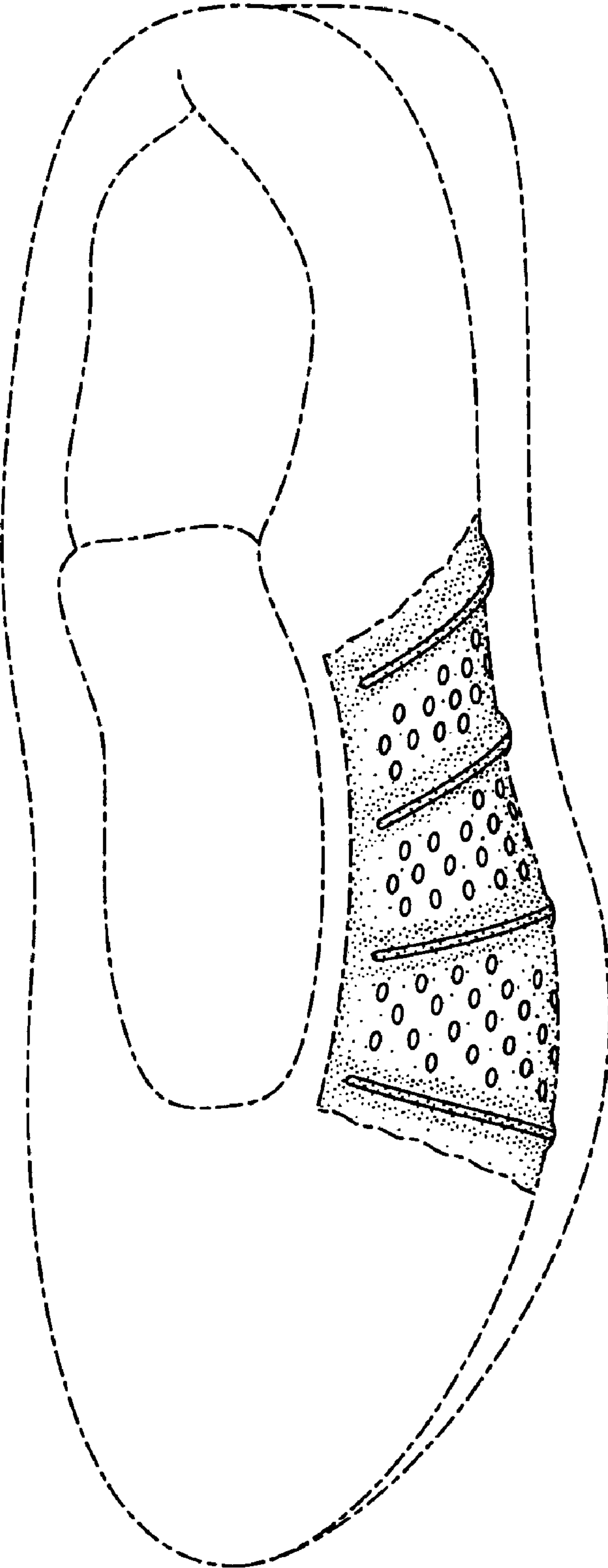


FIG. 4