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(12) **United States Design Patent** (10) **Patent No.:** **US D798,552 S**
Petrie (45) **Date of Patent:** **** Oct. 3, 2017**

(54) **SHOE MIDSOLE**
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(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
(**) Term: **15 Years**
(21) Appl. No.: **29/547,163**

D327,165 S * 6/1992 Hatfield D2/953
D328,968 S * 9/1992 Tinker D2/953
D329,941 S * 10/1992 Hatfield D2/953
D330,970 S * 11/1992 Hatfield D2/977
D333,034 S * 2/1993 McDonald D2/953
D333,208 S * 2/1993 Lucas D2/977
D333,551 S * 3/1993 Bailey D2/977
D334,275 S * 3/1993 Miller D2/902
D334,279 S * 3/1993 Teague D2/977
D334,650 S * 4/1993 Teague D2/977
D335,015 S * 4/1993 Lozano D2/977
D335,018 S * 4/1993 Avar D2/977

(Continued)

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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; 36/3 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
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See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D296,150 S * 6/1988 Diaz D2/955
D298,381 S * 11/1988 Brown D2/955
D307,212 S * 4/1990 Aveni D2/953
D317,828 S * 7/1991 Rogers D2/953
D322,506 S * 12/1991 Rogers D2/977
D323,418 S * 1/1992 Hatfield D2/977
D324,294 S * 3/1992 Hatfield D2/977
D325,667 S * 4/1992 Smith, III D2/953

OTHER PUBLICATIONS

“Air Jordan 2012 E White Black Old Royal” publishing date unknown, but prior to the filing date of the present application, retrieved from <http://osneaker.com/air-jordan-2012/air-jordan-2012-e-white-black-old-royal-19562.html> on Oct. 13, 2016.

(Continued)

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(57) **CLAIM**

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

DESCRIPTION

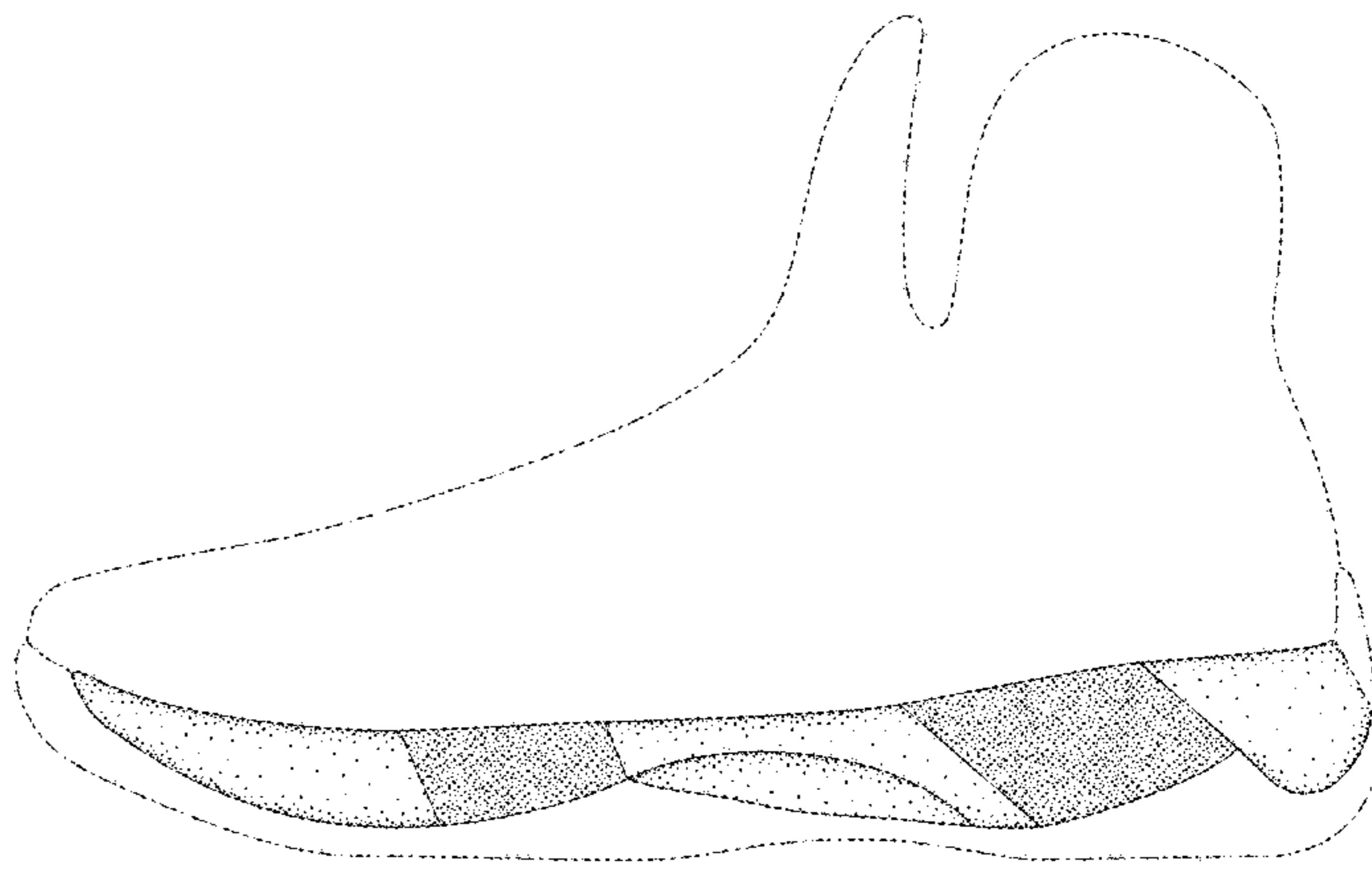
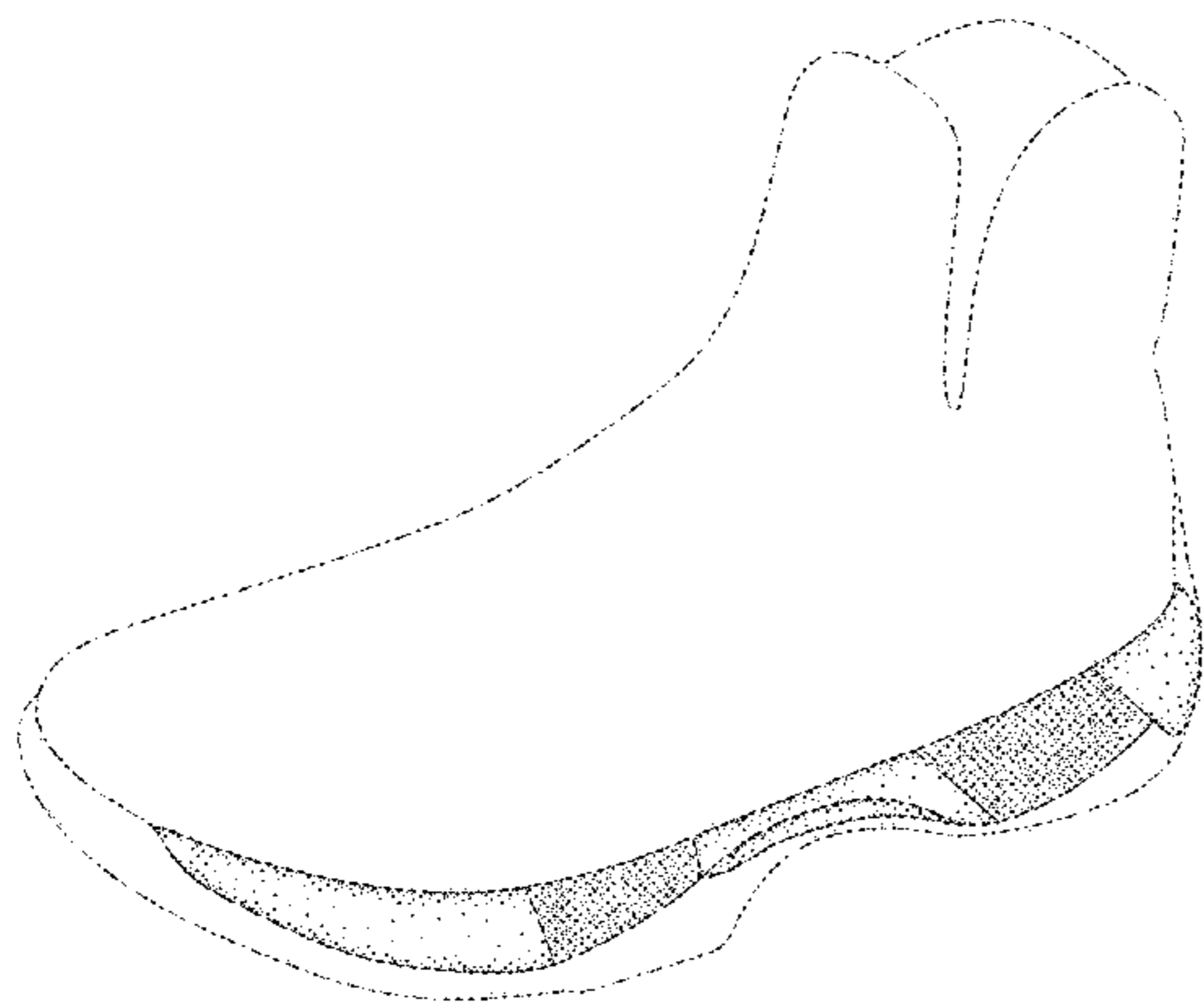
FIG. 1 is a front perspective view of a shoe midsole showing my new design;

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 broken lines showing the remainder of the shoe are for environmental purposes only and form no part of the claimed design. The contrast in shading represents a contrast in appearance only.

1 Claim, 3 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D337,871 S * 8/1993 Teague D2/977
 D341,700 S * 11/1993 Avar D2/977
 D341,932 S * 12/1993 Elliot D2/977
 D342,377 S * 12/1993 Smith D2/955
 D343,044 S * 1/1994 Kilgore D2/977
 D344,404 S * 2/1994 Close D2/902
 D352,156 S * 11/1994 Purdom D2/953
 D359,613 S * 6/1995 Ueda D2/953
 D368,577 S * 4/1996 Mitsui D2/953
 D398,439 S * 9/1998 McDonald D2/947
 D401,039 S * 11/1998 Lupo D2/947
 D401,043 S * 11/1998 Truelsen D2/955
 D401,744 S * 12/1998 Greenberg D2/955
 D421,830 S * 3/2000 Rohrbach D2/947
 D432,762 S * 10/2000 Weege D2/951
 D482,852 S * 12/2003 Belley D2/951
 D511,617 S * 11/2005 Matis D2/947
 D610,332 S * 2/2010 Raichle D2/951
 D648,514 S * 11/2011 Avar D2/946
 D655,489 S * 3/2012 Mahoney D2/946
 D680,308 S * 4/2013 Hardman D2/947
 D682,516 S * 5/2013 Avar D2/947
 D689,273 S * 9/2013 Hardman D2/947
 D689,675 S * 9/2013 Hardman D2/947
 D708,828 S * 7/2014 Avar D2/947
 D708,829 S * 7/2014 Taylor D2/947
 D710,578 S * 8/2014 Chang D2/947
 D719,725 S * 12/2014 Katz D2/902
 D719,726 S * 12/2014 Amphyon D2/951
 D737,028 S * 8/2015 Bizzo D2/947

D744,210 S * 12/2015 Hardman D2/947
 D746,030 S * 12/2015 Avar D2/947
 D747,596 S * 1/2016 Vestuti D2/951
 D747,600 S * 1/2016 Greenhalgh D2/977
 D757,419 S * 5/2016 Spring D2/977
 D765,363 S * 9/2016 Petrie D2/947
 D765,366 S * 9/2016 Fogg D2/947
 D770,739 S * 11/2016 Nethongkome D2/947
 D776,420 S * 1/2017 Petrie D2/977
 D778,553 S * 2/2017 DeAlmeida D2/947
 D783,246 S * 4/2017 Chang D2/947
 D783,958 S * 4/2017 Petrenka D2/947
 D783,959 S * 4/2017 Chang D2/947
 D783,960 S * 4/2017 Hatfield D2/947
 D784,669 S * 4/2017 de Montgolfier D2/947
 D788,414 S * 6/2017 Golliff D2/909
 D788,415 S * 6/2017 Caron D2/947
 D789,052 S * 6/2017 Hardman D2/947
 2003/0172548 A1 * 9/2003 Fuerst A43B 13/026
 36/28
 2009/0200763 A1 * 8/2009 Adams A43B 5/1633
 280/11.19

OTHER PUBLICATIONS

“Nike Zoom LeBron Solider 8 USA” published on Jul. 5, 2014, retrieved from <http://www.kicksonfire.com/nike-zoom-lebron-solider-8-usa/> on Oct. 13, 2016.

Nike Footwear Catalog, 2015 Fall Sporting Goods Better, p. 53, publishing date unknown, but prior to the filing date of the present application.

* cited by examiner

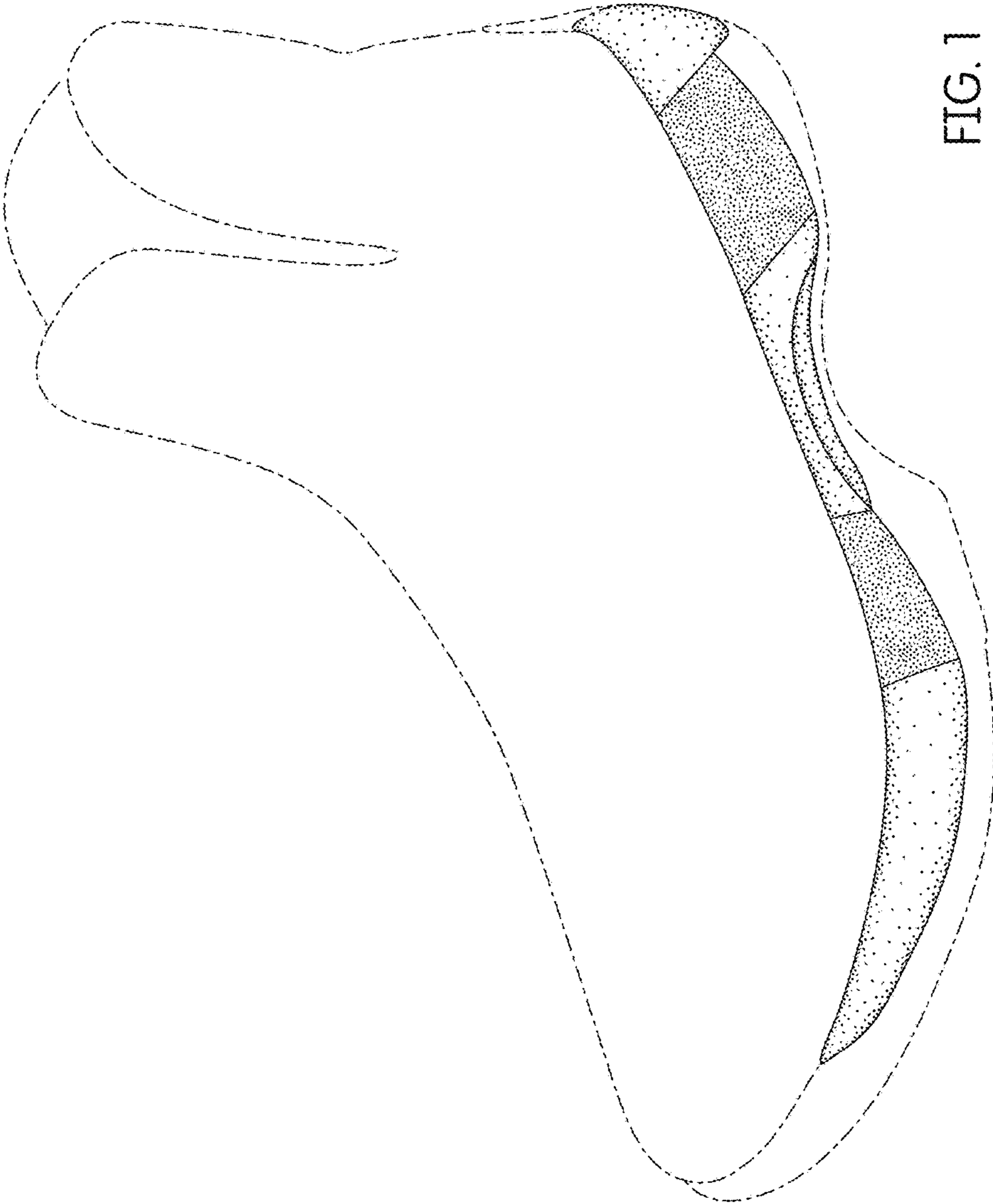


FIG. 1

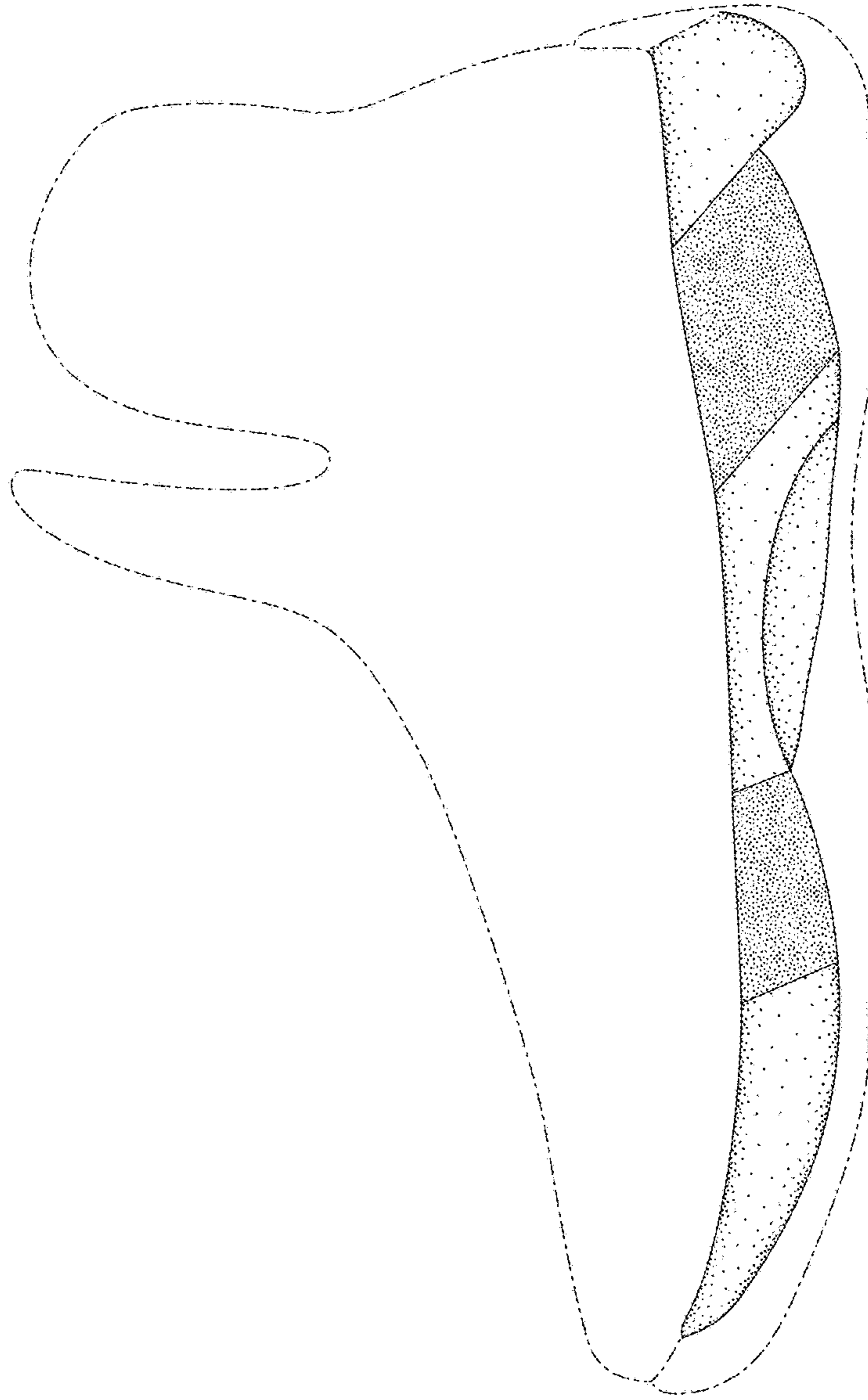


FIG. 2

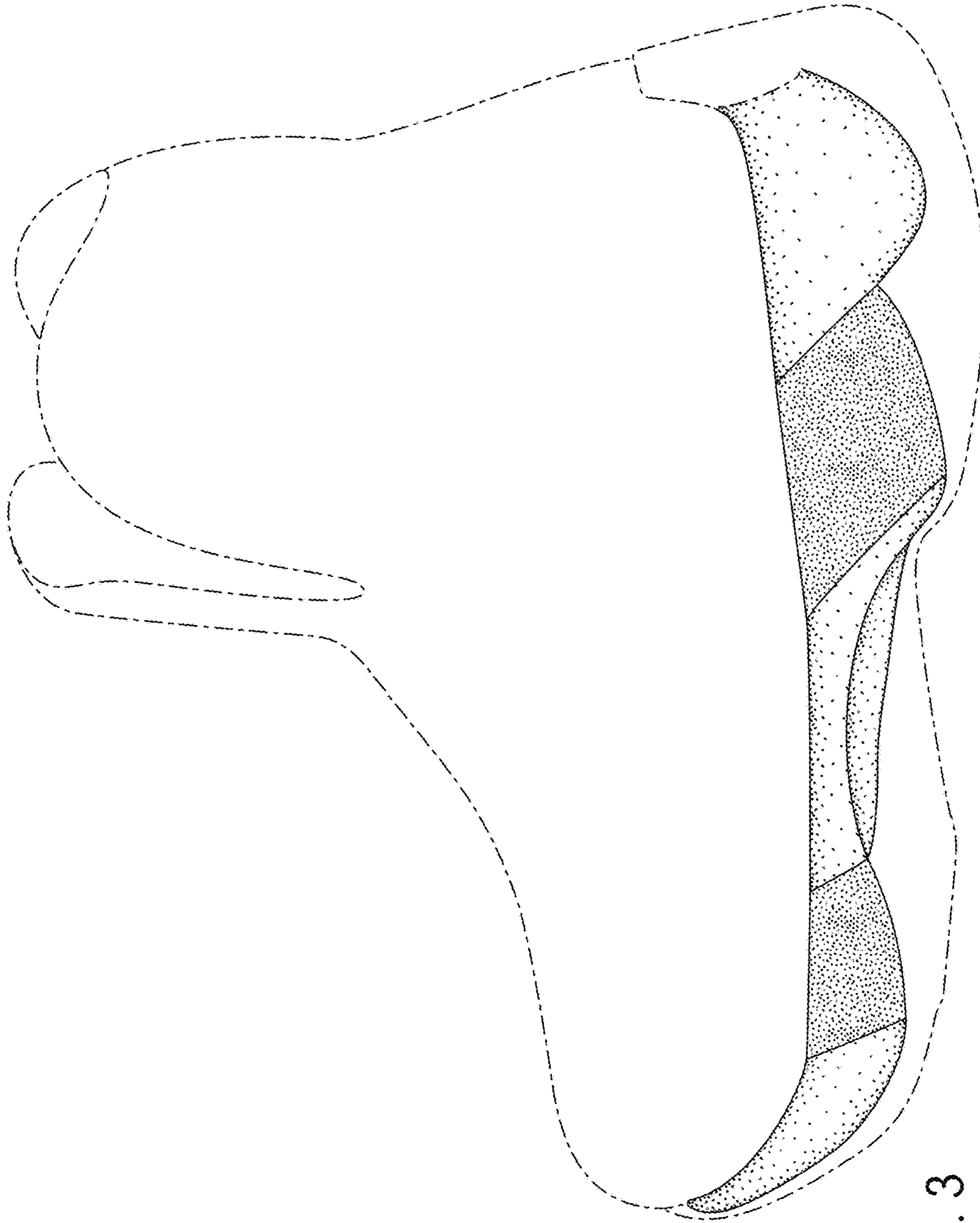


FIG. 3