



US00D458015S

(12) **United States Design Patent** (10) **Patent No.:** **US D458,015 S**
Dolan et al. (45) **Date of Patent:** **** Jun. 4, 2002**

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

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(75) Inventors: **Robert W. Dolan; Damon Clegg**, both of Portland, OR (US)

Nike Footwear Catalog Spring 1990, p. 142, published Jun. 1989.

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

Nike Footwear Catalog Fall 1990, p. 30, published Dec. 1989.

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

Nike Footwear Catalog Spring 1991, p. 32, published Jun. 1990.

(21) Appl. No.: **29/148,741**

Nike Footwear Catalog Fall 1991, p. 66, published Dec. 1990.

(22) Filed: **Sep. 27, 2001**

Nike Footwear Catalog Spring 1992, p. 70, published May 1991.

(51) **LOC (7) Cl.** **02-99**

Nike Footwear Catalog Fall 1992, p. 34, published Dec. 1991.

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

Nike Footwear Catalog Spring 1994, p. 6, published Jun. 1993.

(58) **Field of Search** D2/907, 969, 972, D2/973, 919, 920, 923; 36/84, 9 R, 3 A, 3 R, 45, 50.1, 51, 77 M, 77 R, 81, 83, 88, 113, 114, 126-130

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Primary Examiner—Dominic Simone

(74) *Attorney, Agent, or Firm*—Banner & Witcoff, Ltd.

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(57) **CLAIM**

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

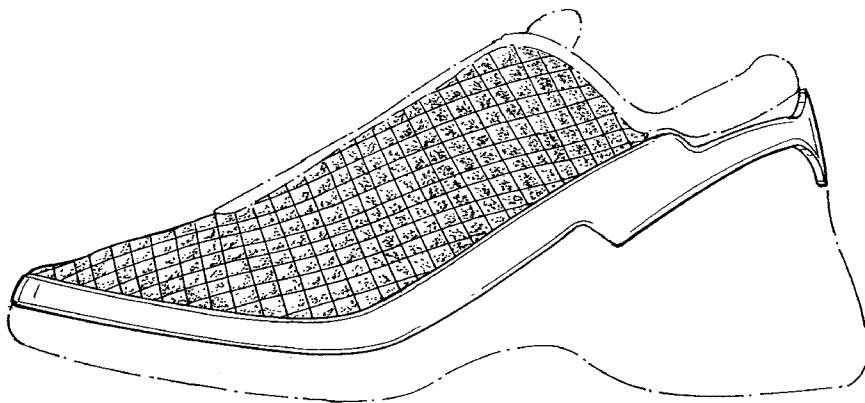
DESCRIPTION

FIG. 1 is a perspective view of a portion of a shoe upper showing our new design; FIG. 2 is a side elevational view of one side thereof; FIG. 3 is a side elevational view of the other side thereof; FIG. 4 is a front view thereof; FIG. 5 is a rear view thereof; and, FIG. 6 is a top view thereof.

The uneven broken line immediately adjacent to a portion of the shaded area represents an unclaimed boundary of the design. The uneven broken line showing of the remainder of the shoe is for illustrative purposes only and forms no part of the claimed design.

(List continued on next page.)

1 Claim, 3 Drawing Sheets



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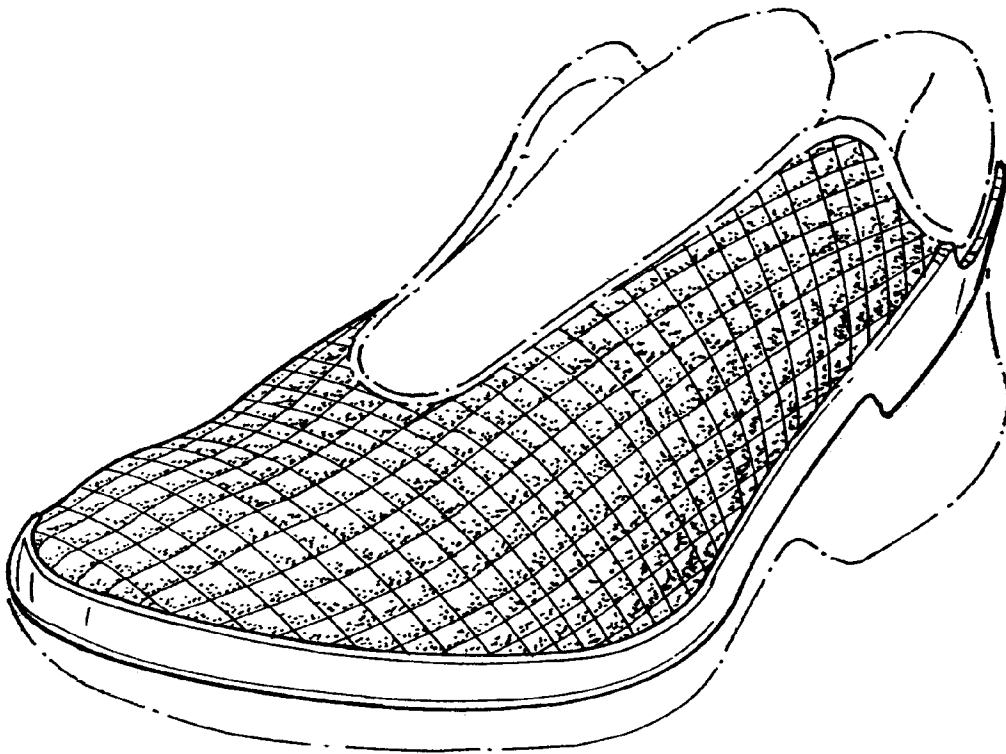


FIG. 1

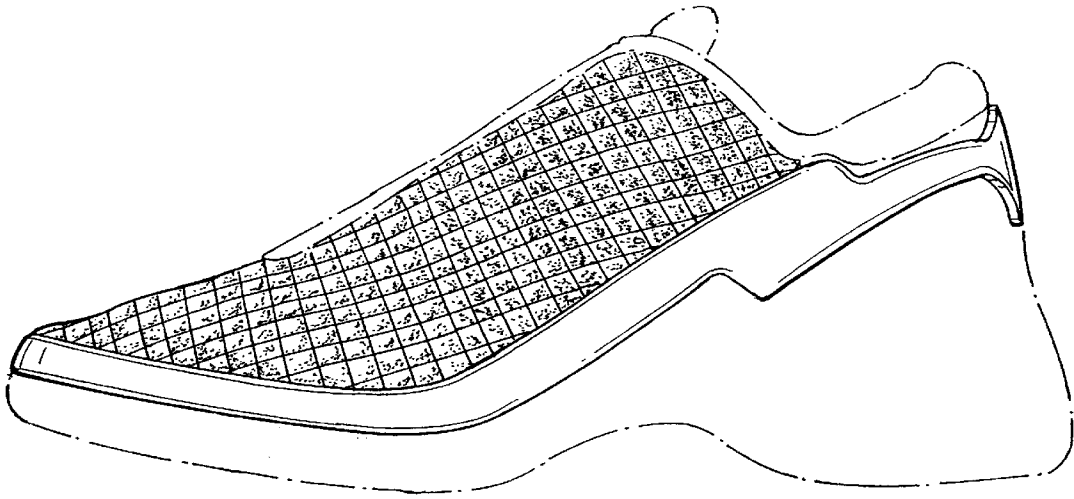


FIG. 2

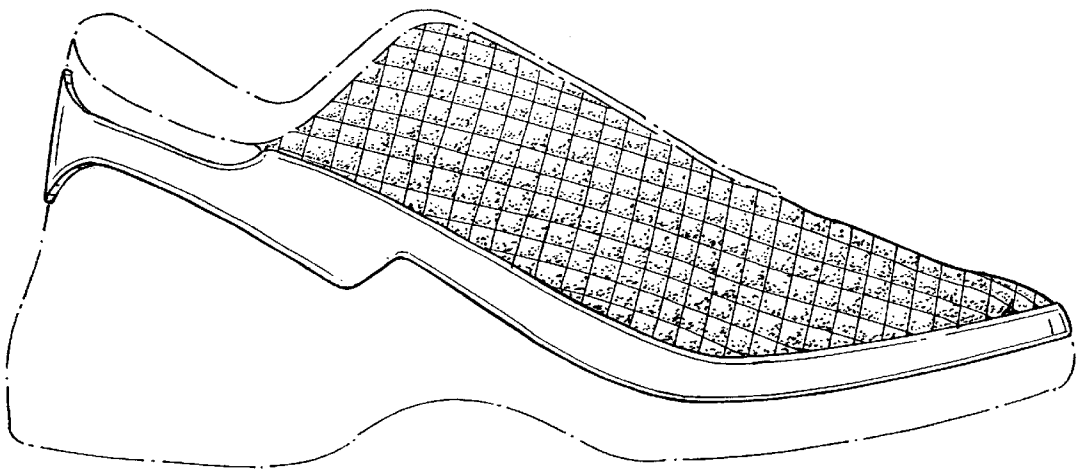


FIG. 3

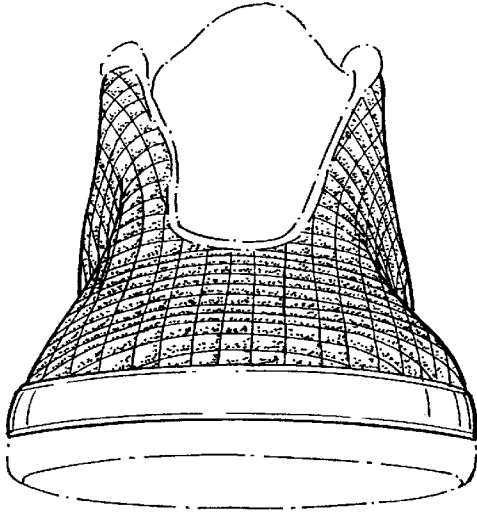


FIG. 4

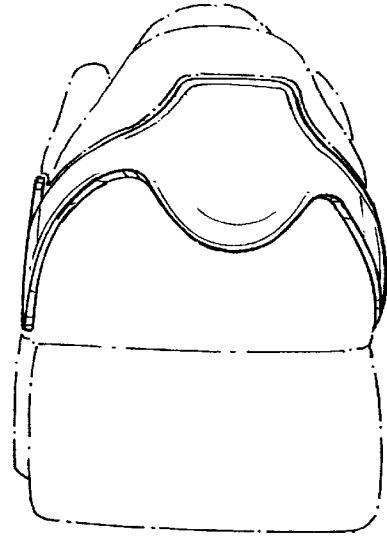


FIG. 5

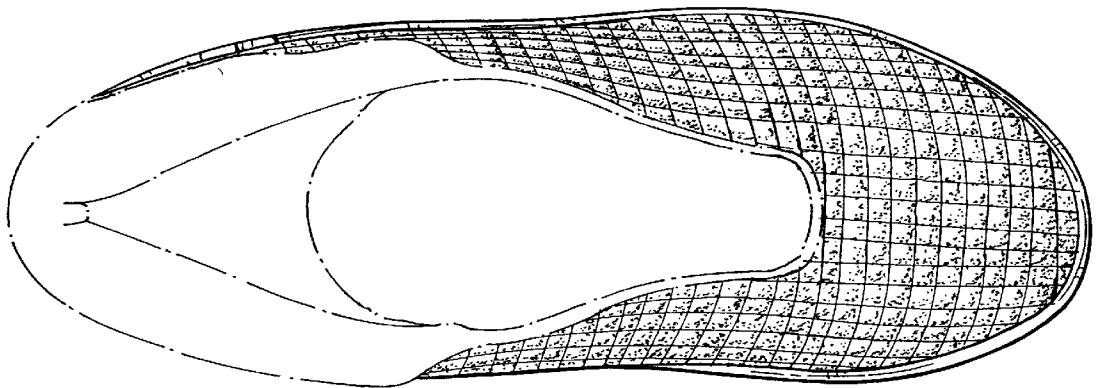


FIG. 6

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : Des 458,015 S
DATED : June 4, 2002
INVENTOR(S) : Robert W. Dolan et al.

Page 1 of 1

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title page.

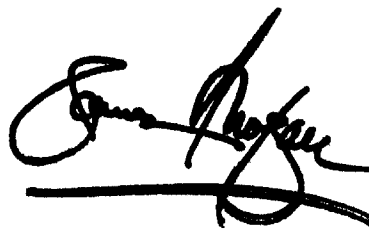
Item [56], **References Cited**, under "OTHER PUBLICATIONS,":

"Nike Footwear Catalog Spring 1999, p. M24, M275, W72, published Jun. 1998." has been replace with -- Nike Footwear Catalog Spring 1999, p. M24, M27, W72, published Jun. 1998 --

Signed and Sealed this

Twenty-third Day of July, 2002

Attest:

A handwritten signature in black ink, appearing to read "James E. Rogan", written over a horizontal line.

Attesting Officer

JAMES E. ROGAN
Director of the United States Patent and Trademark Office