



US00D523221S

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

(10) **Patent No.:** **US D523,221 S**

(45) **Date of Patent:** **** Jun. 20, 2006**

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

(75) Inventor: **Scott Portzline**, Portland, OR (US)

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

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

(21) Appl. No.: **29/233,555**

(22) Filed: **Jul. 6, 2005**

(51) **LOC (8) Cl.** **02-99**

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

(58) **Field of Classification Search** D2/902,
D2/907, 908, 943, 944, 969, 972-974; 36/45,
36/50.1, 77 M, 77 R, 83, 88, 113, 114, 126-131
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

1,540,903 A 6/1925 Santoyo
D92,201 S 5/1934 Perugia

(Continued)

OTHER PUBLICATIONS

- “Nike Footwear Catalog,” Fall 1995, published Nov. 1994 (p. W147), Beaverton, Oregon.
- “Nike Footwear Catalog,” Holiday 1995, published Mar. 1995 (p. M5), Beaverton, Oregon.
- “Nike Footwear Catalog,” Holiday 1996, published Mar. 1996 (p. M31), Beaverton, Oregon.
- “Nike Footwear Catalog,” Spring 1997, published Jun. 1996 (p. M47), Beaverton, Oregon.
- “Nike Footwear Catalog,” Spring 1997, published Jun. 1996 (p. W149), Beaverton, Oregon.
- “Nike Footwear Catalog,” Spring 1997, published Jun. 1996 (p. W171), Beaverton, Oregon.
- “Nike Footwear Catalog,” Fall 1997, published Dec. 1996 (p. W131), Beaverton, Oregon.
- “Nike Footwear Catalog,” Spring 1998, published Jun. 1997 (p. M102), Beaverton, Oregon.
- “Nike Footwear Catalog,” Late Spring 1999, published Sep. 1998 (p. W108), Beaverton, Oregon.

- “Nike Footwear Catalog,” Fall 1999, published Nov. 1998 (p. M14), Beaverton, Oregon.
- “Nike Footwear Catalog,” Fall 1999, published Nov. 1998 (p. M44), Beaverton, Oregon.
- “Nike Footwear Catalog,” Spring 2000, published Jul. 1999 (p. W10), Beaverton, Oregon.
- “Nike Footwear Catalog,” Holiday 2000, published Mar. 2000 (p. W71), Beaverton, Oregon.
- “Nike Footwear Catalog,” Holiday 2000, published Mar. 2000 (p. W5), Beaverton, Oregon.
- “Nike Footwear Catalog,” Spring 2001, published Jun. 2000 (p. M97), Beaverton, Oregon.
- “Nike Footwear Catalog,” Late Spring 2001, published Sep. 2000 (p. W25), Beaverton, Oregon.

(Continued)

Primary Examiner—Dominic Simone

(74) *Attorney, Agent, or Firm*—TraskBritt, P.C.

(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;

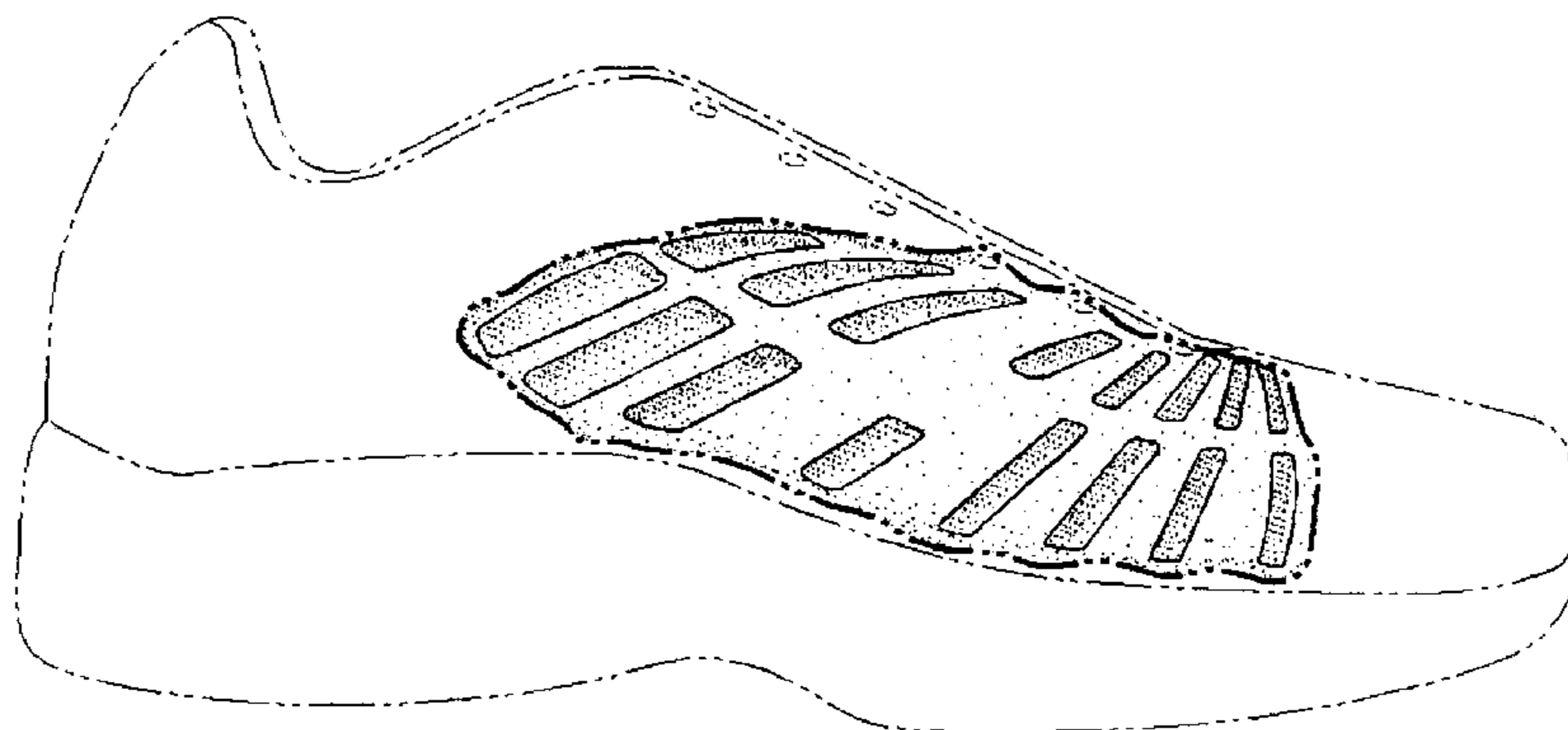
FIG. 3 is a front view of the side element of a shoe upper shown in FIG. 1;

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 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



US D523,221 S

Page 2

U.S. PATENT DOCUMENTS

D93,509 S 10/1934 Phifer
D93,590 S 10/1934 Werthiem
D94,167 S 12/1934 Samuels
D94,437 S 1/1935 Napier
D129,298 S 9/1941 Sutcliffe
D285,382 S 9/1986 Schornstein et al.
D364,498 S 11/1995 Teague
D380,079 S 6/1997 Greene
D392,792 S 3/1998 Obi
D393,353 S 4/1998 Lozano
D397,855 S * 9/1998 Clarke D2/972
D398,771 S 9/1998 Doxey
D400,001 S 10/1998 Lozano
D405,950 S 2/1999 Lozano
D423,208 S * 4/2000 Cass et al. D2/972
D424,798 S * 5/2000 McDowell D2/972
D434,213 S 11/2000 Smith
D440,751 S * 4/2001 McCullagh D2/972
D452,070 S 12/2001 Holmes

D452,608 S 1/2002 McDowell
D452,990 S 1/2002 McDowell
D467,412 S 12/2002 Morris
D474,009 S 5/2003 Lohi
D503,262 S * 3/2005 Della Valle D2/907

OTHER PUBLICATIONS

“Nike Footwear Catalog,” Spring 2002, published Jun. 2001 (p. M33), Beaverton, Oregon.
“Nike Footwear Catalog,” Spring 2003, published Jun. 2002 (p. M7), Beaverton, Oregon.
“Nike Footwear Catalog,” Spring 2005, published Jun. 2004 (p. W13), Beaverton, Oregon.
“Nike Footwear Catalog,” Late Spring 2005, published Sep. 2004 (p. M8), Beaverton, Oregon.
“Nike Footwear Catalog,” Late Spring 2005, published Sep. 2004 (p. M12), Beaverton, Oregon.

* cited by examiner

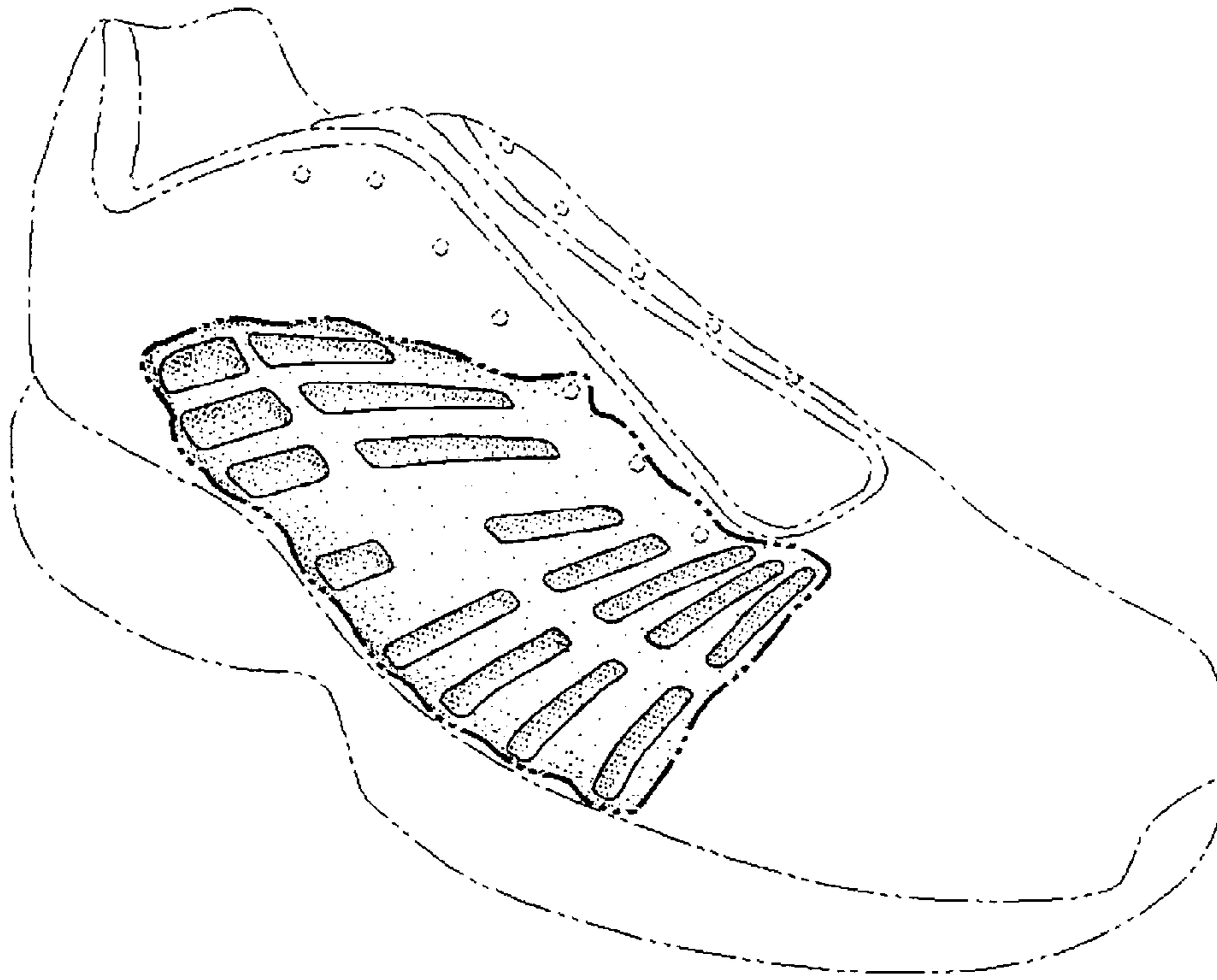


FIG. 1

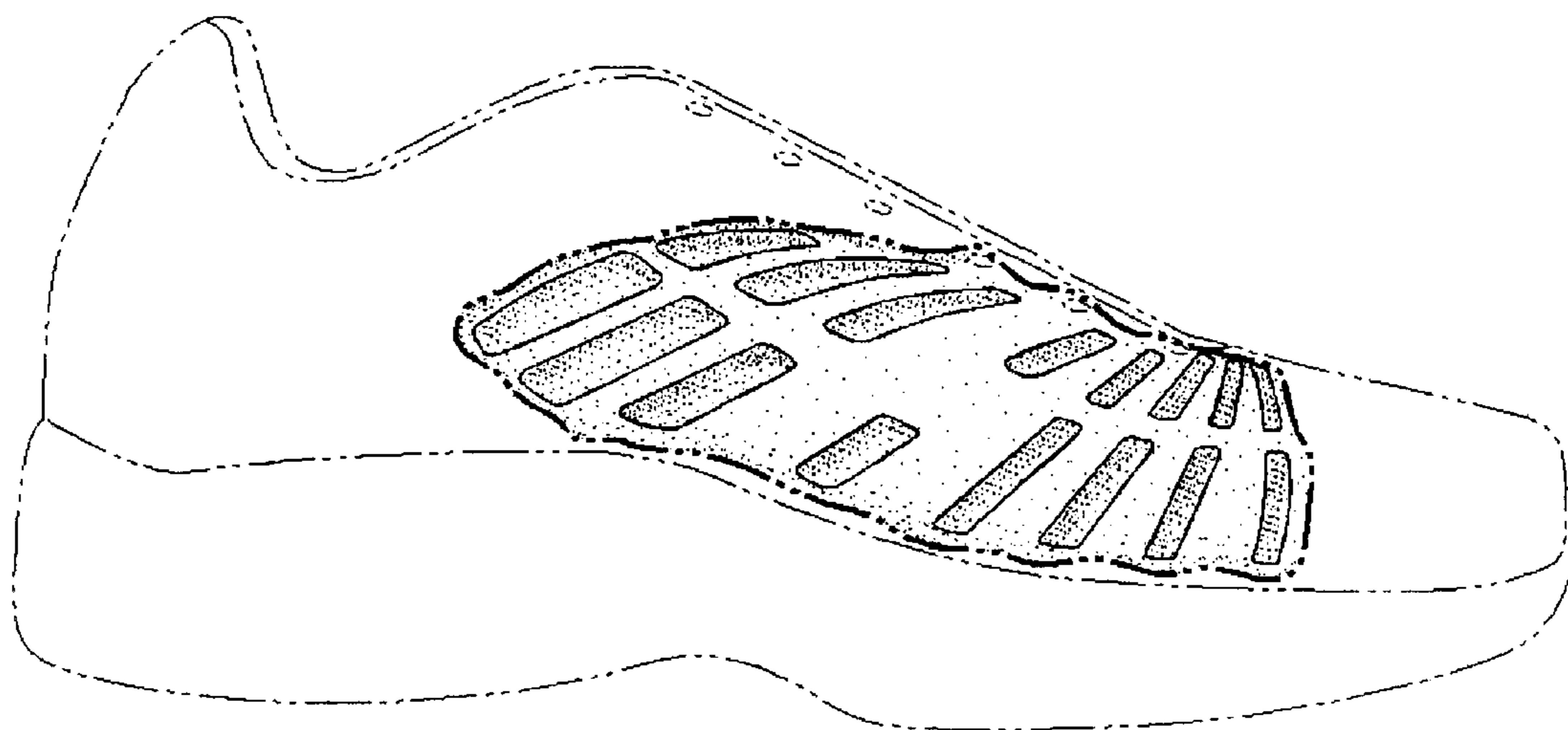


FIG. 2

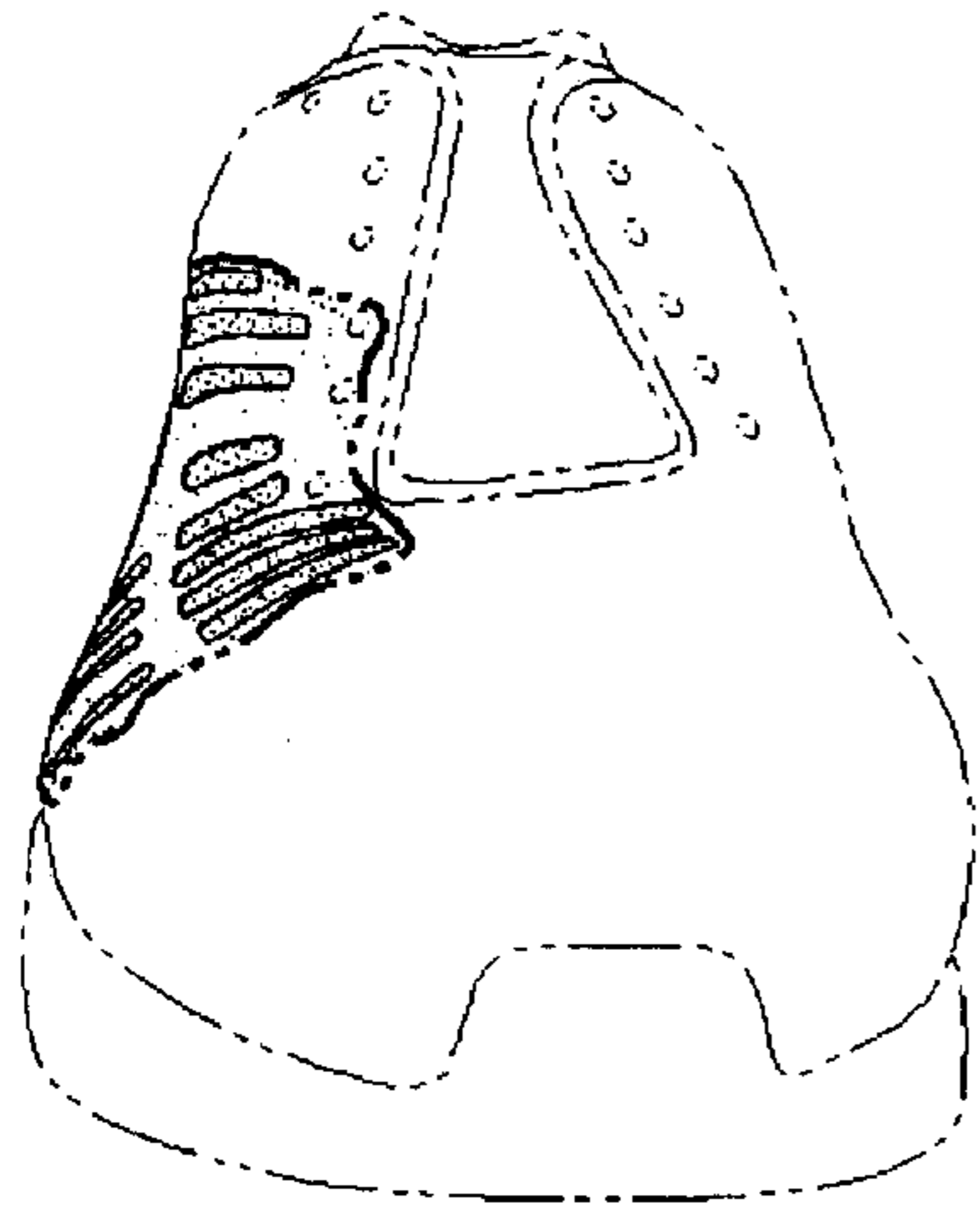


FIG. 3

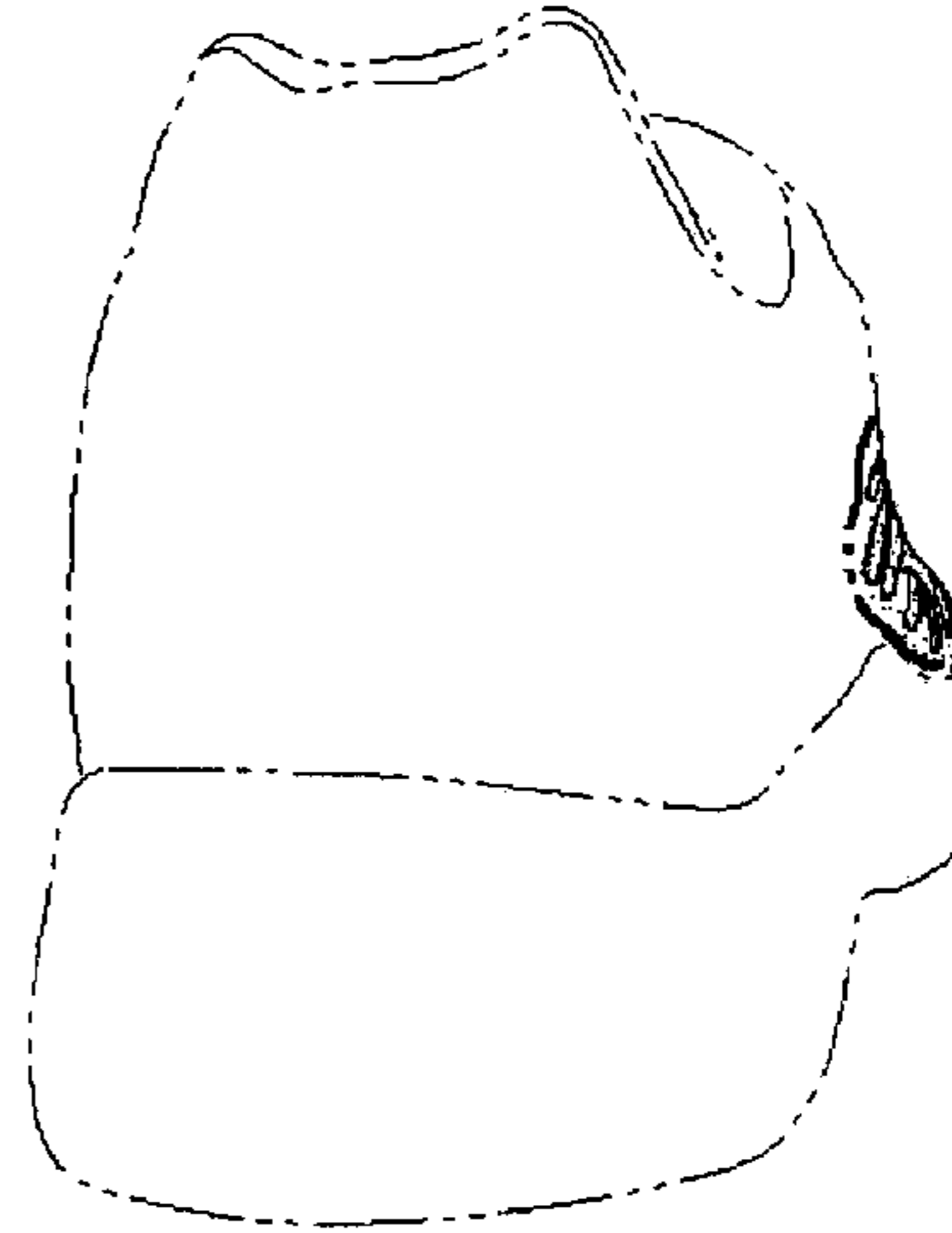


FIG. 4

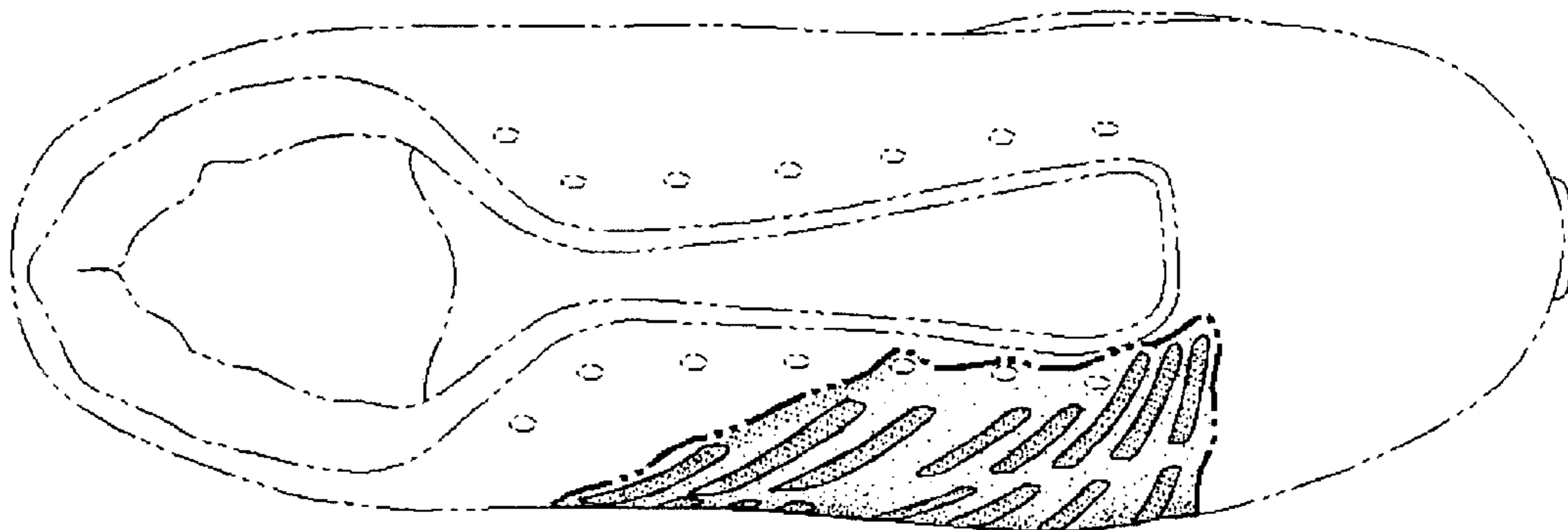


FIG. 5