



US00D659965S

(12) **United States Design Patent**
Callahan et al.

(10) **Patent No.:** **US D659,965 S**

(45) **Date of Patent:** **** May 22, 2012**

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

(75) Inventors: **Erica Callahan**, Medford, MA (US);
Matthew Montross, Middleboro, MA
(US); **Henry Hardigan**, Pawtucket, RI
(US); **Ricardo Vestuti**, Providence, RI
(US)

4,805,319 A * 2/1989 Tonkel 36/28
4,864,737 A * 9/1989 Marrello 36/29
D316,324 S 4/1991 Rogers
5,044,096 A 9/1991 Polegato
D324,131 S 2/1992 Lucas
D325,288 S 4/1992 Richard et al.
D326,014 S 5/1992 Issler
D327,362 S 6/1992 Hartfield

(Continued)

(73) Assignee: **Reebok International Limited**, London
(GB)

FOREIGN PATENT DOCUMENTS

JP 11000203 (A) 1/1999

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

(Continued)

(21) Appl. No.: **29/405,484**

OTHER PUBLICATIONS

(22) Filed: **Nov. 2, 2011**

adidas Q2 2007 Footwear Catalog, p. 5, showing the T 7 ATS shoe,
and p. 122, showing the J S3 W shoe.

(51) **LOC (9) Cl.** **02-04**

(52) **U.S. Cl.** **D2/953**

(58) **Field of Classification Search** D2/902,
D2/908, 916, 918, 925, 946, 947, 951-954,
D2/956-962, 977; 36/3 B, 22 R, 24.5, 25 R,
36/28, 32 R, 34 R, 59 C, 103

(Continued)

See application file for complete search history.

Primary Examiner — T. Chase Nelson

(74) *Attorney, Agent, or Firm* — Sterne, Kessler, Goldstein
& Fox P.L.L.C.

(56) **References Cited**

(57) **CLAIM**

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

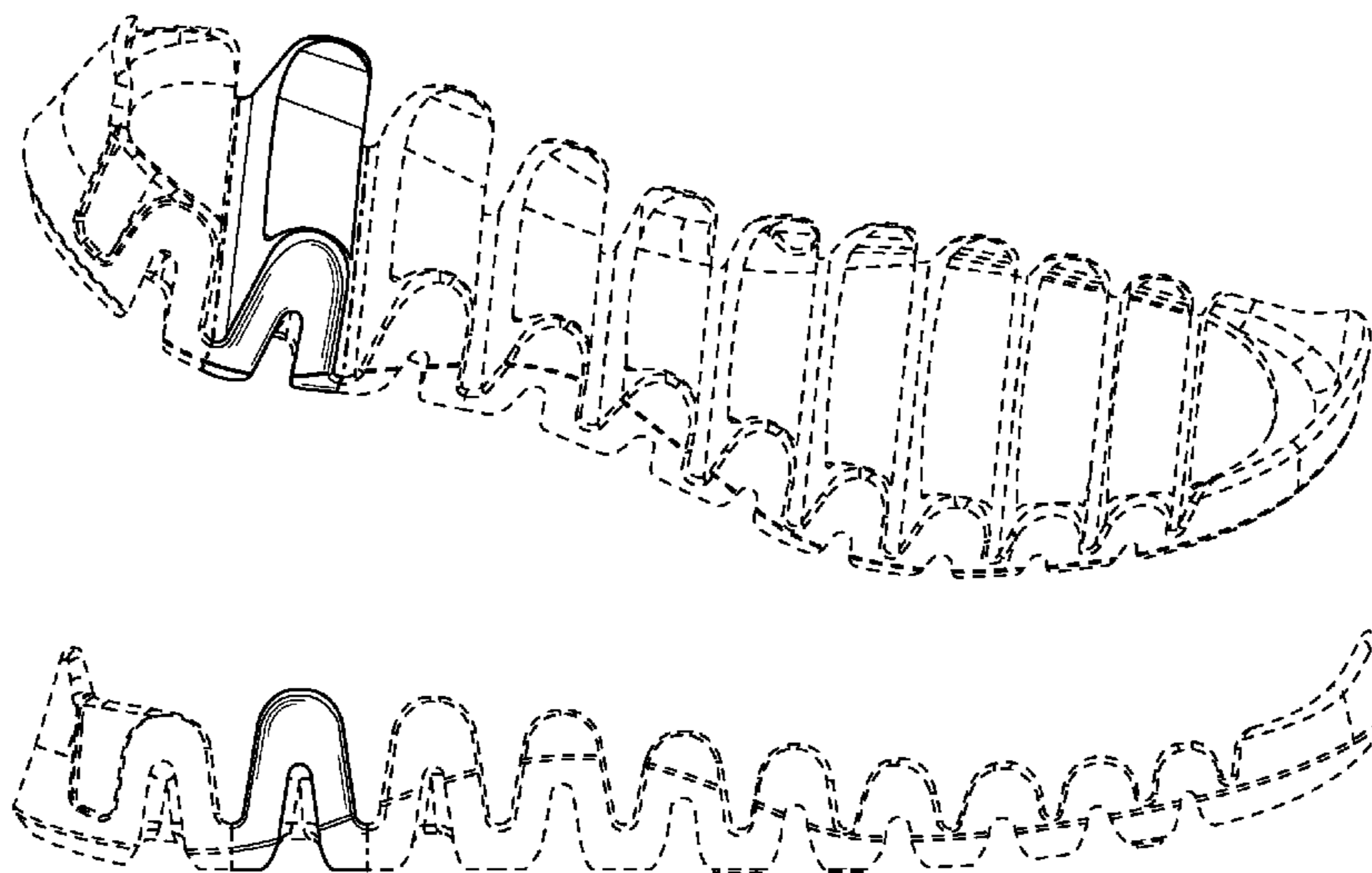
U.S. PATENT DOCUMENTS

DESCRIPTION

485,459 A 11/1892 Crecker
1,594,056 A 7/1926 Floyd
1,607,375 A * 11/1926 Whipple 428/163
D108,320 S 2/1938 Eldon
D133,176 S 7/1942 Gregg
D136,381 S 9/1943 Ghez et al.
D149,139 S 3/1948 Parker
D157,034 S 1/1950 Eldon
D173,030 S 9/1954 Hoza
2,722,756 A 11/1955 Ecclesine
3,444,632 A * 5/1969 Morton et al. 36/32 R
D233,805 S 12/1974 Kubo
4,130,947 A * 12/1978 Denu 36/30 R
D274,574 S 7/1984 Stubblefield
4,561,195 A * 12/1985 Onoda et al. 36/30 R
4,642,917 A * 2/1987 Ungar 36/59 C
D296,149 S 6/1988 Diaz
4,798,010 A * 1/1989 Sugiyama 36/30 R

FIG. 1 is a perspective view of a portion of a shoe sole
showing our new design;
FIG. 2 is a front view thereof;
FIG. 3 is a rear view thereof;
FIG. 4 is a side view thereof;
FIG. 5 is another side view thereof;
FIG. 6 is a top plan view thereof; and,
FIG. 7 is a bottom plan view thereof.
The area within the solid and dash-dot lines forms the claimed
design.
The broken lines and areas within them depict portions of the
shoe sole that form no part of the claimed design.

1 Claim, 4 Drawing Sheets



US D659,965 S

U.S. PATENT DOCUMENTS

D334,282	S *	3/1993	Greene	D2/953	D528,778	S	9/2006	Avar et al.
D336,771	S	6/1993	Hartfield et al.		D529,267	S	10/2006	Portzline
D347,516	S	6/1994	Foster		D530,905	S	10/2006	Jonsson
5,319,866	A *	6/1994	Foley et al.	36/91	7,162,815	B2 *	1/2007	Miyauchi et al. 36/103
D356,206	S	3/1995	Martin		D537,611	S *	3/2007	Matis et al. D2/953
D357,346	S	4/1995	Ho		D546,532	S *	7/2007	Matis et al. D2/953
D360,065	S *	7/1995	Werman	D2/953	D552,832	S	10/2007	Hardy
D364,497	S *	11/1995	Schelling	D2/916	D553,837	S	10/2007	Hubbard
5,469,639	A *	11/1995	Sessa	36/28	D553,846	S	10/2007	Kayano et al.
D367,952	S *	3/1996	Shea	D2/908	D555,348	S	11/2007	Bettencourt
D378,011	S *	2/1997	Lucas	D2/947	D555,891	S	11/2007	Bettencourt
D379,259	S *	5/1997	Kayano	D2/953	D561,985	S	2/2008	Andersen et al.
D385,987	S *	11/1997	Bramani	D2/959	7,337,559	B2 *	3/2008	Russell 36/28
D390,346	S *	2/1998	Loveder	D2/953	D569,594	S *	5/2008	Horne et al. D2/958
5,713,140	A *	2/1998	Baggenstoss	36/28	D569,595	S *	5/2008	Le D2/960
D394,945	S	6/1998	Doxey		D570,078	S *	6/2008	Davis D2/953
D395,739	S *	7/1998	Mervar	D2/947	D574,141	S	8/2008	Kaufman
D396,947	S *	8/1998	Serna	D2/959	D574,581	S *	8/2008	Cooper D2/902
D397,847	S *	9/1998	Hudson	D2/947	D574,583	S *	8/2008	St-Louis et al. D2/956
5,799,415	A *	9/1998	Kenji et al.	36/44	D574,602	S *	8/2008	Grenet D2/977
D402,455	S	12/1998	Greenberg		D574,604	S *	8/2008	McMillan D2/977
D412,236	S	7/1999	von Conta		D576,394	S	9/2008	Heller
D414,316	S	9/1999	Lozano		7,441,346	B2	10/2008	Hardy et al.
D415,610	S	10/1999	Cahill		D584,490	S	1/2009	Ong
5,987,782	A	11/1999	Bramani		D586,991	S *	2/2009	Fuerst D2/957
D420,497	S *	2/2000	Panella	D2/957	D586,993	S *	2/2009	Banik et al.
D421,834	S	3/2000	Cooper		D592,383	S *	5/2009	Wawrousek D2/902
D424,287	S *	5/2000	Edwards	D2/957	D592,847	S *	5/2009	Rosenbaum D2/957
6,079,125	A *	6/2000	Quellais et al.	36/25 R	D594,195	S *	6/2009	Nakano D2/957
6,108,943	A *	8/2000	Hudson et al.	36/102	7,549,236	B2 *	6/2009	Dillon et al. 36/30 R
6,138,385	A *	10/2000	Jungkind et al.	36/97	D595,937	S	7/2009	Morris
6,205,681	B1 *	3/2001	Kita	36/28	D596,386	S *	7/2009	Brambilla D2/953
6,219,939	B1 *	4/2001	Kita et al.	36/28	7,556,846	B2 *	7/2009	Dojan et al. 428/35.4
6,219,940	B1 *	4/2001	Kita	36/30 R	D599,986	S *	9/2009	Reiss D2/947
D442,357	S	5/2001	Burt		D600,895	S	9/2009	Morgan
6,226,896	B1 *	5/2001	Friton	36/28	D601,334	S *	10/2009	Werman D2/959
6,289,608	B1 *	9/2001	Kita et al.	36/28	D605,838	S *	12/2009	Foust D2/957
D449,433	S	10/2001	Matis et al.		D607,193	S *	1/2010	Recchi D2/959
6,295,741	B1 *	10/2001	Kita	36/30 R	D607,633	S *	1/2010	Mongelli D2/947
6,311,414	B1 *	11/2001	Kita	36/28	7,644,518	B2	1/2010	Chandler et al.
6,314,664	B1 *	11/2001	Kita et al.	36/30 R	D609,440	S	2/2010	Morris
6,338,206	B1 *	1/2002	Kita	36/29	D609,441	S *	2/2010	Wawrousek D2/957
6,389,713	B1 *	5/2002	Kita	36/30 R	D615,741	S *	5/2010	Matis et al. D2/957
6,393,732	B1 *	5/2002	Kita	36/30 R	D616,188	S	5/2010	Chan
6,401,365	B2 *	6/2002	Kita et al.	36/28	D617,085	S *	6/2010	Recchi et al. D2/957
D465,079	S	11/2002	Merceron		D617,983	S	6/2010	Raysse
6,516,539	B2 *	2/2003	Nishiwaki et al.	36/28	7,762,008	B1 *	7/2010	Clark et al. 36/3 B
6,557,270	B2 *	5/2003	Nakano et al.	36/25 R	D622,043	S *	8/2010	Hauglin D2/957
D475,509	S	6/2003	Avar		7,784,196	B1	8/2010	Christensen et al.
6,606,804	B2 *	8/2003	Kaneko et al.	36/88	D624,293	S *	9/2010	Recchi et al. D2/959
6,625,905	B2 *	9/2003	Kita	36/30 R	D634,922	S	3/2011	Pauk et al.
6,647,645	B2 *	11/2003	Kita	36/28	D636,567	S	4/2011	Raysse
6,675,500	B1	1/2004	Cadamuro		7,946,058	B2 *	5/2011	Johnson et al. 36/25 R
6,675,800	B2 *	1/2004	Keller	128/205.23	D642,776	S *	8/2011	Raysse D2/946
6,694,642	B2	2/2004	Turner		D643,194	S *	8/2011	Raysse D2/951
6,711,834	B1 *	3/2004	Kita	36/27	D644,419	S	9/2011	Raysse
D489,525	S	5/2004	Snow et al.		D644,420	S *	9/2011	Christopherson D2/946
D489,881	S *	5/2004	Recchi	D2/954	D644,824	S *	9/2011	Leleu D2/946
D490,599	S	6/2004	Snow et al.		D646,871	S *	10/2011	Christopherson D2/951
6,754,981	B1 *	6/2004	Edwards	36/29	D649,753	S *	12/2011	Callahan et al. D2/953
D495,128	S	8/2004	Avar		D649,754	S	12/2011	Callahan et al.
D497,046	S	10/2004	Scott		D652,201	S	1/2012	Vestuti et al.
6,810,605	B2 *	11/2004	Nakano et al.	36/25 R	2001/0008053	A1 *	7/2001	Belli 36/28
D499,247	S	12/2004	Wahoske et al.		2003/0101621	A1 *	6/2003	Nishiwaki et al. 36/30 R
6,964,119	B2 *	11/2005	Weaver, III	36/27	2004/0154189	A1 *	8/2004	Wang 36/28
D515,305	S	2/2006	Andrews-Kramer		2006/0137227	A1 *	6/2006	Kita et al. 36/102
D515,306	S	2/2006	Andrews-Kramer		2006/0283045	A1 *	12/2006	Kita et al. 36/28
D516,293	S	3/2006	Smith, III		2007/0209230	A1 *	9/2007	Dillon et al. 36/25 R
D523,232	S	6/2006	Shaffer		2008/0052965	A1 *	3/2008	Sato 36/103
D523,614	S *	6/2006	Mitchell	D2/960	2008/0066347	A1 *	3/2008	Suzuki 36/83
D523,627	S	6/2006	Avar		2008/0229617	A1 *	9/2008	Johnson et al. 36/102
D523,628	S	6/2006	Young		2010/0175280	A1 *	7/2010	Rinehart et al. 36/59 C
7,055,198	B2 *	6/2006	Cadamuro et al.	5/652	2010/0192420	A1 *	8/2010	Favraud 36/3 B
D524,034	S	7/2006	Hlavacs		2010/0325917	A1 *	12/2010	Cass et al. 36/88
D524,035	S	7/2006	Greene et al.		2011/0016746	A1 *	1/2011	Callahan et al. 36/28
D524,535	S	7/2006	Cass		2011/0016749	A1 *	1/2011	Callahan et al. 36/103
7,089,152	B2 *	8/2006	Oda et al.	702/182	2011/0232130	A1 *	9/2011	Boudreau et al. 36/88
D528,776	S	9/2006	Hui		2011/0289799	A1 *	12/2011	Keating et al. 36/103
					2012/0000095	A1 *	1/2012	Torrance 36/132

FOREIGN PATENT DOCUMENTS

JP	11235202 (A)	8/1999
JP	2001275711 (A)	10/2001
JP	2002336003 (A)	11/2002
JP	2003339405 (A)	12/2003
JP	2004173884 (A)	6/2004
JP	2004267516 (A)	9/2004
JP	2005253578 (A)	9/2005

OTHER PUBLICATIONS

K-Swiss, Inc. Online Store—Tubes Run 100A, http://www.kswiss.com/item/201.200/02316-162/Men/Footwear_Running/Tubes_Run_100_A/Wht_Blk_Sunorng.html (visited on Oct. 2, 2009), 1 page.

Office Action dated Aug. 12, 2011 from U.S. Appl. No. 29/362,605, Vestuti et al., Shoe and Portion of Shoe, filed May 27, 20010.
Office Action dated Sep. 13, 2011 from U.S. Appl. No. 29/345,964, Pope, Portion of a Shoe, filed Oct. 23, 2009.
U.S. Appl. No. 12/980,961, Brian Christensen, “Sole and Article of Footwear”, filed Dec. 29, 2010.
U.S. Appl. No. 29/345,964, Christopher S. Pope, “Shoe and Portion of a Shoe”, filed Oct. 23, 2009.
U.S. Appl. No. 29/375,659, Toby Birkinhead, “Portion of a Shoe”, filed Sep. 24, 2010.
U.S. Appl. No. 29/405,483, Erica Callahan, “Portion of a Shoe”, filed Nov. 2, 2011.
U.S. Appl. No. 29/405,484, Erica Callahan, “Portion of a Shoe”, filed Nov. 2, 2011.

* cited by examiner

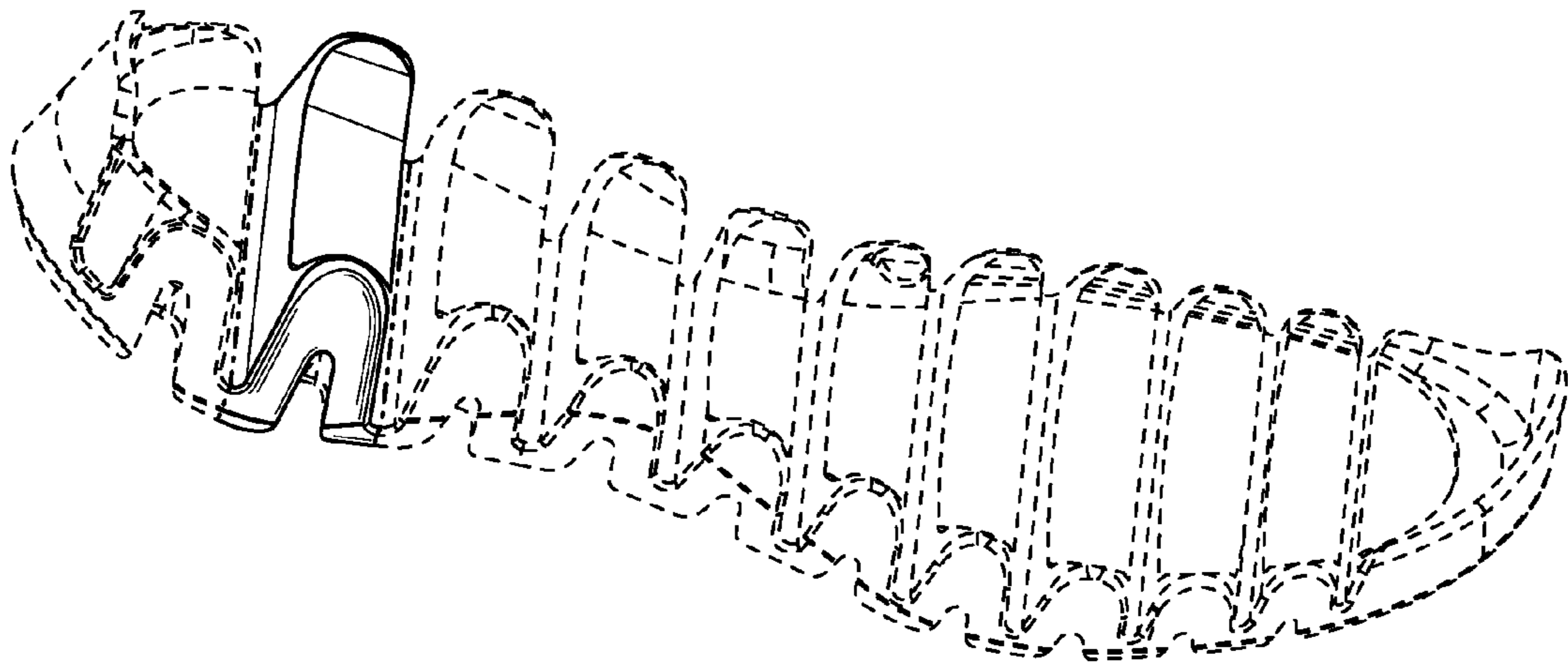


FIG. 1

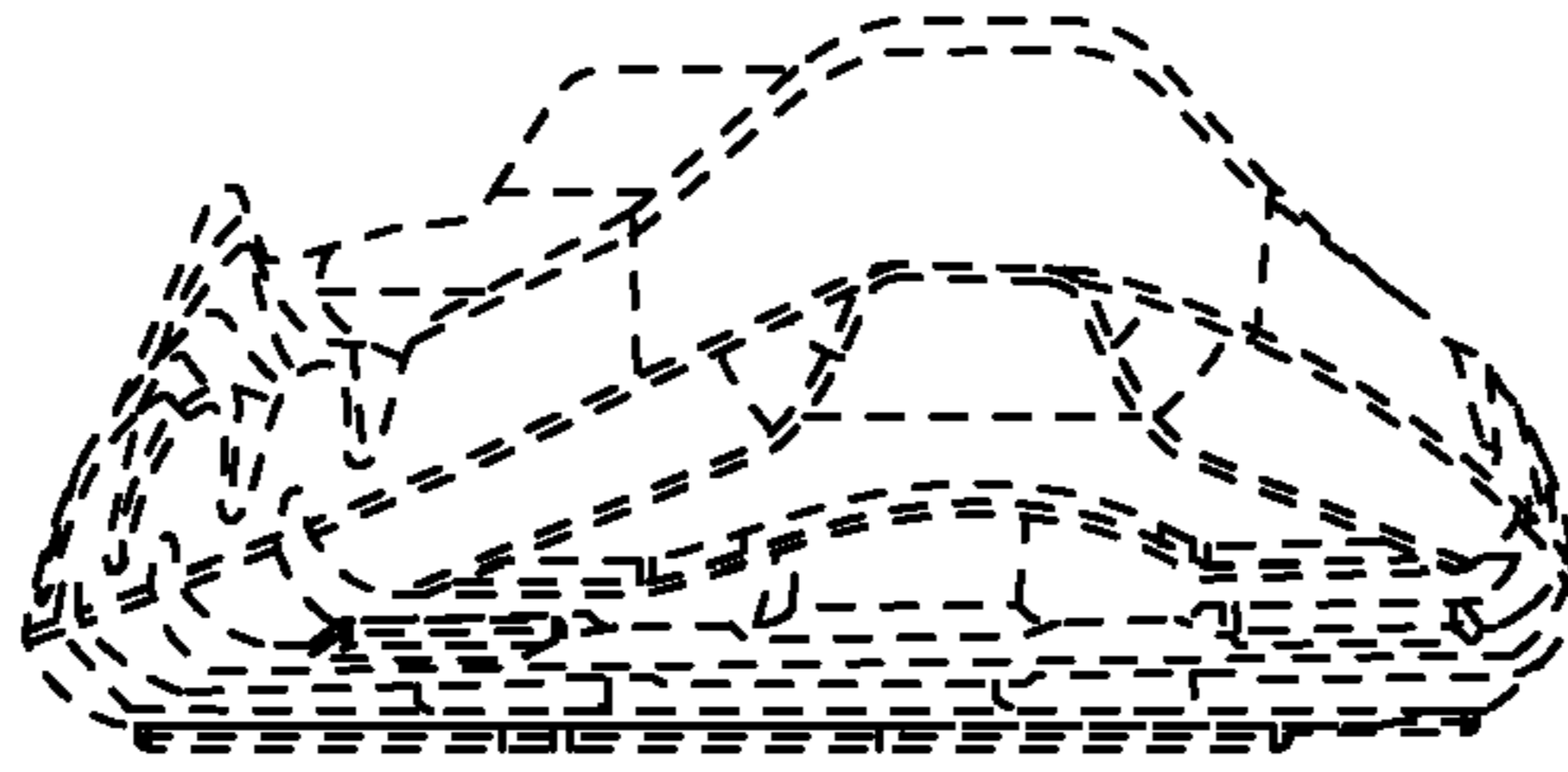


FIG. 2

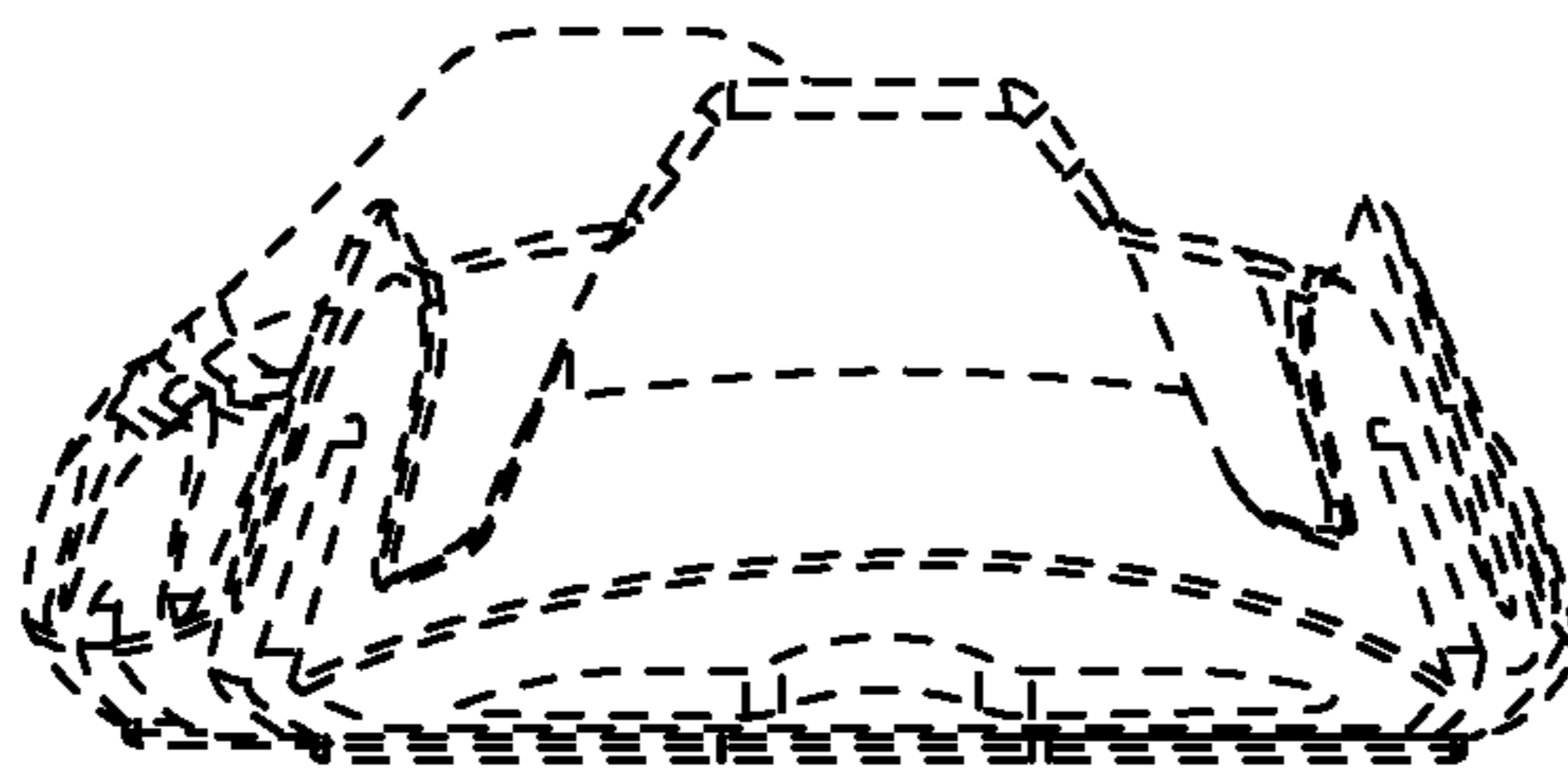


FIG. 3



FIG. 4



FIG. 5

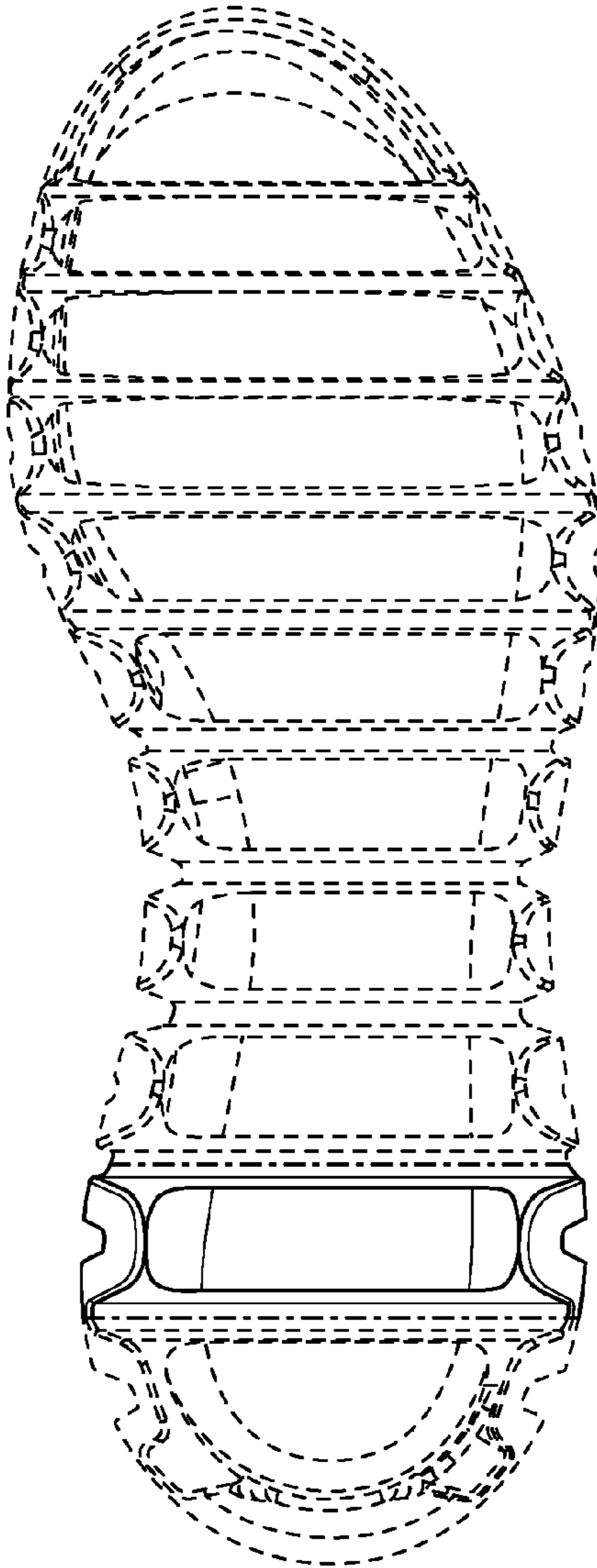


FIG. 6

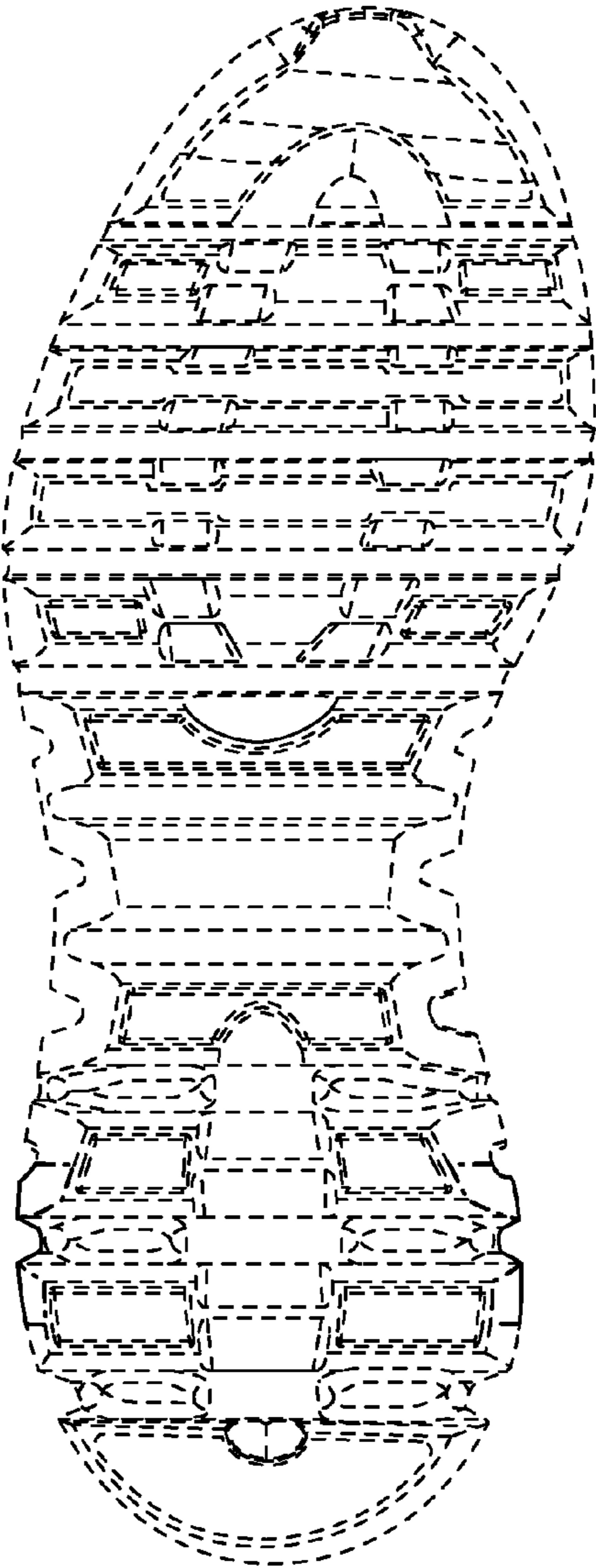


FIG. 7

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : D659,965 S
APPLICATION NO. : 29/405484
DATED : May 22, 2012
INVENTOR(S) : Callahan et al.

Page 1 of 1

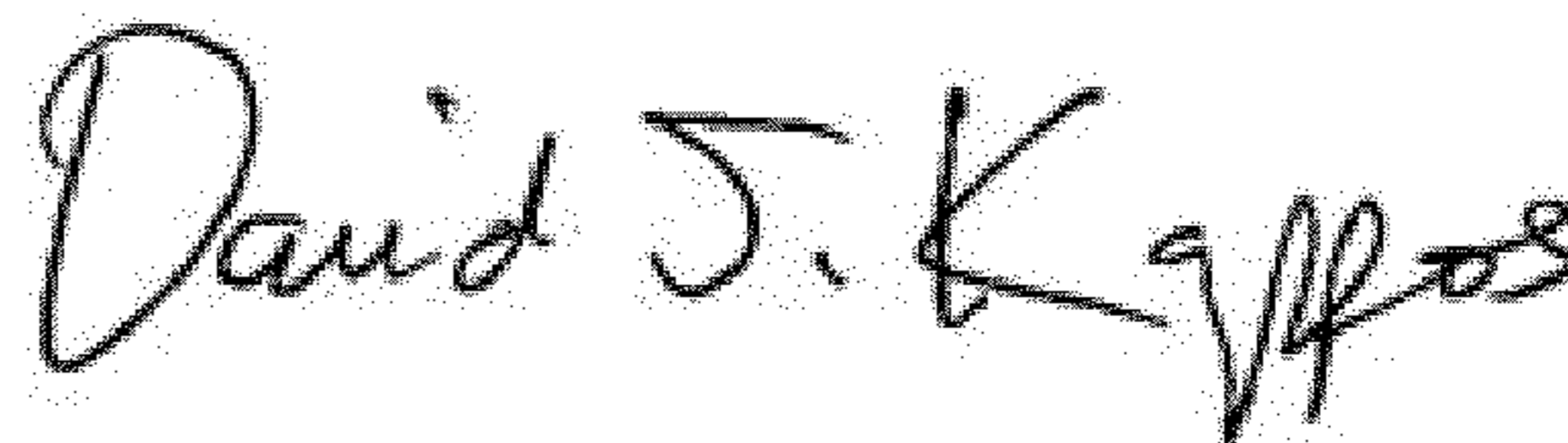
It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover of the patent, please insert

--RELATED U.S. APPLICATION DATA

- (62) Division of application No. 29/353,673, filed on Jan. 12, 2010, now Pat. No.
Des. 649,754--

Signed and Sealed this
Fourth Day of September, 2012



David J. Kappos
Director of the United States Patent and Trademark Office