

US00D408980S

# United States Patent [19]

[11] Patent Number: Des. 408,980

Doxey

[45] Date of Patent: \*\* May 4, 1999

[54] SIDE ELEMENT OF A SHOE UPPER

[75] Inventor: Andre Doxey, Beaverton, Oreg.

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

[\*\*] Term: 14 Years

[21] Appl. No.: 29/095,088

[22] Filed: Oct. 15, 1998

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

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

[58] Field of Search ..... D2/896, 906, 907,  
D2/910, 969, 972, 973; 36/83, 113, 126-131,  
45, 50.1

### [56] References Cited

#### U.S. PATENT DOCUMENTS

- D. 235,700 7/1975 Senter .
- D. 242,583 12/1976 Knight .
- D. 336,768 6/1993 Preskar et al. .
- D. 353,040 12/1994 Avar .
- D. 400,001 10/1998 Lozano ..... D2/972
- D. 401,052 11/1998 Lozano ..... D2/972
- D. 402,101 12/1998 Selbiger ..... D2/972

#### OTHER PUBLICATIONS

- “Nike Footwear Catalog,” Spring 1988 (p. 1), Beaverton, Oregon.
- “Nike Footwear Catalog,” Fall 1989, published Dec. 1, 1988 (pp. 4, 40), Beaverton, Oregon.
- “Nike Footwear Catalog,” Fall 1990, published Dec. 1, 1989 (pp. 4, 40), Beaverton, Oregon.
- “Nike Footwear Catalog,” Spring 1991, published Jun. 1, 1990 (pp. 10, 12, 16, 26, 30, 62), Beaverton, Oregon.
- “Nike Footwear Catalog,” Fall 1992, published Dec. 1, 1991 (pp. 44, 46, 62, 74, 94, 106, 134), Beaverton, Oregon.
- “Nike Footwear Catalog,” Spring 1993, published Jun. 1, 1992 (pp. 22, 106), Beaverton, Oregon.
- “Nike Footwear Catalog,” Fall 1993, published Dec. 1, 1992 (pp. 8, 28, 94, 106), Beaverton, Oregon.
- “Nike Footwear Catalog,” Holiday 1993, published Mar. 1, 1993 (pp. 4, 14, 16, 28, 32, 54), Beaverton, Oregon.

- “Nike Footwear Catalog,” Spring 1994, published Jun. 1, 1993 (p. 42), Beaverton, Oregon.
- “Nike Footwear Catalog,” Late Spring 1994, published Sep. 1, 1993 (pp. 6, 16), Beaverton, Oregon.
- “Nike Footwear Catalog,” Fall 1994, published Nov. 1, 1993 (pp. 18, 20, 66, 84, 152), Beaverton, Oregon.
- “Nike Footwear Catalog,” Holiday 1994, published Mar. 1, 1994 (pp. 3, 20), Beaverton, Oregon.
- “Nike Footwear Catalog,” Spring 1995, published Jun. 1, 1994 (pp. 11, 18, 38, 59, 64, 91, 110), Beaverton, Oregon.
- “Nike Footwear Catalog,” Fall 1995, published Nov. 1, 1994 (pp. 13, 45, 58, 59, 110, 118, 148, 156), Beaverton, Oregon.
- “Nike Footwear Catalog,” Holiday 1995, published Mar. 1, 1995 (pp. 8, 15, 19, 22, 23, 38, 41, 68, 78, 83, 94, 97, 103), Beaverton, Oregon.
- “Nike Footwear Catalog” Fall 1997, published Dec. 1, 1996 (pp. 142, 154, 189), Beaverton, Oregon.
- “Nike Footwear Catalog” Holiday 1997, published Mar. 1, 1997 (p. 180), Beaverton, Oregon.
- “Nike Footwear Catalog” Fall 1998, published Dec. 1, 1997 (pp. W105).
- “Nike Footwear Catalog” Spring 1999, published Jun. 1, 1998 (pp. M13, W19, W23, W24, W100, W107), Beaverton, Oregon.

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

### [57] CLAIM

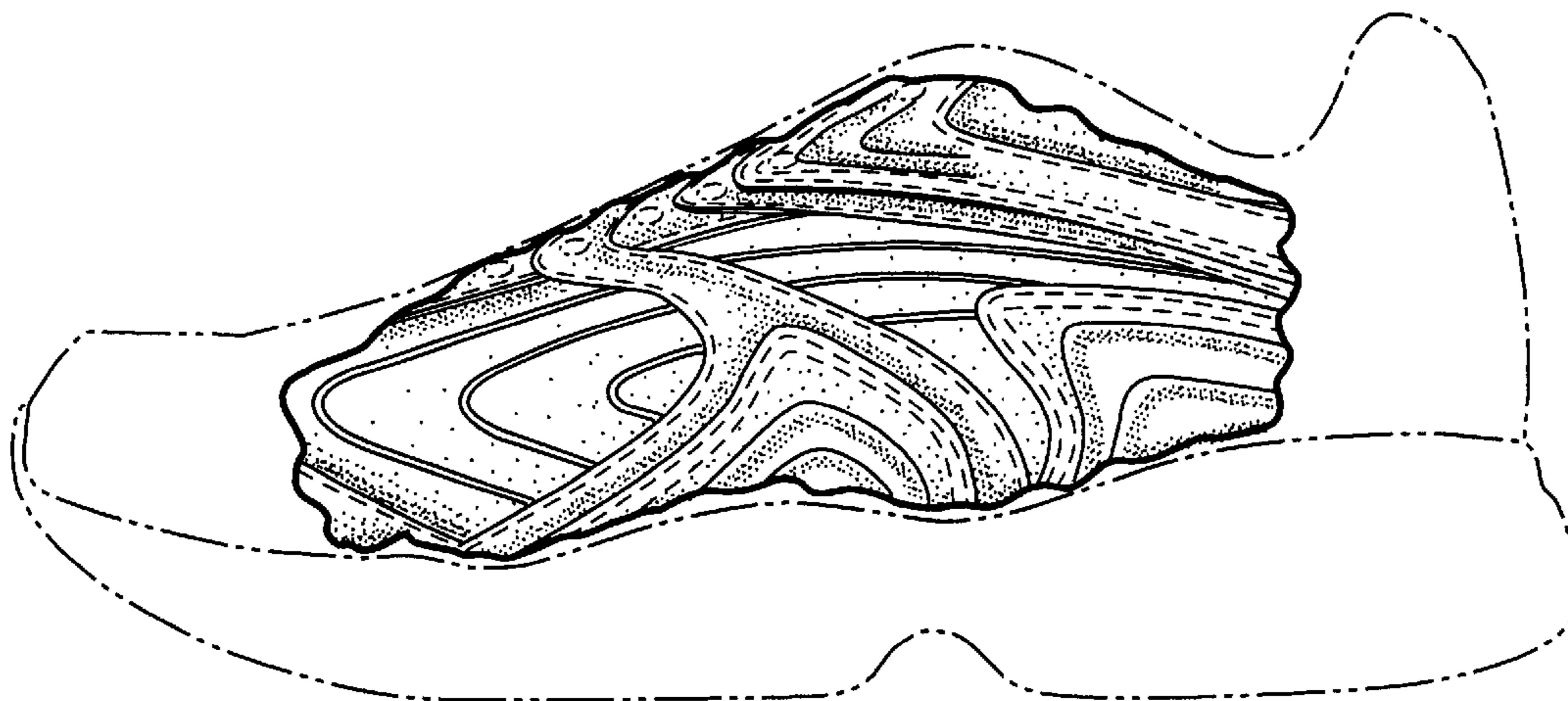
The ornamental design for a side element of a shoe upper, as shown and described.

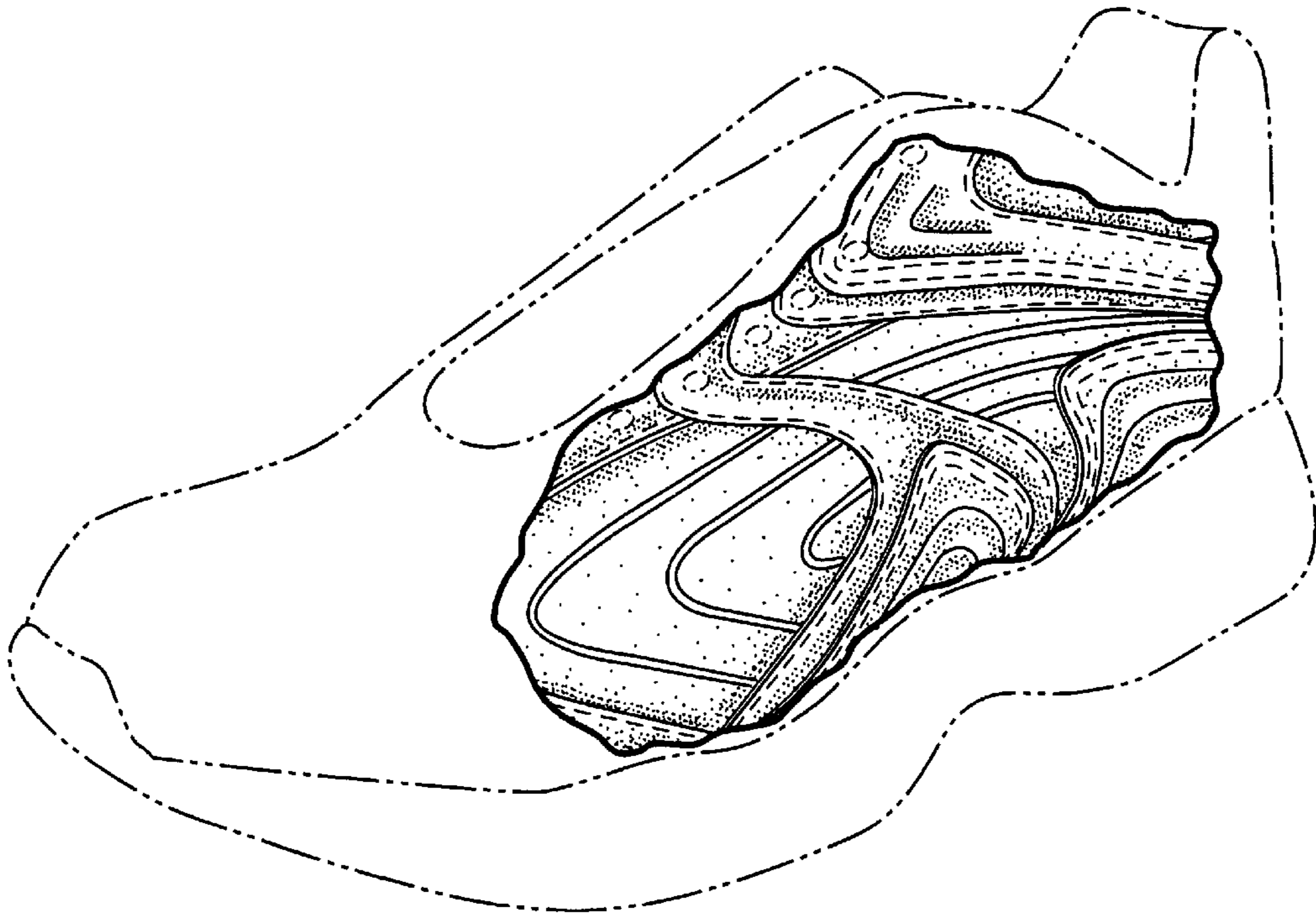
#### DESCRIPTION

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

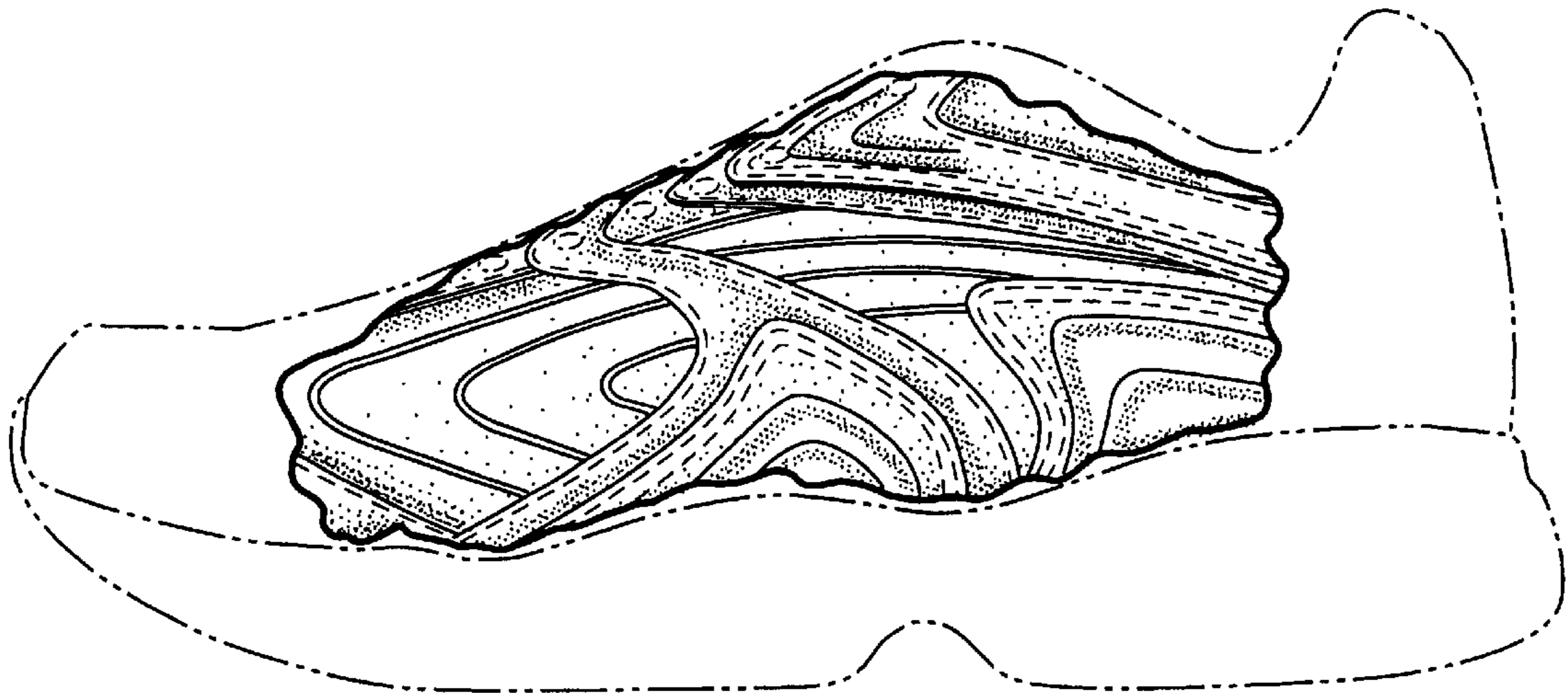
The phantom line showing of a shoe midsole, shoe outsole and portions of a shoe upper shown in FIGS. 1-5 is for illustrative purposes only and forms no part of the claimed design.

1 Claim, 2 Drawing Sheets

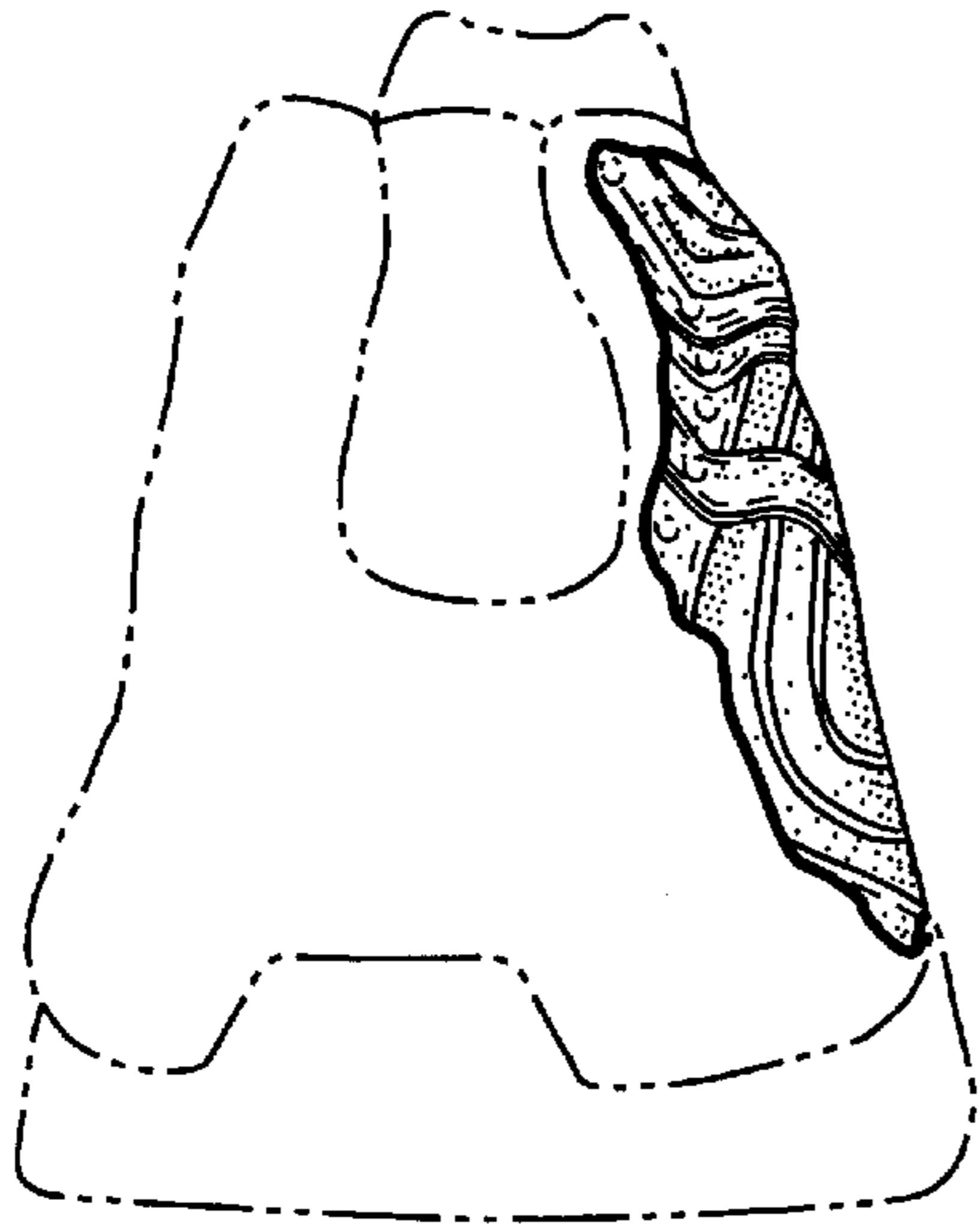




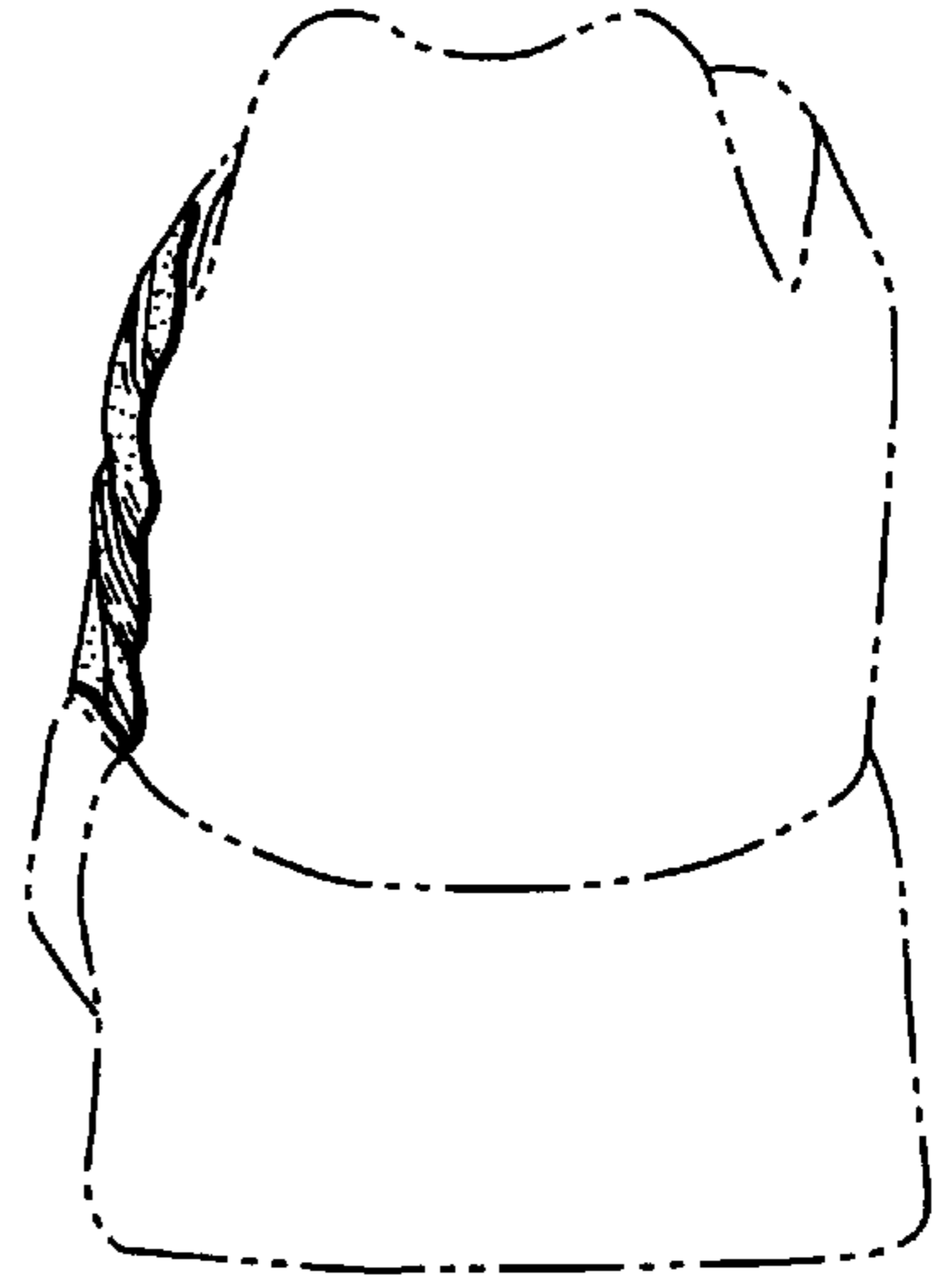
**Fig. 1**



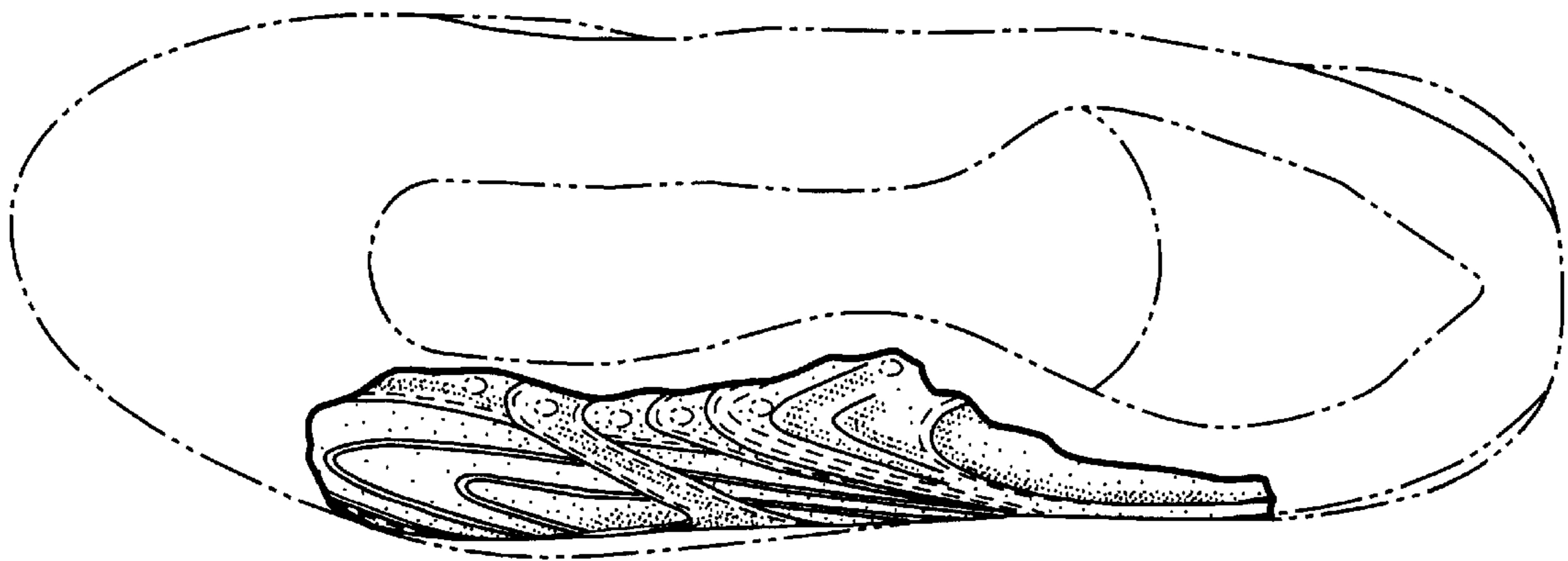
**Fig. 2**



**Fig. 3**



**Fig. 4**



**Fig. 5**