

EXHIBIT L

**TO DECLARATION AND LOCAL RULE 7-5 CERTIFICATION OF ERIK
S. MAURER IN SUPPORT OF PLAINTIFFS' EMERGENCY MOTION
FOR TEMPORARY RESTRAINING ORDER, SEIZURE ORDER, AND
PRELIMINARY INJUNCTION**



US00D532600S

(12) **United States Design Patent**
Dojan et al.

(10) **Patent No.:** **US D532,600 S**

(45) **Date of Patent:** **** Nov. 28, 2006**

(54) **PORTION OF A SHOE MIDSOLE**

(75) Inventors: **Frederick J. Dojan**, Vancouver, WA (US); **Scott C. Holt**, Portland, OR (US); **Thomas Foxen**, Portland, OR (US); **Troy Lindner**, Portland, OR (US)

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

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

(21) Appl. No.: **29/258,635**

(22) Filed: **Apr. 26, 2006**

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

(52) **U.S. CL.** **D2/977**

(58) **Field of Classification Search** D2/946,
D2/964, 972, 977; 36/27-29, 32 R

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

4,598,487 A	*	7/1986	Misevich	36/28
D291,146 S	*	8/1987	Selbiger	D2/955
D291,944 S		9/1987	Tong	
D292,242 S		10/1987	Kelley	
D324,940 S		3/1992	Claveria	
D327,360 S		6/1992	Graham	
D328,385 S		8/1992	Hatfield	
D330,111 S		10/1992	Hatfield et al.	
D335,015 S		4/1993	Lozano	
D335,952 S		6/1993	Forland et al.	
D336,771 S		6/1993	Hatfield et al.	
D339,222 S		9/1993	Hatfield et al.	
D341,700 S		11/1993	Avar	
D342,601 S		12/1993	Kilgore et al.	
D347,106 S		5/1994	Sell, Jr. et al.	
D355,523 S		2/1995	Losi, II	
D365,919 S		1/1996	Chen	
D366,756 S		2/1996	Forland et al.	
D375,619 S		11/1996	Backus et al.	
D376,471 S		12/1996	Kalin et al.	
D376,902 S		12/1996	Avar	
D386,588 S		11/1997	Cooper	

D386,589 S	11/1997	Cass	
D395,337 S	6/1998	Greene	
D397,845 S	9/1998	Cass	
D398,742 S	9/1998	Avar	
D409,362 S	5/1999	Turner et al.	
D410,964 S	6/1999	Wilborn et al.	
D430,966 S	9/2000	Brady et al.	
D438,368 S	3/2001	Akhidime	
D472,043 S	* 3/2003	Kuerbis	D2/977
D473,047 S	4/2003	Wilson	

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog Spring 1991, p. 12, published Jun. 1990.

Nike Footwear Catalog Fall 1991, pp. 8 and 46 published Dec. 1990.

(Continued)

Primary Examiner—Dominic Simone

(74) *Attorney, Agent, or Firm*—Banner & Witcoff, Ltd.

(57) **CLAIM**

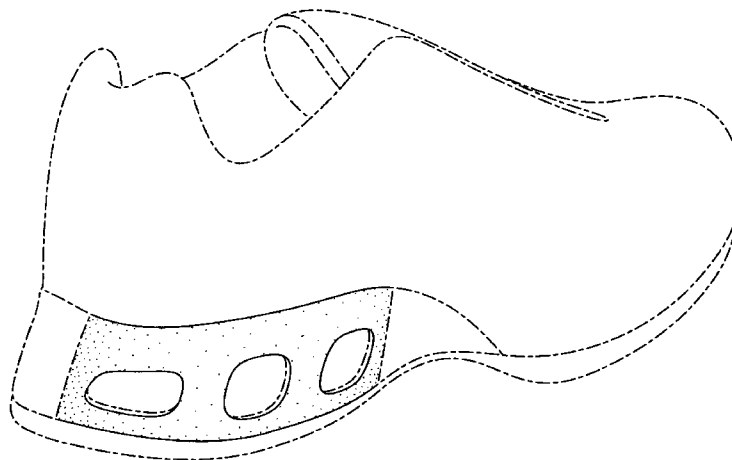
The ornamental design for a portion of a shoe midsole, as shown and described.

DESCRIPTION

FIG. 1 is a perspective view of a portion of a shoe upper showing my new design; FIG. 2 is a second perspective view thereof; and, FIG. 3 is a side view thereof.

The even broken lines immediately adjacent to the shaded area represent unclaimed boundaries of the design. The solid line showings of generally quadrilaterally-shaped features within the shaded area represent claimed boundaries of the design. The areas within the generally quadrilaterally-shaped features form no part of the claimed design. The uneven broken line showing of the remainder of the shoe is for illustrative purposes only and forms no part of the claimed design.

1 Claim, 3 Drawing Sheets



U.S. PATENT DOCUMENTS

D485,672	S	1/2004	Holmes	
D485,673	S	1/2004	Smith	
D495,129	S	8/2004	Allen	
D499,541	S	12/2004	Dolan	
D499,878	S	12/2004	Rask	
D511,618	S	11/2005	McDowell et al.	
D515,297	S	* 2/2006	Acheson	D2/964
D516,785	S	* 3/2006	Lacorazza	D2/964
D522,231	S	* 6/2006	Dojan et al.	D2/977
D522,739	S	* 6/2006	Dojan et al.	D2/977
D522,740	S	* 6/2006	Dojan et al.	D2/977
D523,233	S	* 6/2006	Dojan et al.	D2/977

OTHER PUBLICATIONS

Nike Footwear Catalog Fall 1992, p. 32, published Dec. 1991.

Nike Footwear Catalog Spring 1993, p. 24, published Jun. 1992.

Nike Footwear Catalog Fall 1993, p. 8, published Dec. 1992.

Nike Footwear Catalog Holiday 1993, p. 12, published Mar. 1993.

Nike Footwear Catalog Fall 1994, pp. 8, and 28, published Nov. 1993.

Nike Footwear Catalog Fall 1995, p. 24, published Nov. 1994.

Nike Footwear Catalog Spring 1996, p. 24, published Jun. 1995.

Nike Footwear Catalog Holiday 1996, pp. 6, 26, 39, and 141, published Mar. 1996.

Nike Footwear Catalog Spring 1997, pp. 6, 25, 41, and 179 published Jun. 1996.

Nike Footwear Catalog Late Spring 1997, p. 34, published Sep. 1996.

Nike Footwear Catalog Fall 1997, pp. 6, 8, 29, and 40, published Dec. 1996.

Nike Footwear Catalog Spring 1998, pp. 8, 37, 42, 150, and 164, published Jun. 1997.

Nike Footwear Catalog Fall 1998, p. 62, published Dec. 1990.

Nike Footwear Catalog Late Fall 1998, pp. 8, 10, published Mar. 1998.

Nike Footwear Catalog Holiday 1998, p. W39, published Feb. 1998.

Nike Footwear Catalog Late Spring 1999, p. M11, published Sep. 1998.

Nike Footwear Catalog Fall 1999, pp. W31, and M45, published Nov. 1998.

Nike Footwear Catalog Holiday 1999, pp. M13, and M41.

Nike Footwear Catalog Spring #1 2000, pp. M26, and M32, published Jul. 1999.

Nike Footwear Catalog Fall #1 2000, p. M87, published Nov. 1999.

Nike Footwear Catalog Holiday 2000, pp. M31, M37, and M65, published Mar. 2000.

Nike Footwear Catalog Spring 2001, pp. M29, and M37, published Jun. 2000.

Nike Footwear Catalog Late Spring 2001, pp. M8, M30, W22, and W33, published Sep. 2000.

Nike Footwear Catalog Fall 2001, pp. M40, M41, M52, M63, and W37, published Nov. 2000.

Nike Footwear Catalog Holiday 2001, p. W17, published Feb. 2001.

Nike Footwear Catalog Fall 2002, p. M14, published Nov. 2001.

Nike Footwear Catalog Late Spring 2003, p. M5, published Sep. 2002.

Nike Footwear Catalog Fall 2003, p. M38, published Nov. 2002.

Nike Footwear Catalog Holiday 2003, pp. W7, W14, and W16, published Mar. 2003.

Nike Footwear Catalog Late Spring 2004, pp. M2, M5, M13, M25, W2, and W12, published Sep. 2003.

Nike Footwear Catalog Holiday 2004, pp. M20, M31, M42, M63, W5, W8, and W36, published Mar. 2004.

Nike Footwear Catalog Spring 2005, pp. M13, and W5, published Jun. 2004.

Nike Footwear Catalog Spring 2006, pp. front cover, 61, and, 188, published Jun. 2005.

Nike Footwear Catalog Late Spring 2006, p. 6, published Sep. 2005.

* cited by examiner

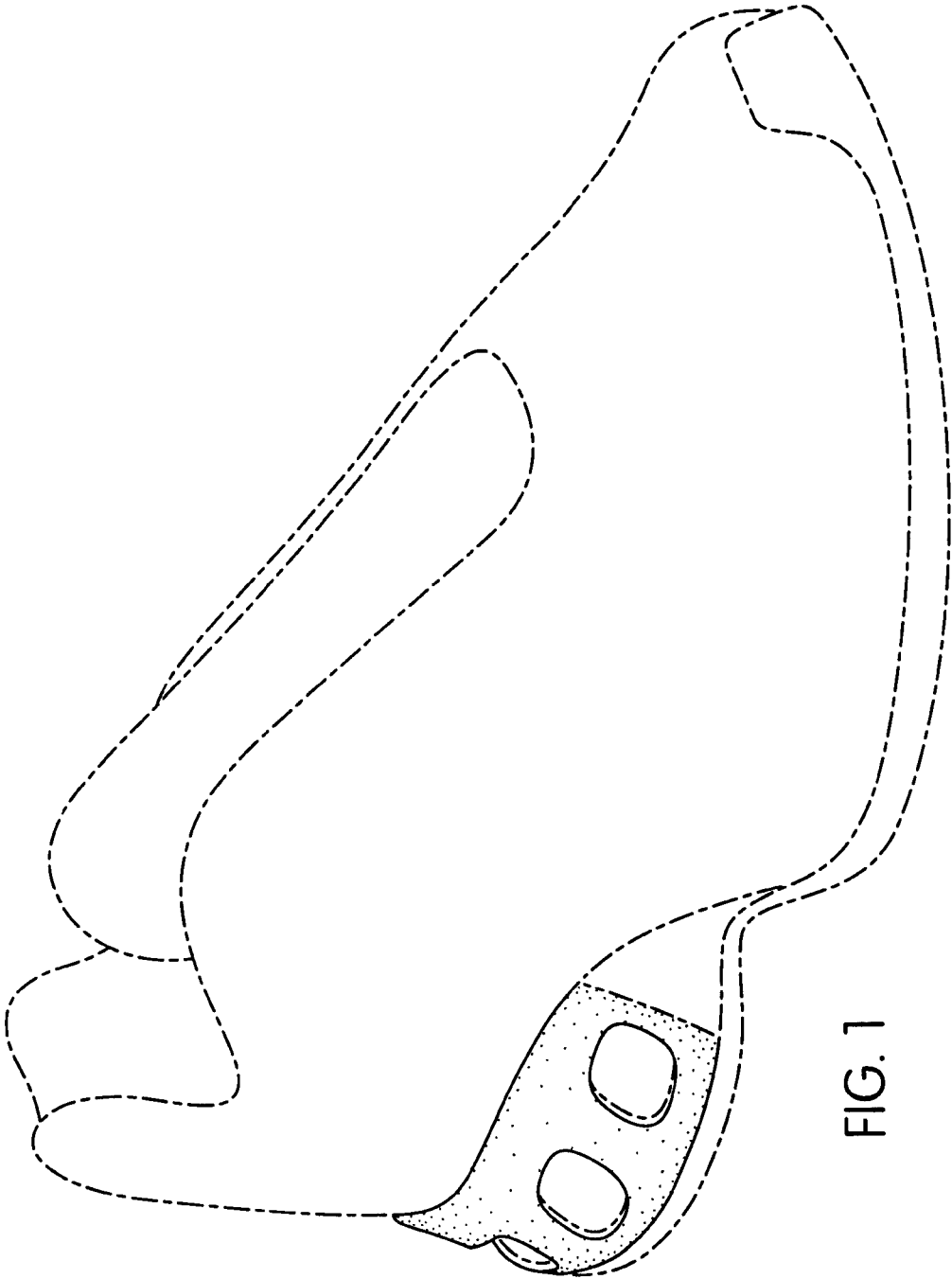


FIG. 1

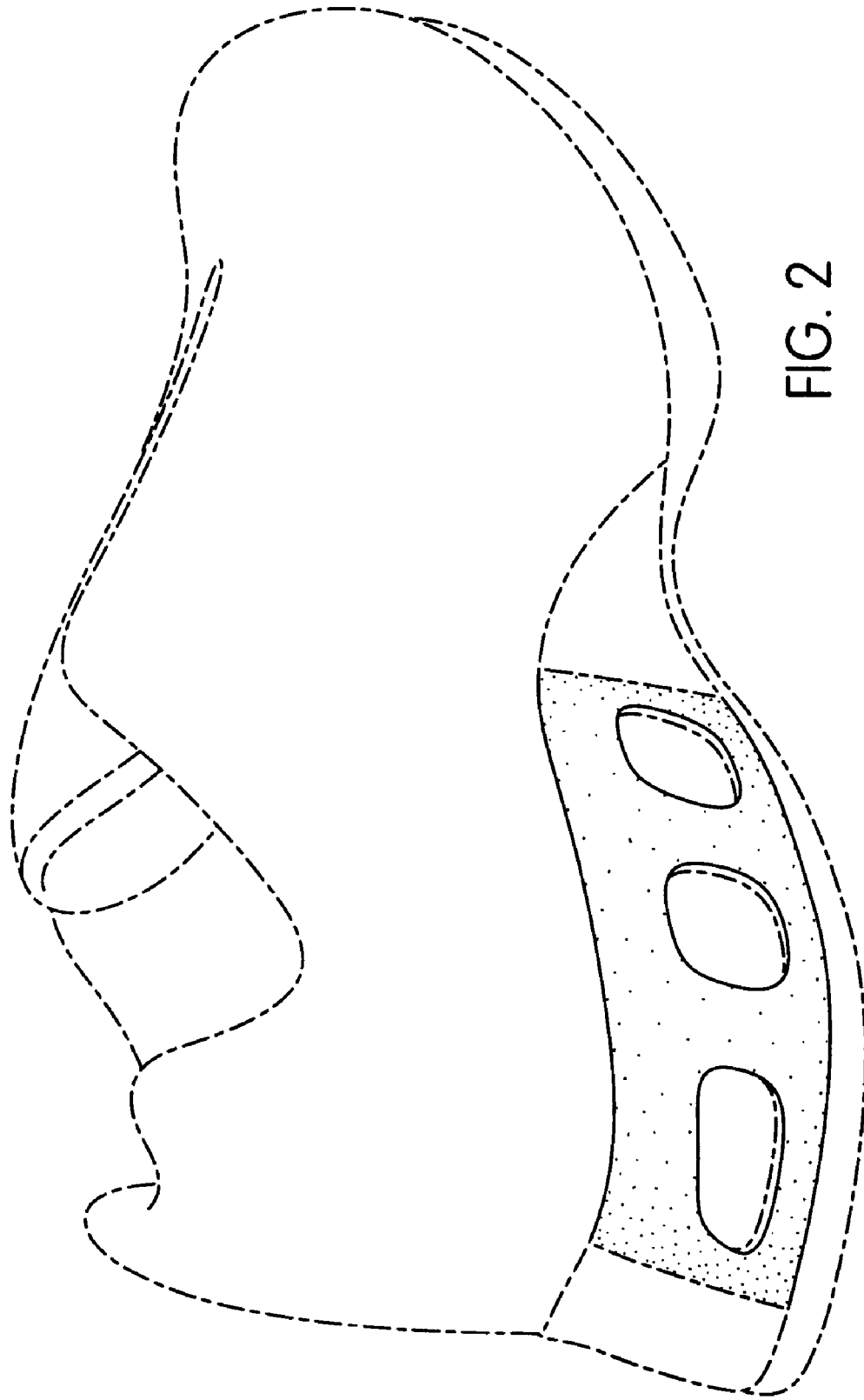


FIG. 2

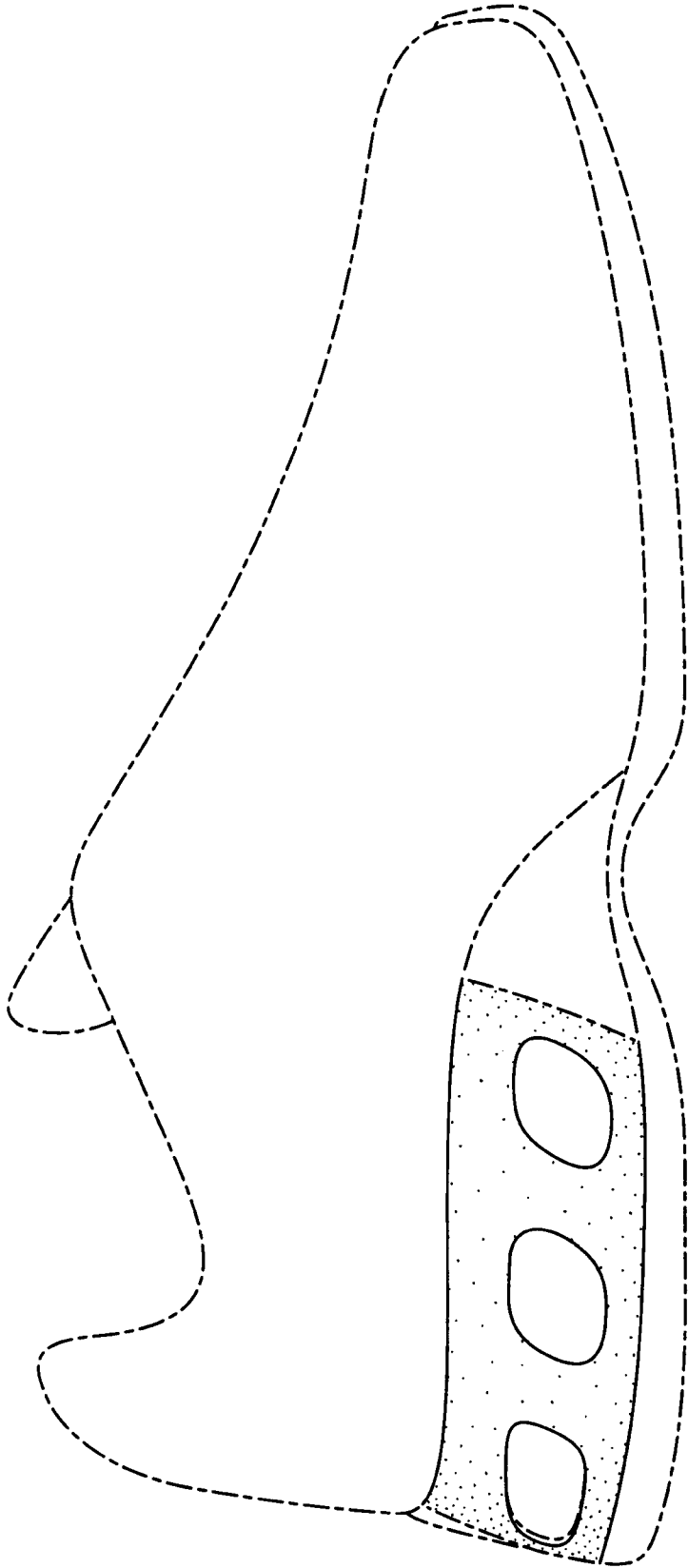


FIG. 3