US0D1010299S

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

(10) **Patent No.: US D1,010,299 S**
(45) **Date of Patent: ** Jan. 9, 2024**

(54) **SHOE**

(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)

(72) Inventor: **Kyle D. Schenone**, Beaverton, OR (US)

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

(**) Term: **15 Years**

(21) Appl. No.: **29/885,299**

(22) Filed: **Feb. 22, 2023**

(51) **LOC (14) Cl.** **02-04**

(52) **U.S. Cl.**
USPC **D2/957**; D2/951; D2/960

(58) **Field of Classification Search**
USPC ..... D2/902, 906, 908, 916, 918, 925, D2/946–962, 977; 36/3 B, 22 R, 24.5, 36/25 R, 28, 32 R, 34 R, 59 C, 67 A, 103
CPC A43B 13/00; A43B 13/02; A43B 13/023; A43B 13/026; A43B 13/04; A43B 13/08; A43B 13/10; A43B 13/12; A43B 13/14; A43B 13/141; A43B 13/143; A43B 13/16; A43B 13/18; A43B 13/181; A43B 13/187; A43B 13/189; A43B 13/20; A43B 13/22; A43B 13/223; A43B 13/24; A43B 13/28; A43B 13/30; A43B 13/32; A43B 13/34; A43B 13/36
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D77,152	S		12/1928	Greene	
D78,502	S		5/1929	Blair	
D81,438	S		6/1930	Ferrettie	
D83,316	S		2/1931	Drake	
D87,795	S		9/1932	Regan	
D103,507	S		3/1937	Quinn	
2,394,454	A	*	2/1946	Kappeler	A43B 13/223 D2/957
2,433,303	A	*	12/1947	Spini	A43B 13/223 36/59 C
4,060,917	A	*	12/1977	Canale	A43B 13/223 36/32 R
5,832,636	A	*	11/1998	Lyden	A43B 13/26 36/134
D402,095	S		12/1998	Cretinon	
D431,894	S		10/2000	Begg, II et al.	
D456,982	S		5/2002	Rogers	
D490,596	S	*	6/2004	Belley	D2/959
D550,940	S	*	9/2007	Edwards	D2/947

(Continued)

FOREIGN PATENT DOCUMENTS

CN	304954588	12/2018
CN	305488314	12/2019

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog, 2000 Fall Men's and Women's Footwear (blue cover), p. M71, published Nov. 1999, Nike, Inc., USA.

(Continued)

Primary Examiner — T Chase Nelson
(74) *Attorney, Agent, or Firm* — Banner & Witcoff, Ltd.

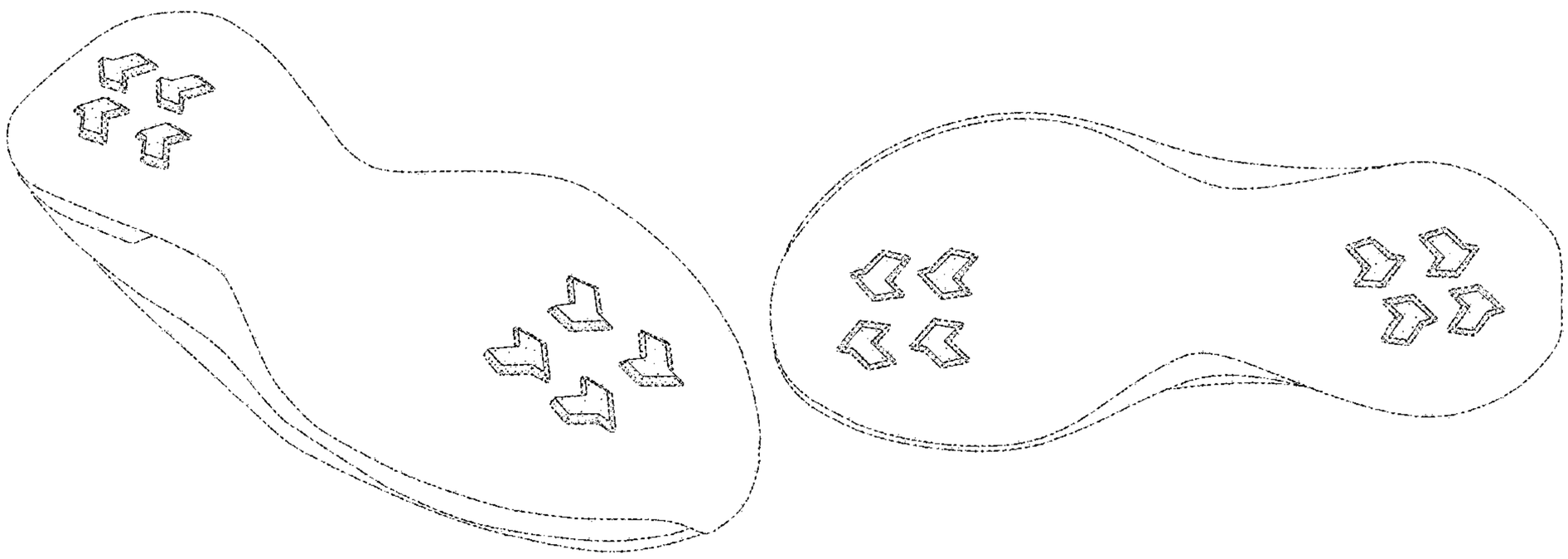
(57) **CLAIM**

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

DESCRIPTION

FIG. **1** is a bottom front perspective view of a shoe showing my new design;
FIG. **2** is a bottom view thereof; and,
FIG. **3** is a bottom rear perspective view thereof.
The broken lines immediately adjacent to the bottom of the shaded areas define the bounds of the claimed design and form no part thereof. The broken lines depicting the remainder of the shoe form no part of the claimed design.

1 Claim, 3 Drawing Sheets



(56) **References Cited**

U.S. PATENT DOCUMENTS

D552,335	S		10/2007	Matis et al.	
D554,840	S		11/2007	McClaskie	
D554,841	S		11/2007	McClaskie	
D558,434	S	*	1/2008	Roth	D2/959
D561,439	S	*	2/2008	Schoenborn	A43B 13/122 D2/959
D564,192	S	*	3/2008	Covatch	D2/959
D574,584	S		8/2008	Earle	
D592,848	S	*	5/2009	Morgan	D2/951
D622,041	S		8/2010	Richard	
D635,753	S		4/2011	Ng	
D671,718	S		12/2012	McVicker et al.	
D722,751	S		2/2015	Sener	
D759,359	S		6/2016	Dombrow	
D778,564	S		2/2017	Nethongkome	
D779,803	S		2/2017	Lee	
D785,305	S	*	5/2017	Adam	D2/954
D796,807	S	*	9/2017	Mondesir	D2/951
D796,808	S		9/2017	Mermet	
D808,138	S		1/2018	Monroy	
D808,139	S		1/2018	Martin	
D815,411	S		4/2018	Cochrane	
D822,968	S	*	7/2018	Moranges	A43B 13/26 D2/947
D848,719	S		5/2019	Ciccone et al.	
D849,380	S	*	5/2019	Howe	D2/947
D851,373	S		6/2019	de Montgolfier et al.	
D853,097	S		7/2019	Cass et al.	
D866,146	S	*	11/2019	Cass	D2/947
D883,630	S	*	5/2020	Cass	D2/947
D889,795	S		7/2020	VanHook	
D889,796	S		7/2020	VanHook	
D897,082	S		9/2020	Belforti	
D898,334	S		10/2020	Radabaugh	
D909,727	S	*	2/2021	Mitchell	D2/951
D918,555	S		5/2021	Sassi	
D918,556	S		5/2021	Patt et al.	
D928,465	S		8/2021	Patt et al.	
D932,164	S	*	10/2021	Wang	D2/947
D932,757	S		10/2021	Kanata	
D943,904	S		2/2022	Giard	
D944,508	S	*	3/2022	Portzline	D2/947
D945,138	S	*	3/2022	Mitchell	D2/947
D948,183	S	*	4/2022	Cass	D2/947
D950,214	S	*	5/2022	Cobb	D2/947
D962,615	S		9/2022	Cleveland et al.	
D965,269	S		10/2022	VanHook	
D965,270	S		10/2022	VanHook	
D988,688	S	*	6/2023	Engel	D2/951
D989,450	S	*	6/2023	Braithwaite	D2/960
D991,654	S	*	7/2023	Nickless	D2/951
2008/0028642	A1	*	2/2008	Kim	A43B 17/08 36/140
2013/0019505	A1	*	1/2013	Borel	A43B 13/127 36/103
2013/0086821	A1	*	4/2013	Lussier	B60C 11/1204 428/156
2014/0150297	A1	*	6/2014	Holmes	A43B 5/06 36/103
2014/0310994	A1	*	10/2014	Ballman	A43C 15/162 36/134
2016/0198793	A1	*	7/2016	Dombrow	A43B 13/145 36/28
2018/0317592	A1	*	11/2018	Rudolf	A43B 23/0215
2019/0104806	A1	*	4/2019	Cass	A43B 13/223
2020/0297069	A1	*	9/2020	Bell	D04B 1/16
2020/0323309	A1	*	10/2020	Hanat	A43B 13/122

FOREIGN PATENT DOCUMENTS

CN	306006985 S	8/2020
CN	306220168	12/2020
CN	306281199	1/2021
CN	306506317	5/2021
CN	307380820	6/2022
CN	307674159	11/2022
CN	307734425	12/2022

OTHER PUBLICATIONS

Nike Footwear Catalog, 2010 Fall Core Footwear, p. 34, published Nov. 2009, Nike, Inc., USA.

Nike Footwear Catalog, 2014 Spring Men's Nike Sportswear Footwear Best, p. 63, published Nov. 1, 2013 , Nike, Inc., USA.

"Nike ACG's New Hiking Sneakers Look Great—and Will Actually Get You Up a Mountain"; GQ; retrieved Feb. 14, 2023; published May 29, 2018; URL: <https://www.gq.com/story/nike-acg-sneakers-summer-2018>.

"This Nike Pegasus 35 Features A Playful Message On The Sole"; Sneaker News; retrieved Sep. 14, 2021; published Feb. 2, 2019; URL: <https://sneakernews.com/2019/02/02/nike-pegasus-35-at9977-101-sail-release-info/>.

"First Look At The Nike Zoom Pegasus Turbo II In "Racer Blue""; Sneaker News; retrieved Sep. 14, 2021; published Jul. 31, 2019; URL: <https://sneakernews.com/2019/07/31/nike-zoom-pegasus-turbo-2-racer-blue-at2863-400-release-date/>.

"The Nike ACG Terra Zaherra Returns In Rush Pink And Racer Blue"; Sneaker News; retrieved Dec. 1, 2022; published Jan. 10, 2020; URL: <https://sneakernews.com/2020/01/10/nike-acg-terra-zaherra-cq0076-600-release-date/>.

"The Nike ACG Mountain Fly Low Returns With "Green Abyss" Secondary Accents"; Sneaker News; retrieved Dec. 1, 2022; published Apr. 1, 2021; URL: <https://sneakernews.com/2021/04/01/nike-acg-mountain-fly-low-black-green-abyss-dc9660-001/>.

"The Nike Pegasus 38 Is Arriving In FlyEase Form"; Sneaker News; retrieved Sep. 14, 2021; published Apr. 14, 2021; URL: <https://sneakernews.com/2021/04/14/nike-pegasus-38-flyease-da6698-101/>.

"First Look At The Nike ACG Air Nasu 2"; Sneaker News; retrieved Dec. 1, 2022; published Jun. 30, 2021; URL: <https://sneakernews.com/2021/06/30/nike-acg-air-nasu-2-black-anthracite-dc8296-002/>.

"The Nike Pegasus Turbo Next Nature Goes On A "5 Borough Tour""; Sneaker News; retrieved Feb. 14, 2023; published Aug. 6, 2022; URL: <https://sneakernews.com/2022/08/06/nike-zoom-pegasus-turbo-next-nature-run-nyc-dz4850-300/>.

"Nike Goes Overboard On ACG Branding With The Mountain Fly Low 2"; Sneaker News; retrieved Feb. 14, 2023; published Jan. 18, 2023; URL: <https://sneakernews.com/2023/01/18/nike-acg-mountain-fly-low-2-release-date/>.

"Nike Air Wildwood ACG"; Amazon; retrieved Dec. 1, 2022; published date unknown, but prior to application filing date; URL: <https://www.amazon.com/NIKE-Current-Premium-716752-100-White/dp/B015969MSU/ref=sr_1_9>.

"Nike Air Zoom Pegasus 39"; Nike; retrieved Feb. 14, 2023; published date unknown, but prior to application filing date; URL: <https://www.nike.com/t/air-zoom-pegasus-39-little-big-kids-road-running-shoes-x7qQR4/DM4015-600>.

"ACG Lowcate Hiking Sneaker"; Nordstrom; retrieved Dec. 1, 2022; published date unknown, but prior to application filing date; URL: <https://www.nordstrom.com/s/nike-acg-lowcate-hiking-sneaker-men/6672686?origin=keywordsearch-personalizedsort&breadcrumb=Home%2FAll%20Results&color=003>.

* cited by examiner

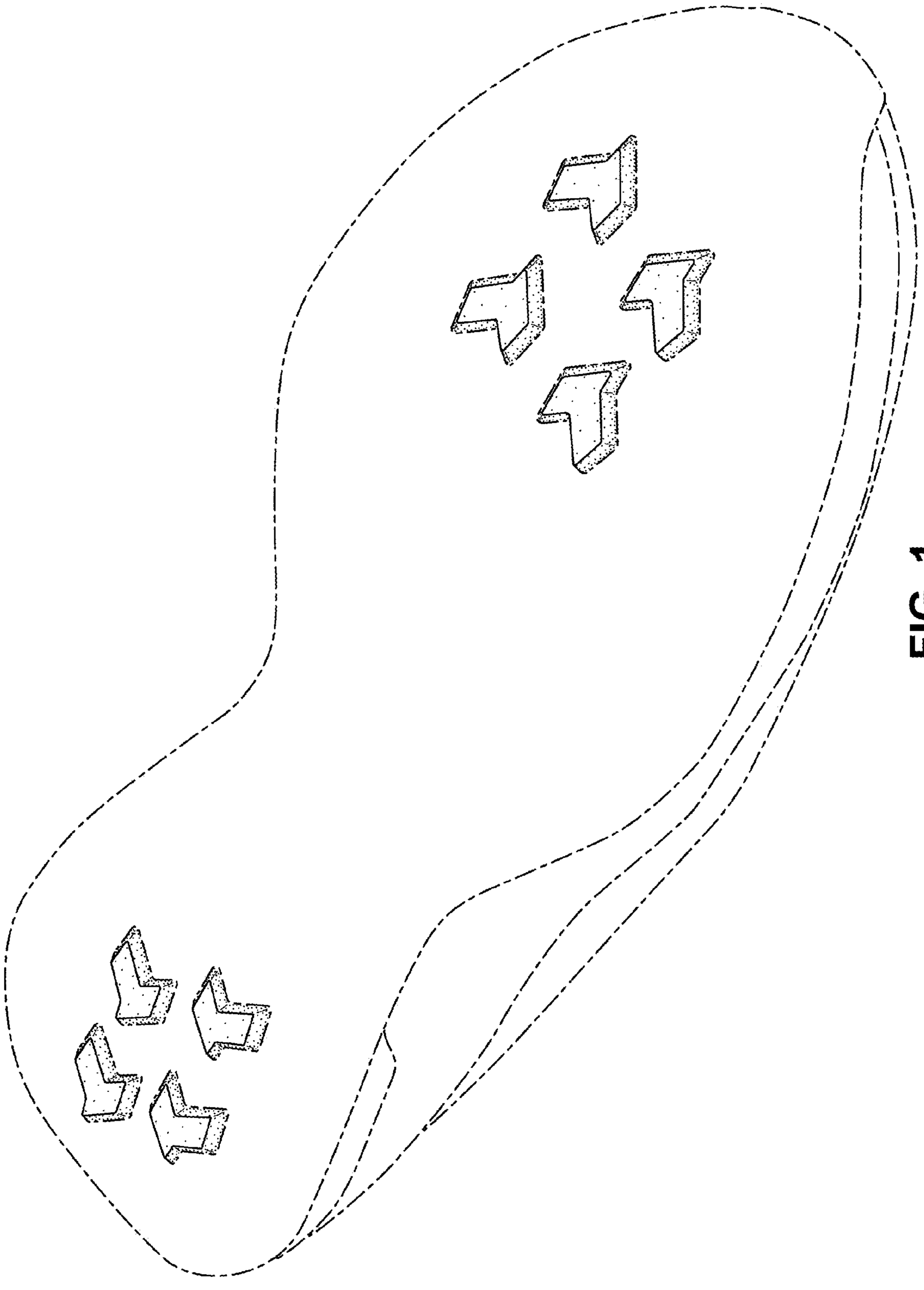


FIG. 1

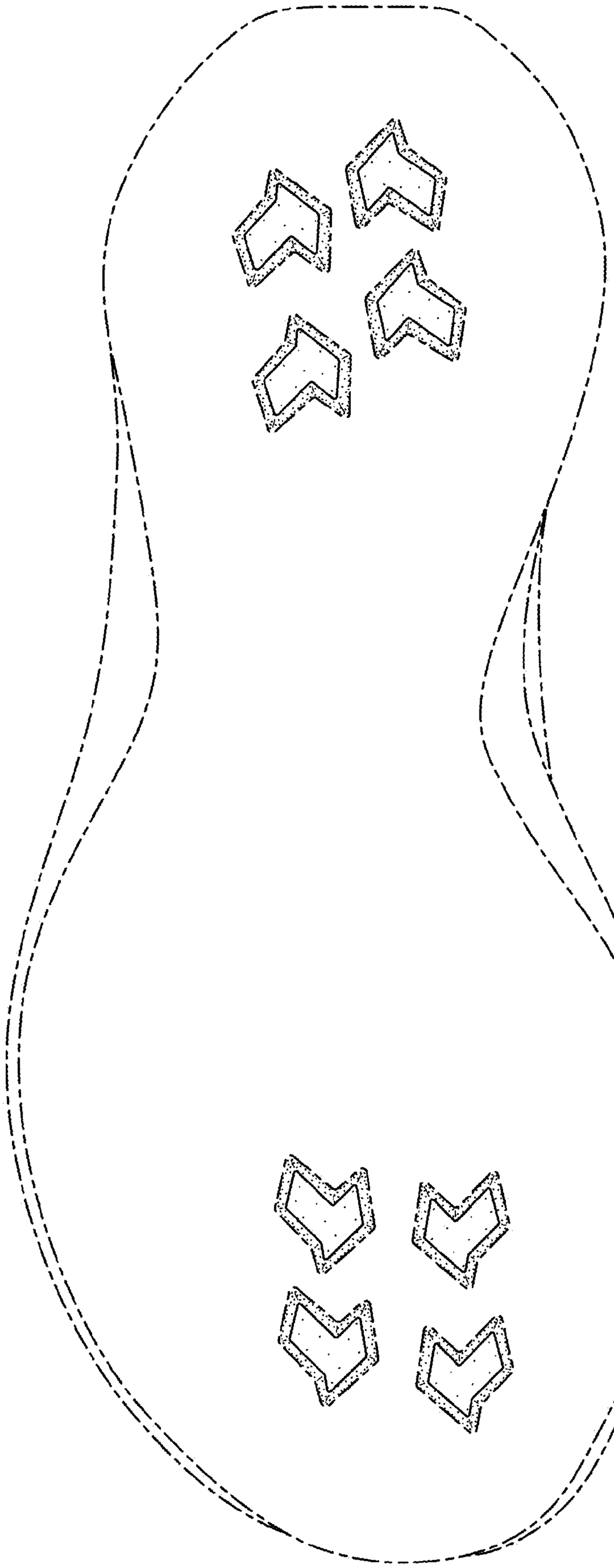


FIG. 2

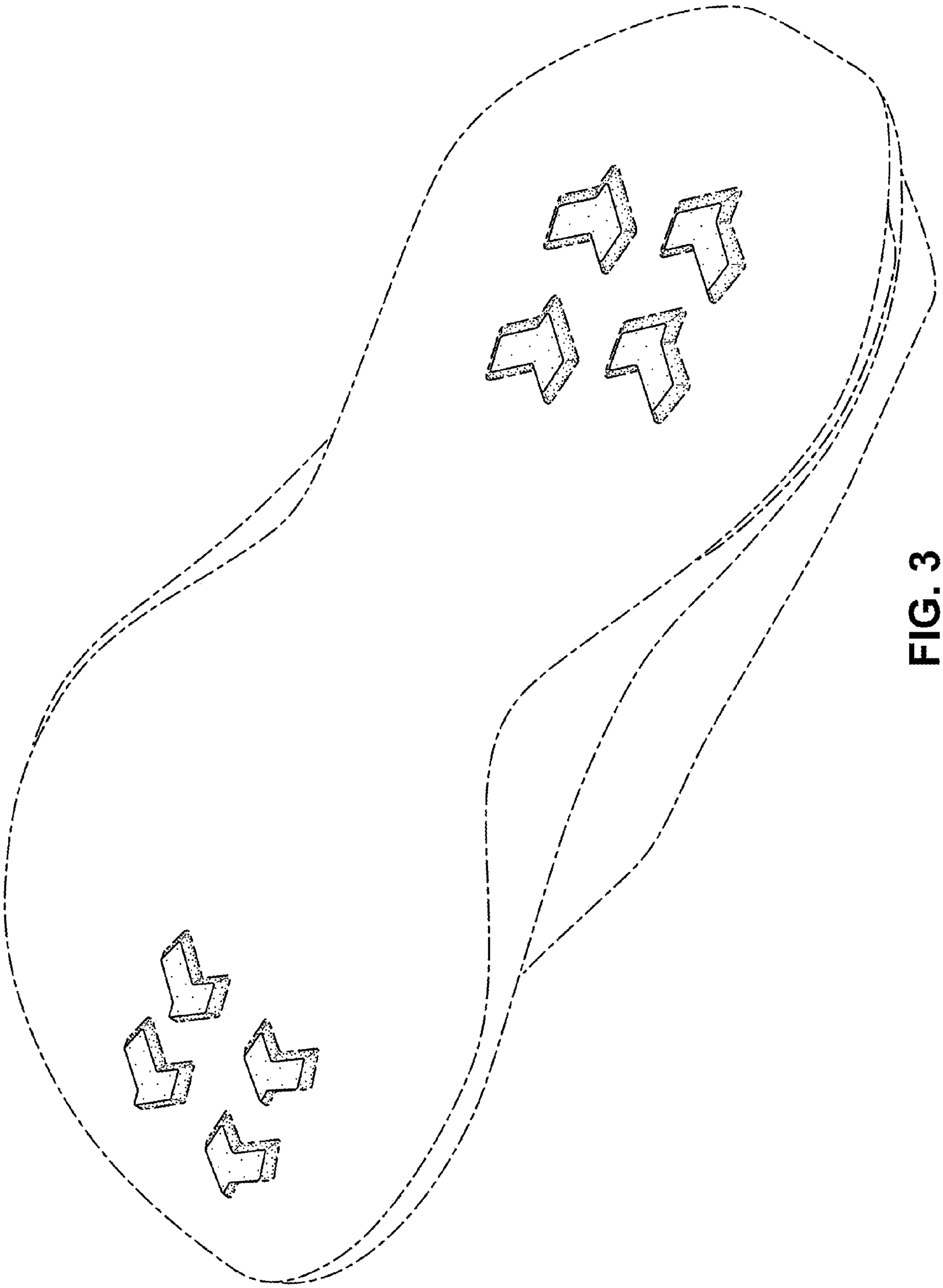


FIG. 3