



US00D407546S

United States Patent [19]

[11] **Patent Number: Des. 407,546**

Doxey et al.

[45] **Date of Patent: **Apr. 6, 1999**

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

[75] Inventors: **Andre Doxey**, Beaverton; **Peter M. Fogg**, Lake Oswego, both of Oreg.

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

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

[21] Appl. No.: **93,007**

[22] Filed: **Sep. 1, 1998**

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

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

[58] **Field of Search** D2/896, 902, 907,
D2/946, 969, 972-974; 36/83, 113, 114,
45, 48

[56] **References Cited**

U.S. PATENT DOCUMENTS

D. 365,199	12/1995	Avar .	
D. 371,898	7/1996	Hatfield .	
D. 380,080	6/1997	Avar .	
D. 389,300	1/1998	Teague	D2/972
D. 391,066	2/1998	Smith, III .	
D. 391,067	2/1998	Hatfield .	
D. 392,456	3/1998	Yun	D2/972
D. 393,353	4/1998	Lozano .	
D. 393,361	4/1998	Rask .	
D. 395,352	6/1998	Mervar .	
D. 395,745	7/1998	Rask .	
D. 395,945	7/1998	Mankowski	D2/972
D. 397,245	8/1998	Mervar	D2/972
D. 398,770	9/1998	Lozano	D2/972
D. 400,001	10/1998	Lozano	D2/972
2,001,962	5/1935	Kantrow	36/114
5,555,650	9/1996	Longbottom	36/114

OTHER PUBLICATIONS

- “Nike Footwear Catalog,” 1985, (p. 76), Beaverton, Oregon.
- “Nike Footwear Catalog,” Fall 1994, published Nov. 1, 1993 (p. 40), Beaverton, Oregon.
- “Nike Footwear Catalog,” Fall 1995, published Nov. 1, 1994 (pp. 9, 33, 96, 147), Beaverton, Oregon.
- “Nike Footwear Catalog,” Holiday 1995, published Mar. 1, 1995 (pp. 5, 19, 110, 116), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 1996, published Jun. 1, 1995 (pp. 8, 33, 35, 104, 105, 130-132, 164, 169, 181), Beaverton, Oregon.

“Nike Footwear Catalog,” Late Spring 1996, published Aug. 1, 1995 (pp. 5, 49, 127, 136, 147, 178) Beaverton, Oregon.

“Nike Footwear Catalog,” Fall 1996, published Dec. 1, 1995 (pp. 6, 24, 39, 67, 141, 143, 150, 152, 158), Beaverton, Oregon.

“Nike Footwear Catalog,” Holiday 1996, published Mar. 1, 1996 (p. 93), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 1997, published Jun. 1, 1996 (pp. 23, 34, 37, 45, 92, 106, 123, 142, 152, 170), Beaverton, Oregon.

“Nike Footwear Catalog,” Late Spring 1997, published Sep. 1, 1996 (pp. 34, 35, 38, 54, 188, 198, 207, 215), Beaverton, Oregon.

“Nike Footwear Catalog” Fall 1997, Dec. 1, 1996 (pp. 7, 29, 30, 45, 49, 50, 105, 146, 167, 213, 225), Beaverton, Oregon.

“Nike Footwear Catalog” Holiday 1997, published Mar. 1, 1997 (pp. 7, 9, 14, 29, 35, 36, 37, 53, 116, 135, 145, 146, 149, 158, 165, 194, 203, 229), Beaverton, Oregon.

(List continued on next page.)

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

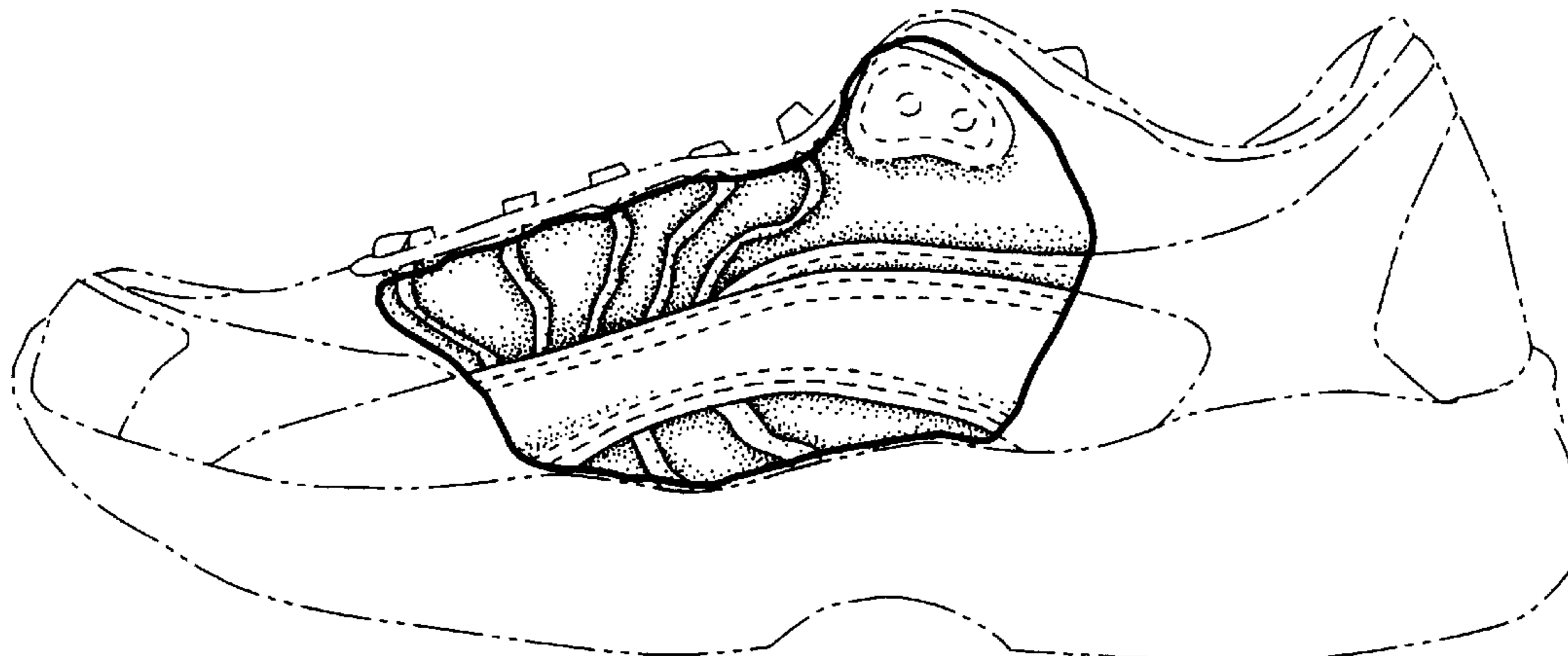
[57] **CLAIM**

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

DESCRIPTION

- FIG. 1 is a perspective view of the side element of a shoe upper showing my new design;
- FIG. 2 is a side elevational view of the side element of a shoe upper shown in FIG. 1;
- FIG. 3 is a rear elevational view of the side element of a shoe upper shown in FIG. 1;
- FIG. 4 is a front elevational view of the side element of a shoe upper shown in FIG. 1; and,
- FIG. 5 is a top view of the side element of a shoe upper shown in FIG. 1.

1 Claim, 2 Drawing Sheets



OTHER PUBLICATIONS

“Nike Footwear Catalog” Spring 1998, published Jun. 1, 1997 (pp. 4, 8, 29, 51, 88, 103, 129, 163, 169, 176, 177, 187, 188, 210), Beaverton, Oregon.

“Nike Footwear Catalog” Fall 1998 Men’s/Specialty, published Nov. 1, 1997 (pp. M2, M7, M12, M41, M42, M49, M50, M97, M140, M141), Beaverton, Oregon.

“Nike Footwear Catalog” Fall 1998 Women’s /Kids’, published Nov. 1, 1997 (pp. W3, W6, W10, W18, W26, W39, W84, W95, W103, W113), Beaverton, Oregon.

“Nike Footwear Catalog” Holiday 1998 Men’s/Specialty, published Feb. 1, 1998 (pp. M2, M3, M4, M7, M26, M33, M40, M55, M90), Beaverton, Oregon.

“Nike Footwear Catalog” Holiday 1998 Women’s/Kids’, published Feb. 1, 1998 (pp. W5, W6, W11, W14, W18, W19, W25, W26, W36, W39, W52, W53, W78, W83), Beaverton, Oregon.

“Nike Footwear Catalog” Spring 1999 Men’s/Specialty, published Jun. 1, 1998 (pp. M5, M7, M13, M15, M37, M43, M51, M52), Beaverton, Oregon.

“Nike Footwear Catalog” Spring 1999 Women’s/Kids’, published Jun. 1, 1998 (pp. W3, W4, W5, W15, W16, W17, W20, W22, W27, W31, W55, W60, W64, W98, W99, W102, W118, W119), Beaverton, Oregon.

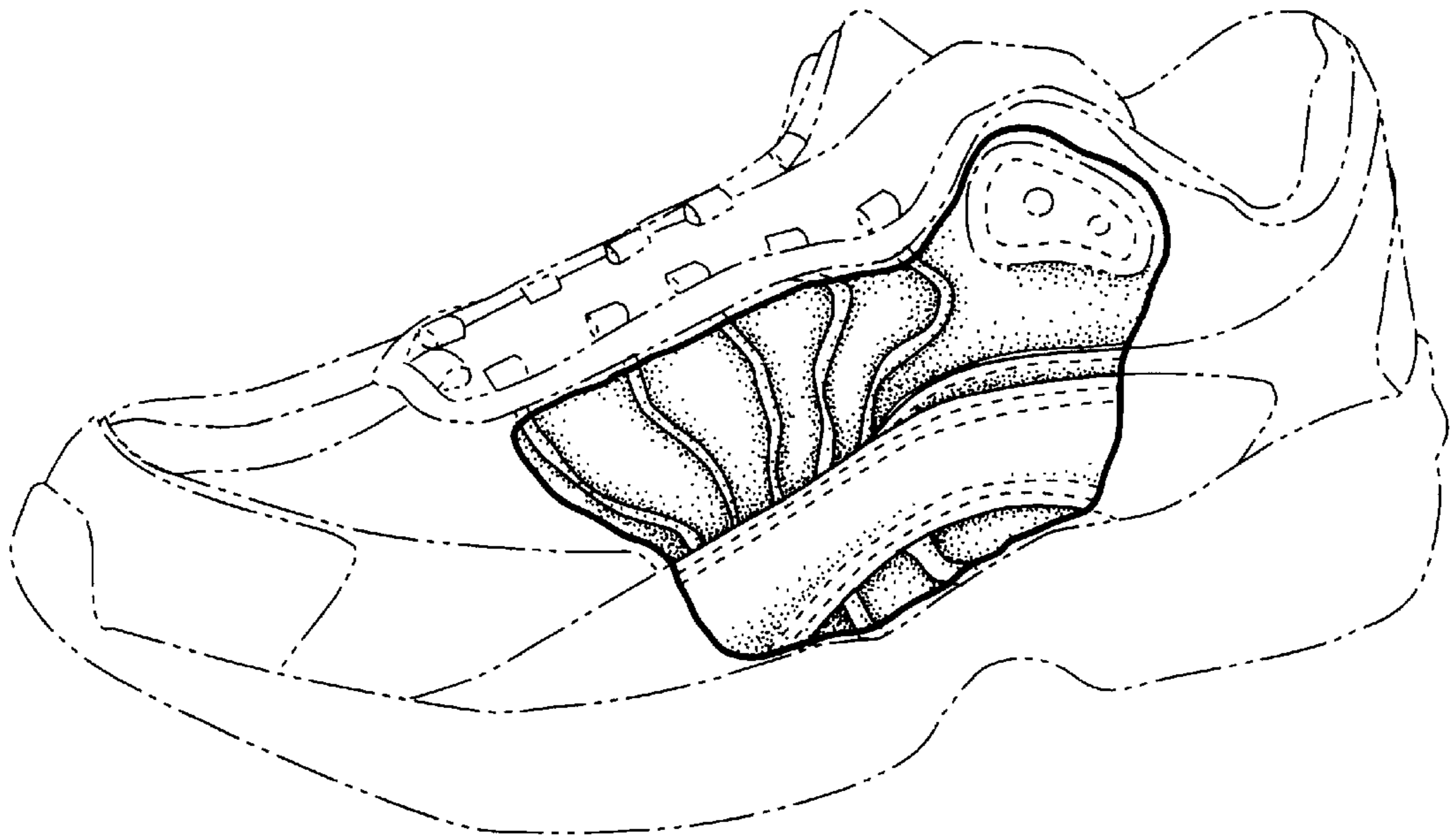


Fig. 1

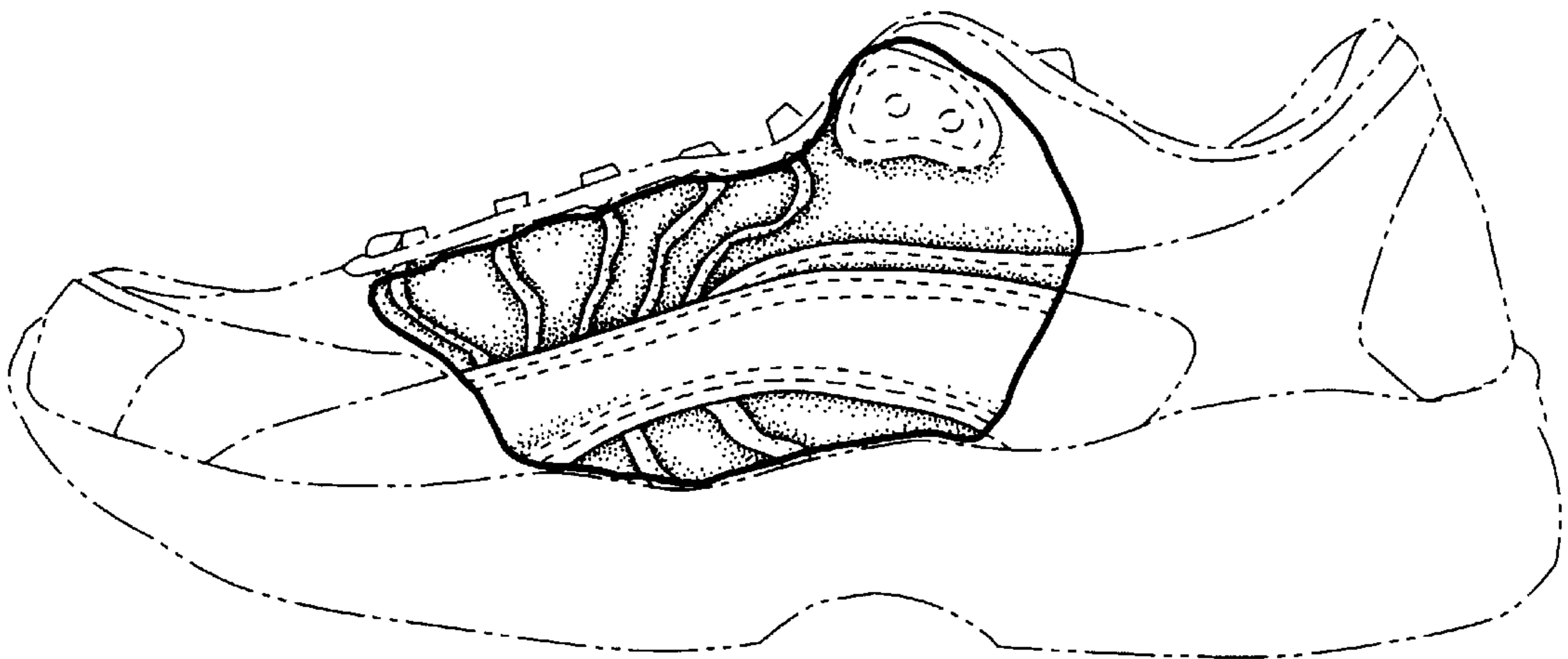


Fig. 2

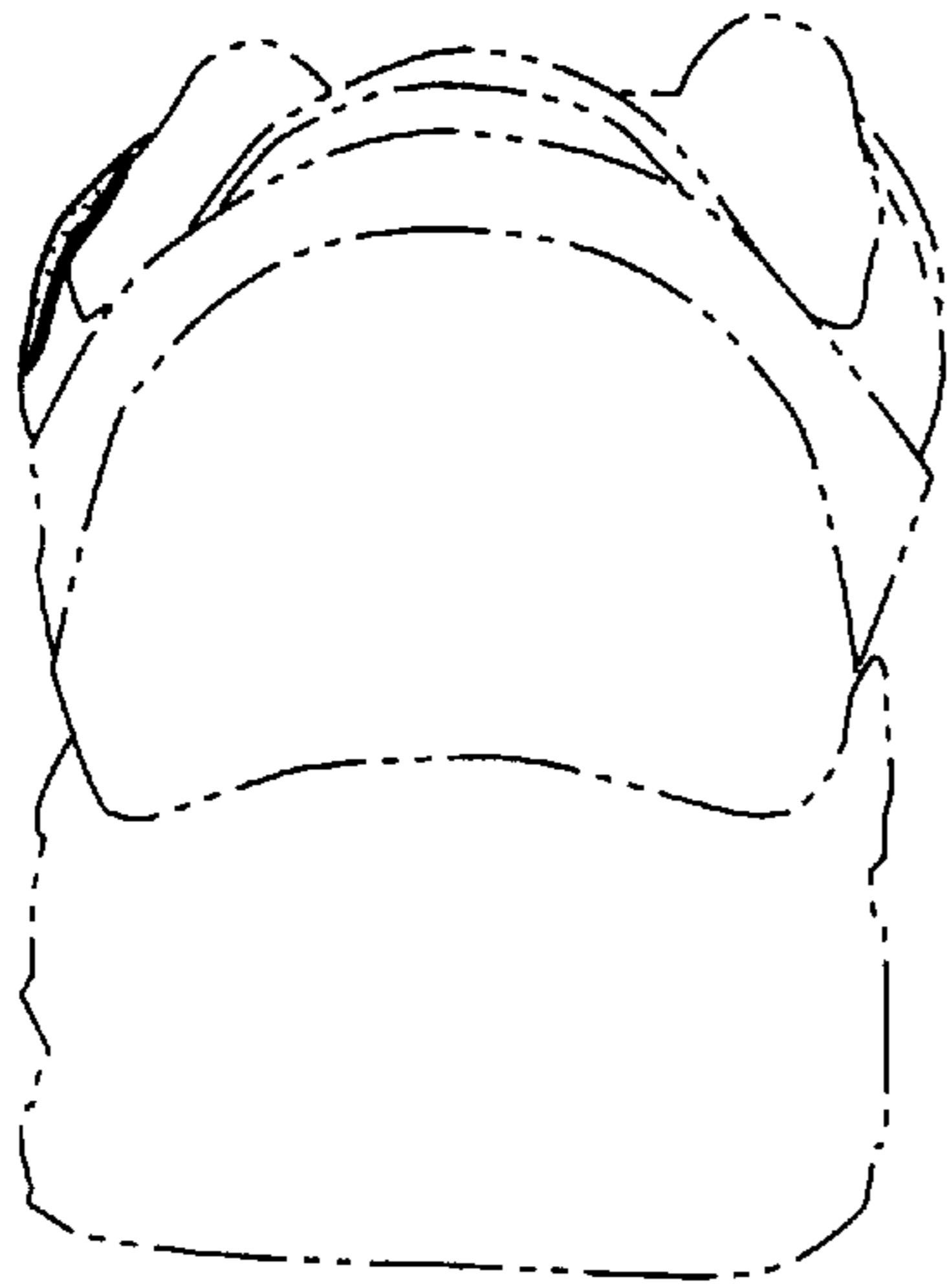


Fig. 3

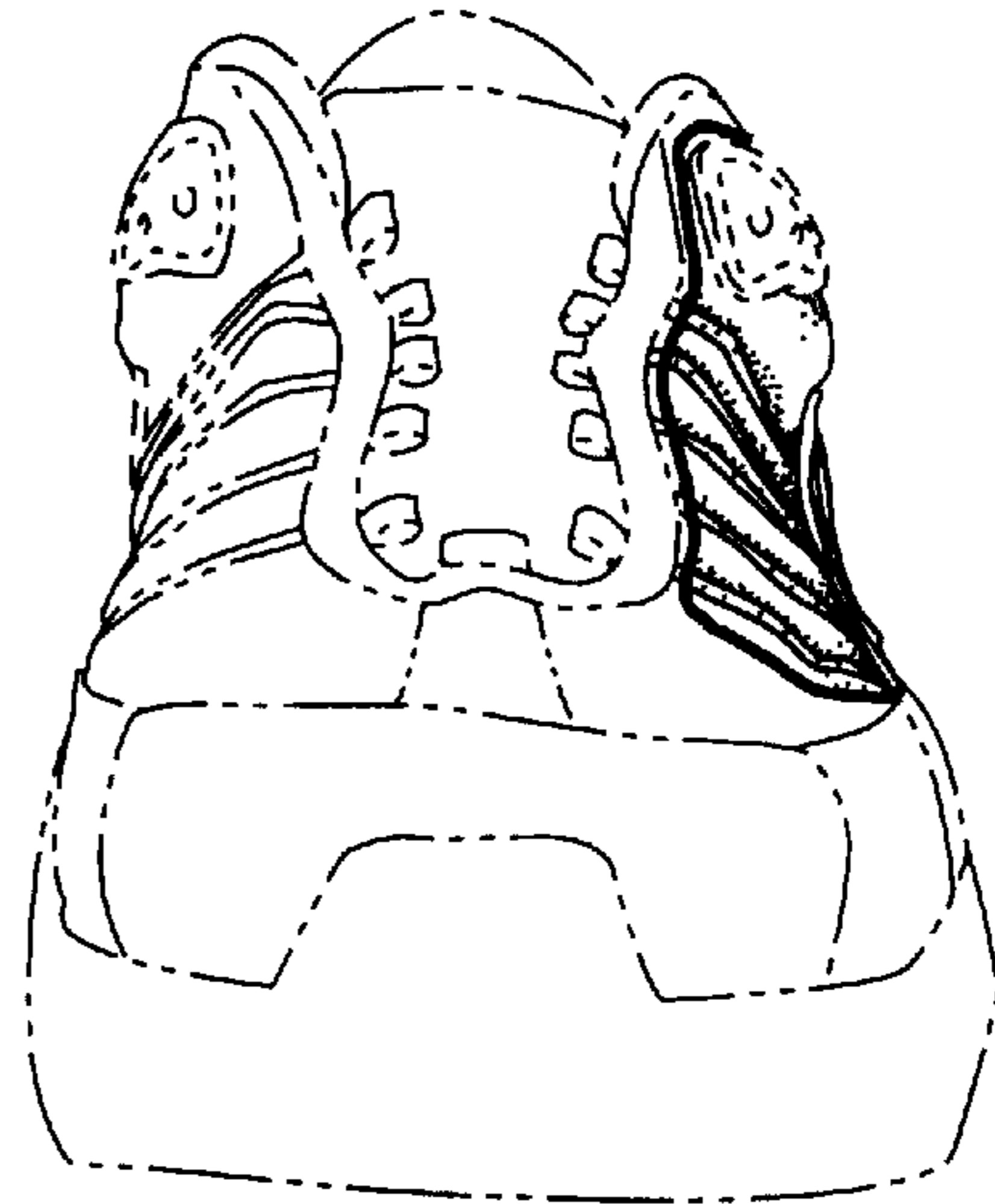


Fig. 4

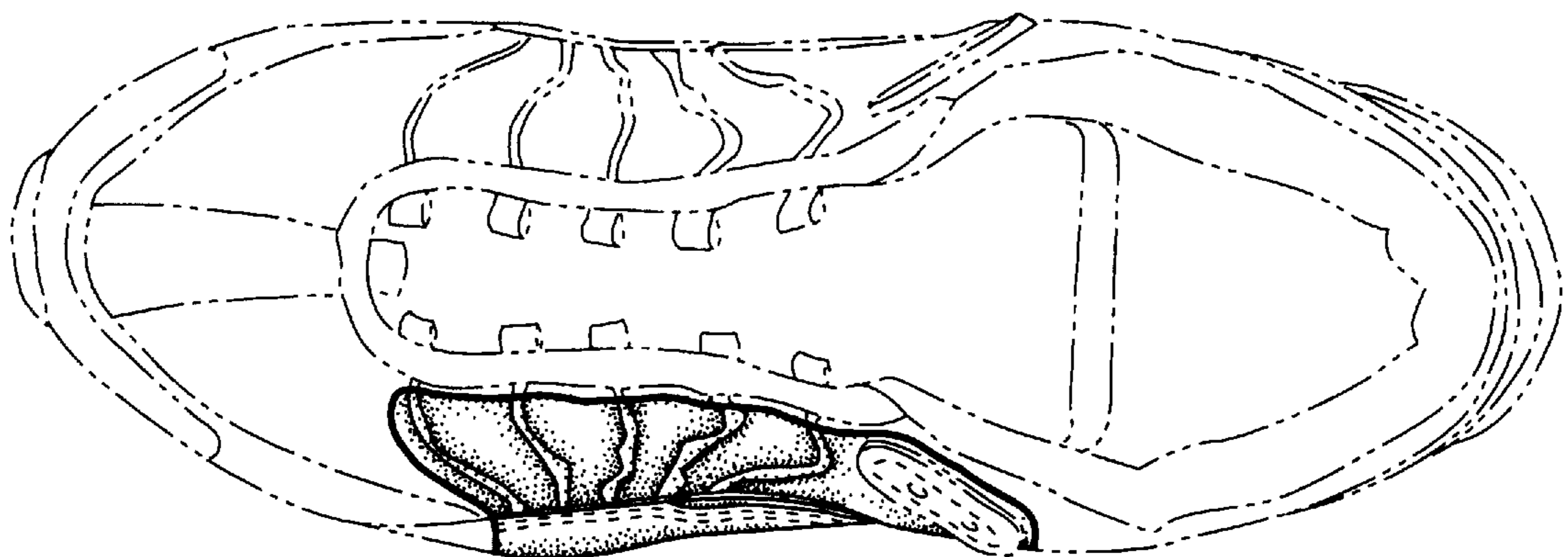


Fig. 5