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

(10) **Patent No.:** **US D537,619 S**
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(54) **PORTION OF A SHOE MIDSOLE**

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

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

(21) Appl. No.: **29/247,027**

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(51) **LOC (8) Cl.** **02-99**

(52) **U.S. Cl.** **D2/977**

(58) **Field of Classification Search** D2/946,
D2/964, 972, 977; 36/27-29, 32 R
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D307,608 S	5/1990	Shure
D325,288 S	4/1992	Richard et al.
D340,349 S	10/1993	Kilgore et al.
D344,174 S	2/1994	Kilgore
D344,398 S	2/1994	Kilgore
D344,399 S	2/1994	Kilgore
D344,400 S	2/1994	Kilgore
D344,401 S	2/1994	Kilgore
D344,622 S	3/1994	Kilgore
D348,354 S	7/1994	Lucas
D350,018 S	8/1994	Kilgore
D350,019 S	8/1994	Kilgore
D350,020 S	8/1994	Kilgore
D350,225 S	9/1994	Kilgore
D350,226 S	9/1994	Kilgore
D350,227 S	9/1994	Kilgore
D350,433 S	9/1994	Kilgore
5,343,639 A	9/1994	Kilgore et al.
D351,057 S	10/1994	Kilgore
D351,720 S	10/1994	Kilgore
5,353,523 A	10/1994	Kilgore et al.
D351,936 S	11/1994	Kilgore
D352,159 S	11/1994	Kilgore
D352,160 S	11/1994	Kilgore
D354,617 S	1/1995	Kilgore

(Continued)

OTHER PUBLICATIONS

- Nike Footwear Catalog Fall 1997, p. 44, published Dec. 1996.
- Nike Footwear Catalog Late Spring 2001, p. M5, published Sep. 2000.
- Nike Footwear Catalog Holiday 2001, p. M34, published Feb. 2001.
- Nike Footwear Catalog Spring 2002, p. M29, published Jun. 2001.
- Nike Footwear Catalog Spring 2003, p. M6, published Jun. 2002.
- Nike Footwear Catalog Holiday 2003, p. M82, published Mar. 2003.
- Nike Footwear Catalog Spring 2004, pp. M31, M40, published Jun. 2003.
- Nike Footwear Catalog Late Spring 2004, pp. M3, M6, M33, published Sep. 2003.
- Nike Footwear Catalog Fall 2004, pp. M35, M41, published Nov. 2003.
- Nike Footwear Catalog Holiday 2004, pp. M5, M7, M11, M12, M40, M41, M77, W43, W55, published Mar. 2004.
- Nike Footwear Catalog Holiday 2005, pp. M7, M8, M11, M23, M24, M25, M105, W112, W114, W126, W130, W136, W143, published Mar. 2005.
- Mike Footwear Catalog Spring 2006, pp. M41, M45, W141, published Jun. 2005.

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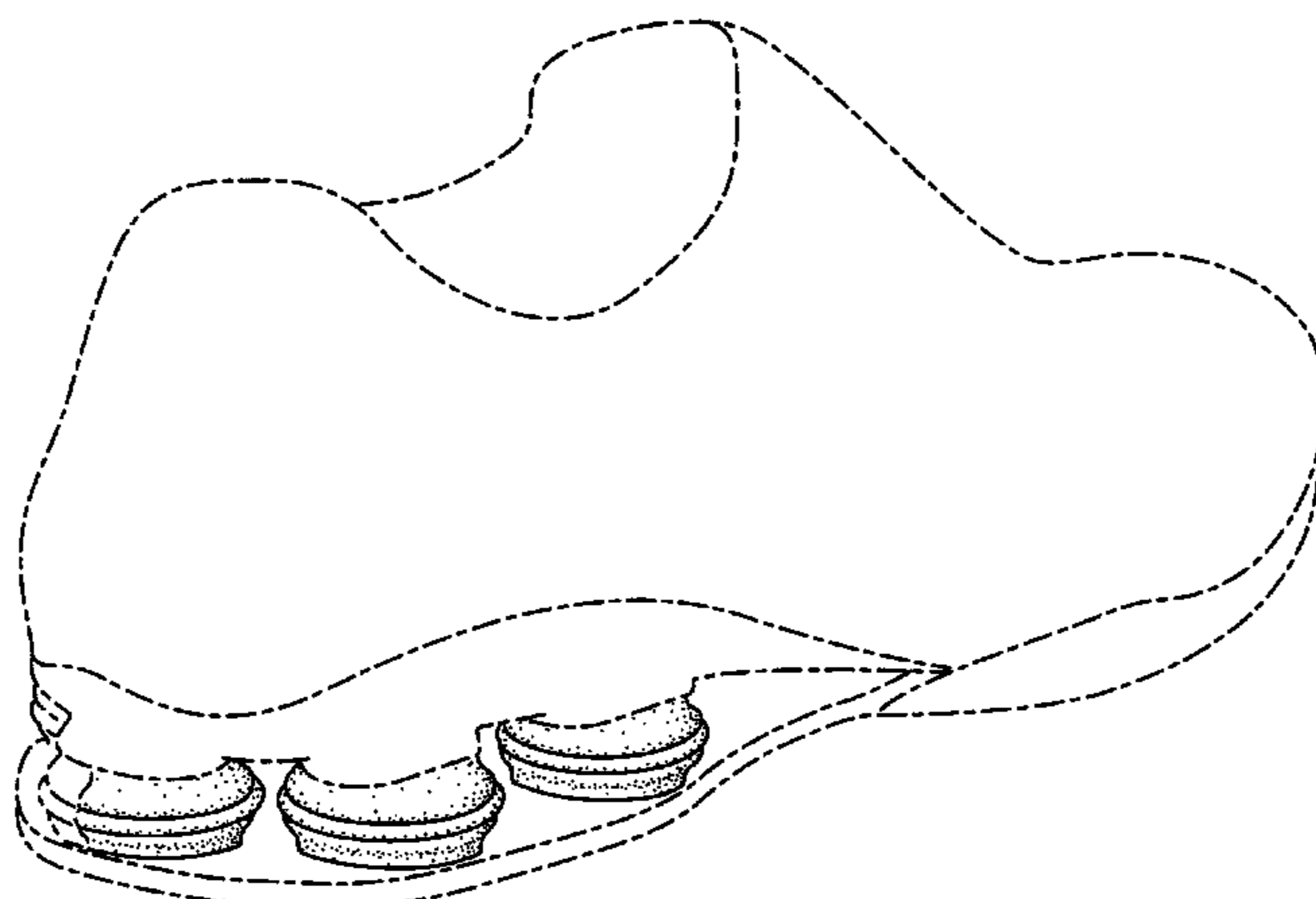
(57) **CLAIM**

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

DESCRIPTION

FIG. 1 is a front perspective view of a portion of a shoe midsole showing my new design; FIG. 2 is a rear perspective view thereof; and, FIG. 3 is a side view thereof. The broken lines immediately adjacent to the shaded areas represent unclaimed boundaries of the design. The 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



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U.S. PATENT DOCUMENTS

D355,755 S	2/1995	Kilgore	
6,006,449 A	12/1999	Orlowski et al.	
D429,877 S	8/2000	Lozano et al.	
D431,898 S	10/2000	Clegg et al.	
D432,293 S	10/2000	Clegg et al.	
D432,764 S	10/2000	Clegg et al.	
D433,216 S	11/2000	Avar et al.	
D446,387 S	8/2001	McCourt	
D446,923 S	8/2001	McCourt	
D447,330 S	9/2001	McCourt	
D450,437 S	* 11/2001	Simpson et al.	..... D2/967
D462,830 S	9/2002	Greene	
6,457,261 B1	* 10/2002	Crary	..... 36/27
D474,581 S	5/2003	Cooper	
D474,582 S	5/2003	Cooper	
6,568,102 B1	* 5/2003	Healy et al.	..... 36/28
D476,474 S	* 7/2003	McDowell	..... D2/972
D483,936 S	12/2003	Fullum	
D483,937 S	12/2003	Fullum	
D485,053 S	1/2004	McDowell	
D485,975 S	2/2004	McDowell	
6,722,058 B2	* 4/2004	Lucas et al.	..... 36/28
D498,914 S	11/2004	Sokolowski	
D499,248 S	12/2004	Sokolowski	
D500,402 S	* 1/2005	Sokolowski	..... D2/964
D508,162 S	8/2005	Harlow	
6,931,765 B2	* 8/2005	Lucas et al.	..... 36/35 R
D509,051 S	* 9/2005	O'Connor	..... D2/964
D510,472 S	* 10/2005	Sokolowski	..... D2/964
D513,843 S	* 1/2006	Smith	..... D2/964
D514,289 S	2/2006	Holmes	
D514,290 S	* 2/2006	Smith, III	..... D2/964
D516,784 S	* 3/2006	Wiper et al.	..... D2/964
D517,787 S	* 3/2006	Teague	..... D2/964
D519,267 S	* 4/2006	Hlavacs	..... D2/964

* cited by examiner

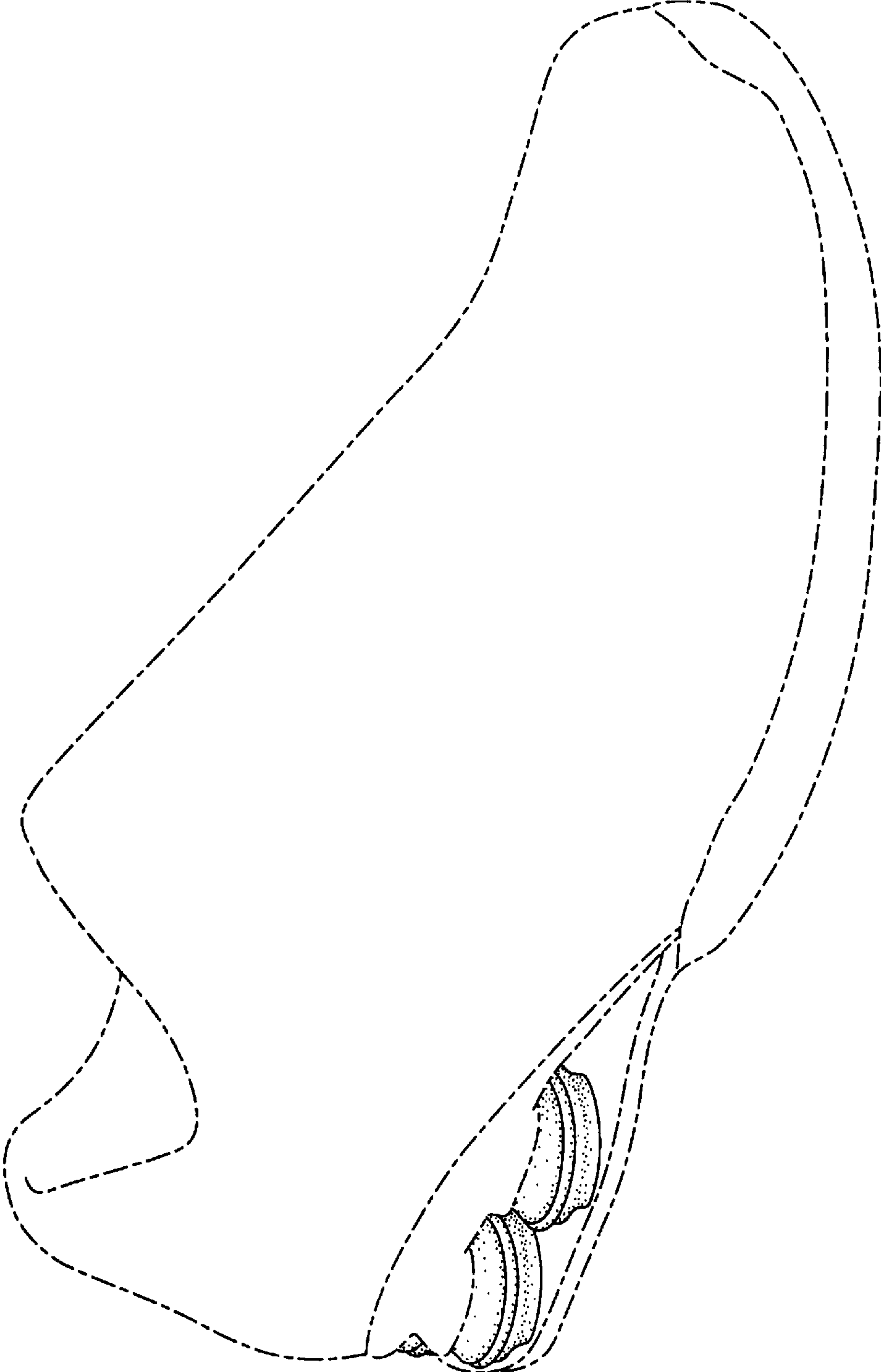


FIG. 1

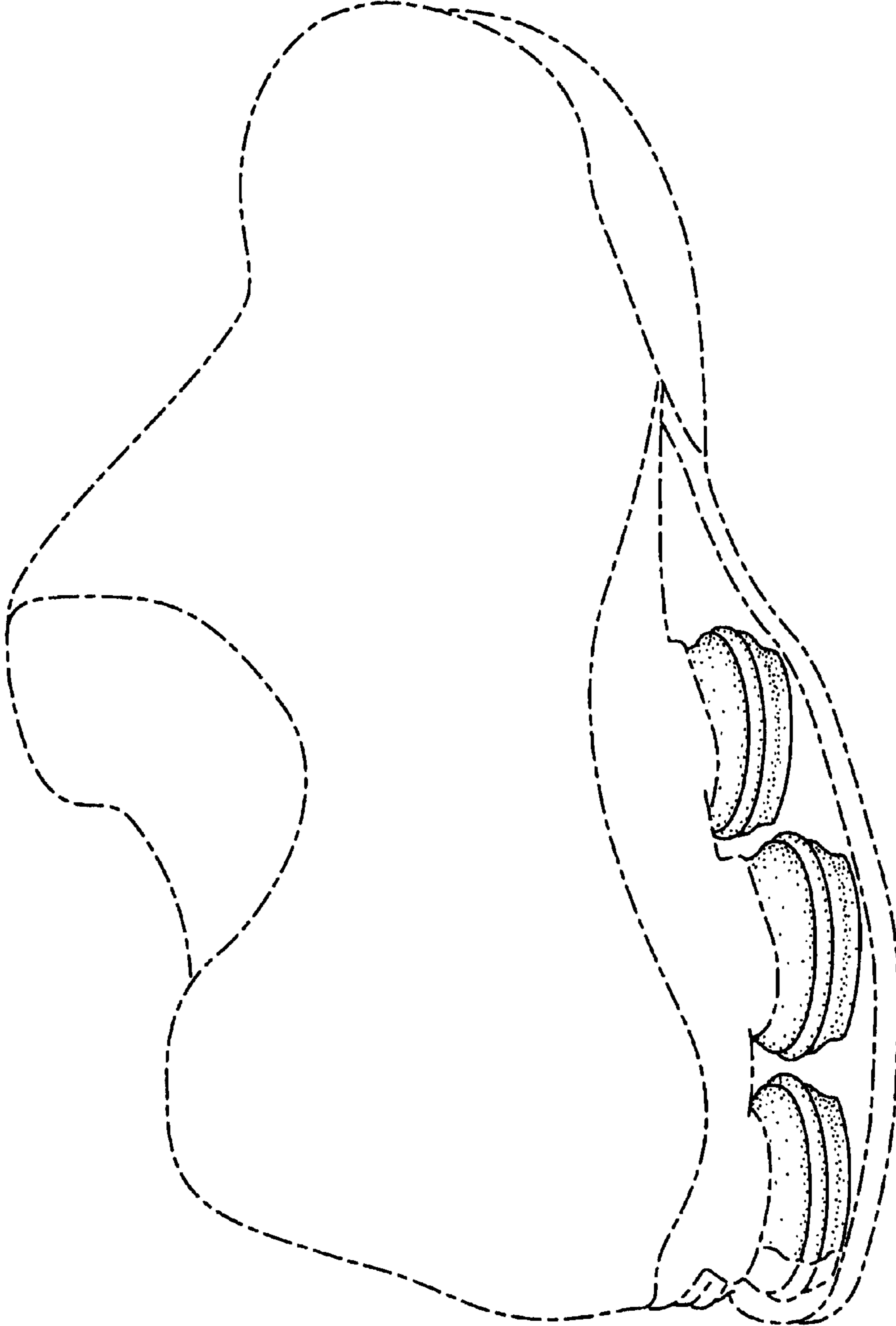


FIG. 2

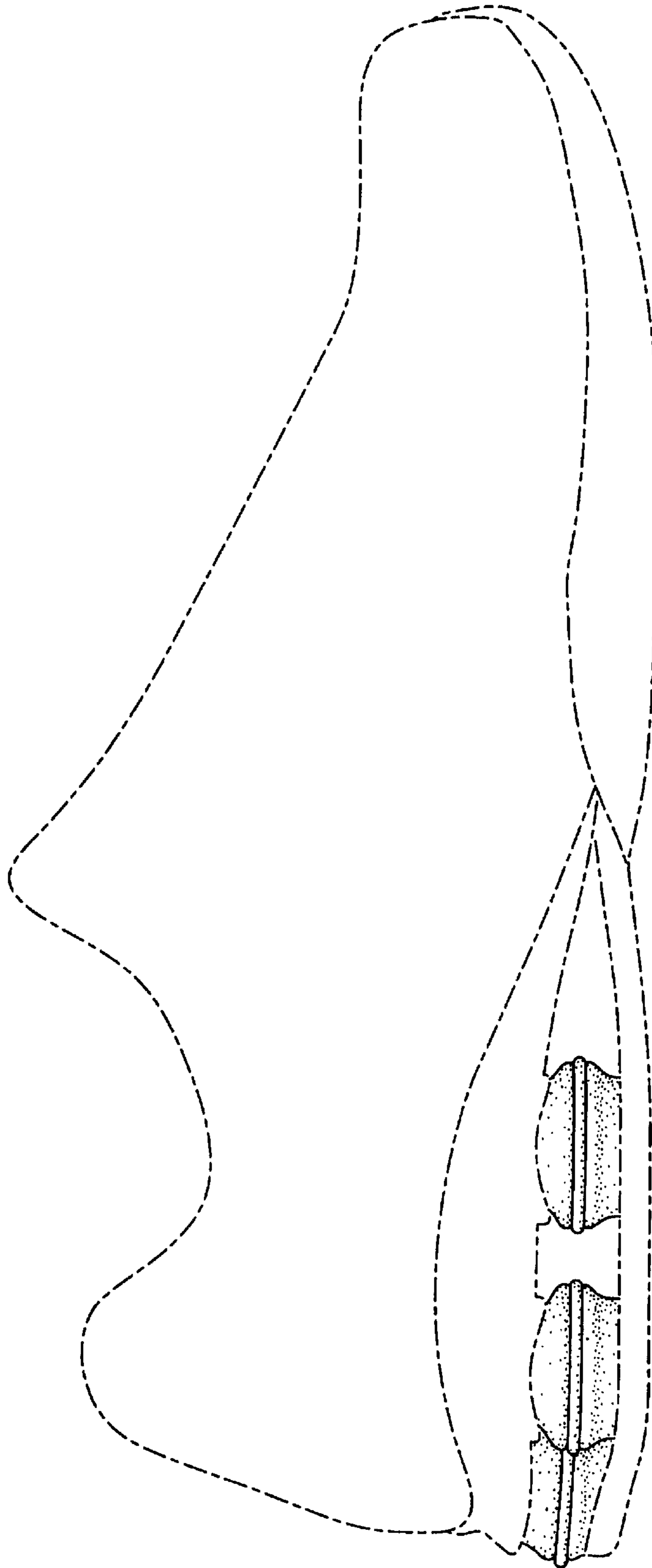


FIG. 3