



US00D411248S

**United States Patent** [19]  
**Clegg**

[11] **Patent Number: Des. 411,248**  
[45] **Date of Patent: \*\* Jun. 22, 1999**

- [54] **SIDE ELEMENT OF A SHOE UPPER**
- [75] Inventor: **Damon Clegg**, Portland, Oreg.
- [73] Assignee: **Nike, Inc.**, Beaverton, Oreg.
- [\*\*] Term: **14 Years**
- [21] Appl. No.: **29/096,117**
- [22] Filed: **Nov. 5, 1998**
- [51] **LOC (6) Cl. .... 02-99**
- [52] **U.S. Cl. .... D2/972**
- [58] **Field of Search ..... D2/896, 902, 907,**  
D2/910, 969, 972, 973; 36/83, 113, 126-131,  
45, 50.1

[56] **References Cited**

**U.S. PATENT DOCUMENTS**

- D. 345,253 3/1994 Lucas .
- D. 346,272 4/1994 Cessor .
- D. 347,109 5/1994 Avar .
- D. 347,317 5/1994 Avar .
- D. 347,938 6/1994 Smith .
- D. 348,765 7/1994 Lozano .
- D. 348,978 7/1994 Avar .
- D. 351,275 10/1994 Hatfield et al. .
- D. 377,262 1/1997 Lucas .
- D. 382,694 8/1997 Worthington ..... D2/972
- D. 386,590 11/1997 Cass ..... D2/972
- D. 393,343 4/1998 Smith .
- D. 395,344 6/1998 Lupu .
- D. 401,755 12/1998 Zinovieff ..... D2/972

**OTHER PUBLICATIONS**

- "Nike Footwear Catalog," Spring 1990, published Jun. 1, 1989 (pp. 22, 64, 140, 142), Beaverton, Oregon.
- "Nike Footwear Catalog," Fall 1990, published Dec. 1, 1989 (p. 52), Beaverton, Oregon.
- "Nike Footwear Catalog," Spring 1993, published Jun. 1, 1992 (p. 8), Beaverton, Oregon.
- "Nike Footwear Catalog," Fall 1993, published Dec. 1, 1992 (p. 80), Beaverton, Oregon.
- "Nike Footwear Catalog," Late Spring 1994, published Sep. 1, 1993 (p. 12), Beaverton, Oregon.

- "Nike Footwear Catalog," Fall 1994, published Nov. 1, 1993 (pp. 38, 96, 104, 114, 142, 148), Beaverton, Oregon.
- "Nike Footwear Catalog," Holiday 1994, published Mar. 1, 1994 (pp. 4, 22, 52, 64), Beaverton, Oregon.
- "Nike Footwear Catalog," Spring 1995, published Jun. 1, 1994 (pp. 32, 40, 94, 109, 112), Beaverton, Oregon.
- "Nike Footwear Catalog," Fall 1995, published Nov. 1, 1994 (pp. 24, 26, 50, 102, 112, 120), Beaverton, Oregon.
- "Nike Footwear Catalog," Holiday 1995, published Mar. 1, 1995 (pp. 5, 14, 20, 48, 49, 75, 92, 97), Beaverton, Oregon.
- "Nike Footwear Catalog," Spring 1996, published Jun. 1, 1995 (pp. 24, 26, 27, 33, 52, 131, 147, 150, 164, 186), Beaverton, Oregon.
- "Nike Footwear Catalog," Late Spring 1996, published Aug. 1, 1995 (pp. 5, 20, 25, 29, 31, 33, 89, 147, 162, 165), Beaverton, Oregon.
- "Nike Footwear Catalog," Fall 1996, published Dec. 1, 1995 (pp. 6, 19, 150, 194), Beaverton, Oregon.
- "Nike Footwear Catalog," Holiday 1996, published Mar. 1, 1996 (pp. 6, 18, 40, 100, 1161), Beaverton, Oregon.

(List continued on next page.)

*Primary Examiner*—Dominic Simone  
*Attorney, Agent, or Firm*—Trask, Britt & Rossa

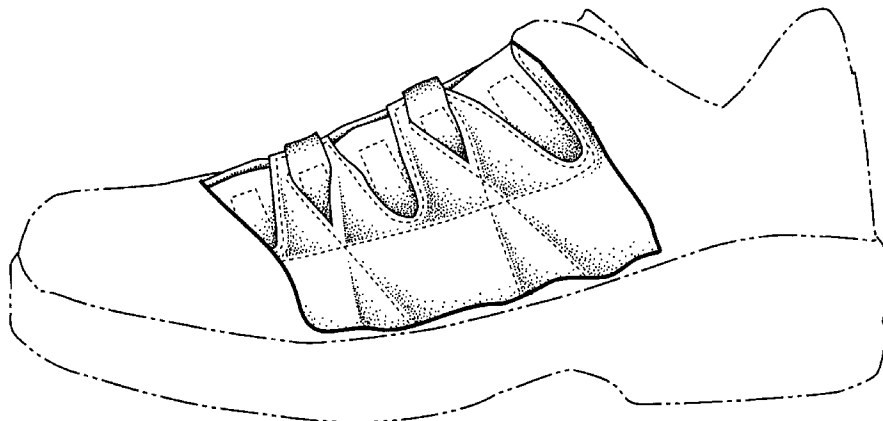
[57] **CLAIM**

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

**DESCRIPTION**

FIG. 1 is a perspective view of the side element of a shoe upper showing my new design;  
 FIG. 2 is a side elevational view of the side element of a shoe upper shown in FIG. 1;  
 FIG. 3 is a front elevational view of the side element of a shoe upper shown in FIG. 1;  
 FIG. 4 is a rear elevational 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 phantom line showing a portion of a shoe in FIGS. 1-5 is for illustrative purposes only and forms no part of the claimed design.

**1 Claim, 2 Drawing Sheets**



OTHER PUBLICATIONS

“Nike Footwear Catalog,” Spring 1997, published Jun. 1, 1996 (pp. 6, 9, 23, 37, 39, 41, 142, 164), Beaverton, Oregon.

“Nike Footwear Catalog,” Late Spring 1997, published Sep. 1, 1996 (pp. 35, 44, 45, 46, 53, 54, 85, 130, 156, 160, 182, 213, 218), Beaverton, Oregon.

“Nike Footwear Catalog” Fall 1997, published Dec. 1, 1996 (pp. 7, 51, 58, 61, 63, 74, 133, 144, 161, 179, 199, 200, 205, 213), Beaverton, Oregon.

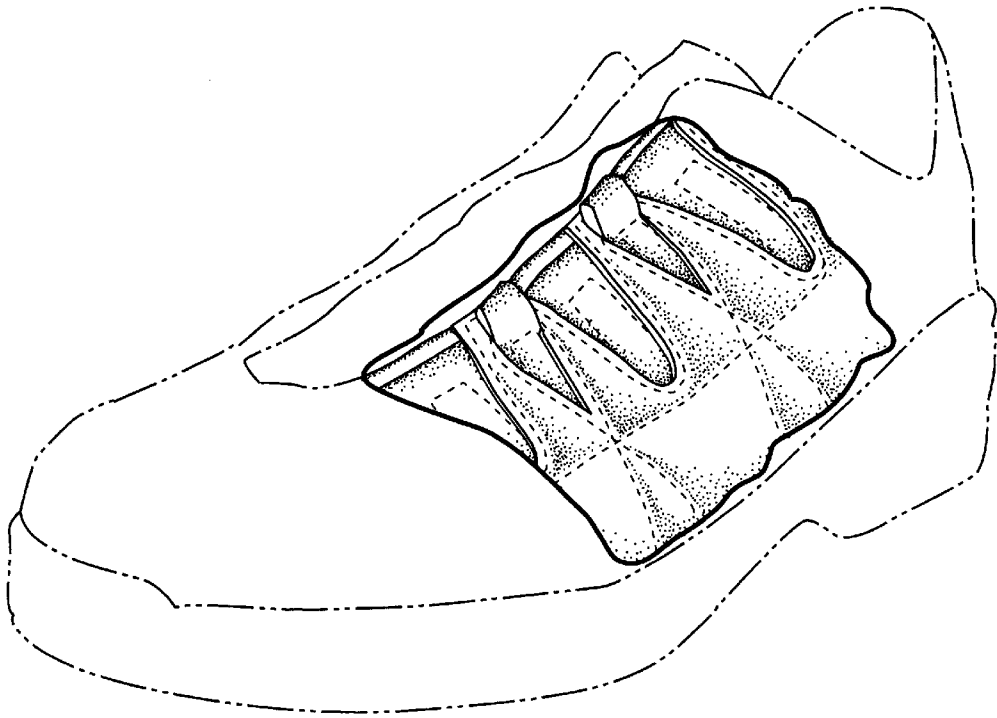
“Nike Footwear Catalog” Holiday 1997, published Mar. 1, 1997 (pp. 2, 3, 9, 10, 13, 14, 16, 21, 29, 41, 43, 54, 72, 119, 162, 163, 165, 183, 194, 211, 212, 223, 225), Beaverton, Oregon.

“Nike Footwear Catalog” Spring 1998, published Jun. 1, 1997 (pp. 11, 47, 67, 86, 129, 142, 150), Beaverton, Oregon.

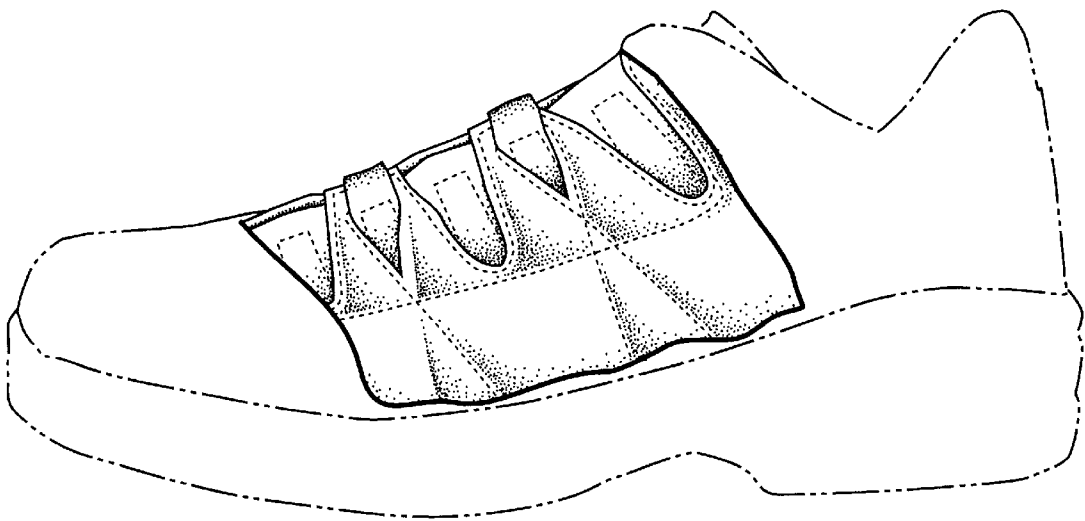
“Nike Footwear Catalog” Fall 1998, published Dec. 1, 1997 (pp. W18, W19, W28, W32, W37, W61, W80, W81, W100, M11, M28, M141, M42, M51, M62, M63, M41), Beaverton, Oregon.

“Nike Footwear Catalog,” Holiday 1998, published Feb. 1, 1998 (pp. W21, W22, M40, M74, M97, M115), Beaverton, Oregon.

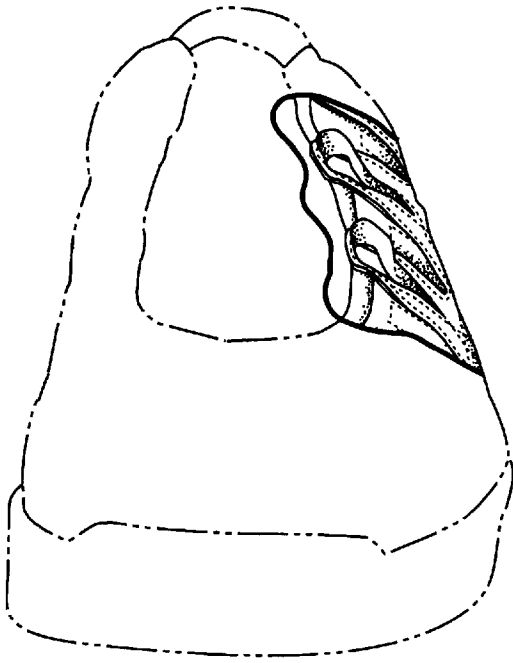
“Nike Footwear Catalog” Spring 1999, published Jun. 1, 1998 (pp. M5, M13, M18, M45, M72, M80, M122, M123, W15, W20, W102, W103), Beaverton, Oregon.



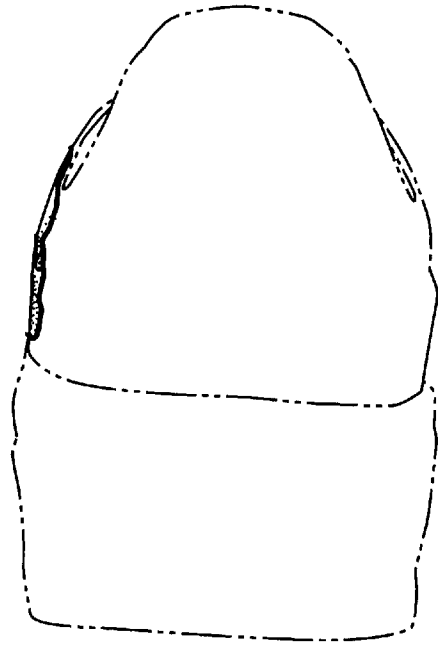
**Fig. 1**



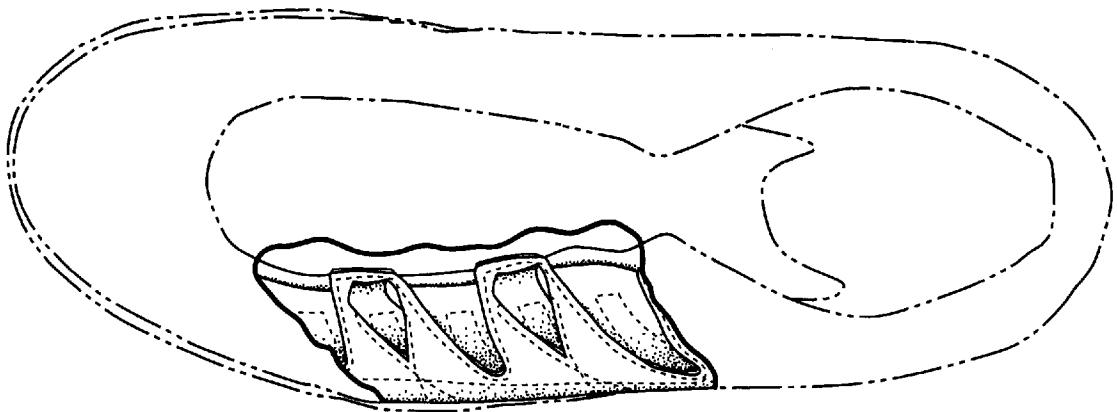
**Fig. 2**



**Fig. 3**



**Fig. 4**



**Fig. 5**