



US00D407200S

United States Patent [19]
Clarke

[11] **Patent Number: Des. 407,200**
[45] **Date of Patent: **Mar. 30, 1999**

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

[75] Inventor: **Richard D. Clarke**, Portland, Oreg.

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

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

[21] Appl. No.: **95,086**

[22] Filed: **Oct. 15, 1998**

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

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

[58] **Field of Search** D2/896, 902, 907,
D2/910, 969, 972, 973; 36/83, 113, 126-131,
45, 50.1

[56] **References Cited**

U.S. PATENT DOCUMENTS

- D. 309,055 7/1990 Whatley .
- D. 346,484 5/1994 Hatfield .
- D. 360,521 7/1995 Ho D2/972
- D. 395,346 6/1998 Doxey .
- D. 395,352 6/1998 Mervar .
- D. 398,762 9/1998 McDowell et al. D2/972

OTHER PUBLICATIONS

- “Nike Footwear Catalog,” Spring 1990, published Jun. 1, 1989 (pp. 3, 4, 24, 36, 48, Beaverton, Oregon.
- “Nike Footwear Catalog,” Fall 1990, published Dec. 1, 1989 (pp. 4, 8, 18, 82, 88), Beaverton, Oregon.
- “Nike Footwear Catalog,” Spring 1991, published Jun. 1, 1990 (pp. 8, 12, 44), Beaverton, Oregon.
- “Nike Footwear Catalog,” Fall 1992, published Dec. 1, 1991 (pp. 2, 10, 16, 48, 122), Beaverton, Oregon.
- “Nike Footwear Catalog,” Spring 1993, published Jun. 1, 1992 (pp. 8, 54), Beaverton, Oregon.
- “Nike Footwear Catalog,” Fall 1993, published Dec. 1, 1992 (pp. 80, 90), Beaverton, Oregon.
- “Nike Footwear Catalog,” Spring 1994, published Jun. 1, 1993 (pp. 6, 22, 88, 112), Beaverton, Oregon.
- “Nike Footwear Catalog,” Late Spring 1994, published Sep. 1, 1993 (pp. 8, 12, 50, 52), Beaverton, Oregon.

“Nike Footwear Catalog,” Fall 1994, published Nov. 1, 1993 (pp. 8, 12, 24, 26, 32, 38, 68, 96, 126, 148), Beaverton, Oregon.

“Nike Footwear Catalog,” Holiday 1994, published Mar. 1, 1994 (pp. 3, 18, 20, 26, 64, 68), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 1995, published Jun. 1, 1994 (pp. 30, 48, 50, 70), Beaverton, Oregon.

“Nike Footwear Catalog,” Fall 1995, published Nov. 1, 1994 (pp. 143, 147, 153, 159, 160), Beaverton, Oregon.

“Nike Footwear Catalog,” Holiday 1995, published Mar. 1, 1995 (pp. 3, 5, 20, 21, 48, 60, 75, 92, 108, 112, 117), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 1996, published Jun. 1, 1995 (pp. 8, 31, 86, 121, 144, 175), Beaverton, Oregon.

“Nike Footwear Catalog,” Late Spring 1996, published Aug. 1, 1995 (pp. 6, 20, 23, 25, 53, 54, 112, 127), Beaverton, Oregon.

“Nike Footwear Catalog,” Fall 1996, published Dec. 1, 1995 (pp. 38, 45, 111, 112, 113, 114, 115, 128, 129, 149, 157, 158, 162, 209, 212), Beaverton, Oregon.

(List continued on next page.)

Primary Examiner—Dominic Simone
Attorney, Agent, or Firm—Trask, Britt & Rossa

[57] **CLAIM**

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

DESCRIPTION

FIG. 1 is a perspective view of a side element of a shoe upper showing my new design;

FIG. 2 is a side view thereof;

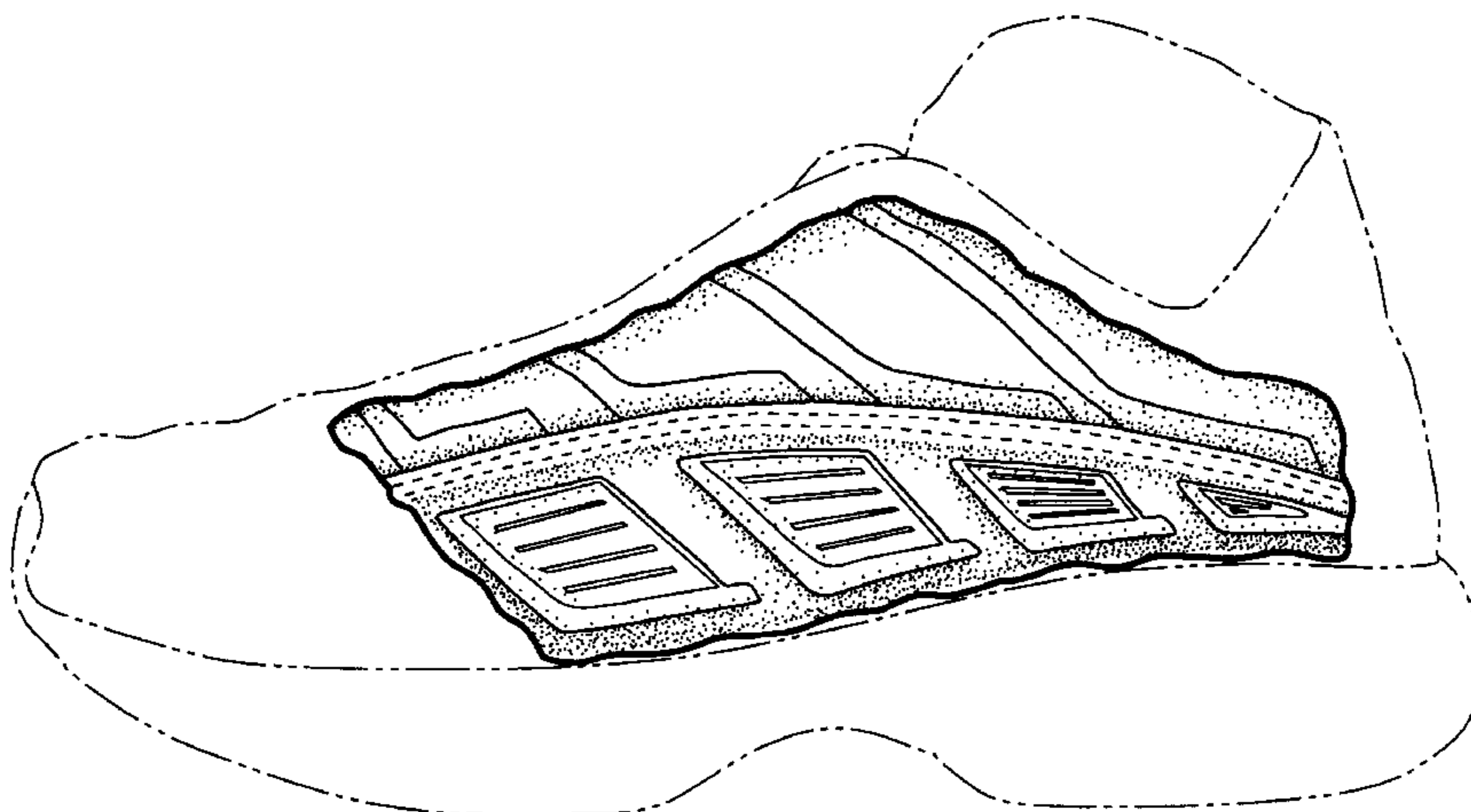
FIG. 3 is front view thereof;

FIG. 4 is a rear view thereof; and,

FIG. 5 is a top view thereof.

The phantom line showing of a shoe midsole, shoe outsole and portions of a shoe upper shown in FIGS. 1-5 is for illustrative purposes only and forms no part of the claimed design.

1 Claim, 2 Drawing Sheets



OTHER PUBLICATIONS

“Nike Footwear Catalog,” Holiday 1996, published Mar. 1, 1996 (pp. 9, 23, 24, 51, 82, 85, 86, 92, 94, 115, 128, 132, 138), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 1997, published Jun. 1, 1996 (pp. 23, 25, 48, 49, 91, 92, 96, 104, 153, 165, 171, 187), Beaverton, Oregon.

“Nike Footwear Catalog,” Late Spring 1997, published Sep. 1, 1996 (pp. 2, 8, 38, 39, 40, 47, 67, 68, 125, 126, 128, 129, 137, 138, 142, 157), Beaverton, Oregon.

“Nike Footwear Catalog” Fall 1997, published Dec. 1, 1996 (pp. 9, 33, 34, 36, 41, 114, 120, 131, 134, 177, 187, 197, 199), Beaverton, Oregon.

“Nike Footwear Catalog” Holiday 1997, published Mar. 1, 1997 (pp. 7, 14, 126, 128, 145, 163, 164, 171, 172, 182, 185), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 1998, published Jun. 1, 1997 (pp. 21, 140), Beaverton, Oregon.

“Nike Footwear Catalog” Fall 1998, published Dec. 1, 1997 (pp. W25, W61, W62, W80, W97, W103, M7, M37, M60), Beaverton, Oregon.

“Nike Footwear Catalog” Holiday 1998, published Mar. 1, 1998 (pp. W18, W37, W62, M3, M28), Beaverton, Oregon.

“Nike Footwear Catalog” Spring 1999, published Jun. 1, 1998 (pp. M7, M9, M39, M47, M48, M67, M69, M123, W7, W15, W21, W28, W35, W36, W38, W39, W42, W46, W64, W68, W70, W73, W74, W110, W113, W115), Beaverton, Oregon.

“Nike Golf Footwear Equipment” 1999, published Jun. 1, 1998 (pp. 21, 22, 23, 25, 28, 39, 40, 42), Beaverton, Oregon.

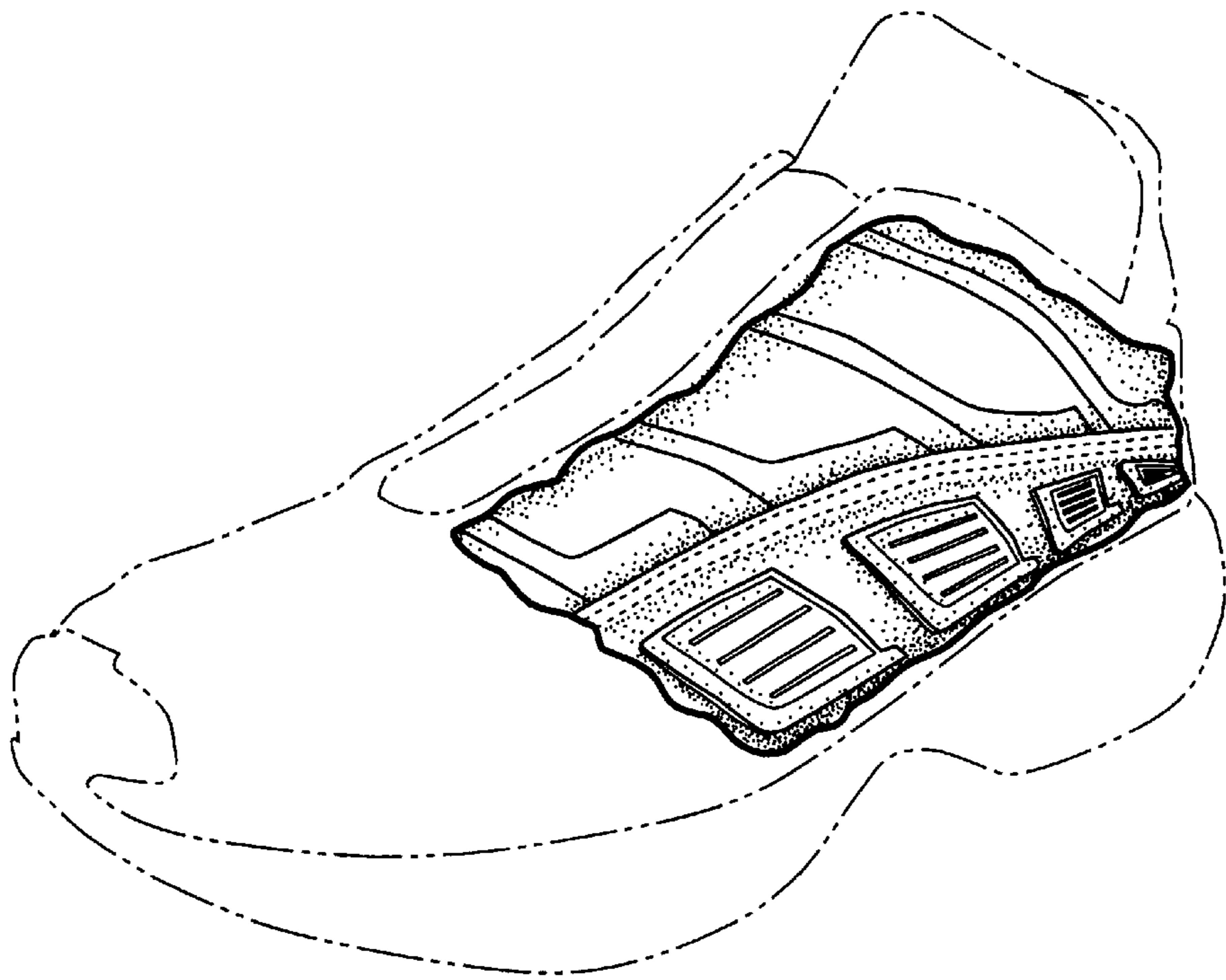


Fig. 1

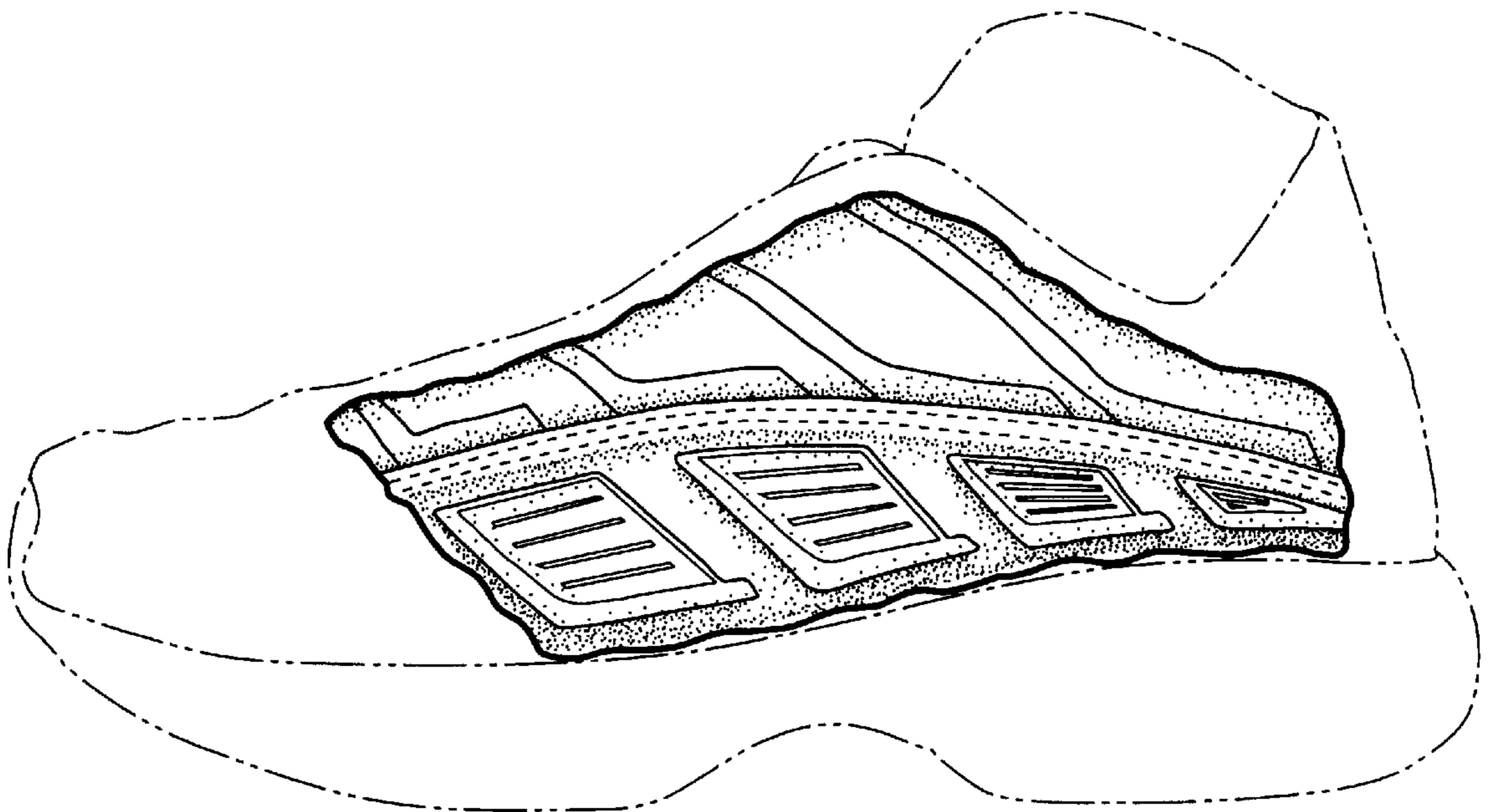


Fig. 2

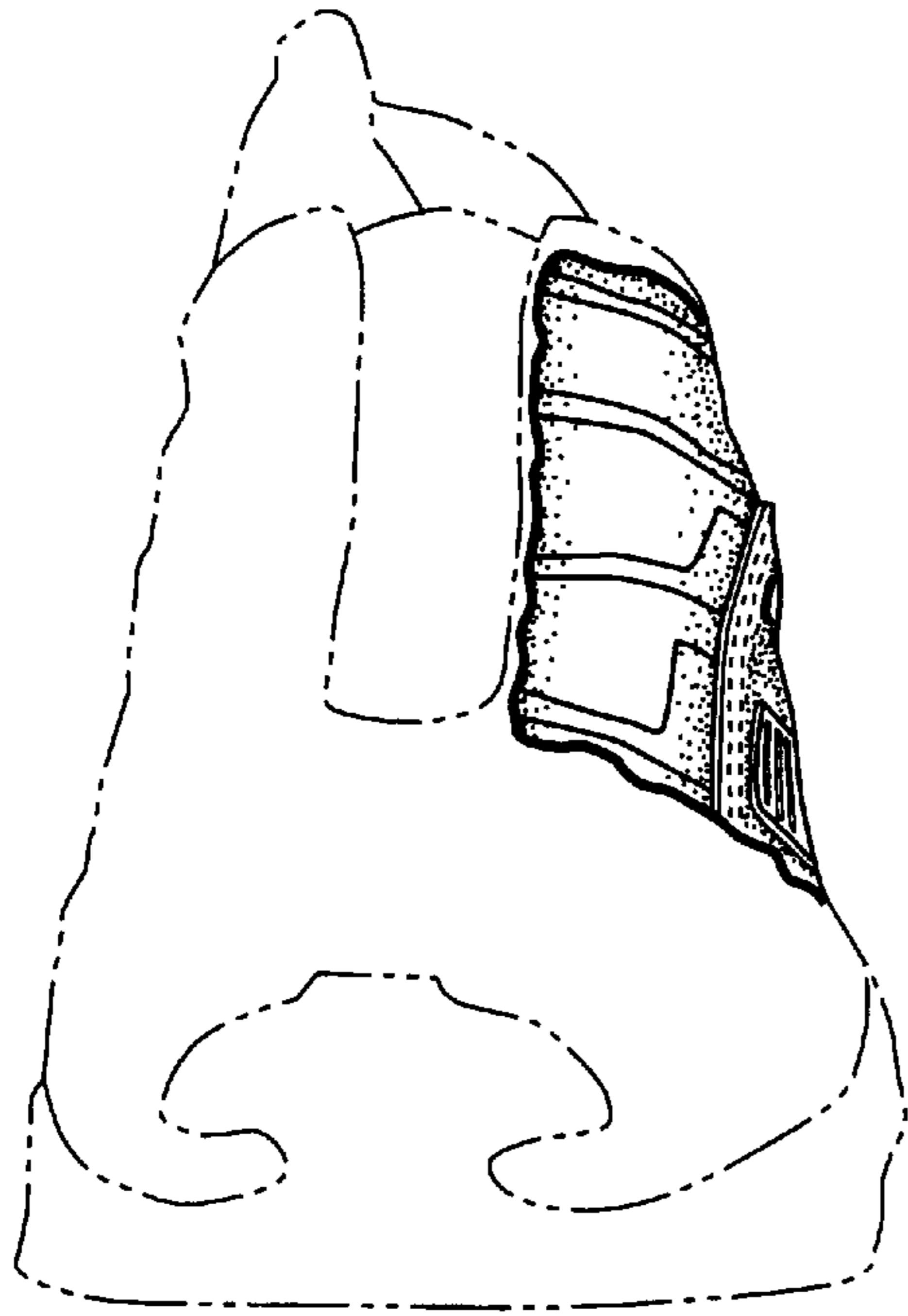


Fig. 3

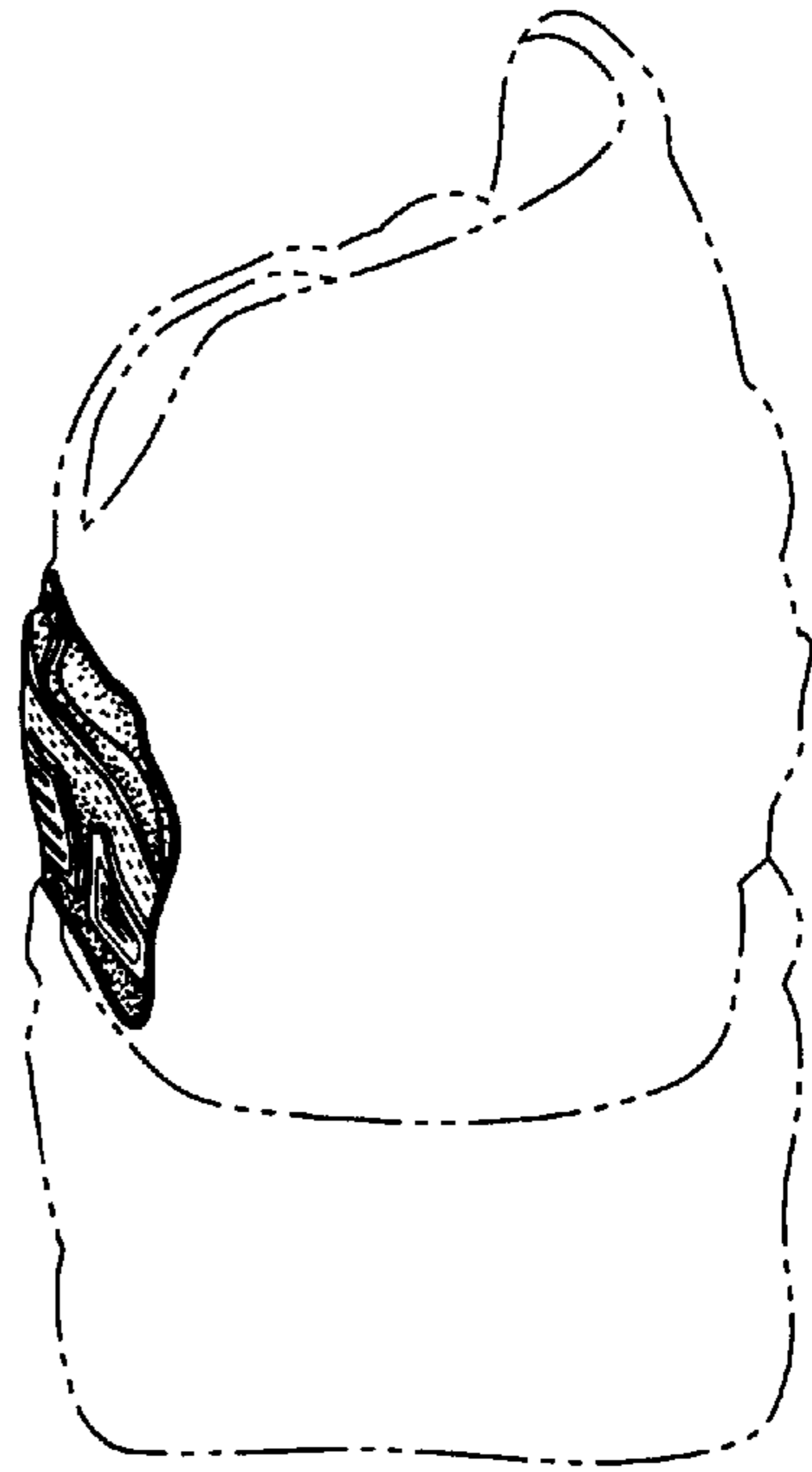


Fig. 4

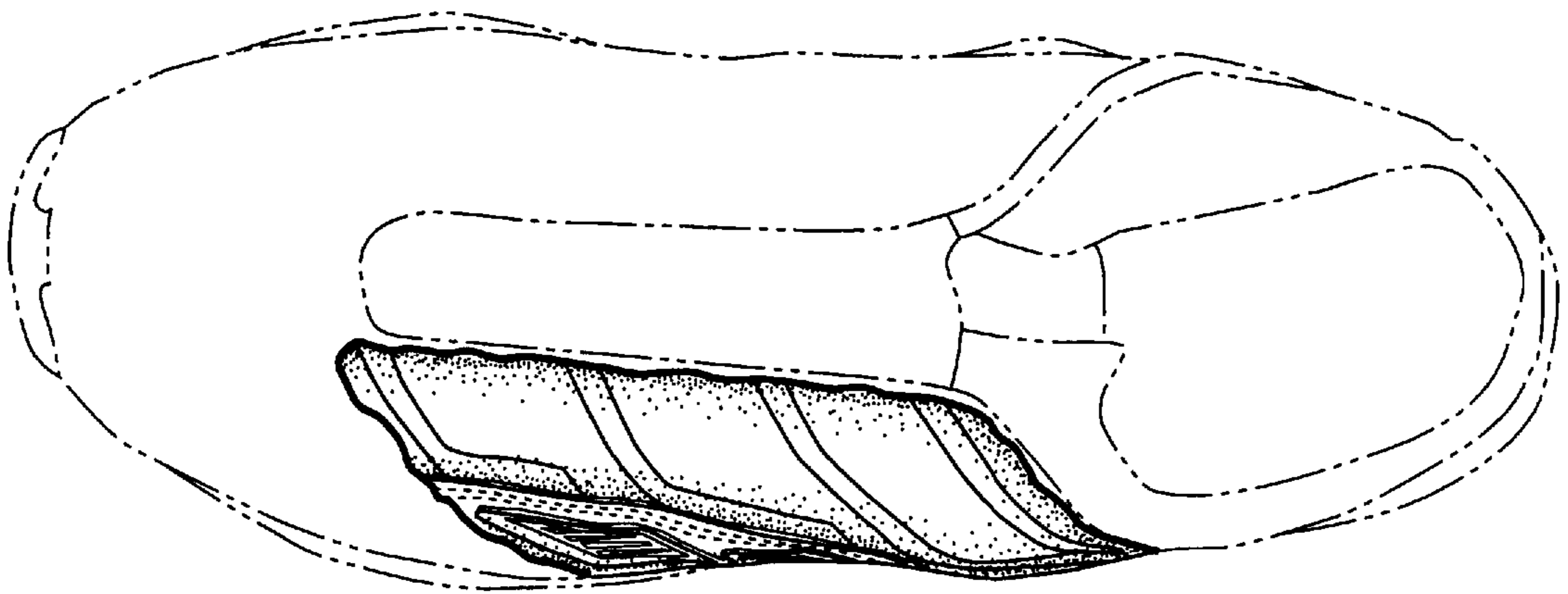


Fig. 5