



US00D574604S

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

(10) **Patent No.:** **US D574,604 S**

(45) **Date of Patent:** **** Aug. 12, 2008**

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

(75) Inventor: **Graeme McMillan**, Amsterdam (NL)

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

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

(21) Appl. No.: **29/317,299**

(22) Filed: **Apr. 25, 2008**

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

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

(58) **Field of Classification Search** D2/902,
D2/906-908, 946, 972-974, 977; 36/25 R-25 A
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D378,472 S	3/1997	Bramani	
D389,993 S	2/1998	Ryan	
D390,349 S	2/1998	Murai et al.	
D393,341 S	4/1998	Marshall et al.	
D393,538 S	4/1998	Marshall	
D399,341 S	10/1998	Munns	
D404,897 S	2/1999	Marshall	
D405,595 S	2/1999	Kayano	
D412,050 S	7/1999	Chassaing	
D412,777 S	8/1999	Norton et al.	
D414,597 S	10/1999	Marvin et al.	
D417,946 S	12/1999	Turner	
D420,497 S	2/2000	Panella	
D432,779 S	* 10/2000	Cass	D2/972
D433,220 S	* 11/2000	Fogg	D2/972
D439,031 S	3/2001	Matis et al.	
D442,357 S	5/2001	Burt	
D450,913 S	11/2001	Banik et al.	
D471,696 S	3/2003	Recchi	
D474,876 S	5/2003	Ortuno	
D475,514 S	6/2003	Burg et al.	
D483,934 S	12/2003	Adams et al.	
D490,232 S	* 5/2004	Kuerbis	D2/972
D500,408 S	* 1/2005	Rask	D2/972
D520,220 S	5/2006	Morgan et al.	
D522,221 S	6/2006	Shin	

D524,034 S	7/2006	Hlavacs et al.
D529,267 S	10/2006	Portzline
D530,891 S	10/2006	Matis et al.
D532,189 S	11/2006	Truelsen
D541,015 S	4/2007	Diaz
D541,020 S	4/2007	McClaskie
D541,022 S	4/2007	Hlavacs
D545,534 S	7/2007	McClaskie
D556,980 S	12/2007	Bramani
D557,484 S	12/2007	McClaskie
D563,636 S	3/2008	Matis et al.

OTHER PUBLICATIONS

Nike Footwear Catalog Spring 1988; p. 6, published Jun. 1987.
 Nike Footwear Catalog Fall 1989; p. 14, published Dec. 1988.
 Nike Footwear Catalog Fall 1990; p. 72, published Dec. 1989.
 Nike Footwear Catalog Fall 1991; p. 18, published Dec. 1990.
 Nike Footwear Catalog Spring 1993; p. 118, published Jun. 1992.
 Nike Footwear Catalog Spring 1994; p. 22, published Jun. 1993.
 Nike Footwear Catalog Holiday 1994; p. 56, published Mar. 1994.
 Nike Footwear Catalog Holiday 1994; p. 66, published Mar. 1994.

(Continued)

Primary Examiner—Dominic Simone
 (74) *Attorney, Agent, or Firm*—Banner & Witcoff, Ltd.

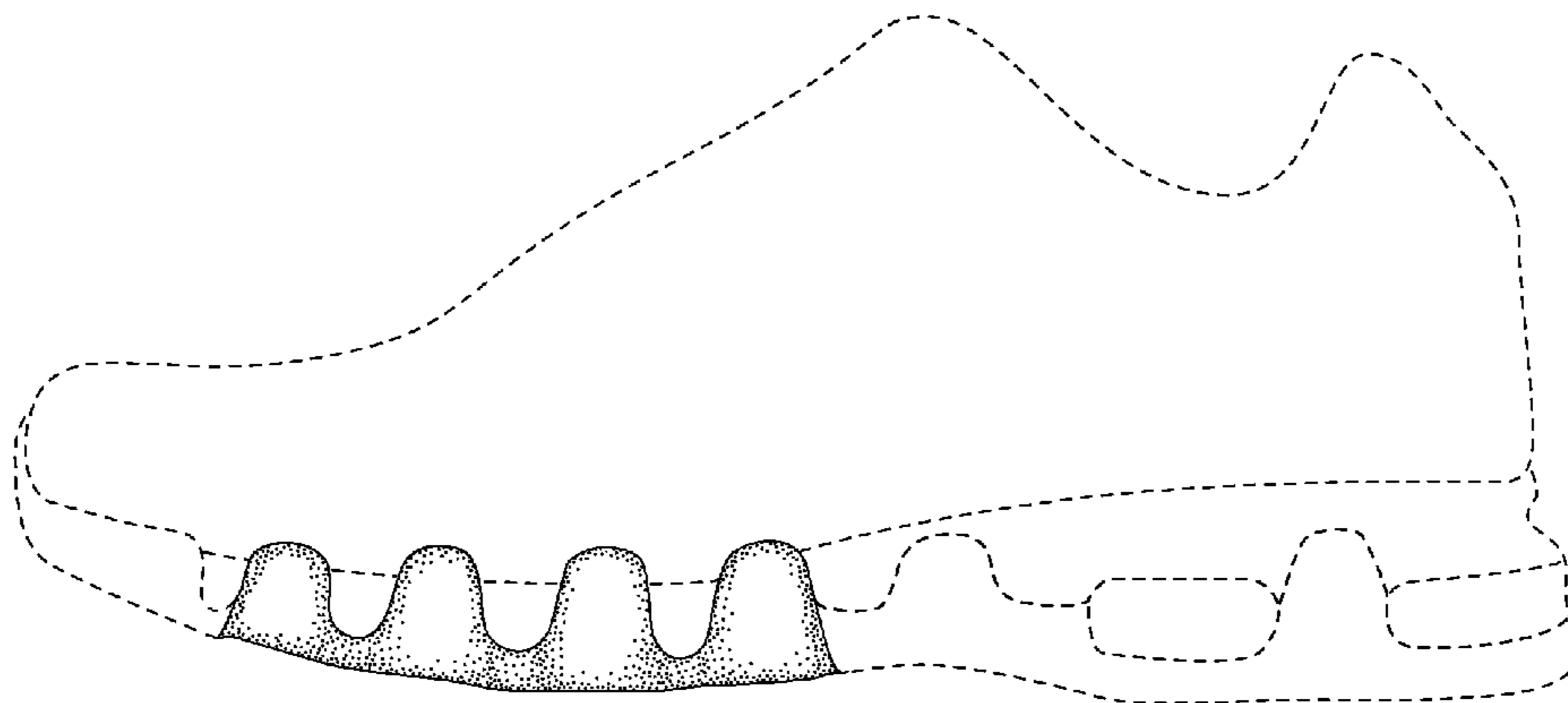
(57) **CLAIM**

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

DESCRIPTION

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

1 Claim, 3 Drawing Sheets



OTHER PUBLICATIONS

Nike Footwear Catalog Fall 1994; p. 28, published Nov. 1993.
Nike Footwear Catalog Holiday 1995; p. 15, published Mar. 1995.
Nike Footwear Catalog Holiday 1997; p. 41, published Mar. 1997.
Nike Footwear Catalog Fall 2003; p. 95, published Nov. 2002.
Nike Footwear Catalog Spring 2005; p. 12, published Jun. 2004.

Nike Footwear Catalog Holiday 2005; p. 7, published Mar. 2005.
Nike Footwear Catalog Holiday 2002; p. 7, published Mar. 2002.
Nike Footwear Catalog Spring 2006; p. 12, published Jun. 2005.
Nike Footwear Catalog Spring 2006; p. 20, published Jun. 2005.
Nike Footwear Catalog Holiday 2007; p. 57, published Feb. 2007.

* cited by examiner

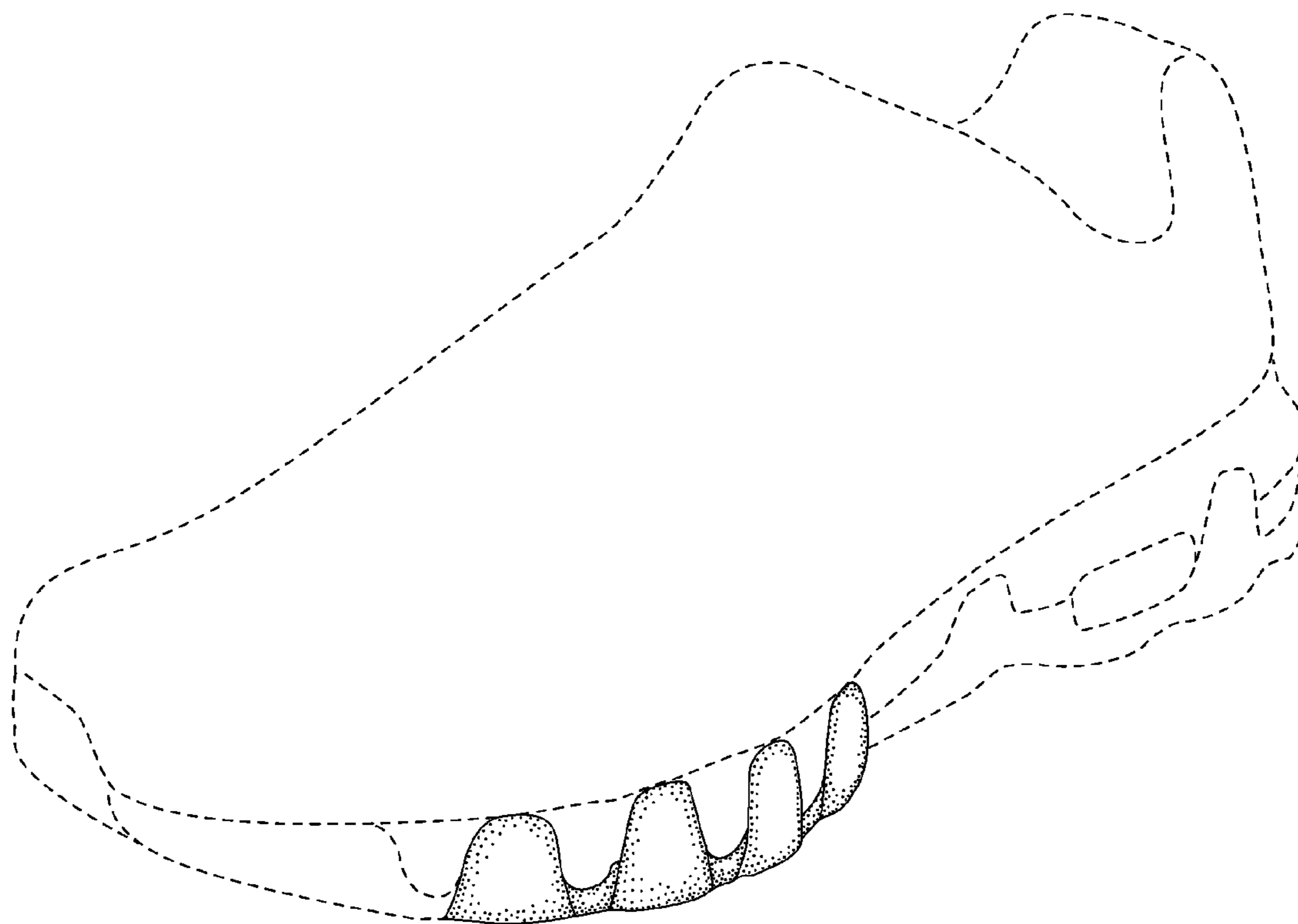


FIG. 1

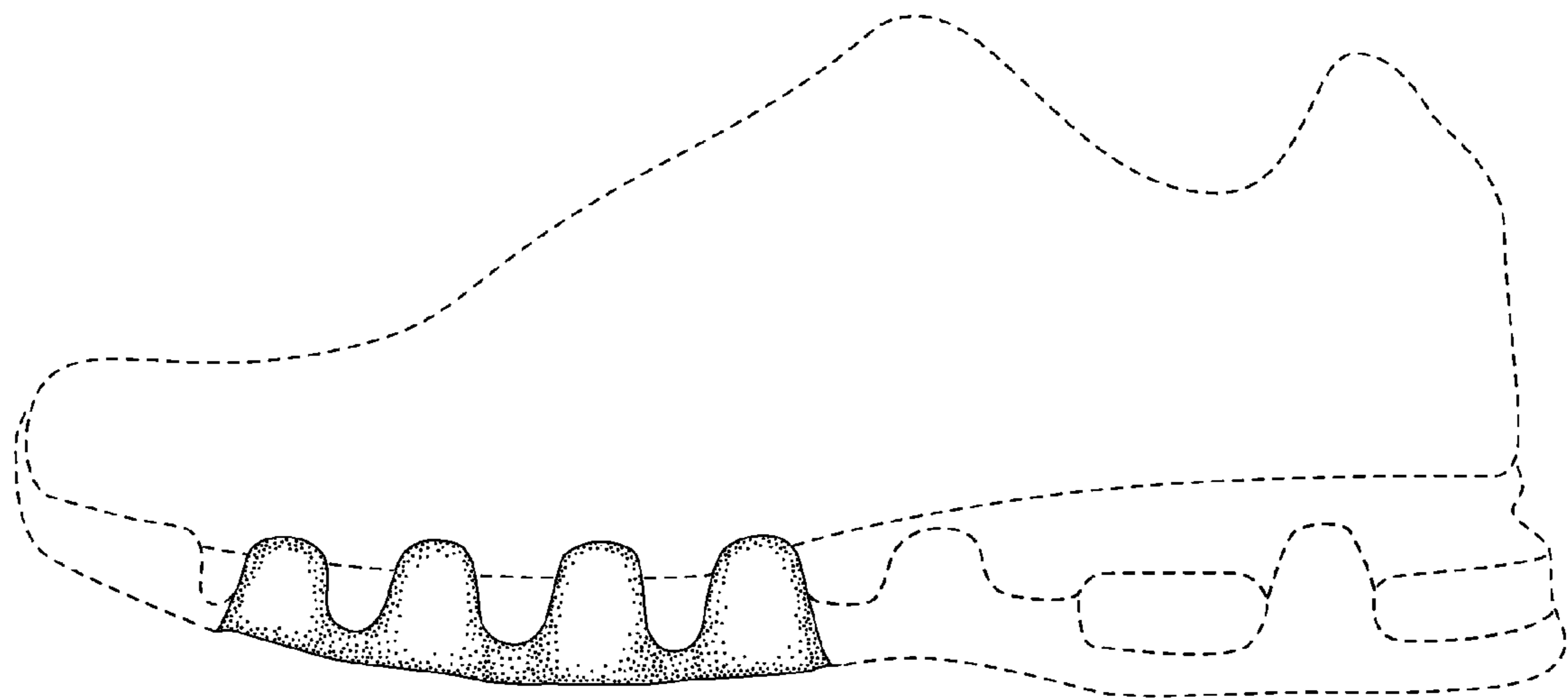


FIG. 2

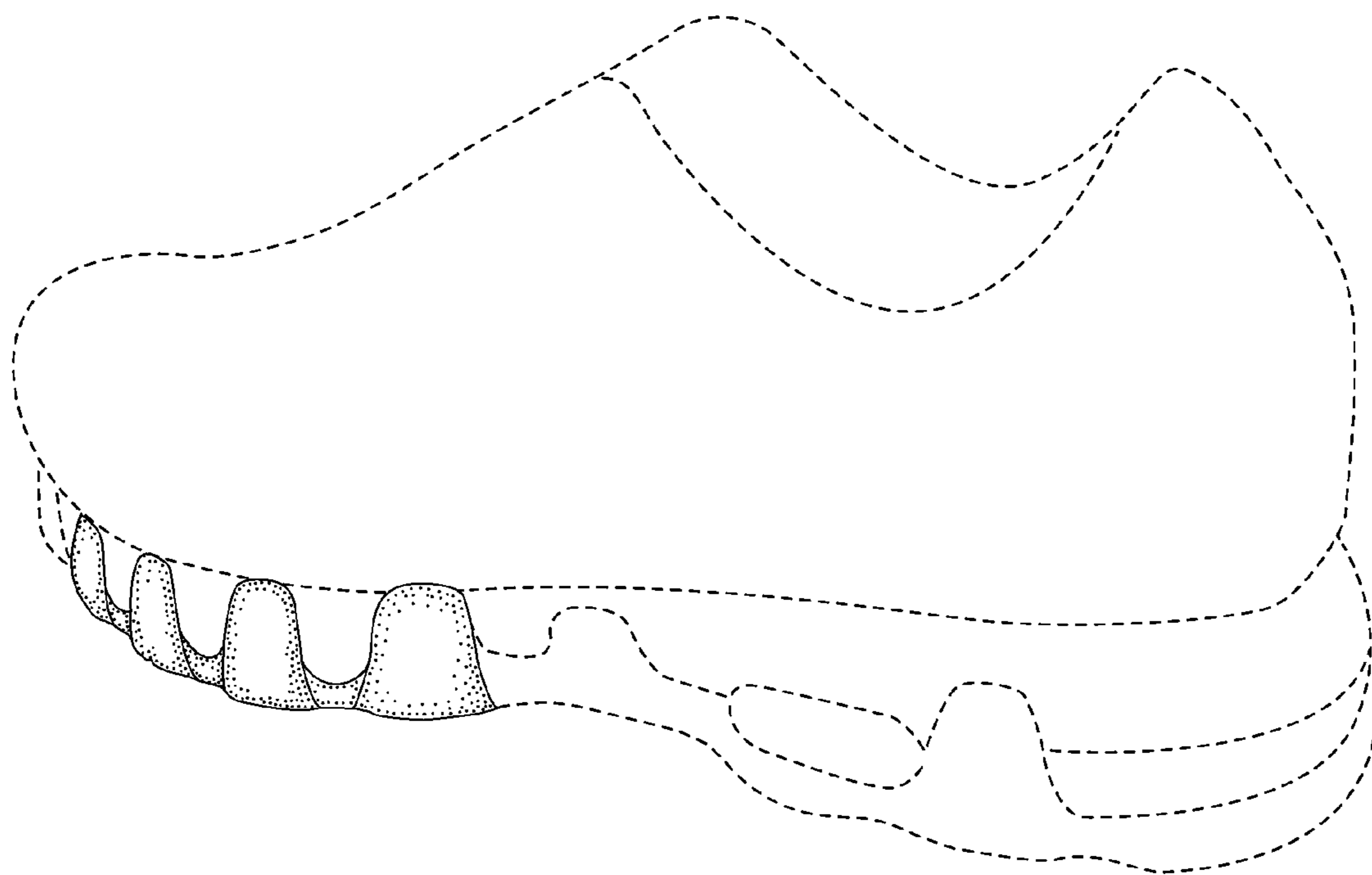


FIG. 3