

US00D385402S

United States Patent [19] Hoeft

[11] Patent Number: **Des. 385,402**

[45] Date of Patent: ****Oct. 28, 1997**

[54] **SIDE ELEMENT OF AN UPPER**

[75] Inventor: **David W. Hoeft**, Beaverton, Oreg.

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

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

[21] Appl. No.: **64,953**

[22] Filed: **Jan. 15, 1997**

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

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

[58] Field of Search D2/89, 902, 907,
D2/946, 969, 972, 973, 970; 36/114, 45,
50.1, 57, 78; 24/714.6

[56] **References Cited**

U.S. PATENT DOCUMENTS

- D. 334,090 3/1993 Teague .
- D. 334,277 3/1993 Teague .
- D. 354,847 1/1995 Diaz et al. D2/970
- D. 362,112 9/1995 Avar D2/970
- D. 365,195 12/1995 Chen .
- D. 366,559 1/1996 Chen .
- D. 367,693 3/1996 Yow .
- D. 369,396 4/1996 Losi, II .
- D. 372,949 8/1996 Losi, II .
- D. 376,254 12/1996 Olson .
- D. 377,071 12/1996 Chen .
- D. 377,510 1/1997 Berndorfer .
- 1,277,177 8/1918 Benedetti .
- 5,243,772 9/1993 Francis et al. .

OTHER PUBLICATIONS

Nike Footwear Catalog, Fall 1996; published Dec. 1995; p. 168.

Nike Footwear Catalog, Spring 1990; published Jun. 1995; p. 148.

Nike Footwear Catalog, 1995 Holiday Footwear, Men's, Women's and Kids'.

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

[57] **CLAIM**

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

DESCRIPTION

FIG. 1 is a side elevational view of a side element of an upper showing my new design;

FIG. 2 is a side elevational view of a second embodiment of FIG. 1;

FIG. 3 is a front elevational view of FIG. 1;

FIG. 4 is a rear elevational view of FIG. 1;

FIG. 5 is a front elevational view of FIG. 2;

FIG. 6 is a rear elevational view of FIG. 2;

FIG. 7 is a top plan view of FIG. 1;

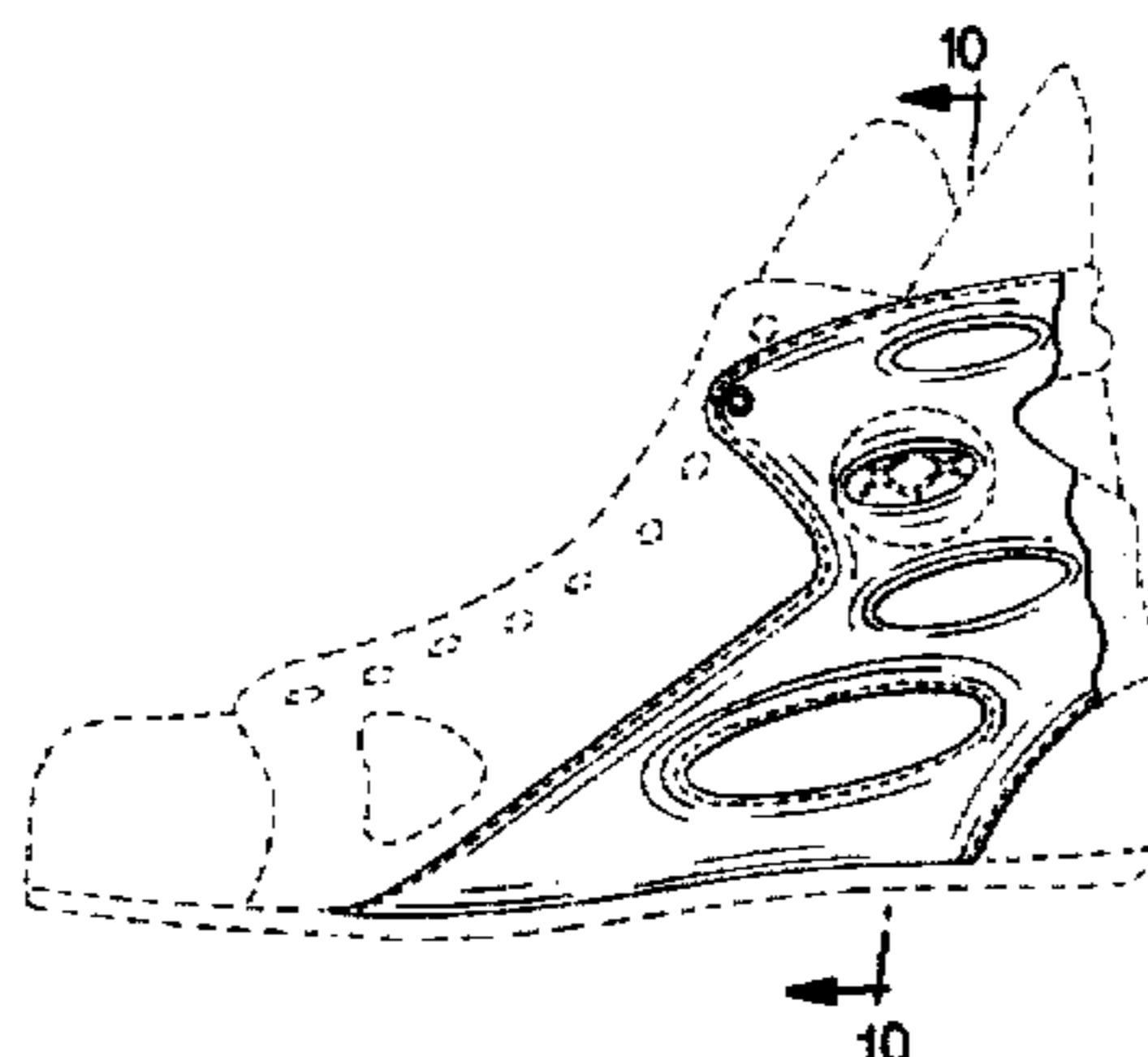
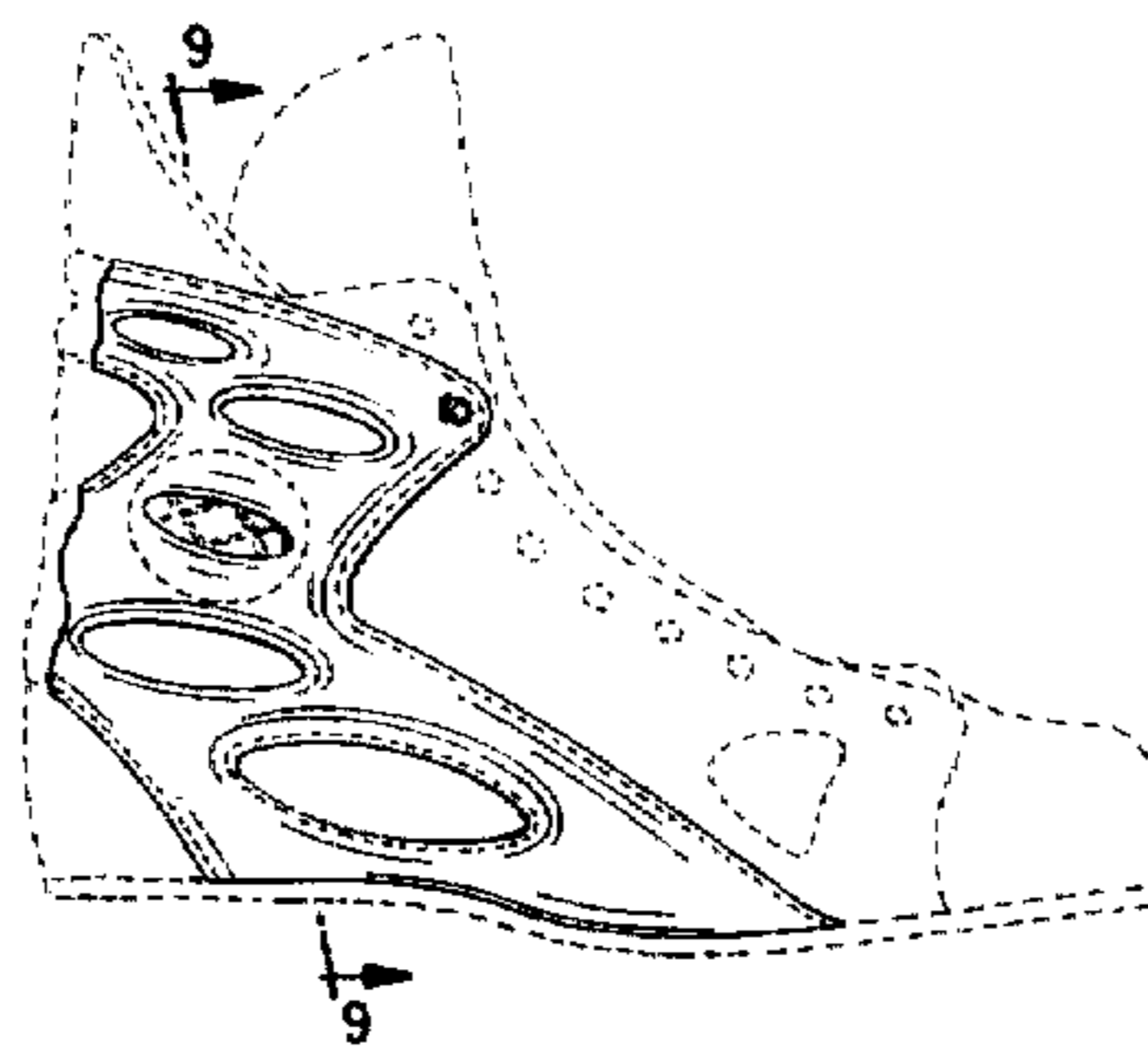
FIG. 8 is a top plan view of FIG. 2;

FIG. 9 is a cross-sectional view taken in the direction of the arrows along line 9—9 of FIG. 1; and,

FIG. 10 is a cross-sectional view taken in the direction of the arrows along line 10—10 of FIG. 2.

The broken line showing of a sole and the remaining portion of the upper shown in FIGS. 1-10 is for illustrative purposes only and forms no part of the claimed design.

1 Claim, 4 Drawing Sheets



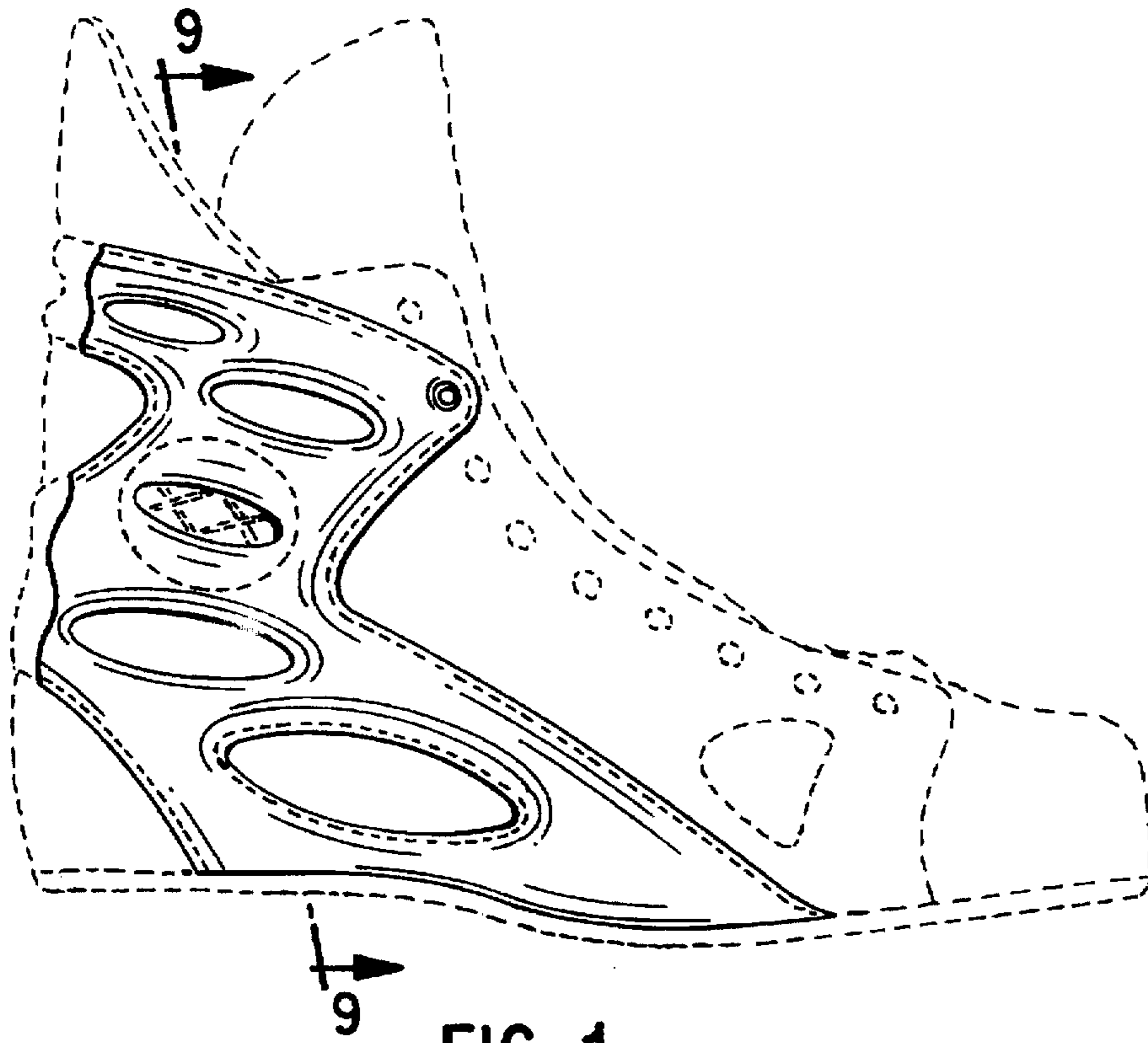


FIG. 1

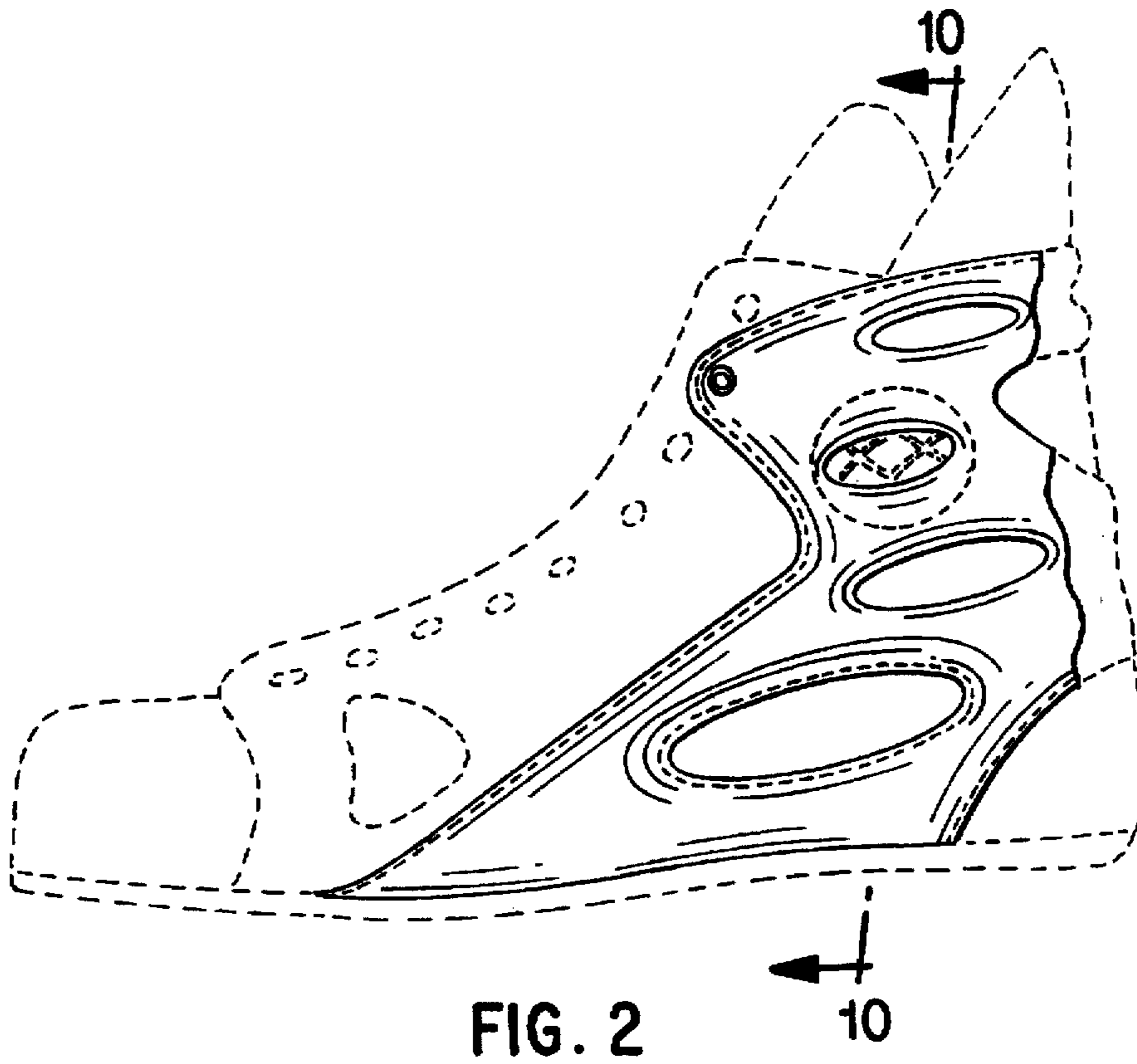


FIG. 2

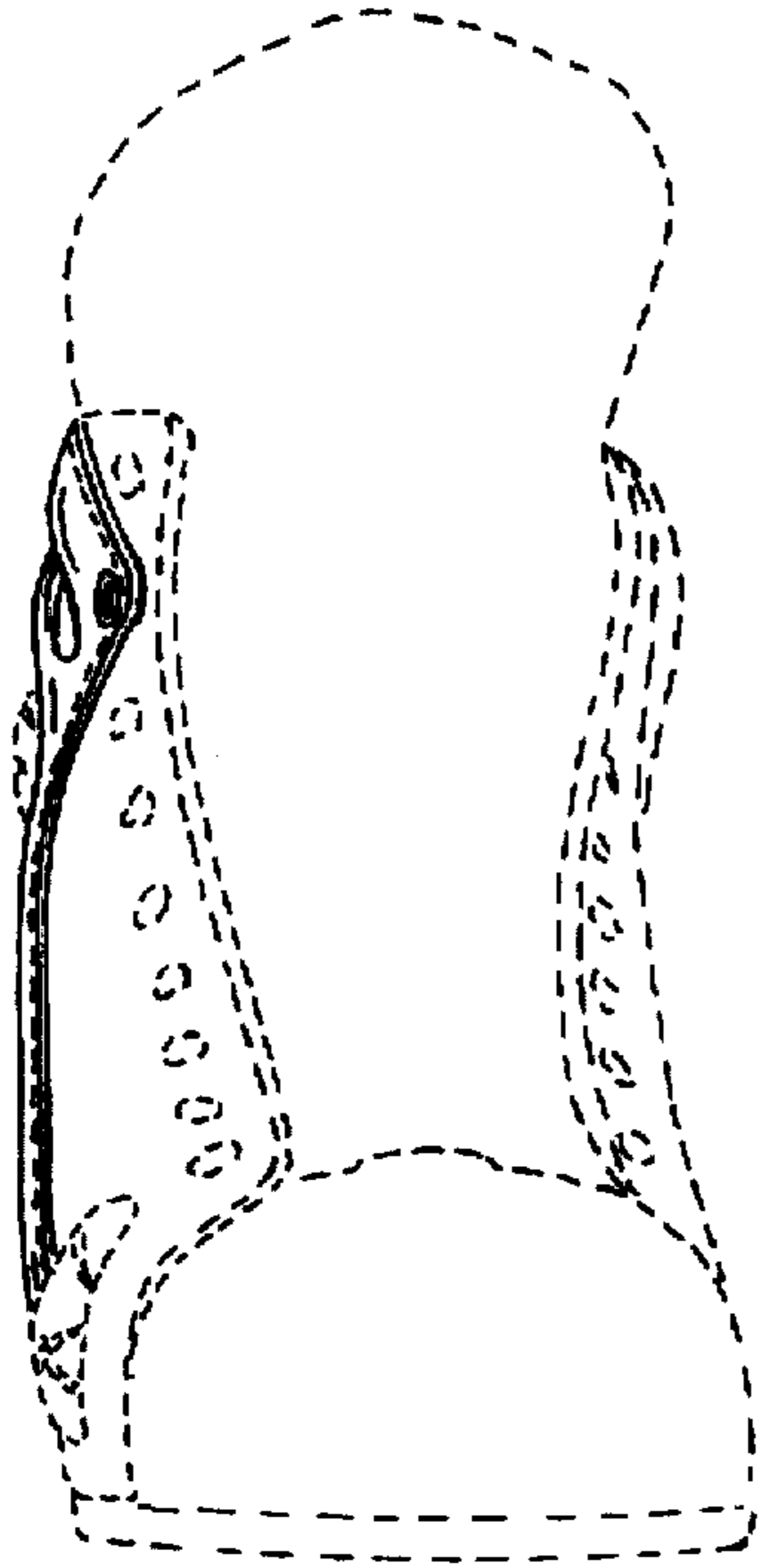


FIG. 3

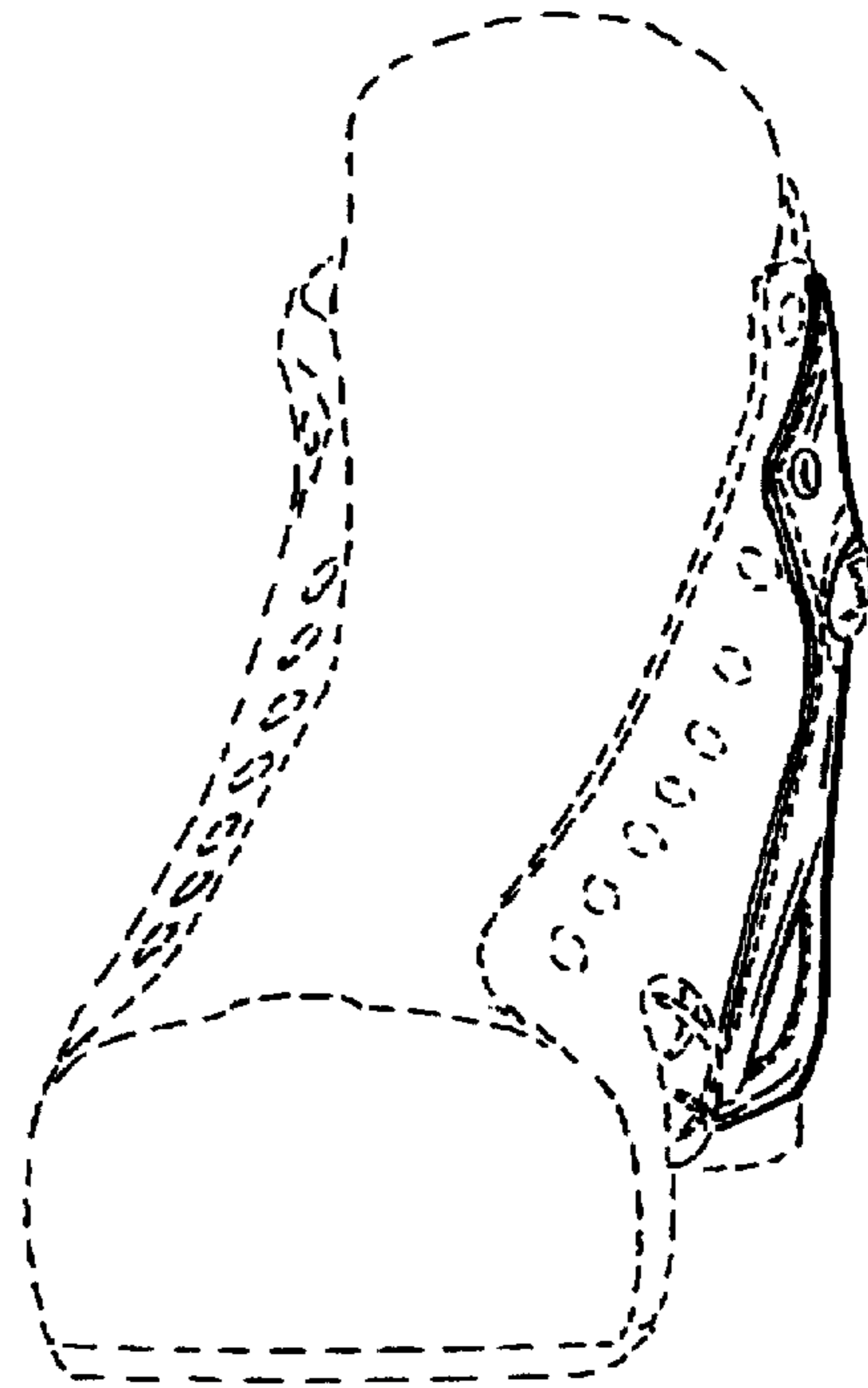


FIG. 5

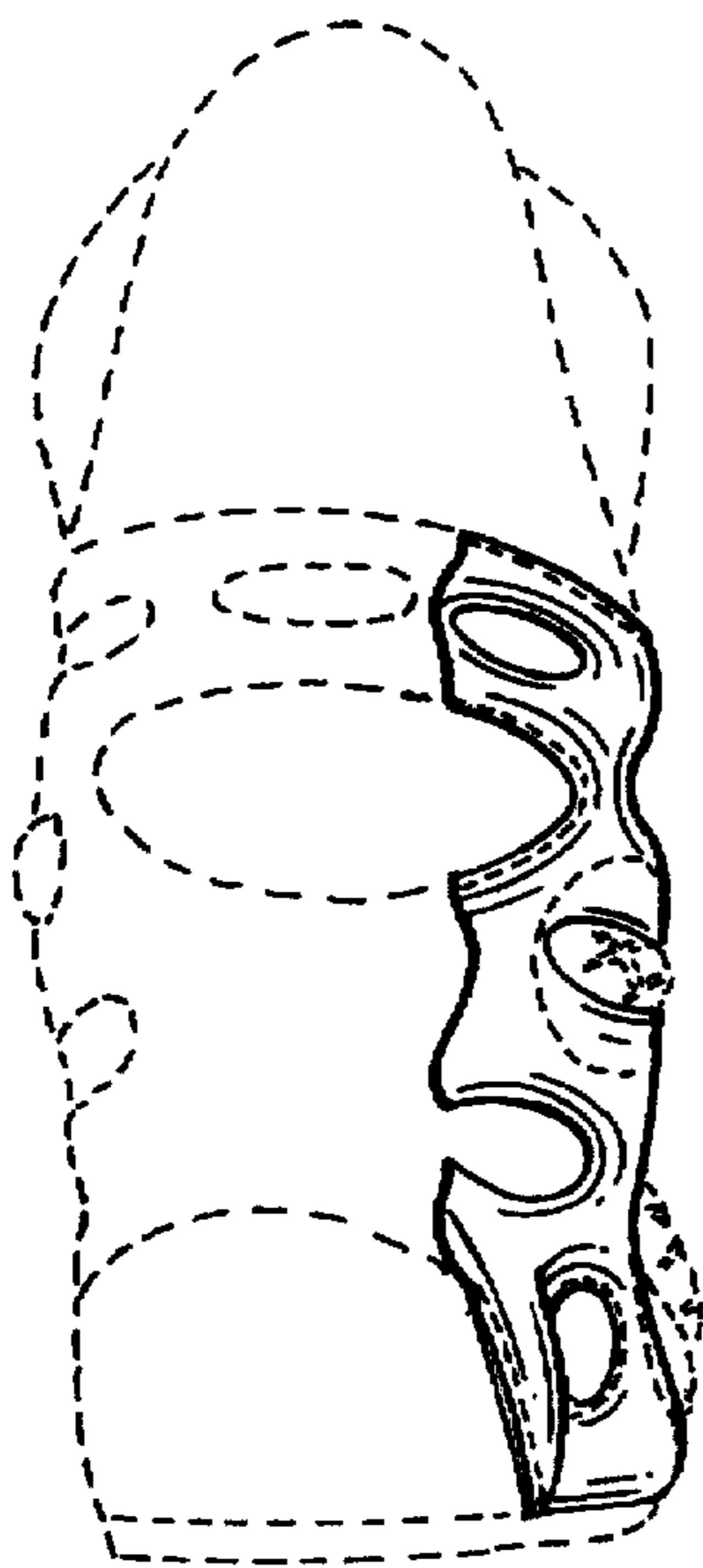


FIG. 4

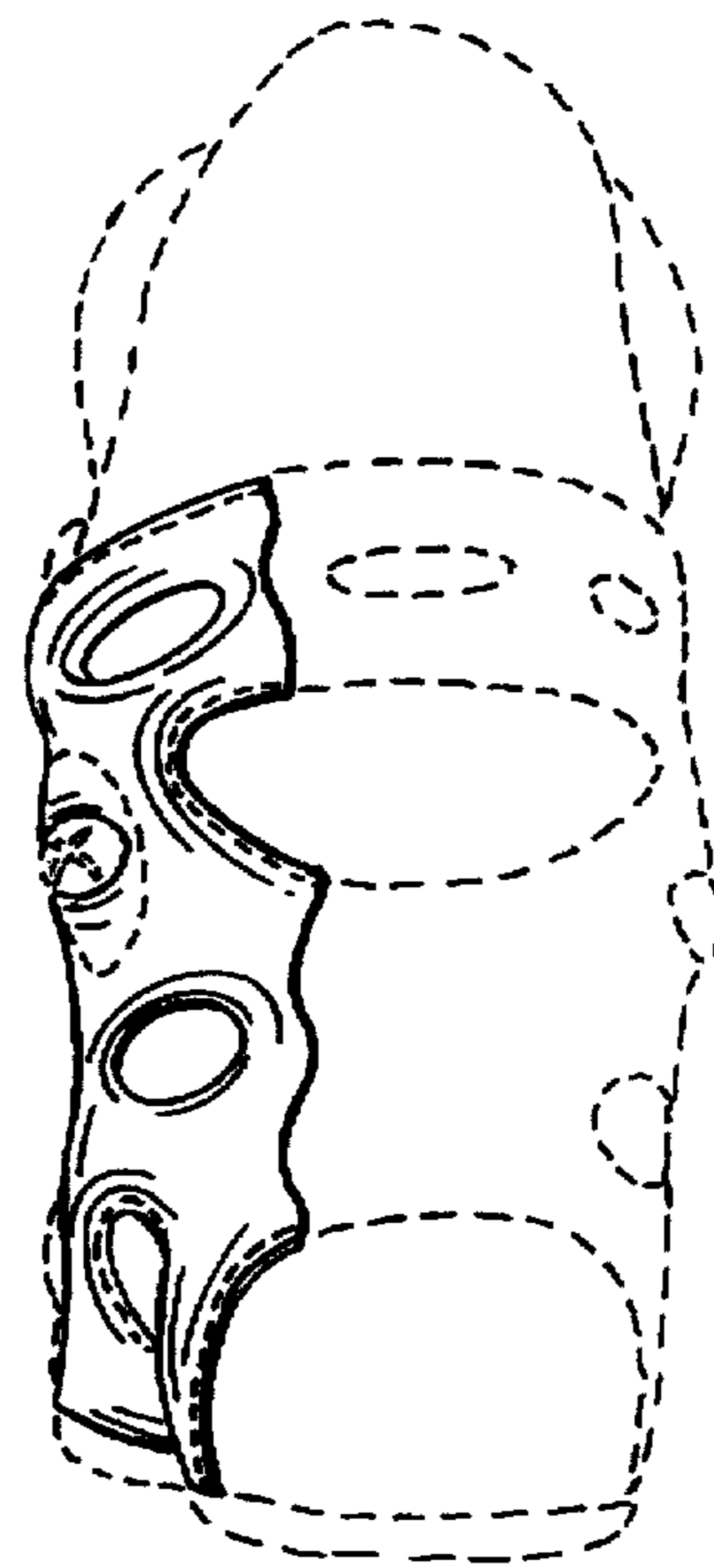


FIG. 6

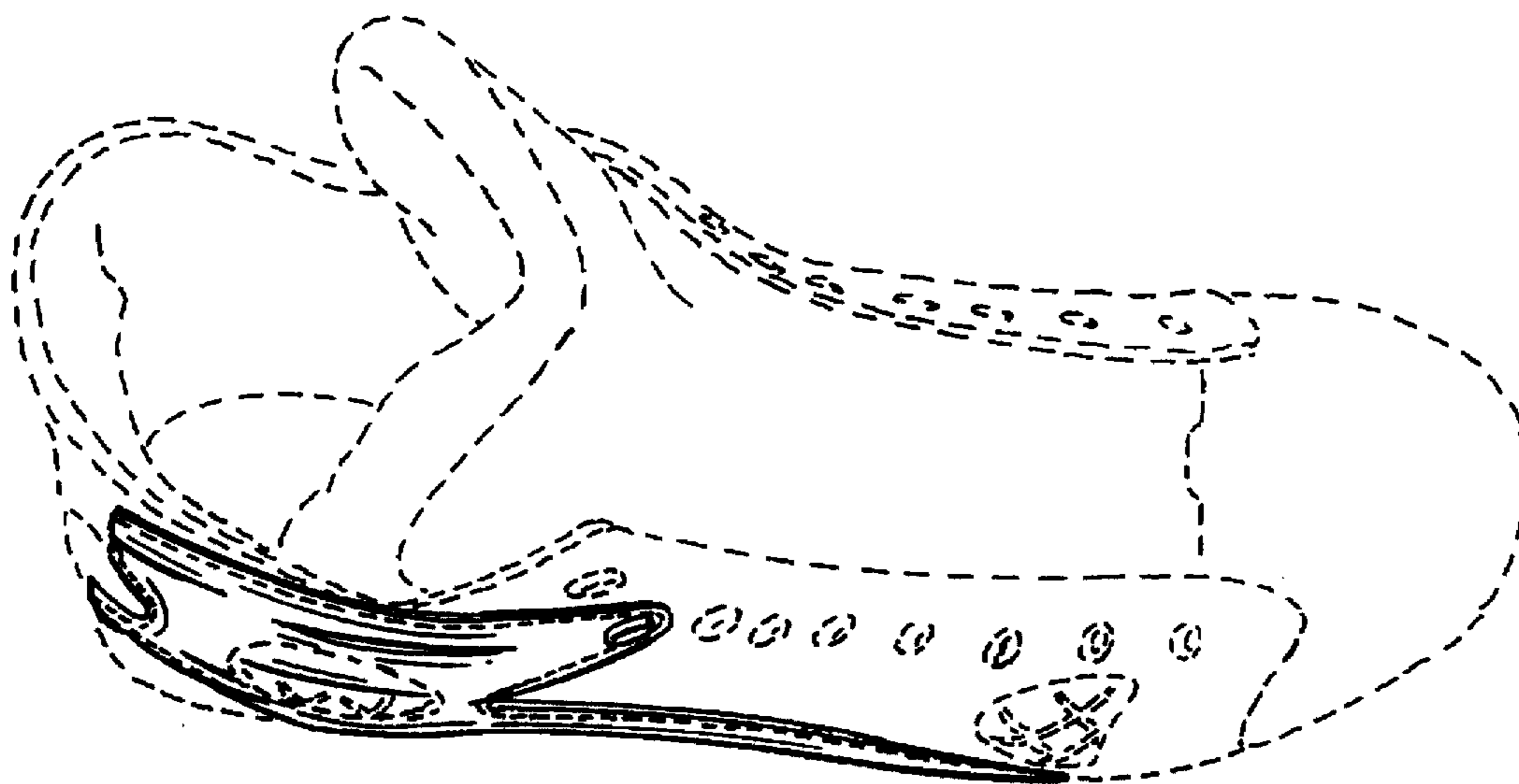


FIG. 7

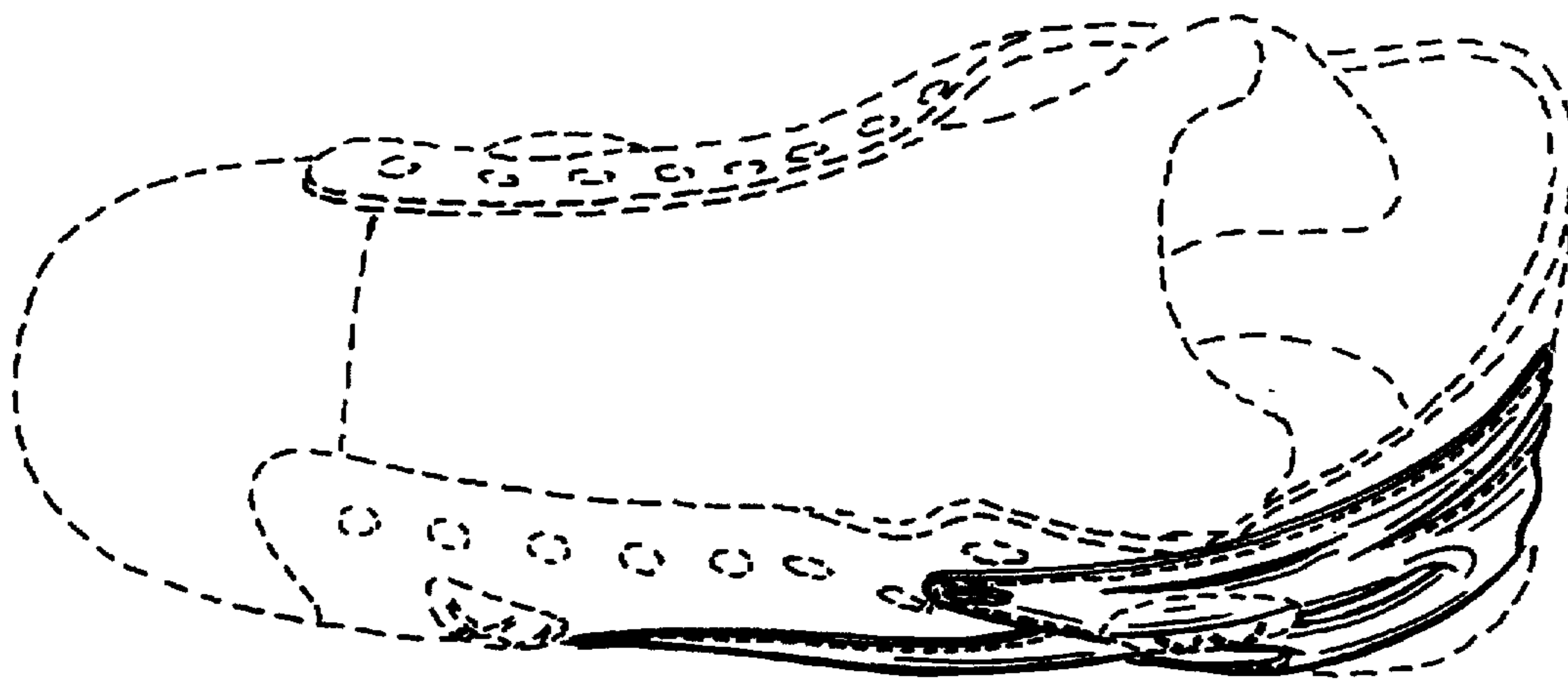


FIG. 8



FIG. 9



FIG. 10