"Swoosh Pocket Bra" Infringement Claim Chart for U.S. Patent No. 10,219,551 ("the '551 Patent")

NIKE's making, using, offering to sell, and selling of the Swoosh Pocket Bra (also referred to as the "Icon Clash") product infringes claim 1, 2, 3, 4, 5, 6, 7, 10, 12, 13, and 15 whenever and item is positioned within its side pocket. Claims 16, 17, and 18 are directly infringed regardless of whether an item is positioned within the bra's side pocket.

Here are two images of the Swoosh Pocket Bra:[1]





References:[2]
Swoosh Icon Clash Pocket Bra - Women's, BACKCOUNTRY.COM, https://www.backcountry.com/NIKE-swoosh-icon-clash-pocket-bra-womens (last visited May 15, 2023).

[1] *Swoosh Icon Clash Pocket Bra - Women's,* BACKCOUNTRY.COM, https://www.backcountry.com/NIKE-swoosh-icon-clash-pocket-bra-womens (last visited May 15, 2023).
[2] All images are from this reference.

Nike, Inc. v. SherryWear, LLC et al. IPR2024-01125 SherryWear, LLC Exhibit 2044 Page 1

U.S. Patent No. 10,219,551 (Claim 1)	**Infringing NIKE Product** (Swoosh Pocket Bra)
1. [pre] A pocketed bra assembly comprising:	The Swoosh Pocket Bra has "5 hidden pockets."[3]
[1.1] a strap assembly including a chest strap;	The Swoosh Pocket Bra has a chest strap (1): 
[1.2] a left cup and a right cup, each cup being an area to receive a breast of a wearer and having inside and outside surfaces, the strap assembly being attached to the cups whereby the strap assembly holds the cups to a wearer, with the chest strap extending from the left cup towards the wearer's back and extending from the right cup towards the wearer's back;	The Swoosh Pocket Bra has a left and right cup (3) that each receive a breast of the wearer. Each cup has an inside and outside surface. The strap assembly is attached to the cups and holds the cups to the wearer. The chest strap (1) extends from both sides of the bra towards the wearer's back:

[3] *See supra*, note 1.

Nike, Inc. v. SherryWear, LLC et al. IPR2024-01125 SherryWear, LLC Exhibit 2044 Page 2

	
[1.3] a side patch on one of an inside or outside surface of the chest strap adjacent to at least one of the left cup and right cups, an upper edge of the side patch lying along a same edge line as at least a portion of a top edge of the chest strap, the side patch forming an opening such that the side patch forms a pocket, the opening capable of repeated receiving and removal of an item when being worn by the wearer; and	The Swoosh Pocket Bra has a side patch (4) on the outside surface of the chest strap. Each side patch is adjacent to an associated cup:  The upper edge of the side patch runs along at least a portion of the top edge of the chest strap. The side patch (4) forms a pocket:

Nike, Inc. v. SherryWear, LLC et al. IPR2024-01125 SherryWear, LLC Exhibit 2044 Page 3

	
[1.4] an item removably positioned in the pocket.	The pocket is designed to hold various items as evidenced by its design.

U.S. Patent No. 10,219,551 (Claim 2)	**Infringing NIKE Product** (Swoosh Pocket Bra)
2. The pocketed bra assembly of claim 1 wherein the side patch comprises upper and lower edges along at least part of a length of the chest strap, and side edges.	The side patch comprises upper and lower edges along at least part of a length of the chest strap and side edges: 

U.S. Patent No. 10,219,551 (Claim 3)	**Infringing NIKE Product** (Swoosh Pocket Bra)
3. The pocketed bra assembly of claim 2 further comprising stitching along the lower and side edges of the side patch.	Stitching is present along the lower and side edges of each patch:

	

U.S. Patent No. 10,219,551 (Claim 4)	**Infringing NIKE Product** (Swoosh Pocket Bra)
4. The pocketed bra assembly of claim 3 wherein the stitching forms an upper opening to the pocket between the upper edge of the side patch and the top edge of the chest strap.	The stitching forms an upper opening: 

U.S. Patent No. 10,219,551 (Claim 5)	**Infringing NIKE Product** (Swoosh Pocket Bra)
5. The pocketed bra assembly of claim 1 wherein the opening is an upper opening.	The opening is an upper opening:

Nike, Inc. v. SherryWear, LLC et al. IPR2024-01125 SherryWear, LLC Exhibit 2044 Page 5

	

U.S. Patent No. 10,219,551 (Claim 6)	**Infringing NIKE Product** (Swoosh Pocket Bra)
6. The pocketed bra assembly of claim 1 wherein the item removably positioned within the pocket is a handheld electronic device.	Wearers may position handheld electronic devices in the side pockets as evidenced by the bra's design.

U.S. Patent No. 10,219,551 (Claim 7)	**Infringing NIKE Product** (Swoosh Pocket Bra)
7. The pocketed bra assembly of claim 1 wherein the strap assembly further comprises two shoulder straps, and a central area at a back of the strap assembly opposite to the left and right cups, the two shoulder straps and chest strap joining together at the central area, and further comprising a back pocket on the central area.	The Swoosh Pocket Bra has a back pocket (5): 

U.S. Patent No. 10,219,551 (Claim 12)	**Infringing NIKE Product** (Swoosh Pocket Bra)
12. The pocketed bra assembly of claim 1 wherein each side pocket extends onto the adjacent cup, such that each pocket spans both a part of the chest strap and a part of the adjacent cup.	Each side pocket extends onto its adjacent cup: 

U.S. Patent No. 10,219,551 (Claim 13)	**Infringing NIKE Product** (Swoosh Pocket Bra)
13. The pocketed bra assembly of claim 1 further comprising a second patch positioned on the chest strap, the second patch forming an opening such that the second side patch forms a pocket.	The Swoosh Pocket Bra has a side patch on each side of its chest strap.

U.S. Patent No. 10,219,551 (Claim 15)	**Infringing NIKE Product** (Swoosh Pocket Bra)
15. The pocketed bra assembly of claim 1 wherein a front side edge of the side patch abuts an edge of the at least one of the left cup and the right cup, the pocket extending to the edge of the at least one of the left cup and the right cup.	The front side edge of each side edge abuts an edge of its associated cup: 

Nike, Inc. v. SherryWear, LLC et al. IPR2024-01125 SherryWear, LLC Exhibit 2044 Page 7

U.S. Patent No. 10,219,551 (Claim 16)	**Infringing NIKE Product** (Swoosh Pocket Bra)
16. [pre] A chest covering comprising:	The Swoosh Pocket Bra is a chest covering.
[16.1] a strap assembly including a chest strap;	The Swoosh Pocket Bra has a chest strap (1): 
[16.2] a left cup and a right cup, each cup being an area to receive a breast of a wearer and having inside and outside surfaces, the strap assembly being attached to the cups whereby the strap assembly holds the cups to a wearer, with the chest strap extending from the left cup towards the wearer's back and extending from the right cup towards the wearer's back;	The Swoosh Pocket Bra has a left and right cup (3) that each receive a breast of the wearer. Each cup has an inside and outside surface. The strap assembly is attached to the cups and holds the cups to the wearer. The chest strap (1) extends from both sides of the bra towards the wearer's back:

Nike, Inc. v. SherryWear, LLC et al. IPR2024-01125 SherryWear, LLC Exhibit 2044 Page 8

	
[16.3] a side patch on one of an inside or outside surface of the chest strap adjacent to at least one of the left cup and right cups, the side patch having upper and lower edges along at least part of a length of the chest strap, and side edges, the side patch upper edge lying along a same edge line as at least a portion of a top edge of the chest strap, the side patch forming an opening such that the side patch forms a pocket, the opening capable of repeated receiving and removal of an item when being worn by the wearer.	The Swoosh Pocket Bra has a side patch (4) on the outside surface of the chest strap. The side patch is adjacent to an associated cup:  The side patch has upper and lower edges. The upper edge of the side patch runs along at least a portion of the top edge of the chest strap. The side patch (4) forms a pocket:

Nike, Inc. v. SherryWear, LLC et al. IPR2024-01125 SherryWear, LLC Exhibit 2044 Page 9

	

U.S. Patent No. 10,219,551 (Claim 17)	**Infringing NIKE Product** (Swoosh Pocket Bra)
17. The chest covering of claim 16 wherein the opening is an upper opening.	The opening is an upper opening: 

Nike, Inc. v. SherryWear, LLC et al. IPR2024-01125 SherryWear, LLC Exhibit 2044 Page 10

U.S. Patent No. 10,219,551 (Claim 18)	**Infringing NIKE Product** (Swoosh Pocket Bra)
18. The chest covering of claim 16 further comprising stitching along the lower and side edges of the side patch.	Stiching is present along the lower and side edges of the side patch: 

Nike, Inc. v. SherryWear, LLC et al. IPR2024-01125 SherryWear, LLC Exhibit 2044 Page 11