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

(10) **Patent No.:** **US D797,417 S**
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- (54) **SHOE MIDSOLE**
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D304,520 S *	11/1989	Clark	D2/955
D307,971 S *	5/1990	Maccano	D2/953
D335,571 S *	5/1993	Peterson	D2/954
D368,794 S *	4/1996	Fabio	D2/951
D446,916 S *	8/2001	Cockrell	D2/947
D458,441 S *	6/2002	Gillespie	D2/953
D480,541 S *	10/2003	Galway	D2/951
D487,955 S *	4/2004	Ammon	D2/951
D503,264 S *	3/2005	McClaskie	D2/951
D523,215 S *	6/2006	Drazic	D2/951
7,107,702 B1 *	9/2006	Chavez	A43B 5/08 36/3 B

(Continued)

(*) Notice: This patent is subject to a terminal disclaimer.

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

(21) Appl. No.: **29/558,448**

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

(52) **U.S. Cl.**
USPC **D2/947**; D2/957

(58) **Field of Classification Search**
USPC D2/902, 906, 908, 916, 918, 925,
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; D5/1, 2, 3
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;
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A43B 13/223; A43B 13/224
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D272,963 S *	3/1984	Muller	D2/908
4,782,775 A *	11/1988	Scher	D05B 35/06 112/130

OTHER PUBLICATIONS
Suede Classic + Men's Sneakers, Puma.com, [online], [site visited Jan. 27, 2017]. <URL: http://us.puma.com/en_US/pd/suede-classic%2B-men%E2%80%99s-sneakers/pna352634.html?dwvar_pna352634_color=03>.*

(Continued)

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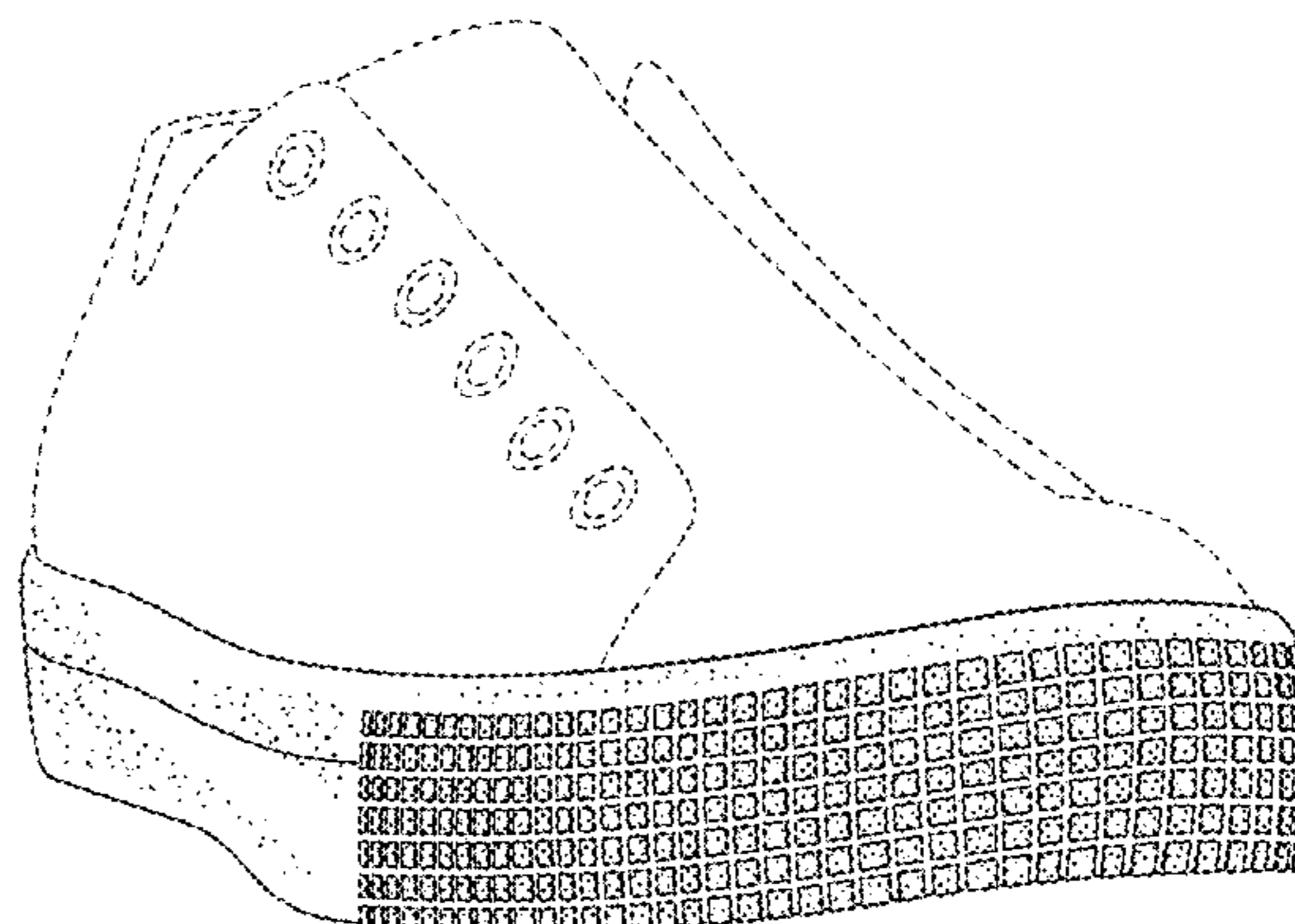
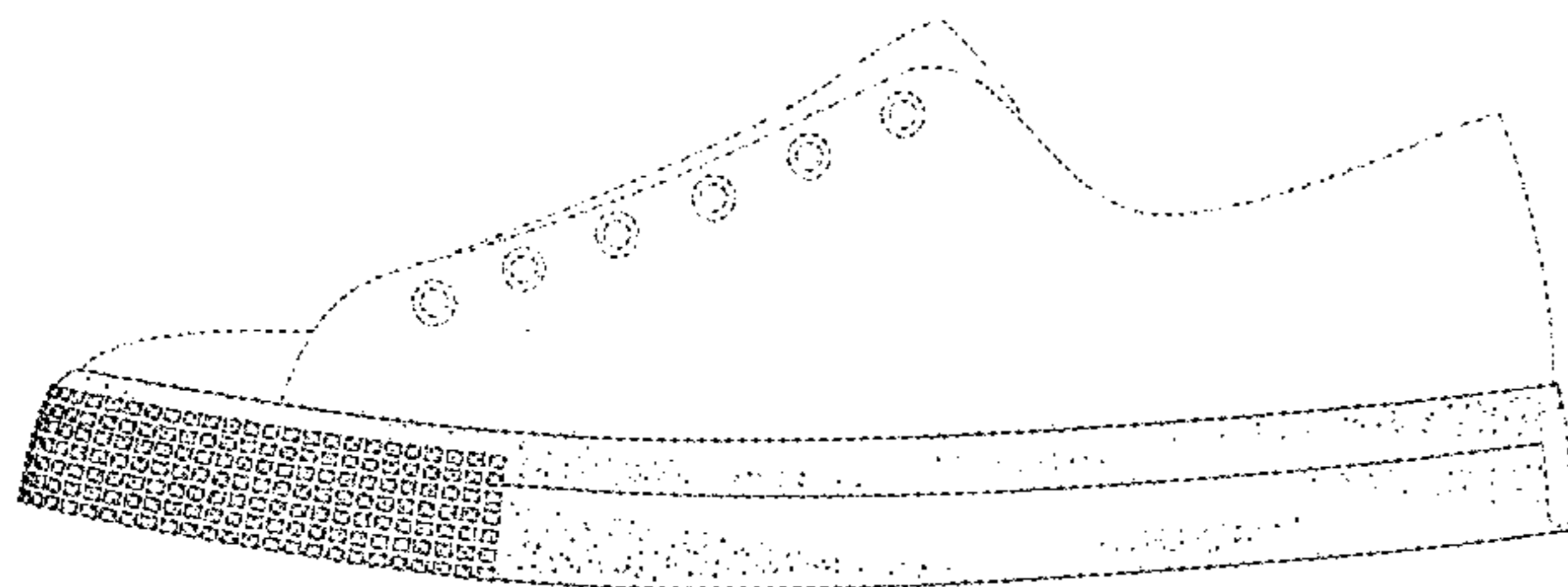
(57) **CLAIM**

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

DESCRIPTION

FIG. 1 is a left side view of a shoe midsole showing our new design;
FIG. 2 is a right side view thereof;
FIG. 3 is a front quarter view thereof;
FIG. 4 is a front perspective view thereof; and,
FIG. 5 is a rear view thereof.
The broken lines are for environmental purposes only and form no part of the claimed design.

1 Claim, 4 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D532,585	S *	11/2006	McDonald	.....	D2/951
D548,936	S *	8/2007	McClaskie	.....	D2/956
D561,438	S *	2/2008	Belley	.....	D2/953
D581,641	S *	12/2008	Bethke, Jr.	.....	D2/953
D589,692	S *	4/2009	McClaskie	.....	D2/951
8,789,294	B2 *	7/2014	Dojan	.....	A43B 13/20 36/25 R
D717,594	S *	11/2014	Taketani	.....	D7/399
D759,353	S *	6/2016	Milberg	.....	D2/885
D767,861	S *	10/2016	Wattimena	.....	D2/947
D775,791	S *	1/2017	Darby	.....	D2/853
2004/0230151	A1 *	11/2004	Chen	.....	A43B 13/026 602/61
2008/0184601	A1 *	8/2008	Hsieh	.....	A43B 5/14 36/30 R
2012/0042539	A1 *	2/2012	Miner	.....	A43B 13/141 36/29
2012/0233879	A1 *	9/2012	Dojan	.....	A43B 13/20 36/29
2014/0026438	A1 *	1/2014	Cortez	.....	A43B 13/181 36/28
2015/0089842	A1 *	4/2015	Zamer-Juarez	.....	A43B 13/223 36/103
2015/0264999	A1 *	9/2015	Marshall	.....	A43B 1/0072 36/25 R
2015/0265000	A1 *	9/2015	Marshall	.....	A43B 5/00 36/29

OTHER PUBLICATIONS

Play B&C Men's Sneakers, Puma.com, [online], [site visited Jan. 27, 2017]. <URL: http://us.puma.com/en_US/pd/play-bandc-mens-sneakers/pna361707.html?dwvar_pna361707_color=03>.*

20 Adidas Shoes Ranked Best to Worst to Workout in, No. 13 Samba, Complex.com, by Stephen Fiorentine, Nov. 24, 2014, [online], [site visited Jan. 27, 2017]. <URL: <http://www.complex.com/sneakers/2014/11/20-adidas-shoes-ranked-best-to-worst-to-workout-in>>.*

Nike Air Force 1 Ultraforce Mid, Nike.com, [online], [site visited Jan. 27, 2017]. <URL: http://store.nike.com/us/en_us/pd/air-force-1-ultraforce-mid-mens-shoe/pid-11242144/pgid-11464952>.*

Converse Chuck Taylor All Star High Top, Nike.com, [online], [site visited Jan. 27, 2017]. <URL: http://store.nike.com/us/en_us/pd/converse-chuck-taylor-all-star-unisex-high-top-unisex-shoe/pid-11214176/pgid-11593146>.*

Converse Chuck Taylor All Star Low Top, Nike.com, [online], [site visited Jan. 27, 2017]. <URL: http://store.nike.com/us/en_us/pd/converse-chuck-taylor-all-star-low-top-unisex-shoe/pid-11214014/pgid-11593193>.*

Arto 358, NewBalance.com, [online], [site visited Jan. 27, 2017]. <URL: http://www.newbalance.com/pd/arto-358/NM358.html?dwvar_NM358_color=Black_with_White#color=Black_with_White&width=D>.*

Puma—Basket Classic Leather Sneaker.
Cat—Canvas Sneaker.
Lacoste Bruckner 5—Leather and textile sneaker.
Calvin Klein Ion—Men's Sneaker.
Aldo Abisen—Men's low top leather sneaker.
Ben Sherman Madison LO Men's Sneaker.
New Balance Classics Pro Court—Men's lace up casual shoe.
PF Flyers Rambler Lo—Men's sneaker.
PF Flyers Core Lo—Men's sneaker.
Harley-Davidson Nathan—Men's canvas Hi-top.
Marni—Low Top Leather Sneaker.
Frye Gates Low Lace—casual shoe.
Merona—Men's dress shoe.
Airwalk—Men's low top sneaker.
Converse—Men's canvas Hi-top sneaker.
YSL—Men's low top slip-on.
KEEN—Men's Casual Footwear.
Ed Hardy—Women's low top sneaker.
Patagonia Patrol sneaker.
Rocket Dog sneaker.
Vans Nova—Men's leather sneaker.
HUF L & K—Classic Lo-top sneaker.
Converse—Men's Converse Hi-Top.
Sperry—Men's Laser Perf boat shoe.
The North Face—Men's casual shoe.
Vans—Men's slip-on sneaker.
Converse—Men's Converse Lo-Top.
TEVA—Men's low top sneaker.
Airwalk—Men's sneaker.

* cited by examiner

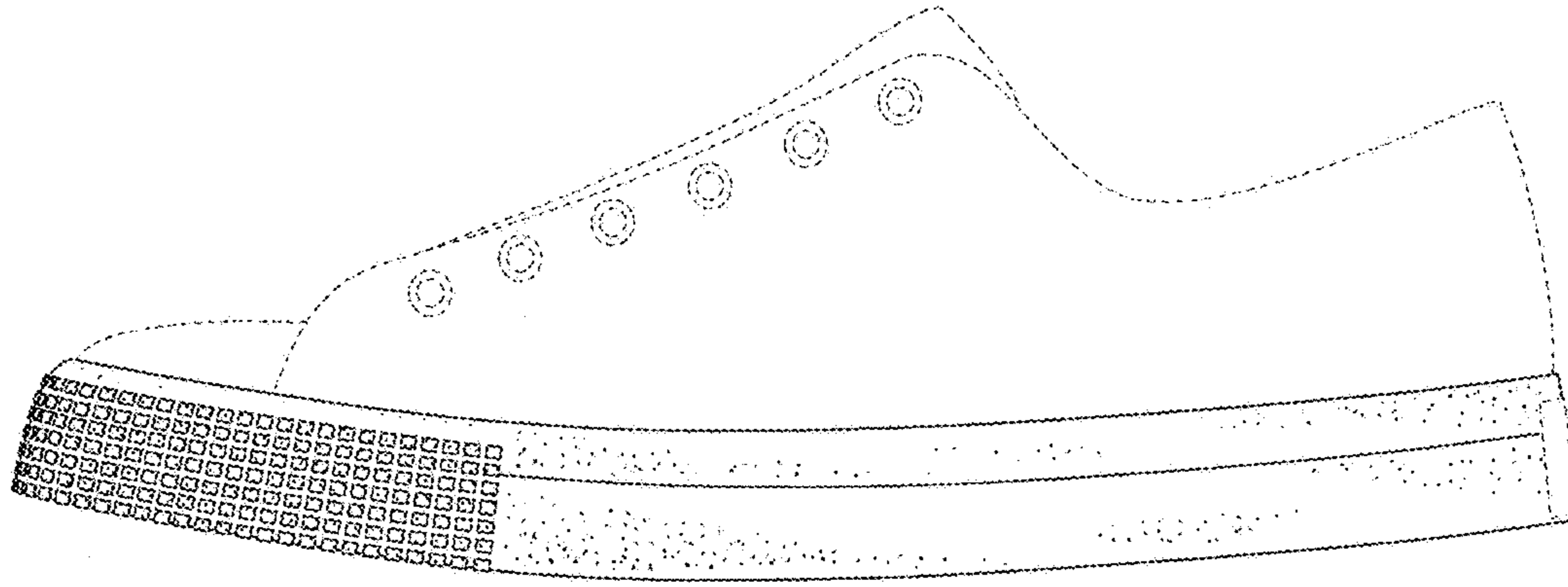


FIG. 1

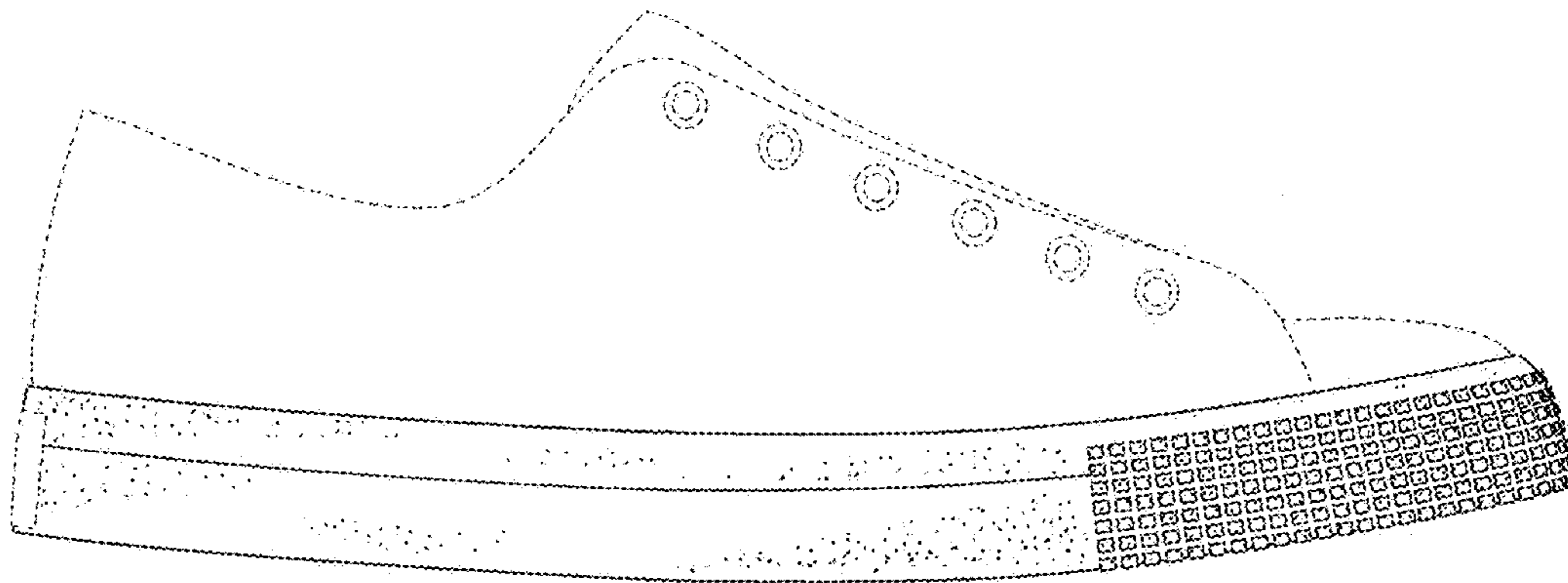


FIG. 2

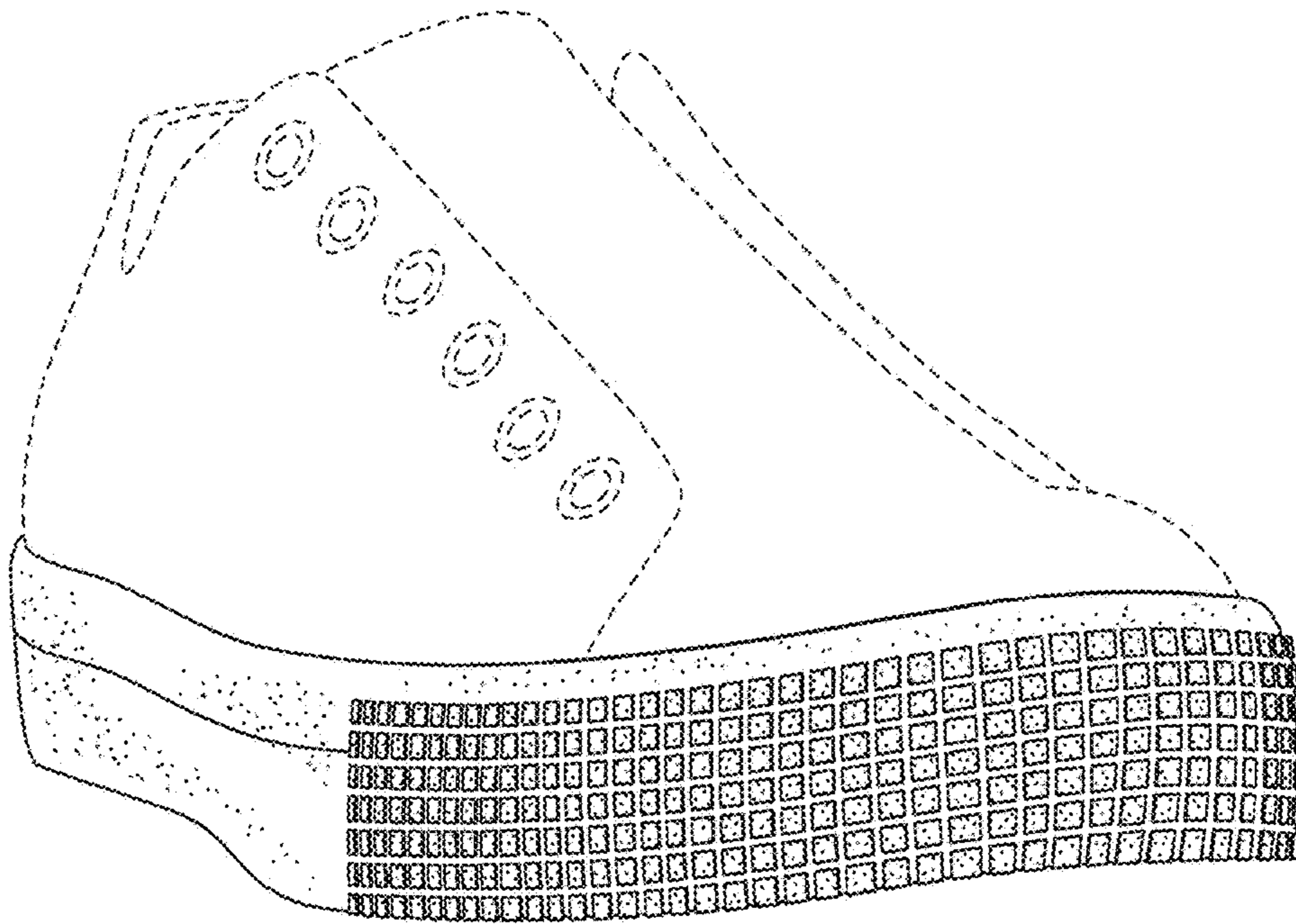


FIG. 3

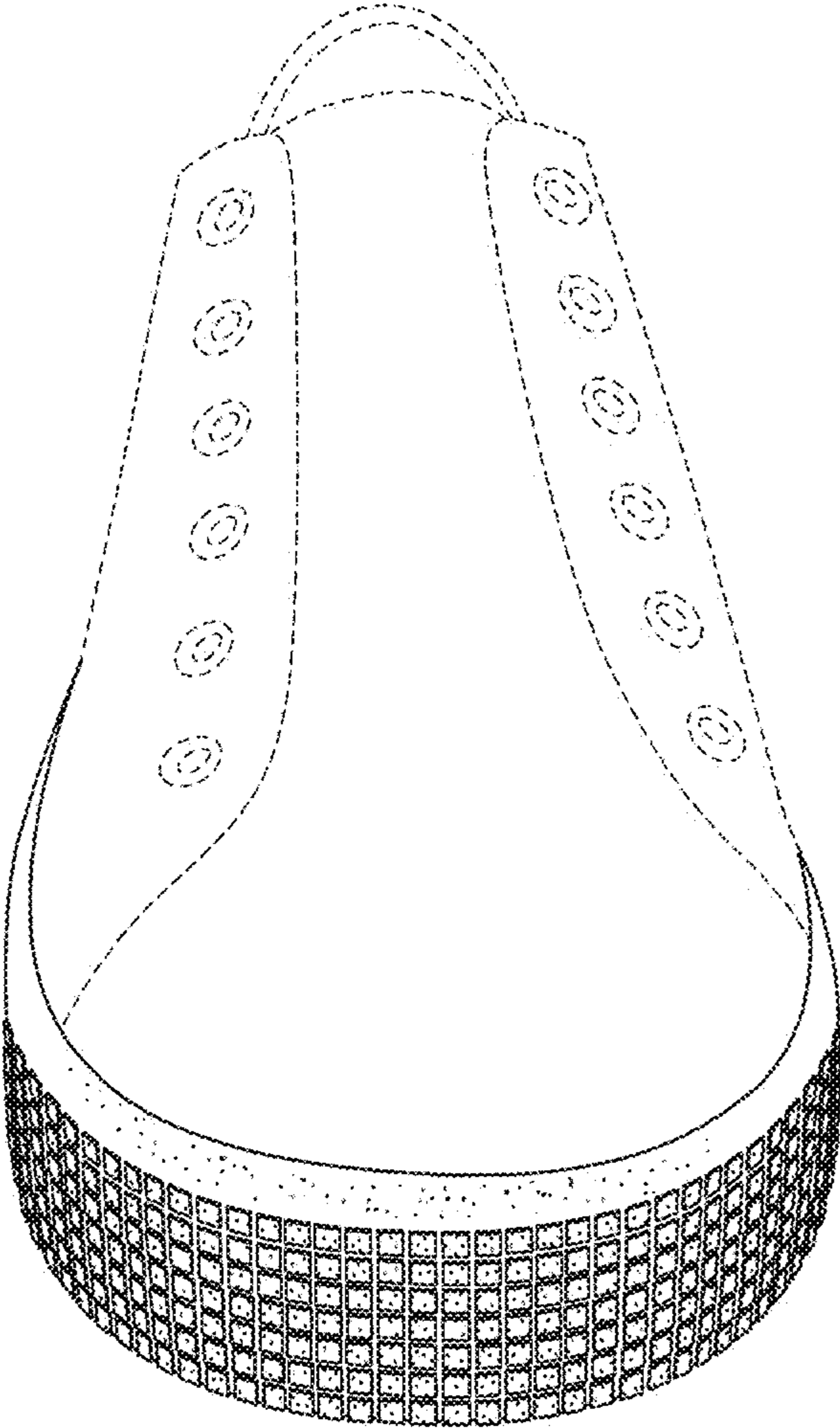


FIG. 4

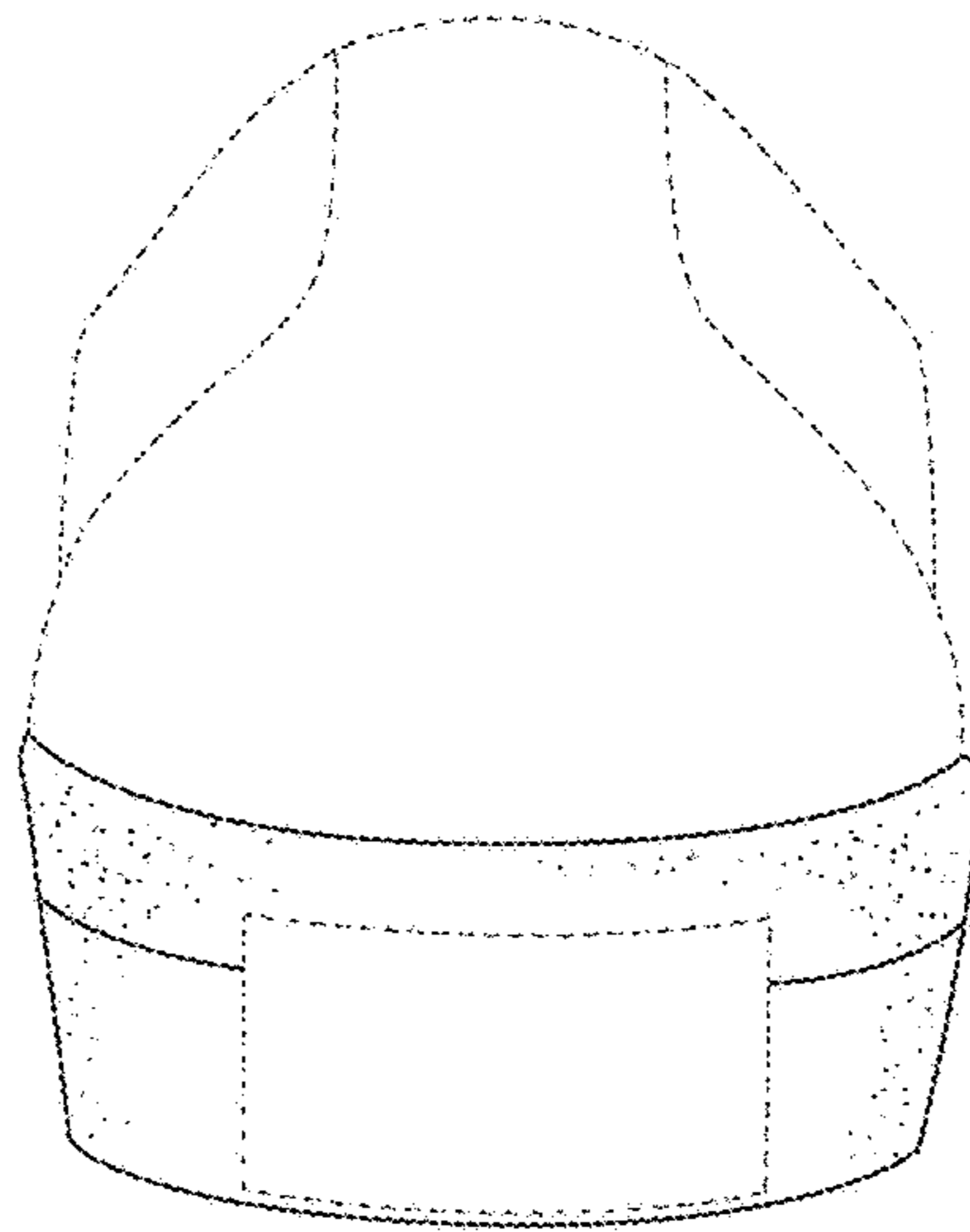


FIG. 5