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

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(54) **SHOE MIDSOLE**

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

(**) Term: **15 Years**

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(51) **LOC (10) Cl.** **02-04**

(52) **U.S. Cl.**

USPC **D2/947**

(58) **Field of Classification Search**

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D2/946-962, 977; 36/1, 1.5, 3 B, 22 R,
36/24.5, 25 R, 28, 32 R, 34 R, 59 C,
36/67 A, 101-107, 114-116, 117.3, 117.4,
36/124-136

CPC A43B 13/00; A43B 13/02; A43B 13/023;
A43B 13/026; A43B 13/04; A43B 13/08;
A43B 13/10; A43B 13/12; A43B 13/14;
A43B 13/16; A43B 13/18; A43B 13/28;
A43B 13/30; A43B 13/32; A43B 13/34;
A43B 13/36; A43B 13/141; A43B 13/143;
A43B 13/181; A43B 13/189; A43B
13/223; A43B 13/224

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D362,747 S	10/1995	Orzeck	
D362,954 S	10/1995	Orzeck	
D376,902 S	12/1996	Avar	
D512,817 S	12/2005	Ammon	
D524,034 S *	7/2006	Hlavacs	D2/977
D528,776 S *	9/2006	Hui	D2/977
D529,267 S	10/2006	Portzline	
D572,440 S	7/2008	Polegato Moretti	
D574,603 S *	8/2008	McMillan	D2/946

D574,604 S *	8/2008	McMillan	D2/977
7,409,779 B2 *	8/2008	Dojan	A43B 7/144 36/29

D583,132 S 12/2008 Polegato Moretti
(Continued)

FOREIGN PATENT DOCUMENTS

CN	203194711	*	9/2013	A43B 13/04
CN	204467071	*	7/2015	A43B 5/06

(Continued)

OTHER PUBLICATIONS

Nike Basketball Footwear Designer Leo Chang on Apple, His Most Challenging Designs & More, Highsnobiety.com, By Brock Cardiner in Sneakers, Sep. 28, 2015, [online], [site visited Nov. 23, 2016]. <URL: <http://www.highsnobiety.com/2015/09/28/nike-basketball-leo-chang-interview/>>.*

(Continued)

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(57) **CLAIM**

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

DESCRIPTION

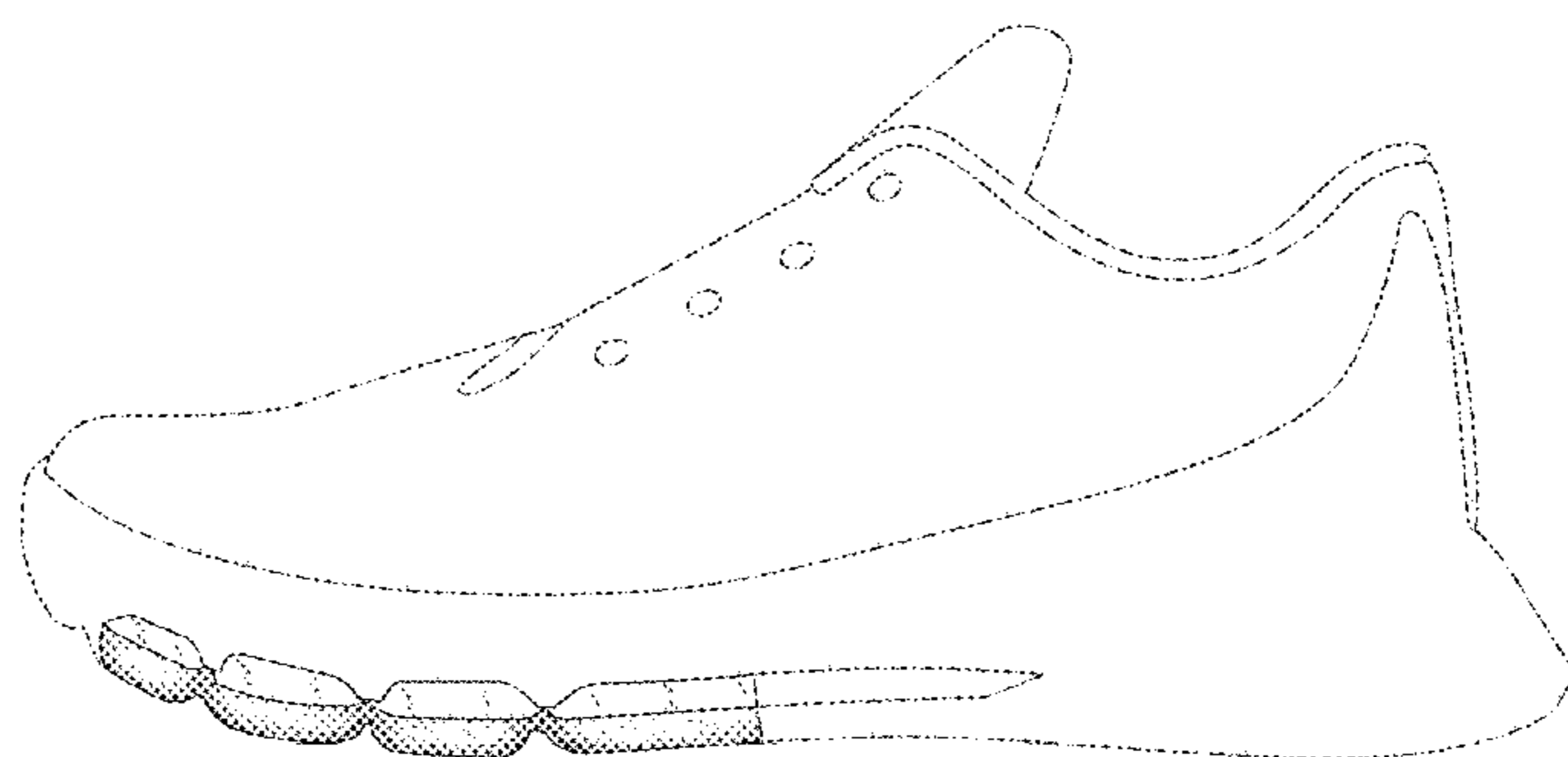
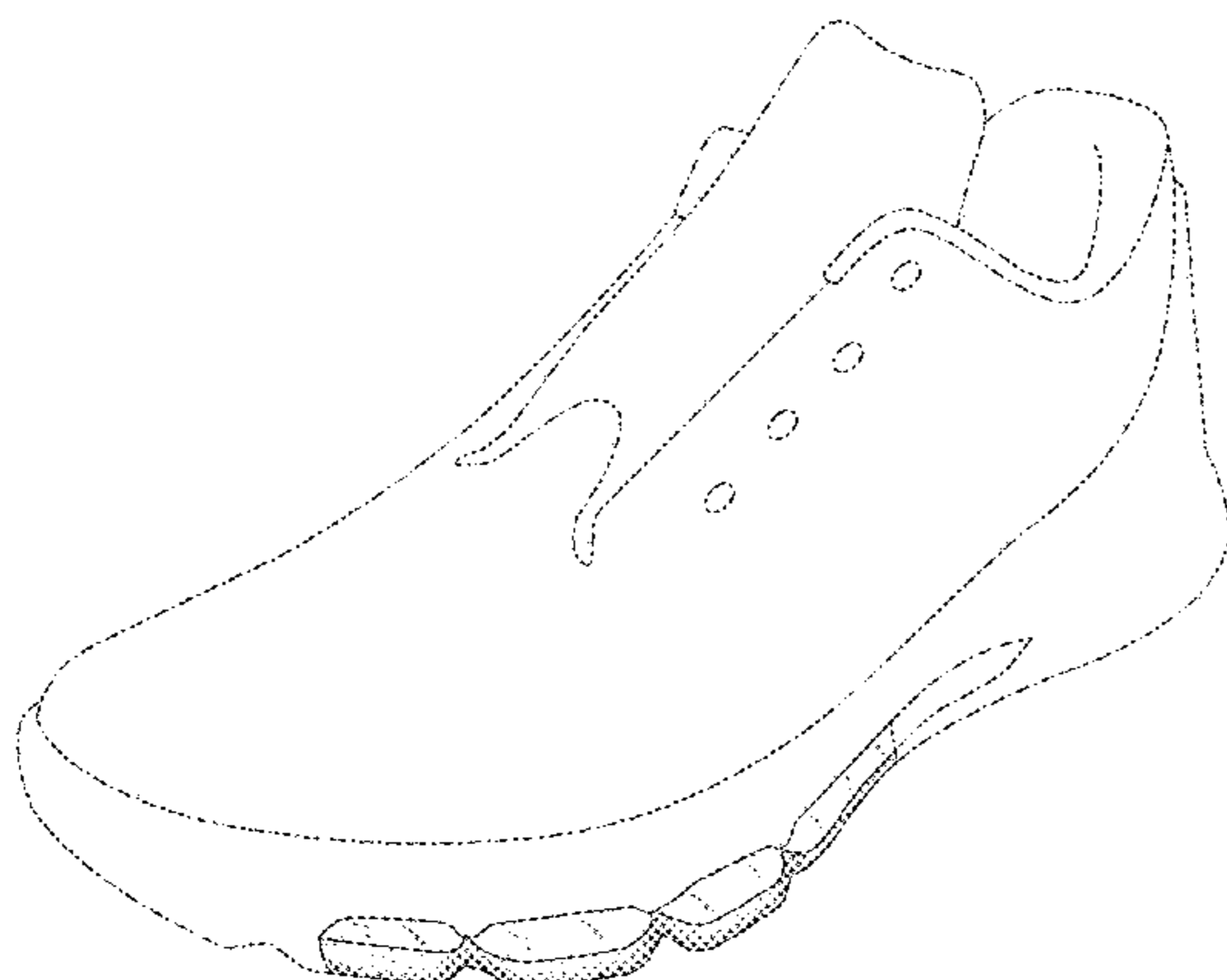
FIG. 1 is a front perspective view of a shoe midsole showing my new design;

FIG. 2 is a side view thereof; and,

FIG. 3 is a rear perspective view thereof.

The broken lines immediately adjacent to the shaded area represent unclaimed boundaries of the design. The oblique line shading on the upper regions represents transparency or translucency. The broken lines showing the remainder of the shoe are for environmental purposes only and form no part of the claimed design.

1 Claim, 3 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D583,539 S * 12/2008 Henderson D2/946
 7,797,856 B2 * 9/2010 Andrews A43B 13/12
 36/25 R
 7,946,058 B2 * 5/2011 Johnson A43B 3/0057
 36/102
 D644,418 S * 9/2011 Yi D2/946
 D644,420 S * 9/2011 Christopherson D2/946
 D662,293 S * 6/2012 Christopherson D2/947
 8,205,355 B2 * 6/2012 Kawai A43B 13/026
 36/107
 D662,699 S * 7/2012 Callahan D2/953
 D668,028 S * 10/2012 Pope D2/947
 D674,997 S * 1/2013 Callahan D2/947
 D679,485 S * 4/2013 Raysse D2/947
 D685,176 S * 7/2013 Chang D2/947
 D692,218 S * 10/2013 Anceresi D2/947
 D692,219 S * 10/2013 Anceresi et al.
 D696,501 S * 12/2013 Miner D2/947
 D696,502 S * 12/2013 Miner D2/947
 D696,503 S * 12/2013 Miner D2/947
 D699,027 S * 2/2014 Teteriatnikov D2/951
 D699,420 S * 2/2014 Teteriatnikov D2/947
 D722,426 S * 2/2015 Davis D2/947
 D722,428 S * 2/2015 Lindner et al.
 8,959,800 B2 * 2/2015 Sokolowski A43B 3/0031
 36/50.1
 D723,772 S * 3/2015 Miner D2/947
 D723,773 S * 3/2015 Raysse D2/947
 D723,776 S * 3/2015 Lidner et al.
 D740,530 S * 10/2015 Truelsen D2/951
 D746,561 S * 1/2016 Bikowski D2/951
 D748,383 S * 2/2016 Raysse D2/947
 D759,359 S * 6/2016 Dombrow D2/951
 D764,782 S * 8/2016 Hardigan D2/947
 9,420,848 B2 * 8/2016 Campos, II B29D 35/122
 D770,740 S * 11/2016 Teteriatnikov D2/947
 2004/0016149 A1 * 1/2004 Trommer A43B 1/0027
 36/103
 2007/0051013 A1 * 3/2007 Akhidime A43B 7/088
 36/3 B
 2010/0257752 A1 * 10/2010 Goldston A43B 3/0031
 36/108
 2010/0325917 A1 * 12/2010 Cass A43B 13/181
 36/88
 2011/0016746 A1 * 1/2011 Callahan A43B 3/0057
 36/28
 2011/0016749 A1 * 1/2011 Callahan A43B 3/0057
 36/103
 2012/0023784 A1 * 2/2012 Goldston A43B 3/0031
 36/137
 2012/0167416 A1 * 7/2012 Christensen A43B 3/0057
 36/103

2014/0068969 A1 * 3/2014 Blevens A43B 1/0072
 36/92
 2014/0182169 A1 * 7/2014 Mack A43B 9/04
 36/102
 2015/0257481 A1 * 9/2015 Campos, II A43B 13/20
 36/103

FOREIGN PATENT DOCUMENTS

CN 205162035 * 4/2016 A43B 3/00
 EM 002127563-0007 11/2012
 EM 002189886-0019 3/2013
 EM 002190769-0010 3/2013
 EM 002241463-0010 6/2013

OTHER PUBLICATIONS

KD8, Nike.com, [online], [site visited Nov. 23, 2016]. <URL: http://www.nike.com/us/en_us/c/basketball/kd-8>.*
 Nike Men's JD8 Basketball Shoe, Amazon.com, Date first available at Amazon.com: Jul. 11, 2015, [online], [site visited Nov. 23, 2016]. <URL: <https://www.amazon.com/Nike-Mens-KD-Basketball-Shoe/dp/B011F3XZCA>>.*
 KD Trey 5 IV Premium, Nike.com, [online], [site visited Nov. 23, 2016]. <URL: http://store.nike.com/us/en_us/pd/kd-trey-5-iv-premium-mens-basketball-shoe/pid-11056708/pgid-11495838>.*
 New Balance 581, NewBalance.com, [online], [site visited Nov. 23, 2016]. <URL: <http://www.newbalance.com/pd/new-balance-581/BB581.html#color=Black>>.*
 Nike Air Max Emergent, Nike.com, [online], [site visited Nov. 23, 2016]. <URL: http://store.nike.com/us/en_us/pd/air-max-emergent-mens-basketball-shoe/pid-11051885/pgid-10973968>.*
 Nike Footwear Catalog, 1995 Fall Footwear, p. 9, published Nov. 1994, NIKE, Inc., USA.
 Nike Footwear Catalog, 1997 Late Spring Footwear, p. 225, published Sep. 1996, NIKE, Inc., USA.
 Nike Footwear Catalog, 1998 Fall Men's, Women's, and Kids' Footwear, p. 140, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.
 Nike Footwear Catalog, 1998 Holiday Men's Specialty and Women's & Kids' Footwear, p. M1, published Feb. 1998, NIKE, Inc., USA.
 Nike Footwear Catalog, 1998 Holiday Men's Specialty and Women's & Kids' Footwear, p. W39, published Feb. 1998, NIKE, Inc., USA.
 Nike Footwear Catalog, 2001 Holiday Men's and Women's Footwear, p. 8, published Feb. 2001, NIKE, Inc., USA.
 Nike Footwear Catalog, 2001 Late Spring Men's and Women's Footwear (red cover), p. 10, published Sep. 2000, NIKE, Inc., USA.
 Nike Footwear Catalog, 2002 Fall Men's and Women's Footwear, p. 8, published Nov. 2001, NIKE, Inc., USA.
 Nike Footwear Catalog, 2002 Holiday Men's and Women's Footwear, p. 7, published Mar. 2002, NIKE, Inc., USA.

* cited by examiner

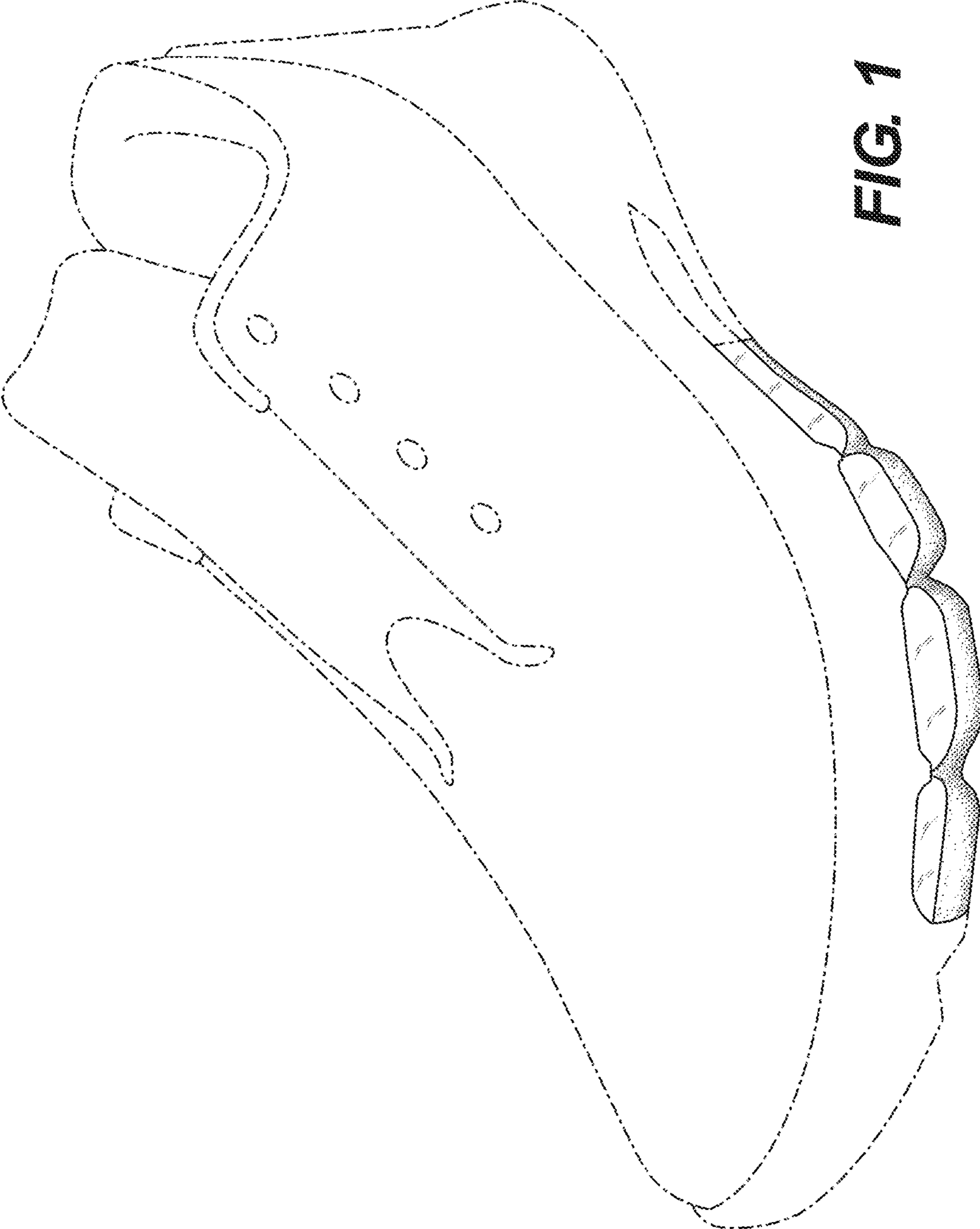


FIG. 1

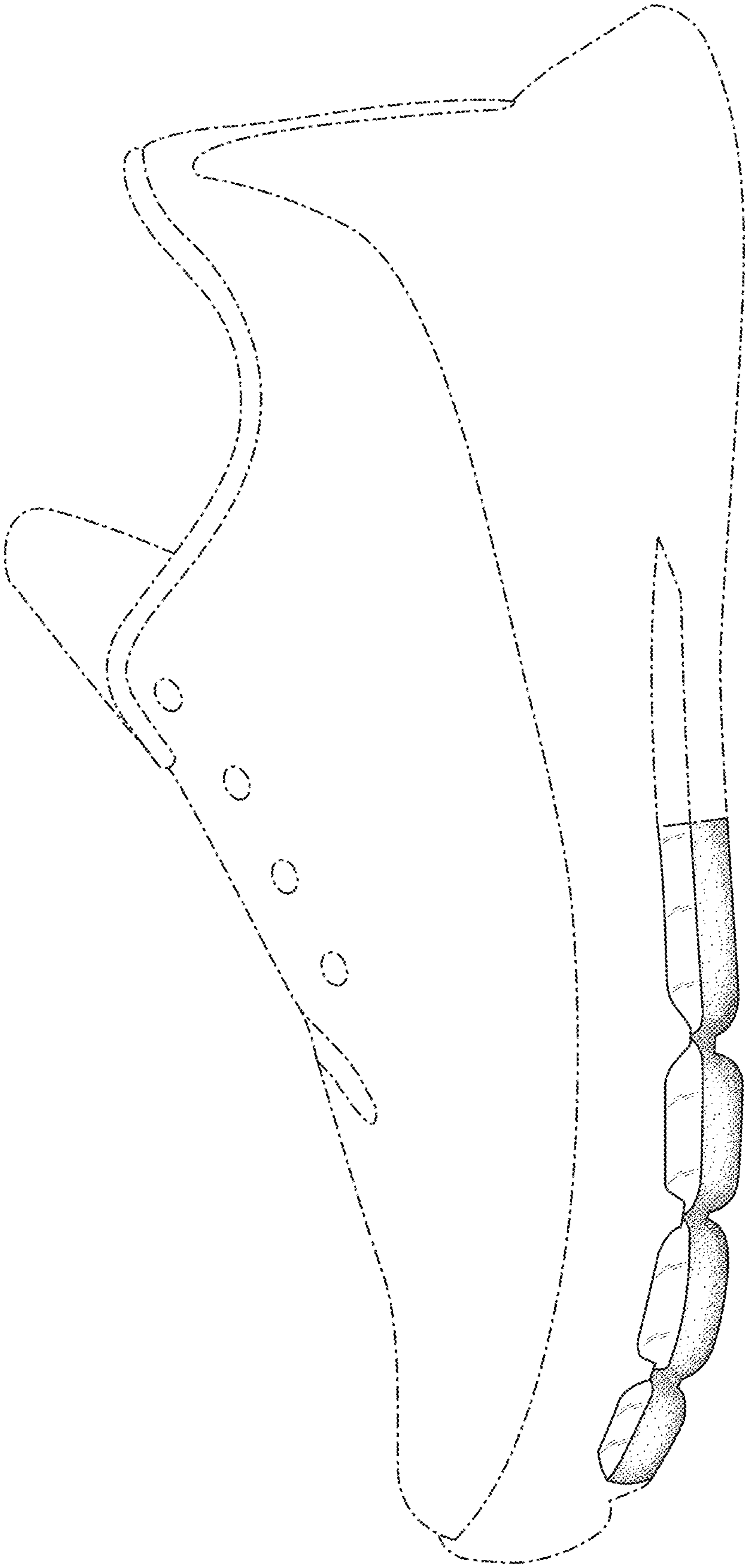


FIG. 2

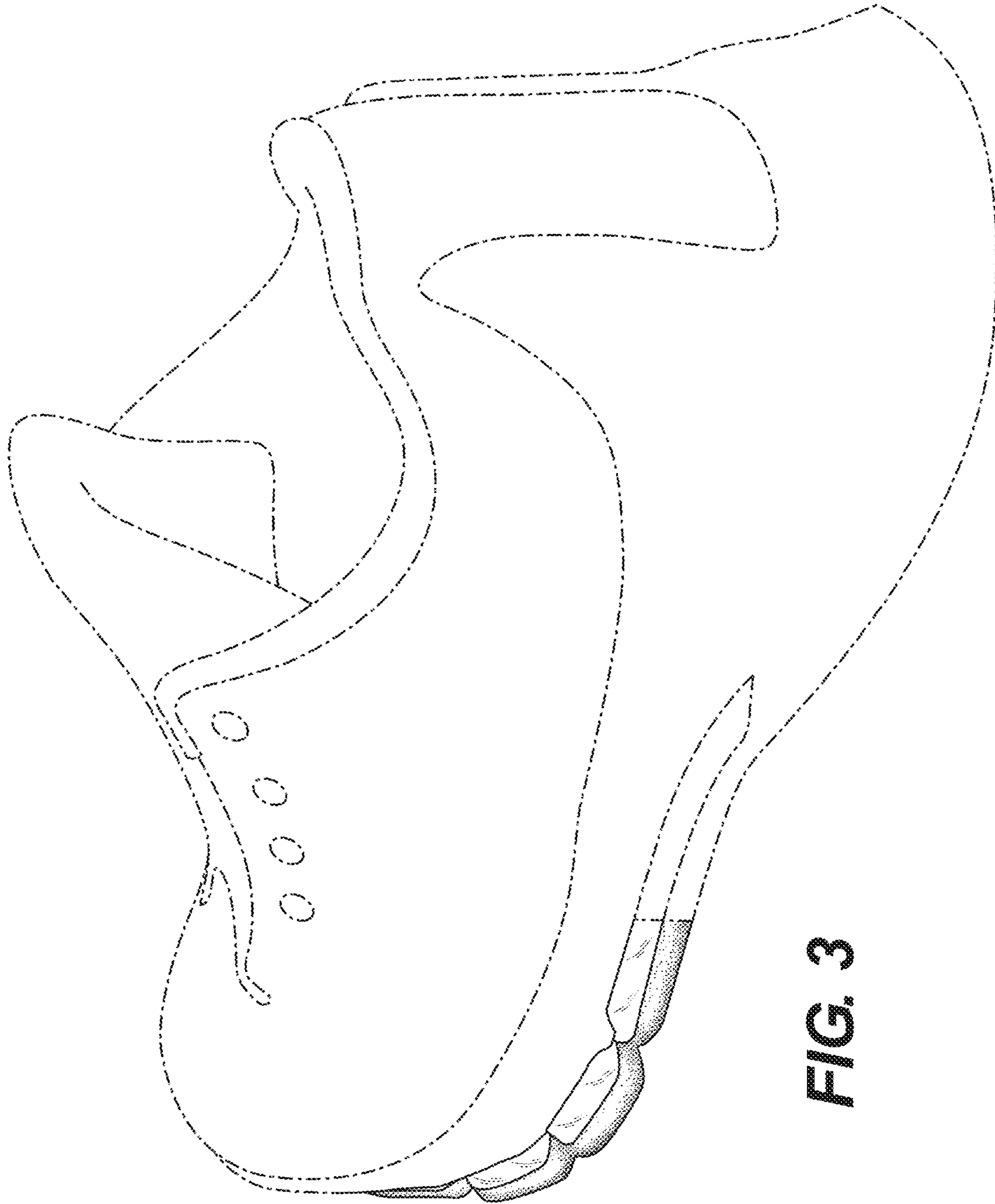


FIG. 3