

US00D496524S1

(12) **United States Design Patent** (10) **Patent No.:** **US D496,524 S**
Kuerbis (45) **Date of Patent:** **** Sep. 28, 2004**

- (54) **PORTION OF A SHOE OUTSOLE**
- (75) Inventor: **Tate E. Kuerbis**, Portland, OR (US)
- (73) Assignee: **Nike, Inc.**, Beaverton, OR (US)
- (**) Term: **14 Years**
- (21) Appl. No.: **29/194,235**
- (22) Filed: **Nov. 21, 2003**
- (51) **LOC (7) Cl.** **02-04**
- (52) **U.S. Cl.** **D2/953; D2/951; D2/957;**
D2/959
- (58) **Field of Search** D2/947-949, 951-960;
D5/4, 6, 8, 12, 16, 25, 32, 43, 56, 62; 36/3 B,
22 R, 25 R, 28, 32 A, 32 R, 59 R, 67,
67 B

(56) **References Cited**

U.S. PATENT DOCUMENTS

| | | | | | |
|-------------|---|---------|---------------|-------|--------|
| D88,052 S | * | 10/1932 | Willheim | | D5/62 |
| D94,121 S | * | 12/1934 | Duval | | D6/592 |
| D115,636 S | | 7/1939 | Sperry | | |
| D217,950 S | | 7/1970 | Einstein | | |
| 4,020,569 A | | 5/1977 | Fukuoka | | |
| D244,967 S | | 7/1977 | Famolare, Jr. | | |
| D247,998 S | | 5/1978 | Lobosco | | |
| D255,174 S | | 6/1980 | Hamada | | |
| D314,672 S | * | 2/1991 | Legare | | D5/53 |
| D329,742 S | | 9/1992 | Byrne et al. | | |
| D356,674 S | * | 3/1995 | Lucarelli | | D2/964 |
| D370,993 S | | 6/1996 | Mangee | | |
| D376,896 S | * | 12/1996 | O'Rorke | | D2/953 |
| D390,690 S | | 2/1998 | Murai et al. | | |

(List continued on next page.)

OTHER PUBLICATIONS

- Nike Footwear Catalogue Spring 1986, p. 12, published Jun. 1985.
- Nike Footwear Catalogue Late Fall 1998, p. 64, published Mar. 1998.

- Nike Footwear Catalogue Spring 2000#1, p. M64, published Jul. 1999.
- Nike Footwear Catalogue Spring 2000#1, p. M70, published Jul. 1999.
- Nike Footwear Catalogue Fall 2002, p. W35, published Nov. 2001.
- Nike Footwear Catalogue Fall 2002, p. W65, published Nov. 2001.
- Nike Footwear Catalogue Fall 2003, p. M36, published Nov. 2002.

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(57) **CLAIM**

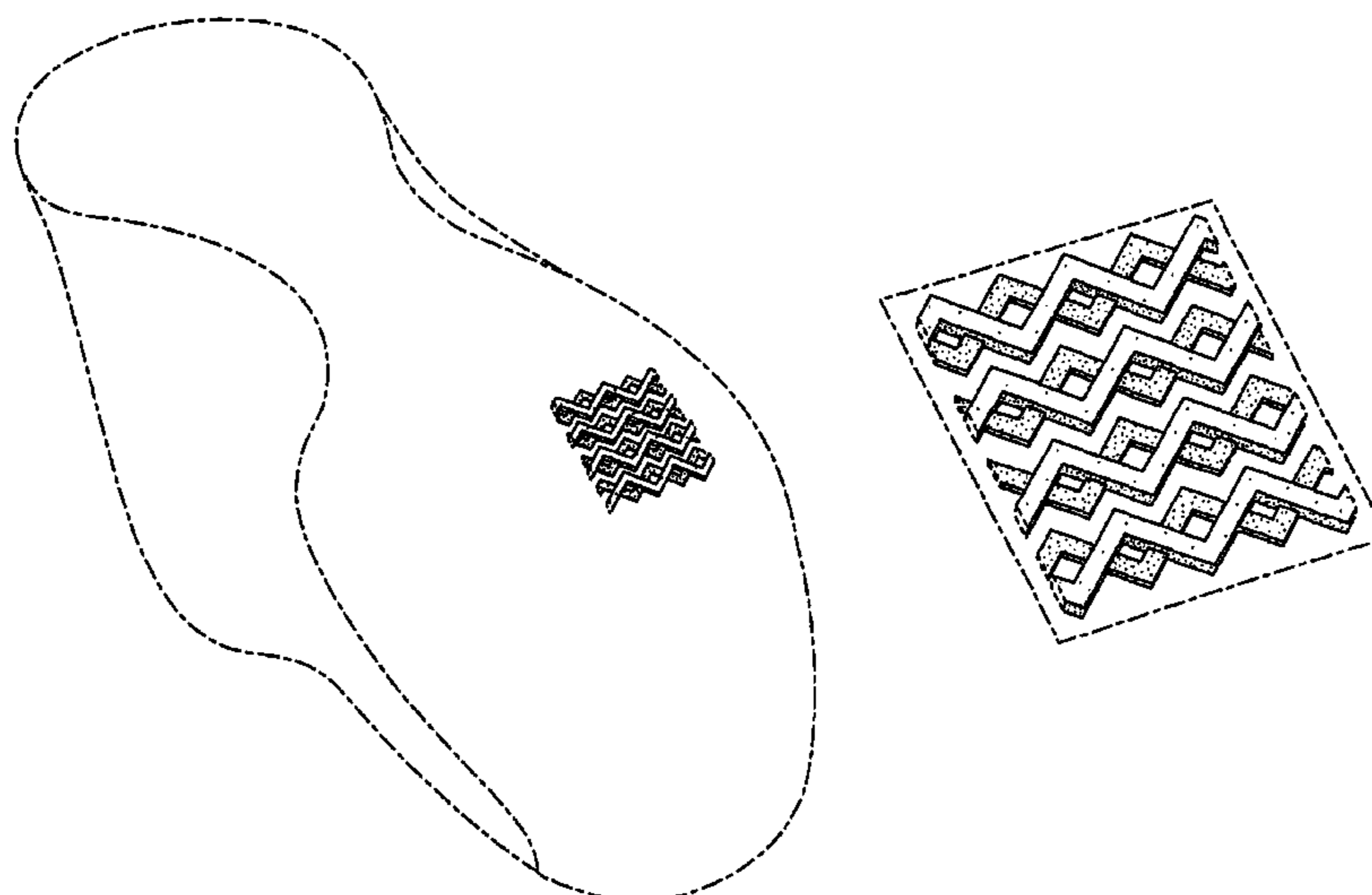
The ornamental design for a portion of a shoe outsole, as shown and described.

DESCRIPTION

FIG. 1 is a front perspective view of a portion of a shoe outsole showing my new design;
 FIG. 2 is a rear perspective view thereof;
 FIG. 3 is a plan view thereof;
 FIG. 4 is a front perspective view of the shoe outsole of FIGS. 1-3 with the claimed portion shown in a different location and orientation relative to the sole outsole;
 FIG. 5 is a rear perspective view thereof;
 FIG. 6 is a plan view thereof; and,
 FIG. 7 is an enlarged view showing the claimed portion of FIGS. 1-6 thereof.

The claim is directed to the illustrated portion of a shoe outsole. The depicted locations and orientations of the claimed portion relative to the shoe outsole are for illustrative purposes only and the specific locations and orientations of the claimed portion relative to the shoe outsole forms no part of the claimed design. The uneven broken line immediately adjacent to the shaded area represents an unclaimed portion of the boundary of the design. The uneven broken line showing of the remainder of the shoe and the shoe outsole is for illustrative purposes only and forms no part of the claimed design.

1 Claim, 7 Drawing Sheets



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U.S. PATENT DOCUMENTS

| | | | | | | | | |
|------------|---|--------|----------------------|--------|------------|----------|--------------|--------|
| D395,343 S | * | 6/1998 | Lozano | D2/960 | D433,792 S | 11/2000 | Cockrell | |
| D398,748 S | * | 9/1998 | Hatfield et al. | D2/960 | D455,563 S | 4/2002 | Giombini | |
| D407,892 S | * | 4/1999 | Gaudio | D2/960 | D462,159 S | 9/2002 | Covatch | |
| D408,972 S | | 5/1999 | Greenberg | | D473,042 S | * 4/2003 | Wilson | D2/960 |

* cited by examiner

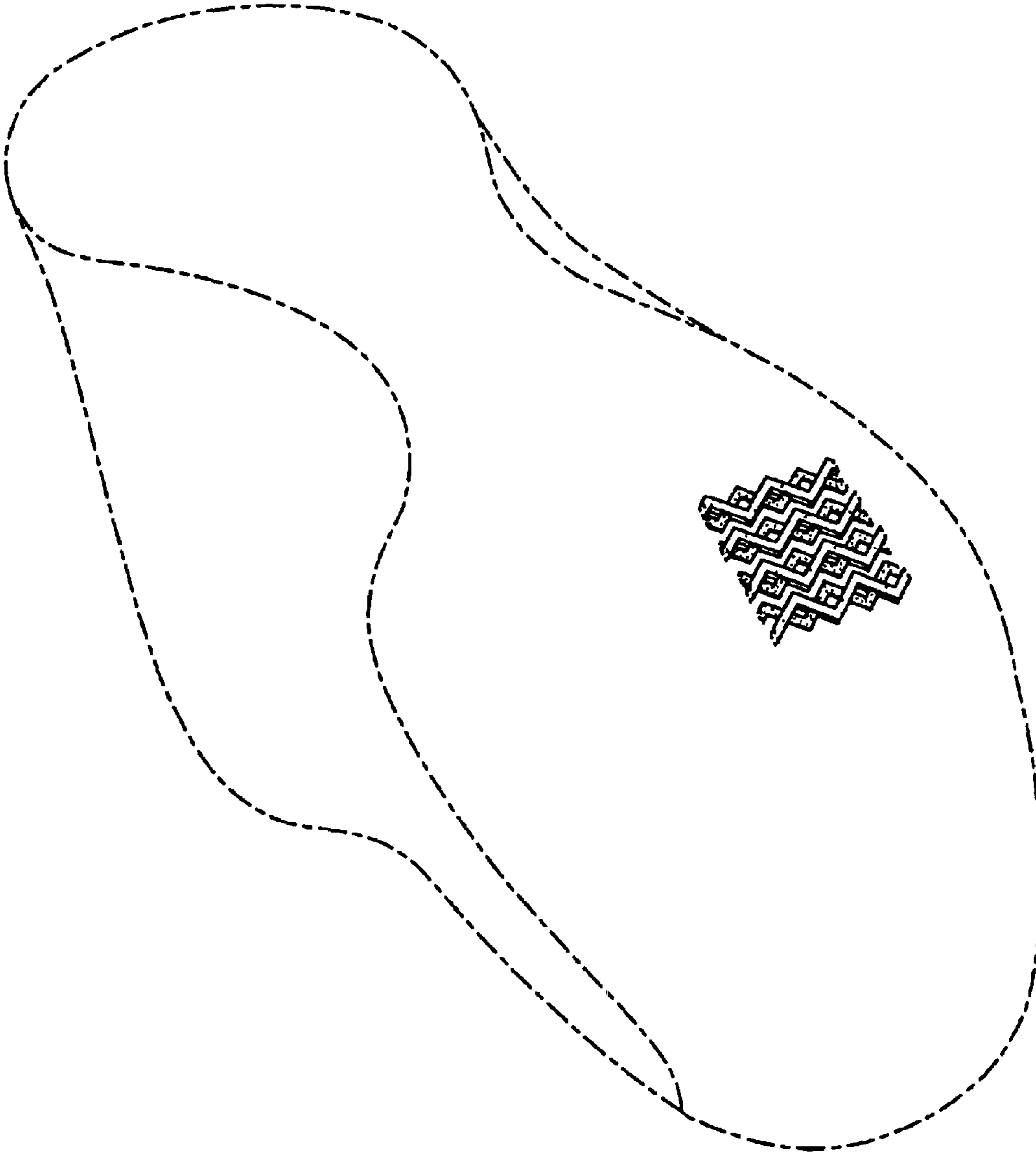


FIG. 1

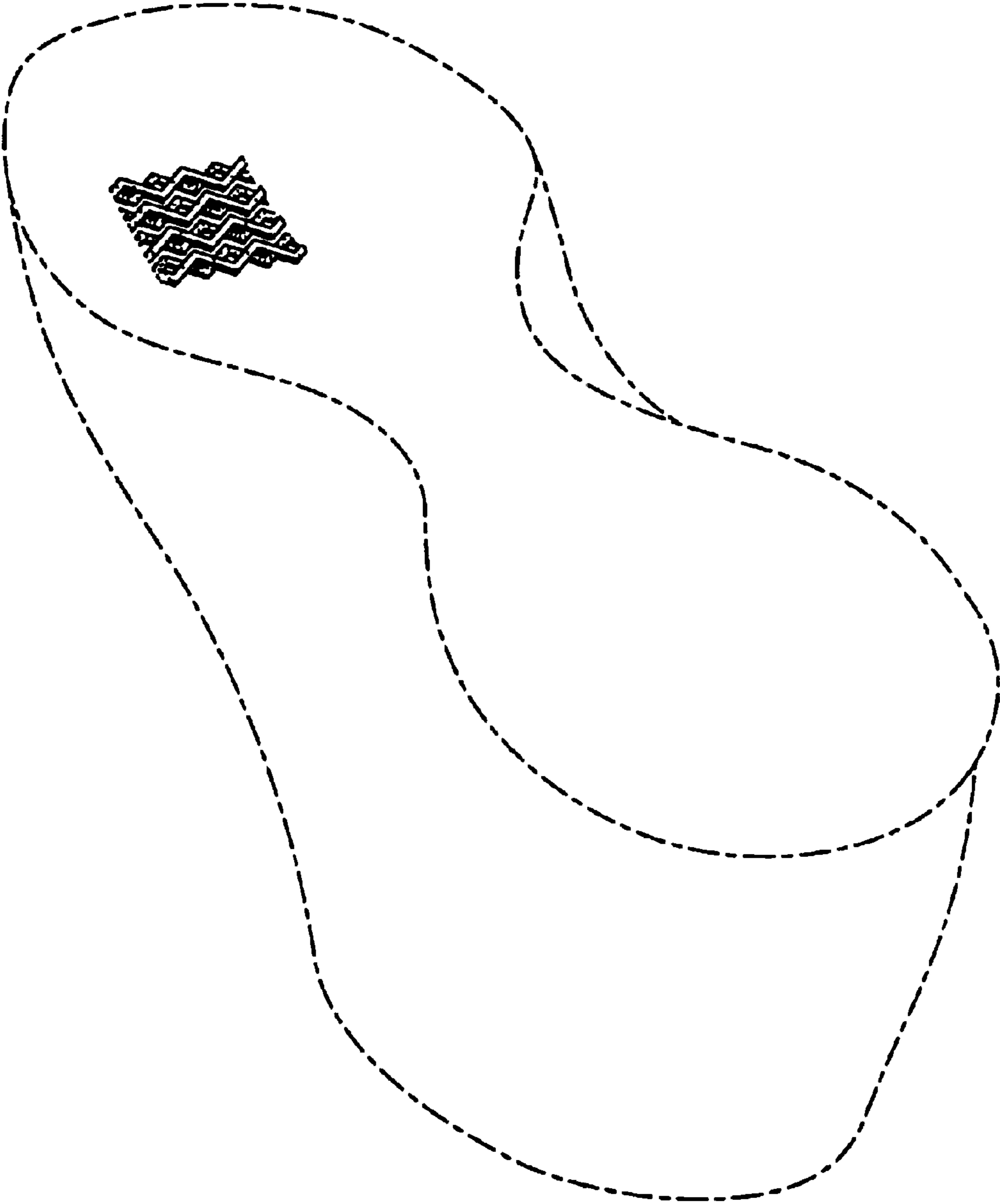


FIG. 2

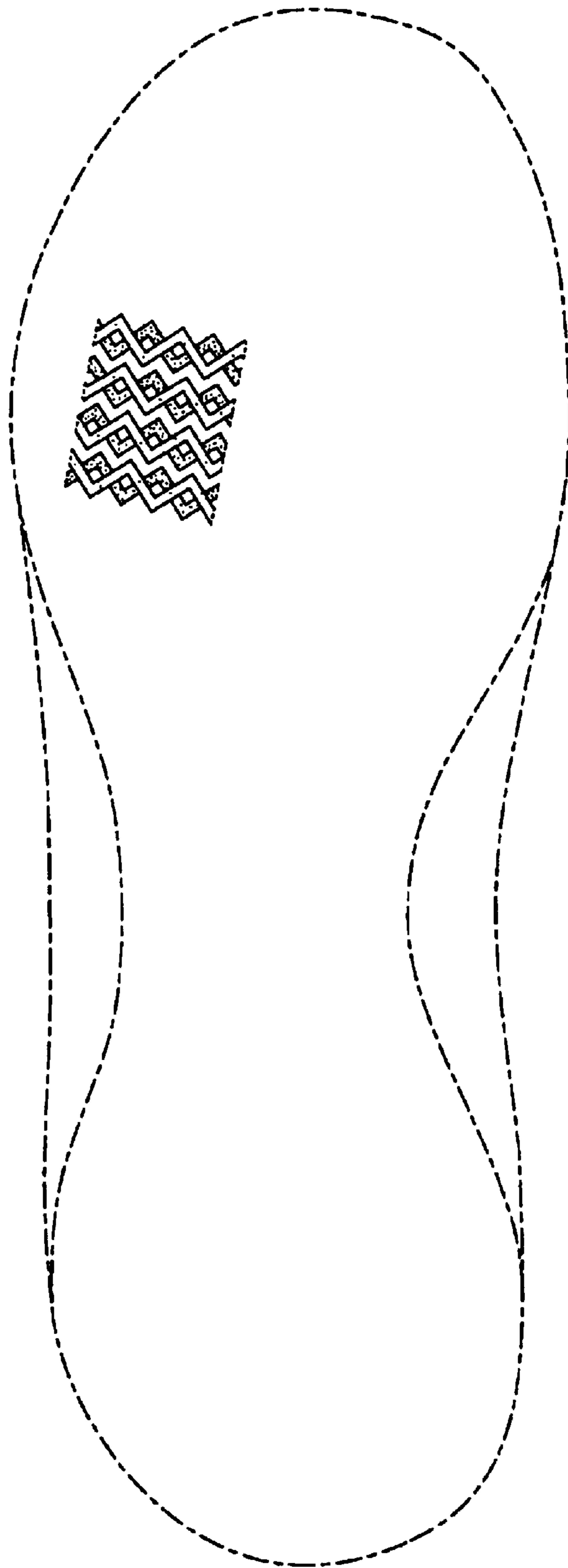


FIG. 3

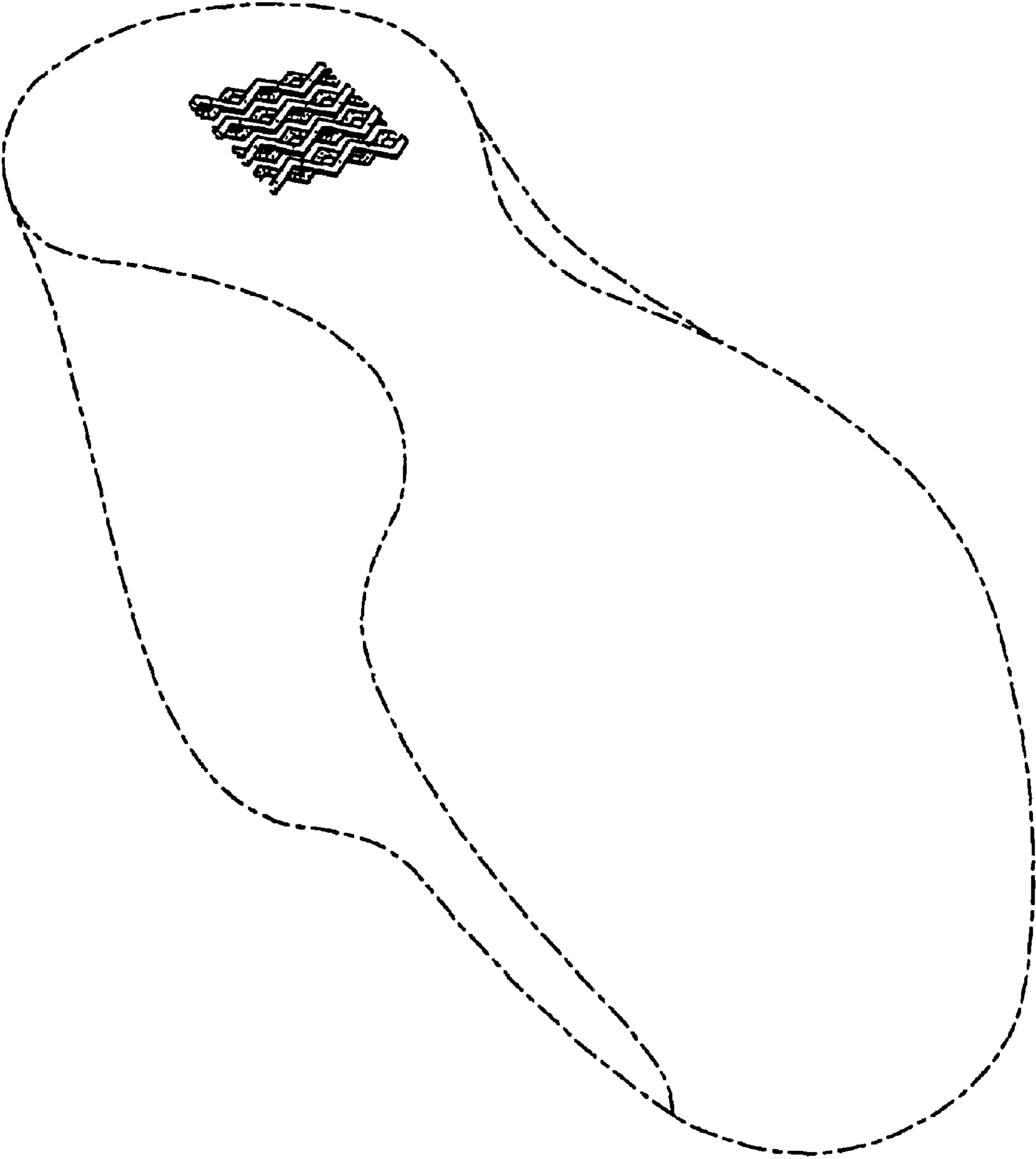


FIG. 4

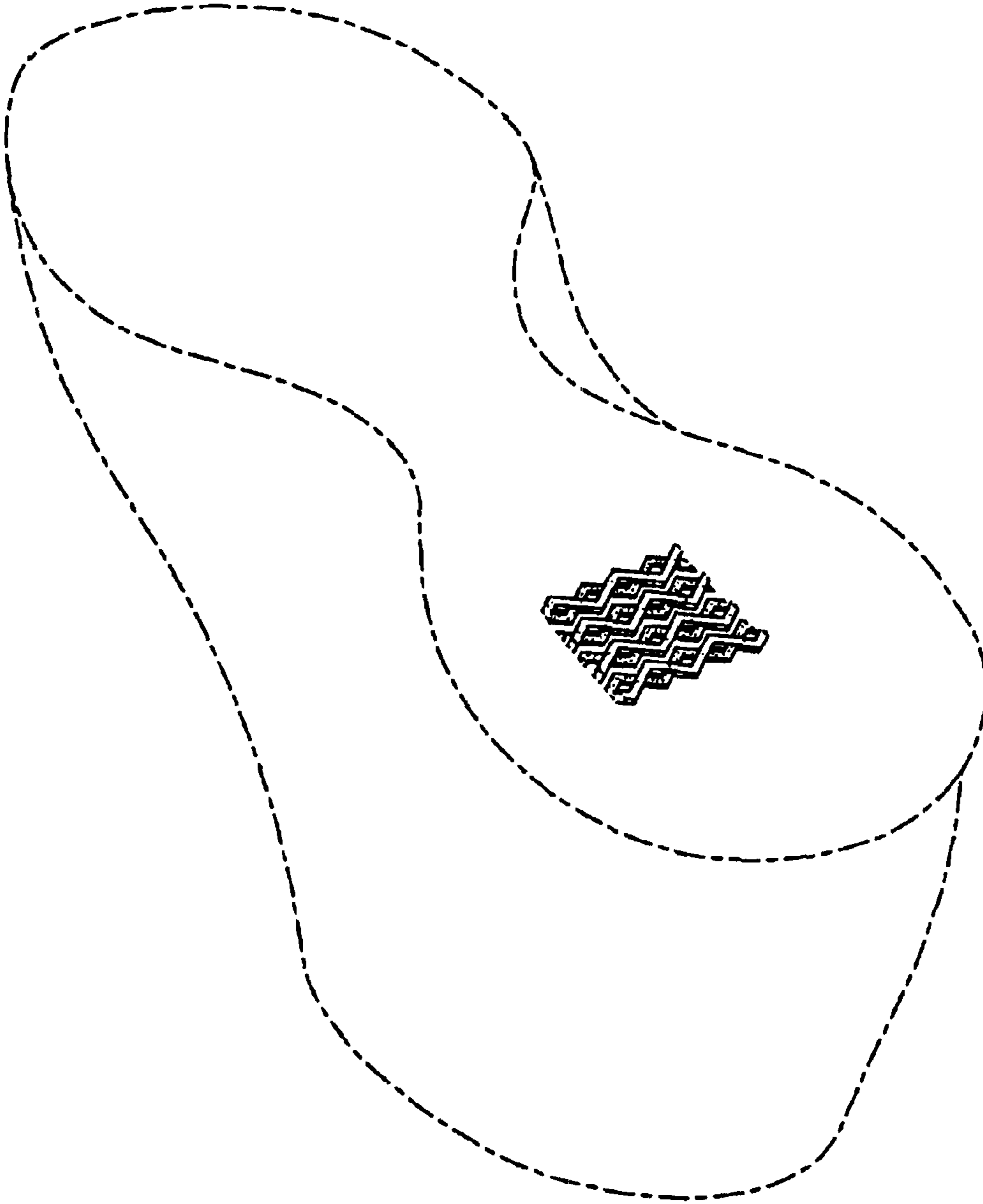


FIG. 5

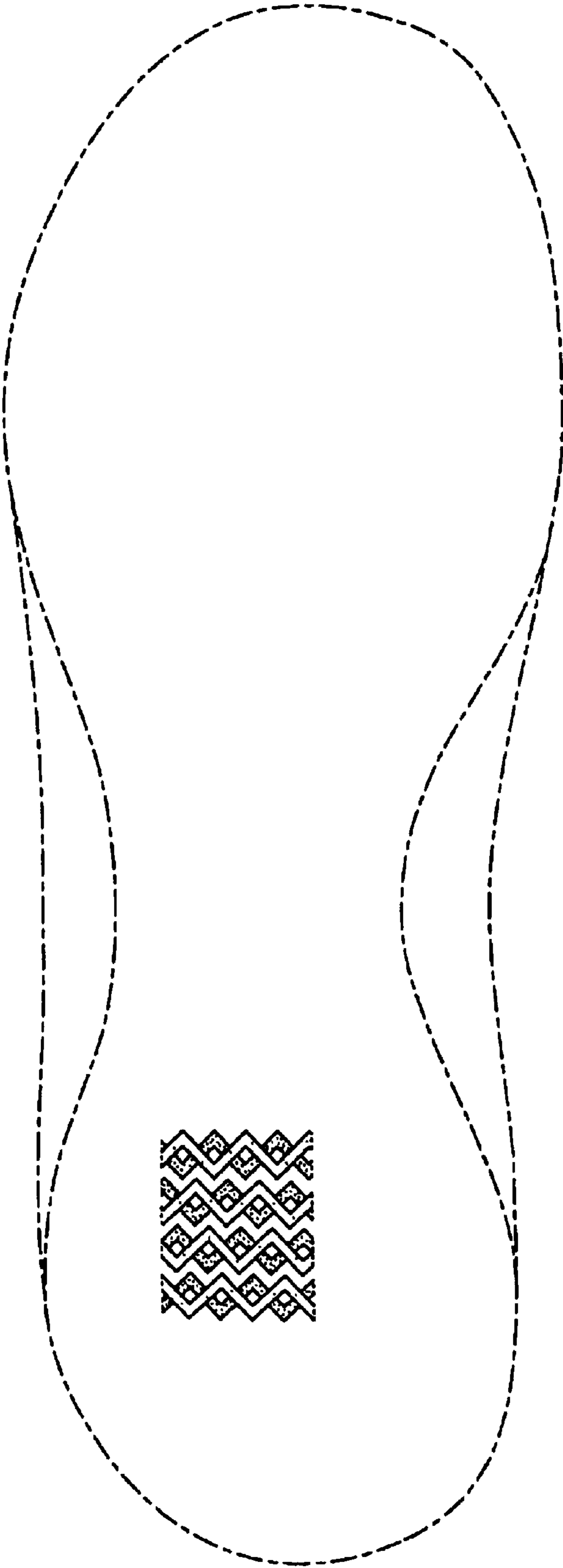


FIG. 6

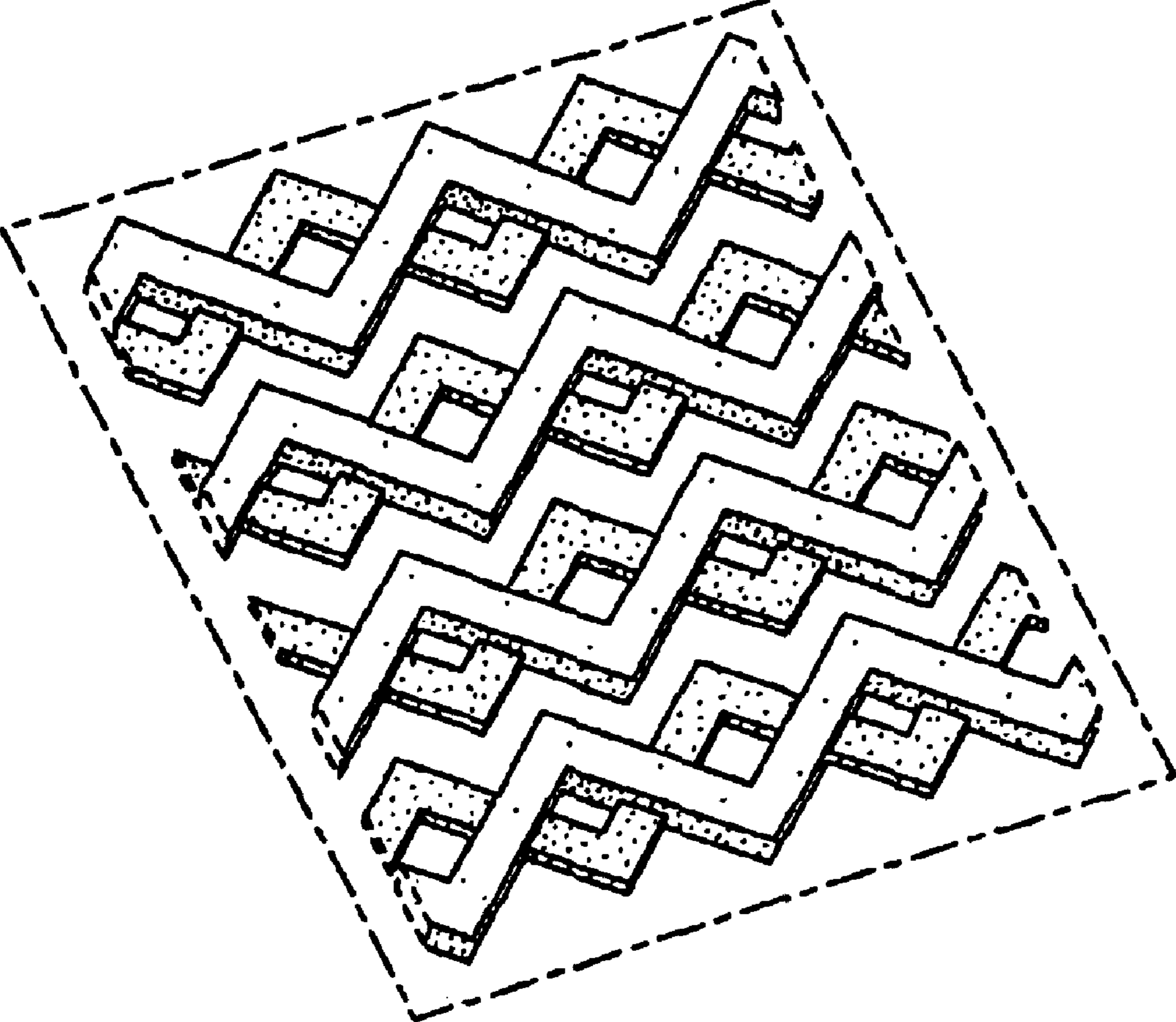


FIG. 7