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

(10) **Patent No.:** **US D542,019 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.: **29/261,734**

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

(52) **U.S. Cl.** ..... **D2/972**

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D2/905-908, 943, 944, 946, 969, 972-974;  
36/45, 50.1, 77 M, 77 R, 83, 88, 113, 114,  
36/126-131

See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

90,900 A	6/1869	Webster	
D95,542 S	5/1935	Polley	
D174,987 S	6/1955	Gillis	
4,459,765 A	7/1984	Power	
4,599,810 A	7/1986	Sacre	
D348,765 S	7/1994	Lozano	
D362,112 S	9/1995	Avar	
D362,746 S	10/1995	Morris et al.	
D377,414 S	1/1997	Hatfield	
D391,071 S	2/1998	Blakeslee	
D393,349 S	4/1998	Backus	
D397,852 S	* 9/1998	Smith, III	D2/972
D402,098 S	12/1998	Cooper	
D408,983 S	5/1999	Maxwell	
D417,774 S	* 12/1999	Hlavacs	D2/972
D422,130 S	4/2000	Doxey	
D429,414 S	8/2000	Tresser	
D435,714 S	1/2001	Lenas	
D465,902 S	11/2002	Ammon et al.	
D473,370 S	4/2003	Kuerbis	
D474,883 S	* 5/2003	Cooper	D2/972
D475,520 S	* 6/2003	Avar	D2/972

(Continued)

**OTHER PUBLICATIONS**

Nike Footwear Catalog (HO 06), p. 28, published Mar. 2006, Beaverton, Oregon, U.S.A.

Nike Footwear Catalog (LS 05), p. 97, published Sep. 2004, Beaverton, Oregon, U.S.A.

Men's Nike Footwear Catalog (SP 04), pp. 91, 117, published Jun. 2003, Beaverton, Oregon, U.S.A.

Nike Footwear Catalog (SP 04), p. 112, published Jun. 2003, Beaverton, Oregon, U.S.A.

Men's Nike Footwear Catalog (LS 03), p. M31, published Sep. 2002, Beaverton, Oregon, U.S.A.

Men's Nike Footwear Catalog (SP 03), pp. 26, 34, 38, 39, 47, 52, 66, published Jun. 2002, Beaverton, Oregon, U.S.A.

(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 perspective view of a portion of a shoe upper showing my new design;

FIG. 2 is a side of the portion of a shoe upper shown in FIG. 1;

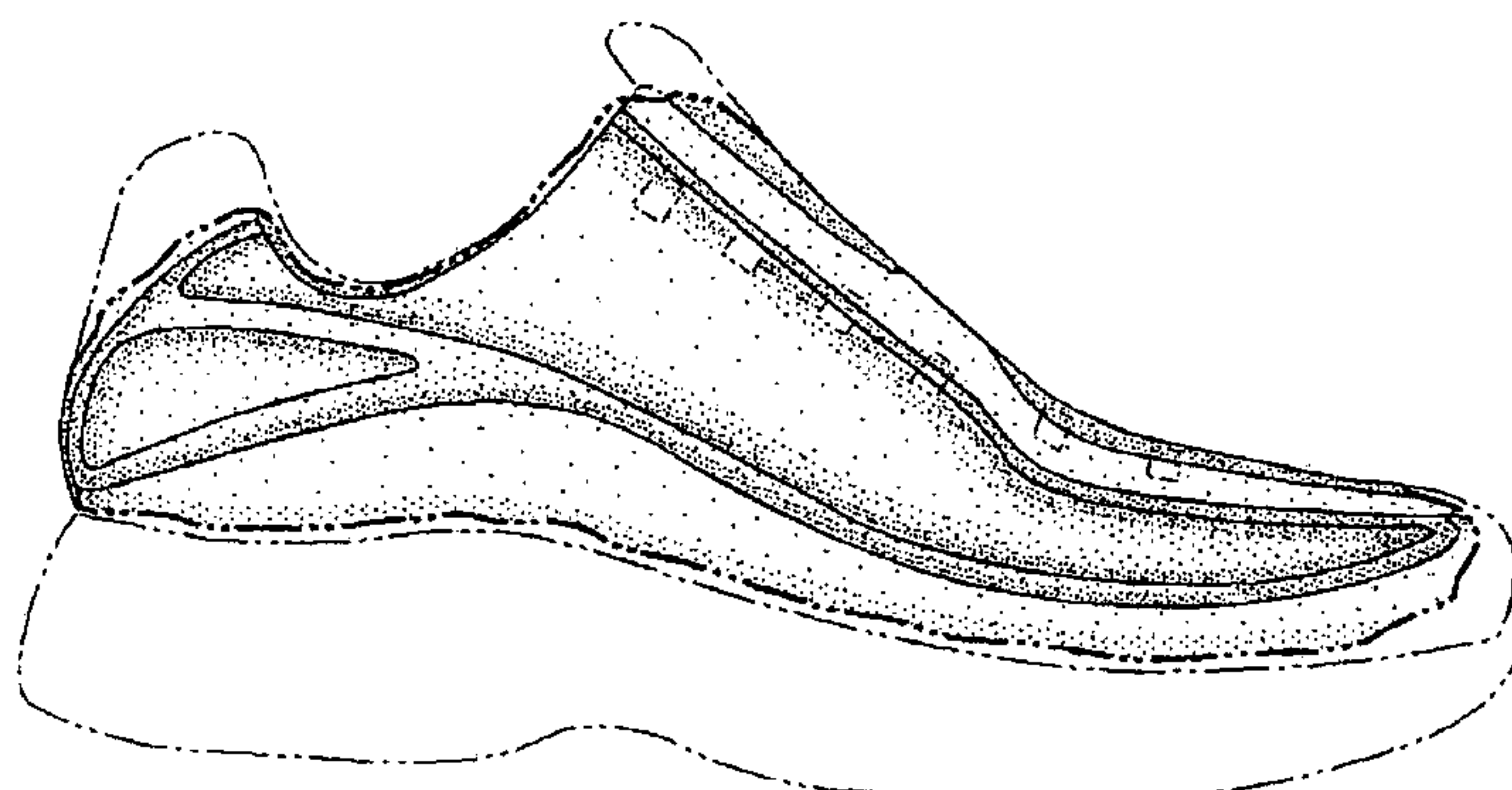
FIG. 3 is a front view of the portion of a shoe upper shown in FIG. 1;

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

D489,522 S	*	5/2004	Benini .....	D2/969
D490,229 S		5/2004	Cooper	
D494,350 S	*	8/2004	Hillyer .....	D2/972
D495,120 S		8/2004	Lindsay	
D498,354 S		11/2004	Smith	
D500,407 S		1/2005	Smith	
D500,586 S		1/2005	Wozniak	
D513,362 S	*	1/2006	Kuerbis .....	D2/972
D513,450 S	*	1/2006	Portzline .....	D2/972
D515,304 S	*	2/2006	Wahoske .....	D2/972
D516,291 S	*	3/2006	Young .....	D2/972
7,032,330 B2		4/2006	Adams et al.	
D528,281 S	*	9/2006	Mermet .....	D2/972
D528,764 S	*	9/2006	Clancy .....	D2/972

OTHER PUBLICATIONS

Women's Nike Footwear Catalog (SP 03), p. 16, 39, published Jun. 2002, Beaverton, Oregon, U.S.A.  
 Men's Nike Footwear Catalog (SP 01), p. M66, published Jun. 2000, Beaverton, Oregon, U.S.A.  
 Women's Nike Footwear Catalog (SP 01), p. W17, published Jun. 2000, Beaverton, Oregon, U.S.A.  
 Men's Nike Footwear Catalog (FA 99), p. M32, published Nov. 1998, Beaverton, Oregon, U.S.A.

Men's Nike Footwear Catalog (SP 99), p. M19, published Jun. 1998, Beaverton, Oregon, U.S.A.

Women's Nike Footwear Catalog (SP 99), p. W36, published Jun. 1998, Beaverton, Oregon, U.S.A.

Nike Footwear Catalog (SP 98), p. 116, published Jun. 1997, Beaverton, Oregon, U.S.A.

Nike Footwear Catalog (FA 97), pp. 8, 120, published Dec. 1996, Beaverton, Oregon, U.S.A.

Nike Footwear Catalog (FA 95), p. 9, published Nov. 1994, Beaverton, Oregon, U.S.A.

Nike Footwear Catalog (FA 94), pp. 32, 50, published Nov. 1993, Beaverton, Oregon, U.S.A.

Nike Footwear Catalog (SP 94), p. 112, published Jun. 1993, Beaverton, Oregon, U.S.A.

Nike Footwear Catalog (SP 92), p. 8, published Jun. 1991, Beaverton, Oregon, U.S.A.

Nike Footwear Catalog (FA 87), p. 24, published Jan. 1987, Beaverton, Oregon, U.S.A.

Blue Ribbon Sports Catalog, unknown page number and publication.

\* cited by examiner

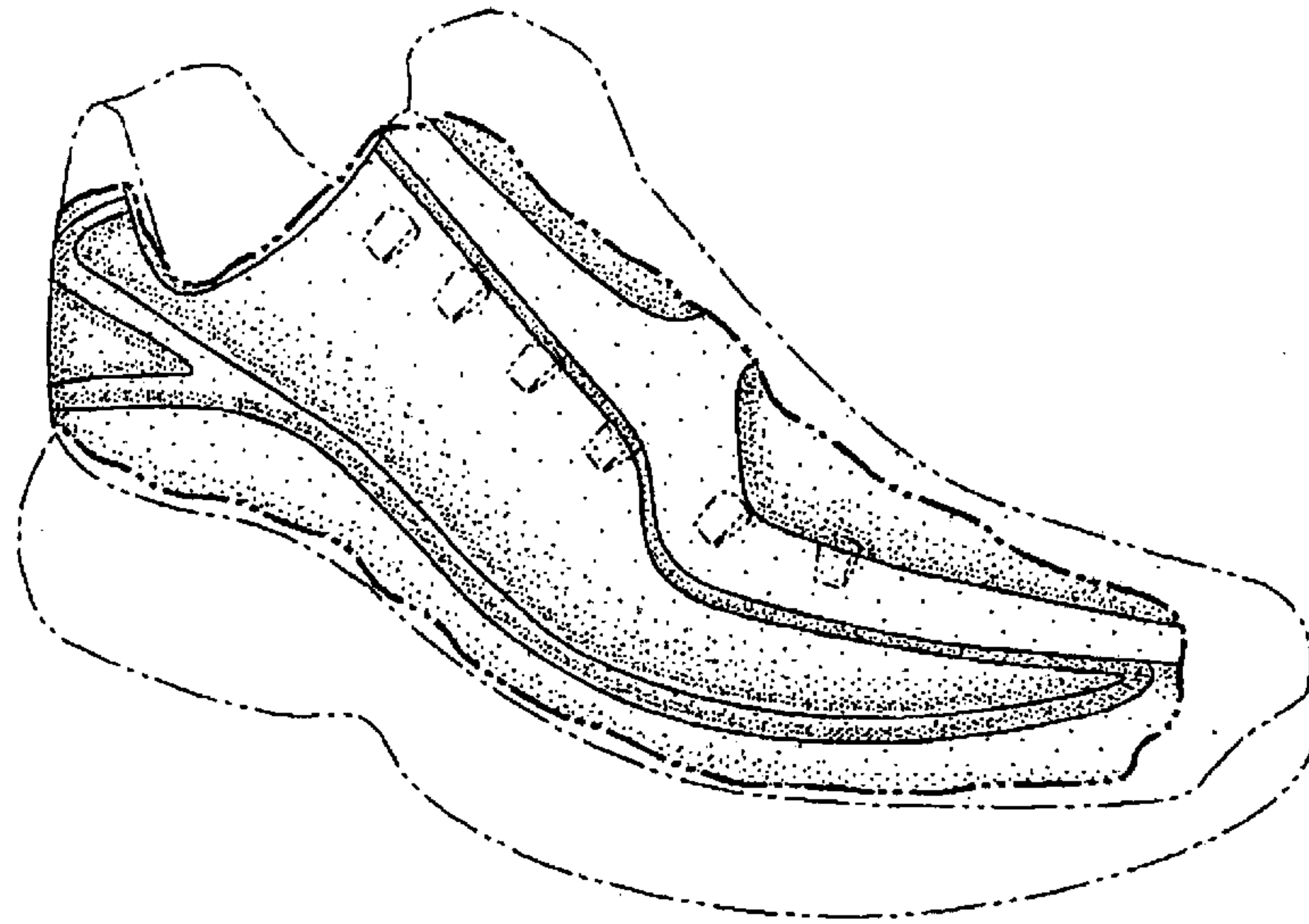


FIG. 1

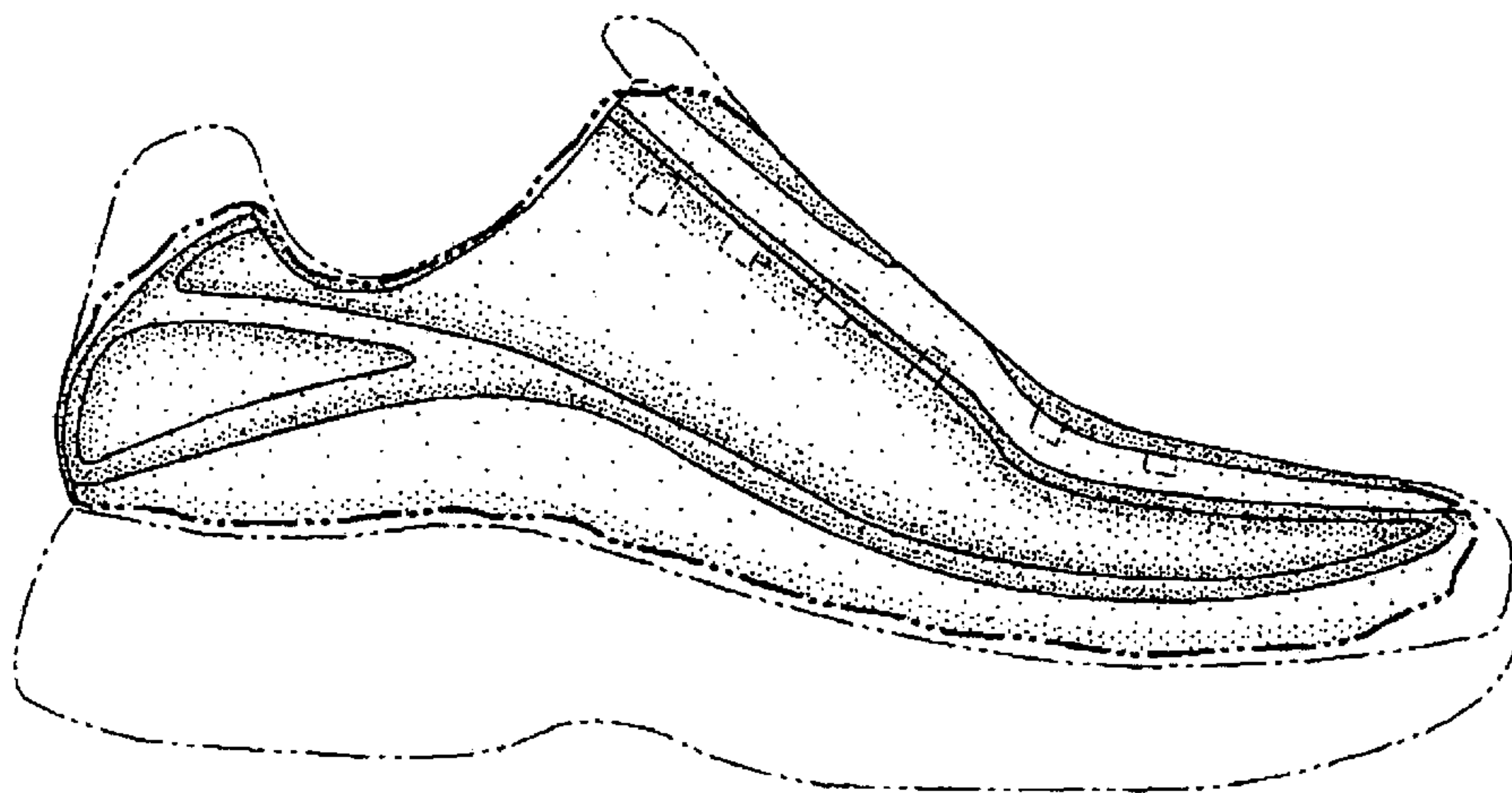
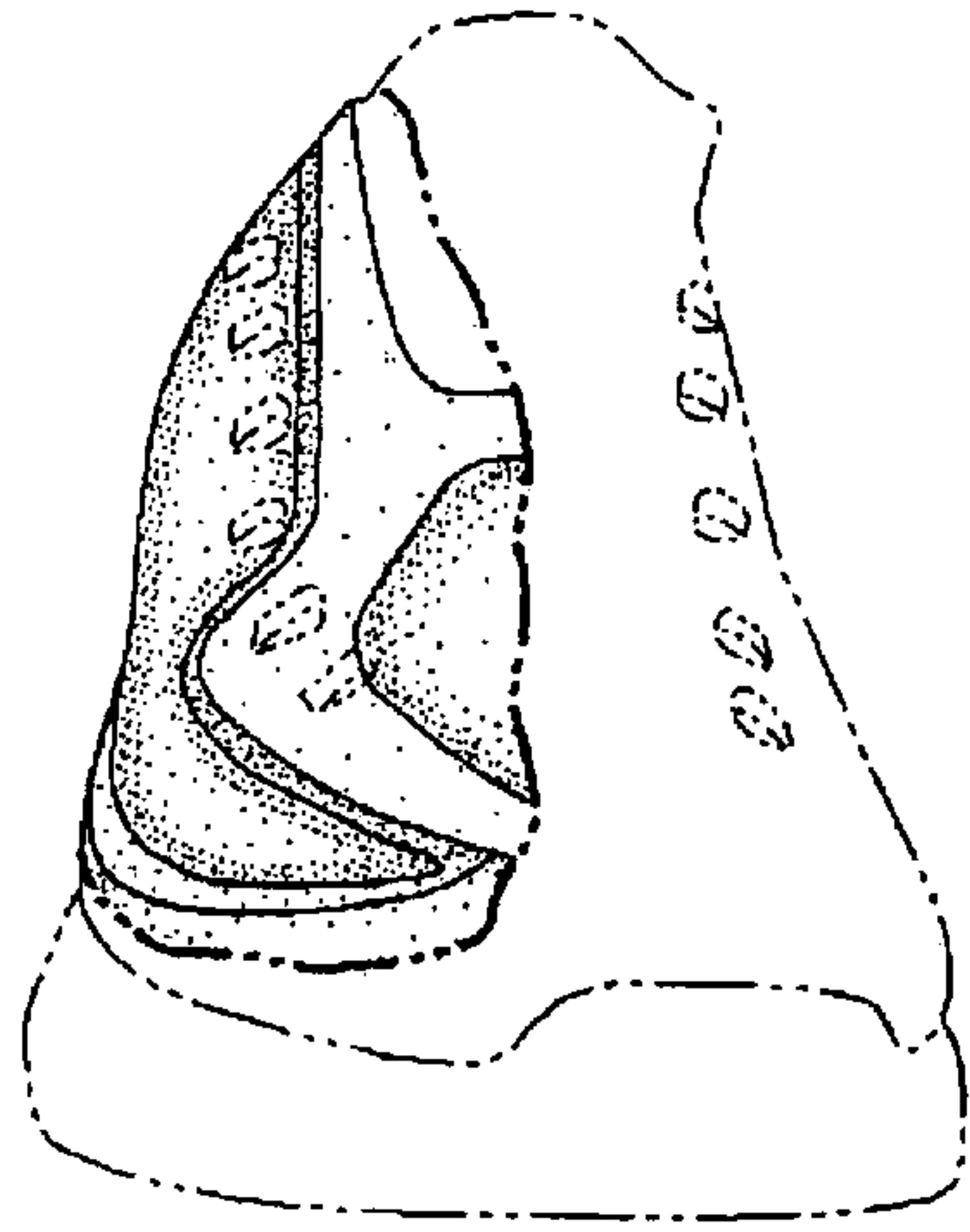
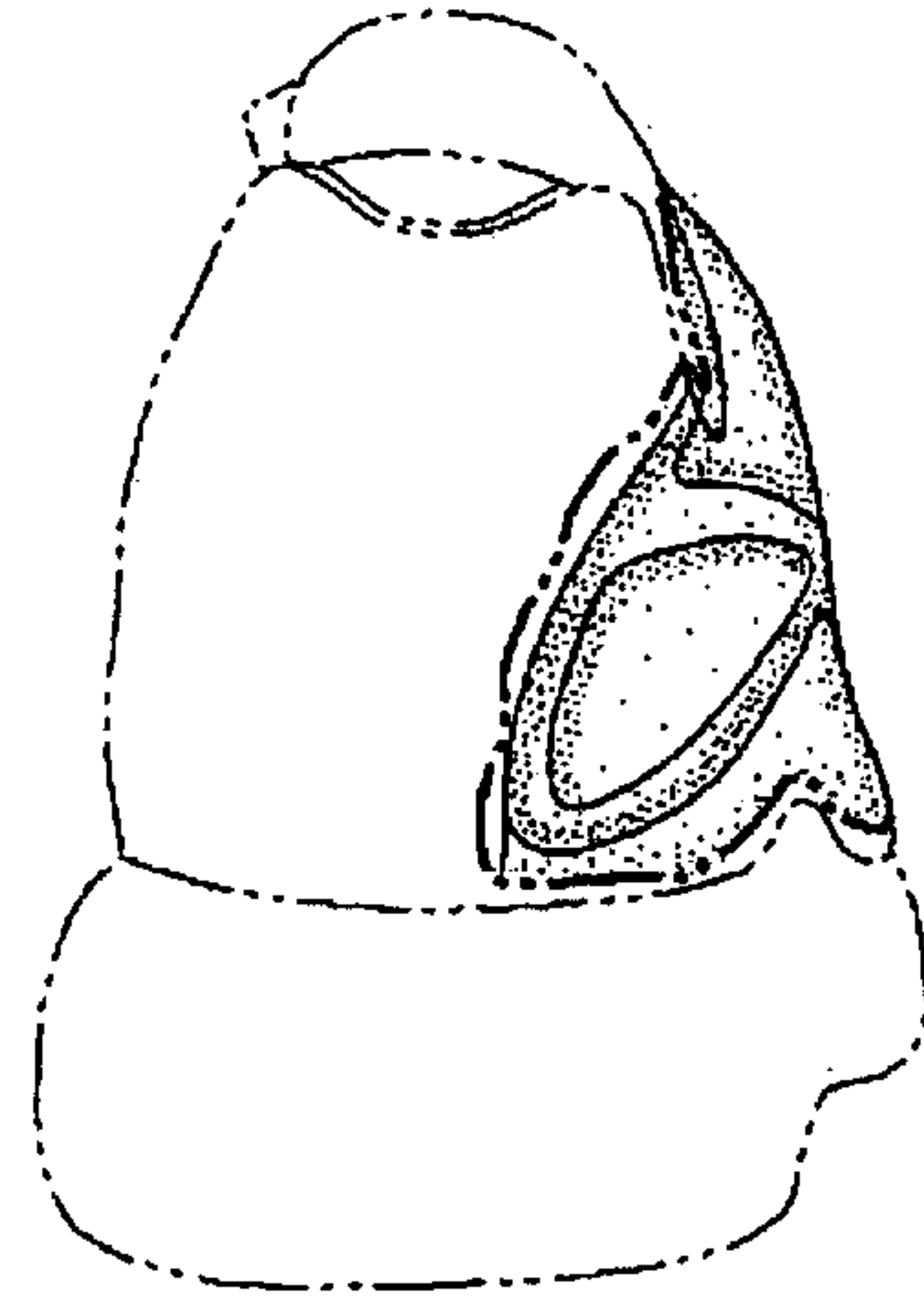


FIG. 2

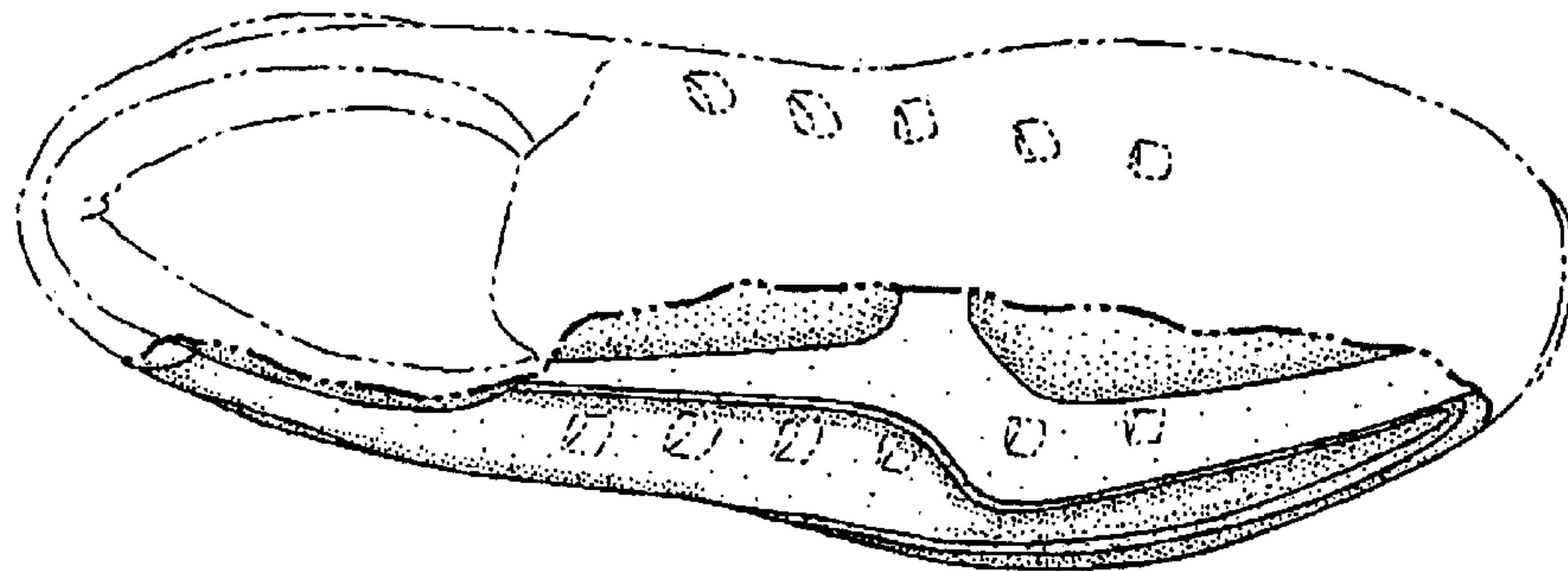




**FIG. 3**



**FIG. 4**



**FIG. 5**