



US00D841298S

(12) **United States Design Patent** (10) **Patent No.:** **US D841,298 S**
Small (45) **Date of Patent:** **** *Feb. 26, 2019**

- (54) **SHOE**
- (71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)
- (72) Inventor: **Jessica Small**, Portland, OR (US)
- (73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
- (*) Notice: This patent is subject to a terminal disclaimer.
- (**) Term: **15 Years**
- (21) Appl. No.: **29/657,962**
- (22) Filed: **Jul. 26, 2018**

Related U.S. Application Data

- (63) Continuation of application No. 29/643,850, filed on Apr. 12, 2018, which is a continuation of application No. 29/604,152, filed on May 15, 2017, now Pat. No. Des. 817,611.
- (51) **LOC (11) Cl.** **02-04**
- (52) **U.S. Cl.**
USPC **D2/947**
- (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
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 13/24; 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
3,851,411 A 12/1974 Crosbie et al.
4,878,301 A 11/1989 Kiyosawa
D310,442 S * 9/1990 Hatfield D2/969
(Continued)

FOREIGN PATENT DOCUMENTS

- EP 0096542 A1 6/1983

OTHER PUBLICATIONS

The Nike Air Max 270 Is More Than Just Hot Air, GQ.com, by Tyler Watamanuk, Oct. 31, 2017, [online], [site visited Aug. 24, 2018]. <URL: https://www.gq.com/story/nike-air-max-270-announced> (Year: 2017).*

(Continued)

Primary Examiner — T Chase Nelson
Assistant Examiner — Jonathan J. Han
(74) *Attorney, Agent, or Firm* — Shook, Hardy and Bacon L.L.P.

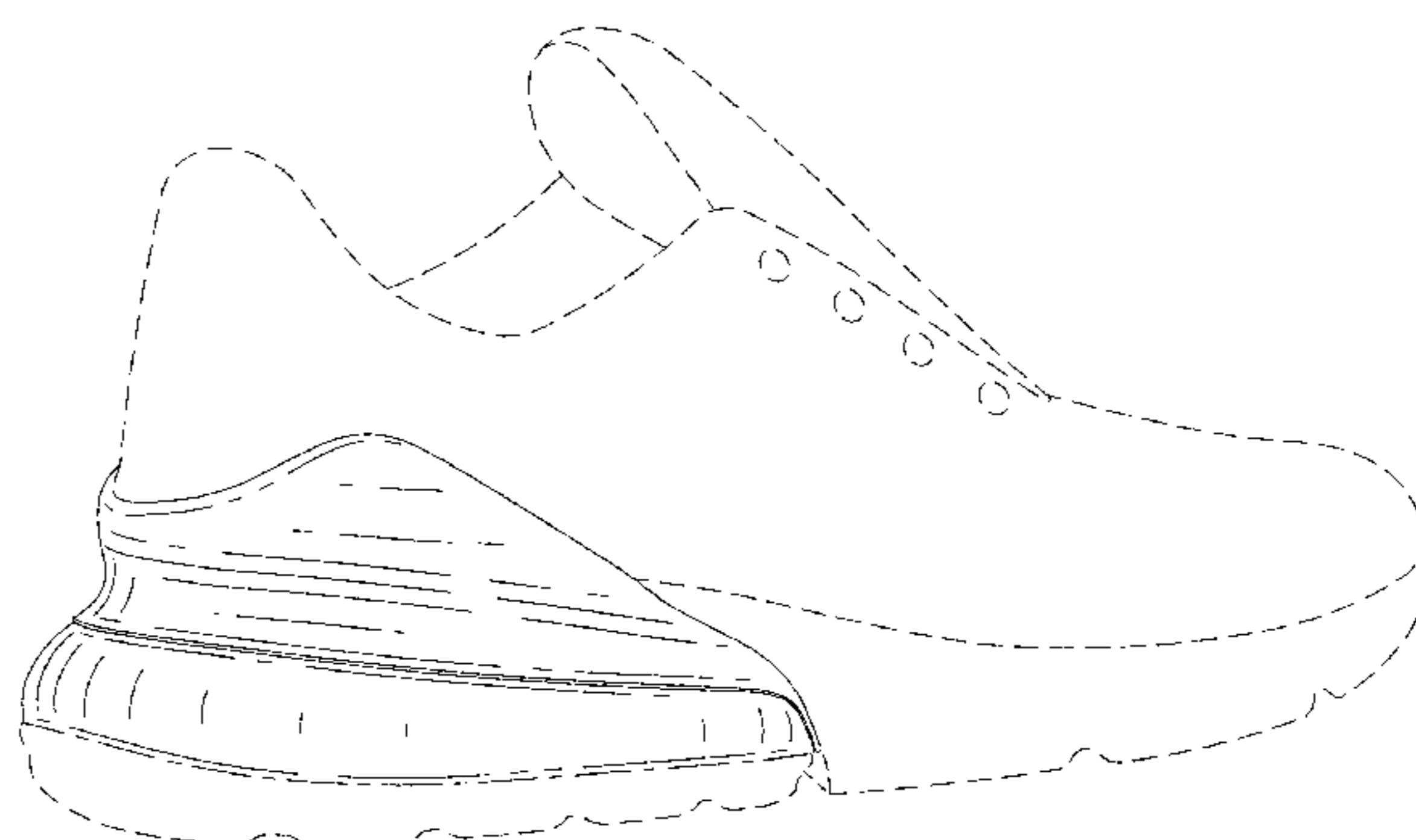
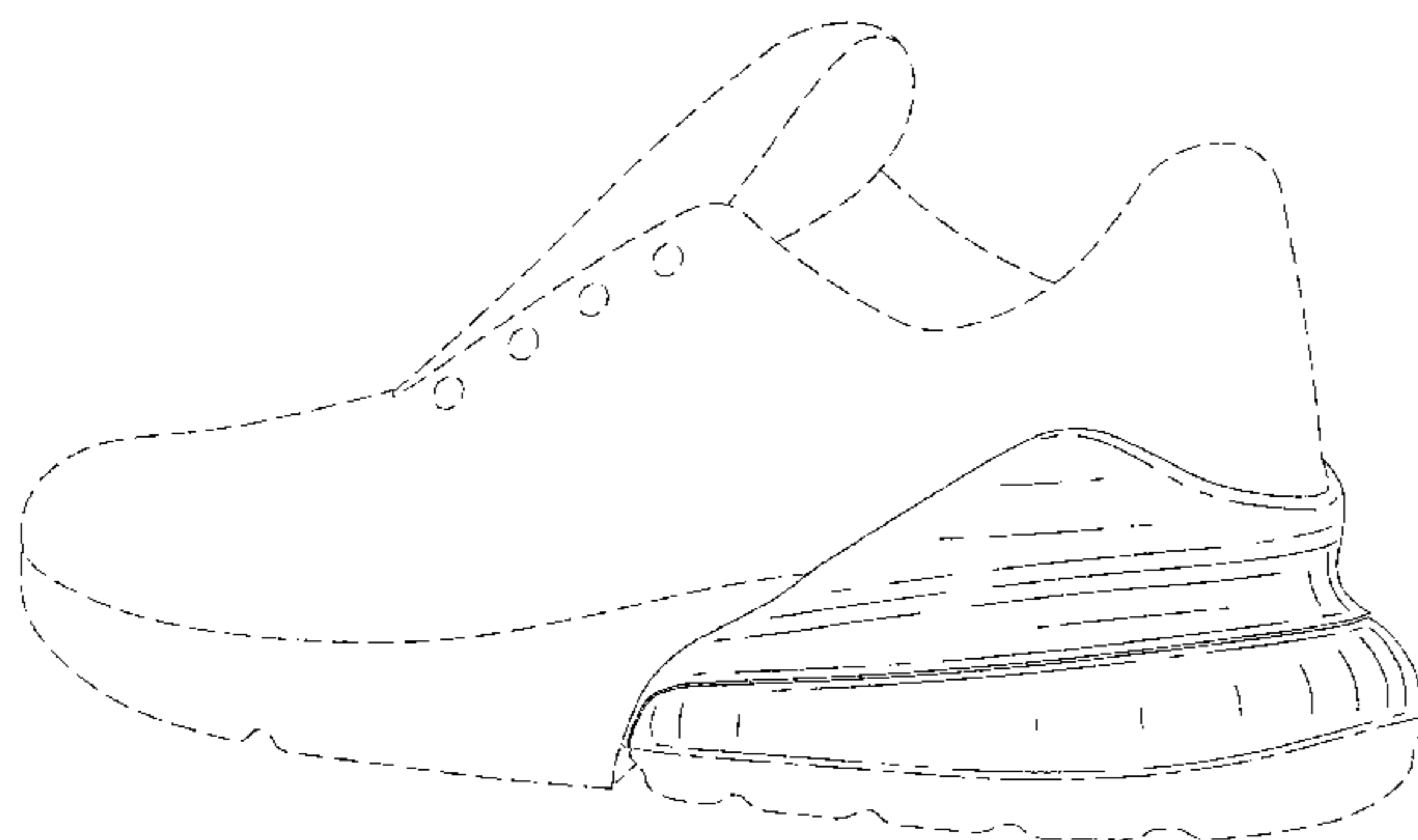
(57) **CLAIM**

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

DESCRIPTION

FIG. 1 is a first side rear perspective view of a shoe showing my new design; FIG. 2 is a second side rear perspective view thereof; and, FIG. 3 is a second side view thereof. The even-length broken lines are directed to environment, represent unclaimed subject matter, and form no part of the claimed design. The long-and-short broken lines immediately adjacent shaded areas form an unclaimed boundary, and form no part of the claim.

1 Claim, 3 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D324,131 S * 2/1992 Lucas D2/977
 D324,294 S * 3/1992 Hatfield D2/977
 D324,762 S * 3/1992 Hatfield D2/977
 D325,289 S * 4/1992 Aveni D2/977
 D325,464 S * 4/1992 Smith D2/977
 D326,952 S * 6/1992 Smith, III D2/977
 D329,938 S * 10/1992 Lucas D2/977
 D330,110 S * 10/1992 Worthington D2/977
 D330,970 S * 11/1992 Hatfield D2/977
 D332,861 S * 2/1993 Worthington D2/977
 D333,034 S * 2/1993 McDonald D2/953
 D334,280 S * 3/1993 Teague D2/977
 D334,650 S * 4/1993 Teague D2/977
 D335,952 S * 6/1993 Forland D2/977
 D336,771 S * 6/1993 Hatfield D2/977
 D347,318 S * 5/1994 Avar D2/947
 5,353,526 A 10/1994 Foley et al.
 5,425,184 A 6/1995 Lyden et al.
 D404,896 S 2/1999 Cooper
 6,662,474 B2 12/2003 Tomat
 D489,525 S * 5/2004 Snow D2/972
 D559,509 S * 1/2008 Hayes D2/954
 D566,960 S 4/2008 Rivas et al.
 D572,455 S * 7/2008 Lubrano D2/969
 D577,478 S * 9/2008 Peveto D2/896
 7,421,806 B2 9/2008 Braynock et al.
 7,730,640 B2 6/2010 Clark et al.
 D629,598 S 12/2010 Portzline et al.
 D636,568 S 4/2011 McMillan
 D636,570 S * 4/2011 Merritt A43B 13/188
 D2/951
 D638,615 S 5/2011 McMillan
 7,980,006 B2 7/2011 Aveni et al.
 D655,483 S * 3/2012 Portzline D2/902
 8,997,380 B2 4/2015 Dombrow et al.
 D777,410 S 1/2017 Takahashi et al.
 D778,551 S 2/2017 Pauk
 D778,553 S * 2/2017 DeAlmeida D2/947
 D783,960 S * 4/2017 Hatfield D2/947

D789,052 S 6/2017 Hardman
 D789,054 S 6/2017 Shyllon
 D794,287 S 8/2017 Raasch
 D796,802 S 9/2017 Kinley
 D799,179 S * 10/2017 Comeaux D2/947
 D799,799 S * 10/2017 Knoll D2/904
 D807,632 S 1/2018 Sullivan
 D808,629 S 1/2018 Parrett et al.
 D817,611 S * 5/2018 Small D2/947
 D817,612 S * 5/2018 Small D2/947
 D822,349 S * 7/2018 Petrenka D2/947
 2005/0138846 A1 6/2005 O'Connor
 2013/0118035 A1 * 5/2013 Segato A43B 5/14
 36/102
 2017/0150778 A1 6/2017 Youngs et al.
 2017/0273404 A1 9/2017 Doenges et al.

OTHER PUBLICATIONS

Nike Air Max 270, Nike.com, [online], [site visited Aug. 24, 2018].
 <URL: <https://www.nike.com/t/air-max-270-mens-shoe-DNTBjl4e/AH8050-002>> (Year: 2018).*

Nike Air Max 270 Review, YouTube.com, Seth Fowler, Published on Feb. 5, 2018, [online], [site visited Aug. 24, 2018]. <URL: <https://www.youtube.com/watch?v=8-AkYj7cp14>> (Year: 2018).*

“ASICS Gel Nimbus 18 Review,” Sole Review, solereview.com, Apr. 21, 2016, 13 pages. <https://www.solereview.com/asics-gel-nimbus-18-review/>.

“ANTA KT2 Outdoor Low Performance Review,” The Gym Rat Review, thegymratreview.com, by: jtsittler, Jan. 21, 2018, 3 pages. <https://thegymratreview.com/2018/01/21/anta-kt2-outdoor-low-performance-review/>.

“Adidas adizero Boston 6 Review,” Road Trail Run, roadtrailrun.com, Oct. 23, 2016, 7 pages. <http://www.roadtrailrun.com/2016/10/adidas-adizero-boston-6-reviewtruer-to.html>.

“Nike Presto Fly,” Nike, nike.com, Jan. 31, 2018, 4 pages. <https://web.archive.org/web/20180131004655/https://www.nike.com/t/presto-fly-mens-shoe-JkTG8xvy>.

* cited by examiner

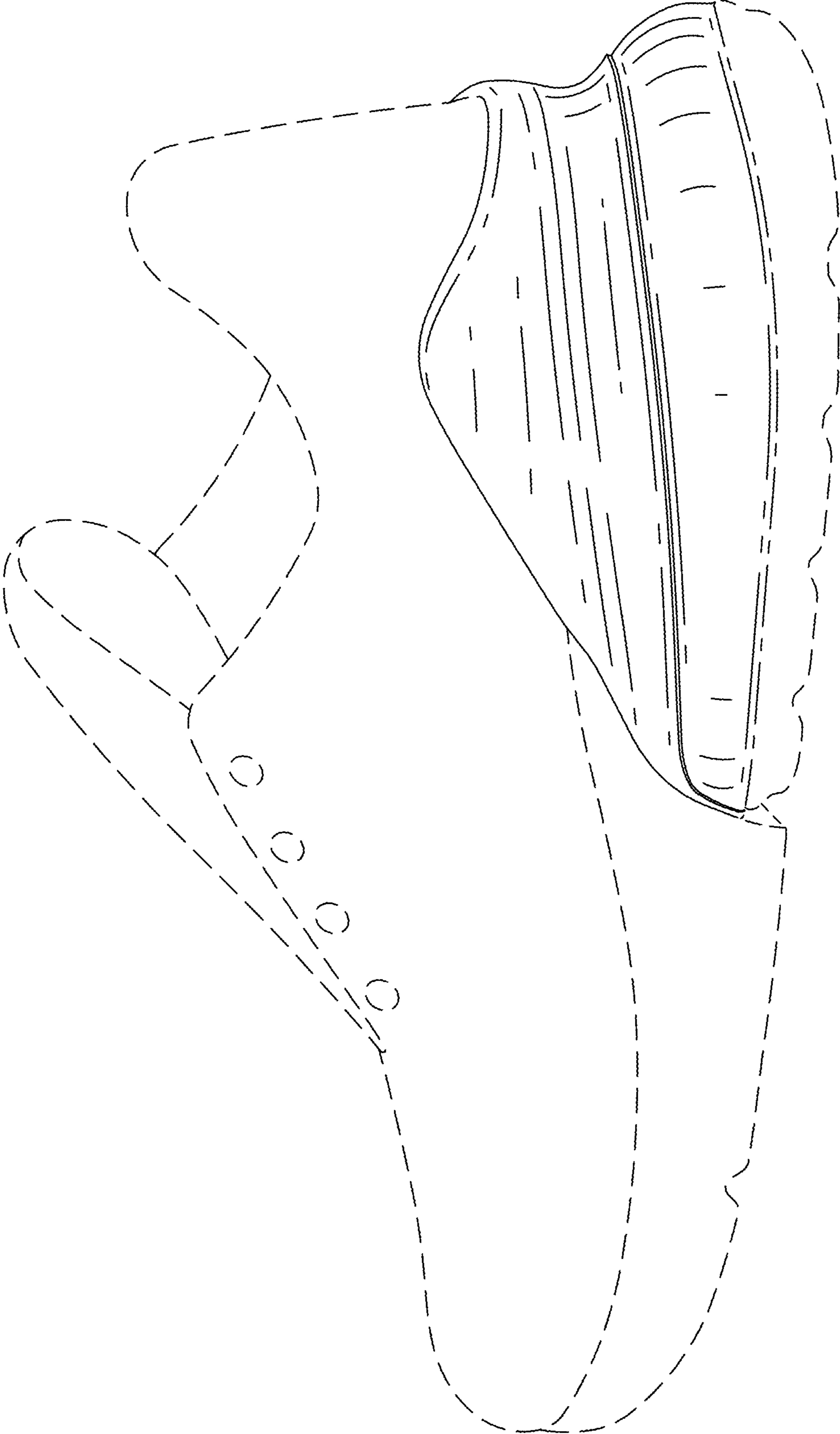


FIG. 1.

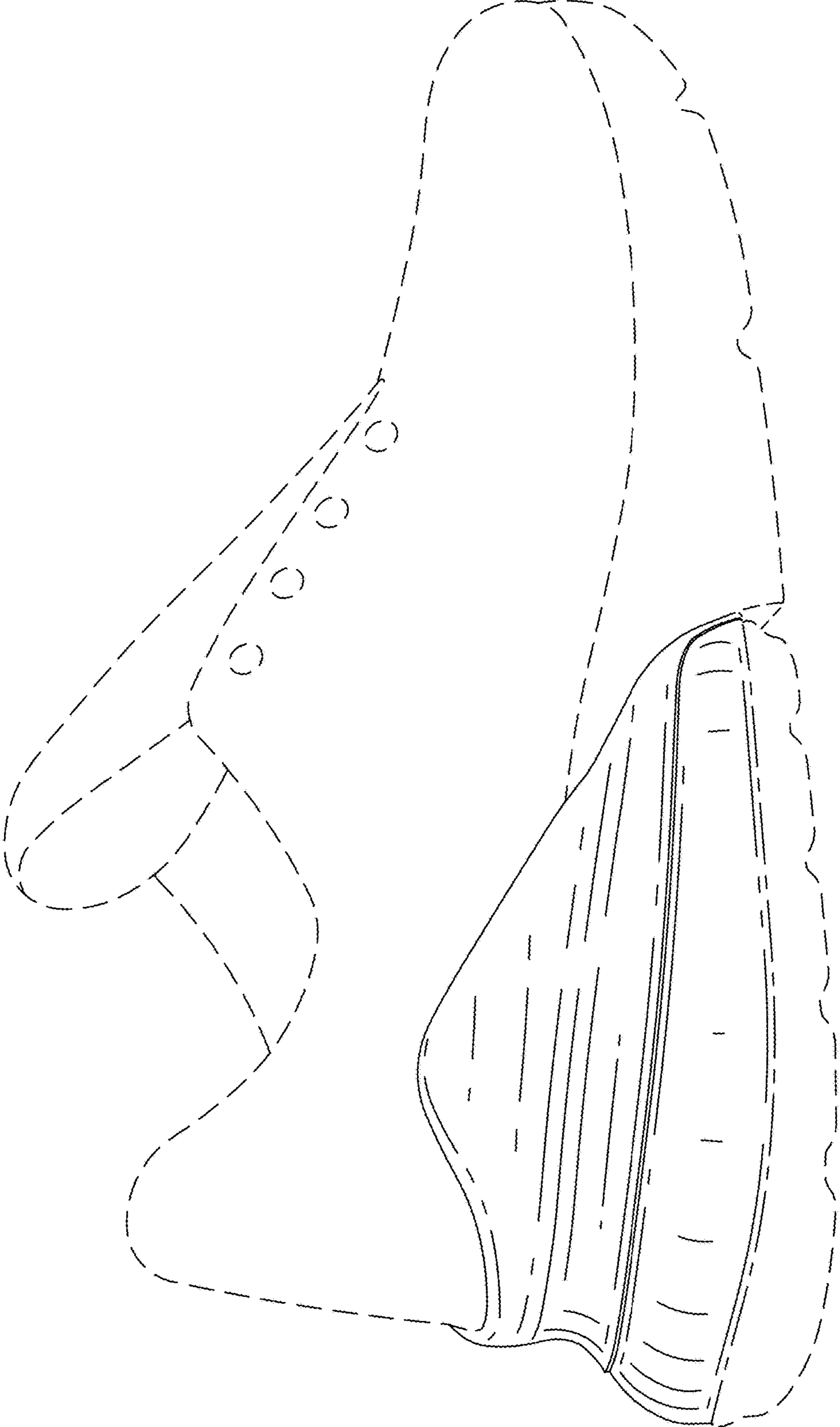


FIG. 2.

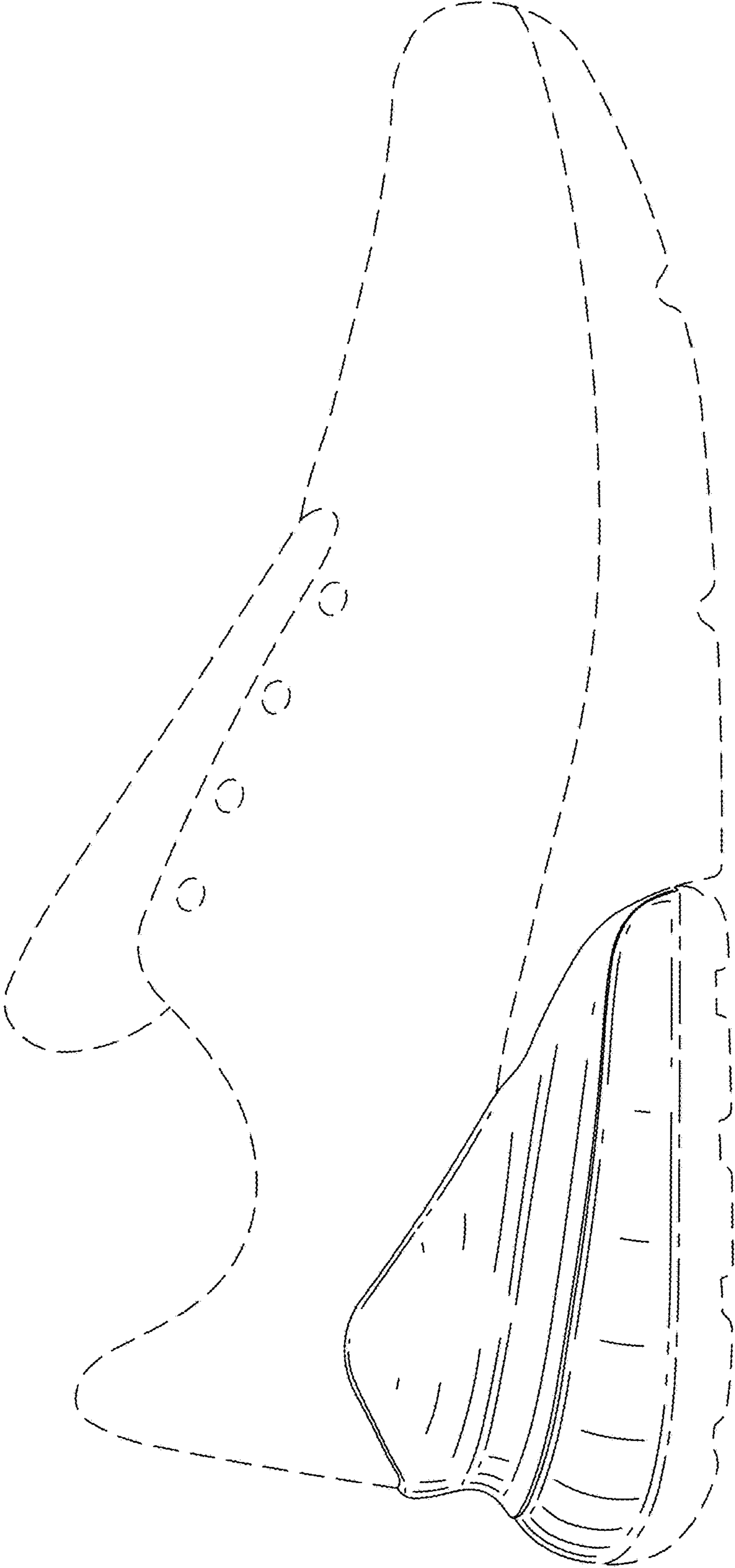


FIG. 3.

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : D841,298 S
APPLICATION NO. : 29/657962
DATED : February 26, 2019
INVENTOR(S) : Small

Page 1 of 1

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the Title Page

Item (12) delete "Small" and insert --Small et al.--.

Item (72) Inventor, should read --(72) Inventors: Jessica Small, Portland, OR (US); Can Eldem, Portland, OR (US)--.

Signed and Sealed this
Fourteenth Day of December, 2021



Drew Hirshfeld
*Performing the Functions and Duties of the
Under Secretary of Commerce for Intellectual Property and
Director of the United States Patent and Trademark Office*