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(12) **United States Design Patent** (10) **Patent No.:** **US D798,551 S**
Shyllon (45) **Date of Patent:** **** Oct. 3, 2017**

(54) **SHOE MIDSOLE**

(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)

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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**; D2/953; D2/960

(58) **Field of Classification Search**

USPC D2/902, 906, 908, 916, 918, 925,
D2/946-962, 977; 36/3 B, 22 R, 24.5,
36/25 R, 28, 32 R, 34 R, 59 C, 67 A, 103
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 13/141; A43B 13/143; A43B
13/16; A43B 13/18; A43B 13/181; A43B
13/187; A43B 13/189; A43B 13/20; A43B
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See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

| | | | |
|---------------|---------|--------------|-----------------------|
| D297,585 S | 9/1988 | Brown et al. | |
| 5,014,449 A * | 5/1991 | Richard | A43B 3/0084 36/114 |
| D326,952 S | 6/1992 | Smith, III | |
| D466,277 S | 12/2002 | Smith, III | |
| D466,278 S | 12/2002 | Smith, III | |
| D473,047 S | 4/2003 | Wilson | |
| D498,913 S | 11/2004 | Cass | |

| | | | |
|----------------|---------|---------------|------------------------|
| D512,828 S | 12/2005 | Kubo et al. | |
| D564,741 S | 3/2008 | Covatch | |
| D574,131 S | 8/2008 | Banik et al. | |
| D615,738 S * | 5/2010 | Teteriatnikov | D2/946 |
| D624,291 S * | 9/2010 | Henderson | D2/946 |
| D636,567 S * | 4/2011 | Raysse | D2/946 |
| 7,941,938 B2 * | 5/2011 | Yu | A43B 7/1415 36/25 R |

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog, 1991 Fall Footwear, p. 46, published Dec. 1990, NIKE, Inc., USA.

(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;

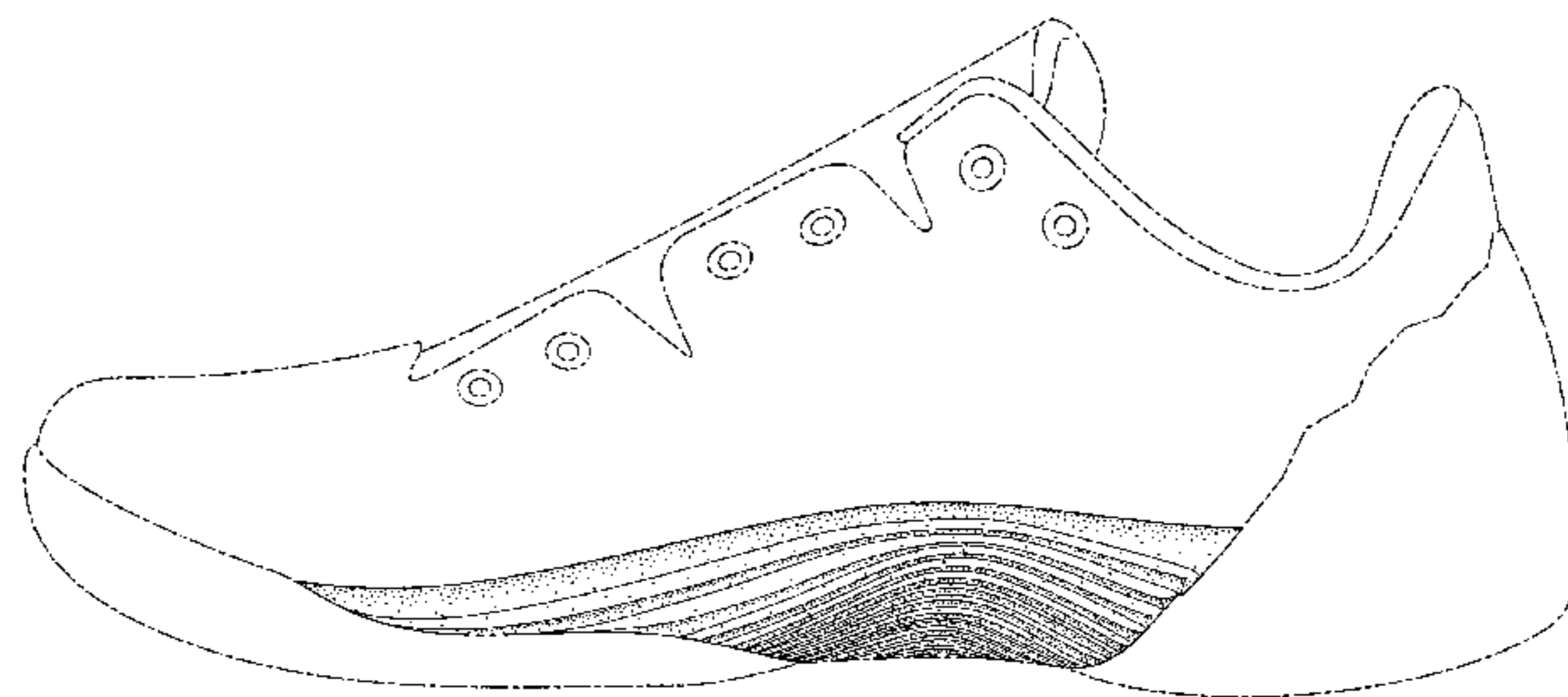
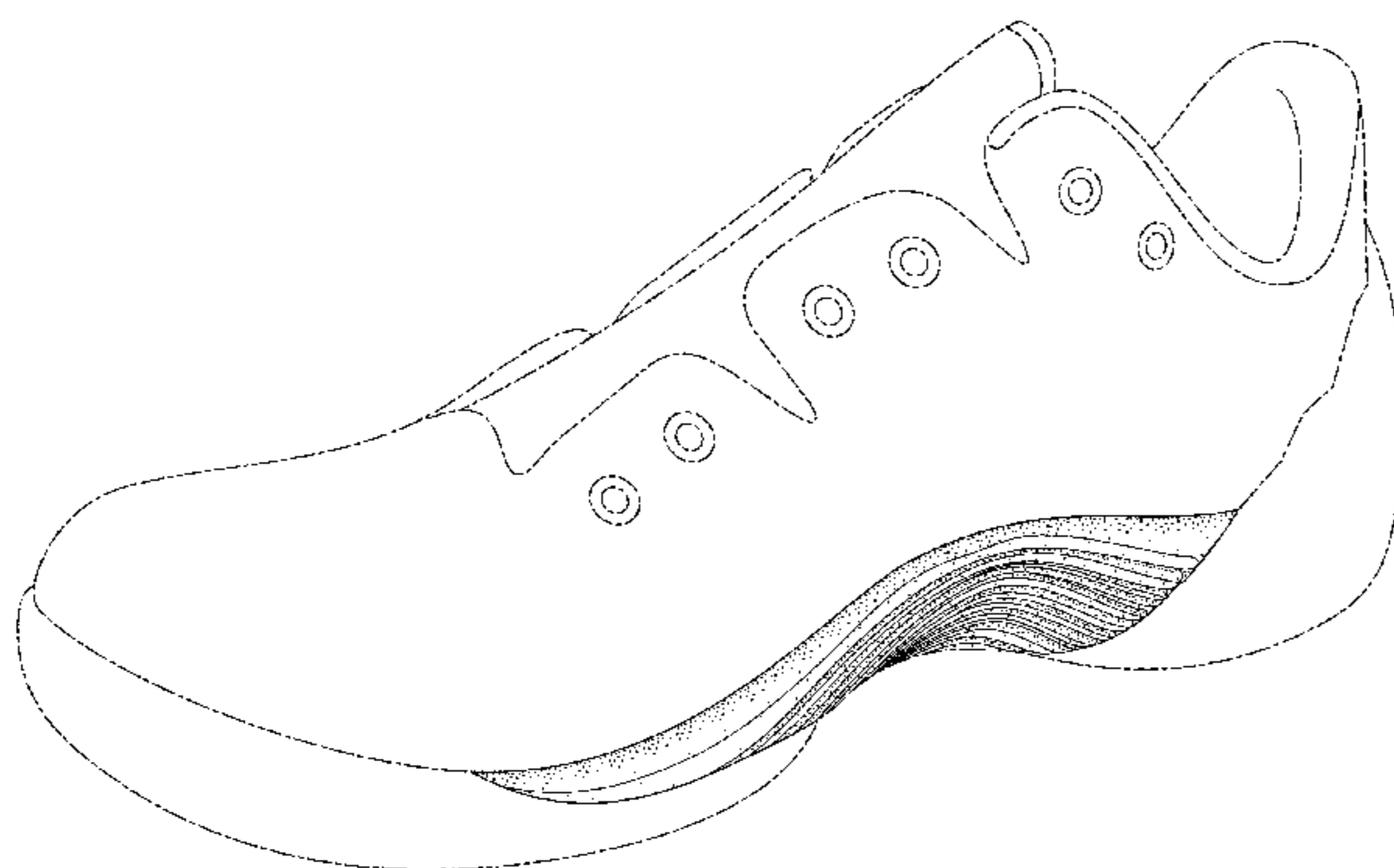
FIG. 2 is a side view thereof;

FIG. 3 is a rear perspective view thereof; and,

FIG. 4 is an enlarged perspective view of the region identified by section lines 4-4 of FIG. 1 and shown in isolation for clarity.

The broken line immediately adjacent to the bottom of the shaded area represents an unclaimed boundary of the design. The even-length broken lines seen in the FIG. 4 view are for purposes of illustrating the boundaries of the enlarged portion of the full claimed design as shown in FIG. 3. These boundaries also form no part of the claimed design. The broken lines showing the remainder of the shoe are for environmental purposes only and form no part of the claimed design.

1 Claim, 4 Drawing Sheets



(56)

References Cited

OTHER PUBLICATIONS

U.S. PATENT DOCUMENTS

D643,189 S * 8/2011 Teteriatnikov D2/946
 D643,602 S * 8/2011 Teteriatnikov D2/946
 D659,360 S 5/2012 Jolicoeur
 D666,795 S 9/2012 Shaffer
 D672,123 S 12/2012 Williams, Jr.
 D680,308 S 4/2013 Hardman
 D685,567 S 7/2013 Dolce
 D690,088 S 9/2013 Hardman
 D694,497 S * 12/2013 Taylor D2/947
 D694,499 S 12/2013 Williams, Jr.
 D696,854 S 1/2014 Miner
 8,732,982 B2 * 5/2014 Sullivan A43B 7/144
 36/25 R
 D710,579 S 8/2014 Williams, Jr.
 D713,625 S * 9/2014 Raasch D2/947
 D713,626 S 9/2014 Raasch
 D714,035 S 9/2014 O'Connor
 D715,038 S 10/2014 Dolce
 D717,034 S 11/2014 Bramani
 D731,767 S * 6/2015 Lan D2/947
 D746,560 S * 1/2016 Verfl D2/947
 D747,083 S * 1/2016 Verfl D2/947
 D756,620 S * 5/2016 Boys D2/947
 D765,366 S * 9/2016 Fogg D2/947
 D768,969 S * 10/2016 Boys D2/947
 D770,153 S * 11/2016 Marvin D2/951
 D770,739 S * 11/2016 Nethongkome D2/947
 D770,740 S * 11/2016 Teteriatnikov D2/947
 D781,542 S * 3/2017 McGhee D2/947
 2011/0225852 A1 * 9/2011 Mahoney A43B 13/12
 36/30 R
 2012/0005920 A1 * 1/2012 Alvear A43B 13/125
 36/28
 2014/0259788 A1 * 9/2014 Dojan A43B 1/0018
 36/103
 2014/0259789 A1 * 9/2014 Dojan A43B 13/122
 36/103
 2016/0021977 A1 * 1/2016 Madore A43B 5/001
 36/30 R
 2016/0302522 A1 * 10/2016 Meschter A43B 13/122

Nike Footwear Catalog, 1991 Spring Footwear, p. 42, published Jun. 1990, NIKE, Inc., USA.
 Nike Footwear Catalog, 1996 Fall Footwear, p. 145, published Dec. 1995, NIKE, Inc., USA.
 Nike Footwear Catalog, 1996 Fall Footwear, p. 162, published Dec. 1995, NIKE, Inc., USA.
 Nike Footwear Catalog, 1996 Fall Footwear, p. 212, published Dec. 1995, NIKE, Inc., USA.
 Nike Footwear Catalog, 1997 Fall Footwear, p. 19, published Dec. 1996, NIKE, Inc., USA.
 Nike Footwear Catalog, 1997 Holiday Footwear, p. 48, published Mar. 1997, NIKE, Inc., USA.
 Nike Footwear Catalog, 1998 Fall Men's Specialty and Women's & Kids' Footwear, p. W32, published Dec. 1997, NIKE, Inc., USA.
 Nike Footwear Catalog, 1999 Fall Men's and Women's Footwear, p. M9, published Nov. 1998, NIKE, Inc., USA.
 Nike Footwear Catalog, 1999 Fall Men's and Women's Footwear, p. W39, published Nov. 1998, NIKE, Inc., USA.
 Nike Footwear Catalog, 2002 Holiday Men's and Women's Footwear, p. W8, published Mar. 2002, NIKE, Inc., USA.
 Nike Footwear Catalog, 2002 Spring Men's and Women's Footwear, p. M40, published Jun. 2001, NIKE, Inc., USA.
 Nike Footwear Catalog, 2003 Spring Men's and Women's Footwear, p. W15, published Jun. 2002, NIKE, Inc., USA.
 Nike Footwear Catalog 2011 Holiday Men's Performance footwear, p. 32, published date unknown, but prior to the filing date of the present application, NIKE, Inc., USA.
 Nike Footwear Catalog, 2012 Summer Women's Performance Footwear, p. 31, published Aug. 2011, NIKE, Inc., USA.
 Nike Footwear Catalog, 2013 Fall Mens Performance Footwear, p. 11, published Nov. 2012, NIKE, Inc., USA.
 Nike Footwear Catalog, 2013 Fall Mens Performance Footwear, p. 12, published Nov. 2012, NIKE, Inc., USA.

* cited by examiner

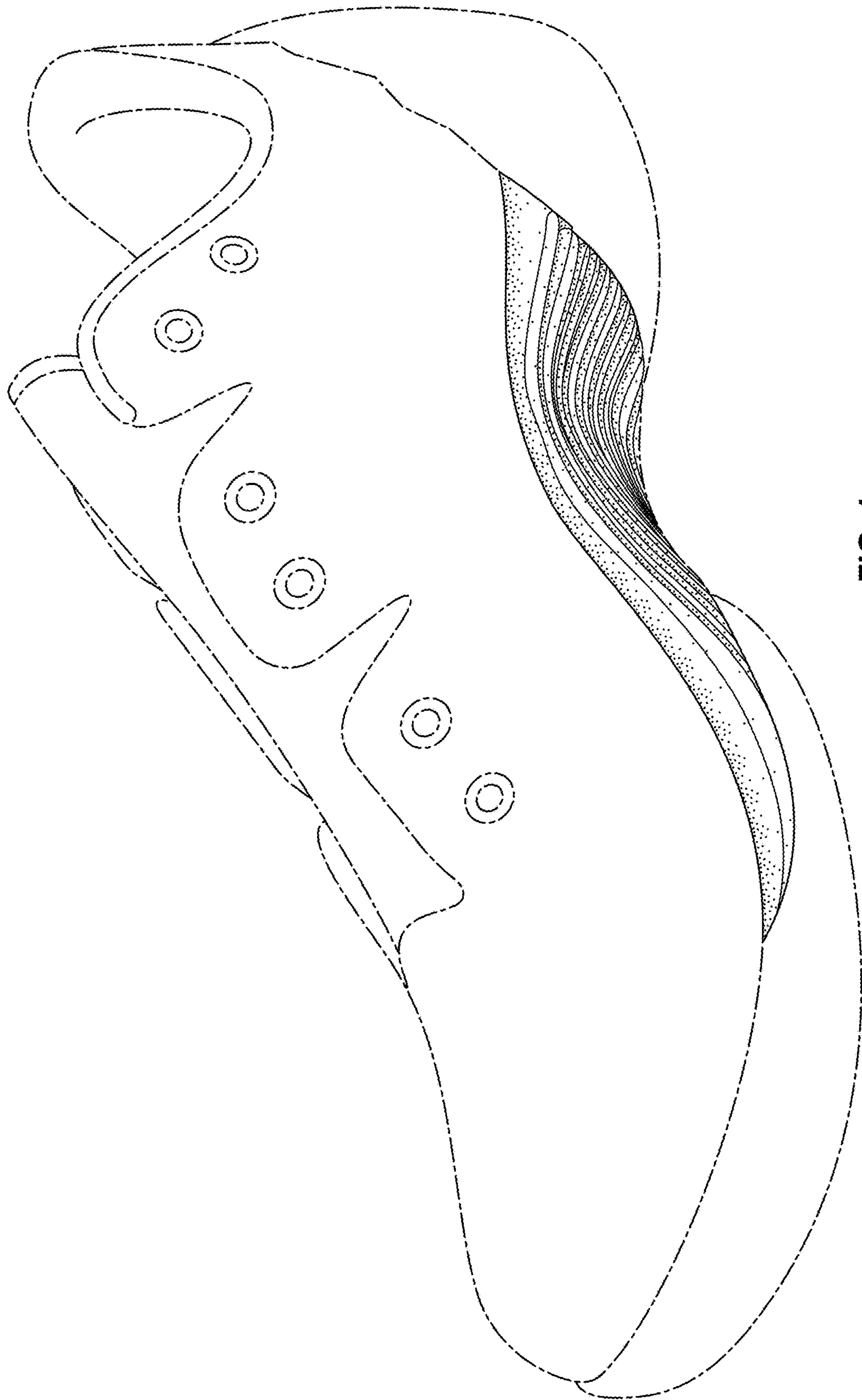


FIG. 1

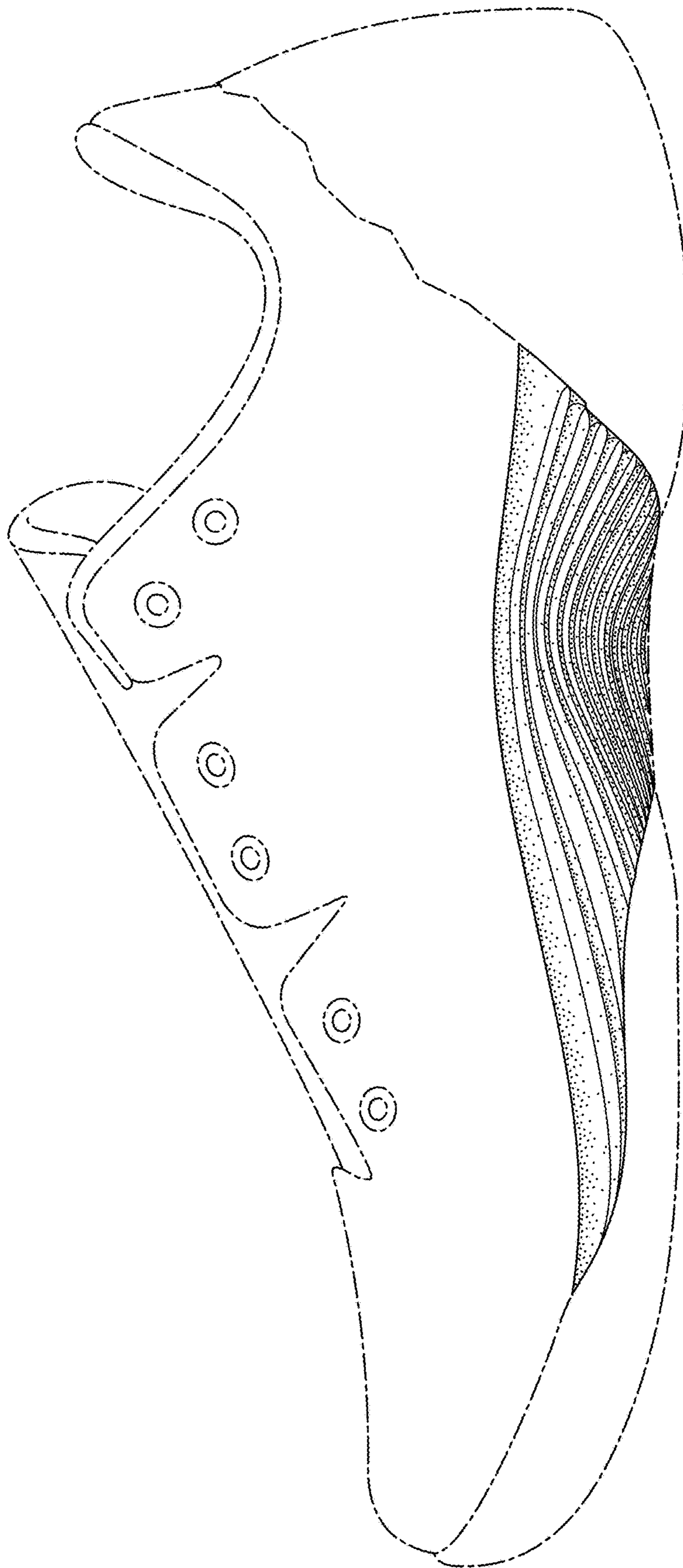


FIG. 2

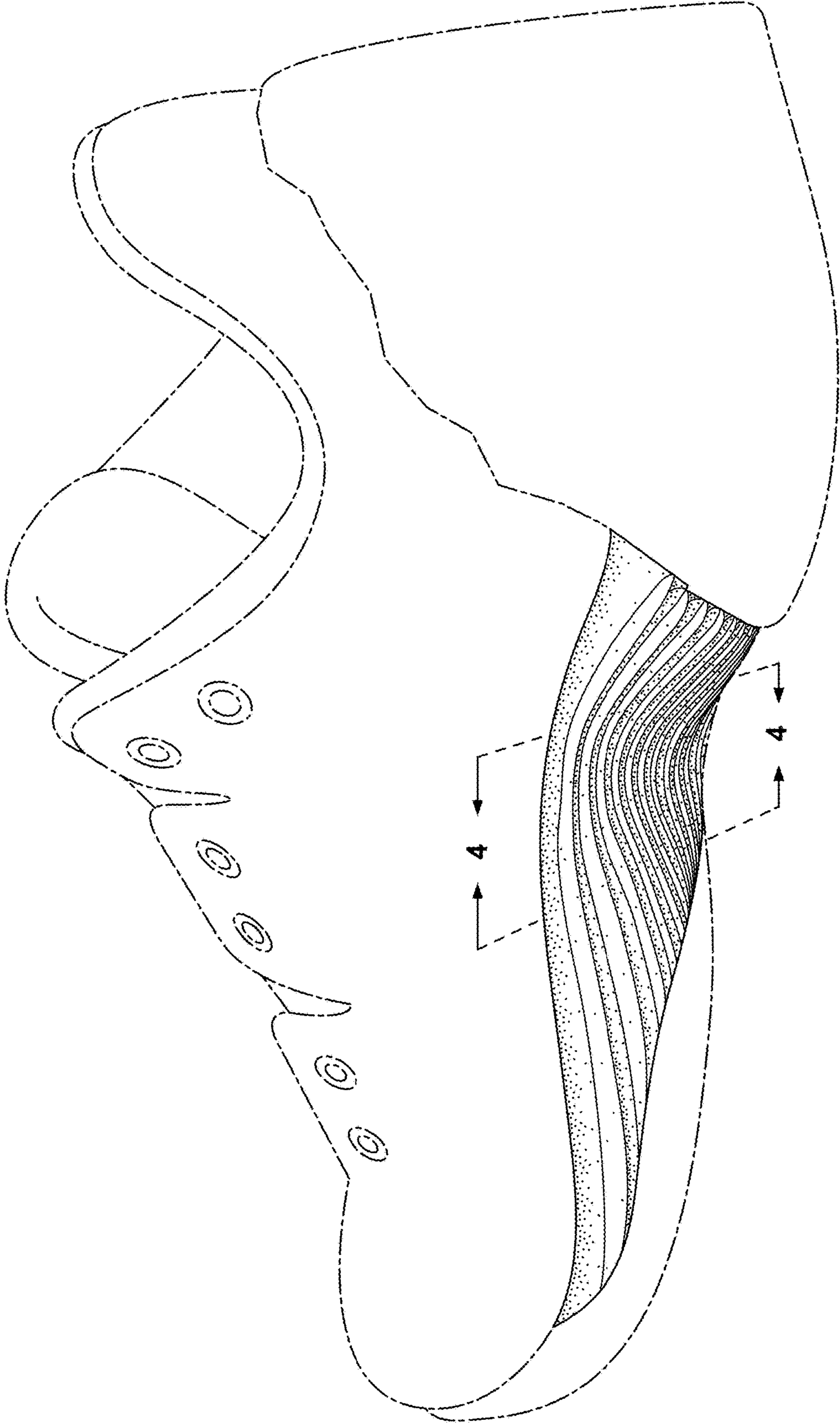


FIG. 3

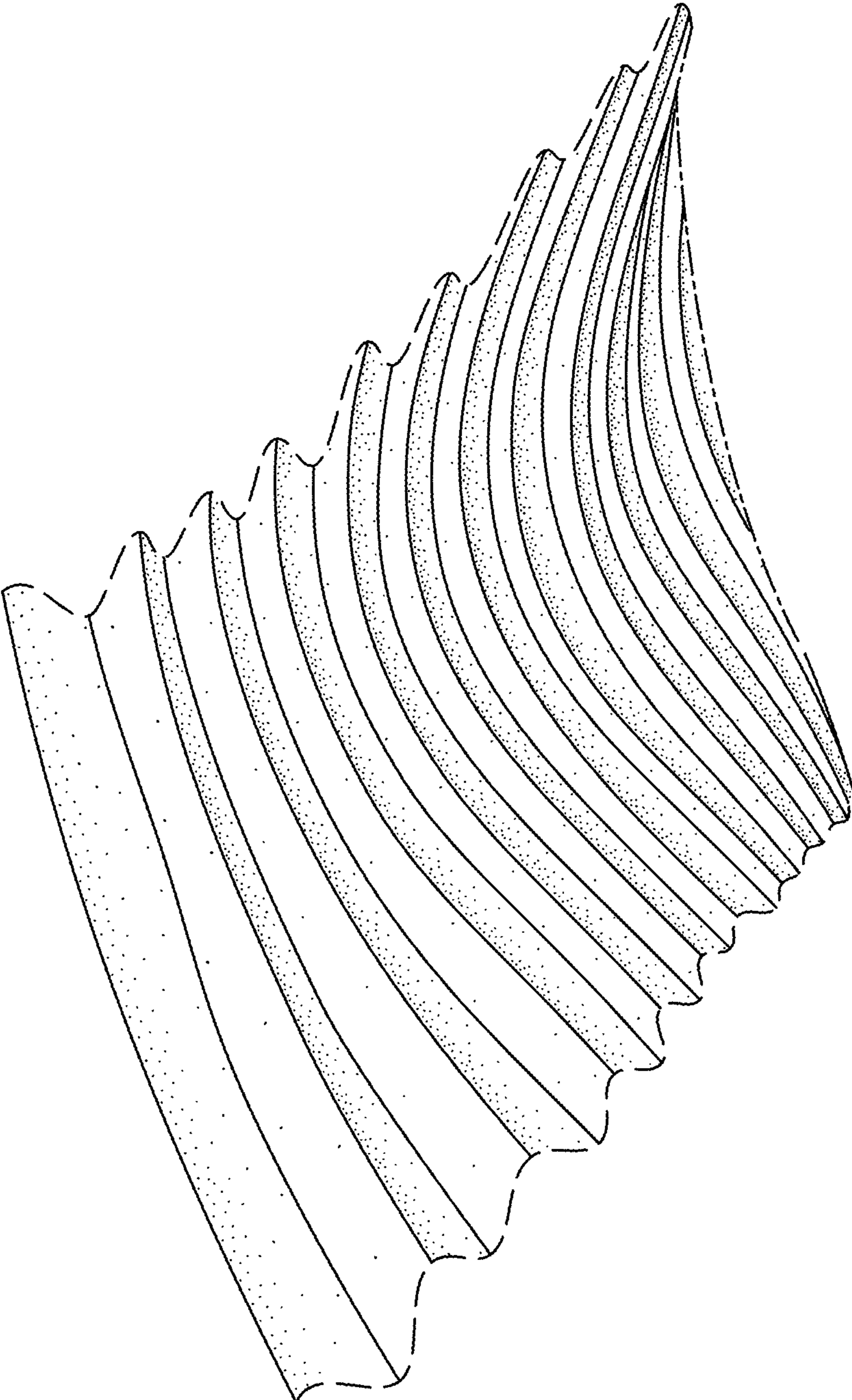


FIG. 4