

US00D525023S

(12) **United States Design Patent** (10) **Patent No.:** **US D525,023 S**
Fogg (45) **Date of Patent:** **** Jul. 18, 2006**

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

(75) Inventor: **Peter M. Fogg**, Lake Oswego, OR (US)

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

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

(21) Appl. No.: **29/236,692**

(22) Filed: **Aug. 18, 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

3,224,117 A 12/1965 Dassler
D208,393 S 8/1967 Onitsuka

(Continued)

OTHER PUBLICATIONS

- Nike Men's Footwear Catalog (Fall 1997), p. 12, published Dec. 1996, Beaverton, Oregon, USA.
- Nike Men's Footwear Catalog (Holiday 1997), p. 79, published Mar. 1997, Beaverton, Oregon, USA.
- Nike Footwear Catalog (Spring 1998), pp. M8, M21, M107, W140, published Jun. 1997, Beaverton, Oregon, USA.
- Nike Men's Footwear Catalog (Fall 1998), p. 73, published Nov. 1997, Beaverton, Oregon, USA.
- Nike Women's Footwear Catalog (Holiday 1998), p. 37, published Feb. 1998, Beaverton, Oregon, USA.
- Nike Men's Footwear Catalog (Spring 1999), pp. 27, 81, 108, published Jun. 1998, Beaverton, Oregon, USA.
- Nike Men's Footwear Catalog (Late Spring 1999), p. 44, published Sep. 1998, Beaverton, Oregon, USA.
- Nike Men's Footwear Catalog (Fall 2001), pp. 4, 41, 42, published Nov. 2000, Beaverton, Oregon, USA.

- Nike Women's Footwear Catalog (Spring 2003), p. 46, published Jun. 2002, Beaverton, Oregon, USA.
- Nike Women's Footwear Catalog (Fall 2003), p. 59, published Nov. 2002, Beaverton, Oregon, USA.
- Nike Women's Footwear Catalog (Spring 2003), p. 46, published Jun. 2002, Beaverton, Oregon, USA.
- Nike Women's Footwear Catalog (Late Spring 2004), p. 27, published Sep. 2003, Beaverton, Oregon, USA.
- Nike Men's Footwear Catalog (Spring 2005), p. 52, published Jun. 2004, Beaverton, Oregon, USA.
- Nike Footwear Catalog (Late Spring 2005), pp. M59, W150, published Sep. 2004, Beaverton, Oregon, USA.
- Nike Women's Footwear Catalog (Fall 2005), pp. 126, 132, published Nov. 2004, Beaverton, Oregon, USA.
- Nike Footwear Catalog (Late Spring 2006), p. 65, published Jun. 2005, Beaverton, Oregon, USA.

Primary Examiner—Dominic Simone

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

(57) **CLAIM**

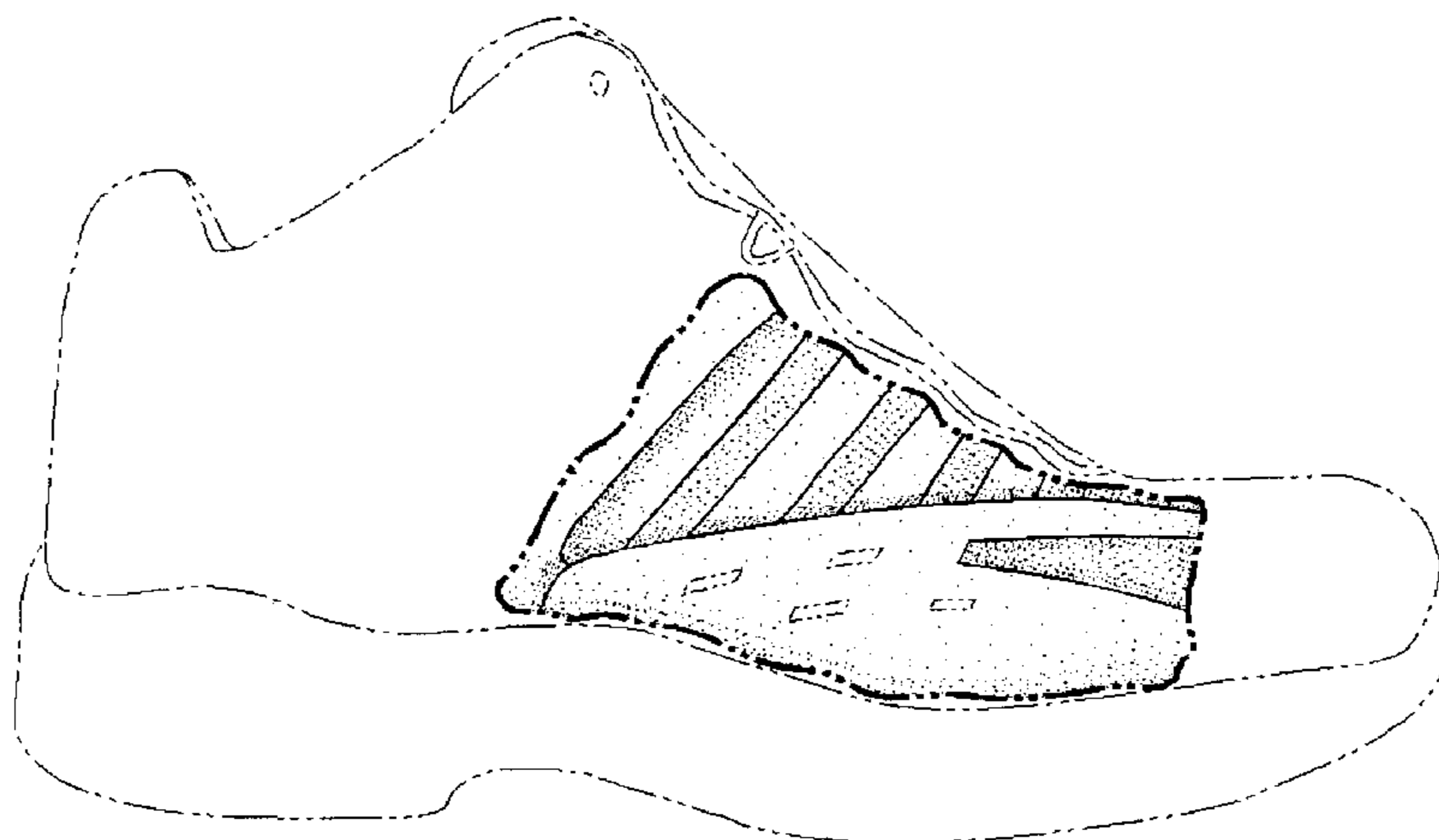
The ornamental design for a side element of a shoe upper, as shown and described.

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 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



US D525,023 S

Page 2

U.S. PATENT DOCUMENTS

RE26,340 E	2/1968	Dassler	D426,695 S	*	6/2000	Fallon	D2/972
D220,464 S	4/1971	Hayashi	D467,720 S		12/2002	Patt	
3,583,081 A	6/1971	Hayashi	D474,011 S		5/2003	Smith	
D232,200 S	7/1974	Inohara	D475,523 S		6/2003	McDowell	
D248,513 S	7/1978	Soler	D479,392 S		9/2003	Hillyer	
D310,293 S	9/1990	Serna et al.	D487,339 S		3/2004	Laberge	
D313,110 S	12/1990	Boucher et al.	D496,527 S		9/2004	Roulo	
5,117,568 A	6/1992	Mitsui	D497,709 S	*	11/2004	Henderson	D2/972
D378,242 S	3/1997	Smith	D498,355 S	*	11/2004	Fullum	D2/972
D392,456 S	3/1998	Yun	D505,253 S		5/2005	Rask	
D404,906 S	2/1999	Backus					

* cited by examiner

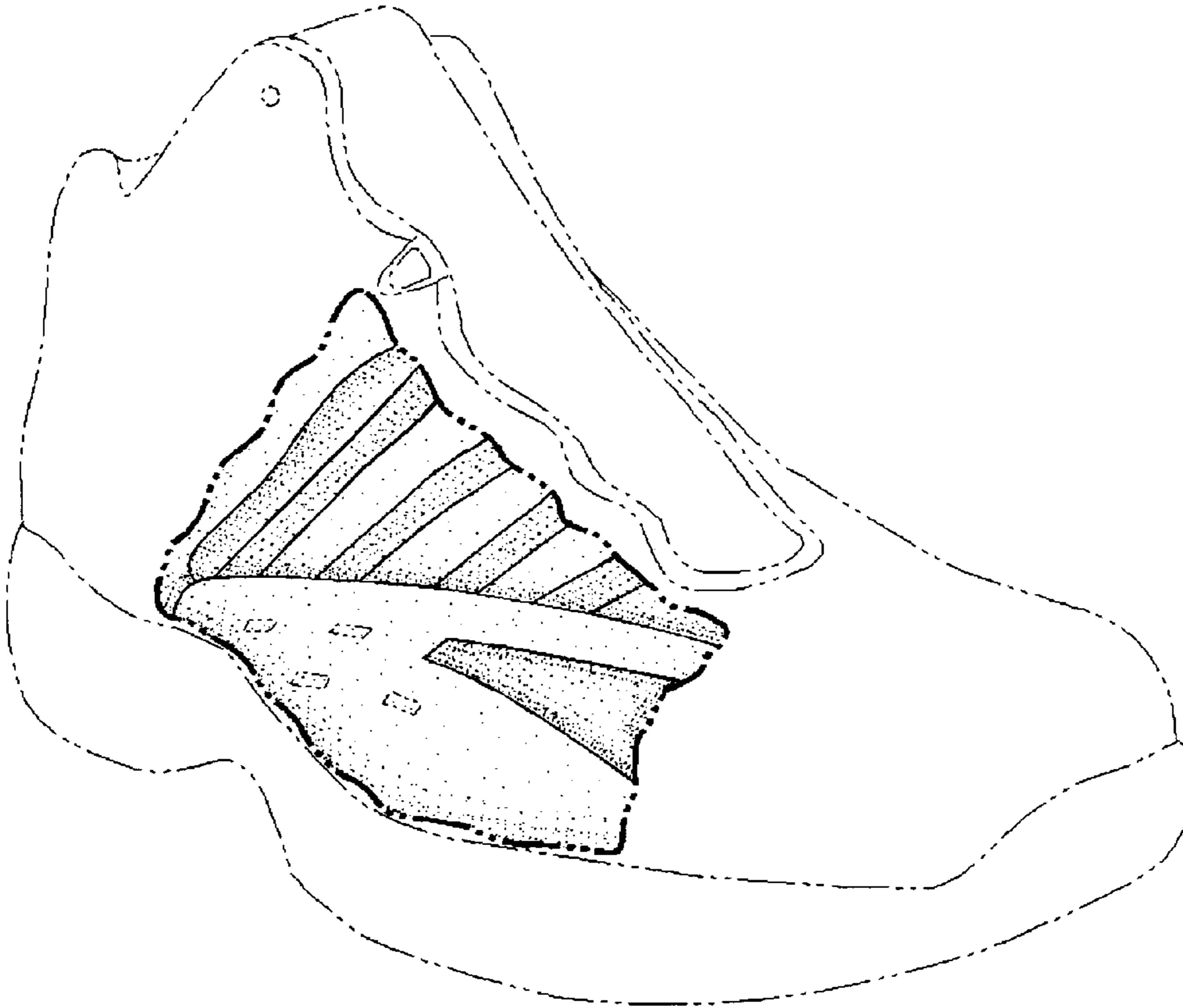


FIG. 1

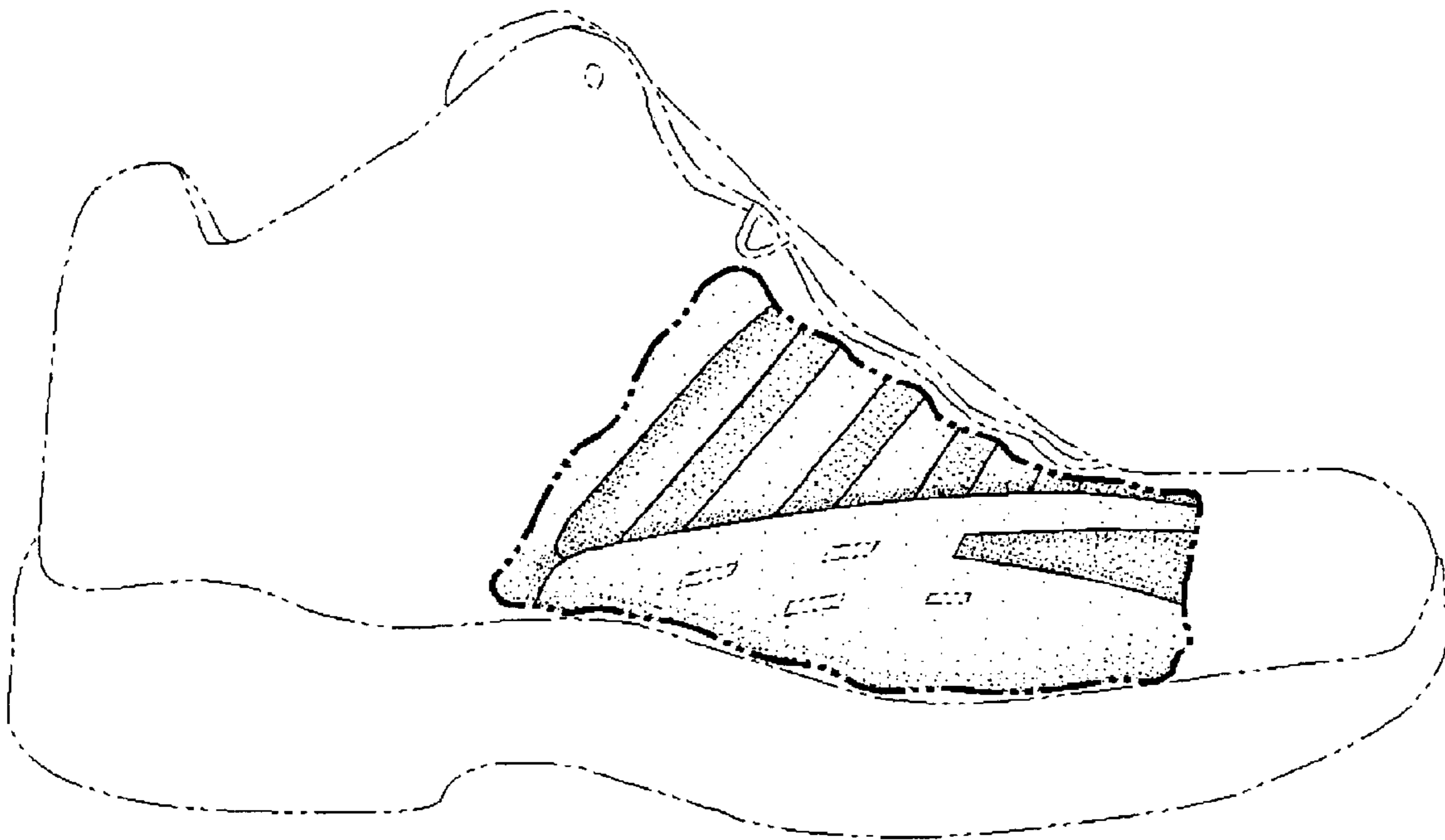


FIG. 2

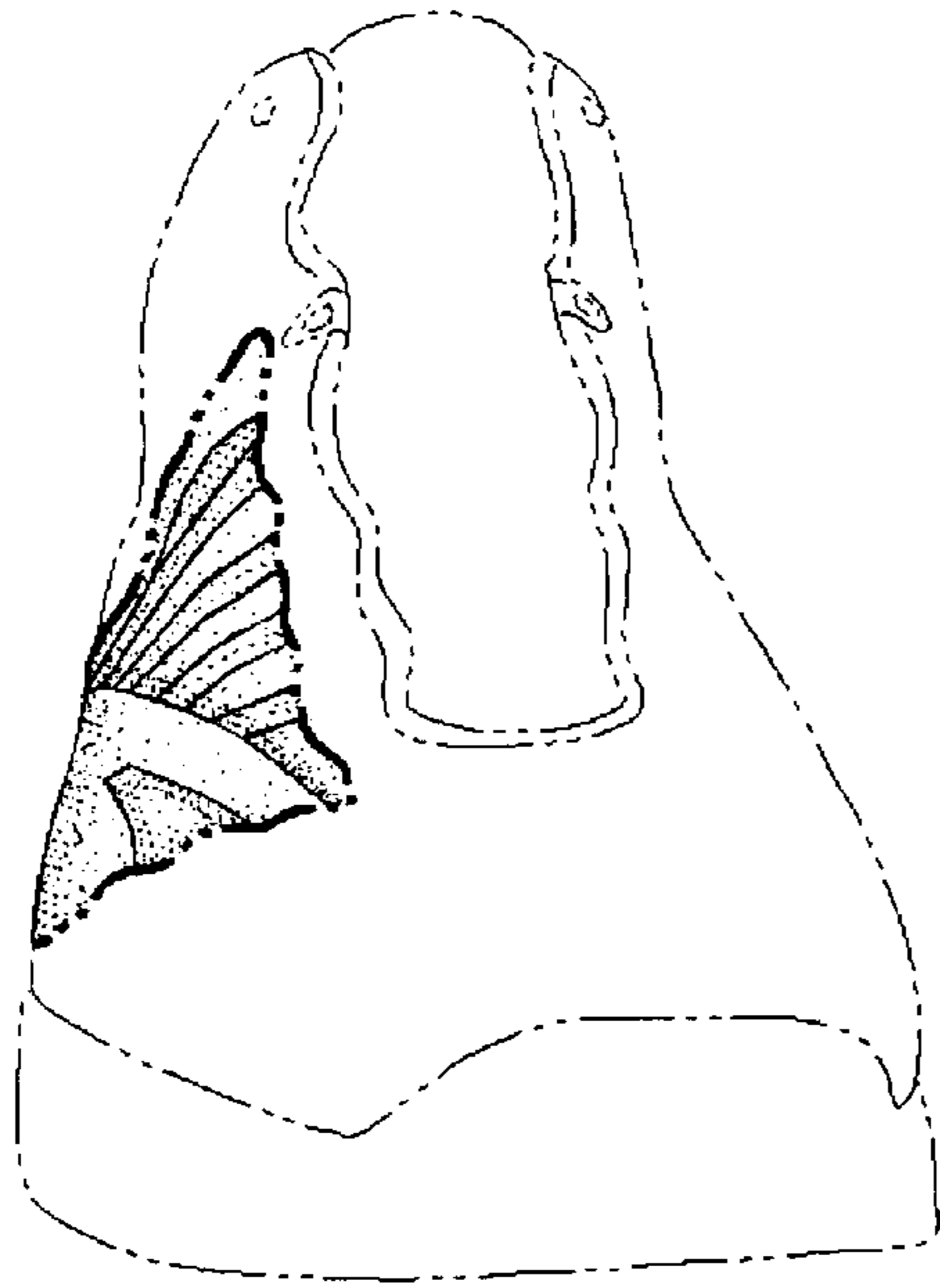


FIG. 3

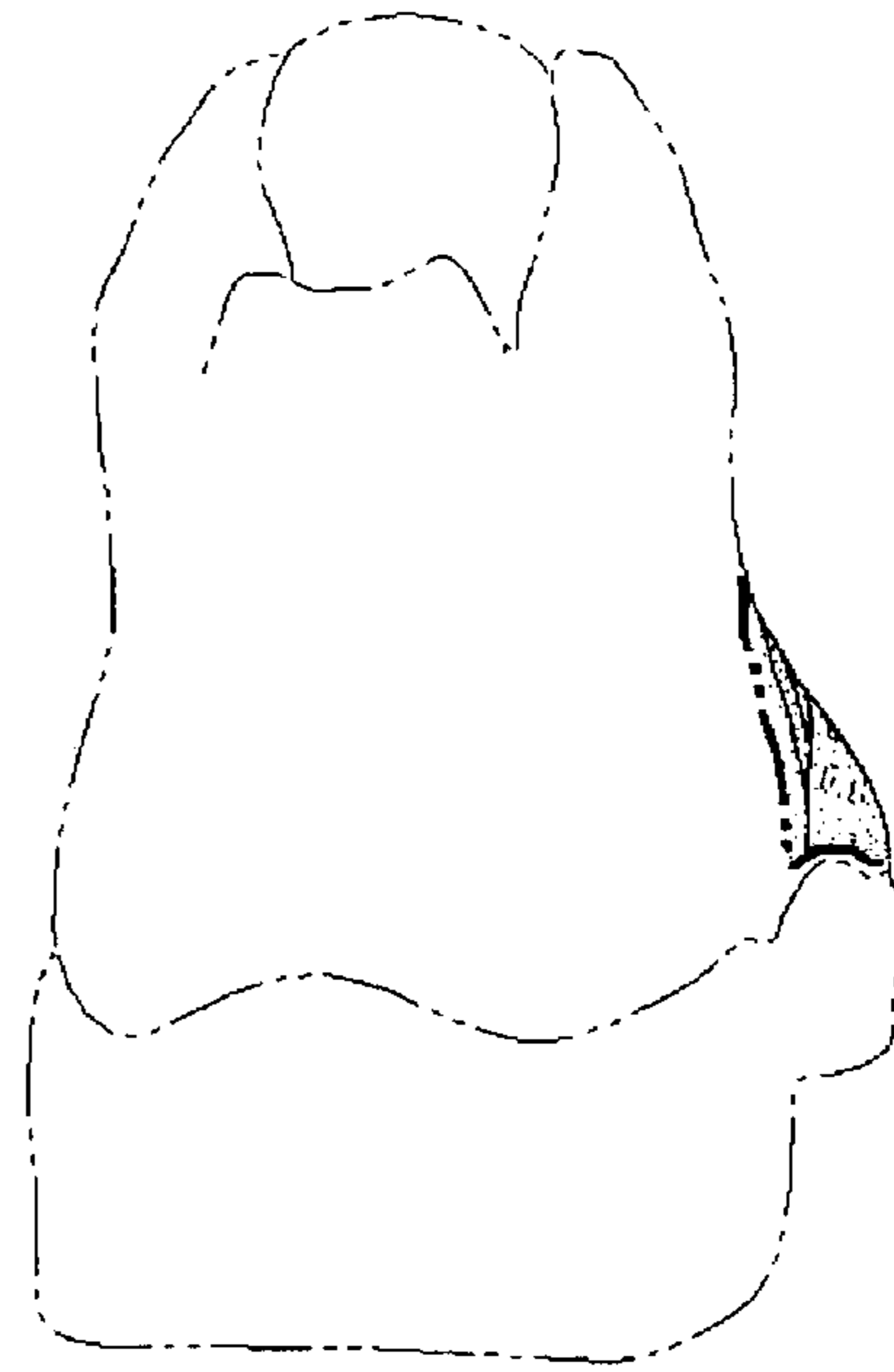


FIG. 4

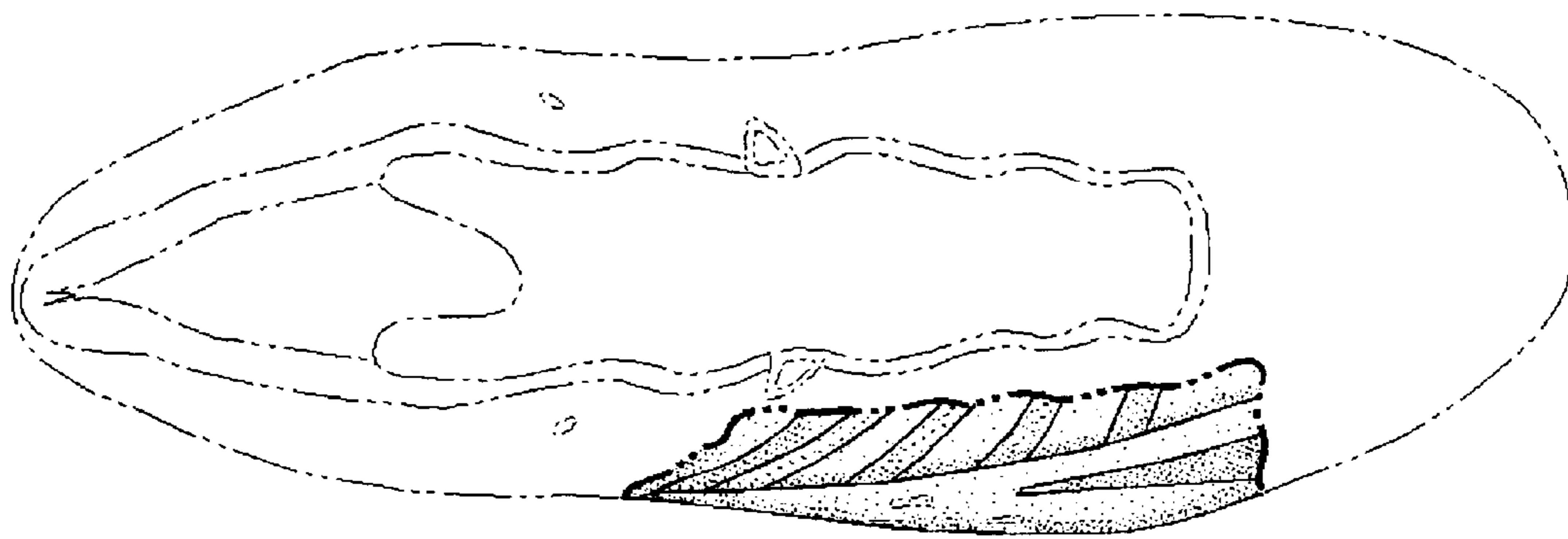


FIG. 5