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

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(54) **SHOE**
(71) Applicant: **Reebok International Limited**, London (GB)
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2,090,881 A 4/1936 Wilson
2,081,226 A 5/1937 Cocozella
D123,602 S * 11/1940 Reeves D2/955
D125,656 S * 3/1941 Cutler D2/955
D125,657 S * 3/1941 Cutler D2/967
2,365,027 A * 12/1944 Urbany 36/29
D234,930 S * 4/1975 Arambasic D2/955
D248,429 S * 7/1978 Inohara D2/908

(Continued)

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(21) Appl. No.: **29/445,791**
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CH 699482 3/2010
EP 1120056 8/2001

(Continued)

FOREIGN PATENT DOCUMENTS

OTHER PUBLICATIONS

Reebok Fall 2002 Footwear Catalog, p. 14, showing the U-Shuffle DMX shoe.

(Continued)

Related U.S. Application Data

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(51) **LOC (10) Cl.** **02-04**
(52) **U.S. Cl.**
USPC **D2/947; D2/951; D2/954**
(58) **Field of Classification Search**
USPC D2/902, 906, 908, 916, 918, 925,
D2/946-962, 977; 36/3 B, 22 R, 24.5, 25 R,
36/28, 32 R, 34 R, 59 C, 67 A, 103
See application file for complete search history.

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(57) **CLAIM**
The ornamental design for a shoe, as shown and described.

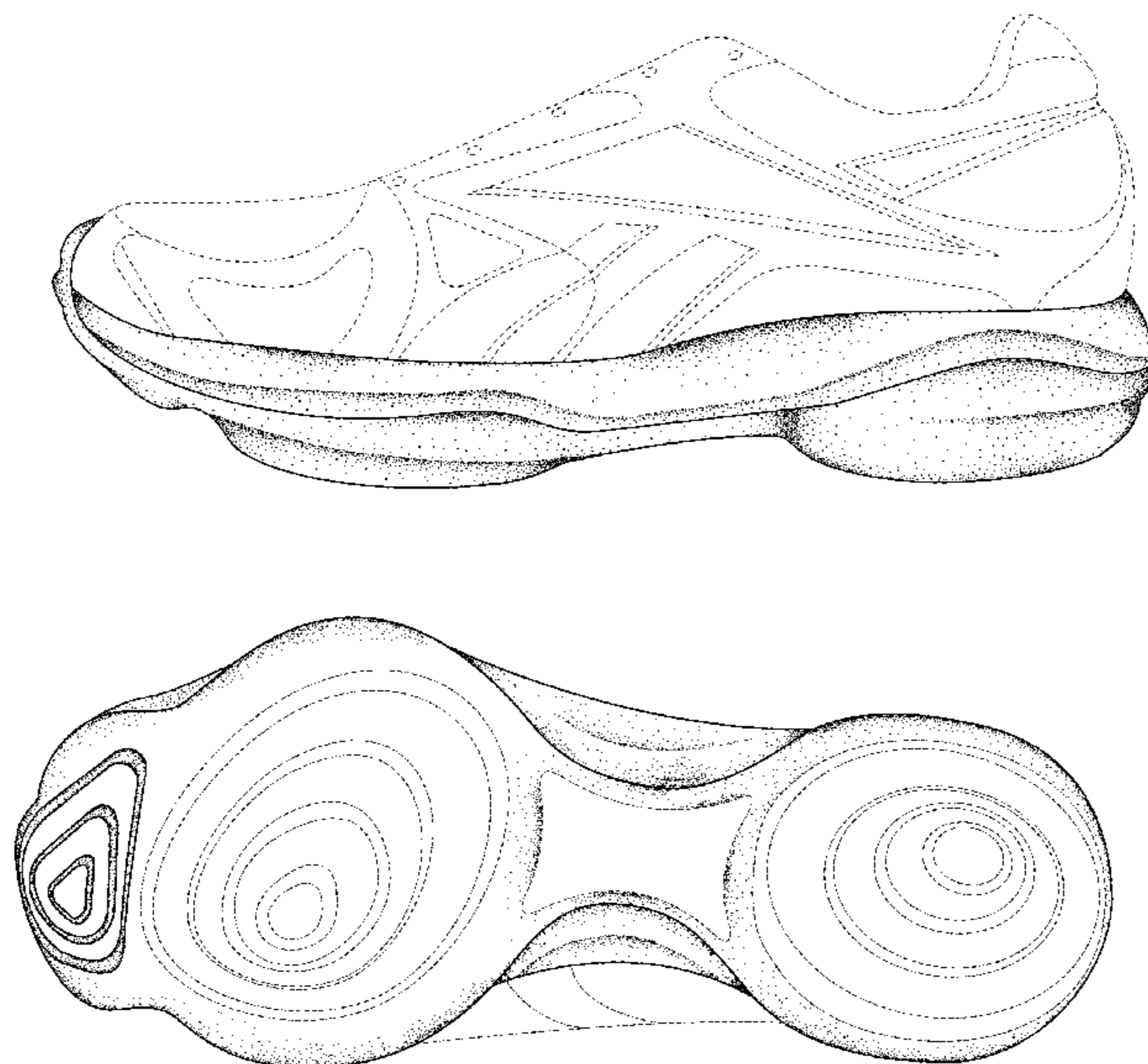
DESCRIPTION

FIG. 1 is a side view of a shoe showing our new design;
FIG. 2 is another side view thereof;
FIG. 3 is a front view thereof;
FIG. 4 is a rear view thereof; and,
FIG. 5 is a bottom plan view thereof.
The broken lines in the Figures show environment for illustrative purposes only and form no part of the claimed design.

(56) **References Cited**
U.S. PATENT DOCUMENTS

33,051 A * 8/1861 Port 12/133 R
D39,747 S * 1/1909 McKenna D2/955
1,120,082 A * 12/1914 Rhodes 36/25 A
1,272,556 A * 7/1918 Steward 36/25 R
1,344,972 A 6/1920 Armour
1,552,022 A * 9/1925 Willson 36/59 C
1,979,972 A * 11/1934 Guild 36/29

1 Claim, 5 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

- 4,112,599 A 9/1978 Krippelz
D259,595 S * 6/1981 Famolare, Jr. D2/955
D265,690 S * 8/1982 Famolare, Jr. D2/950
4,345,387 A 8/1982 Daswick
D266,798 S * 11/1982 Famolare, Jr. D2/950
4,358,902 A 11/1982 Cole et al.
D267,288 S * 12/1982 Davis D2/951
D267,366 S * 12/1982 Davis D2/951
4,400,893 A * 8/1983 Musci 36/24.5
4,446,634 A * 5/1984 Johnson et al. 36/29
4,494,320 A * 1/1985 Davis 36/25 R
D281,641 S * 12/1985 Shiki D2/953
D282,123 S * 1/1986 Davis D2/959
4,571,852 A * 2/1986 Lamarche et al. 36/32 R
4,577,417 A * 3/1986 Cole 36/29
4,653,206 A * 3/1987 Tanel 36/126
4,660,304 A * 4/1987 Tanel 36/126
4,669,204 A * 6/1987 Tanel 36/126
4,723,365 A * 2/1988 Tanel 36/126
4,748,752 A * 6/1988 Tanel 36/126
D296,950 S * 8/1988 Brickwood D2/916
4,763,426 A 8/1988 Polus et al.
D299,584 S * 1/1989 Franklin et al. D2/955
D304,520 S * 11/1989 Clark D2/955
4,897,936 A * 2/1990 Fuerst 36/30 A
D309,370 S * 7/1990 Nagai et al. D2/953
D315,634 S 3/1991 Yung-Mao
4,999,931 A 3/1991 Vermeulen
5,058,292 A * 10/1991 Tanel 36/126
D323,059 S * 1/1992 Hatfield D2/954
D326,181 S * 5/1992 Katz et al. D2/960
5,195,257 A 3/1993 Holcomb et al.
5,201,126 A * 4/1993 Tanel 36/134
5,203,097 A * 4/1993 Blair 36/59 C
D343,051 S * 1/1994 Bramani D2/957
5,313,718 A * 5/1994 McMahon et al. 36/59 C
5,375,346 A 12/1994 Cole et al.
5,395,674 A 3/1995 Schmidt et al.
5,406,719 A 4/1995 Potter
5,416,986 A 5/1995 Cole et al.
5,435,078 A * 7/1995 Pyle 36/30 R
5,664,341 A 9/1997 Schmidt et al.
5,678,329 A * 10/1997 Griffin et al. 36/50.1
5,679,439 A 10/1997 Schmidt et al.
5,701,687 A 12/1997 Schmidt et al.
D388,947 S * 1/1998 Sessa D2/961
D392,790 S * 3/1998 Ng D2/900
5,753,061 A 5/1998 Rudy
D394,939 S * 6/1998 Avar D2/955
D395,156 S * 6/1998 Adam D2/947
D395,157 S * 6/1998 von Conta D2/955
5,771,606 A * 6/1998 Litchfield et al. 36/29
D396,549 S * 8/1998 von Conta et al. D2/955
5,794,359 A 8/1998 Jenkins
D398,440 S * 9/1998 Rowland D2/951
D400,344 S * 11/1998 Avar D2/954
D401,043 S * 11/1998 Truelsen D2/955
D405,596 S * 2/1999 Aird et al. D2/957
5,916,664 A 6/1999 Rudy
6,018,889 A 2/2000 Friton
D426,947 S * 6/2000 Pollastrelli D2/956
D427,755 S * 7/2000 Tresser D2/955
6,266,897 B1 * 7/2001 Seydel et al. 36/29
D446,917 S * 8/2001 Brown D2/961
D459,064 S * 6/2002 McClaskie D2/957
6,453,577 B1 9/2002 Litchfield et al.
6,505,420 B1 * 1/2003 Litchfield et al. 36/29
6,516,540 B2 * 2/2003 Seydel et al. 36/29
D475,514 S * 6/2003 Burg et al. D2/960
D478,412 S * 8/2003 Adams D2/960
D482,851 S * 12/2003 McClaskie D2/956
D482,852 S * 12/2003 Belley et al. D2/957
D487,838 S 3/2004 McClaskie
D492,096 S * 6/2004 Sanchez et al. D2/896
6,745,499 B2 * 6/2004 Christensen et al. 36/29
D493,949 S * 8/2004 Magro D2/907
D495,860 S * 9/2004 Kubo et al. D2/960
D497,244 S * 10/2004 Sedlbauer D2/955
D498,041 S * 11/2004 McClaskie D2/956
6,845,573 B2 1/2005 Litchfield et al.
D501,293 S * 2/2005 Bizzo D2/949
D501,706 S * 2/2005 McClaskie D2/954
D504,555 S * 5/2005 Urie D2/955
6,979,287 B2 * 12/2005 Elbaz et al. 482/148
7,080,467 B2 * 7/2006 Marvin et al. 36/29
7,101,330 B2 * 9/2006 Elbaz et al. 482/148
D532,189 S * 11/2006 Truelsen D2/956
7,181,867 B2 2/2007 Litchfield et al.
D551,433 S * 9/2007 Loverin D2/953
D553,335 S * 10/2007 Amado et al. D2/956
7,278,445 B2 * 10/2007 Marvin et al. 137/601.2
D554,836 S * 11/2007 Shaffer D2/951
D569,084 S * 5/2008 Hatfield et al. D2/953
D574,582 S * 8/2008 Della Valle D2/902
D576,394 S * 9/2008 Heller D2/951
D577,179 S * 9/2008 Della Valle D2/907
7,437,835 B2 * 10/2008 Marvin et al. 36/29
D582,638 S * 12/2008 Ringholz D2/947
D583,136 S * 12/2008 Amado et al. D2/951
7,475,498 B2 1/2009 Litchfield et al.
D586,984 S * 2/2009 Schwartz D2/925
D590,586 S * 4/2009 Harlow D2/960
D591,031 S * 4/2009 Cofinco D2/902
D594,196 S * 6/2009 Recchi D2/960
D594,200 S * 6/2009 Nakano D2/961
7,546,699 B2 * 6/2009 Ellis, III 36/103
D595,489 S * 7/2009 McClaskie D2/954
7,562,468 B2 * 7/2009 Ellis, III 36/25 R
D597,287 S * 8/2009 Vestuti et al. D2/956
D601,783 S * 10/2009 Pizzuti D2/908
D604,033 S * 11/2009 Feldman D2/961
D607,185 S * 1/2010 Soon D2/902
7,647,710 B2 * 1/2010 Ellis, III 36/103
D614,840 S * 5/2010 Hogan D2/956
D614,841 S * 5/2010 Hogan D2/956
7,707,742 B2 * 5/2010 Ellis, III 36/25 R
D619,343 S * 7/2010 Vestuti et al. D2/956
D621,595 S * 8/2010 McClaskie D2/957
D622,486 S * 8/2010 Goldston et al. D2/902
7,784,196 B1 8/2010 Christensen et al.
7,793,429 B2 * 9/2010 Ellis, III 36/25 R
7,793,430 B2 * 9/2010 Ellis 36/25 R
7,797,856 B2 9/2010 Andrews et al.
D625,093 S * 10/2010 Lidtke D2/961
D627,545 S * 11/2010 Raysse D2/947
D633,695 S * 3/2011 Opie D2/908
D635,755 S * 4/2011 McMillan D2/960
D636,157 S * 4/2011 Nascimento D2/951
D636,159 S * 4/2011 Petrie D2/951
D636,570 S * 4/2011 Merritt et al. D2/951
7,921,580 B2 * 4/2011 Russell 36/28
7,930,839 B2 4/2011 Litchfield et al.
D637,381 S * 5/2011 Zappiello D2/951
7,941,938 B2 * 5/2011 Yu et al. 36/25 R
7,962,986 B2 * 6/2011 Dananberg 12/142 N
D642,363 S 8/2011 Rajmohan et al.
D643,197 S * 8/2011 Teteriatnikov D2/960
D643,602 S * 8/2011 Teteriatnikov D2/946
D643,607 S * 8/2011 Teteriatnikov D2/954
D644,007 S 8/2011 Akhidime
D644,008 S * 8/2011 Teteriatnikov D2/954
D644,009 S * 8/2011 Akhidime D2/956
D646,470 S * 10/2011 Jacobs D2/902
D648,517 S * 11/2011 Vestuti et al. D2/955
D655,489 S * 3/2012 Mahoney D2/946
D655,897 S * 3/2012 Mahoney D2/902
8,156,663 B2 * 4/2012 Shelton et al. 36/25 R
D659,363 S * 5/2012 Leary et al. D2/955
D659,961 S 5/2012 Vestuti et al.
D663,511 S 7/2012 Martinez et al.
D664,753 S * 8/2012 Santos D2/955
8,256,146 B2 * 9/2012 Loverin 36/102
D668,854 S 10/2012 Dean et al.
D671,304 S * 11/2012 Lacorazza et al. D2/954

(56)

References Cited

U.S. PATENT DOCUMENTS

8,307,569 B2 * 11/2012 McInnis et al. 36/28
 D671,724 S 12/2012 Avar et al.
 8,333,024 B2 12/2012 Fallow et al.
 D677,040 S 3/2013 Vestuti et al.
 D677,866 S 3/2013 Vestuti et al.
 D679,489 S * 4/2013 van Haasteren D2/961
 2003/0069807 A1 * 4/2003 Lyden 705/26
 2004/0003513 A1 * 1/2004 Crane et al. 36/29
 2004/0033864 A1 * 2/2004 Elbaz et al. 482/51
 2004/0033874 A1 * 2/2004 Elbaz et al. 482/148
 2005/0044745 A1 * 3/2005 Pfander 36/3 B
 2005/0268490 A1 * 12/2005 Foxen 36/28
 2005/0283999 A1 * 12/2005 Whatley 36/29
 2007/0028485 A1 * 2/2007 Crane et al. 36/43
 2007/0033832 A1 * 2/2007 Marvin et al. 36/29
 2007/0043630 A1 * 2/2007 Lyden 705/26
 2008/0242518 A1 * 10/2008 Elbaz et al. 482/54
 2009/0094855 A1 * 4/2009 Finkelstein 36/28
 2009/0119948 A1 5/2009 Ortle et al.
 2009/0165333 A1 7/2009 Litchfield et al.
 2009/0241379 A1 * 10/2009 Krikorian 36/134
 2009/0293309 A1 * 12/2009 Keating et al. 36/88
 2010/0107448 A1 * 5/2010 Fallow et al. 36/103
 2010/0139119 A1 * 6/2010 Sokolowski 36/8.3
 2010/0139127 A1 * 6/2010 Huang 36/3 B
 2010/0146818 A1 * 6/2010 Sokolowski 36/102
 2010/0251565 A1 * 10/2010 Litchfield et al. 36/28
 2010/0251567 A1 * 10/2010 McInnis et al. 36/29
 2010/0293815 A1 * 11/2010 Ferrigan et al. 36/25 R
 2011/0016749 A1 * 1/2011 Callahan et al. 36/103
 2011/0023215 A1 * 2/2011 Obradovic 2/239
 2011/0072684 A1 * 3/2011 Stubblefield 36/29
 2011/0113646 A1 * 5/2011 Merritt et al. 36/28
 2011/0113649 A1 * 5/2011 Merritt et al. 36/102
 2011/0126422 A1 * 6/2011 Vattes et al. 36/10
 2011/0154688 A1 * 6/2011 Yu et al. 36/28
 2011/0185593 A1 * 8/2011 Ramos 36/103
 2011/0277351 A1 * 11/2011 Scoledes 36/103
 2012/0005921 A1 * 1/2012 Diepenbrock 36/28
 2012/0047770 A1 * 3/2012 Dean et al. 36/103
 2012/0066938 A1 3/2012 French et al.
 2012/0096744 A1 4/2012 Goodsmith et al.
 2013/0031804 A1 * 2/2013 Abshire 36/103

FOREIGN PATENT DOCUMENTS

GB 2 201 082 A 8/1988
 WO WO 98/09546 A 3/1998
 WO WO 01/19211 A1 3/2001
 WO WO 2004/016321 A2 2/2004
 WO WO 2004/016321 A3 2/2004

OTHER PUBLICATIONS

Reebok First Quarter 2007 Footwear Catalog, pp. 16 and 53, showing the Voyage Mid III and Voyage Low III shoes.
 Reebok Spring 2005 Footwear Catalog, p. 30, showing the Sportcentric DMX Max shoe, p. 31, showing the Destination DMX shoe, and pp. 32 and 52, showing the Trail DMX Max and Sporterra Dmx Walk shoes.
 Reebok Third Quarter 2003 Footwear Catalog, p. 17, showing the Stimulus DMX shoe, and pp. 16 and 41, showing the Court Macabee II DMX shoe.
 Reebok Third Quarter 2005 Footwear Catalog, p. 50, showing the Sportcentric DMX Max shoe.
 Extended European Search Report for Application No. EP 09179450.3, Applicant: Reebok International Ltd., mailed Aug. 2, 2010, 6 pages.
 Crompton, "Wobble back to good health," The Times, Body + Soul pp. 7-8, Sep. 26, 2009, 2 pages.
 Apos, Less Pain, More Function article, 12 pages, copyright 2008.
 Draft Swiss patent application entitled "Shoe Sole" Flexyboots GmbH, dated Aug. 20, 2008, www.flexyboots.ch.patent.pdf, with English translation, 42 pages.
 "Flexyboots" www.flexyboot.com (visited Oct. 9, 2009) with English translation, 3 pages.
 European Search Report for European Application No. 12199619.3, European Patent Office, The Netherlands, dated Apr. 24, 2013, 6 pages.
 U.S. Appl. No. 13/339,583, Christensen et al., "Sole and Article of Footwear Having a Pod Assembly", filed Dec. 29, 2011.
 U.S. Appl. No. 13/339,592, Christensen et al., "Sole and Article of Footwear Having a Pod Assembly", filed Dec. 29, 2011.
 U.S. Appl. No. 29/402,548, Vestuti et al., "Portion of a Shoe Sole", filed Sep. 23, 2011.
 U.S. Appl. No. 29/416,615, Christensen et al., "Portion of a Shoe", filed Mar. 23, 2012.

* cited by examiner

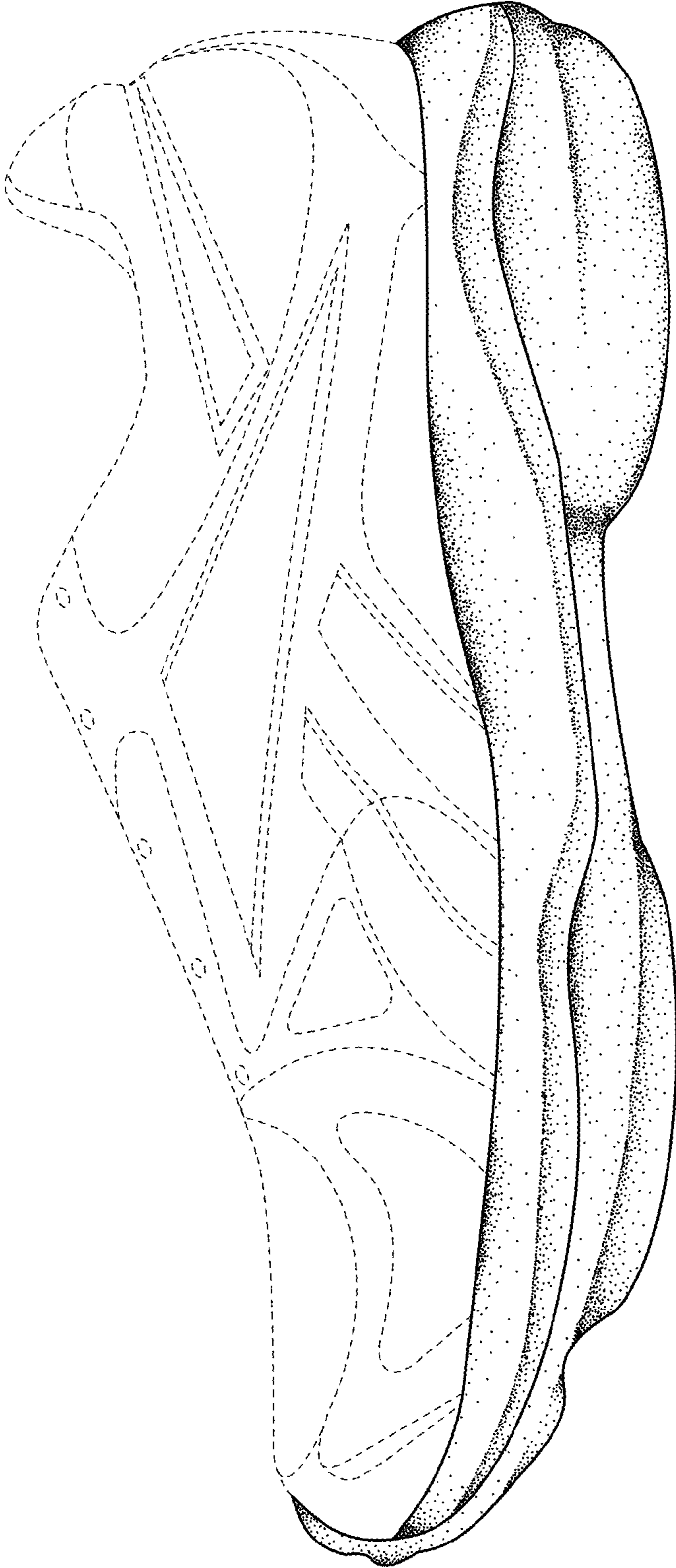


FIG. 1

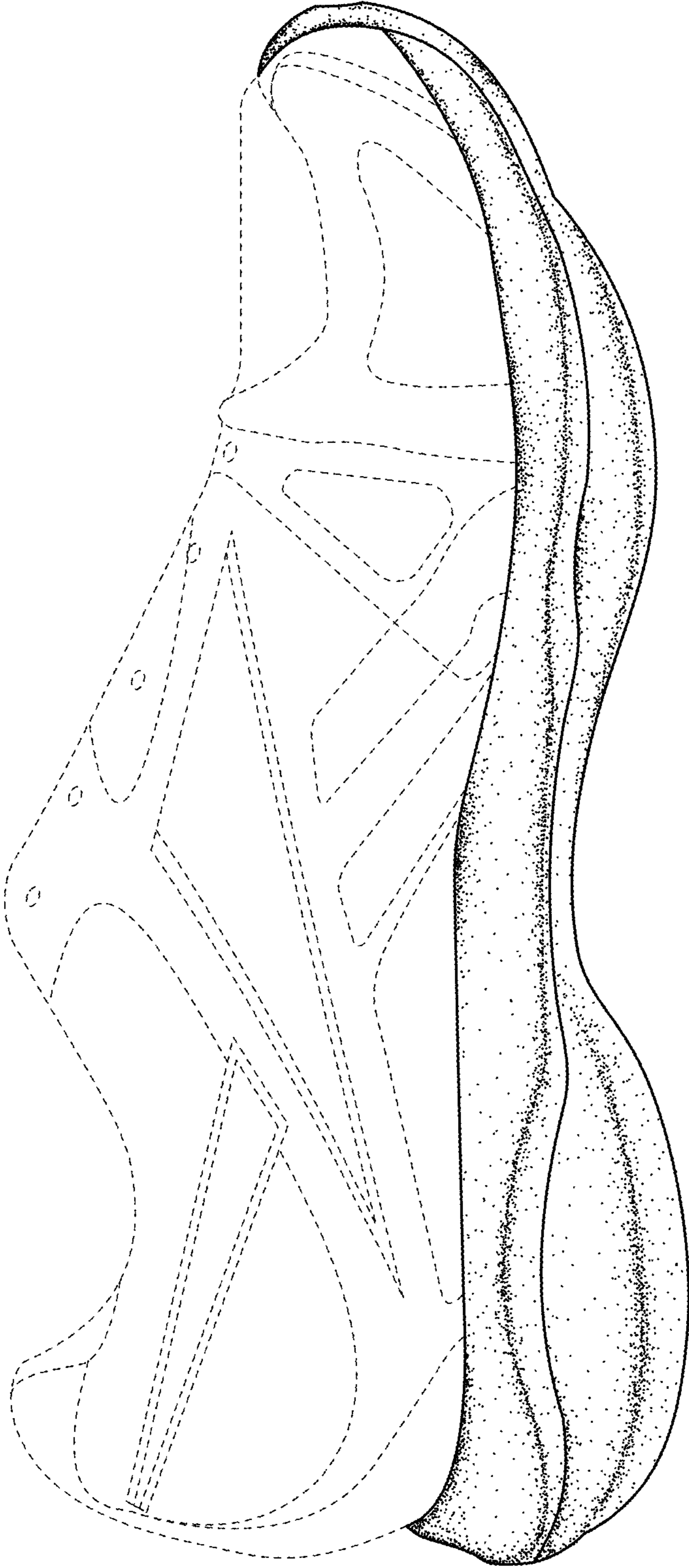


FIG. 2

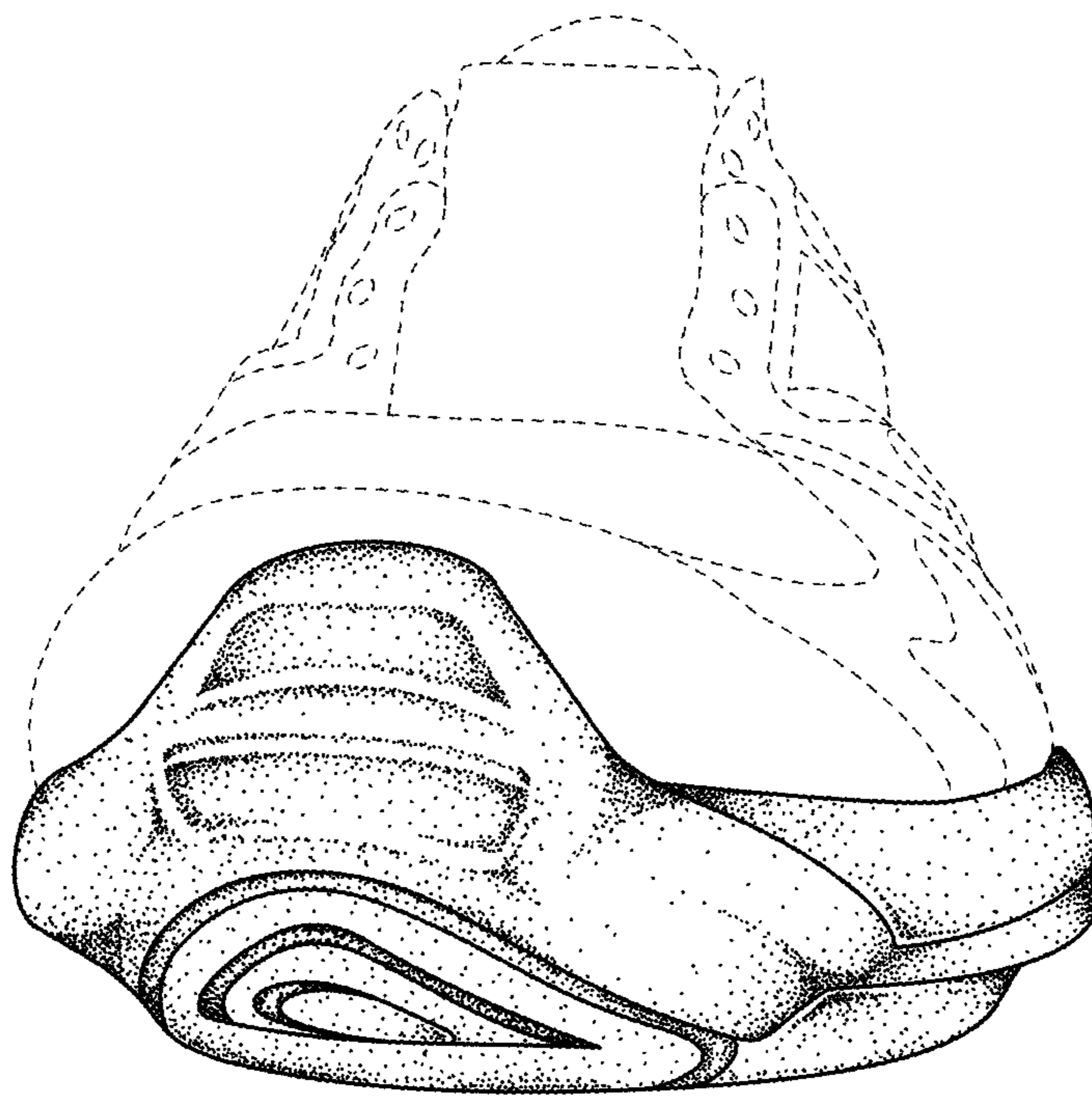


FIG. 3

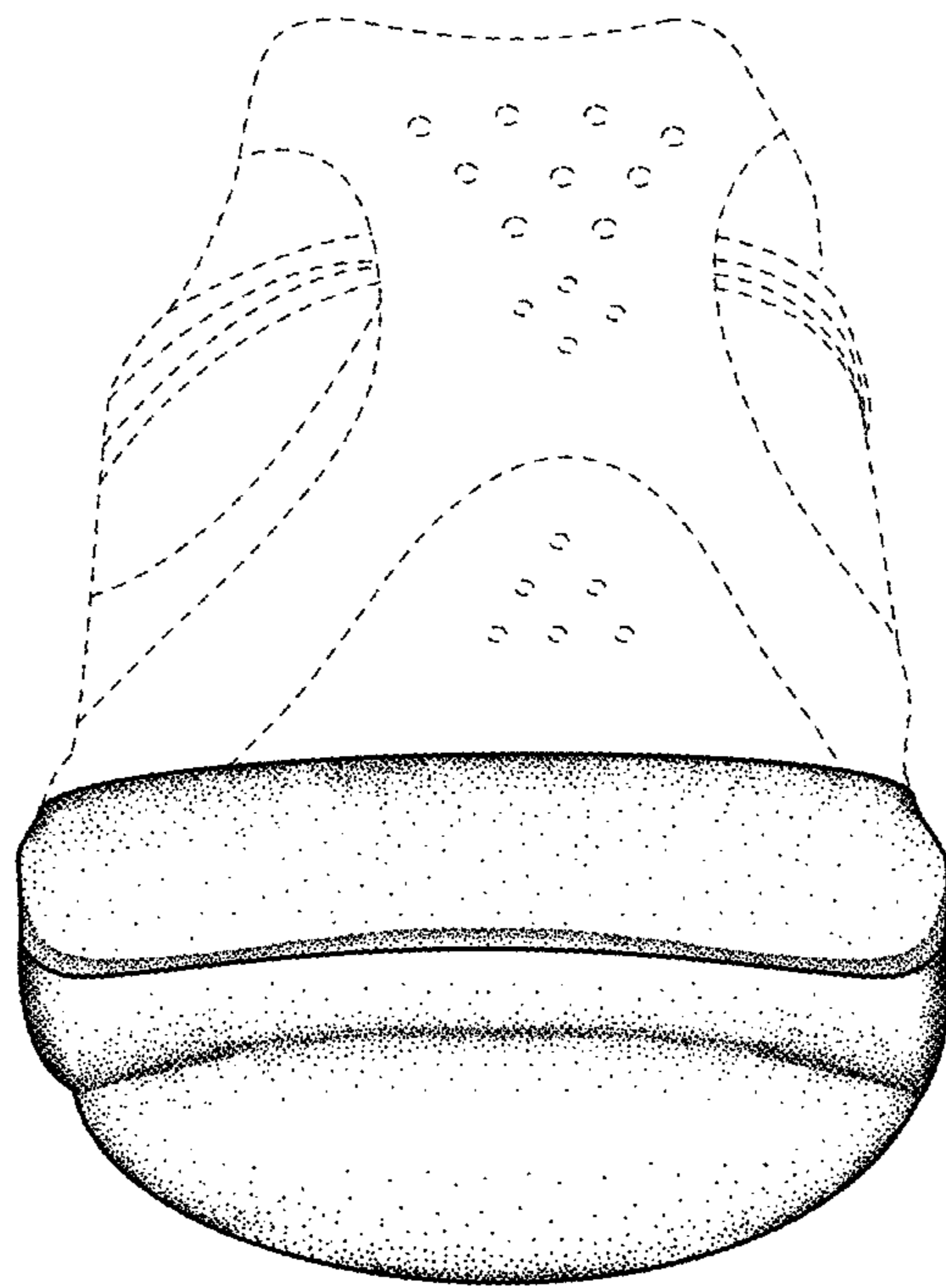


FIG. 4

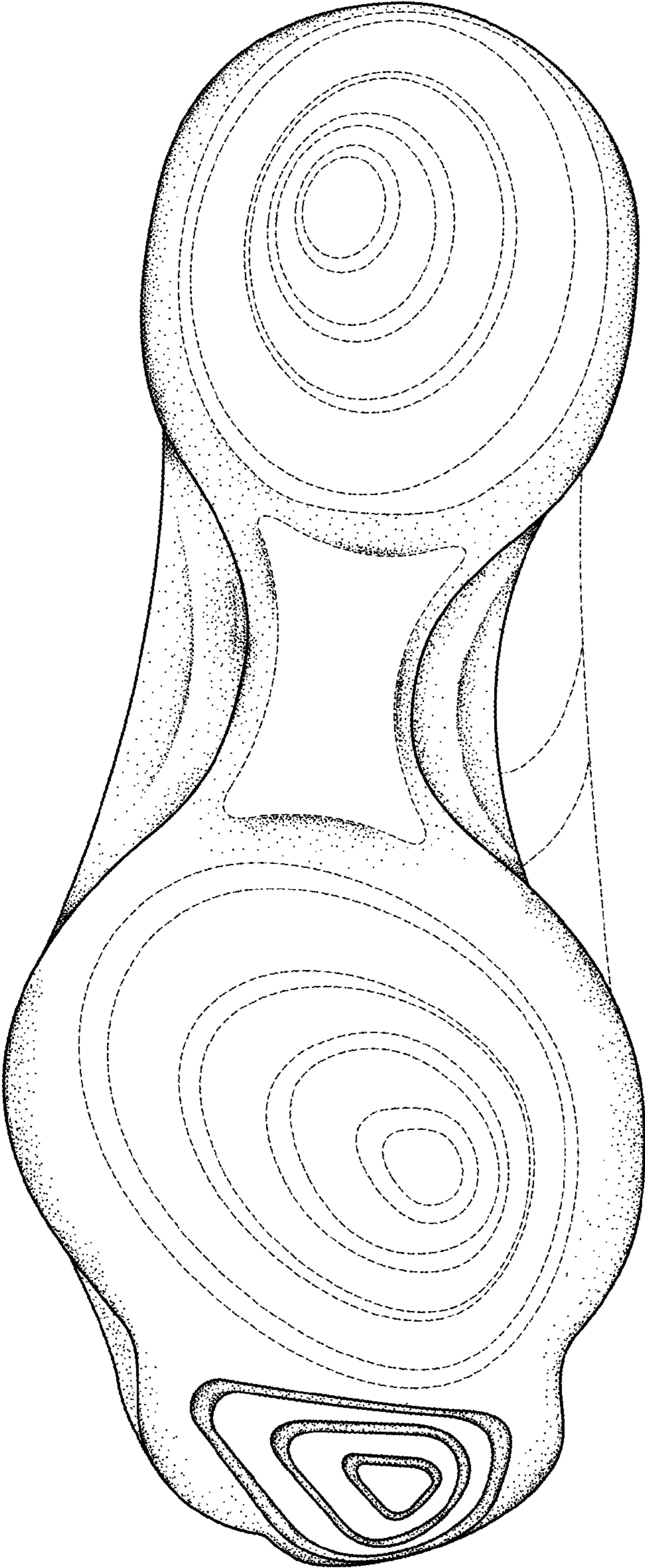


FIG. 5