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(12) **United States Design Patent** (10) **Patent No.:** **US D838,452 S**  
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(54) **SHOE**

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(73) Assignee: **Reebok International Limited**, London (GB)

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

(21) Appl. No.: **29/592,820**

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**Related U.S. Application Data**

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(51) **LOC (11) Cl.** ..... **02-04**

(52) **U.S. Cl.**  
USPC ..... **D2/955**; D2/951; D2/954; D2/956

(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 13/22; A43B 13/223; A43B 13/224; A43B 13/28; A43B 13/30; A43B 13/32; A43B 13/34; A43B 13/36  
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

33,051 A 8/1861 Port  
33,105 A 4/1862 McKay  
D39,747 S 1/1909 McKenna  
(Continued)

FOREIGN PATENT DOCUMENTS

CH 699482 3/2010  
EP 1120056 8/2001  
(Continued)

OTHER PUBLICATIONS

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

(Continued)

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(57) **CLAIM**

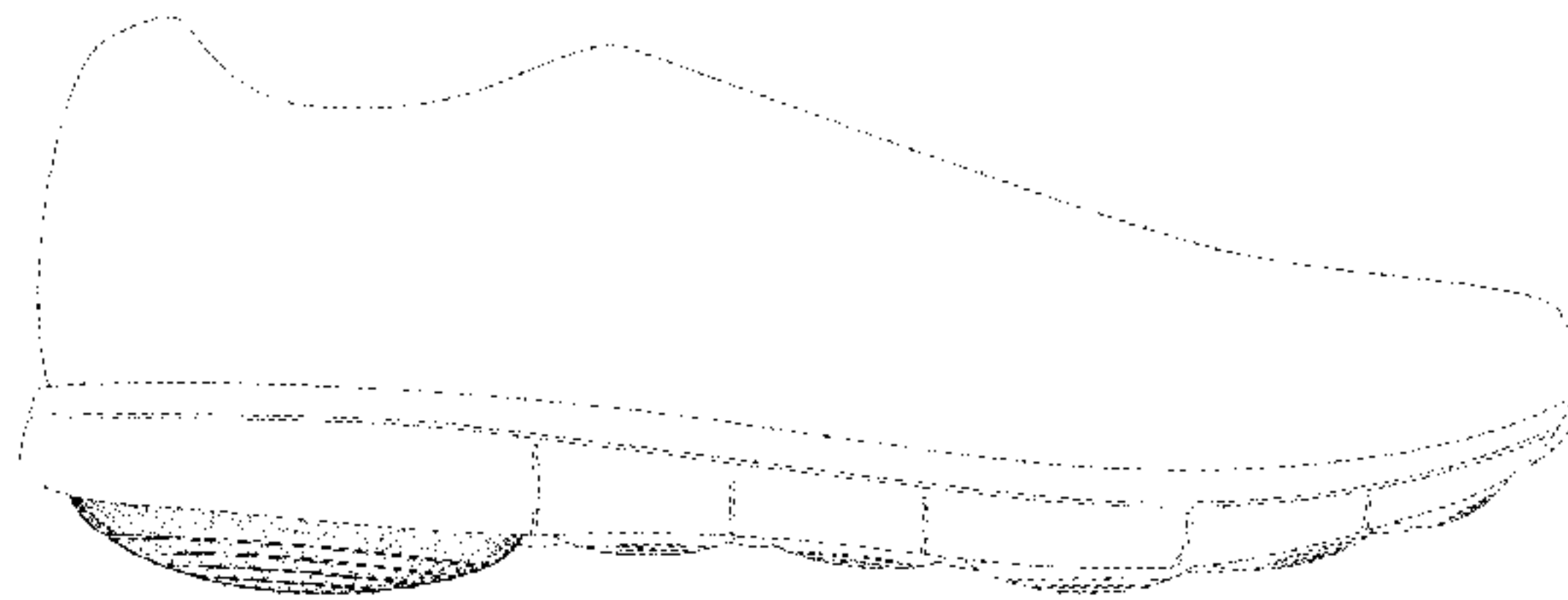
The ornamental design for a shoe, as shown and described.

**DESCRIPTION**

FIG. 1 is a perspective view of a shoe showing the claimed design;  
FIG. 2 is a left side view thereof;  
FIG. 3 is a right side view thereof;  
FIG. 4 is a top view thereof;  
FIG. 5 is a bottom view thereof;  
FIG. 6 is a front view; and,  
FIG. 7 is a rear view.

The dashed broken lines in the figures show portions of the shoe that form no part of the claimed design.

**1 Claim, 6 Drawing Sheets**



(56)

## References Cited

## U.S. PATENT DOCUMENTS

1,120,082 A	12/1914	Rhodes	D395,156 S	6/1998	Adam
1,272,556 A	7/1918	Steward	D395,157 S	6/1998	von Conta
1,344,972 A	6/1920	Armour	5,771,606 A	6/1998	Litchfield et al.
1,552,022 A	9/1925	Willson	D396,549 S	8/1998	von Conta et al.
1,979,972 A	11/1934	Guild	5,794,359 A	8/1998	Jenkins
2,090,881 A	4/1936	Wilson	D398,440 S	9/1998	Rowland
2,081,226 A	5/1937	Cocozella	D400,344 S	11/1998	Avar
2,155,166 A	4/1939	Kraft	D401,043 S	11/1998	Truelsen
D123,602 S	11/1940	Reeves	D401,744 S	12/1998	Greenberg
D125,656 S	3/1941	Cutler	D403,145 S	12/1998	Truelsen
D125,657 S	3/1941	Cutler	D405,596 S	2/1999	Aird et al.
2,365,027 A	12/1944	Urbany	5,916,664 A	6/1999	Rudy
2,430,497 A	11/1947	Enright	5,926,974 A	7/1999	Friton
2,466,944 A	4/1949	Gregg	6,018,889 A	2/2000	Friton
D201,952 S	8/1965	Johns	D426,947 S	6/2000	Pollastrelli
D234,930 S	4/1975	Arambasic et al.	D427,755 S	7/2000	Tresser
D238,123 S	12/1975	Davis	D432,762 S	10/2000	Weege
4,096,649 A	6/1978	Saurwein	D439,730 S	4/2001	Merceron
D248,429 S	7/1978	Inohara	6,226,896 B1	5/2001	Friton
4,112,599 A	9/1978	Krippelz	6,266,897 B1	7/2001	Seydel et al.
D259,595 S	6/1981	Famolare, Jr.	D446,917 S	8/2001	Brown
D265,690 S	8/1982	Famolare, Jr.	D458,739 S	6/2002	Merceron
4,345,387 A	8/1982	Daswick	D459,064 S	6/2002	McCiaskie
D266,798 S	11/1982	Famolare, Jr.	D459,865 S	7/2002	Urie et al.
4,358,902 A	11/1982	Cole et al.	D461,040 S	8/2002	Urie et al.
D267,288 S	12/1982	Davis	D461,298 S	8/2002	Urie et al.
D267,366 S	12/1982	Davis	6,453,577 B1	9/2002	Litchfield et al.
4,400,893 A	8/1983	Musci	6,505,420 B1	1/2003	Litchfield et al.
4,446,634 A	5/1984	Johnson et al.	6,516,540 B2	2/2003	Seydel et al.
D275,146 S	8/1984	Kilgore	D474,584 S	5/2003	Matis
4,494,320 A	1/1985	Davis	D475,514 S	6/2003	Burg et al.
D281,641 S	12/1985	Shiki	D478,412 S	8/2003	Adams
D282,123 S	1/1986	Davis	6,631,568 B2	10/2003	Howlett et al.
4,562,651 A	1/1986	Frederick et al.	D482,851 S	12/2003	McClaskie
4,571,852 A	2/1986	Lamarche et al.	D482,852 S	12/2003	Belley et al.
4,577,417 A	3/1986	Cole	D487,838 S	3/2004	McClaskie
D284,039 S	6/1986	Yoshitake	D492,096 S	6/2004	Sanchez et al.
4,653,206 A	3/1987	Tanel	6,745,499 B2	6/2004	Christensen et al.
4,660,304 A	4/1987	Tanel	D493,949 S	8/2004	Magro
4,669,204 A	6/1987	Tanel	D495,860 S	9/2004	Kubo et al.
4,670,997 A	6/1987	Beekman	D497,244 S	10/2004	Sedlbauer
D293,503 S	1/1988	Mitsui et al.	D498,041 S	11/2004	McCiaskie
4,723,365 A	2/1988	Tanel	6,845,573 B2	1/2005	Litchfield et al.
4,748,752 A	6/1988	Tanel	D501,293 S	2/2005	Bizzo
D296,950 S	8/1988	Brickwood	D501,706 S	2/2005	McClaskie
4,763,426 A	8/1988	Polus et al.	D504,555 S	5/2005	Urie
D298,883 S	12/1988	Tanel	6,979,287 B2	12/2005	Elbaz et al.
D299,584 S	1/1989	Franklin et al.	D515,791 S	2/2006	McClaskie
D304,520 S	11/1989	Clark	7,080,467 B2	7/2006	Marvin et al.
4,897,936 A	2/1990	Fuerst	7,101,330 B2	9/2006	Elbaz et al.
D309,370 S	7/1990	Nagai et al.	D532,189 S	11/2006	Truelsen
D315,634 S	3/1991	Yung-Mao	7,181,867 B2	2/2007	Litchfield et al.
4,999,931 A	3/1991	Vermeulen	D547,932 S	8/2007	Loverin
5,058,292 A	10/1991	Tanel	D551,433 S	9/2007	Loverin
D323,059 S	1/1992	Hatfield	D553,335 S	10/2007	Amado et al.
D326,181 S	5/1992	Katz et al.	7,278,445 B2	10/2007	Marvin et al.
5,195,257 A	3/1993	Holcomb et al.	D554,836 S	11/2007	Shaffer
5,201,126 A	4/1993	Tanel	D569,084 S	5/2008	Hatfield et al.
5,203,097 A	4/1993	Blair	D574,582 S	8/2008	Della Valle
D343,051 S	1/1994	Bramani	D576,394 S	9/2008	Heller
5,313,718 A	5/1994	McMahon et al.	D577,179 S	9/2008	Della Valle
5,375,346 A	12/1994	Cole et al.	7,437,835 B2	10/2008	Marvin et al.
5,395,674 A	3/1995	Schmidt et al.	D582,638 S	12/2008	Ringholz
5,406,719 A	4/1995	Potter	D583,136 S	12/2008	Amado et al.
5,416,986 A	5/1995	Cole et al.	D583,540 S	12/2008	Henderson
5,435,078 A	7/1995	Pyle	7,475,498 B2	1/2009	Litchfield et al.
5,664,341 A	9/1997	Schmidt et al.	D586,984 S	2/2009	Schwartz
5,678,329 A	10/1997	Griffin et al.	D590,586 S	4/2009	Harlow
5,679,439 A	10/1997	Schmidt et al.	D591,031 S	4/2009	Cofinco
5,701,687 A	12/1997	Schmidt et al.	D594,196 S	6/2009	Recchi
D388,947 S	1/1998	Sessa	D594,200 S	6/2009	Nakano
D392,790 S	3/1998	Ng	7,546,699 B2	6/2009	Ellis, III
5,753,061 A	5/1998	Rudy	D595,489 S	7/2009	McCiaskie
D394,939 S	6/1998	Avar	7,562,468 B2	7/2009	Ellis, III
D394,941 S	6/1998	Link	D597,287 S	8/2009	Vestuti et al.
			D601,783 S	10/2009	Pizzuti
			D604,033 S	11/2009	Feldman
			D607,185 S	1/2010	Soon
			7,647,710 B2	1/2010	Ellis, III



(56)

## References Cited

## U.S. PATENT DOCUMENTS

D614,840 S	5/2010	Hogan	9,402,440 B2 *	8/2016	Diepenbrock	A43B 7/144
D614,841 S	5/2010	Hogan	9,462,846 B2 *	10/2016	Litchfield	A43B 13/12
7,707,742 B2	5/2010	Ellis, III	9,510,635 B2 *	12/2016	Dojan	A43B 13/122
D618,894 S	7/2010	Taestensen	D776,411 S *	1/2017	Christensen	D2/951
D619,343 S	7/2010	Vestuti et al.	D779,802 S *	2/2017	McMillan	D2/954
D621,595 S	8/2010	McCiaskie	D781,041 S *	3/2017	Fischer	D2/961
D622,486 S	8/2010	Goldston et al.	D782,794 S *	4/2017	Lee	D2/954
7,784,196 B1	8/2010	Christensen et al.	D783,249 S *	4/2017	Lee	D2/955
7,793,429 B2	9/2010	Ellis, III	D783,963 S *	4/2017	Sullivan	D2/947
7,793,430 B2	9/2010	Ellis	D784,673 S *	4/2017	Seamarks	D2/954
7,797,856 B2	9/2010	Andrews et al.	9,609,913 B2 *	4/2017	Bates	A43B 13/189
D625,093 S	10/2010	Lidtke	D789,045 S *	6/2017	Van Assche	D2/908
D627,545 S	11/2010	Raysse	D789,665 S *	6/2017	Seamarks	D2/951
D633,695 S	3/2011	Opie	D790,178 S *	6/2017	McMillan	D2/951
D635,755 S	4/2011	McMillan	D790,179 S *	6/2017	McMillan	D2/951
D636,157 S	4/2011	Nascimento	D793,051 S *	8/2017	Ngene	A43B 3/0057
D636,159 S	4/2011	Petrie				D2/955
D636,570 S	4/2011	Merritt et al.	D793,685 S *	8/2017	Anceresi	A43B 13/24
7,921,580 B2	4/2011	Russell				D2/955
7,930,839 B2	4/2011	Litchfield et al.	D796,172 S *	9/2017	Henrichot	A43B 3/0068
D637,381 S	5/2011	Zappiello				D2/951
7,941,938 B2	5/2011	Yu et al.	D801,655 S *	11/2017	Klein	A43B 13/189
7,962,986 B2	6/2011	Dananberg				D2/955
D642,363 S	8/2011	Rajmohan et al.	D802,271 S *	11/2017	Chang	A43B 13/04
D643,197 S	8/2011	Teteriatnikov				D2/955
D643,602 S	8/2011	Teteriatnikov	D804,791 S *	12/2017	Shyllon	A43B 13/122
D643,607 S	8/2011	Teteriatnikov				D2/955
D644,007 S	8/2011	Akhidime	D807,623 S *	1/2018	Vestuti	A43B 13/223
D644,008 S	8/2011	Teteriatnikov				D2/954
D644,009 S	8/2011	Akhidime	D811,061 S *	2/2018	Jury	A43B 3/0042
D646,470 S	10/2011	Jacobs				D2/955
D648,517 S	11/2011	Vestuti et al.	9,955,750 B2 *	5/2018	Montross	A43B 7/32
D655,489 S	3/2012	Mahoney	10,034,517 B2 *	7/2018	Christensen	A43B 13/184
D655,897 S	3/2012	Mahoney	2003/0069807 A1	4/2003	Lyden	
D655,901 S	3/2012	Raysse	2004/0003513 A1	1/2004	Crane et al.	
D656,720 S	4/2012	Wawrousek	2004/0033864 A1	2/2004	Elbaz et al.	
8,156,663 B2	4/2012	Shelton et al.	2005/0044745 A1	3/2005	Pfander	
D659,360 S	5/2012	Jolicoeur	2005/0268490 A1	12/2005	Foxen	
D659,363 S	5/2012	Leary et al.	2005/0283999 A1	12/2005	Whatley	
D659,961 S	5/2012	Vestuti et al.	2007/0028485 A1	2/2007	Crane et al.	
8,166,674 B2	5/2012	Dananberg	2007/0033832 A1	2/2007	Marvin et al.	
D663,511 S	7/2012	Martinez et al.	2007/0043630 A1	2/2007	Lyden	
D664,753 S	8/2012	Santos	2008/0242518 A1	10/2008	Elbaz et al.	
8,256,146 B2	9/2012	Loverin	2009/0094855 A1	4/2009	Finkelstein	
8,266,825 B2	9/2012	Pfister	2009/0119948 A1	5/2009	Ortley et al.	
D668,854 S	10/2012	Dean et al.	2009/0165333 A1	7/2009	Litchfield et al.	
D671,304 S	11/2012	Lacorazza et al.	2009/0241379 A1	10/2009	Krikorian	
8,307,569 B2	11/2012	McInnis et al.	2009/0293309 A1	12/2009	Keating et al.	
D671,724 S	12/2012	Avar et al.	2010/0107448 A1	5/2010	Fallow et al.	
8,333,024 B2	12/2012	Fallow et al.	2010/0139119 A1	6/2010	Sokolowski	
D677,040 S	3/2013	Vestuti et al.	2010/0139127 A1	6/2010	Huang	
D677,866 S	3/2013	Vestuti et al.	2010/0146818 A1	6/2010	Sokolowski	
D679,489 S	4/2013	van Haasteren	2010/0251565 A1	10/2010	Litchfield et al.	
8,424,221 B2	4/2013	Litchfield et al.	2010/0251567 A1	10/2010	McInnis et al.	
D682,518 S	5/2013	Vestuti et al.	2010/0293815 A1	11/2010	Ferrigan et al.	
D682,519 S	5/2013	Litchfield et al.	2011/0016749 A1	1/2011	Callahan et al.	
D682,520 S	5/2013	Litchfield et al.	2011/0023215 A1	2/2011	Obradovic	
D682,522 S	5/2013	Raysse	2011/0072684 A1	3/2011	Stubblefield	
D685,566 S	7/2013	Pope	2011/0113646 A1	5/2011	Merritt et al.	
D689,676 S	9/2013	Takamoto	2011/0113649 A1	5/2011	Merritt et al.	
D689,677 S	9/2013	Bathum et al.	2011/0126422 A1	6/2011	Vattes et al.	
D689,678 S	9/2013	McClaskie	2011/0154688 A1	6/2011	Yu et al.	
D693,551 S	11/2013	Montross et al.	2011/0185593 A1	8/2011	Ramos	
D697,293 S	1/2014	Vestuti et al.	2011/0277351 A1	11/2011	Scoledes	
8,713,817 B2	5/2014	Litchfield et al.	2012/0005921 A1	1/2012	Diepenbrock	
D708,430 S	7/2014	Weeks	2012/0047770 A1	3/2012	Dean et al.	
D717,032 S	11/2014	Van Zyll DeJong et al.	2012/0066938 A1	3/2012	French et al.	
D719,331 S	12/2014	Christensen et al.	2012/0096744 A1	4/2012	Goodsmith et al.	
9,003,677 B2	4/2015	Goodsmith et al.	2012/0174433 A1	7/2012	Mahoney	
D734,010 S	7/2015	Fischer et al.	2013/0031804 A1	2/2013	Abshire	
D743,154 S	11/2015	Nethongkome	2013/0118038 A1	5/2013	Fallow, Jr. et al.	
D744,219 S	12/2015	Chang	2013/0167401 A1	7/2013	Christensen et al.	
D745,257 S	12/2015	Chang	2013/0167402 A1	7/2013	Christensen et al.	
D747,596 S	1/2016	Vestuti et al.	2013/0199054 A1	8/2013	Litchfield et al.	
D762,365 S	8/2016	Vestuti et al.	2013/0212909 A1	8/2013	Bates et al.	
			2014/0013617 A1	1/2014	Montross et al.	
			2014/0283413 A1	9/2014	Christensen et al.	
			2015/0150339 A1	6/2015	Van Hook	

(56)

**References Cited**

U.S. PATENT DOCUMENTS

2015/0230547	A1	8/2015	Fu	
2015/0257475	A1	9/2015	Langvin et al.	
2016/0242500	A1*	8/2016	Langvin .....	A43B 13/12
2016/0286892	A1*	10/2016	Gilkey .....	A43B 3/0042
2016/0302522	A1*	10/2016	Meschter .....	A43B 13/223
2017/0150778	A1*	6/2017	Youngs .....	A43B 7/20
2017/0251755	A1*	9/2017	Meschter .....	A43B 13/04
2017/0354198	A1*	12/2017	Gilkey .....	A43B 3/0068
2018/0036577	A1*	2/2018	Leary .....	A63B 21/065
2018/0098601	A1*	4/2018	Hartenstein .....	A43B 3/0057
2018/0249786	A1*	9/2018	Mangold .....	A43B 13/24

FOREIGN PATENT DOCUMENTS

GB	2 201 082	A	8/1988
WO	WO 98/09546	A1	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 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 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 2005 Footwear Catalog, p. 50, showing the Sportcentric DMX Max shoe.

Reebok First Quarter 2007 Footwear Catalog, pp. 16 and 53, showing the Voyage Mid III and Voyage Low III shoes.

Apos, Less Pain, More Function article, 12 pages, copyright 2008. Draft Swiss patent application entitled "Shoe Sole" Flexyboots GmbH, dated Aug. 20, 2008, [www.flexiboots.ch.patent.pdf](http://www.flexiboots.ch.patent.pdf), with English translation, 42 pages.

Crompton, "Wobble back to good health," The Times, Body + Soul pp. 7-8, Sep. 26, 2009, 2 pages.

"Flexyboots" [www.flexyboot.com](http://www.flexyboot.com) (visited Oct. 9, 2009) with English translation, 3 pages.

Extended European Search Report for Application No. EP09179450.3, Applicant: Reebok International Ltd., dated Aug. 2, 2010, 6 pages.

Tanel 360 Store—Victory Performance Low Cut Molded Cleat—Mens, <http://shop.tanel360.com/victory-performance-low-cut-molded-cleat---means- -p21.aspx> (printed on Nov. 16, 2010), 3 pages.

European Search Report for European Application No. 12199619.3, European Patent Office, The Netherlands, dated Apr. 24, 2013, 6 pages.

\* cited by examiner



FIG. 1



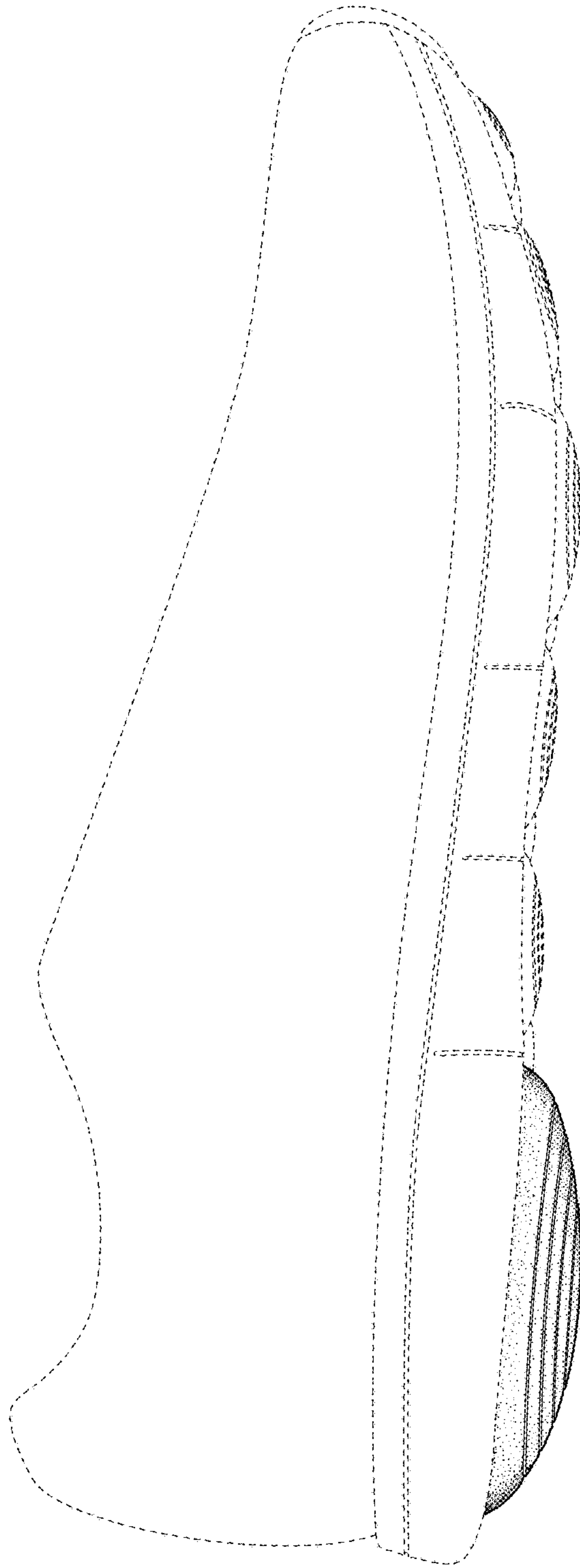


FIG. 2

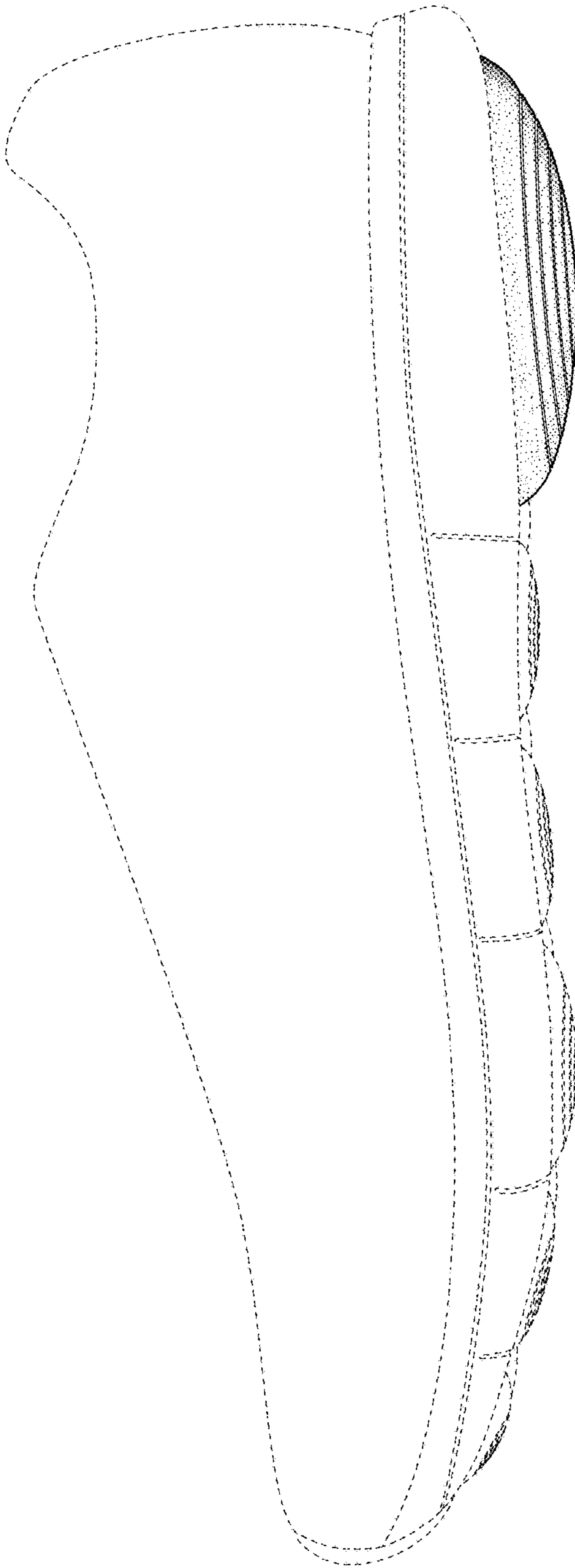


FIG. 3

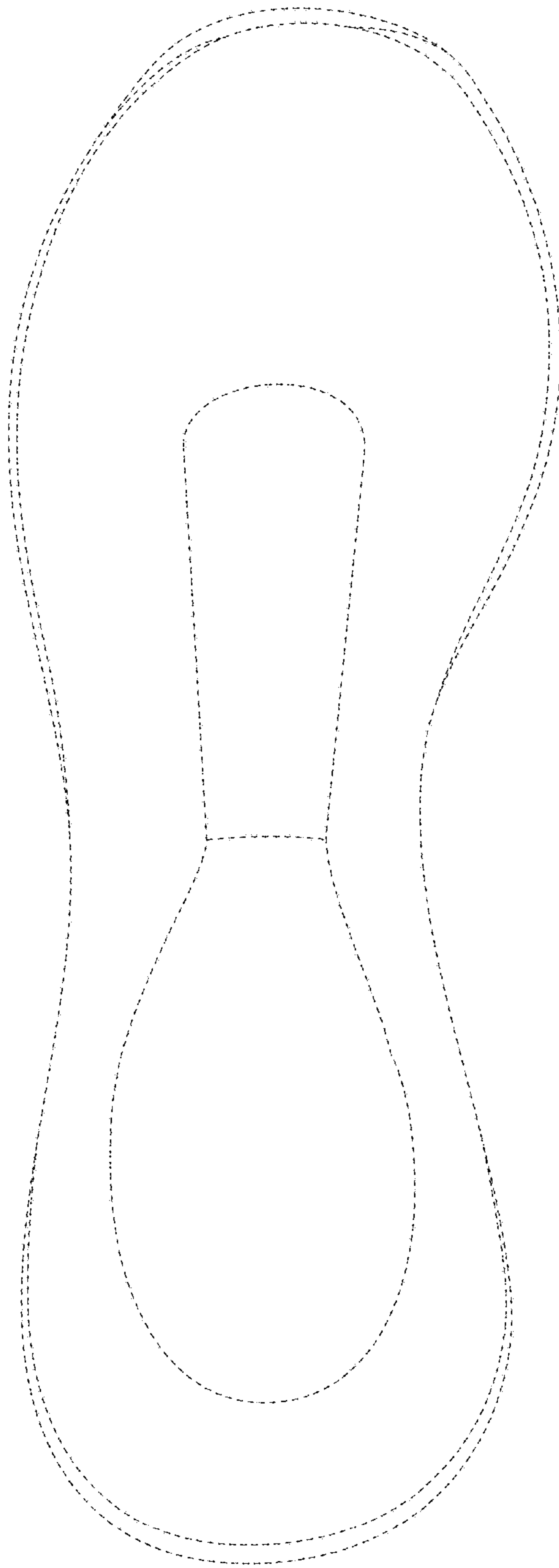


FIG. 4



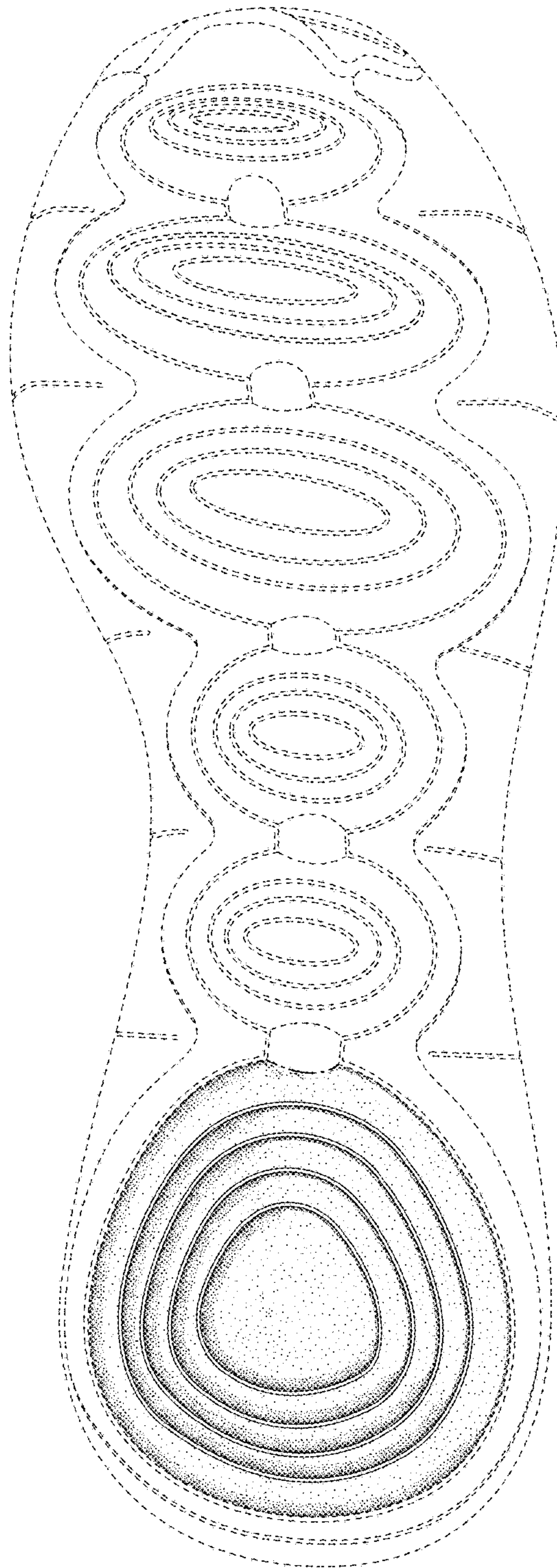


FIG. 5

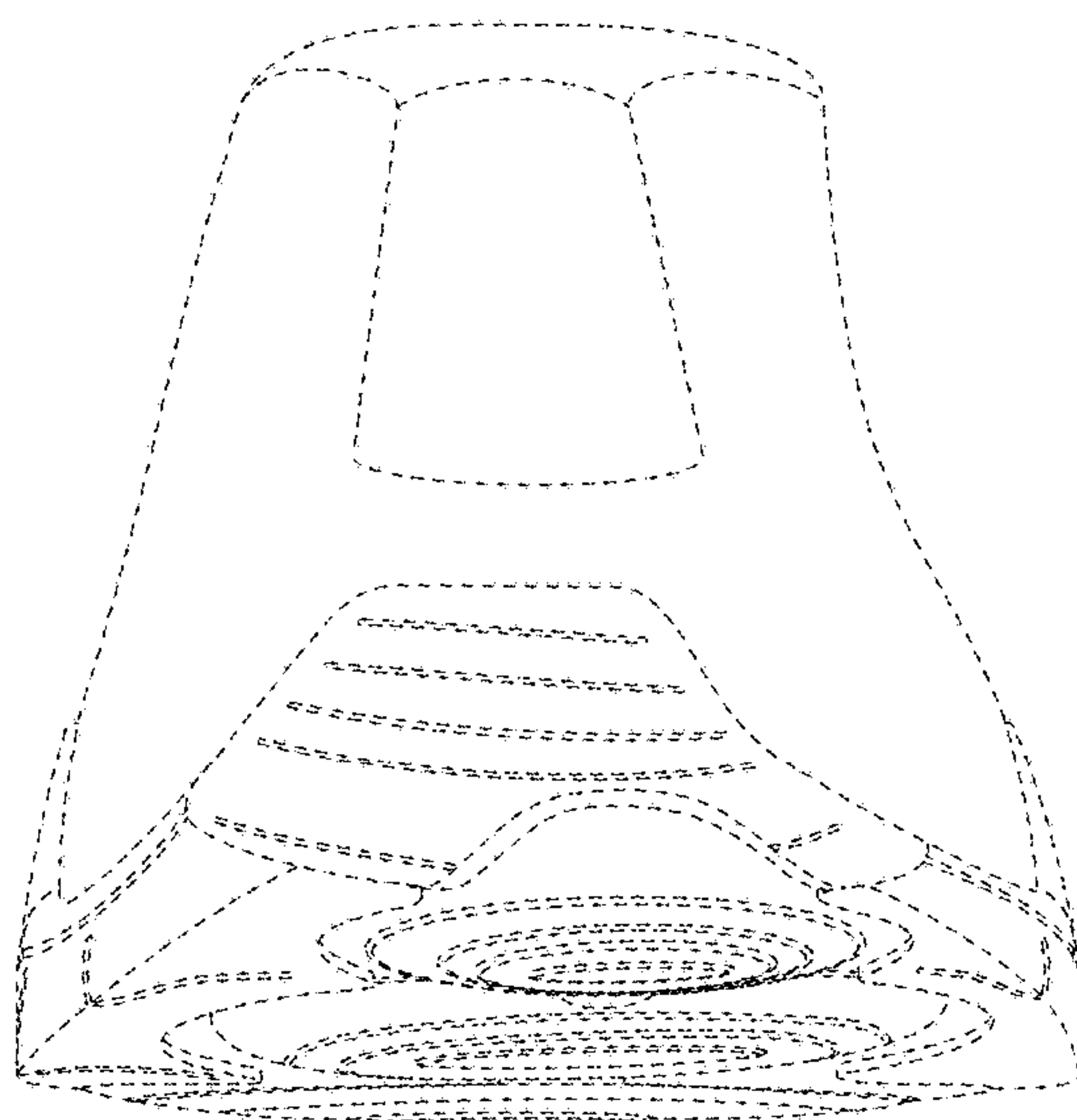


FIG. 6

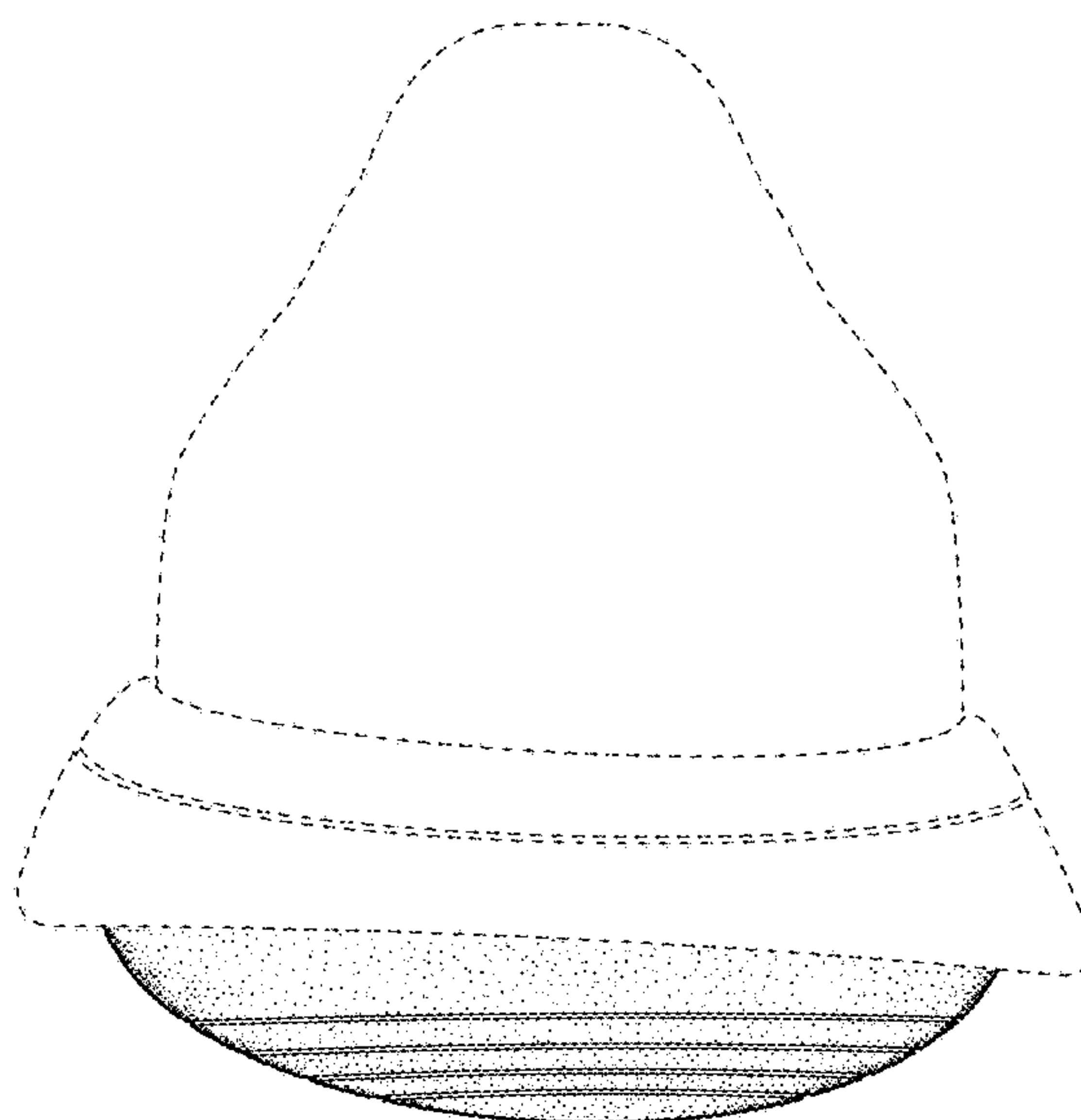


FIG. 7