



US00D532965S

(12) **United States Design Patent** (10) **Patent No.:** **US D532,965 S**  
**Huthmaker** (45) **Date of Patent:** **\*\* Dec. 5, 2006**

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

(75) Inventor: **Kathleen E. R. Huthmaker**, Aloha, OR (US)

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

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

(21) Appl. No.: **29/254,939**

(22) Filed: **Mar. 2, 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**

D93,590 S	10/1934	Werthiem
D96,667 S	8/1935	Horn
D128,983 S	8/1941	Thomas
D188,037 S	5/1960	Dressler

(Continued)

**OTHER PUBLICATIONS**

- Nike Footwear Catalog (SP 89), p. 30, published 1998, Beaverton, Oregon, U.S.A.
- Nike Footwear Catalog (FA 90), p. M30, published Dec. 1989, Beaverton, Oregon, U.S.A.
- Nike Footwear Catalog (FA 93), p. 20, published Dec. 1992, Beaverton, Oregon, U.S.A.
- Nike Footwear Catalog (SP 94), p. 22, published Jun. 1993, Beaverton, Oregon, U.S.A.
- Nike Footwear Catalog (HO 94), p. 22, published Mar. 1994, Beaverton, Oregon, U.S.A.
- Nike Footwear Catalog (LS 95), p. 58, published Jun. 1994, Beaverton, Oregon, U.S.A.
- Nike Footwear Catalog (LS 96), p. 26, published Aug. 1995, Beaverton, Oregon, U.S.A.

- Nike Footwear Catalog (FA 97), pp. 7, 9, 12, 31, published Dec. 1996, Beaverton, Oregon, U.S.A.
- Nike Footwear Catalog (SP 98), pp. 8, 177, published Jun. 1997, Beaverton, Oregon, U.S.A.
- Men's Nike Footwear Catalog (FA 98), p. M67, published Nov. 1997, Beaverton, Oregon, U.S.A.
- Men's Nike Footwear Catalog (FA 98), p. W52, 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 (HO 98), pp. M31, M133, published Feb. 1998, Beaverton, Oregon, U.S.A.
- Men's Nike Footwear Catalog (SP 99), pp. 18, 52, 58, published Nov. 1998, Beaverton, Oregon, U.S.A.

(Continued)

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

(57) **CLAIM**

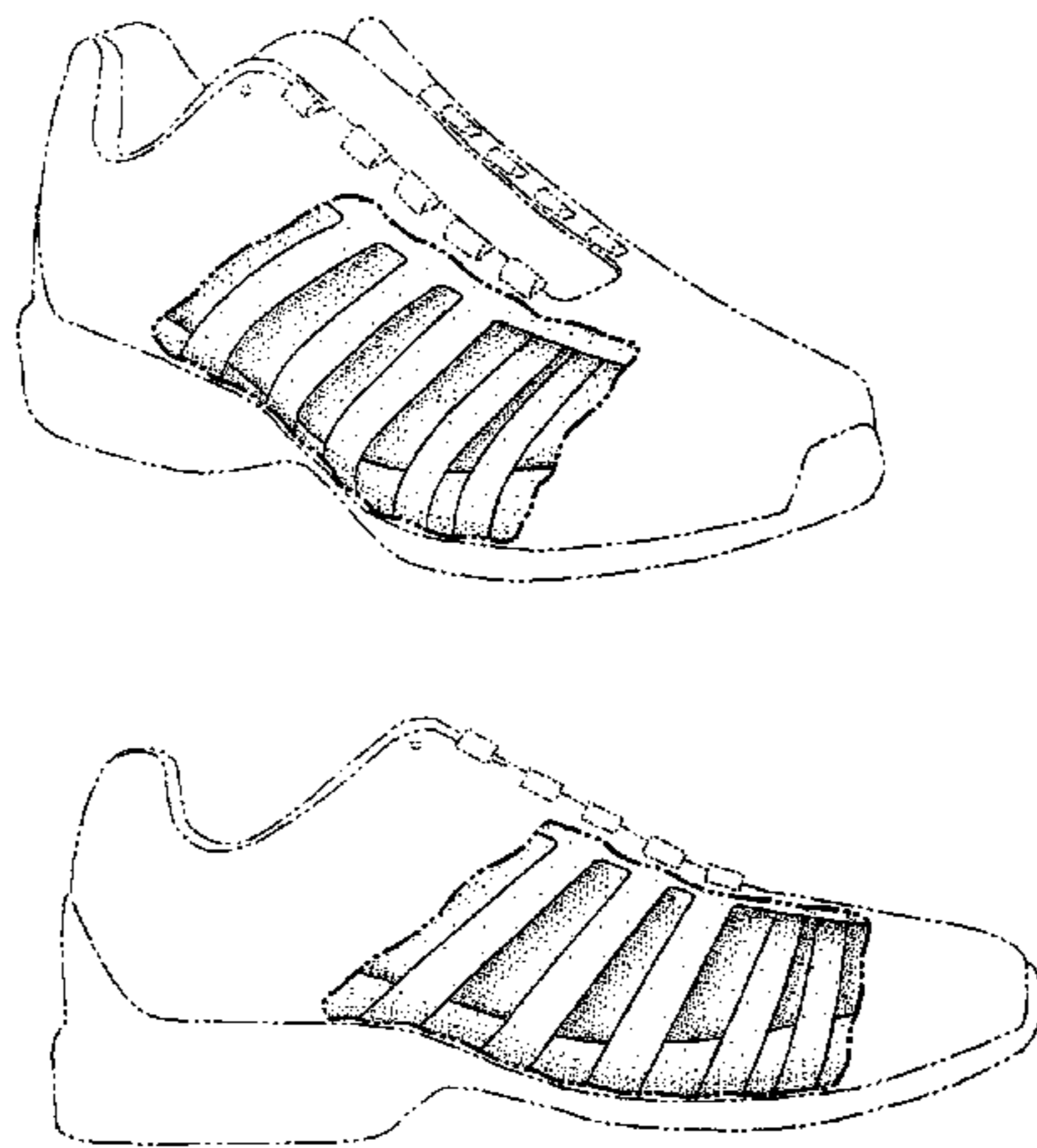
The ornamental design for a portion of a shoe upper, as shown and described.

**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 FIG. 1-5 are for illustrative purposes only and form no part of the claimed design.

**1 Claim, 2 Drawing Sheets**



U.S. PATENT DOCUMENTS

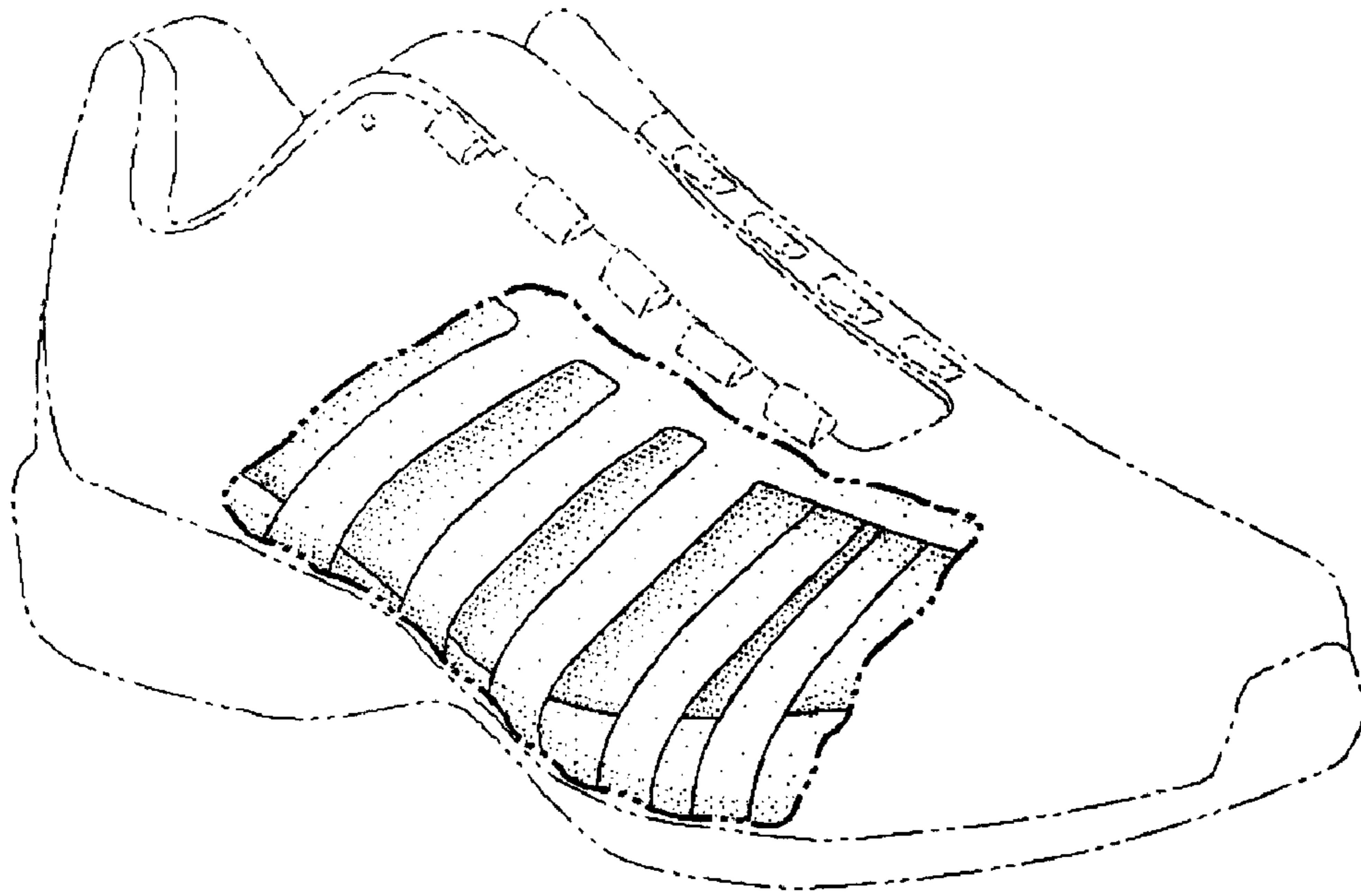
3,138,880	A	6/1964	Kunzli	
3,224,117	A	12/1965	Dassler	
D220,464	S	4/1971	Hayashi	
3,742,622	A	7/1973	Dassler	
D233,636	S	11/1974	Schneider	
4,314,413	A	2/1982	Dassler	
D266,968	S	11/1982	Railton	
4,756,098	A	7/1988	Boggia	
4,949,476	A	8/1990	Anderie	
5,184,378	A	2/1993	Batra	
5,271,130	A	12/1993	Batra	
D361,884	S	9/1995	Lozano	
5,459,947	A	10/1995	Lasher	
D371,898	S	7/1996	Hatfield	
D374,551	S	10/1996	Hatfield	
D380,077	S	* 6/1997	Preskar et al.	..... D2/969
D392,456	S	3/1998	Yun	
D393,360	S	4/1998	Aveni et al.	
D439,034	S	* 3/2001	Lozano	..... D2/972
D501,076	S	1/2005	Fogg	
D503,270	S	3/2005	Lee	
D511,616	S	* 11/2005	Fullum	..... D2/972
D517,794	S	* 3/2006	Shin	..... D2/972
D521,718	S	* 5/2006	Young	..... D2/972

OTHER PUBLICATIONS

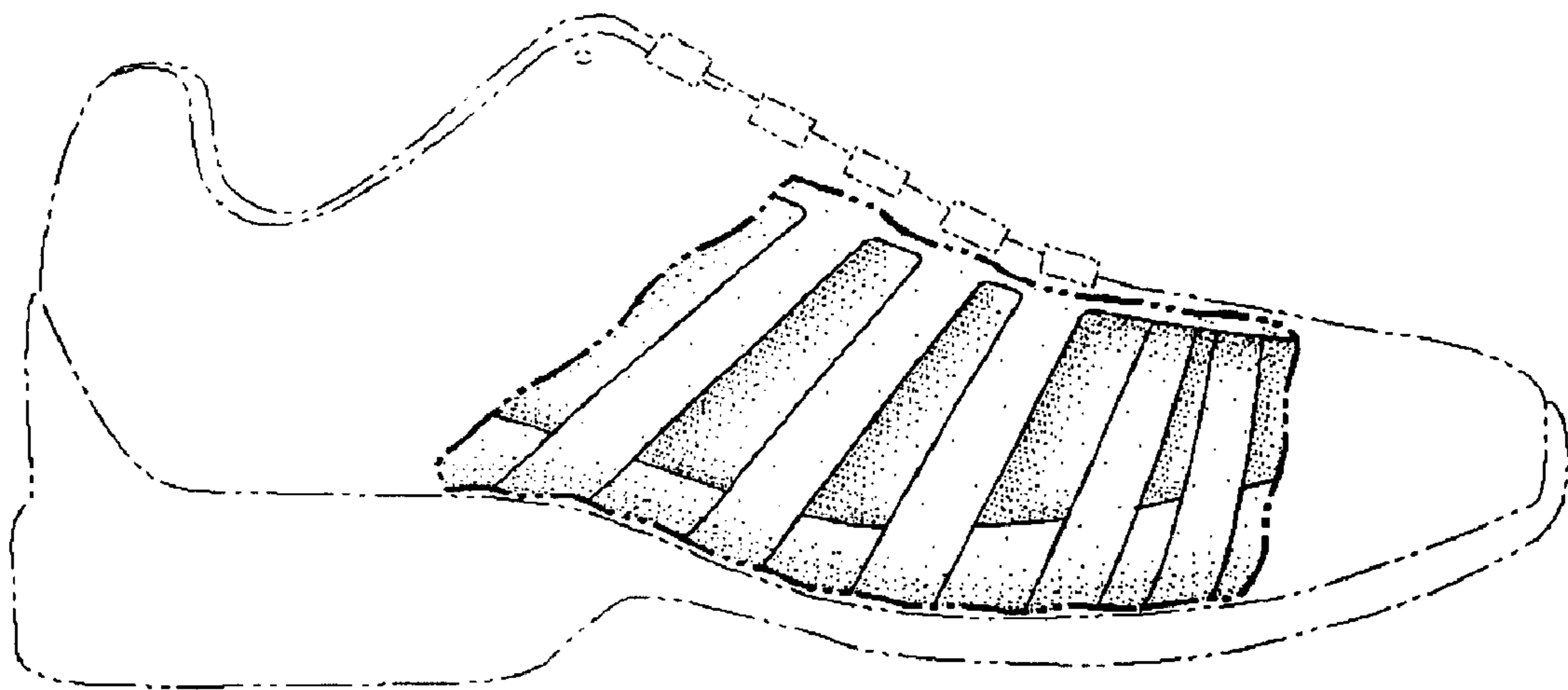
Women's Nike Footwear Catalog (FA 99), p. 11, published Nov. 1998, Beaverton, Oregon, U.S.A.  
 Women's Nike Footwear Catalog (HO 99), p. 10, published Mar. 1999, Beaverton, Oregon, U.S.A.  
 Men's Nike Footwear Catalog (SP 01), pp. 7, 11, 35, 88, 91, published Jun. 2000, Beaverton, Oregon, U.S.A.

Women's Nike Footwear Catalog (SP 01), pp. 13, 19, 132, 133, published Jun. 2000, Beaverton, Oregon, U.S.A.  
 Men's Nike Footwear Catalog (LS 01), pp. 27, 31, 36, 79, 136, published Sep. 2000, Beaverton, Oregon, U.S.A.  
 Nike Footwear Catalog (LS 01), p. W28, published Sep. 2000, Beaverton, Oregon, U.S.A.  
 Men's Nike Footwear Catalog (FA 01), pp. 8, 40, 64, 65, 66, 89, published Nov. 2000, Beaverton, Oregon, U.S.A.  
 Women's Nike Footwear Catalog (FA 01), pp. 7, 67, published Nov. 2000, Beaverton, Oregon, U.S.A.  
 Men's Nike Footwear Catalog (HO 01), pp. 4, 68, published Feb. 2001, Beaverton, Oregon, U.S.A.  
 Men's Nike Footwear Catalog (SP 02), pp. 33,34, 55, published Jun. 2001, Beaverton, Oregon, U.S.A.  
 Men's Nike Footwear Catalog (LS 02), pp. 38, 85, published Jun. 2003, Beaverton, Oregon, U.S.A.  
 Men's Nike Footwear Catalog (FA 02), pp. 9, 11, 42, 43, published Nov. 2001, Beaverton, Oregon, U.S.A.  
 Men's Nike Footwear Catalog (SP 03), p. M7, published Jun. 2002, Beaverton, Oregon, U.S.A.  
 Nike Footwear Catalog (FA 02), pp. M11, M16, W25, published Nov. 2002, Beaverton, Oregon, U.S.A.  
 Men's Nike Footwear Catalog (SP 04), pp. 8, 33, published Jun. 2003, Beaverton, Oregon, U.S.A.  
 Nike Footwear Catalog (SP 05), pp. W20, W27, published Nov. 2004, Beaverton, Oregon, U.S.A.  
 Nike Footwear Catalog (FA 05), p. W140, published Nov. 2004, Beaverton, Oregon, U.S.A.

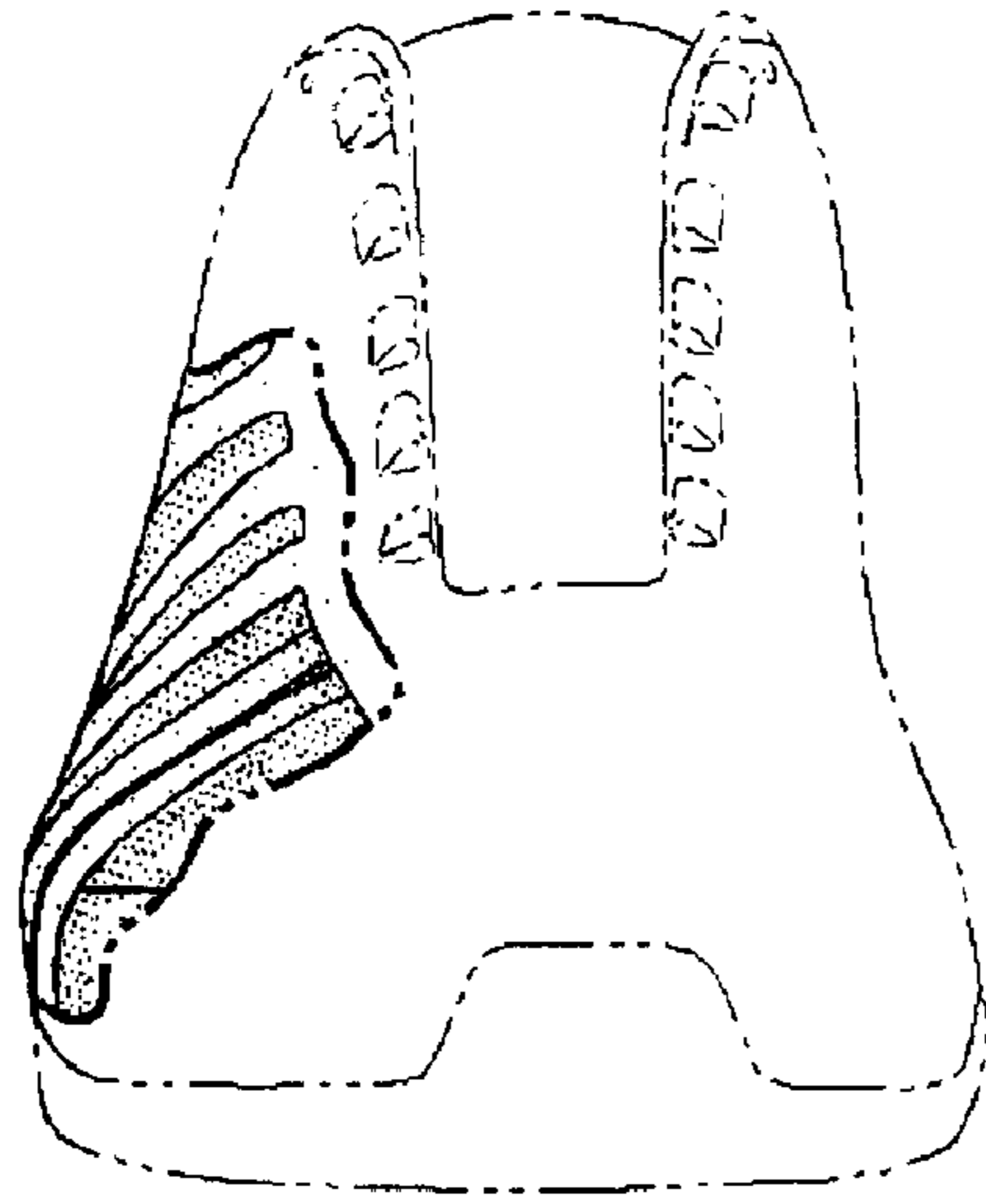
\* cited by examiner



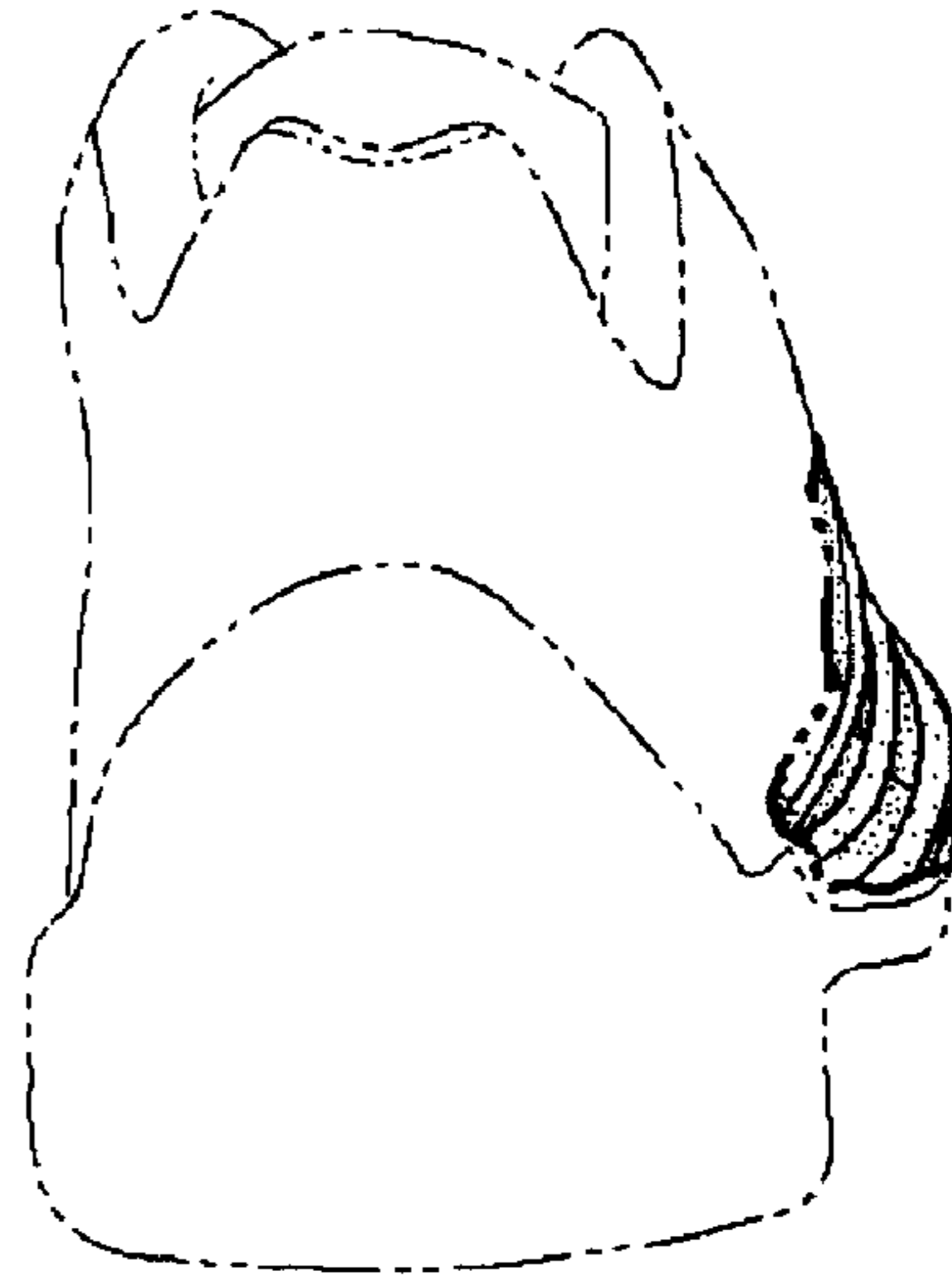
**FIG. 1**



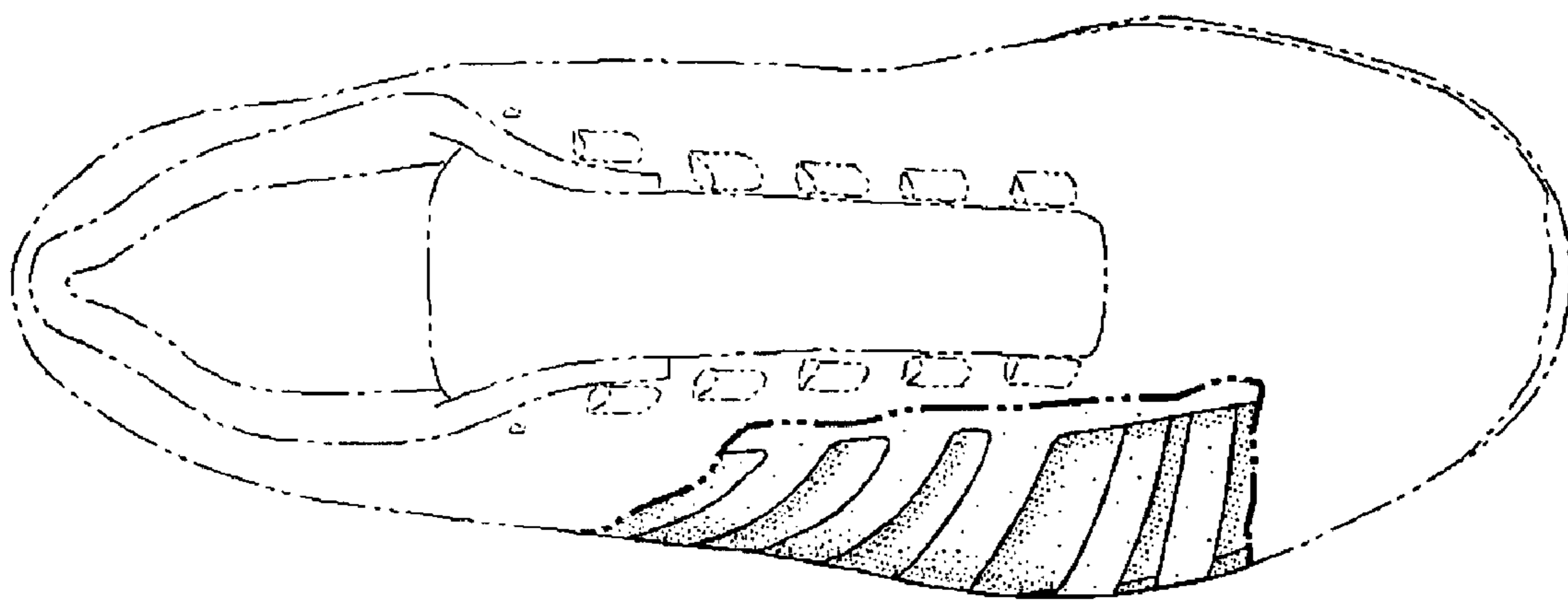
**FIG. 2**



**FIG. 3**



**FIG. 4**



**FIG. 5**