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(12)

United States Design Patent

Carboy

(10)

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US D1,018,013 S

(45)

Date of Patent:

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(54) SHOE

FOREIGN PATENT DOCUMENTS

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

DE 40100359-0008 6/2001
DE 40100359-0010 6/2001

(72) Inventor: Shawn G. Carboy, Portland, OR (US)

(Continued)

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

OTHER PUBLICATIONS

(**) Term: 15 Years

Nike Air Max DN Anthracite DV3337-001 Release Date Hypebeast, posted Oct. 26, 2023 [online], [retrieved Nov. 15, 2023]. Retrieved from internet, <https://hypebeast.com/2023/10/nike-air-max-dn-anthracite-dv3337-001-release-date> (Year: 2023).*

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(Continued)

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(52) U.S. Cl.
USPC D2/972

(58) Field of Classification Search

USPC D2/896, 900, 902, 904, 906–908,
D2/916–924, 925–945, 947–960, 969–979
CPC A43B 1/00; A43B 1/02; A43B 1/04; A43B
3/00; A43B 3/02; A43B 3/06; A43B 3/10;
A43B 3/12; A43B 3/14; A43B 5/00;
A43B 5/001; A43B 5/008; A43B 5/10;
A43B 5/12; A43B 23/00; A43B 23/02;
A43B 23/04

See application file for complete search history.

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(57) CLAIM

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

DESCRIPTION

FIG. 1 is a front perspective view of a shoe showing my new design;

FIG. 2 is a side view thereof;

FIG. 3 is an opposite side front perspective view thereof;

FIG. 4 is an opposite side view thereof;

FIG. 5 is a top view thereof;

FIG. 6 is a front perspective view of a shoe showing my new design in an alternate embodiment;

FIG. 7 is a side view thereof;

FIG. 8 is an opposite side front perspective view thereof;

FIG. 9 is an opposite side view thereof; and,

FIG. 10 is a top view thereof.

The broken lines immediately adjacent to the shaded area 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.

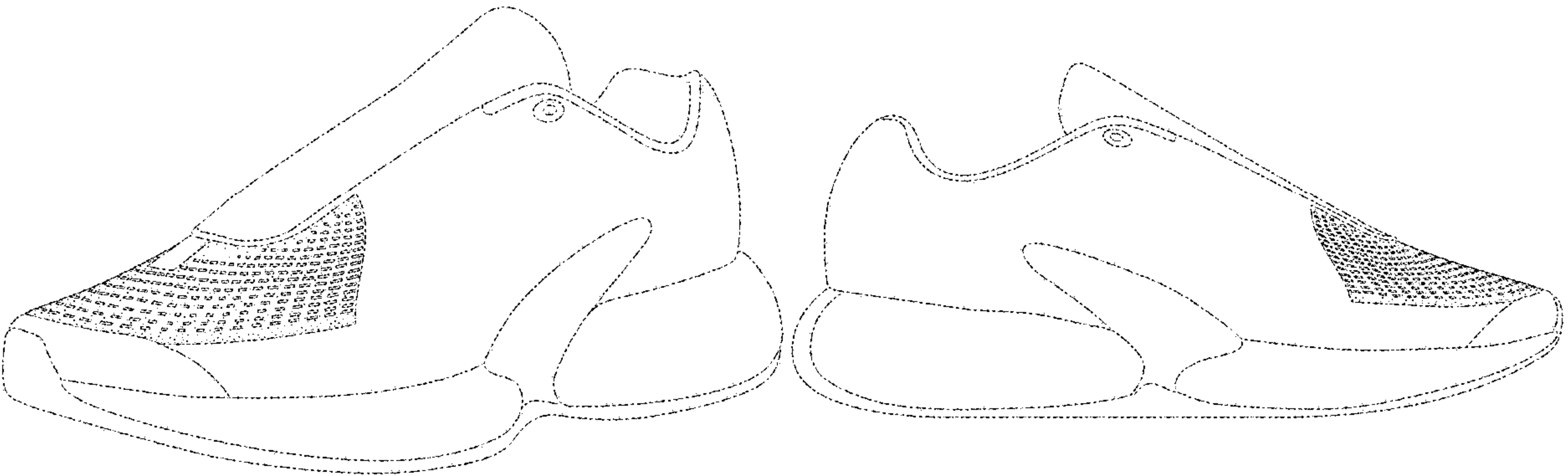
(56) References Cited

U.S. PATENT DOCUMENTS

D336,974 S 7/1993 Hatfield
D361,884 S 9/1995 Lozano
D382,101 S 8/1997 Teague
D383,296 S 9/1997 Rask
D385,996 S 11/1997 Tresser
D391,064 S 2/1998 Backus
D393,360 S 4/1998 Aveni et al.
D396,141 S 7/1998 Smith, III
D398,762 S 9/1998 McDowell et al.
D398,764 S 9/1998 Hlavacs
D412,241 S 7/1999 Hatfield et al.

(Continued)

1 Claim, 10 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D414,599 S 10/1999 Doxey
D424,798 S * 5/2000 McDowell D2/972
D428,693 S 8/2000 Hlavacs
D438,697 S * 3/2001 Matis D2/907
D440,389 S 4/2001 Lozano
D449,923 S 11/2001 Doxey
D456,985 S * 5/2002 Clegg D2/972
D458,015 S * 6/2002 Dolan D2/972
D467,721 S 12/2002 Lupo
D470,301 S 2/2003 Lotti
D494,354 S * 8/2004 Clegg D2/972
D499,243 S 12/2004 Avar
D499,875 S 12/2004 Lozano
D513,857 S * 1/2006 Hlavacs D2/972
D515,801 S 2/2006 Smith, III
D525,420 S 7/2006 Cass
D528,285 S 9/2006 Hlavacs
D534,343 S 1/2007 Rasmussen
D537,616 S 3/2007 Campbell
D541,521 S * 5/2007 Smith D2/972
D546,546 S * 7/2007 Chang D2/972
D548,949 S 8/2007 Hui
D549,949 S * 9/2007 Portzline D2/972
D550,946 S 9/2007 Lotti
D551,843 S 10/2007 Fullum
D551,844 S 10/2007 Hlavacs
D565,283 S * 4/2008 Smith D2/907
D568,602 S 5/2008 Henderson
D570,086 S * 6/2008 McDowell D2/969
D572,889 S * 7/2008 Alfaro D2/969
D574,587 S * 8/2008 McDowell D2/969
D579,186 S 10/2008 Mervar et al.
D586,110 S 2/2009 Lotti
D587,001 S 2/2009 Jarvis
D648,110 S 11/2011 Rasmussen
D659,374 S 5/2012 Miner
D668,032 S 10/2012 Shaffer
D668,858 S 10/2012 Shaffer
D678,667 S 3/2013 Carboy
D682,530 S 5/2013 Wilken
D683,134 S 5/2013 Shyllon
D689,684 S * 9/2013 McMillan D2/972
D694,506 S 12/2013 Anceresi et al.
D694,508 S 12/2013 Henrichot
D701,036 S * 3/2014 Martin D2/972
D701,037 S * 3/2014 Ho D2/972
D707,951 S 7/2014 McCullagh
D709,280 S * 7/2014 Shaffer D2/972
D716,038 S 10/2014 McMillan
D722,225 S * 2/2015 Williams, Jr. D2/972
D737,041 S 8/2015 Raasch
D737,562 S 9/2015 Avar
D746,571 S * 1/2016 Bell D2/972
D746,572 S * 1/2016 Bell D2/972
D753,906 S * 4/2016 Kasprzak D2/907
D767,868 S 10/2016 Johnsongriffin
D771,927 S 11/2016 Rasmussen
D773,795 S 12/2016 Lok
D774,287 S 12/2016 Taestensen
D781,551 S 3/2017 Madore
D781,555 S 3/2017 Yun
D785,309 S 5/2017 Lee
D788,441 S 6/2017 Taylor
D795,563 S 8/2017 Durand
D802,279 S 11/2017 Parker
D807,009 S * 1/2018 Lee D2/972
D811,069 S * 2/2018 Small D2/972
D814,776 S 4/2018 Odinot
D816,978 S 5/2018 Small
D816,979 S 5/2018 Lee
D820,577 S 6/2018 Wright
D823,589 S 7/2018 Remy
D827,278 S 9/2018 Shyllon
D827,283 S 9/2018 Klein
D829,425 S 10/2018 Albrecht et al.

D840,664 S 2/2019 Small
D840,665 S 2/2019 Small
D841,973 S 3/2019 Small
D843,088 S 3/2019 Frank
D845,607 S 4/2019 Hernandez
D846,256 S 4/2019 Khalife
D848,724 S 5/2019 Kuerbis
D858,972 S * 9/2019 Issler D2/971
D867,741 S 11/2019 de Montgolfier
D867,742 S 11/2019 de Montgolfier
D868,445 S 12/2019 de Montgolfier
D870,446 S 12/2019 Page
D874,811 S * 2/2020 Avar D2/972
D881,547 S 4/2020 Robusti
D882,909 S 5/2020 Small et al.
D888,381 S * 6/2020 Chao D2/945
D888,403 S * 6/2020 Chao D2/972
D892,486 S 8/2020 Han
D893,162 S 8/2020 Han
D895,954 S 9/2020 Hernandez
D898,335 S 10/2020 Small et al.
D899,035 S 10/2020 Padilla et al.
D899,757 S 10/2020 Hatfield et al.
D905,414 S 12/2020 Shyllon
D909,038 S 2/2021 Kosenick
D911,015 S 2/2021 Belhacene
D911,699 S 3/2021 McMillan
D912,965 S 3/2021 Tan et al.
D912,966 S 3/2021 Han et al.
D913,648 S 3/2021 Dean
D913,649 S 3/2021 Suh
D913,650 S 3/2021 Ortega
D913,674 S 3/2021 Suh
D913,675 S 3/2021 Ortega
D917,862 S 5/2021 Remy et al.
D919,277 S 5/2021 Schultze
D929,109 S 8/2021 Small
D932,174 S 10/2021 Schenone
D932,762 S 10/2021 Vella
D943,973 S 2/2022 Kosenick
D946,875 S 3/2022 Hernandez
D955,730 S 6/2022 Martin
D956,391 S 7/2022 Small et al.
D958,513 S 7/2022 Sullivan et al.
D959,124 S 8/2022 Mace
D959,804 S 8/2022 Bruns et al.
D962,599 S 9/2022 Shi
D962,600 S 9/2022 Zhuang
D963,308 S 9/2022 Suh
D963,309 S 9/2022 Suh
D970,185 S 11/2022 Desphy
D970,186 S 11/2022 Shyllon
D972,831 S 12/2022 Ceniceros
D974,708 S 1/2023 Tarenne
D974,732 S 1/2023 Bartys et al.
D974,733 S 1/2023 Bartys et al.
D975,988 S 1/2023 Lesecq
D979,891 S 3/2023 Hoang
D981,086 S 3/2023 Prat
D982,296 S 4/2023 Rémy
D982,894 S 4/2023 Kosenick

FOREIGN PATENT DOCUMENTS

DE 40100359-0011 6/2001
DE 40100359-0012 6/2001
DE 40100359-0013 6/2001

OTHER PUBLICATIONS

Nike Footwear Catalog, 1999 Fall Footwear, p. M13, published Mar. 1998, Nike, Inc., USA.
Nike Footwear Catalog, 2000 Fall Men's and Women's Footwear (blue cover), p. M45, published Nov. 1999, Nike, Inc., USA.
Nike Footwear Catalog, 2000 Holiday Men's and Women's Footwear (1), p. M20, published Nov. 1999, Nike, Inc., USA.
Nike Footwear Catalog, 2010 Fall Indie Sportswear Footwear, p. 6, published Nov. 2009, Nike, Inc., USA.

(56)

References Cited

OTHER PUBLICATIONS

Nike Footwear Catalog, 2011 Fall Women's Nike Sportswear Footwear, p. 2, published Feb. 2010, Nike, Inc., USA.

Nike Footwear Catalog, 2011 Holiday Core Footwear, p. 15, published Feb. 2010, Nike, Inc., USA.

Nike Footwear Catalog, 2011 Summer Men's Footwear Nike Sportswear, p. 41, published Nov. 2010, Nike, Inc., USA.

Nike Footwear Catalog, 2015 Spring Nike Running Specialty, p. 85, published Nov. 2014, Nike, Inc., USA.

"Nike Air Griffey Max 2 Releases For Dec. 2014"; Sneaker News; retrieved Mar. 29, 2023; published Dec. 10, 2014; URL: <<https://sneakernews.com/2014/12/10/nike-air-griffey-max-2-releases-december-2014/>>.

"Nike Welcomes Back Pete Sampras With Unexpected Shoe Release"; Sneaker News; retrieved Mar. 29, 2023; published Aug. 20, 2015; URL: <<https://sneakernews.com/2015/08/20/nike-welcomes-back-pete-sampras-with-unexpected-shoe-release/>>.

"Puma Godfather Helmut Fischer Shares Massive Sneaker Archive"; Sneakerfreaker; retrieved Jul. 10, 2023; published Jun. 5, 2017; URL: <<https://www.sneakerfreaker.com/news/puma-godfather-helmut-fischer-shares-3500-sneaker-archive?page=2>>.

"Material Matters: What's up With Energy Return Foam?"; Sneakerfreaker; retrieved Jul. 10, 2023; published Mar. 5, 2018; URL: <<https://www.sneakerfreaker.com/features/material-matters/material-matters-what?page=2>>.

"Official Images Of The Air Jordan 14 'Hyper Royal'"; SneakerNews; retrieved May 1, 2023; published Sep. 4, 2020; URL: <<https://sneakernews.com/2020/09/04/air-jordan-14-hyper-royal-487471-104/>>.

"Clot Officially Announces The Air Jordan 14 Low 'Terracotta'"; Sneaker News; retrieved Dec. 16, 2021; published Jan. 21, 2021; URL: <<https://sneakernews.com/2021/01/21/clot-air-jordan-14-low-terracotta-release-date/>>.

"K-Swiss Tubes Comfort 200 review"; RunRepeat; retrieved Jul. 12, 2023; published May 30, 2022; URL: <<https://runrepeat.com/k-swiss-tubes-comfort-200>>.

"Nike Air Zoom Flight 95 Black Metallic Silver Size 11"; Ebay; retrieved Jun. 9, 2022; published date unknown, but prior to

application filing date; URL: <<https://www.ebay.com/itm/255554584024?chn=ps&var-555505140396&norover=1>>.

"Vintage Nike Zoom Air"; ebay; retrieved Jun. 30, 2023; published date unknown, but prior to application filing date; URL: <<https://www.ebay.com/itm/363623992346>>.

"Zoom Air Hawk Flight 'Class of 97 Pack'"; GOAT; retrieved Jun. 9, 2022; published date unknown, but prior to application filing date; URL: <<https://www.goat.com/sneakers/zoom-air-hawk-flight-class-of-97-pack-805272-001>>.

"This Sneakersnstuff-Exclusive Air Max Tailwind 4 is an Anniversary Special"; High Snobiety; retrieved Mar. 14, 2023; published date unknown, but prior to application filing date; URL: <<https://www.highsnobiety.com/p/sneakersnstuff-nike-air-max-tailwind-4-release-date-price/>>.

"K-Swiss Tubes Collection"; K-Swiss; retrieved Jul. 12, 2023; published date unknown, but prior to application filing date; URL: <<https://kswiss.com/collections/tubes>>.

"Nike Air Max 2021"; Nike; retrieved Aug. 10, 2022; published date unknown, but prior to application filing date; URL: <https://www.nike.com/t/air-max-2021-mens-shoes-fnRMh3> >.

"Nike Air Max 96 II"; Nike; retrieved May 3, 2022; published date unknown, but prior to application filing date; URL: <<https://www.nike.com/my/t/air-max-96-ii-shoes-J0szvR/DC9409-200>>.

"Nike Air Max Plus"; Nike; retrieved Jul. 10, 2023; published date unknown, but prior to application filing date; URL: <<https://www.nike.com/t/air-max-plus-mens-shoes-x9G2xF/DX2663-001>>.

"Puma 1980 Elite Rider Vintage Sneaker Ad"; thedeffest; retrieved Jul. 10, 2023; published date unknown, but prior to application filing date; URL: <<https://www.thedeffest.com/vintage-ads/tag/80s+running+shoes>>.

"Nike Air Max 2001 Silver / Chili DS"; RootsBK; retrieved Jul. 10, 2023; published date unknown, but prior to application filing date; URL: <<https://www.rootsbk.net/sold-sneakers-2/nike-air-max-2001-silver-chili-size-105-ds>>.

"Nike Air Max 360"; Sneaker News; retrieved May 3, 2022; published date unknown, but prior to application filing date; URL: <<https://sneakernews.com/nike-air-max/nike-air-max-360/>>.

U.S. Appl. No. 29/898,521, filed Jul. 28, 2023.

* cited by examiner

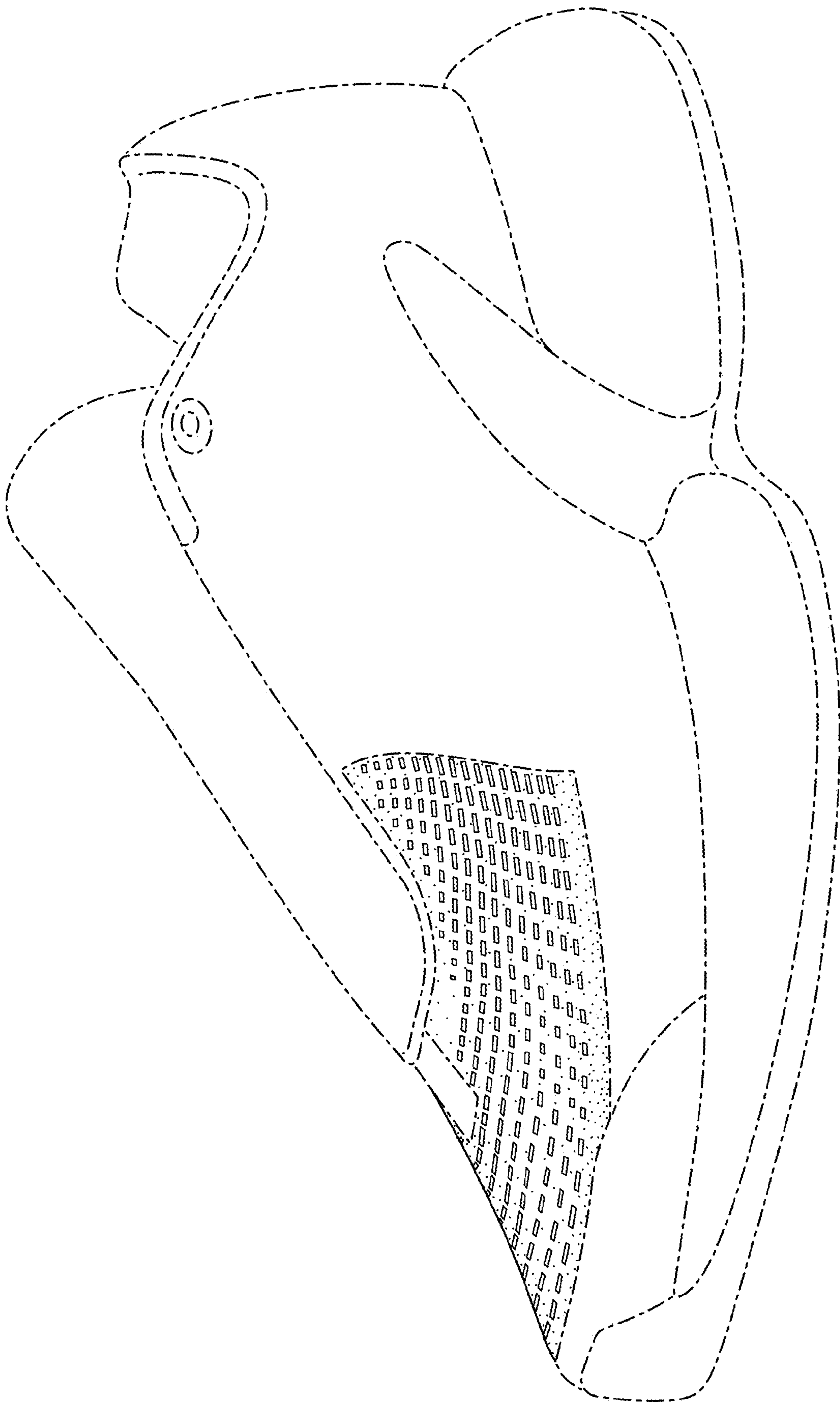


FIG. 1

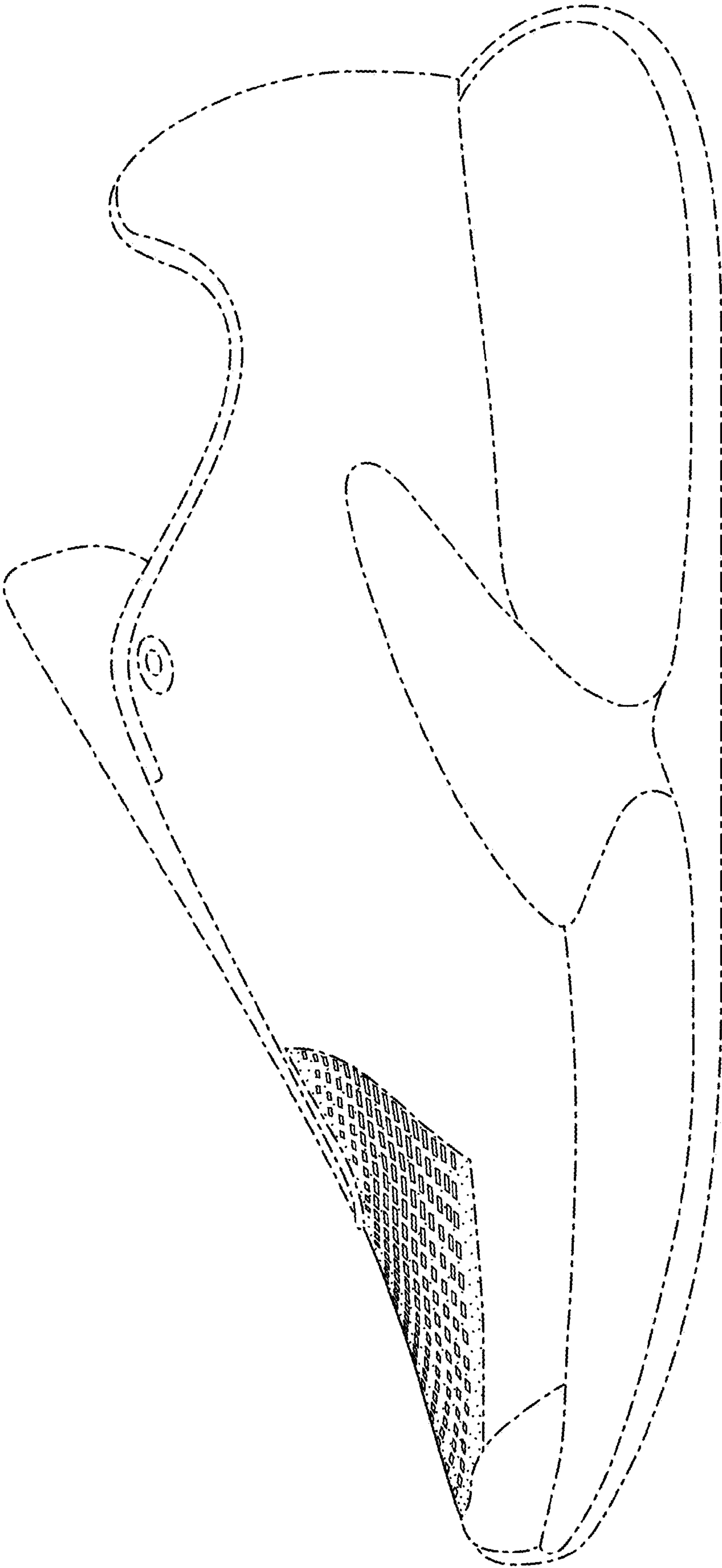


FIG. 2

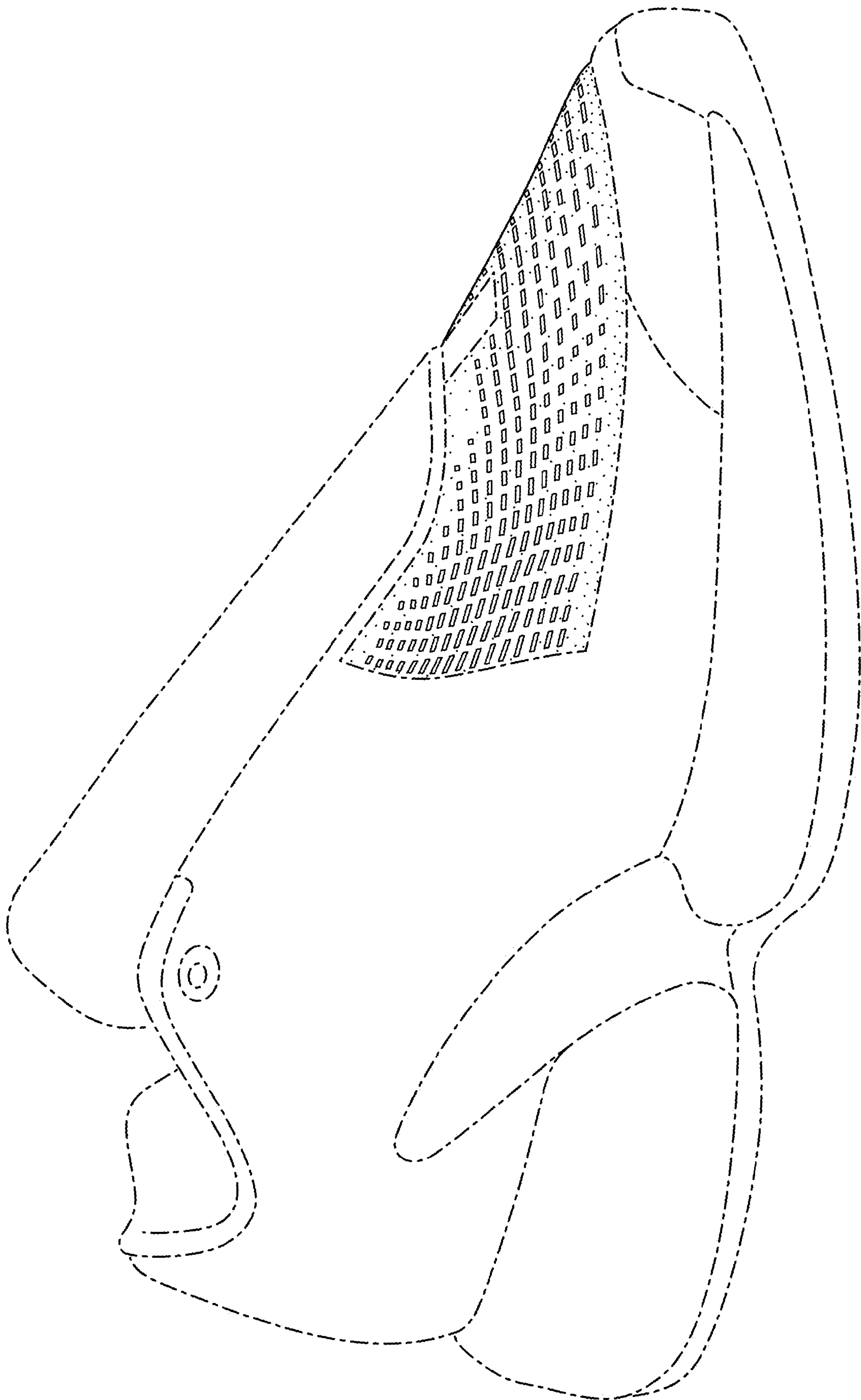


FIG. 3

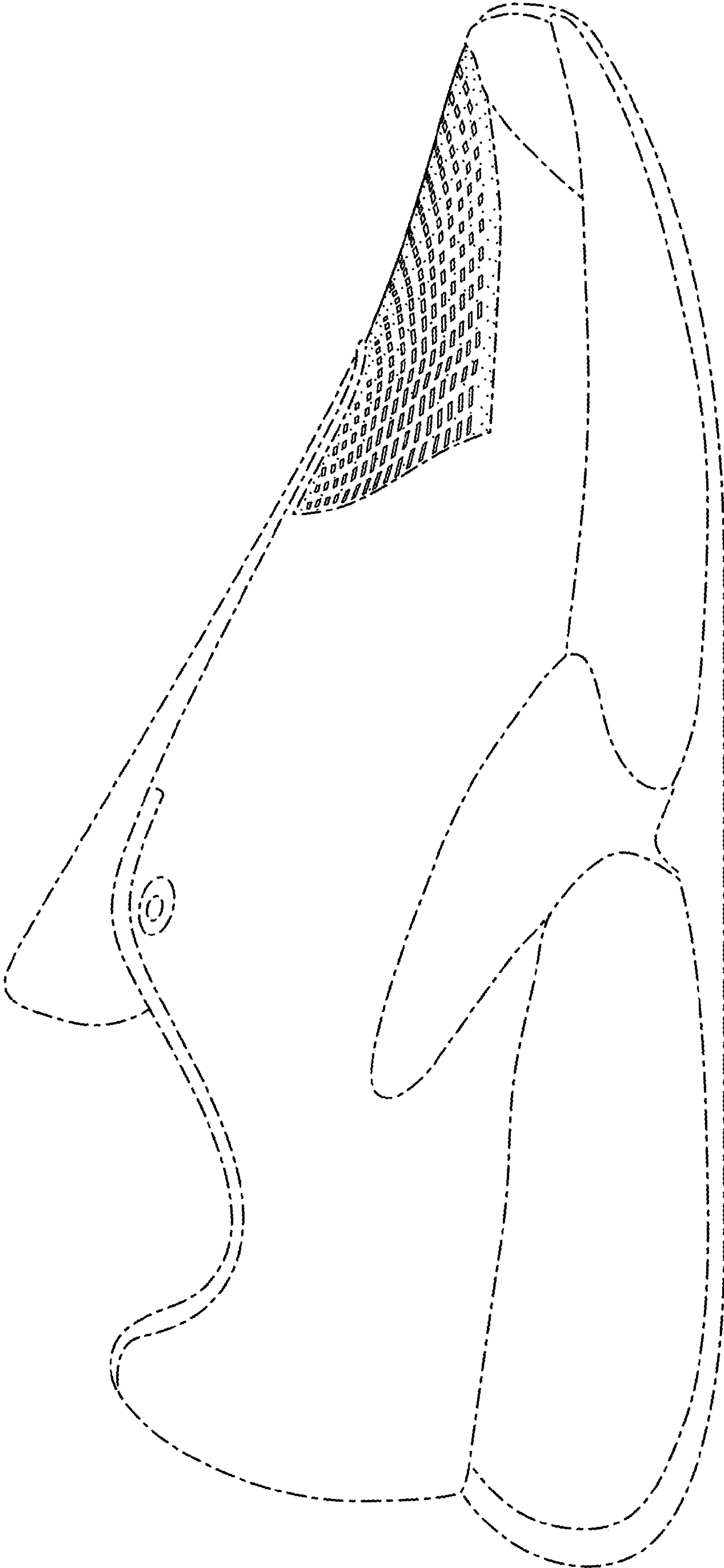


FIG. 4

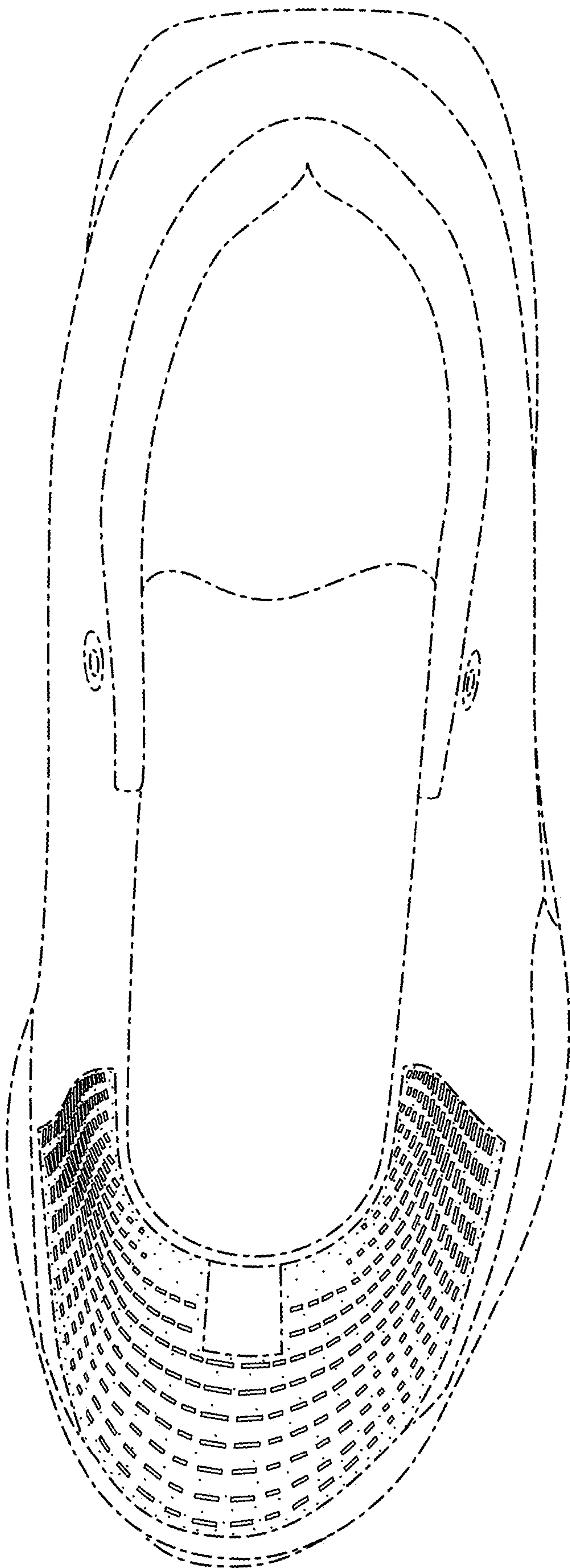


FIG. 5

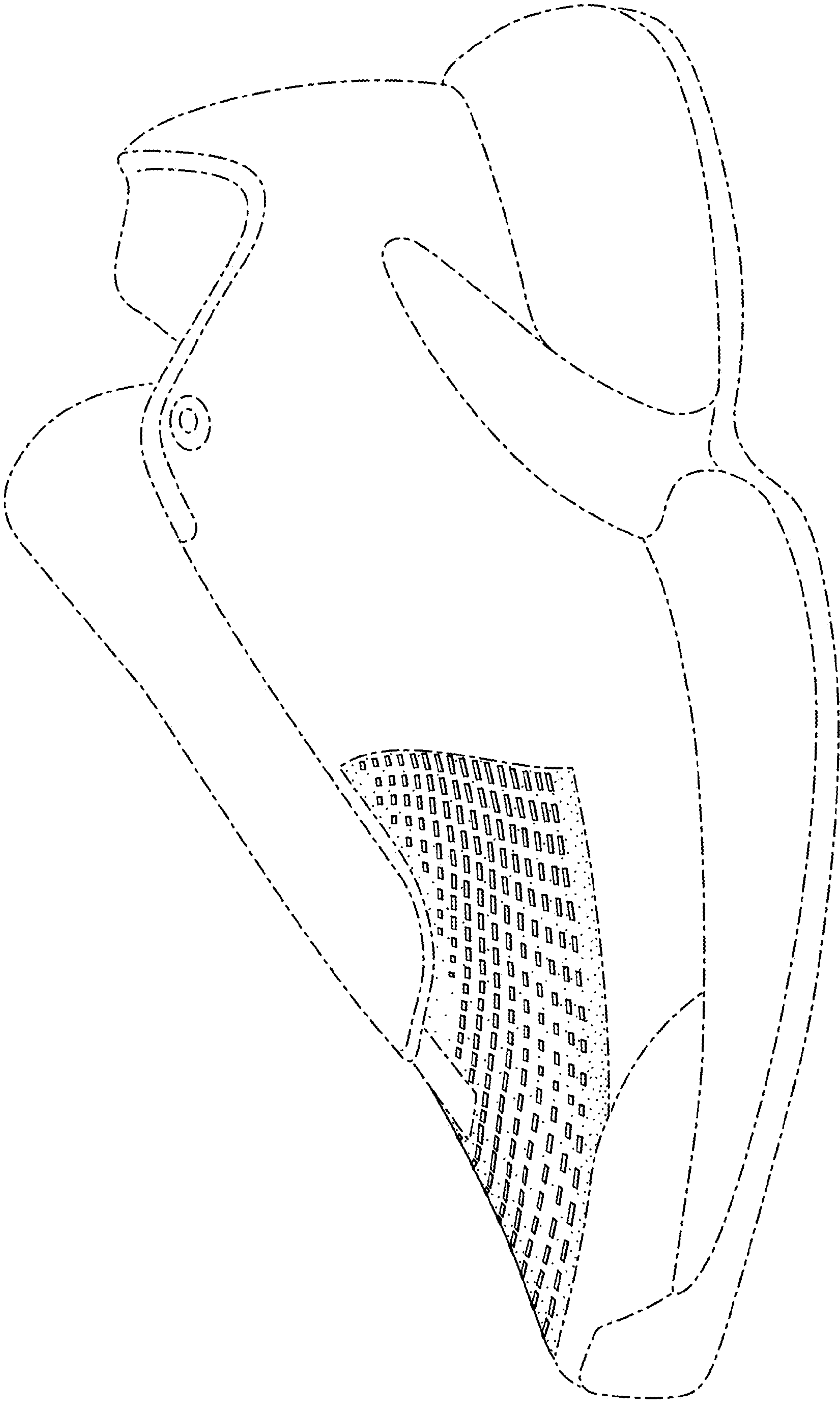


FIG. 6

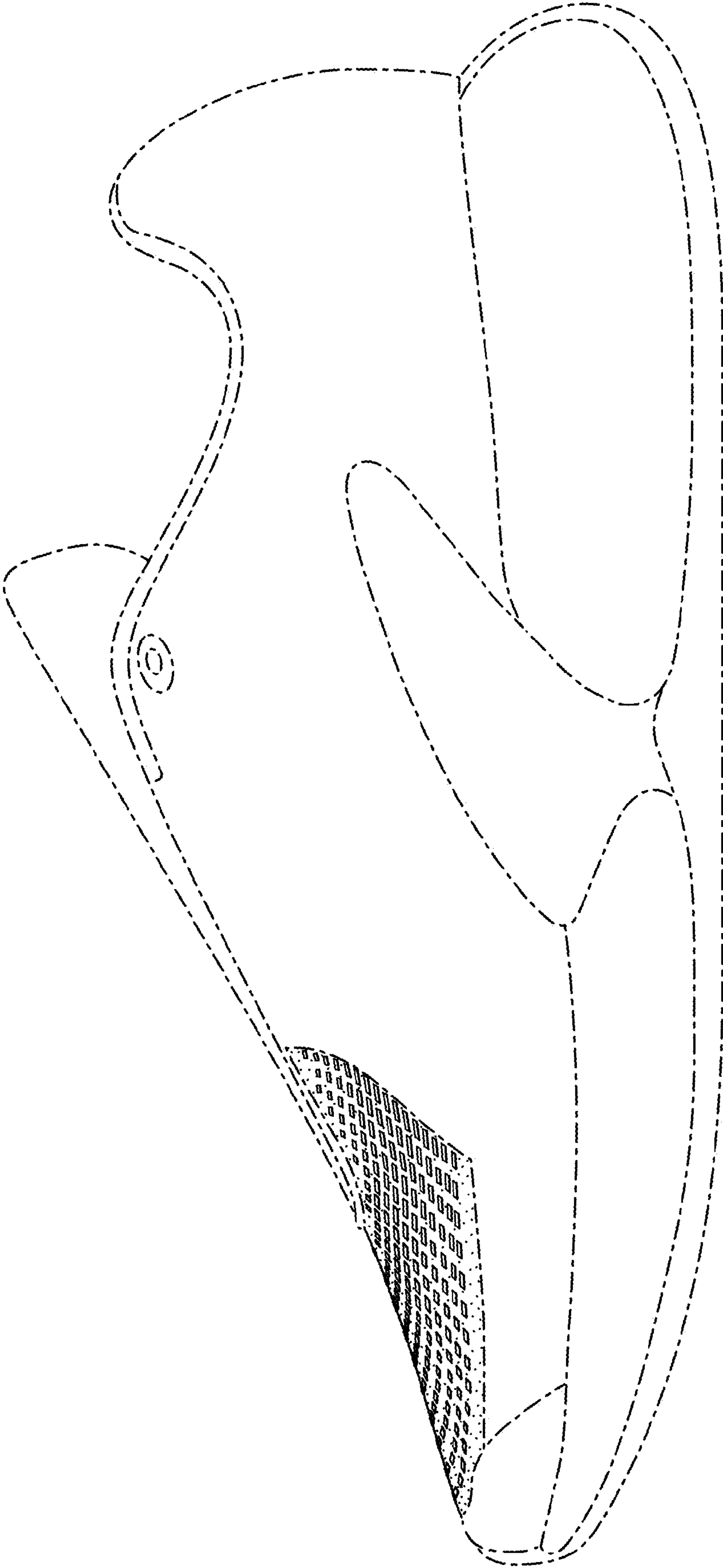


FIG. 7

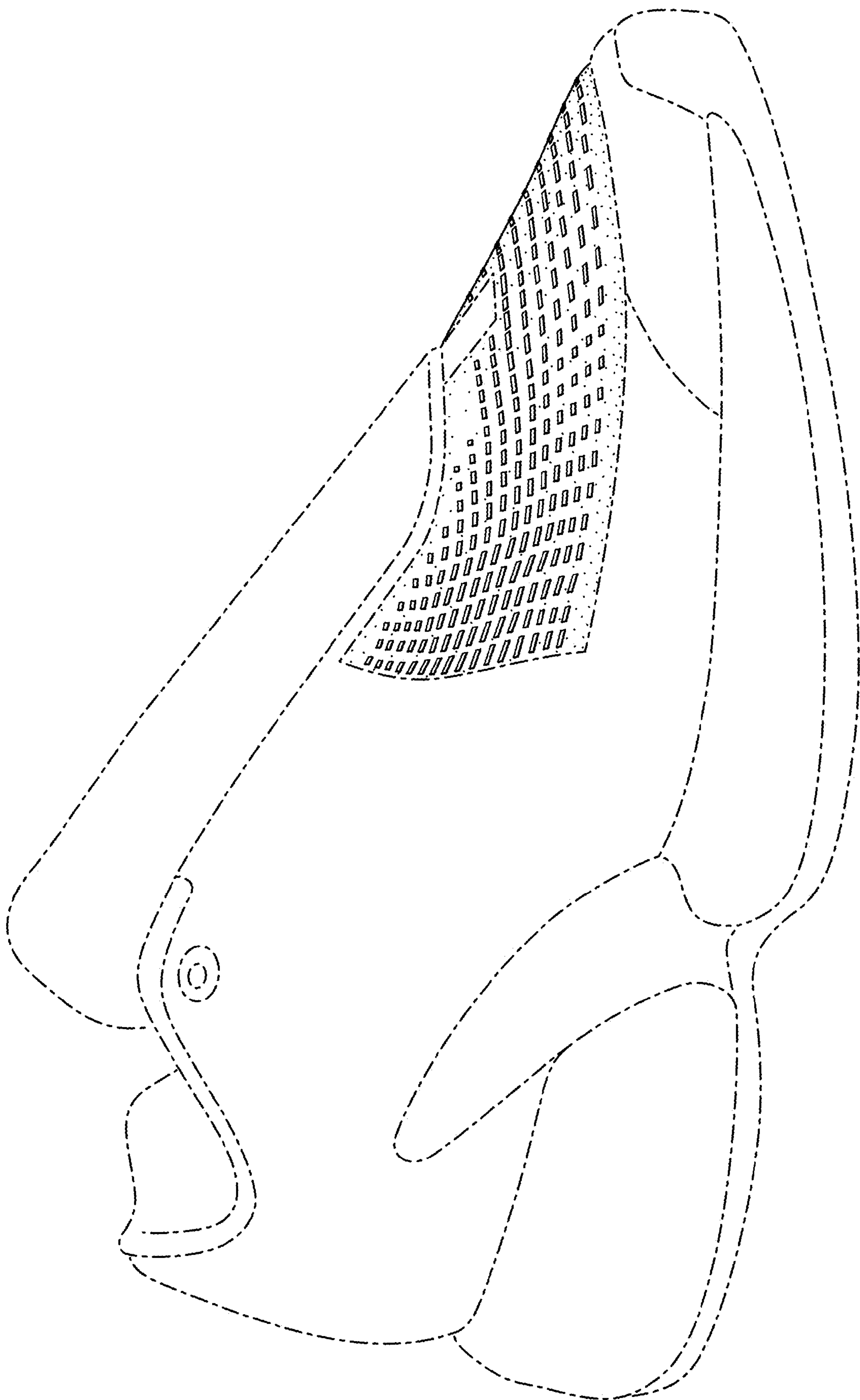


FIG. 8

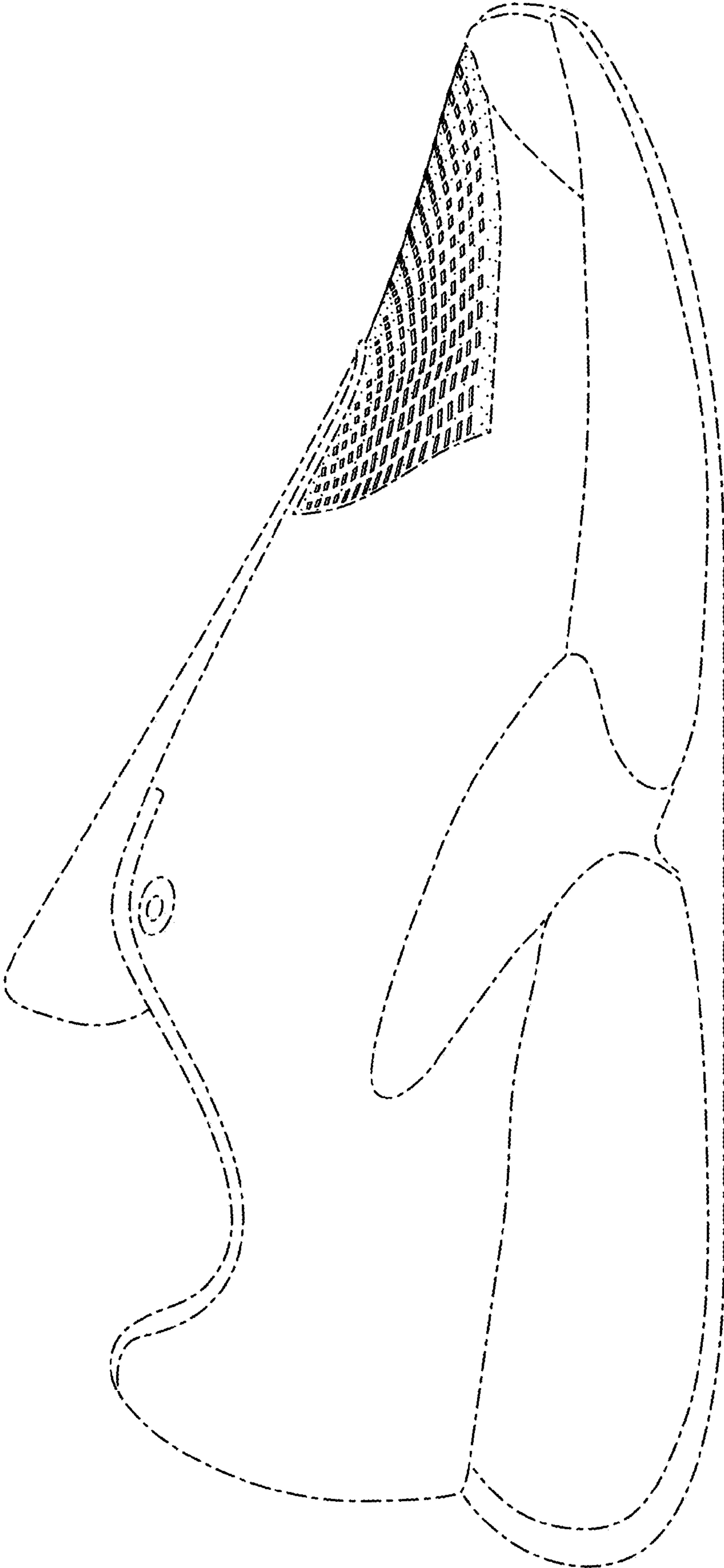


FIG. 9

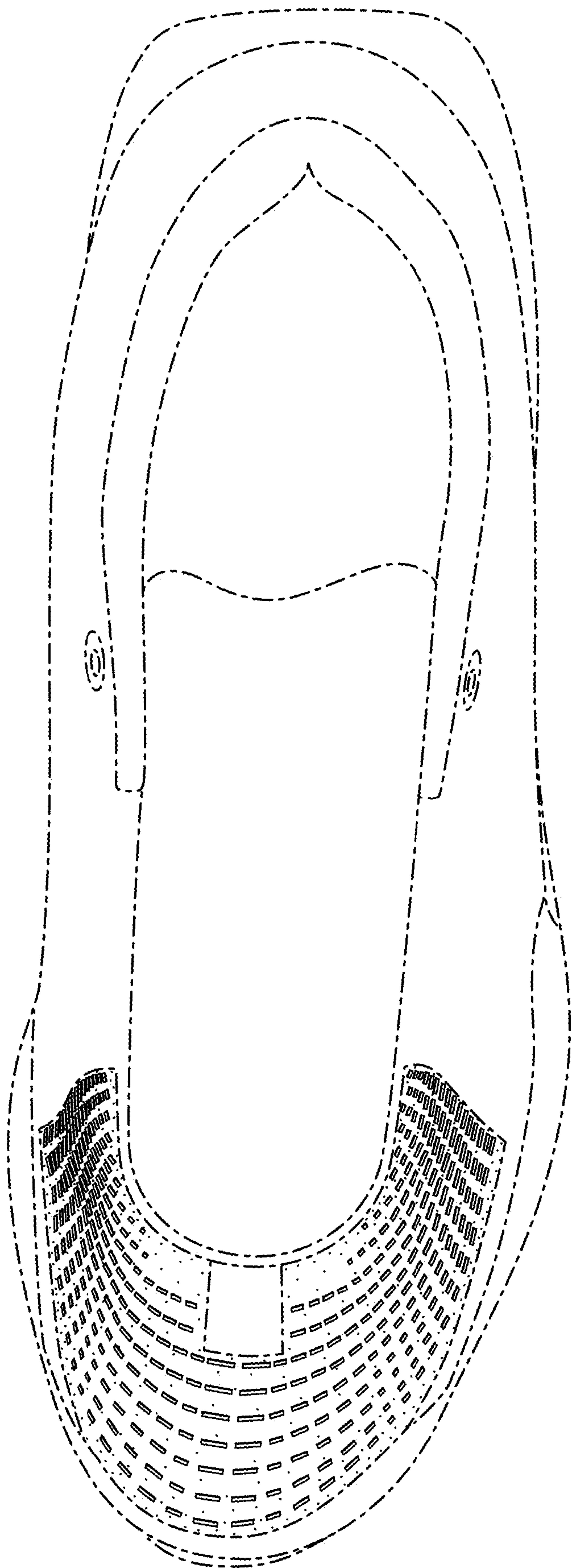


FIG. 10