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

(10) **Patent No.:** **US D579,648 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.: **29/320,513**

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

(52) **U.S. Cl.** **D2/970**

(58) **Field of Classification Search** D2/896,
D2/909-915, 946, 970; 36/83, 109

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D101,277 S	9/1936	Issaly	
D234,929 S	* 4/1975	Schneider D2/912
D369,019 S	* 4/1996	Brooks et al. D2/970
D377,412 S	1/1997	Longbottom et al.	
D383,294 S	9/1997	Lozano	
D475,841 S	* 6/2003	Cook D2/909
D482,190 S	11/2003	Belley et al.	
D497,476 S	* 10/2004	Huard et al. D2/970
D500,583 S	1/2005	Belley et al.	
D527,872 S	9/2006	Choi	
D532,192 S	11/2006	Choi	
D535,093 S	* 1/2007	Ardissono D2/970
D540,524 S	4/2007	Belley et al.	
D544,682 S	6/2007	Belley et al.	
D547,046 S	7/2007	Belley et al.	
D555,335 S	11/2007	He	

OTHER PUBLICATIONS

Nike Footwear Catalog, Fall 1998, p. 108, published Dec. 1997.
Nike Footwear Catalog, Fall 1998, p. 106, published Dec. 1997.

Nike Footwear Catalog, Fall 1998, p. 198, published Dec. 1997.
Nike Footwear Catalog, Fall 1998, p. 210, published Dec. 1997.
Nike Footwear Catalog, Late Fall 1998, p. 10, published Mar. 1998.
Nike Footwear Catalog, Late Spring 1999, p. W7, published Sep. 1998.
Nike Footwear Catalog, Late Spring 1999, p. W36, published Sep. 1998.
Nike Footwear Catalog, Late Spring 1999, p. M20, published Sep. 1998.
Nike Footwear Catalog, Late Spring 1999, p. M49, published Sep. 1998.
Nike Footwear Catalog, Fall 1999, p. M9, published Nov. 1998.
Nike Footwear Catalog, Fall 1999, p. M67, published Nov. 1998.
Nike Footwear Catalog, Fall 1999, p. W21, published Nov. 1998.
Nike Footwear Catalog, Fall 1999, p. W101, published Nov. 1998.
Nike Footwear Catalog, Holiday 2001, p. 15, published Feb. 2001.
Nike Footwear Catalog, Late Spring 2002, p. M11, published Sep. 2001.
Nike Footwear Catalog, Holiday 2007, p. 126, published Feb. 2007.

* cited by examiner

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(57) **CLAIM**

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

DESCRIPTION

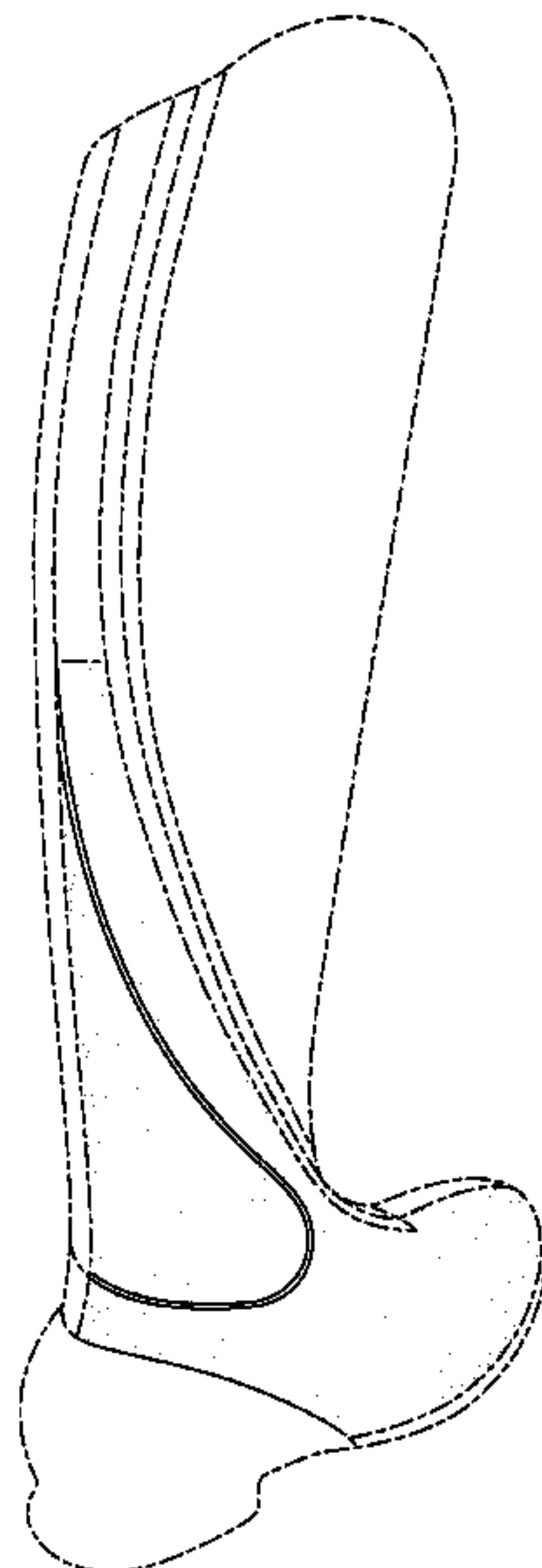
FIG. 1 is a front perspective view of a portion of a shoe upper showing my new design;

FIG. 2 is a side view thereof; and,

FIG. 3 is a rear perspective view 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



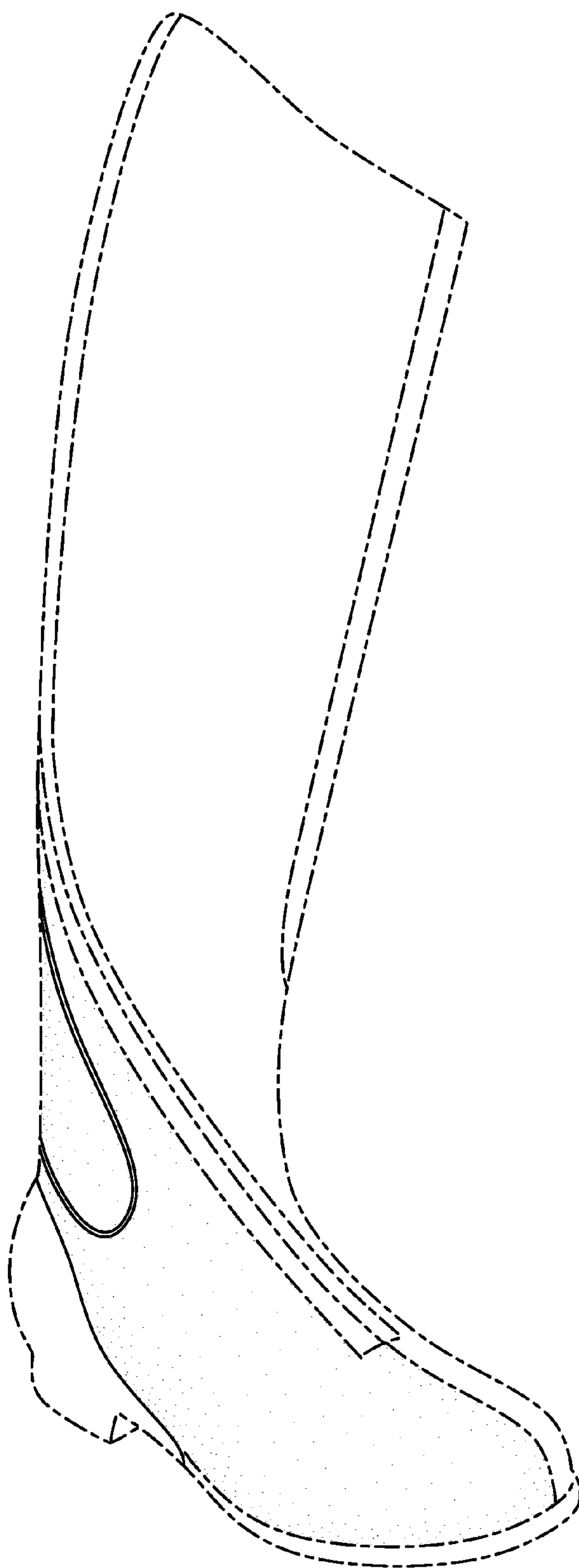


FIG. 1

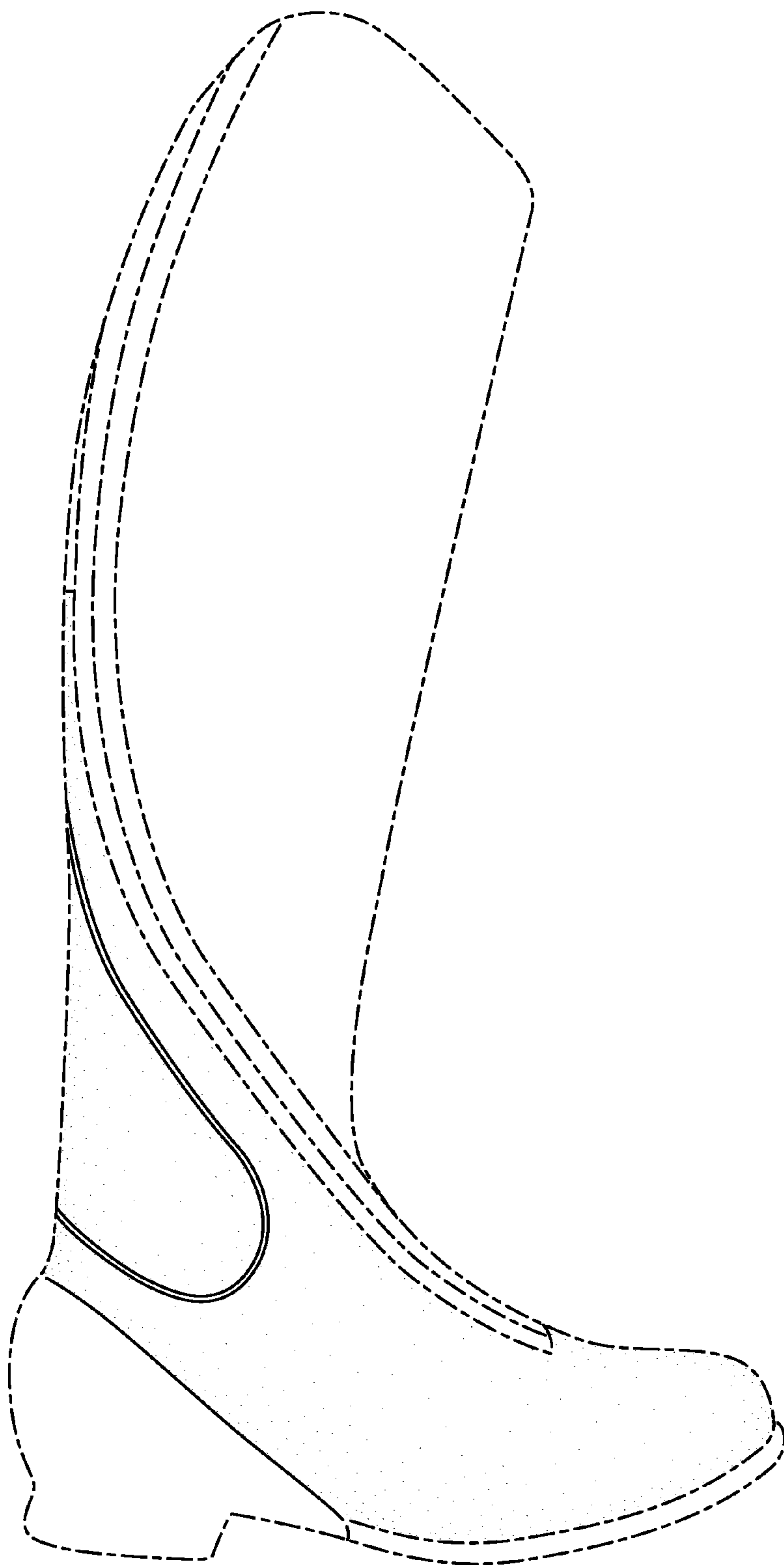


FIG. 2

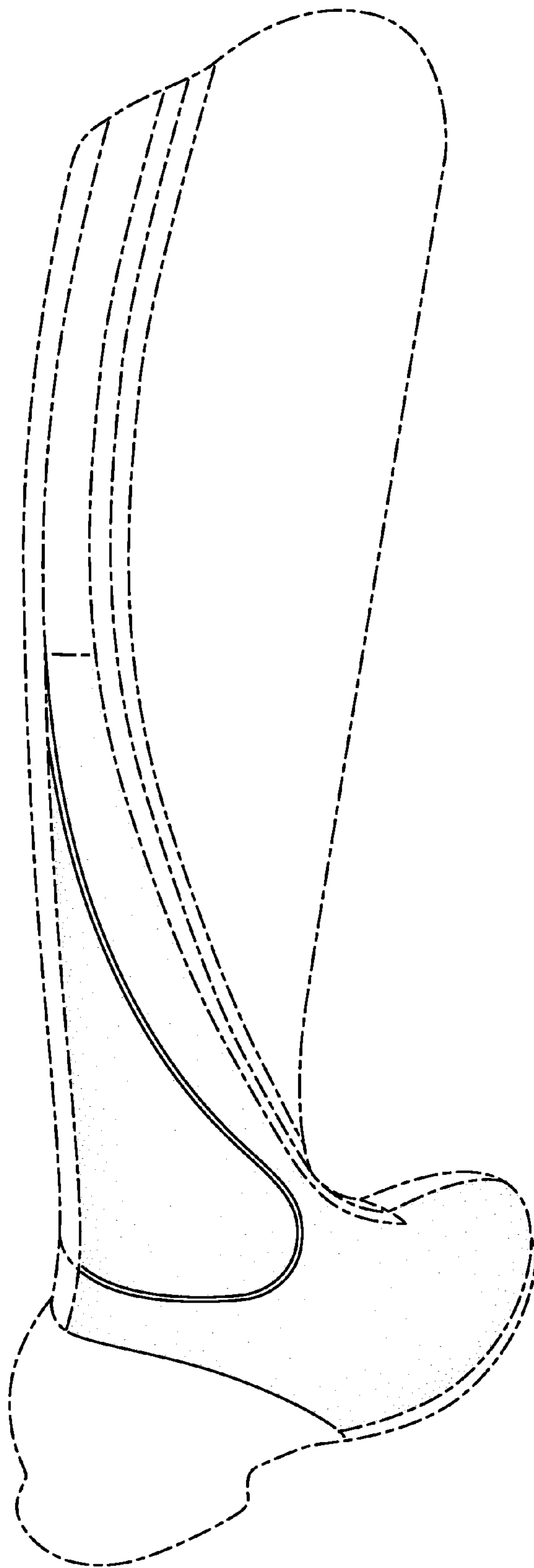


FIG. 3