



US00D383293S

**United States Patent** [19]  
**Tong**

[11] **Patent Number:** **Des. 383,293**  
[45] **Date of Patent:** **\*\*Sep. 9, 1997**

[54] **SIDE ELEMENT OF A SHOE UPPER**

[75] Inventor: **James K. Tong**, Tigard, Oreg.

[73] Assignee: **Nike, Inc.**, Beaverton, Oreg.

[\*\*] Term: **14 Years**

[21] Appl. No.: **61,247**

[22] Filed: **Oct. 18, 1996**

[51] **LOC (6) Cl.** ..... **02-99**

[52] **U.S. Cl.** ..... **D2/972**

[58] **Field of Search** ..... D2/896, 902, 907,  
D2/972, 946, 969, 970; 36/114, 116, 45,  
47, 48

Nike Footwear Catalog, Spring 1996; published Jun. 1995; pp. 26, 35, 46, 177.

Nike Footwear Catalog, Fall 1996; published Nov. 1995; pp. 27, 28, 29, 50, 152, 158, 192.

Nike Footwear Catalog, Holiday 1996; published Mar. 1996; pp. 28, 31, 36, 37, 38, 51, 101, 147, 149, 160.

Nike Footwear Catalog, Spring 1995; published Jun. 1994; p. 40.

(List continued on next page.)

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

[56] **References Cited**

**U.S. PATENT DOCUMENTS**

- 326,012 9/1885 Brooks .
- D. 326,352 5/1992 Feller et al. .
- D. 329,127 9/1992 Preskar et al. .
- D. 329,736 9/1992 Byrne et al. .
- D. 329,937 10/1992 Hatfield et al. .
- D. 331,312 12/1992 Close .
- D. 333,553 3/1993 Bevier .
- D. 333,905 3/1993 Close .
- D. 334,090 3/1993 Teague .
- D. 338,995 9/1993 Snell .
- D. 342,147 12/1993 Morris .

(List continued on next page.)

**OTHER PUBLICATIONS**

Nike Footwear Catalog, Spring 1997; published Jun. 1996; pp. 23, 46, 47, 127, 154.

Nike Footwear Catalog, Late Spring 1996; published Aug. 1995; pp. 35, 37, 40, 49, 94, 103, 136.

[57] **CLAIM**

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

**DESCRIPTION**

FIG. 1 is a top plan view of an element of a shoe showing my new design;

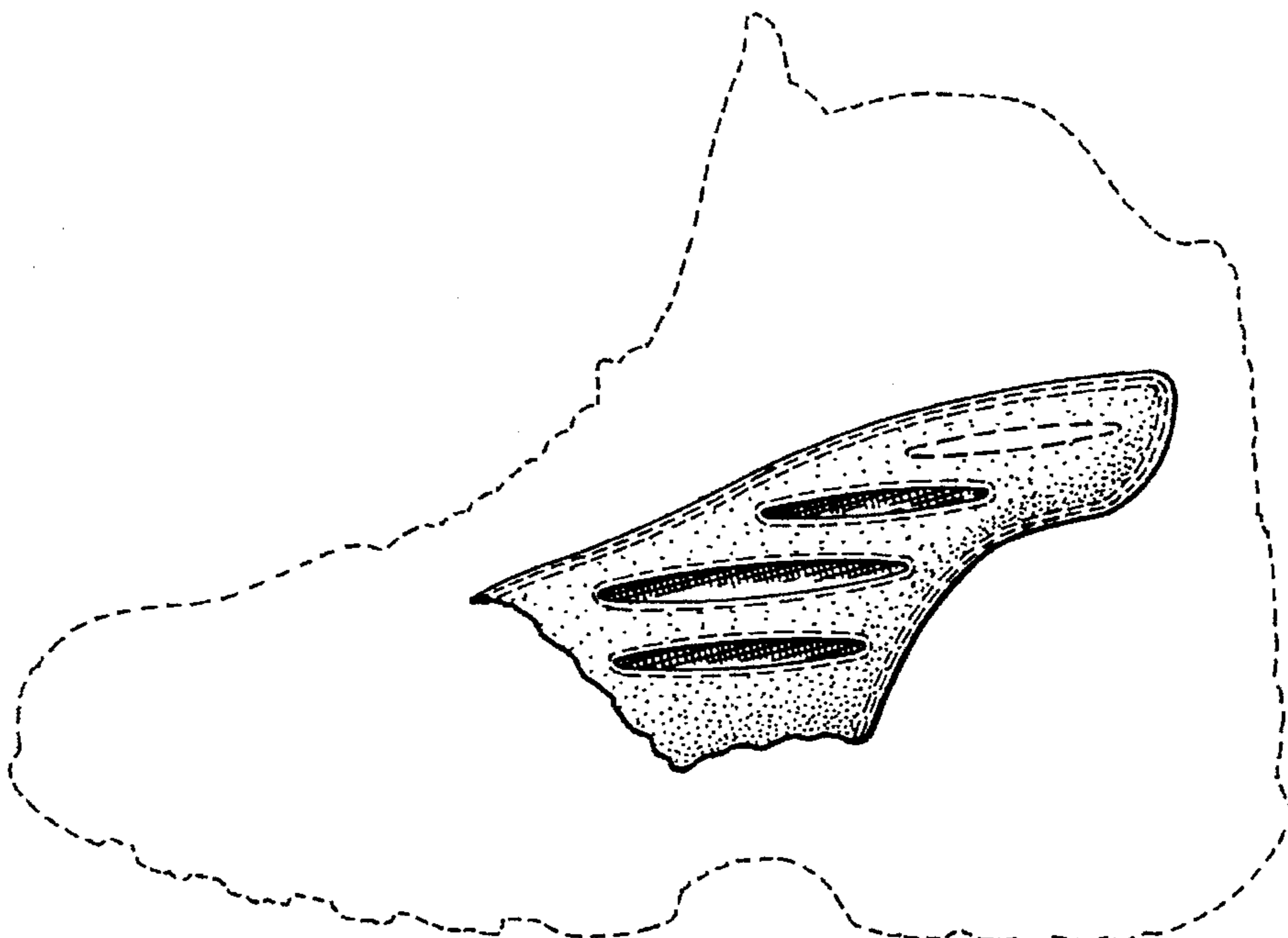
FIG. 2 is a side elevational view thereof;

FIG. 3 is a front elevational view thereof; and,

FIG. 4 is a rear elevational view thereof.

The broken line showing of the remainder of the shoe including the stitching and the upper cut-out, is for illustrative purposes and forms no part of the claimed design.

**1 Claim, 2 Drawing Sheets**



U.S. PATENT DOCUMENTS

D. 345,246 3/1994 Greene .  
D. 345,451 3/1994 Teague .  
D. 346,486 5/1994 Morris et al. .  
D. 347,519 6/1994 Worthington .  
D. 347,938 6/1994 Smith .  
D. 352,389 11/1994 Close et al. .  
D. 356,206 3/1995 Martin .  
D. 356,439 3/1995 Teague ..... D2/970  
D. 357,346 4/1995 Ho .  
D. 359,841 7/1995 Hewett .  
D. 360,521 7/1995 Ho .  
D. 361,883 9/1995 Adams et al. .  
D. 362,012 9/1995 Kittle et al. .  
D. 362,953 10/1995 Greene .  
D. 363,151 10/1995 Vitrac .  
D. 365,198 12/1995 Worthington .  
D. 365,439 12/1995 Teague .  
D. 368,363 4/1996 Feller .  
D. 371,454 7/1996 Nichols .  
D. 372,577 8/1996 Lozano .  
D. 374,552 10/1996 Avar .  
D. 377,263 1/1997 Lucas .  
D. 377,414 1/1997 Hatfield .  
D. 377,712 2/1997 Avar et al. .... D32/972

4,817,303 4/1989 Selbiger .  
4,907,355 3/1990 Allen et al. .  
5,371,957 12/1994 Gaudio .

OTHER PUBLICATIONS

Nike Footwear Catalog, Fall 1995; published Nov. 1994; p. 102.  
Nike Footwear Catalog, Holiday 1995; published Mar. 1995, p. 89.  
Nike Footwear Catalog, Late Spring 1994; published Sep. 1993; p. 36.  
Nike Footwear Catalog, Spring 1994; published Jun. 1993; p. 106.  
Nike Footwear Catalog, Holiday 1994; published Mar. 1994; p. 20.  
Nike Footwear Catalog; Spring 1993; published Jun. 1992; p. 20.  
Nike Footwear Catalog, Spring 1992; published Jun. 1991; pp. 46, 92.  
Nike Footwear Catalog, Fall 1992; published Dec. 1991; p. 38.  
Nike Footwear Catalog, Spring 1990; published Jun. 1989; p. 108.

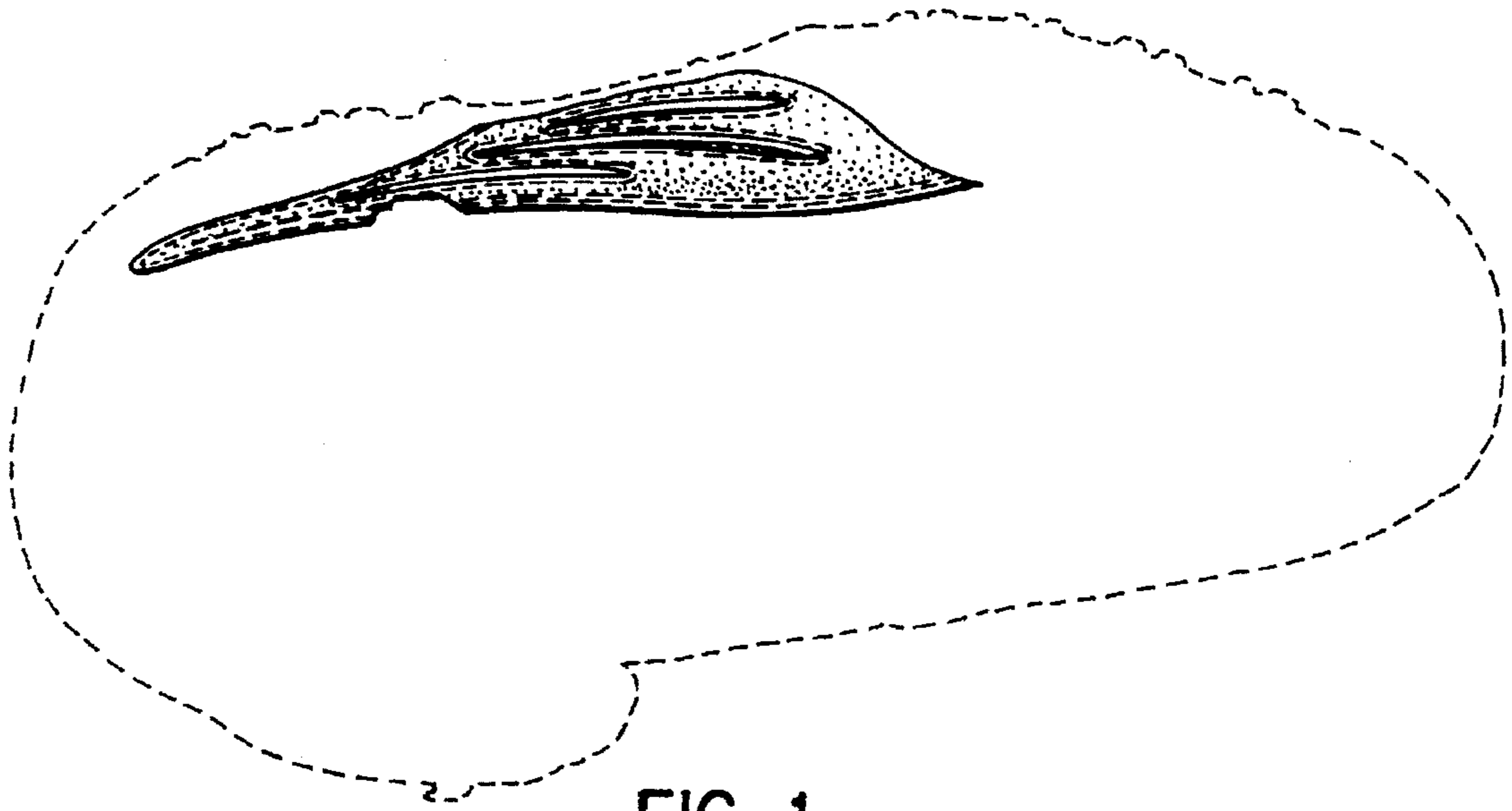


FIG. 1

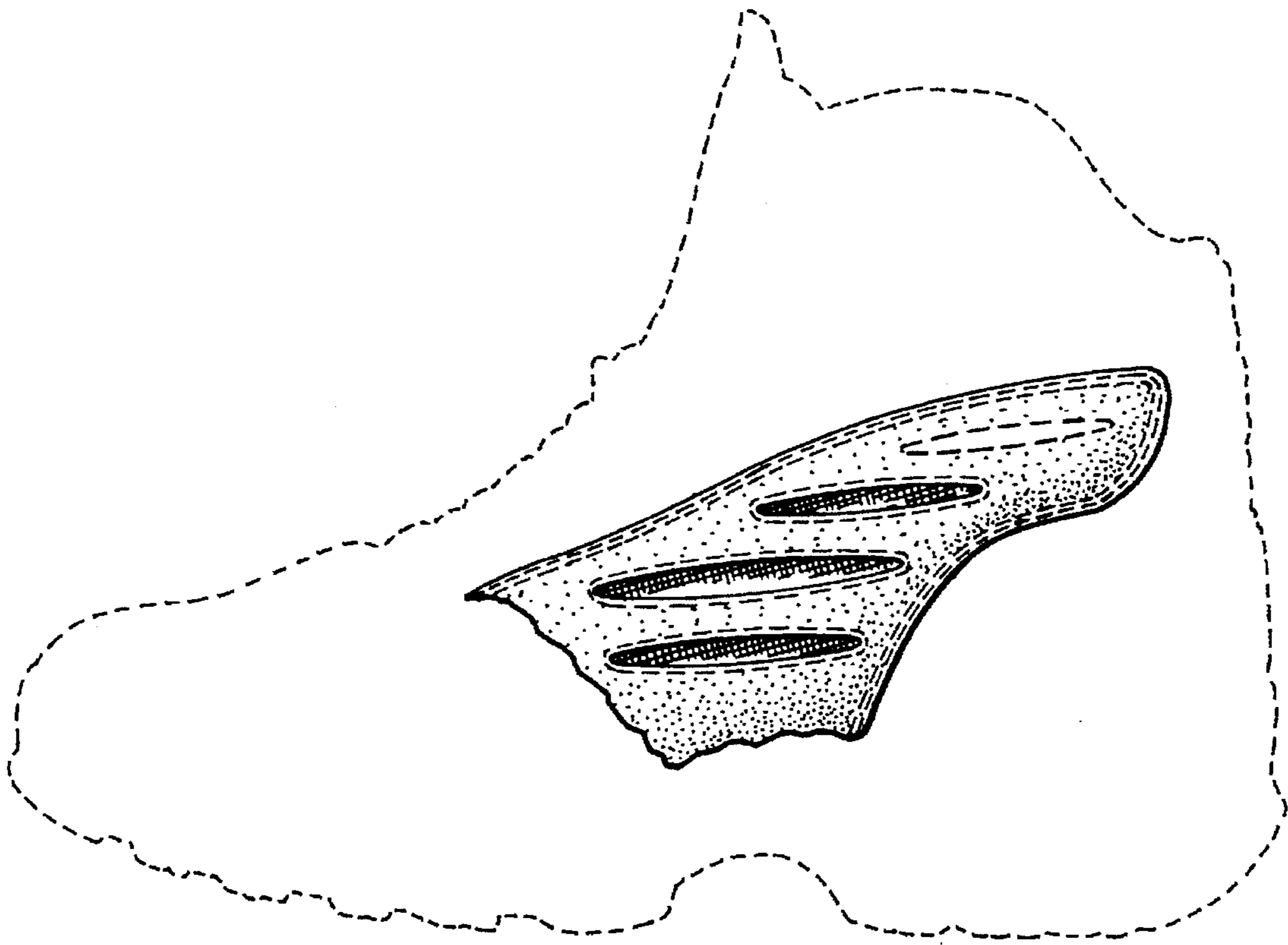


FIG. 2

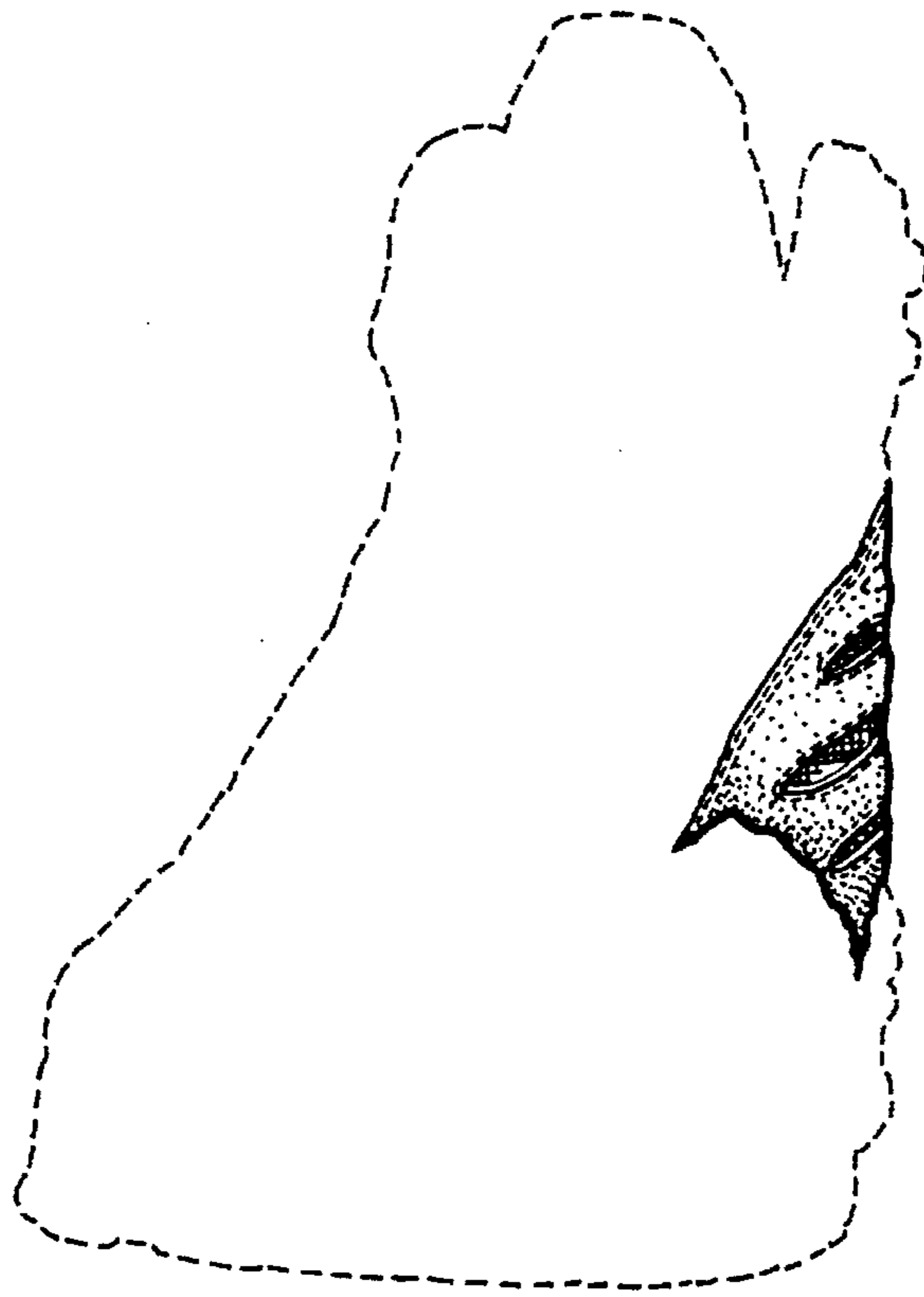


FIG. 3

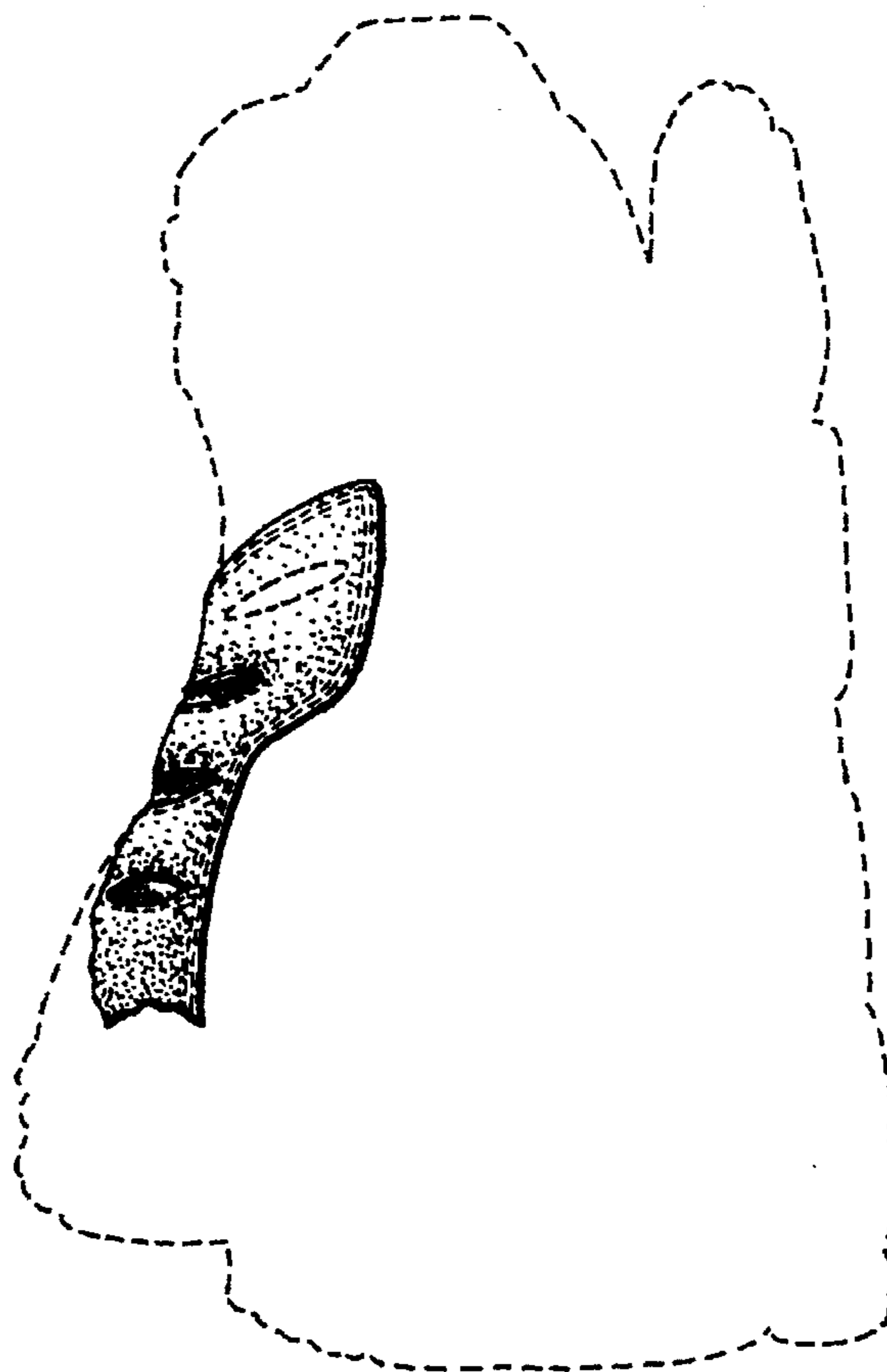


FIG. 4