



US00D553844S

(12) **United States Design Patent** (10) **Patent No.:** **US D553,844 S**  
**Caine** (45) **Date of Patent:** **\*\* Oct. 30, 2007**

(54) **PORTION OF A SHOE UPPER**  
(75) Inventor: **Andrew Caine**, Portland, OR (US)  
(73) Assignee: **Nike, Inc.**, Beaverton, OR (US)  
(\*\*) Term: **14 Years**  
(21) Appl. No.: **29/281,585**  
(22) Filed: **Jun. 26, 2007**  
(51) **LOC (8) Cl.** ..... **02-99**  
(52) **U.S. Cl.** ..... **D2/972**  
(58) **Field of Classification Search** ..... D2/902,  
D2/904, 906-908, 943, 944, 947, 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.

D536,862 S 2/2007 Matis et al.  
D540,020 S 4/2007 Lane, III  
D542,019 S \* 5/2007 Portzline ..... D2/972  
D543,348 S \* 5/2007 Fullum ..... D2/972  
D545,046 S \* 6/2007 Caine ..... D2/972  
D545,047 S \* 6/2007 Cass ..... D2/972

**OTHER PUBLICATIONS**

Nike Footwear Catalog Fall 1989; p. 40, published Nov. 1998.  
Nike Footwear Catalog Fall 1991; p. 50, published Dec. 1990.  
Nike Footwear Catalog Fall 1993; p. 80, published Dec. 1992.  
Nike Footwear Catalog Fall 1993; p. 86, published Dec. 1992.  
Nike Footwear Catalog Fall 1994; p. 8, published Nov. 1993.  
Nike Footwear Catalog Spring 1996; p. 147, published Jun. 1995.  
Nike Footwear Catalog Spring 2002; p. W14, published Jun. 2001.  
Nike Footwear Catalog Holiday 2004; p. W9, published Mar. 2004.  
Nike Footwear Catalog Holiday 2005; p. M31, published Mar. 2005.  
Nike Footwear Catalog Spring 2005; p. M14, published Jun. 2004.  
Nike Footwear Catalog Holiday 2007; p. 137, published Feb. 2007.

\* cited by examiner

*Primary Examiner*—Dominic Simone  
(74) *Attorney, Agent, or Firm*—Banner & Witcoff, Ltd.

(56) **References Cited**  
U.S. PATENT DOCUMENTS

D324,939 S 3/1992 Hatfield  
D385,989 S 11/1997 Feller  
D412,054 S 7/1999 Gray et al.  
D415,885 S 11/1999 Mervar  
D431,714 S 10/2000 Hatfield et al.  
D440,394 S \* 4/2001 Avar ..... D2/972  
D447,617 S 9/2001 Matis et al.  
D467,722 S 12/2002 Wahoske  
D476,801 S 7/2003 Robinson, Jr. et al.  
D489,168 S 5/2004 Laberge  
D491,344 S 6/2004 Laska  
D498,354 S 11/2004 Smith  
D499,537 S 12/2004 Robbins  
D501,984 S 2/2005 Allen  
D503,033 S 3/2005 Hlavacs  
D505,007 S 5/2005 Morris  
D507,100 S 7/2005 Petrie  
D514,801 S 2/2006 Hui  
D516,289 S 3/2006 Hlavacs  
D526,773 S \* 8/2006 Caine ..... D2/972  
D529,272 S \* 10/2006 Wozniak ..... D2/972

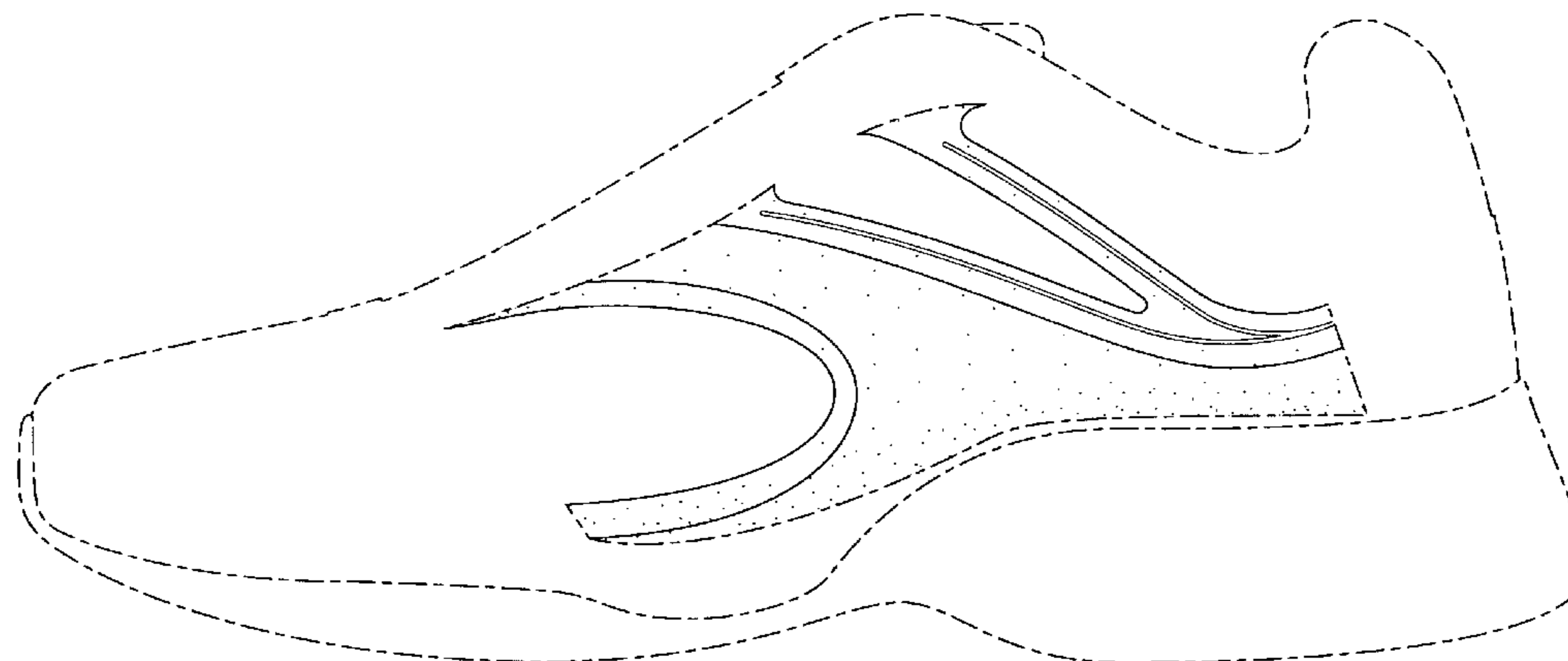
(57) **CLAIM**

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

**DESCRIPTION**

FIG. 1 is a front perspective view of a shoe showing my new design of a portion of a shoe upper;  
FIG. 2 is a rear perspective view thereof; and,  
FIG. 3 is a side elevational view of one side thereof.  
The broken line showing immediately adjacent to the shaded area represents an unclaimed boundary 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**



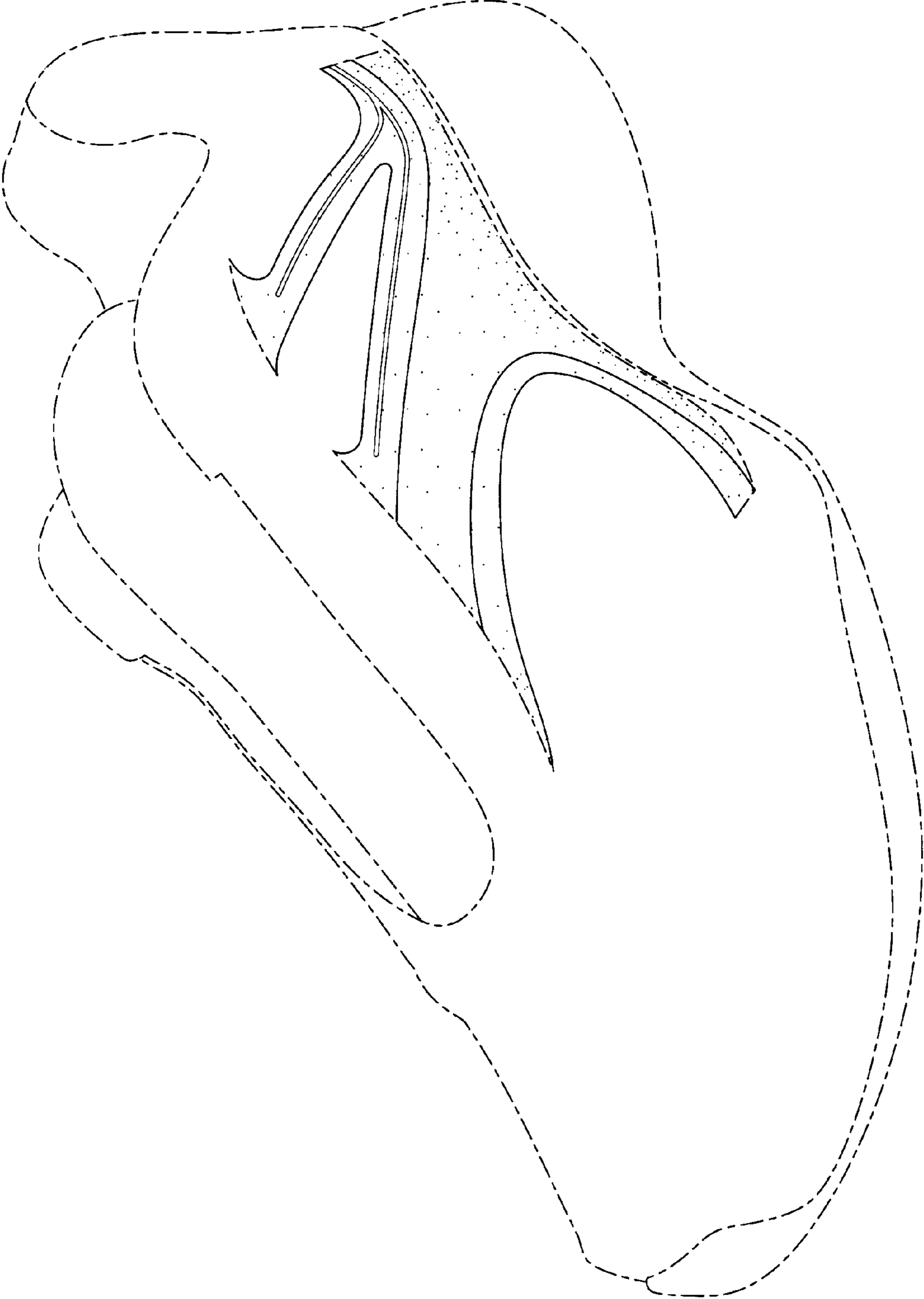


FIG. 1

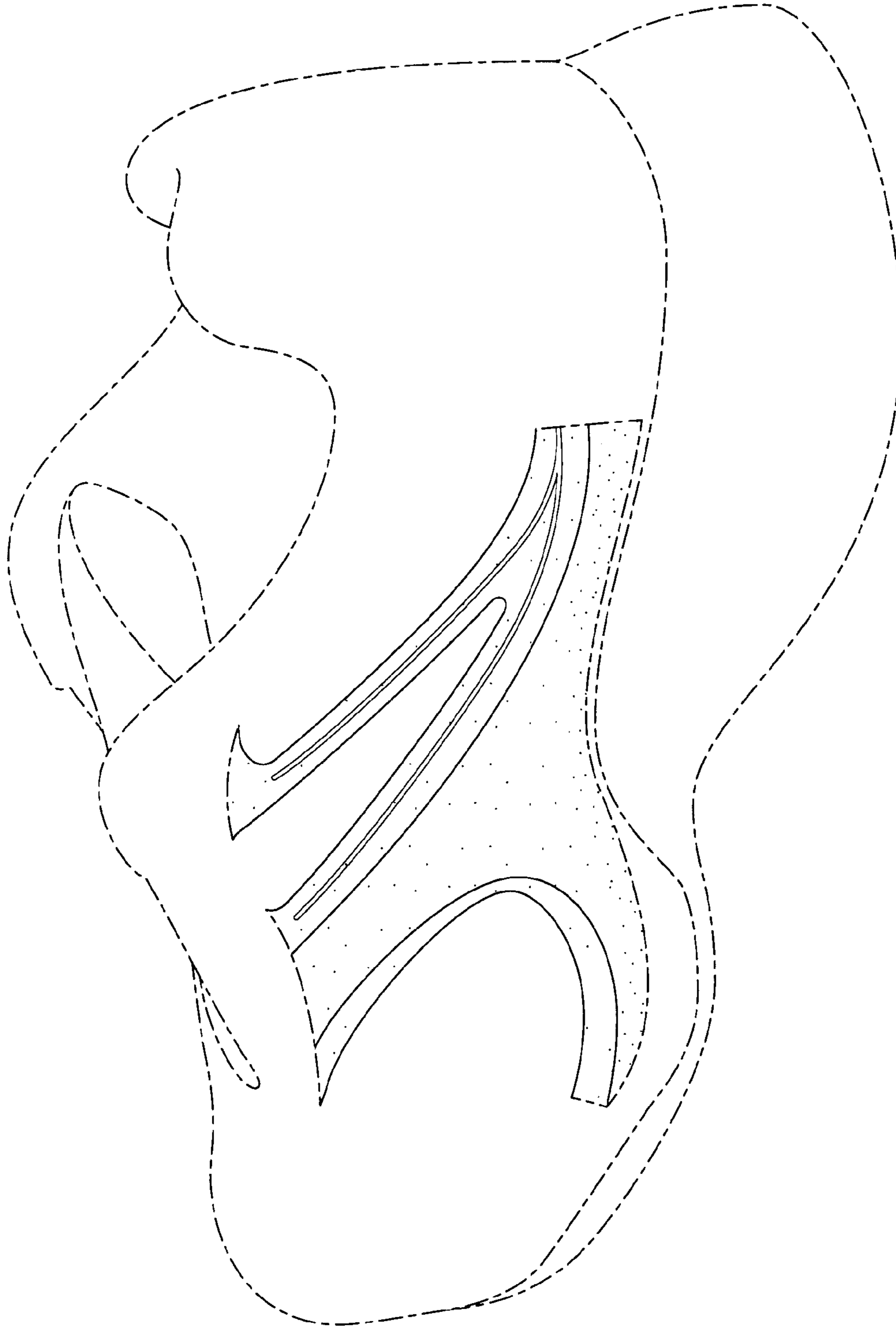


FIG. 2

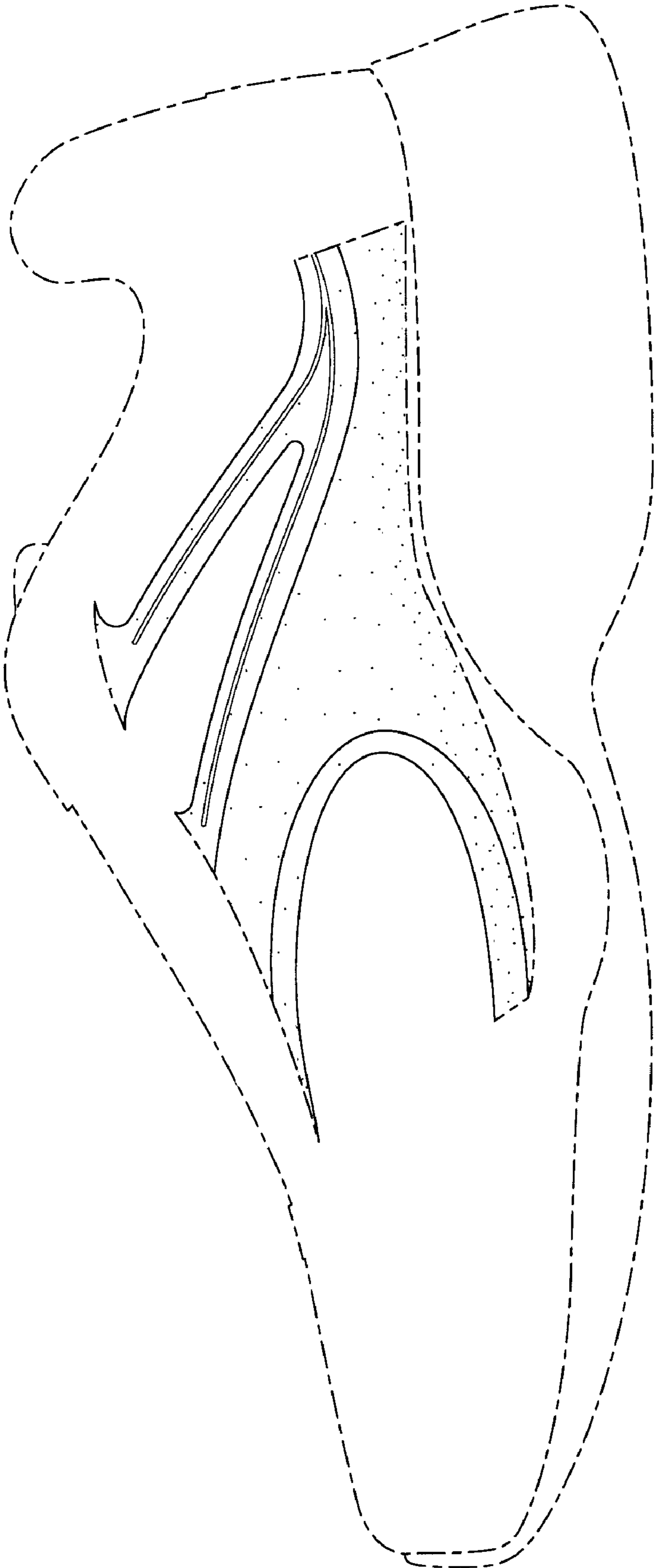


FIG. 3