

EXHIBIT C

**TO DECLARATION AND LOCAL RULE 7-5 CERTIFICATION OF ERIK
S. MAURER IN SUPPORT OF PLAINTIFFS' EMERGENCY MOTION
FOR TEMPORARY RESTRAINING ORDER, SEIZURE ORDER, AND
PRELIMINARY INJUNCTION**



US00D462830S

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

(10) **Patent No.:** **US D462,830 S**

(45) **Date of Patent:** **** Sep. 17, 2002**

(54) **PORTION OF A SHOE**

(75) **Inventor:** **Pamela S. Greene, Portland, OR (US)**

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

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

(21) **Appl. No.:** **29/153,913**

(22) **Filed:** **Jan. 16, 2002**

(51) **LOC (7) Cl. 02-04**

(52) **U.S. Cl. D2/967; D2/946; D2/967**

(58) **Field of Search D2/896, 902, 907,
D2/943, 946, 969, 972, 973, 964, 967;
36/34 R-35 B**

(56) **References Cited**

U.S. PATENT DOCUMENTS

413,693	A	10/1889	Walker
622,673	A	4/1899	Ferrata
2,048,683	A	7/1936	Brockman
3,777,374	A	12/1973	Hendricks
3,822,490	A	7/1974	Murawski
4,342,158	A	8/1982	McMahon et al.
4,457,084	A	7/1984	Horibata et al.
4,566,206	A	1/1986	Weber
4,592,153	A	6/1986	Jacinto
4,660,299	A	4/1987	Omilusik
4,918,838	A	4/1990	Chang
5,212,878	A	5/1993	Burke et al.
D340,349	S	10/1993	Kilgore et al.
D340,350	S	10/1993	Kilgore et al.
5,279,051	A	1/1994	Whatley
D344,174	S	2/1994	Kilgore
D344,398	S	2/1994	Kilgore
D344,399	S	2/1994	Kilgore
D344,400	S	2/1994	Kilgore
D344,401	S	2/1994	Kilgore
D344,622	S	3/1994	Kilgore
D350,018	S	8/1994	Kilgore
D350,019	S	8/1994	Kilgore
D350,020	S	8/1994	Kilgore
D350,225	S	9/1994	Kilgore
D350,226	S	9/1994	Kilgore
D350,227	S	9/1994	Kilgore

D350,433	S	9/1994	Kilgore
5,343,637	A	9/1994	Schindler
5,343,639	A	9/1994	Kilgore et al.
D351,057	S	10/1994	Kilgore
D351,720	S	10/1994	Kilgore
D351,936	S	11/1994	Kilgore
D352,159	S	11/1994	Kilgore
D352,160	S	11/1994	Kilgore
D354,617	S	1/1995	Kilgore
D355,755	S	2/1995	Kilgore

(List continued on next page.)

OTHER PUBLICATIONS

Nike Footwear Catalog Spring 2002, pp. M4, M5, published Jun. 2001.

Nike Footwear Catalog Fall 2002, pp. M4, M5, published Nov. 2001.

A History of Shoe Fashions by Eunice Wilson; p. 145; Shoes #1-4, Jan. 1969.

A History of Shoe Fashions by Eunice Wilson; p. 197; Shoe #1, Jan. 1969.

A History of Shoe Fashions by Eunice Wilson; p. 253; Shoe #3, Jan. 1969.

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(57) **CLAIM**

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

DESCRIPTION

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

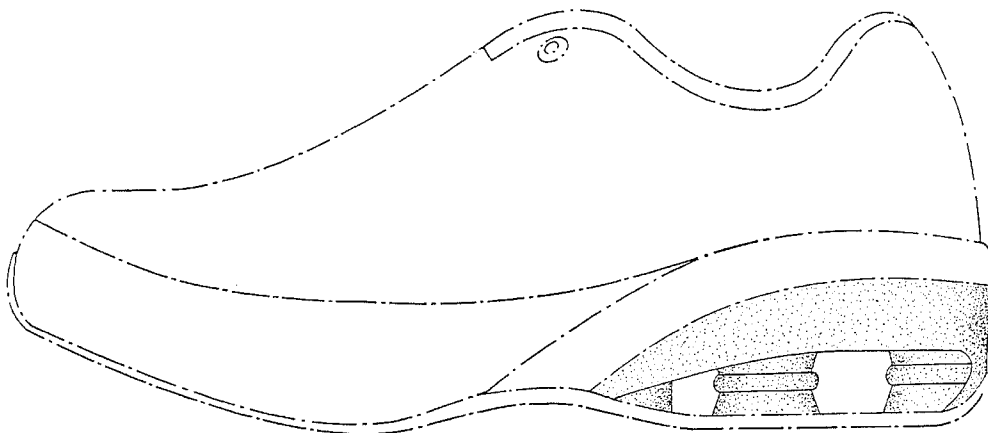
FIG. 2 is a side view thereof;

FIG. 3 is a top view thereof; and,

FIG. 4 is a rear 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, 4 Drawing Sheets



U.S. PATENT DOCUMENTS

5,435,079 A	7/1995	Gallegos	D397,845 S	9/1998	Cass
5,502,901 A	4/1996	Brown	D429,877 S	8/2000	Lozano et al.
5,511,324 A	4/1996	Smith	D431,898 S	10/2000	Clegg et al.
5,544,431 A	8/1996	Dixon	D433,216 S	11/2000	Avar et al.
5,743,028 A	4/1998	Lombardino	D446,923 S	8/2001	McCourt
5,752,329 A	5/1998	Horibata	D447,330 S	9/2001	McCourt
			D450,437 S	11/2001	Simpson et al.

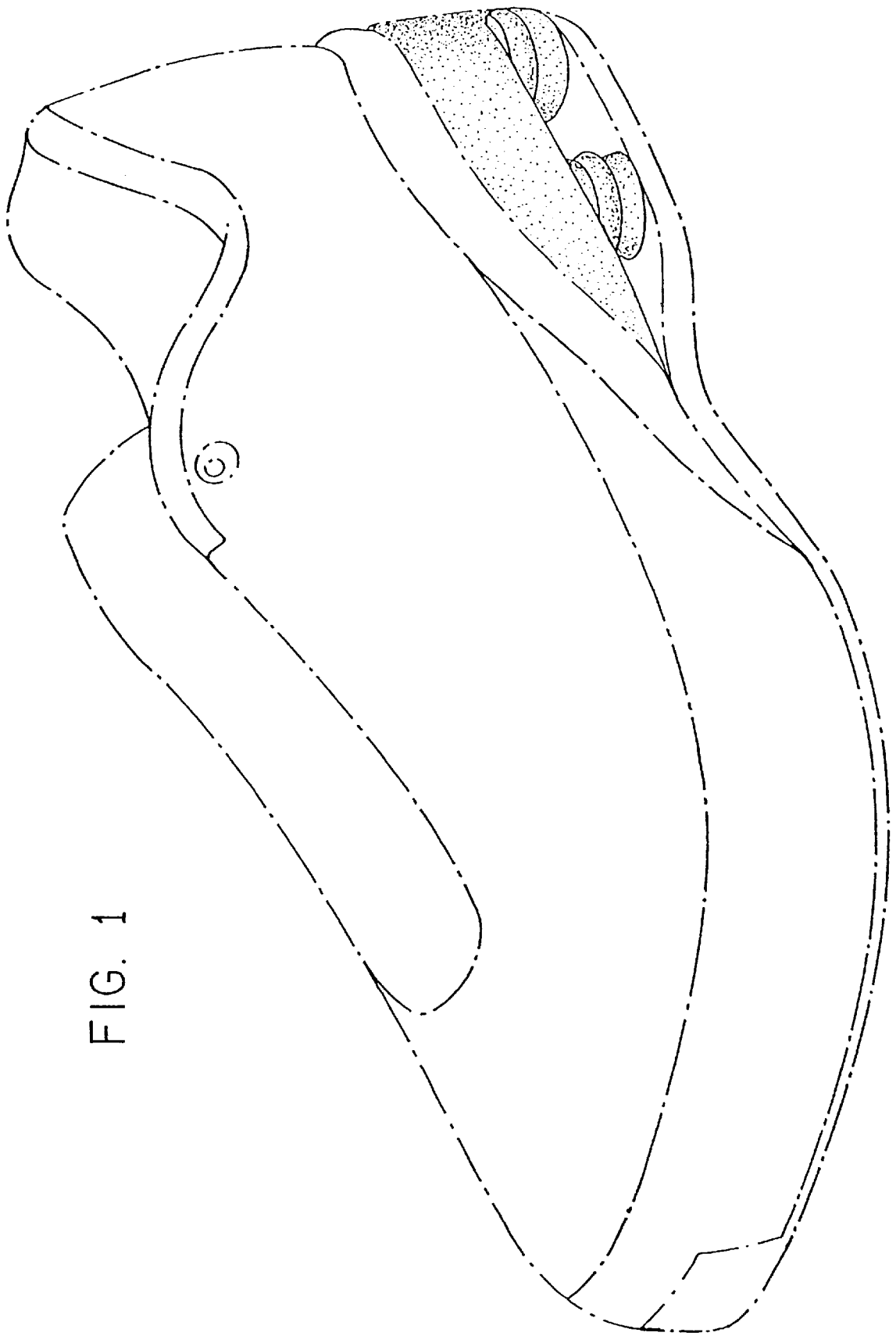


FIG. 1

FIG. 2



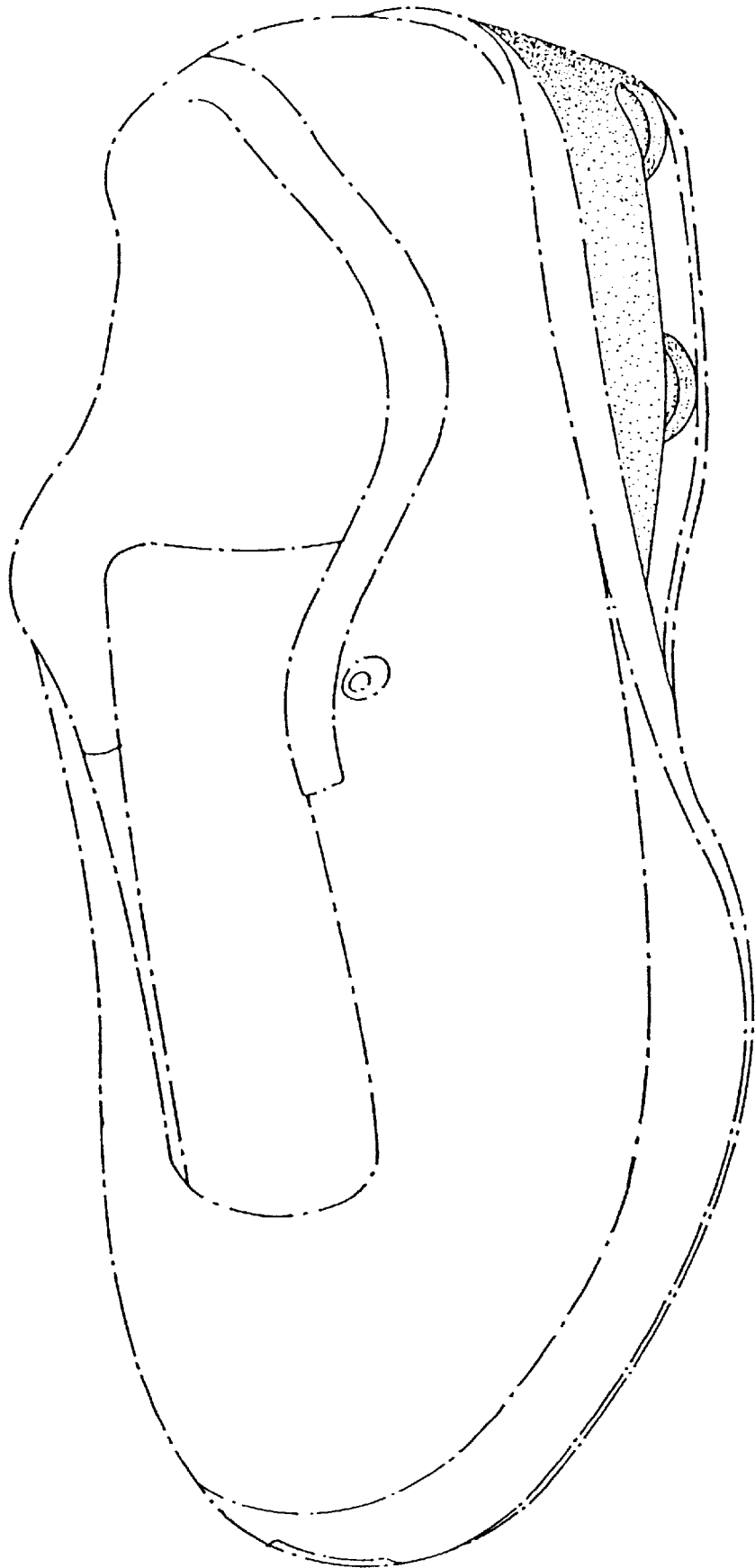
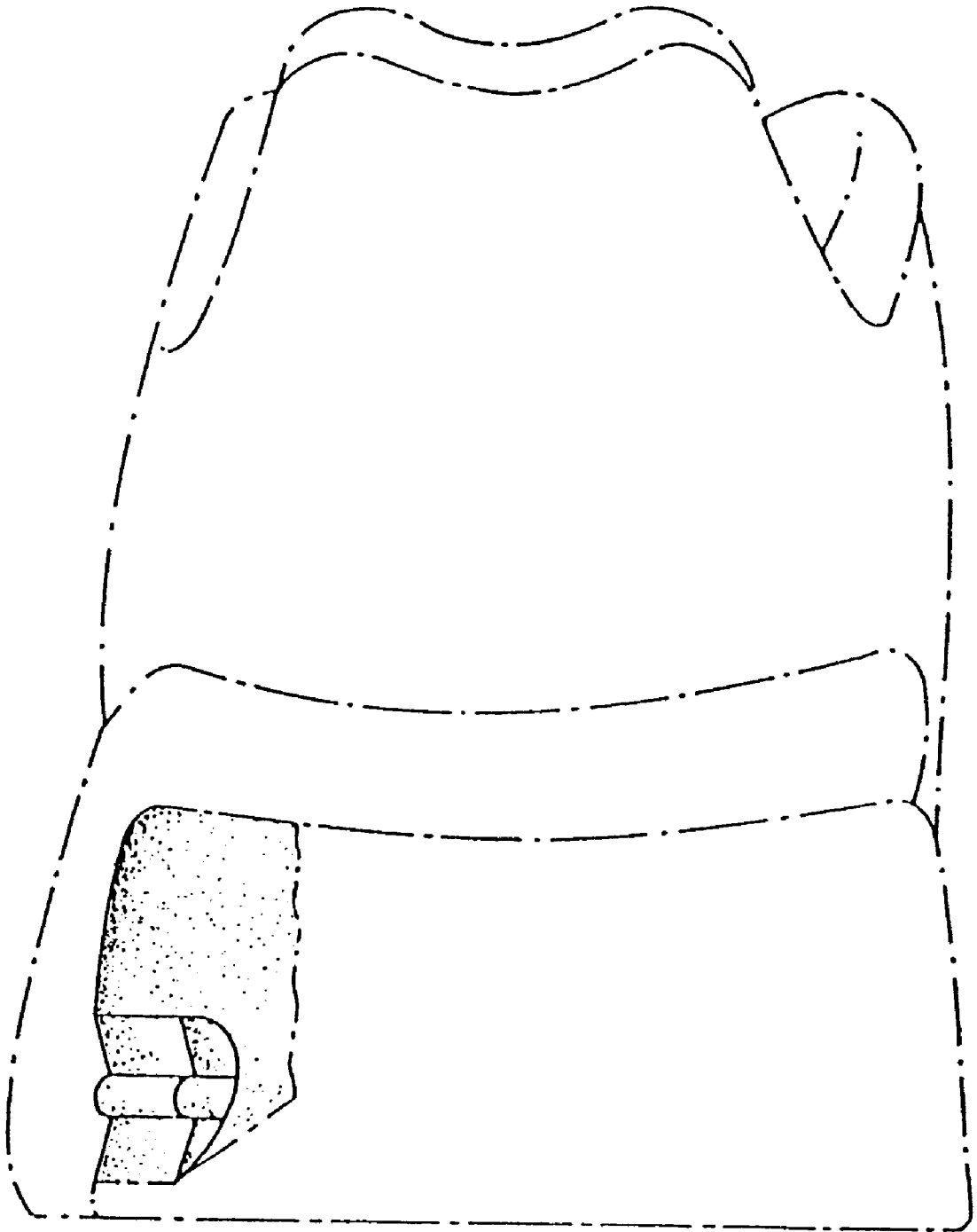


FIG. 3

FIG. 4



UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : Des. 462,830 S
DATED : September 17, 2002
INVENTOR(S) : Pamela S. Greene

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** add -- FOREIGN PATENT DOCUMENTS
1,036,287 1/1997 (ES) --

Signed and Sealed this

Third Day of December, 2002

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

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