



US00D580159S

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

(10) **Patent No.:** **US D580,159 S**  
(45) **Date of Patent:** **\*\* Nov. 11, 2008**

- (54) **SHOE**
  - (75) Inventor: **Jonathan J. Clermont**, St. Louis, MO (US)
  - (73) Assignee: **Brown Shoe Company, Inc.**, St. Louis, MO (US)
  - (\*\*) Term: **14 Years**
  - (21) Appl. No.: **29/283,623**
  - (22) Filed: **Aug. 20, 2007**
  - (51) **LOC (8) Cl.** ..... **02-07**
  - (52) **U.S. Cl.** ..... **D2/976; D2/946**
  - (58) **Field of Classification Search** ..... D2/902, D2/905, 906, 907, 908-912, 935, 943, 944, D2/945, 946, 969, 972, 973, 974; 36/45, 36/50.1, 83, 88, 113, 114, 115, 116, 126, 36/127, 129, 130, 136, 137
- See application file for complete search history.

(56) **References Cited**

**U.S. PATENT DOCUMENTS**

- D198,157 S \* 5/1964 Oswald ..... D2/906
- D208,393 S \* 8/1967 Onitsuku ..... D2/906
- D223,329 S \* 4/1972 Oshima ..... D2/907
- D227,821 S \* 7/1973 Askaw ..... D2/908
- D229,251 S \* 11/1973 Askaw ..... D2/907
- D232,200 S \* 7/1974 Masanobu ..... D2/906
- D241,383 S \* 9/1976 Dollinsky ..... D2/908
- D248,514 S \* 7/1978 Lu ..... D2/906
- D256,627 S \* 9/1980 Lu ..... D2/906
- D278,093 S \* 3/1985 Ueda ..... D2/907
- D299,182 S \* 1/1989 Brown ..... D2/969
- D336,973 S \* 7/1993 Fritcher ..... D2/906
- D521,223 S \* 5/2006 Costantini ..... D2/972
- D549,438 S \* 8/2007 Hamel ..... D2/972
- D554,845 S \* 11/2007 Caine ..... D2/972
- D568,586 S \* 5/2008 Dolce et al. .... D2/907
- D568,595 S \* 5/2008 Hart ..... D2/972

D571,096 S \* 6/2008 Hart ..... D2/972

**OTHER PUBLICATIONS**

- Dynasty Footwear, Ltd., Design Registration No. 2,885,434 Trademark; p. 27; 2007 CT Corsearch.
- ASICS Corporation, Design Registration 937,464 Trademark; p. 28; 2007 CT Corsearch.
- Murray, Nicole, Design Registration 2,664,702 Trademark; p. 30; 2007 CT Corsearch.
- May Department Stores Company, Design Serial No. 73-541132 Trademark; p. 35; 2007 CT Corsearch.
- Georgia Industries, Inc., Design Serial No. 73-405984 Trademark; p. 35; 2007 CT Corsearch.
- American Athletic Shoe Company, Inc., Design Serial No. 73-086998 Trademark; p. 36; 2007 CT Corsearch.
- Footstar Corporation, Design Serial No. 76-349790; Trademark; p. 37; 2007 CT Corsearch.
- Kukje Corporation; Design Serial No. 73-099257; Trademark; p. 41; 2007 CT Corsearch.
- Reebok Sports Limited; Design Registration No. 1,196,293; Trademark; p. 43; 2007 CT Corsearch.

(Continued)

*Primary Examiner*—Stella M. Reid  
*Assistant Examiner*—Elizabeth J Oswecki  
 (74) *Attorney, Agent, or Firm*—Husch Blackwell Sander LLP

(57) **CLAIM**

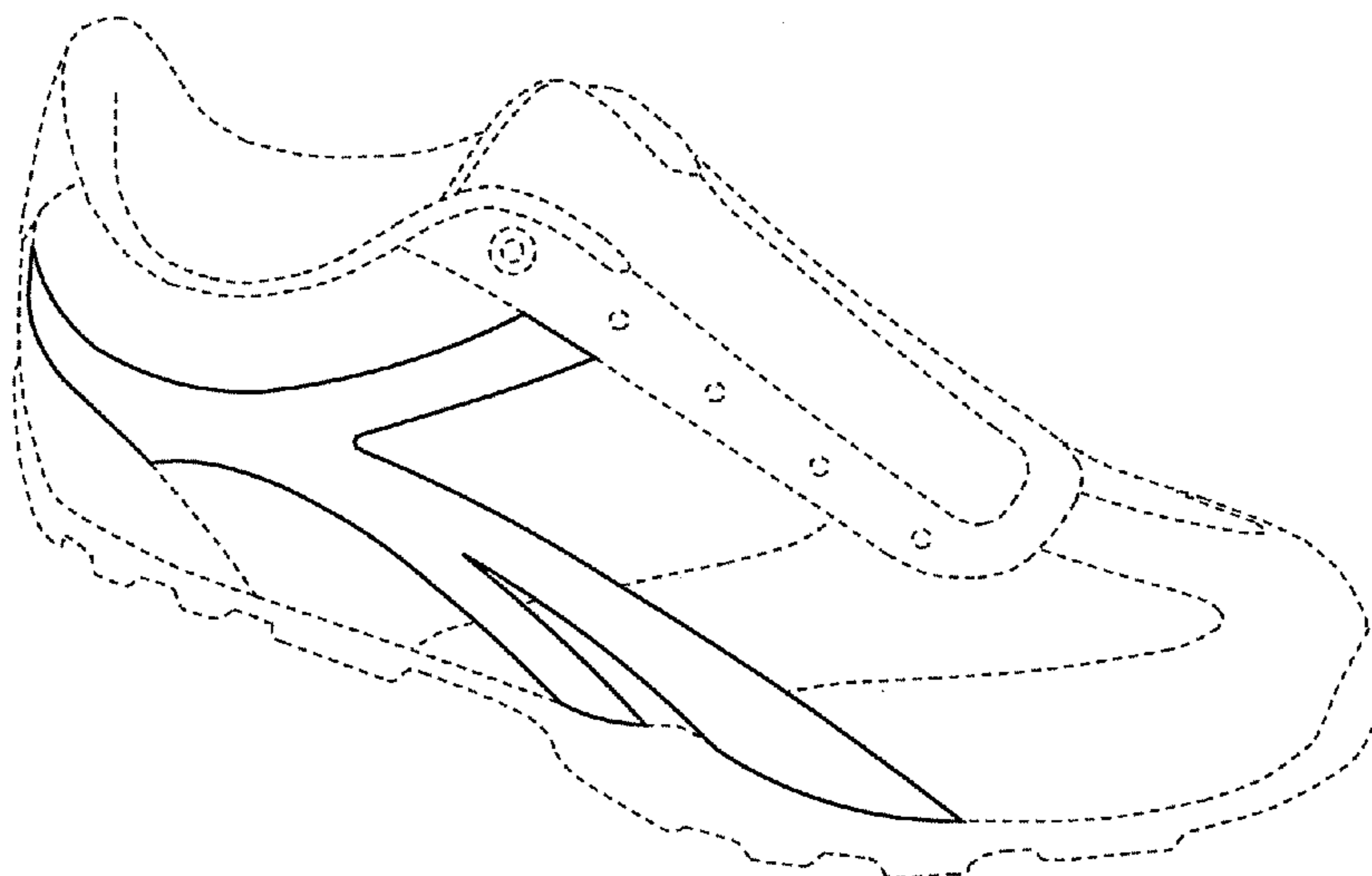
The ornamental design for a shoe, as shown and described.

**DESCRIPTION**

FIG. 1 is a perspective view of a shoe showing my new design.  
 FIG. 2 is a left side elevational view thereof.  
 FIG. 3 is a right side elevational view thereof.  
 FIG. 4 is a front elevational view thereof.  
 FIG. 5 is a rear elevational view thereof; and,  
 FIG. 6 is a top plan view thereof.

The broken lines showing a typical shoe are for illustrative purposes only and form no part of the claimed design.

**1 Claim, 3 Drawing Sheets**



OTHER PUBLICATIONS

- Superga, S.P.A.; Design Registration No. 1,140,415; Trademark; p. 46; 2007 CT Corsearch.
- Lee, Taik J. DBA Integrated Resources Co.; Design Serial No. 74-428288; Trademark; p. 55; 2007 CT Corsearch.
- Reebok Sports Limited; Design Registration No. 1,539,390; Trademark; p. 58; 2007 CT Corsearch.
- Reebok Sports Limited; Design Registration No. 1,831,392; Trademark; p. 60; 2007 CT Corsearch.
- Baker, Robyn J.; Design Serial No. 77-149056; Trademark; p. 63; 2007 CT Corsearch.
- Dynasty Footwear, Ltd; Design Serial No. 77-004786; Trademark; p. 66; 2007 CT Corsearch.
- E.S. Originals, Inc.; Design Serial No. 73-436064; Trademark; p. 72; 2007 CT Corsearch.
- E.S. Originals, Inc.; Design Serial No. 78-555709; Trademark; p. 76; 2007 CT Corsearch.
- E.S. Originals, Inc.; Design Serial No. 78-555724; Trademark; p. 77; 2007 CT Corsearch.
- E.S. Originals, Inc.; Design Serial No. 78-642929; Trademark; p. 80; 2007 CT Corsearch.
- E.S. Originals, Inc.; Design Serial No. 76-519800; Trademark; p. 81; 2007 CT Corsearch.
- E.S. Originals, Inc.; Design Serial No. 77-149197; Trademark; p. 82; 2007 CT Corsearch.
- E.S. Originals, Inc.; Design Serial No. 78-560115; Trademark; p. 84; 2007 CT Corsearch.
- E.S. Originals, Inc.; Design Registration No. 3,094,513; Trademark; p. 86; 2007 CT Corsearch.
- E.S. Originals, Inc.; Design Serial No. 78-642934; Trademark; p. 87; 2007 CT Corsearch.
- Eurostar Brands, Inc.; Design Serial No. 76-648254; Trademark; p. 88; 2007 CT Corsearch.
- Grupo Andrea S.A. DE C.V.; Design Serial No. 78-667728; Trademark; p. 89; 2007 CT Corsearch.
- Grupo Andrea S.A. DE C.V.; Design Serial No. 78-667691; Trademark; p. 90; 2007 CT Corsearch.
- Mizuno Kabushiki Kaisha; Design Registration No. 1,271,886; Trademark; p. 101; 2007 CT Corsearch.
- Kukje Corporation; Design Registration No. 1,481,652; Trademark; p. 102; 2007 CT Corsearch.
- Hi-Tec Sports Pic; Design Registration No. 1,487,247; Trademark; p. 104; 2007 CT Corsearch.
- Rolli, Engelbert; Design Registration No. 2,894,042; Trademark; p. 131; 2007 CT Corsearch.
- Rolli, Engelbert; Design Registration No. 2,950,901; Trademark; p. 133; 2007 CT Corsearch.
- Brown Shoe Company, Inc.; Design Serial No. 77-147023; Trademark; p. 136; 2007 CT Corsearch.
- Brown Shoe Company, Inc.; Design Registration No. 3,118,286; Trademark; p. 138; 2007 CT Corsearch.
- Adriana Sanchez-Manriquez; Design Registration No. 3,019,703; Trademark; p. 141; 2007 CT Corsearch.
- Diadora-Invicta Spa; Design Registration No. 1,313,513; Trademark; p. 152; 2007 CT Corsearch.
- Brooks Sports, Inc.; Design Registration No. 1,419,241; Trademark; p. 155; 2007 CT Corsearch.
- Morse Shoe, Inc.; Design Serial No. 73-152986; Trademark; p. 169; 2007 CT Corsearch.
- Morse Shoe, Inc.; Design Serial No. 73-124810 Trademark; p. 170; 2007 CT Corsearch.
- Morse Shoe, Inc.; Design Serial No. 73-124825 Trademark; p. 171; 2007 CT Corsearch.
- Morse Shoe, Inc.; Design Serial No. 73-214761; Trademark; p. 173; 2007 CT Corsearch.
- Spitz Corp.; Design Serial No. 73-317484; Trademark; p. 175; 2007 CT Corsearch.
- Craddock-Terry, Inc.; Design Serial No. 73-319094; Trademark; p. 177; 2007 CT Corsearch.
- Hanbee Industries, Inc.; Design Serial No. 73-378040; Trademark; p. 178; 2007 CT Corsearch.
- Hi-Tec Sports, Limited; Design Serial No. 73-546776; Trademark; p. 179; 2007 CT Corsearch.
- Mizuno Kabushiki Kaisha; Design Registration No. 1,282,584; Trademark; p. 183; 2007 CT Corsearch.
- Adriana Sanchez-Manriquez; Design Serial No. 75-120545; Trademark; p. 194; 2007 CT Corsearch.
- Bunker and BKR, S.L.; Design Serial No. 79-021328; Trademark; p. 203; 2007 CT Corsearch.
- Allrounder SARL.; Design Serial No. 79-027697; Trademark; p. 217; 2007 CT Corsearch.
- Otomix, Inc.; Design Registration No. 2,450,398; Trademark; p. 226; 2007 CT Corsearch.
- SR Holdings, Inc., Design Registration No. 2,953,847 Trademark; p. 227; 2007 CT Corsearch.
- New Balance Athletic Shoe, Inc., Design Serial No. 73-372615 Trademark; p. 230; 2007 CT Corsearch.
- Walsh Sports Limited, Design Registration 3,018,302 Trademark; p. 223; 2007 CT Corsearch.
- Retail Royalty Company, Design Registration No. 2,996,149 Trademark; p. 234; 2007 CT Corsearch.
- MCF Footwear Corporation, Design Serial No. 73-170314 Trademark; p. 250; 2007 CT Corsearch.
- Riley, Thomas J., Design Serial No. 73-381166 Trademark; p. 264; 2007 CT Corsearch.
- Metro SB-Handels AG, Design Serial No. 73-688972; Trademark; p. 265; 2007 CT Corsearch.
- Kukje America Corp; Design Serial No. 73-509133; Trademark; p. 289; 2007 CT Corsearch.
- Taik J. Lee DBA Integrated Resources Co.; Design Serial No. 74-428289; Trademark; p. 294; 2007 CT Corsearch.
- Angel-Etts of California, Inc.; Design Serial No. 74-432070; Trademark; p. 295; 2007 CT Corsearch.
- JCPenney Company, Inc.; Design Serial No. 74-488094; Trademark; p. 295; 2007 CT Corsearch.
- Blue Marin Corp.; Design Serial No. 78-635924; Trademark; p. 300; 2007 CT Corsearch.
- Tobin-Hamilton Company, Inc.; Design Serial No. 74-214473; Trademark; p. 301; 2007 CT Corsearch.
- Wilkerson, Remone M. DBA B Nu Fashions; Design Registration No. 2,699,813; Trademark; p. 304; 2007 CT Corsearch.
- Wanted Shoes, Inc.; Design Serial No. 76-584490; Trademark; p. 305; 2007 CT Corsearch.
- E.S. Originals, Inc.; Design Serial No. 73-436064; Trademark; p. 72; 2007 CT Corsearch.
- Sears Canada Inc.; Canadian Design Registration No. 345,038; Canadian Trademark; p. 26; May 29, 2007 CT Corsearch.
- Brooks Sports, Inc.; Canadian Design Registration No. 338,782; Canadian Trademark; p. 30; May 29, 2007 CT Corsearch.
- Blend A/S; Canadian Design Registration No. 677,607; Canadian Trademark; p. 33; May 29, 2007 CT Corsearch.
- Tretorn Aktiebolag; Canadian Design Registration No. 339,926; Canadian Trademark; p. 46; May 29, 2007 CT Corsearch.
- Sears Canada Inc.; Canadian Design Registration No. 470,410; Canadian Trademark; p. 48; May 29, 2007 CT Corsearch.
- Puma.; Canadian Design Application No. 1,320,897; Canadian Trademark; p. 50; May 29, 2007 CT Corsearch.
- Simod S.P.A.; Canadian Design Registration No. 377,241; Canadian Trademark; p. 65; May 29, 2007 CT Corsearch.
- Kukje Corporation; Canadian Design Registration No. 316,255; Canadian Trademark; p. 67; May 29, 2007 CT Corsearch.
- Hi-Tec Sports Public Limited Company; Canadian Design Registration No. 375,983; Canadian Trademark; p. 69; May 29, 2007 CT Corsearch.
- Mizuno; Canadian Design Application No. 1,315,712; Canadian Trademark; p. 76; May 29, 2007 CT Corsearch.
- Diadora-Invicta Spa.; Canadian Design Registration No. 284,782; Canadian Trademark; p. 78; May 29, 2007 CT Corsearch.
- Formula Sport Group S.R.L.; Canadian Design Registration No. 234,939; Canadian Trademark; p. 80; May 29, 2007 CT Corsearch.
- Reebok International Limited.; Canadian Design Registration No. 507,463; Canadian Trademark; p. 82; May 29, 2007 CT Corsearch.
- Asics Corporation.; Canadian Design Application No. 1,329,406; Canadian Trademark; p. 84; May 29, 2007 CT Corsearch.

# US D580,159 S

Page 3

---

Lasse Kjus.; Canadian Design Registration No. 660,605; Canadian Trademark; p. 86; May 29, 2007 CT Corsearch.

Canstar Sports Group, Inc.; Canadian Design Registration No. 316,526; Canadian Trademark; p. 113, May 29, 2007 CT Corsearch.

Yonex Canada Ltd; Canadian Design Application No. 614,516; Canadian Trademark; p. 115; May 29, 2007 CT Corsearch.

\* cited by examiner

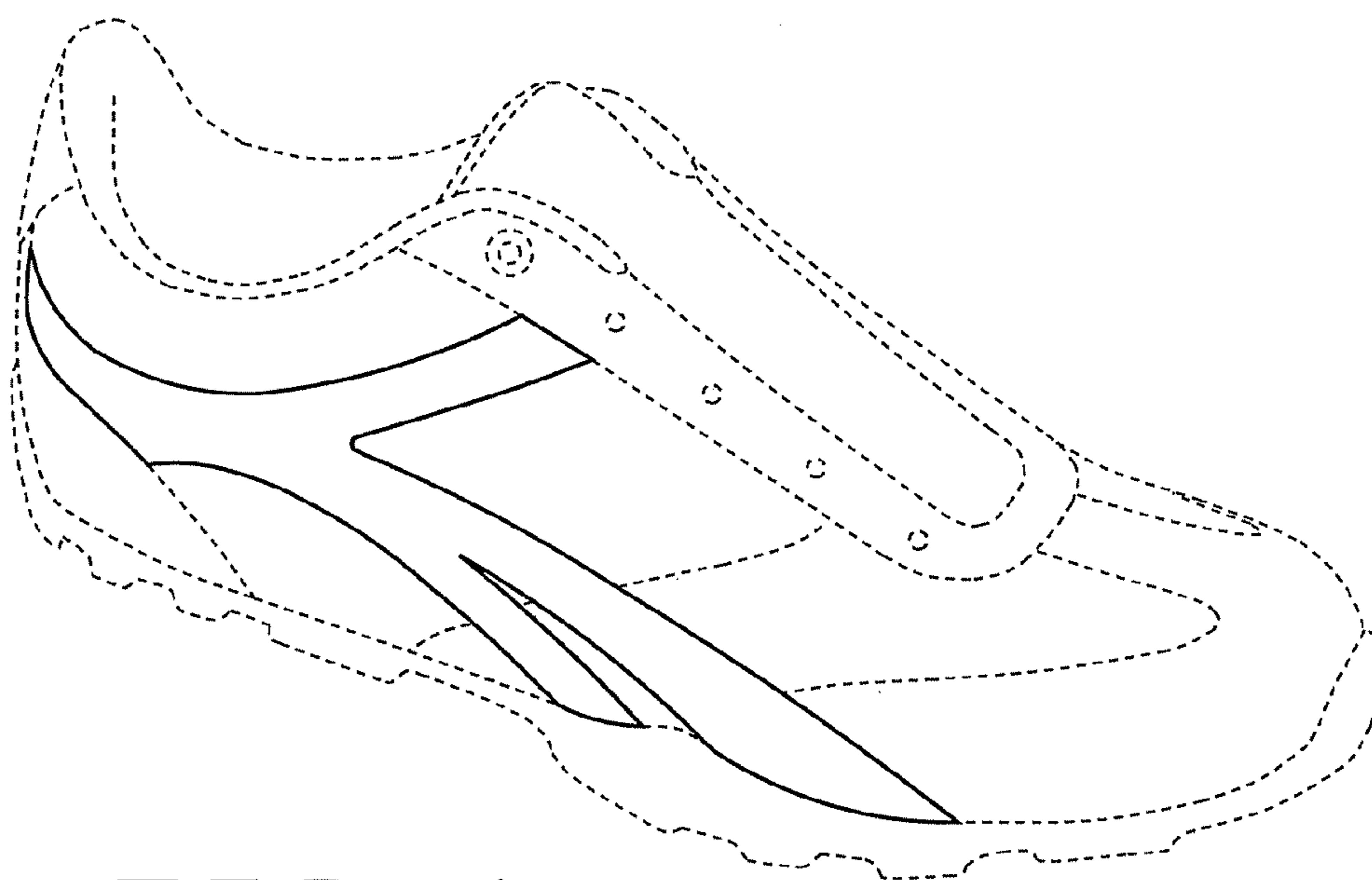


FIG. 1

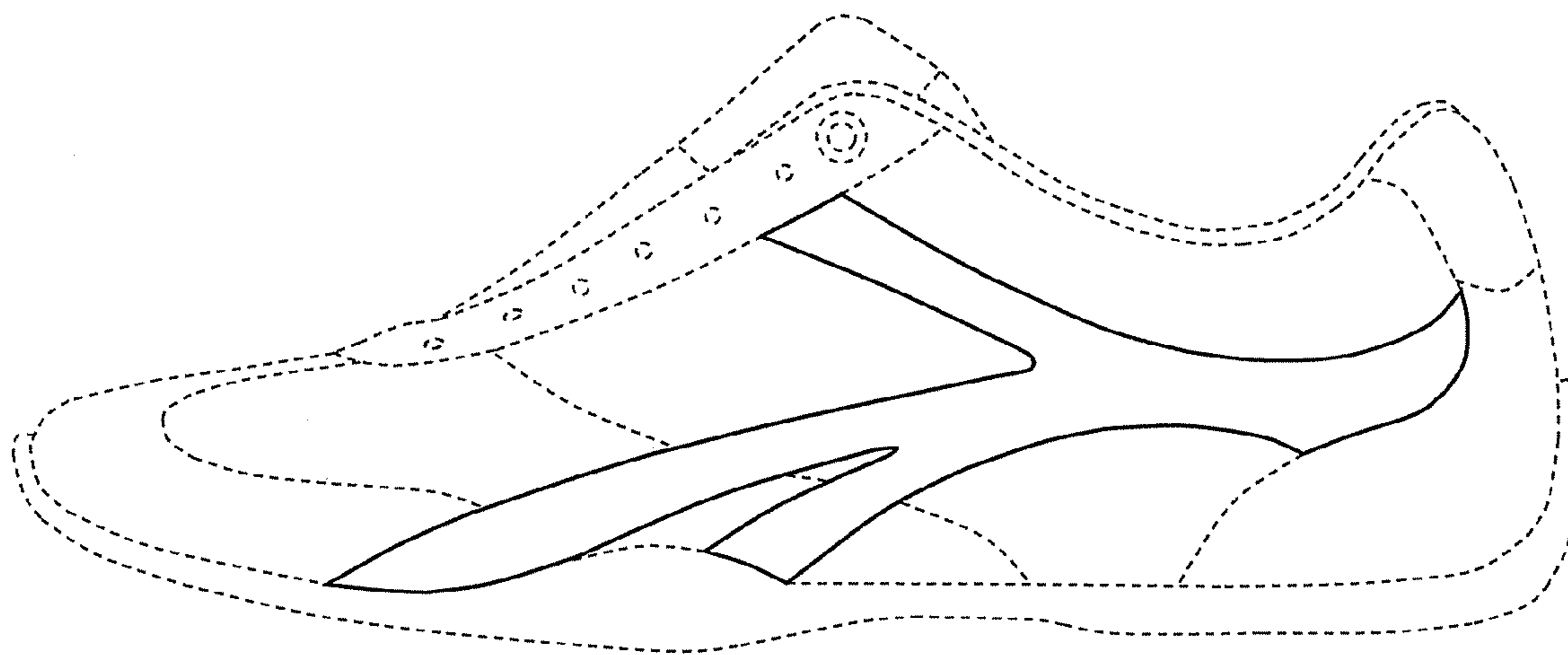


FIG. 2

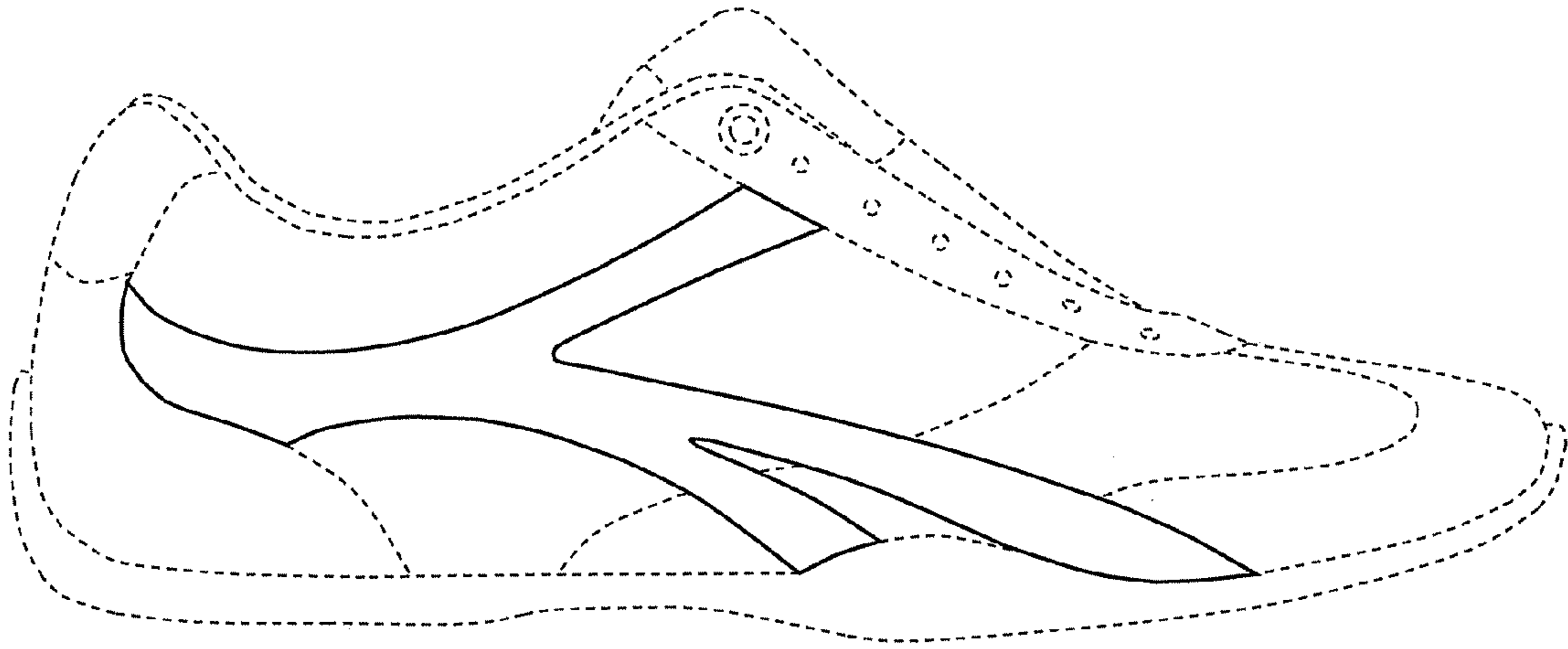


FIG. 3

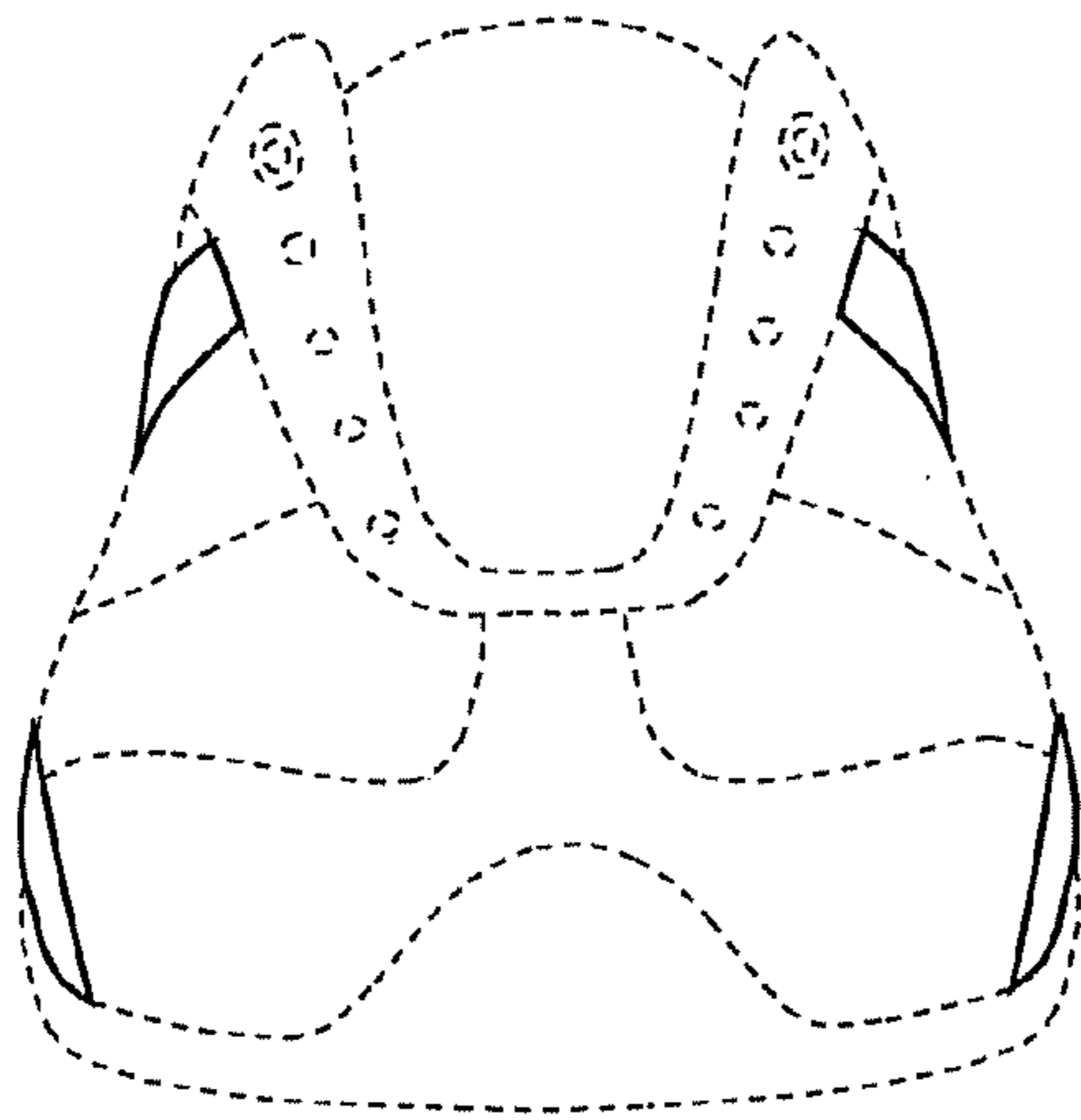


FIG. 4

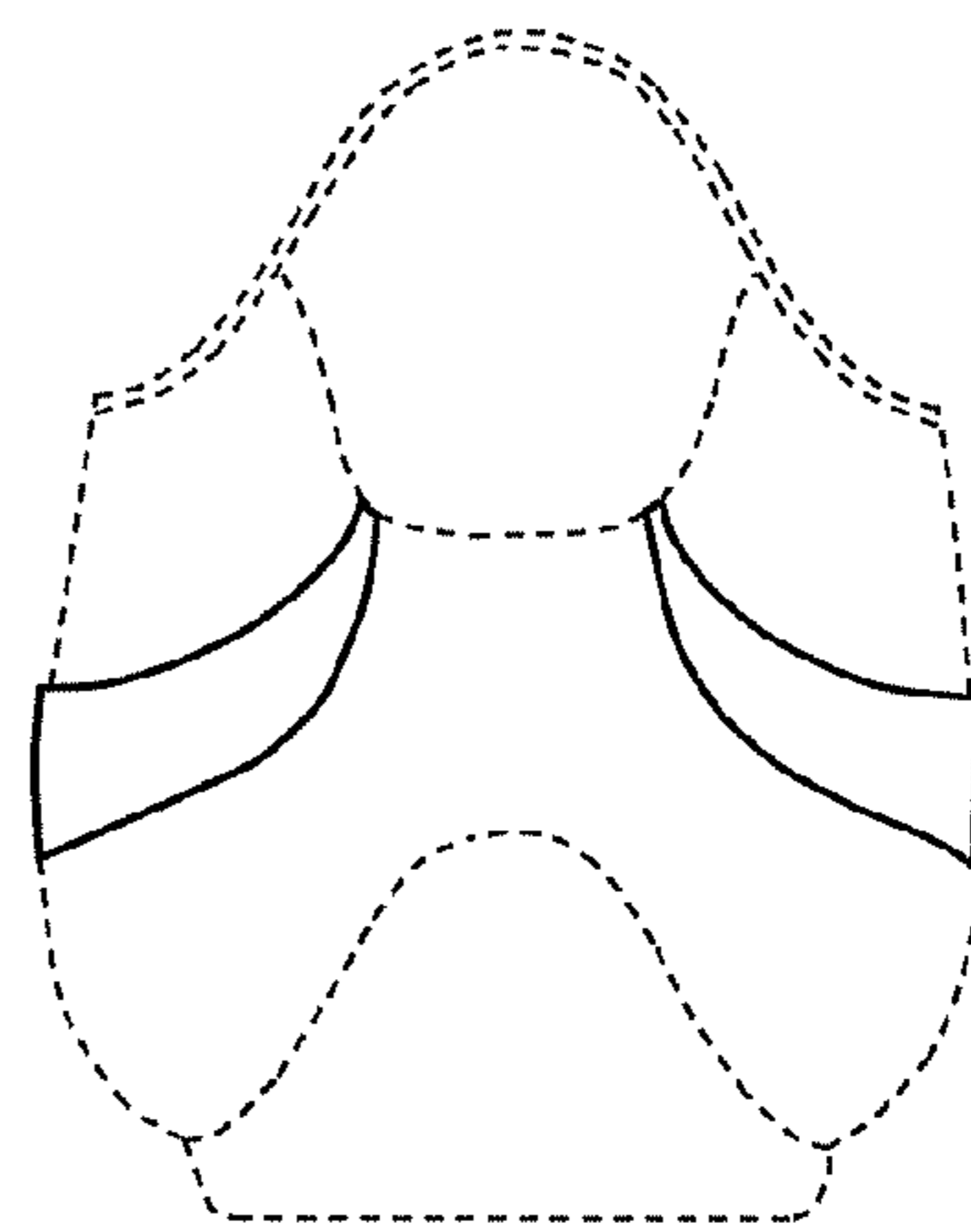


FIG. 5

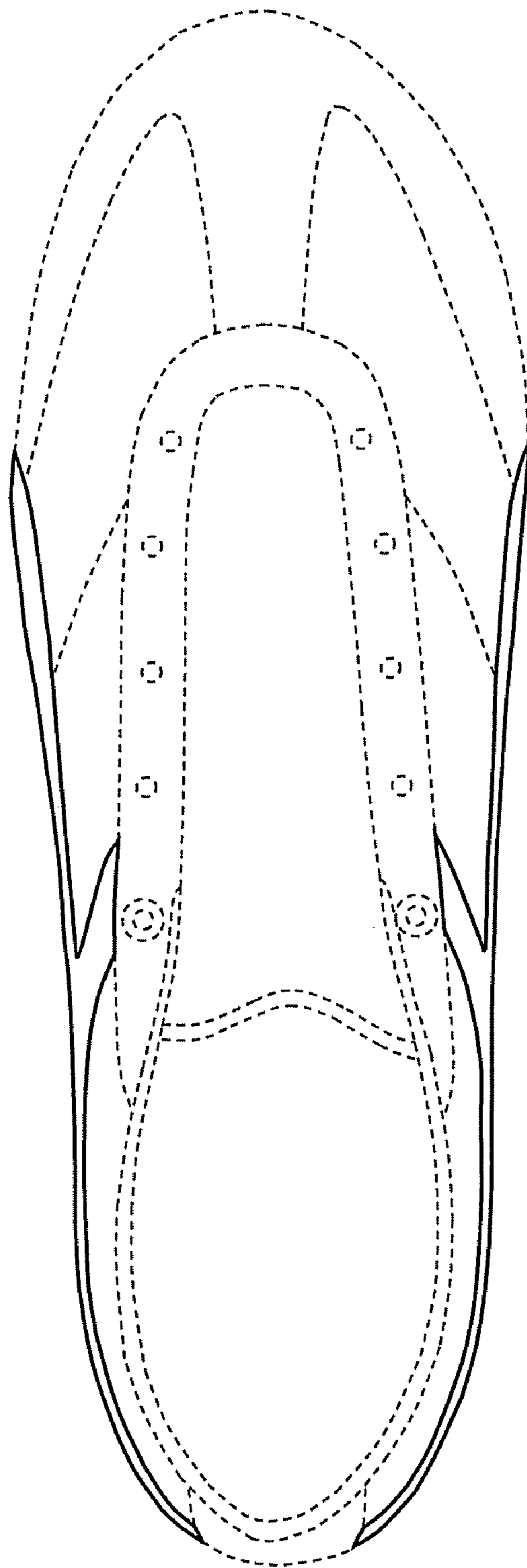


FIG. 6