



US00D461304S

(12) **United States Design Patent**
Clegg

(10) **Patent No.:** **US D461,304 S**

(45) **Date of Patent:** **** Aug. 13, 2002**

(54) **SIDE ELEMENT OF A SHOE UPPER**

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(73) Assignee: **Nike, Inc.**, Beaverton, OR (US)

(**) Term: **14 Years**

(21) Appl. No.: **29/154,384**

(22) Filed: **Jan. 18, 2002**

(51) **LOC (7) Cl.** **02-99**

(52) **U.S. Cl.** **D2/972**

(58) **Field of Search** D2/896, 902, 907,
D2/943, 944, 946, 969, 972, 973; 36/45,
50.1, 51, 77 M, 77 R, 83, 88, 113, 114,
126-130

D432,775 S 10/2000 McDowell
D440,389 S 4/2001 Lozano
D452,369 S * 12/2001 Roulo D2/973
D452,991 S * 1/2002 Estey D2/972

OTHER PUBLICATIONS

“Nike Footwear Catalog,” Spring 1997, published Jun. 1, 1996 (pp. 41, 42, Beaverton, Oregon.

(List continued on next page.)

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(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 of the side element of a shoe upper shown in FIG. 1;

FIG. 3 is a front view of the side element of a shoe upper shown in FIG. 1;

FIG. 4 is a rear view of the side element of a shoe upper shown in FIG. 1; and,

FIG. 5 is a top plan view of the side element of a shoe upper shown in FIG. 1.

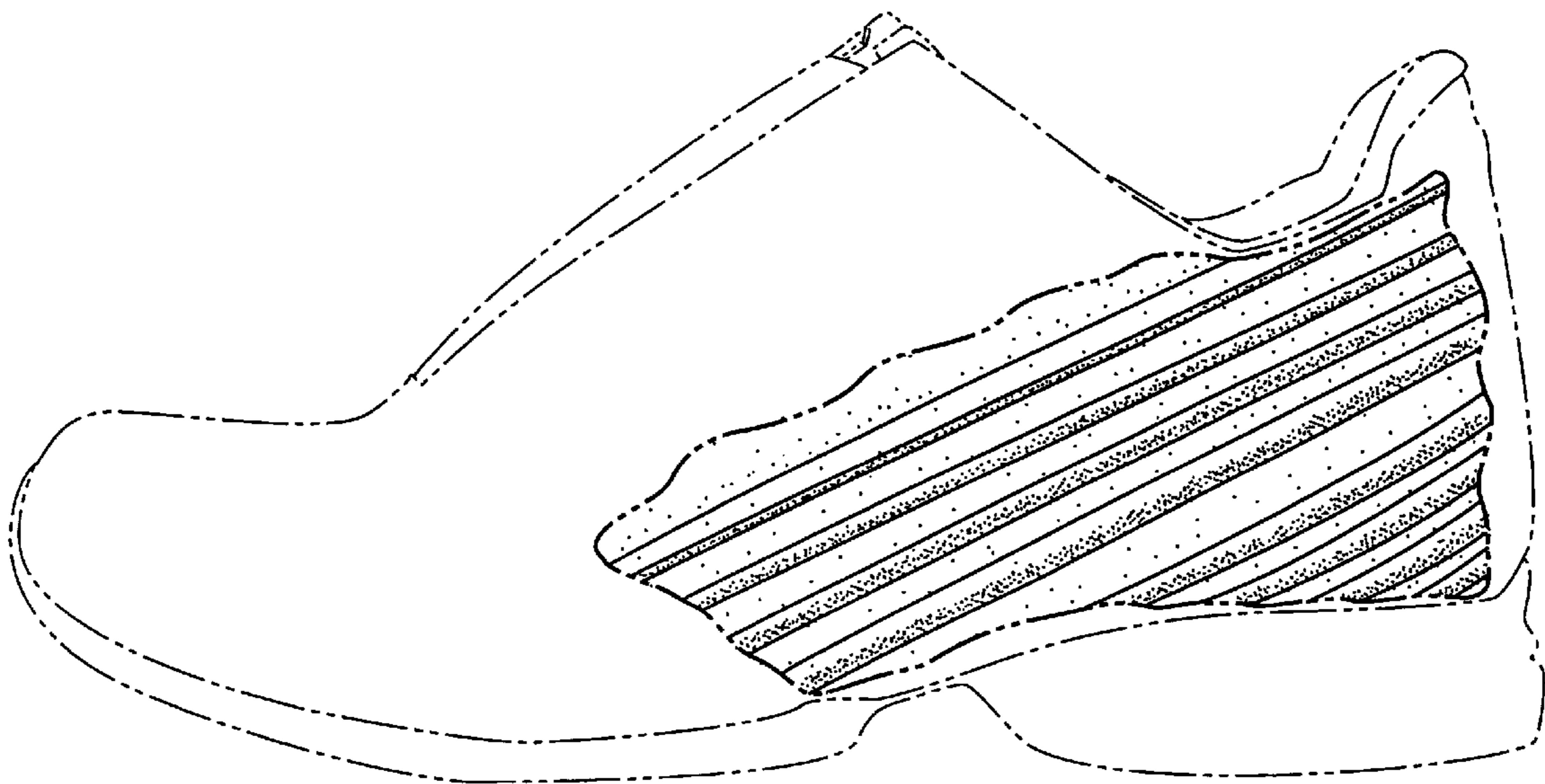
The uneven broken line immediately adjacent to the shaded area represents the bounds of the claimed design. All other uneven broken lines represent the remaining portion of the shoe. The uneven broken line representations in FIGS. 1-5 are for illustrative purposes only and form no part of the claimed design.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D42,379 S	4/1912	Bernstein
D95,147 S	4/1935	Reggie
D125,568 S	3/1941	Hard
2,299,840 A	10/1942	Merritt
3,193,948 A	7/1965	Roberts
D278,850 S	5/1985	Michaeli
D306,514 S	3/1990	Backus
D309,824 S	8/1990	Aveni et al.
5,152,082 A	10/1992	Culpepper
D413,194 S	8/1999	Cooper
D414,599 S	10/1999	Doxey
D415,884 S	11/1999	Kozo
D417,775 S	12/1999	Holmes
D417,776 S	12/1999	McDowell
D427,759 S	7/2000	Hlavacs
D428,693 S	8/2000	Hlavacs
D430,723 S	9/2000	Kim
D431,899 S	10/2000	Cooper

1 Claim, 2 Drawing Sheets



OTHER PUBLICATIONS

“Nike Footwear Catalog,” Late Spring 1997, published Sep. 1, 1996 (p. 38), Beaverton, Oregon.

“Nike Men’s Footwear Catalog,” Fall 1999, published Nov. 1, 1998 (p. M35), Beaverton, Oregon.

“Nike Men’s Footwear Catalog,” Spring 2000, published Jul. 1, 1999 (pp. M46, M51), Beaverton, Oregon.

“Nike Men’s Footwear Catalog,” Fall 2000, published Nov. 1, 1999 (p. M11), Beaverton, Oregon.

“Nike Men’s Footwear Catalog,” Fall 2001, published Nov. 1, 2000 (p. M7), Beaverton, Oregon.

“Nike Men’s Footwear Catalog,” Holiday 2001, published Feb. 1, 2001 (p. M67), Beaverton, Oregon.

“Nike Men’s Footwear Catalog,” Spring 2002, published Jun. 1, 2001 (p. M33), Beaverton, Oregon.

“Nike Men’s Footwear Catalog,” Fall 2002, published Nov. 1, 2001 (p. M39), Beaverton, Oregon.

* cited by examiner

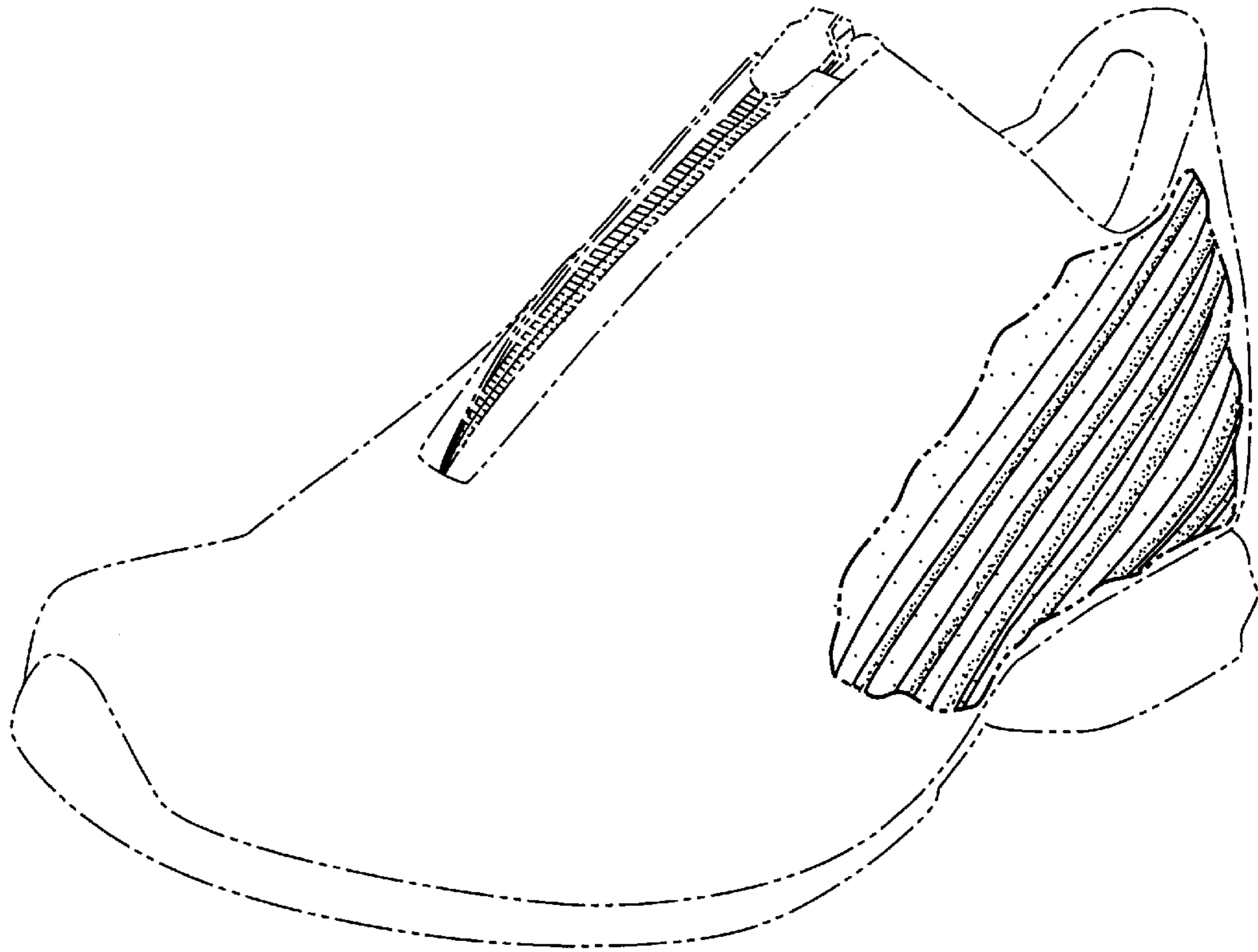


Fig. 1

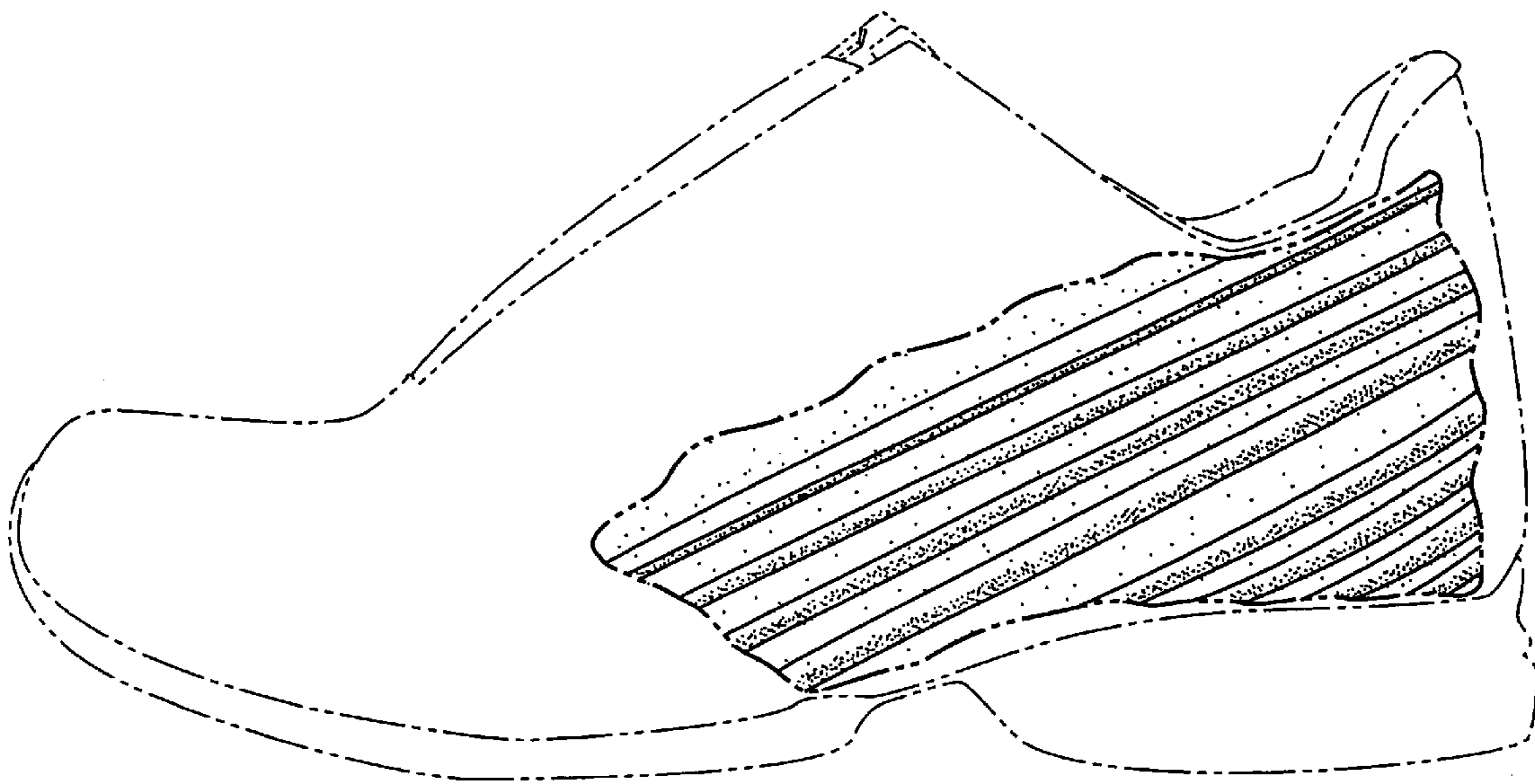


Fig. 2

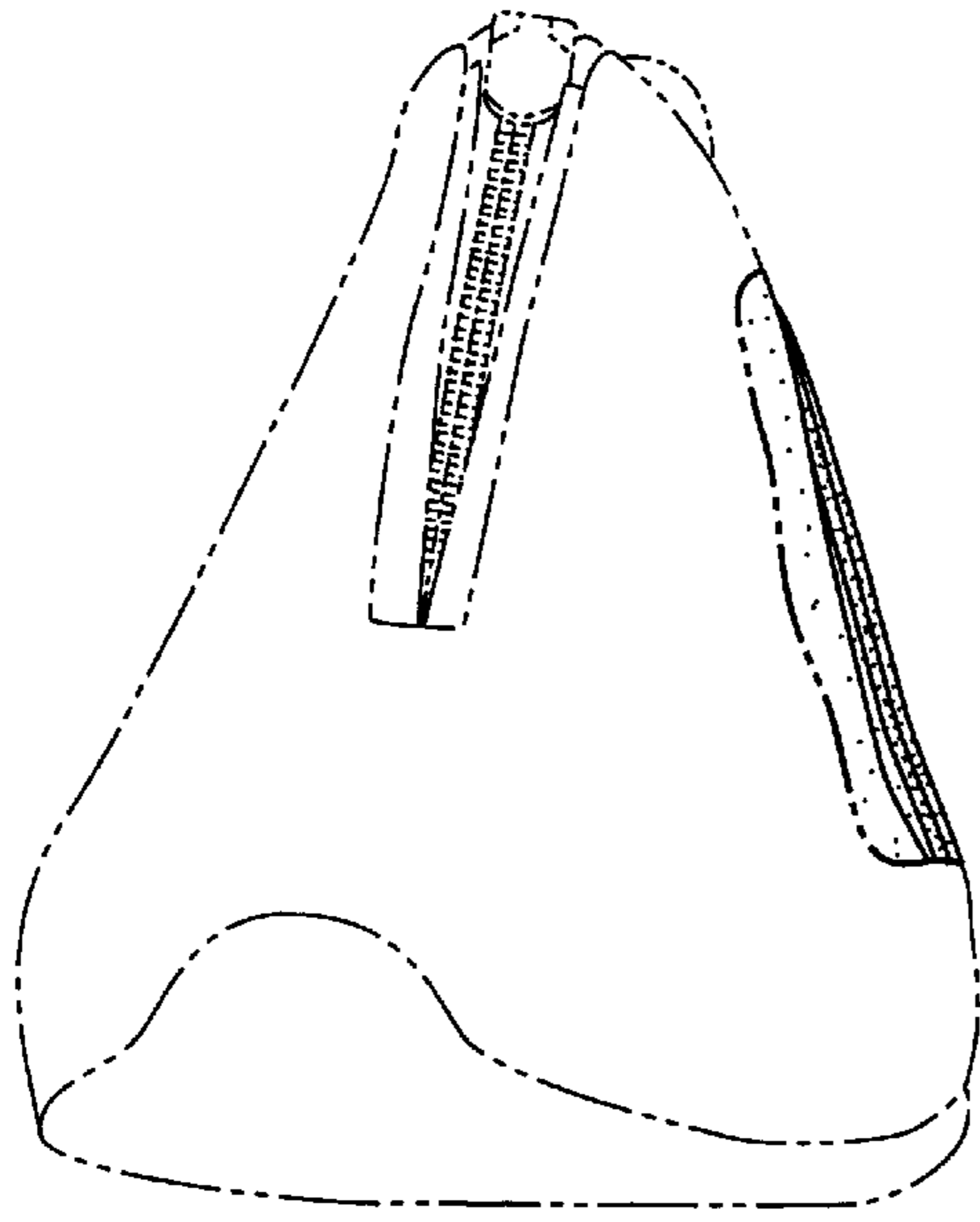


Fig. 3

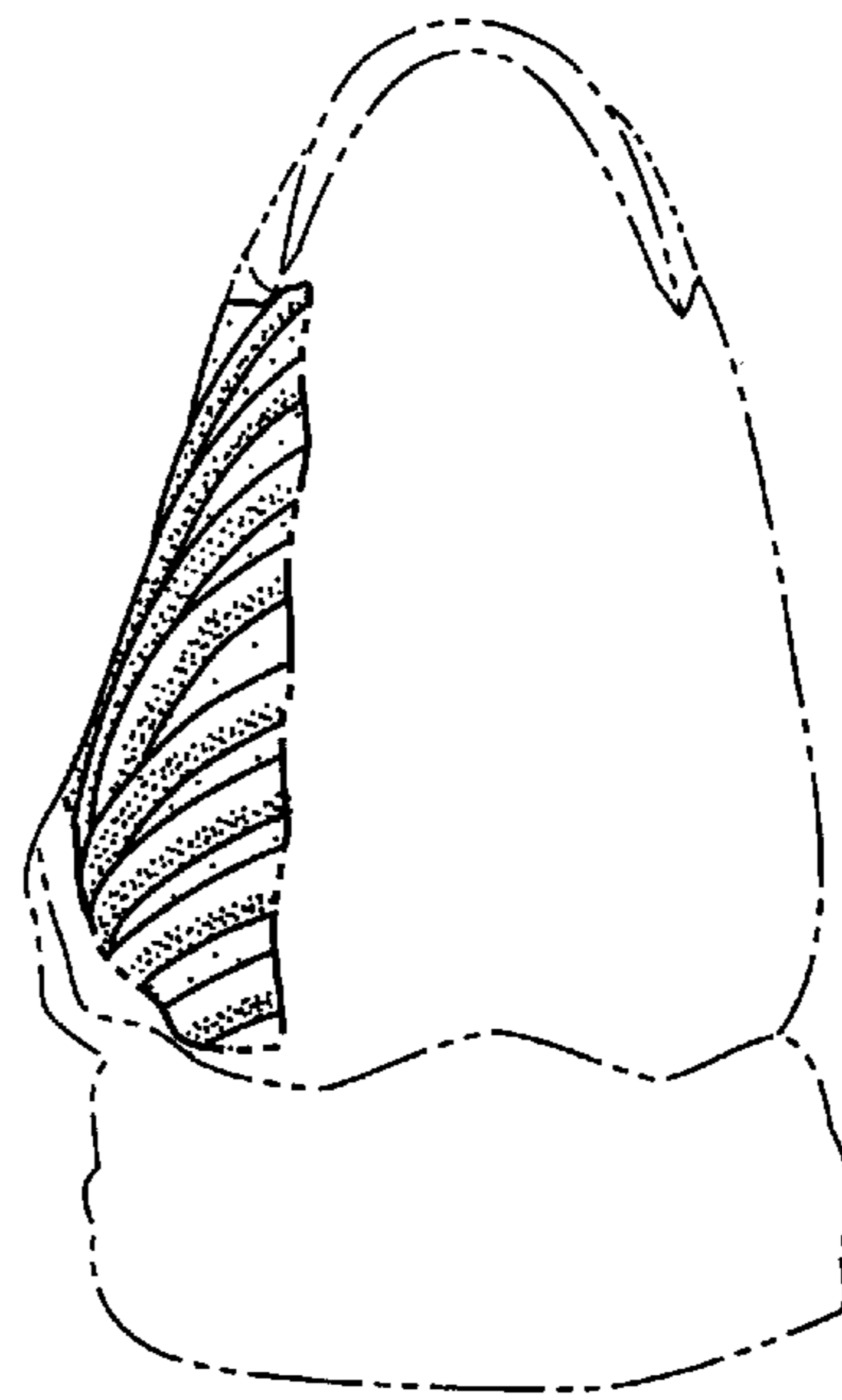


Fig. 4

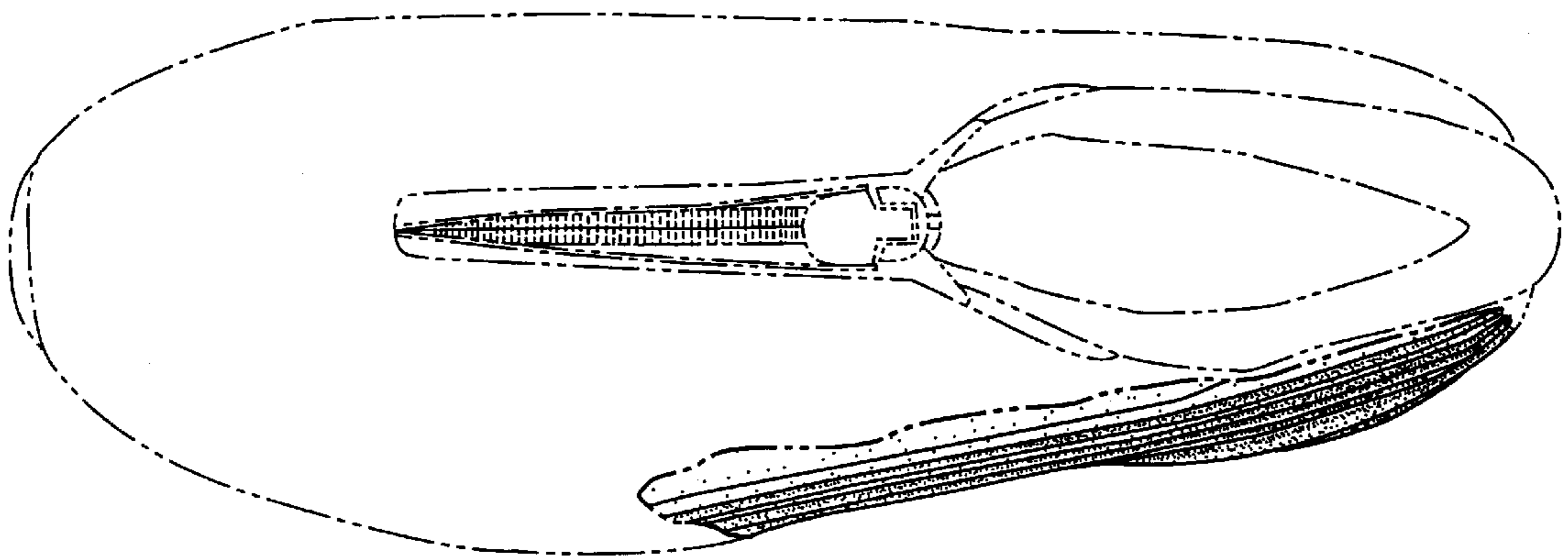


Fig. 5