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

(10) **Patent No.:** **US D491,346 S**

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

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

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

(21) Appl. No.: **29/186,200**

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

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

(58) **Field of Search** D2/902, 907, 943,
D2/944, 969, 972-974; 36/45, 50.1, 77 M,
77 R, 83, 88, 113, 114, 126-130

(56) **References Cited**

U.S. PATENT DOCUMENTS

D89,294 S	2/1933	Atkins	
D93,394 S	9/1934	Grossman	
D99,495 S	5/1936	Andrews	
D287,301 S	12/1986	Tong	
D326,013 S	5/1992	Earle	
D326,351 S	5/1992	Feller et al.	
D326,354 S	5/1992	Hatfield	
D327,567 S	7/1992	Nakao	
D330,109 S	10/1992	Hatfield	
D330,968 S	11/1992	Smith, III	
D335,207 S	5/1993	Lucas	
D336,148 S	6/1993	Adams	
D349,396 S	8/1994	Hatfield	
D394,144 S	5/1998	Parmar	
D398,764 S	9/1998	Hlavacs	
D409,366 S	5/1999	Duggan	
D420,499 S	2/2000	Dolinsky	
D421,331 S	3/2000	Mervar et al.	
D429,412 S	* 8/2000	Tresser	D2/972
D443,978 S	6/2001	McDowell	
D456,129 S	* 4/2002	Smith, III	D2/972
D485,905 S	11/2002	Maza et al.	
D468,520 S	* 1/2003	Holmes	D2/972
D474,882 S	* 5/2003	Cooper	D2/972

OTHER PUBLICATIONS

“Nike Footwear Catalog,” Spring 1991, published Jun. 1990 (p. 88), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 1998, published Jun. 1997 (p. 8), Beaverton, Oregon.

“Nike Footwear Catalog,” Fall 1998, published Nov. 1997 (p. W48), Beaverton, Oregon.

“Nike Footwear Catalog,” Holiday 1998, published Feb. 1998 (p. W26), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 1999, published Jun. 1998 (p. M48, M59), Beaverton, Oregon.

“Nike Footwear Catalog,” Fall 1999, published Nov. 1998 (p. W24), 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;

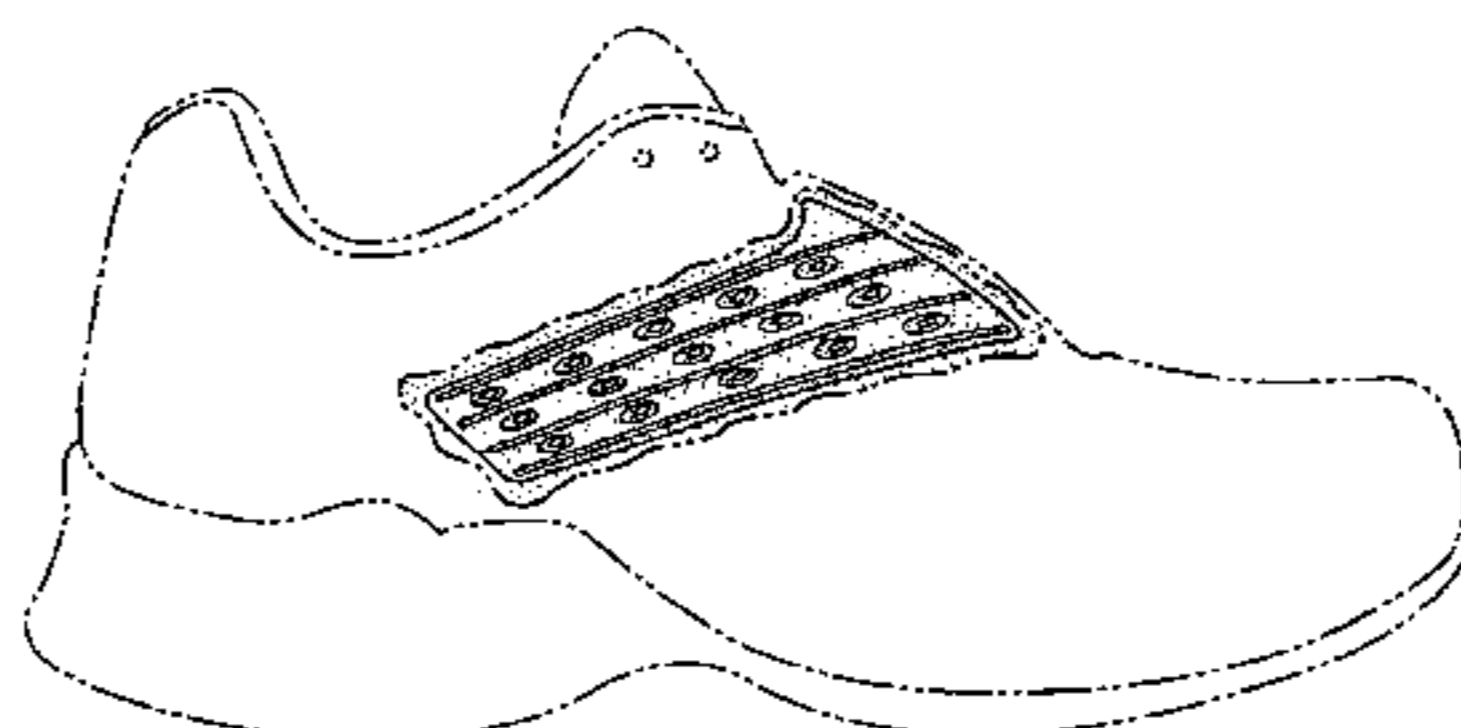
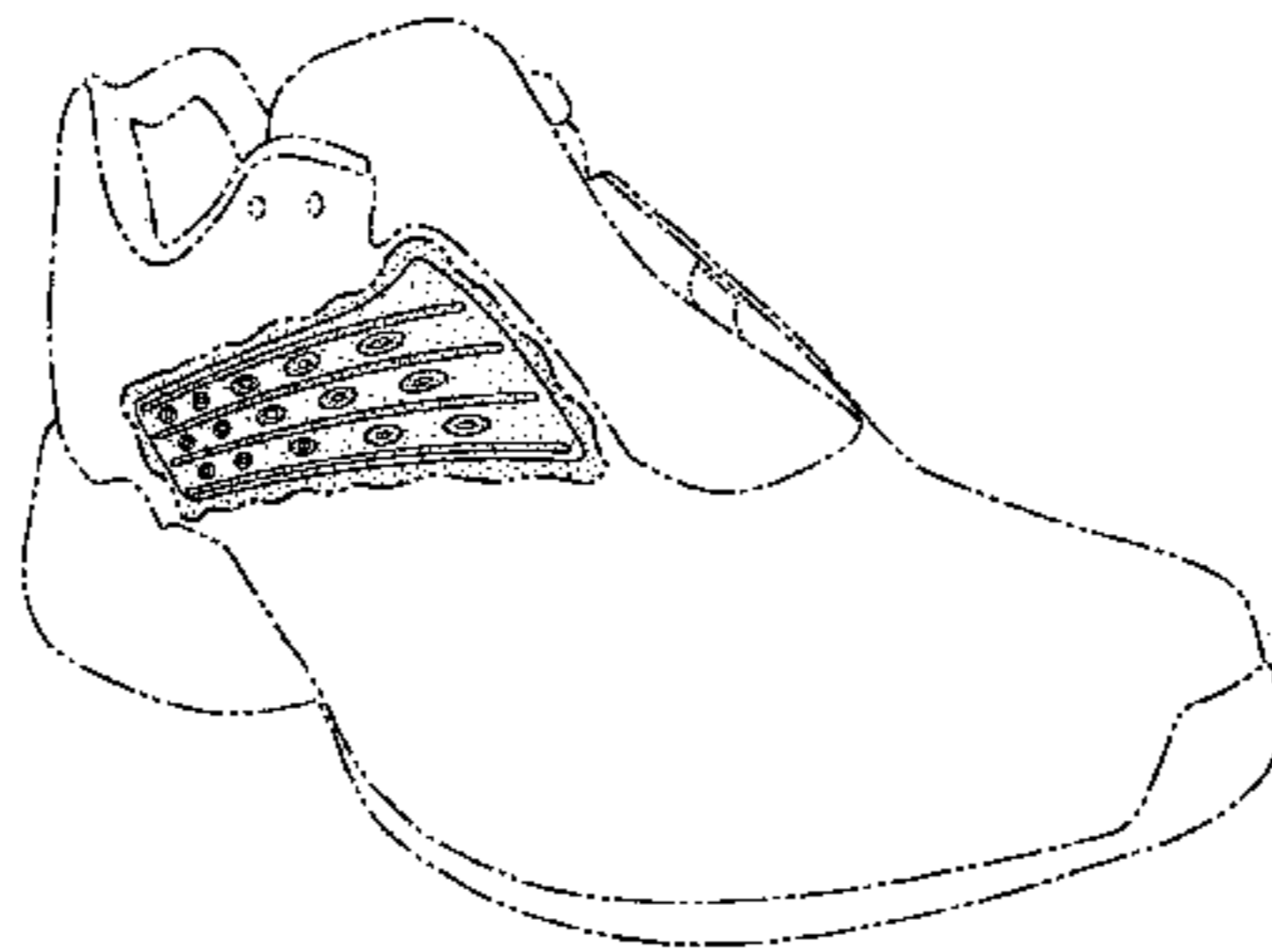
FIG. 3 is a front view of the side element of a shoe upper shown in FIG. 1;

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

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

The uneven broken lines immediately adjacent to the shaded areas represent 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.

1 Claim, 2 Drawing Sheets



OTHER PUBLICATIONS

"Nike Footwear Catalog," Holiday 1999, published Mar. 1999 (p. W58), Beaverton, Oregon.

"Nike Footwear Catalog," Spring 2000, published Jul. 1999 (p. 26), Beaverton, Oregon.

"Nike Footwear Catalog," Fall 2000, published Nov. 1999 (p. 42), Beaverton, Oregon.

"Nike Footwear Catalog," Holiday 2000, published Mar. 2000 (p. 8), Beaverton, Oregon.

"Nike Footwear Catalog," Spring 2001, published Jun. 2000 (p. 4), Beaverton, Oregon.

"Nike Footwear Catalog," Holiday 2001, published Feb. 2001 (p. 69), Beaverton, Oregon.

"Nike Footwear Catalog," Spring 2002, published Jun. 2001 (p. 33, 97), Beaverton, Oregon.

"Nike Footwear Catalog," Spring 2002, published Jun. 2001 (p. 31), Beaverton, Oregon.

"Nike Footwear Catalog," Spring 2002, published Sep. 2001 (p. 10, 69), Beaverton, Oregon.

"Nike Footwear Catalog," Late Spring 2002, published Sep. 2001 (p. 14), Beaverton, Oregon.

"Nike Footwear Catalog," Fall 2002, published Nov. 2001 (p. 83), Beaverton, Oregon.

"Nike Footwear Catalog," Spring 2003, published Jun. 2002 (p. 44, 90), Beaverton, Oregon.

"Nike Footwear Catalog," Late Spring 2003, published Sep. 2002 (p. 9), Beaverton, Oregon.

"Nike Footwear Catalog," Late Spring 2003, published Sep. 2002 (p. 99), Beaverton, Oregon.

* cited by examiner

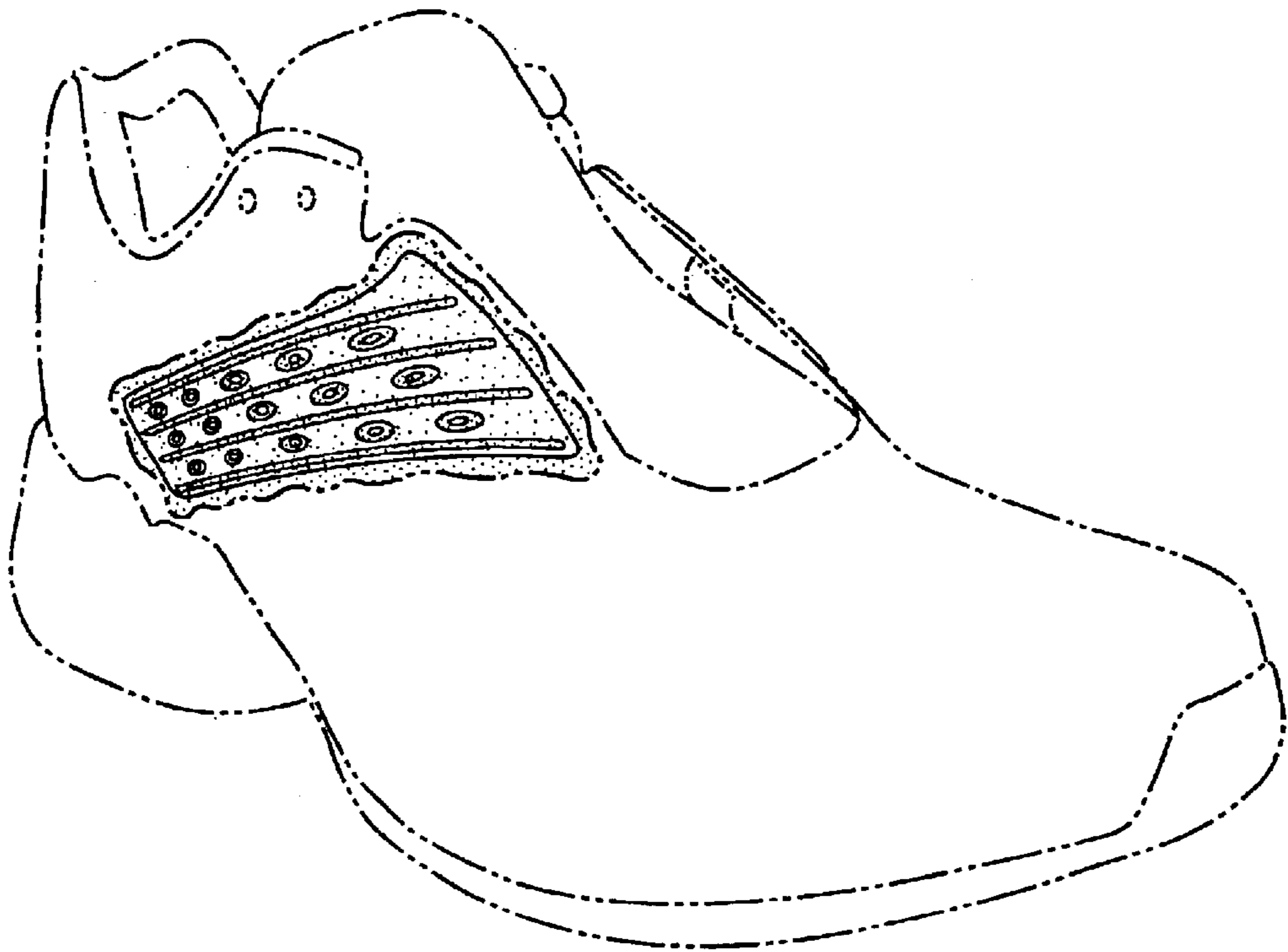


Fig. 1

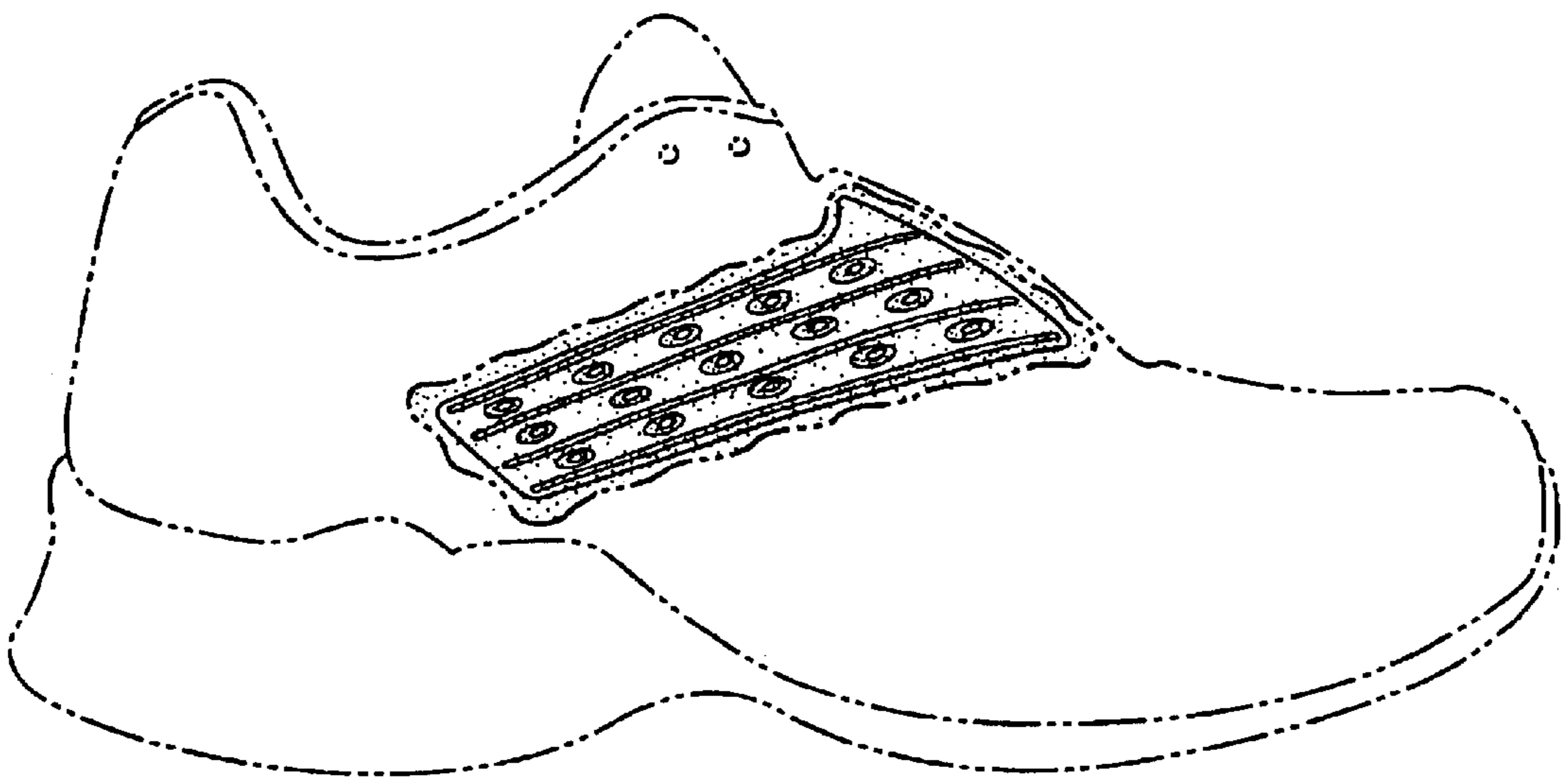


Fig. 2

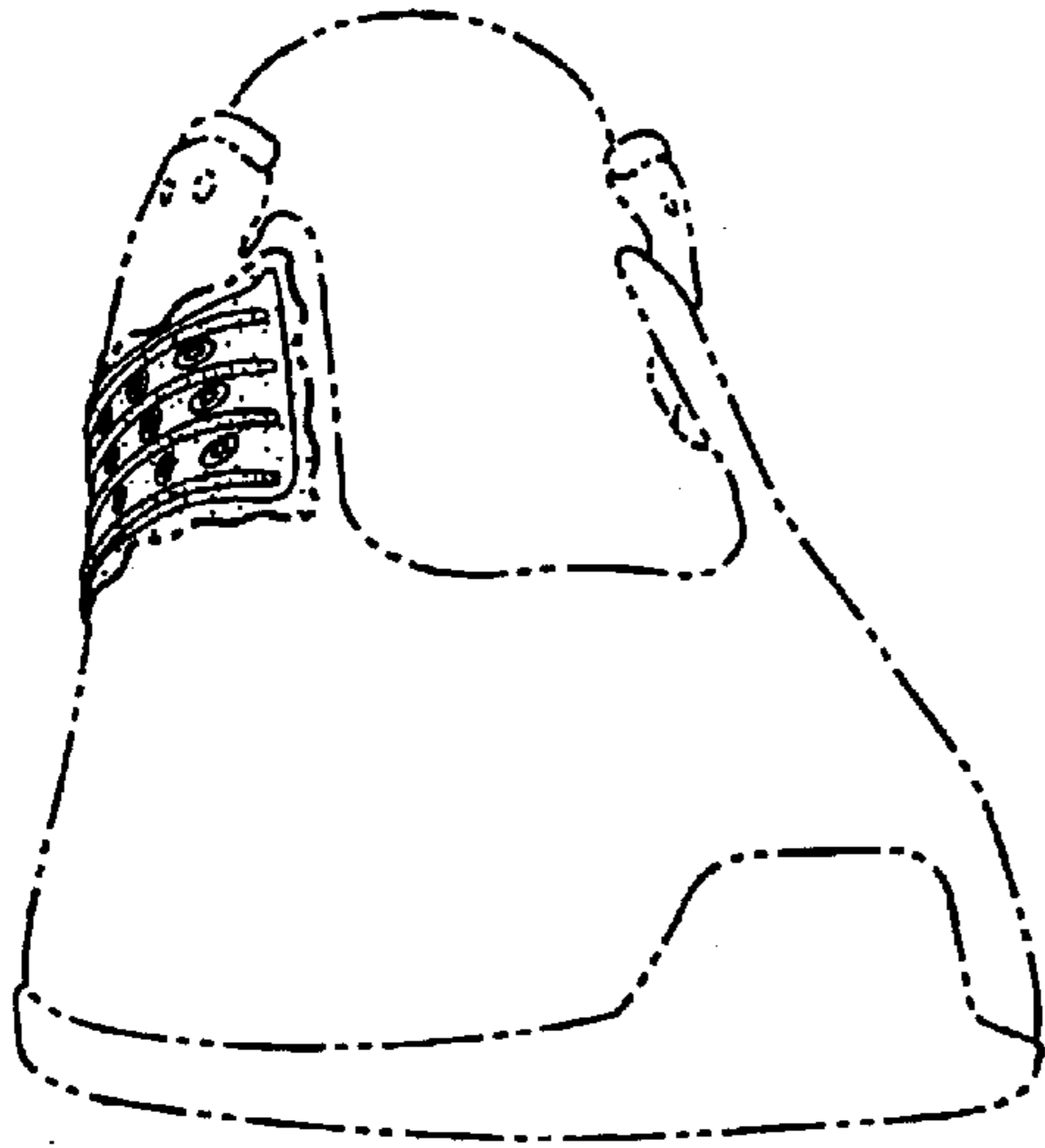


Fig. 3



Fig. 4

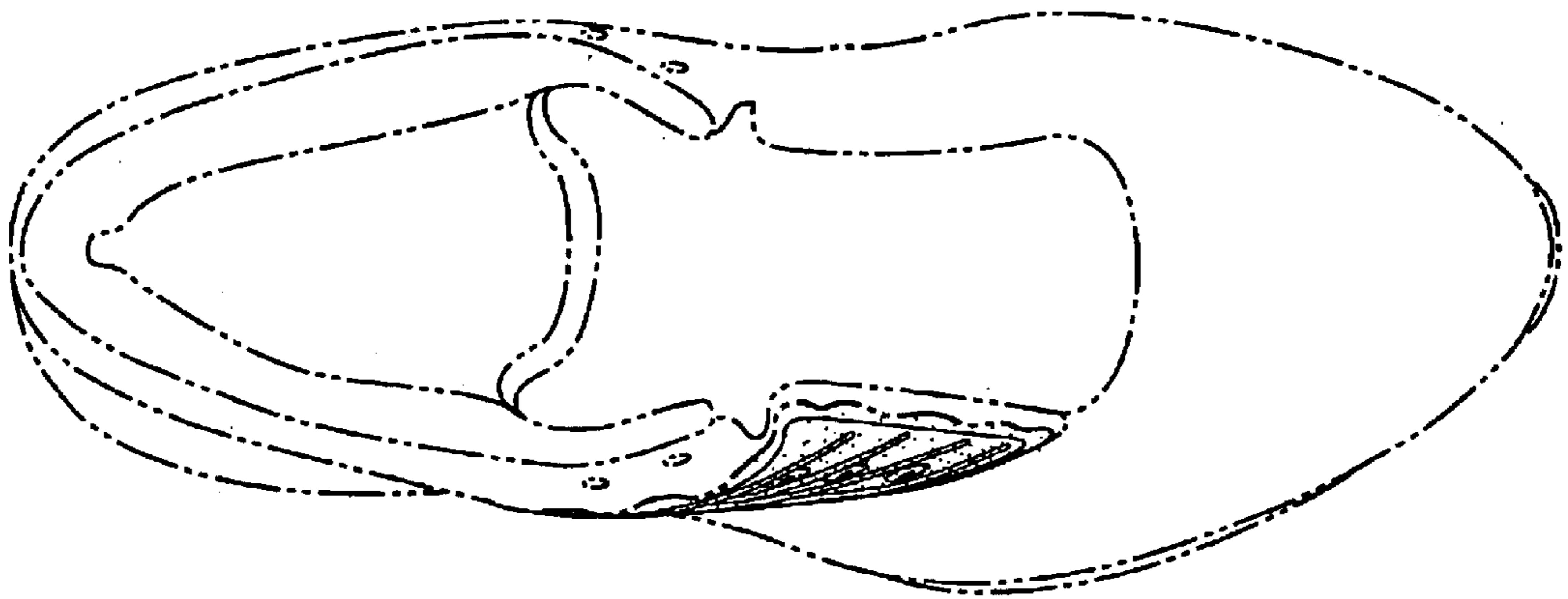


Fig. 5