

EXHIBIT J



US00D524028S

(12) **United States Design Patent** (10) **Patent No.:** **US D524,028 S**
Fullum (45) **Date of Patent:** **** Jul. 4, 2006**

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

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

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

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

(58) **Field of Classification Search** D2/902, D2/906-908, 943, 944, 969, 972-974; 36/45, 36/50.1, 77 M, 77 R, 83, 88, 113, 114, 126-131
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D90,234 S	7/1933	Daniels	
D90,235 S	7/1933	Daniels	
D94,854 S	3/1935	Rosenfield	
D97,945 S	12/1935	Lutz	
D108,334 S	2/1938	Lutz	
D119,276 S	3/1940	Lutz	
D140,573 S	* 3/1945	Sandler D2/943
D264,393 S	* 5/1982	Sasaki D2/906
D297,070 S	8/1988	Selbiger	
D316,927 S	5/1991	Quan et al.	
D319,721 S	9/1991	Clark	
D324,445 S	3/1992	Quan et al.	
D325,120 S	4/1992	Clark	
D334,275 S	3/1993	Miller et al.	

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog Fall 1999, p. 23W, published Nov. 1998.
Nike Footwear Catalog Fall 2000, p. 16M, published Nov. 1999.
Nike Footwear Catalog Fall 2000, p. 72M, published Nov. 1999.

Nike Footwear Catalog Holiday 2000, p. 75W, published Mar. 2000.
Nike Footwear Catalog Spring 2001, p. 54M, published Jun. 2000.
Nike Footwear Catalog Spring 2001, p. 58M, published Jun. 2000.
Nike Footwear Catalog Spring 2002, p. 31M, published Jun. 2001.
Nike Footwear Catalog Late Spring 2002, p. 23M, published Sep. 2001.
Nike Footwear Catalog Holiday 2002, p. 9M, published Mar. 2002.
Nike Footwear Catalog Fall 2003, p. 26M, published Nov. 2002.
Nike Footwear Catalog Holiday 2003, p. 47W, published Mar. 2003.
Nike Footwear Catalog Holiday 2003, pp. W47 & M6 & M44, published Mar. 2003.
Nike Footwear Catalog Spring 2004, pp. M13, M26, W21, W102 & M26, published Jun. 2003.
Nike Footwear Catalog Late Spring 2004, pp. M41, M58, M61, M63 & 76, published Sep. 2003.

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(57) **CLAIM**

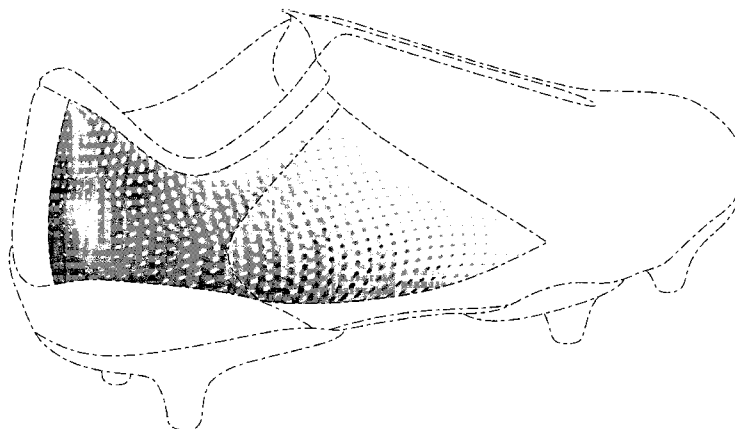
The ornamental design for a portion of a shoe upper, as shown and described.

DESCRIPTION

FIG. 1 is a first perspective view of a portion of a shoe upper showing my new design;
FIG. 2 is a second perspective thereof;
FIG. 3 is a side view thereof; and,
FIG. 4 is a rear view thereof.

The uneven broken line immediately adjacent to 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.

1 Claim, 4 Drawing Sheets



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U.S. PATENT DOCUMENTS

D335,016 S	4/1993	Lozano		D448,148 S	9/2001	Matis et al.	
D367,161 S	2/1996	Shea		D452,992 S	1/2002	Smith	
D385,996 S	11/1997	Tresser		D471,350 S	3/2003	Roulo	
D409,367 S	5/1999	Maxwell		D474,006 S	5/2003	Schroeder et al.	
D413,718 S	9/1999	Lupo		D486,624 S	2/2004	Taylor	
D423,769 S	* 5/2000	Clarke D2/972	D490,231 S	5/2004	Estey	
D429,412 S	8/2000	Tresser		D495,862 S	9/2004	Riosa	
D434,551 S	12/2000	Snyder		D497,046 S	10/2004	Scott	
D435,335 S	12/2000	Dean		D499,871 S	12/2004	Teteriatnikov	
D446,920 S	8/2001	Duclos		D511,609 S	* 11/2005	Magro et al. D2/908

* cited by examiner

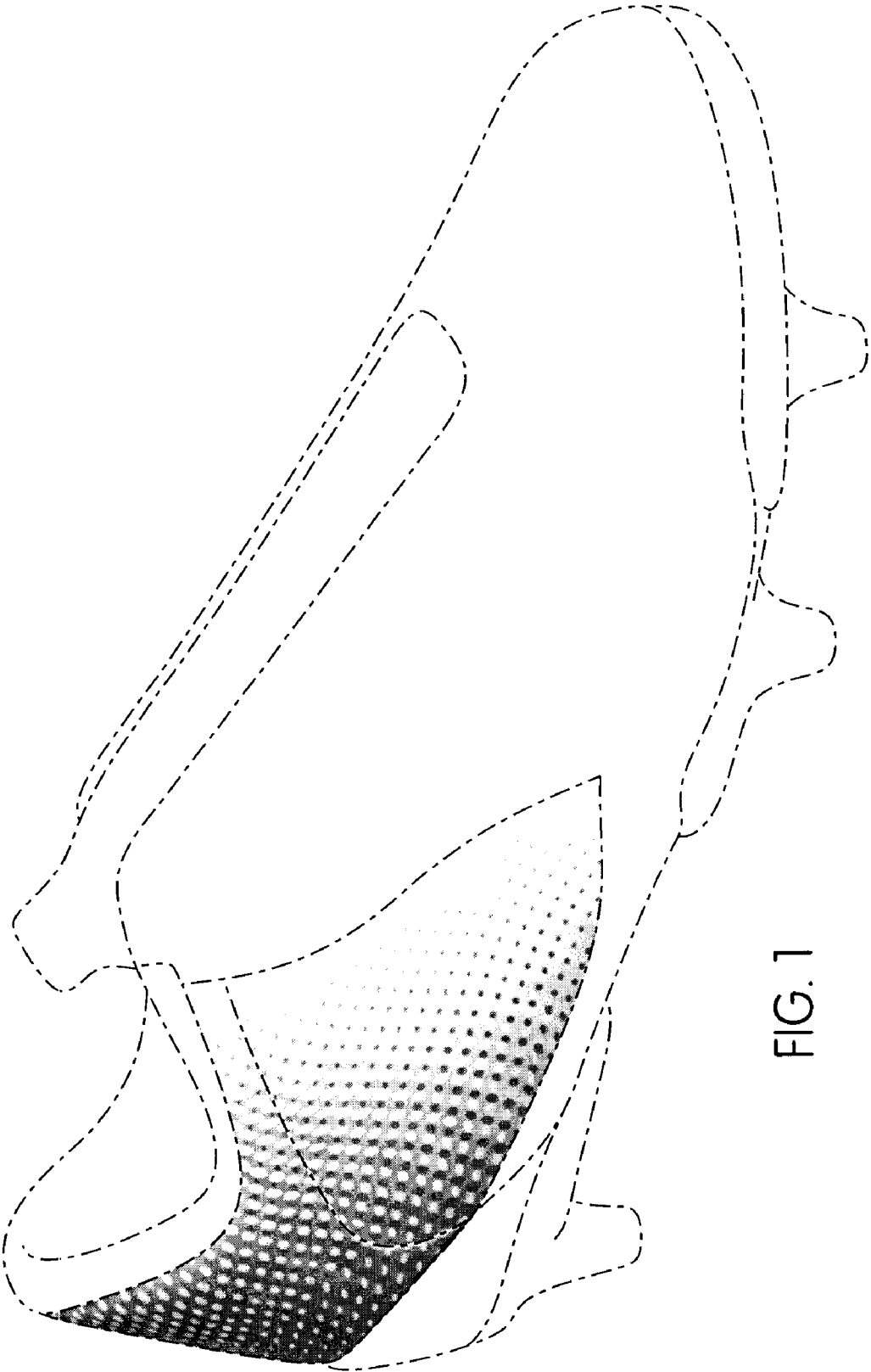


FIG. 1

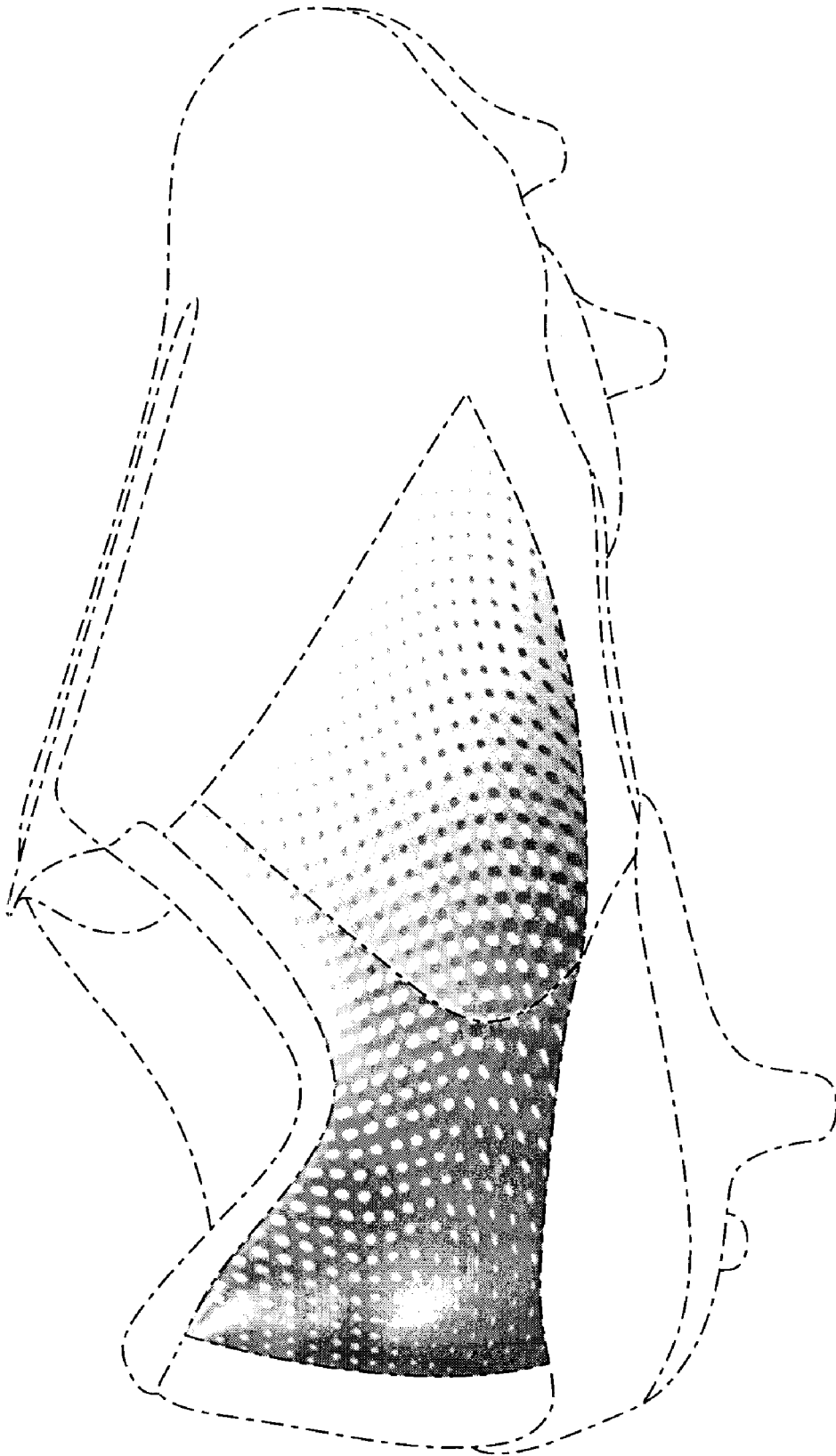


FIG. 2

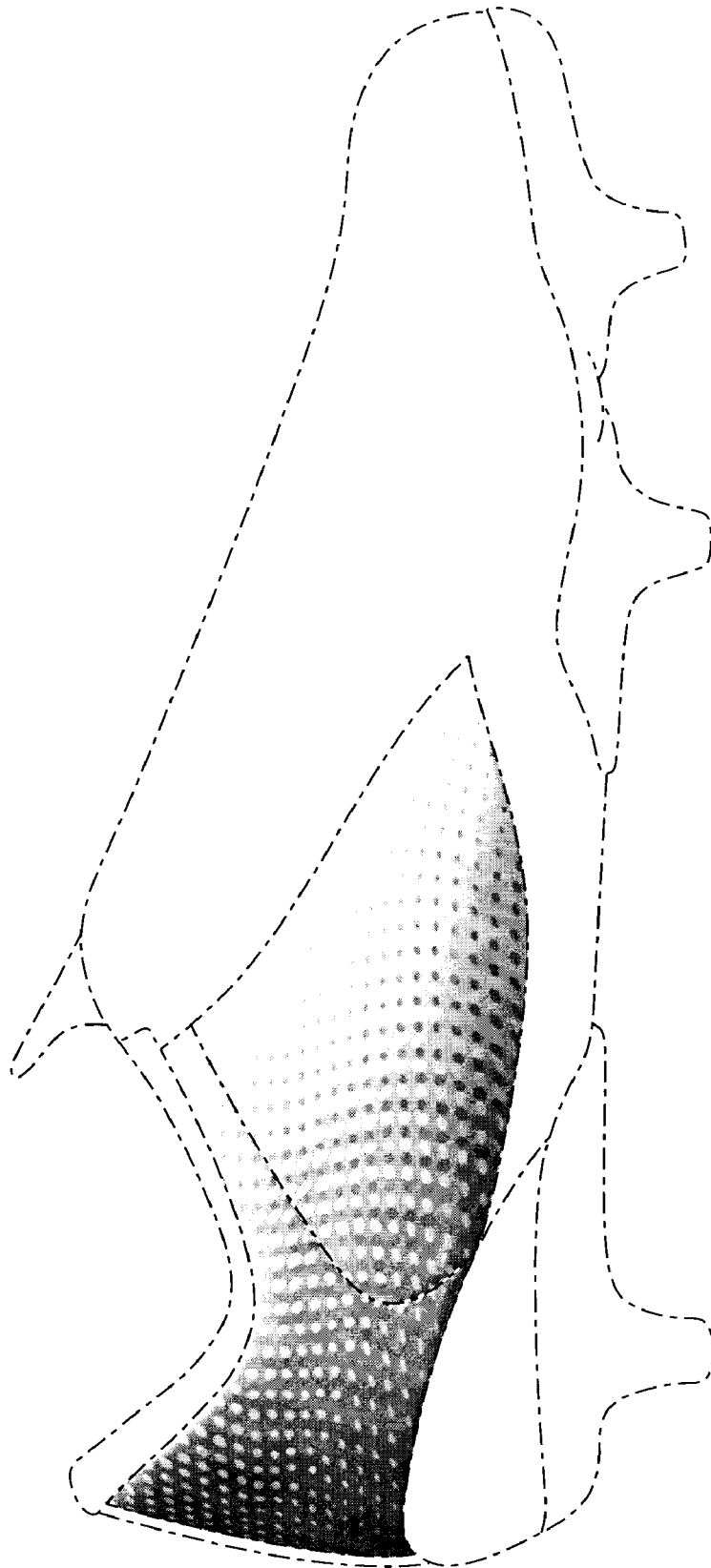


FIG. 3

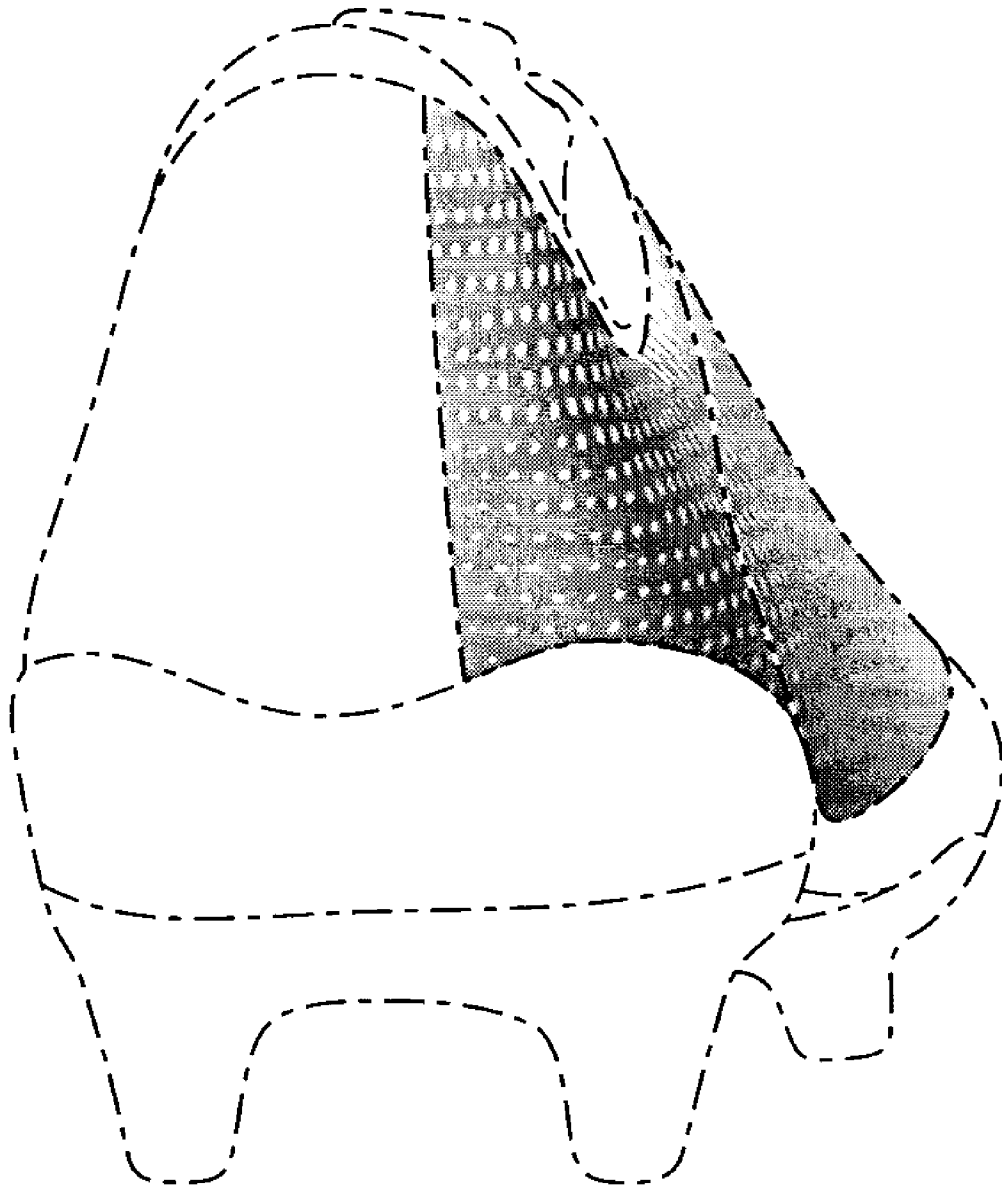


FIG. 4