

US00D496152S1

(12) **United States Design Patent** (10) **Patent No.:** **US D496,152 S**  
**Doxey** (45) **Date of Patent:** **\*\* Sep. 21, 2004**

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

D479,392 S 9/2003 Hillyer  
D479,644 S 9/2003 Sakai

(75) Inventor: **Andre Doxey**, Hillsboro, OR (US)

**OTHER PUBLICATIONS**

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

“Nike Footwear Catalog,” Fall 1996, published Dec. 1995 (p. W141), Beaverton, Oregon.

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

“Nike Footwear Catalog,” Fall 1997, published Dec. 1996 (pp. M47, M148), Beaverton, Oregon.

(21) Appl. No.: **29/194,051**

“Nike Footwear Catalog,” Holiday 1997, published Mar. 1997 (p. M69), Beaverton, Oregon.

(22) Filed: **Nov. 19, 2003**

“Nike Footwear Catalog,” Spring 1998, published Jun. 1997 (p. W169), Beaverton, Oregon.

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

“Nike Footwear Catalog,” Fall 1998, published Nov. 1997, (pp. M39, W10), Beaverton, Oregon.

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

(58) **Field of Search** ..... D2/896, 902, 907,  
D2/908, 943, 944, 972-974; 36/45, 50.1,  
77 M, 77 R, 83, 88, 113, 114, 126-130

(List continued on next page.)

(56) **References Cited**

*Primary Examiner*—Dominic Simone

(74) *Attorney, Agent, or Firm*—Trask Britt

**U.S. PATENT DOCUMENTS**

(57) **CLAIM**

- D86,956 S \* 5/1932 Hakim ..... D2/974
- D131,309 S 2/1942 Sutcliffe
- D293,964 S 2/1988 Baungratz
- D341,703 S \* 11/1993 Hatfield et al. .... D2/973
- D342,600 S 12/1993 Hatfield et al.
- D345,253 S 3/1994 Lucas
- D348,976 S 7/1994 Van Noy
- D355,756 S 2/1995 Vestuti
- D375,193 S 11/1996 Kallen et al.
- D386,599 S \* 11/1997 LaRowe ..... D2/972
- D391,053 S \* 2/1998 Lucas ..... D2/972
- D397,855 S 9/1998 Clarke
- D398,760 S 9/1998 Rask
- 5,806,208 A 9/1998 French
- D400,002 S \* 10/1998 Tong ..... D2/972
- D404,194 S 1/1999 Smith
- D407,549 S 4/1999 McCourt
- D415,882 S 11/1999 McDowell
- D418,280 S 1/2000 Kieler
- D424,798 S 5/2000 McDowell
- D428,246 S 7/2000 McCourt
- D432,781 S \* 10/2000 Hardy ..... D2/972
- D452,070 S \* 12/2001 Holmes ..... D2/972
- D459,862 S 7/2002 Butler et al.
- D475,189 S 6/2003 Laberge et al.

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;

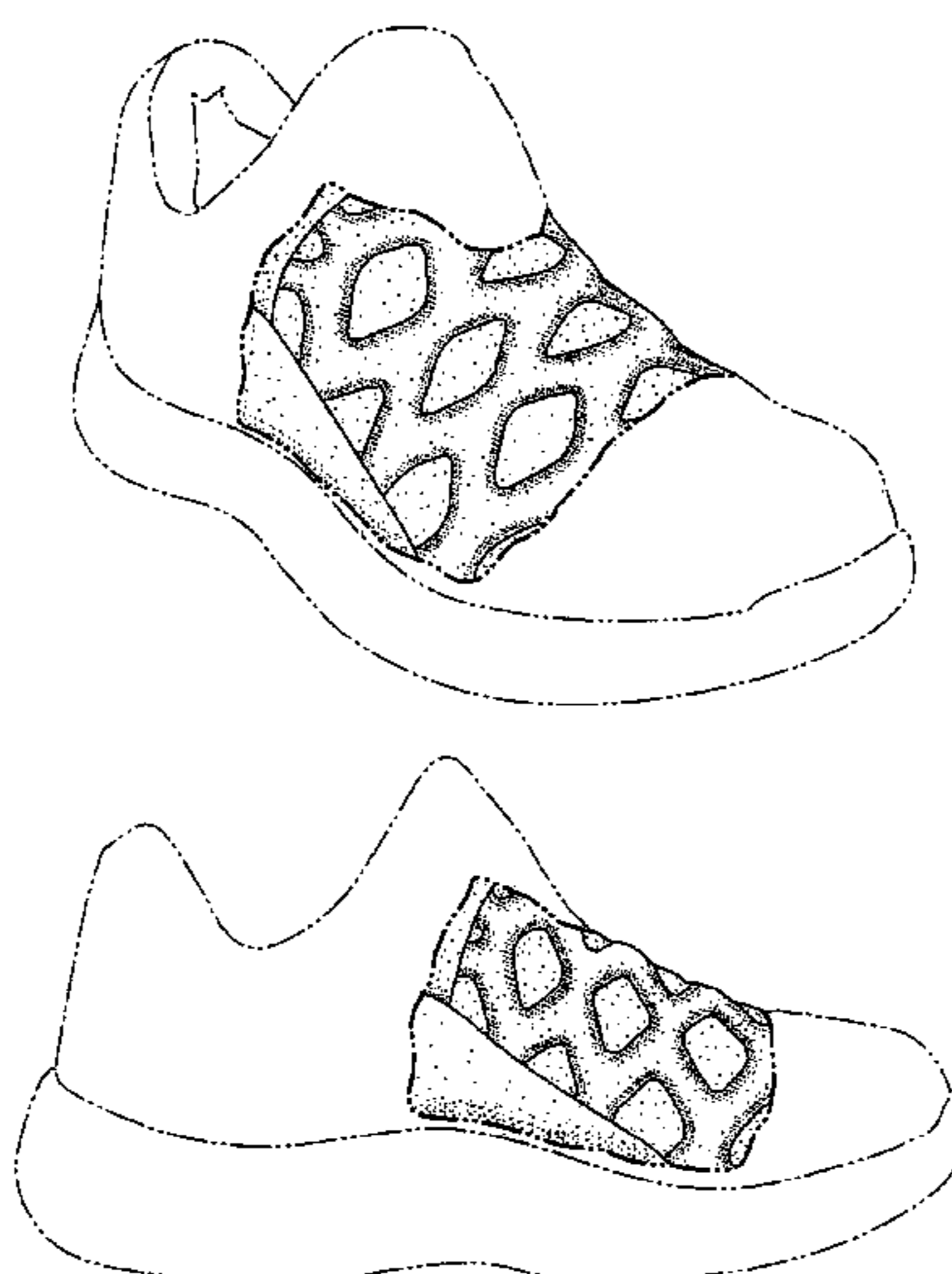
FIG. 3 is a front view of the side element of a shoe upper shown in FIG. 1;

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 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.

**1 Claim, 2 Drawing Sheets**



OTHER PUBLICATIONS

“Nike Footwear Catalog,” Spring 2001, published Jun. 2000 (pp. M26, W8, W23), Beaverton, Oregon.

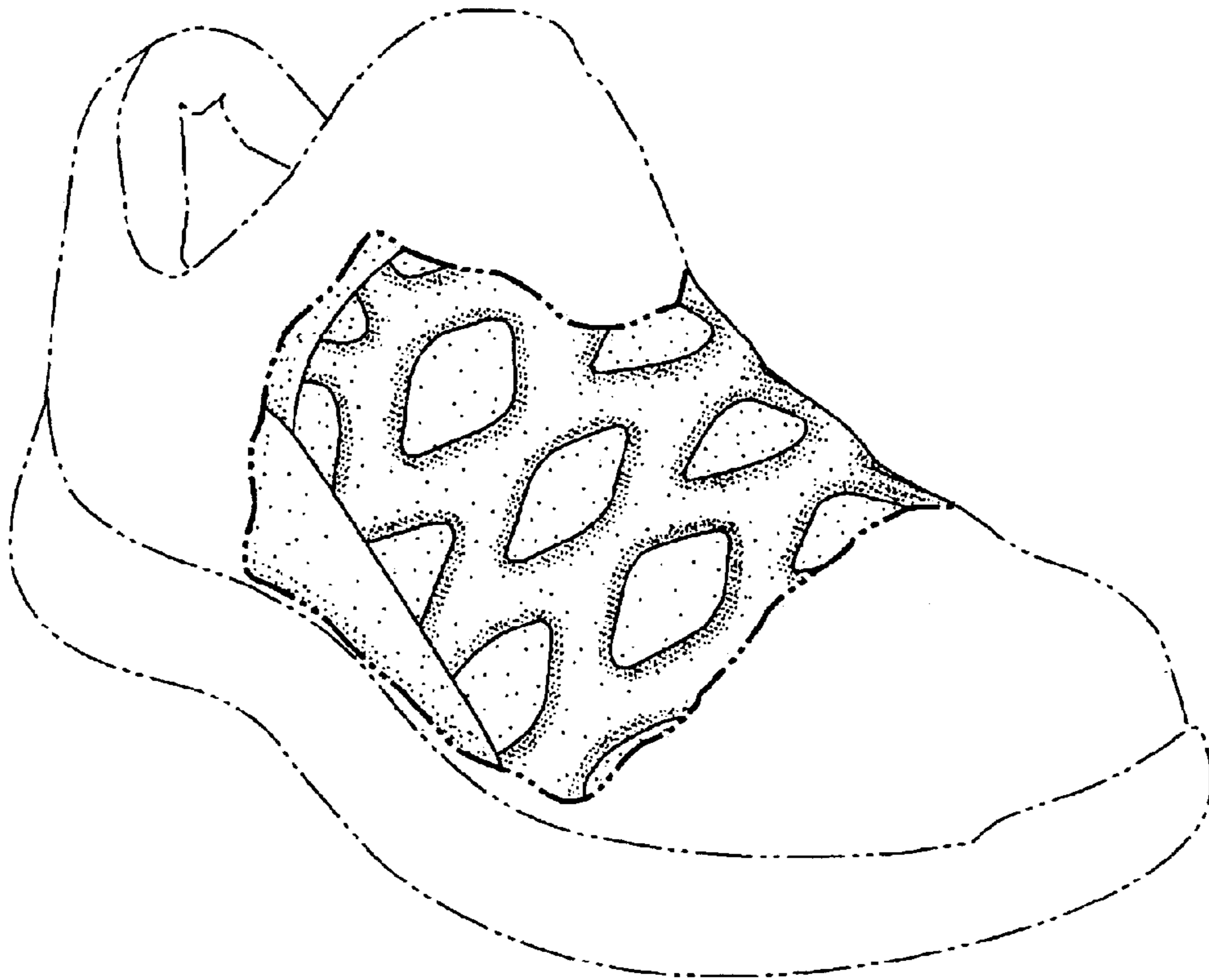
“Nike Footwear Catalog,” Late Spring 2001, published Sep. 2000 (p. M6), Beaverton, Oregon.

“Nike Footwear Catalog,” Spring 2002, published Jun. 2001 (p. W33), Beaverton, Oregon.

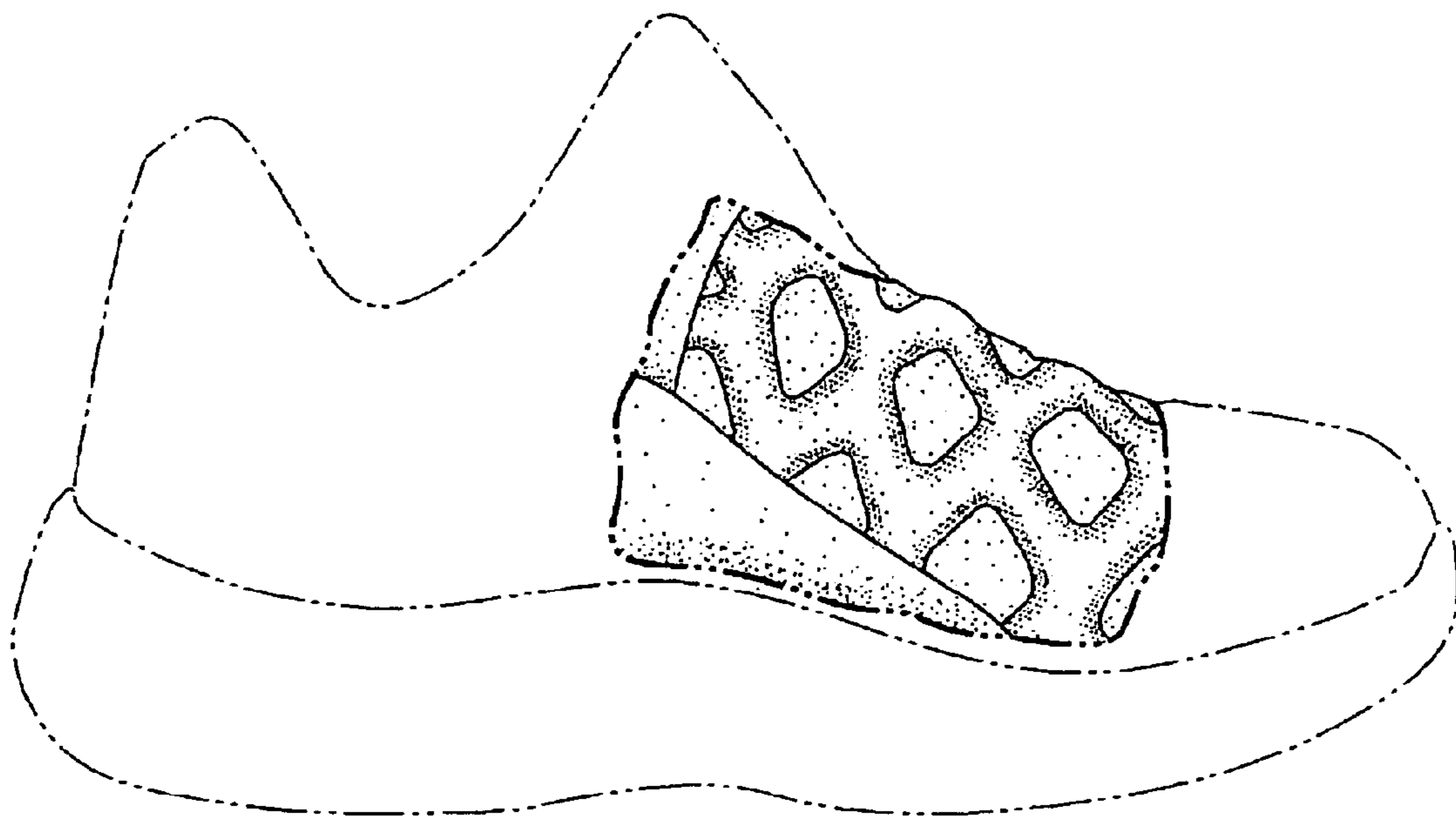
“Nike Footwear Catalog,” Holiday 2003, published Mar. 2003 (p. M63), Beaverton, Oregon.

“Nike Footwear Catalog,” Late Spring 2004, published Sep. 2003 (p. 81), Beaverton, Oregon.

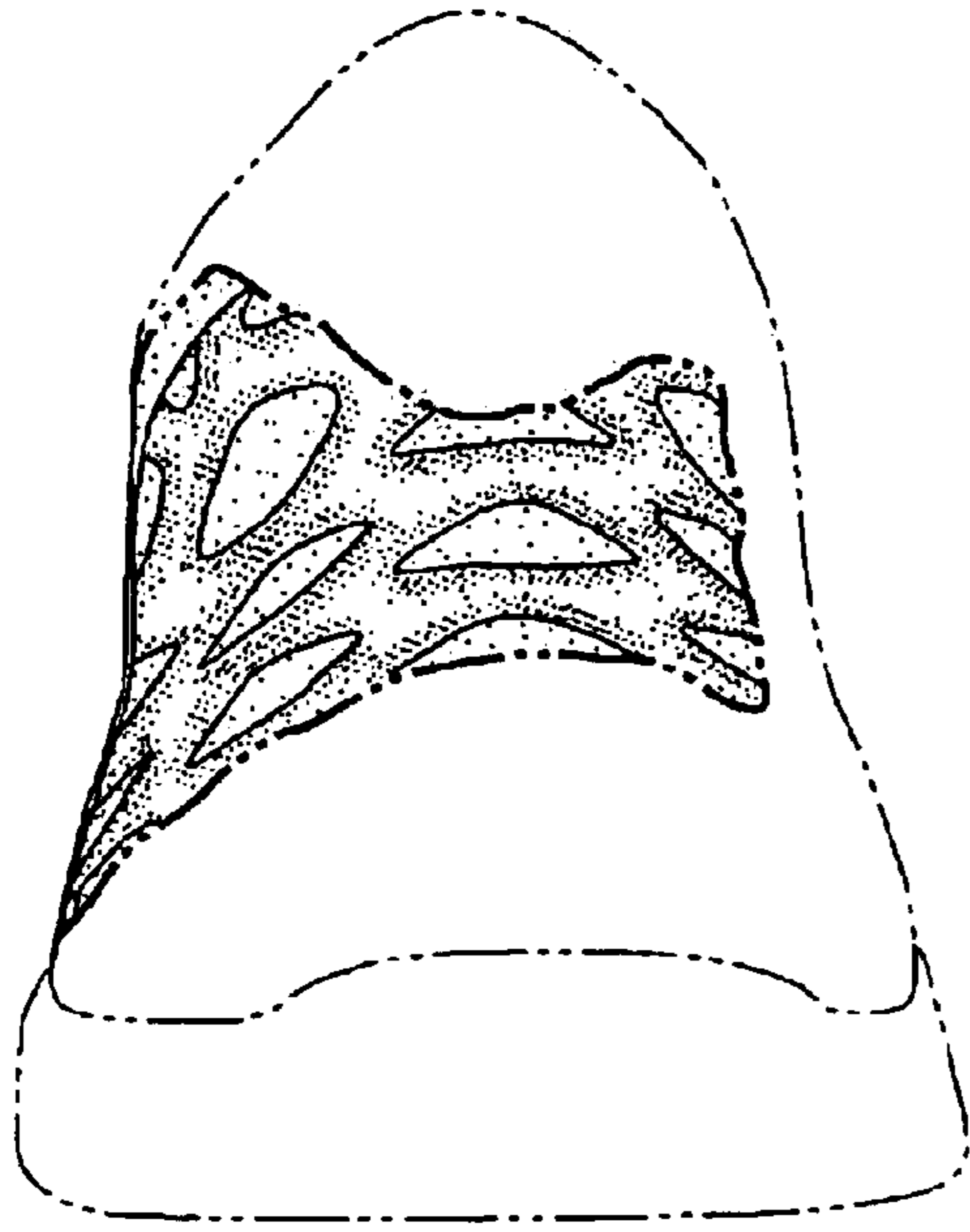
\* cited by examiner



**FIG. 1**



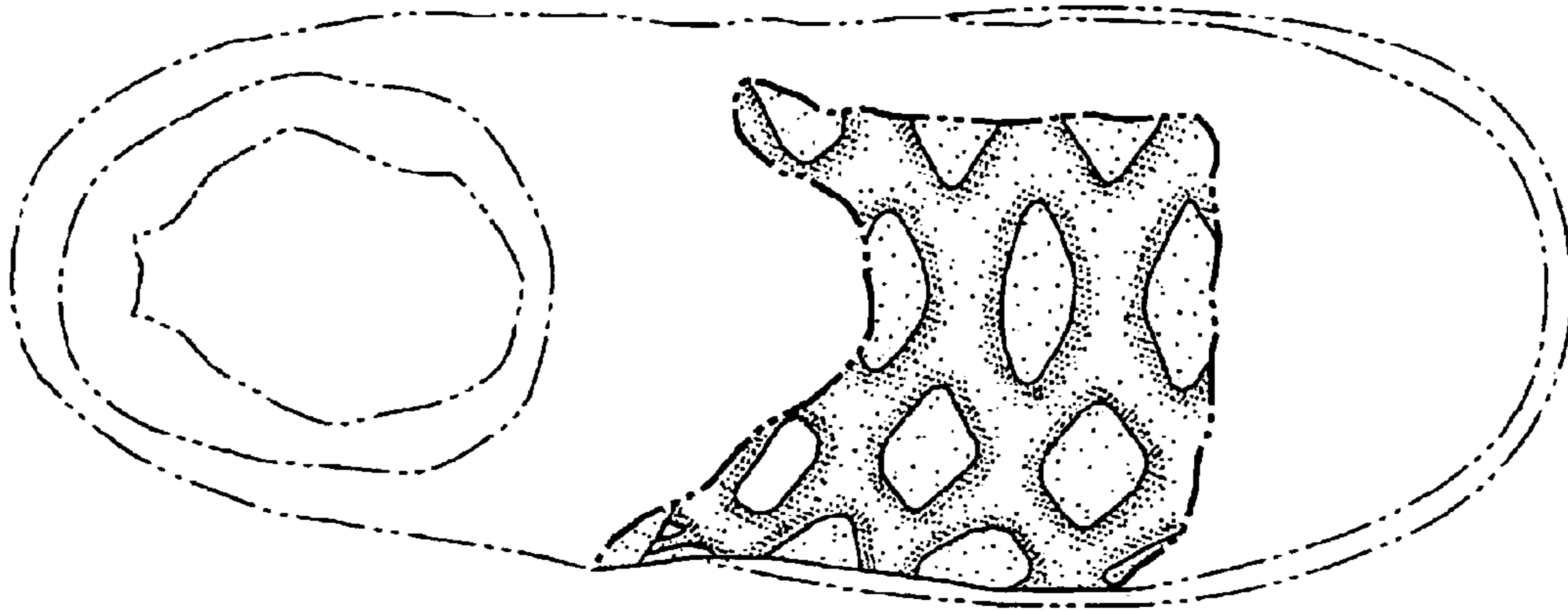
**FIG. 2**



**FIG. 3**



**FIG. 4**



**FIG. 5**