



US00D854304S

(12) **United States Design Patent** (10) **Patent No.:** **US D854,304 S**
Comeaux (45) **Date of Patent:** **** Jul. 23, 2019**

(54) **SHOE**

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(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)

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

(21) Appl. No.: **29/655,093**

(22) Filed: **Jun. 29, 2018**

(51) **LOC (11) Cl.** **02-99**

(52) **U.S. Cl.**
USPC **D2/972**

(58) **Field of Classification Search**

USPC D2/896, 902, 906-908, 946, 947, 969,
D2/972-974; D5/47, 49, 50, 53, 54, 56,
D5/60
CPC ... A43B 13/181; A43B 13/141; A43B 13/186;
A43B 13/188; A43B 23/00; A43B 23/02;
A43B 5/00; A43B 23/26; A43B 1/04;
A43B 11/14; A43B 7/00; A43B 3/12;
A43C 3/00; A43C 5/00; A43C 7/00;
A43C 11/004

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

D420,499 S	2/2000	Dolinsky	
D440,752 S	4/2001	Clegg	
D450,438 S	11/2001	Dolan	
D459,868 S	7/2002	McCourt	
D461,043 S	8/2002	Greene	
D474,009 S *	5/2003	Lotti	D2/972
D523,221 S	6/2006	Portzline	
D523,624 S *	6/2006	Kuerbis	D2/972
D528,763 S *	9/2006	Rask	D2/972
D553,341 S	10/2007	Dekovic	
D595,945 S	7/2009	Mochen	
D624,744 S	10/2010	Yi	

D626,739 S *	11/2010	Ho	D2/972
D636,590 S	4/2011	Miner	
D636,592 S	4/2011	Dekovic	
D641,968 S *	7/2011	Miner	D2/972
D642,369 S *	8/2011	Miner	D2/972
D667,621 S	9/2012	Portzline	
D682,535 S	5/2013	Dekovic	
D683,113 S	5/2013	Napurano	
D688,039 S	8/2013	Williams, Jr.	
D693,110 S	11/2013	Miner	

(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog, 1998 Late Spring Footwear, p. 93, published Sep. 1997, NIKE, Inc., USA.

(Continued)

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(57)

CLAIM

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

DESCRIPTION

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

FIG. 2 is a side view thereof;

FIG. 3 is a rear perspective view thereof;

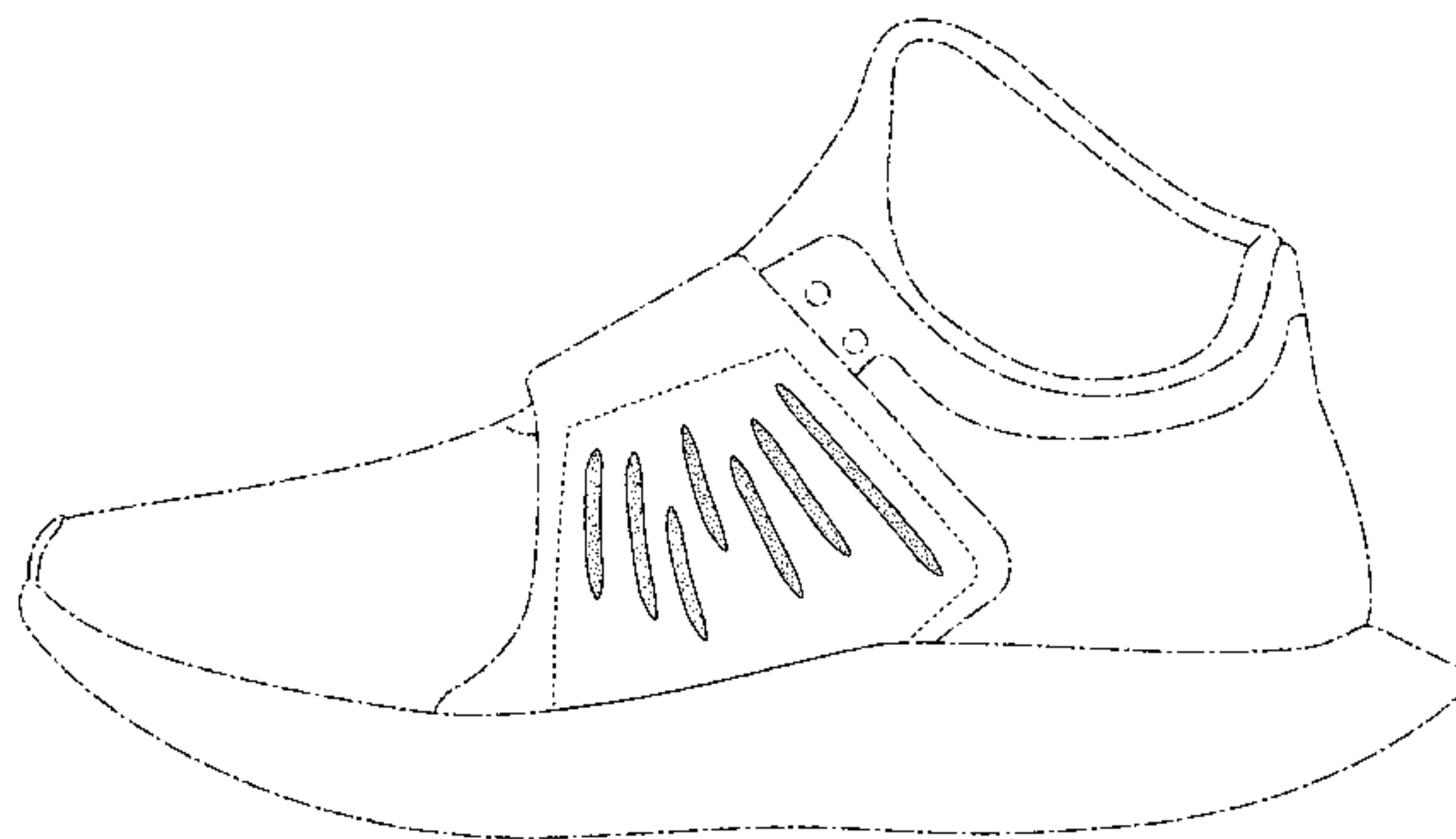
FIG. 4 is a front perspective view of the shoe of FIGS. 1-3 and showing an unclaimed transparent overlay;

FIG. 5 is a side view thereof; and,

FIG. 6 is a rear perspective view thereof.

The even-length broken lines define the bounds of the claim and form no part thereof. The uneven-length broken lines depicting the remainder of the shoe show features that form no part of the claimed design. The oblique shade lines in FIGS. 4-6 representing transparency are used to schematically represent environmental subject matter and form no part of the claimed design.

1 Claim, 6 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D735,463	S	*	8/2015	Avar		D2/972
D743,685	S		11/2015	Payne et al.		
D767,870	S		10/2016	Avar		
D781,549	S		3/2017	Lee		
D781,550	S	*	3/2017	Lee		D2/972
D782,177	S	*	3/2017	Lee		D2/972
D783,253	S	*	4/2017	Lee		D2/972
D783,254	S		4/2017	Lee		
D789,674	S		6/2017	Williams, Jr.		
D789,675	S		6/2017	Robusti		
D790,191	S		6/2017	Small		
D807,630	S		1/2018	Robusti		
D815,421	S	*	4/2018	Sokol		D2/972
D817,624	S	*	5/2018	Cornelius		D2/972
D829,430	S		10/2018	Petrenka		
D838,961	S	*	1/2019	Van Atta		D2/972
D838,965	S	*	1/2019	Van Atta		D2/972

OTHER PUBLICATIONS

Nike Footwear Catalog, 1998 Fall Men’s/Specialty and Women’s/ Kids’ Footwear, p. W18, published Dec. 1997, NIKE, Inc., USA.

Nike Footwear Catalog, 2003 Spring Footwear, p. 7, published Jun. 2002, NIKE, Inc., USA.

Nike Footwear Catalog, 2003 Spring Footwear, p. 8, published Jun. 2002, NIKE, Inc., USA.

Under Appreciated: The Nike Air Zoom Citizen [online], [retrieved Jun. 29, 2018] retrieved from internet <URL: <https://www.complex.com/sneakers/2012/07/7313/>>; 3 color sheets, Dated Jul. 27, 2012.

Nike Unveils Shoes Designed to Run a Sub-2-Hour Marathon [online], [retrieved Jun. 22, 2018] retrieved from internet <URL: http://running.competitor.com/2017/03/news/nike-unveils-shoes-designed-to-run-a-sub-2-hour-marathon_162689/>; 7 color sheets, Dated Mar. 7, 2017.

The Nike Future Racer Will Be Making Its Debut in 2018 [online], [retrieved Jun. 22, 2018] retrieved from internet <URL: <https://www.kicksonfire.com/nike-future-racer/>>; 2 color sheets, Dated Jan. 9, 2018.

Nike Is Restocking The Original Zoom Fly SP [online], [retrieved Jun. 22, 2018] retrieved from internet <URL: <https://sneakernews.com/2018/04/17/nike-zoom-fly-sp-breaking-2-restock-info/>>; 2 color sheets, Dated Apr. 17, 2018.

* cited by examiner

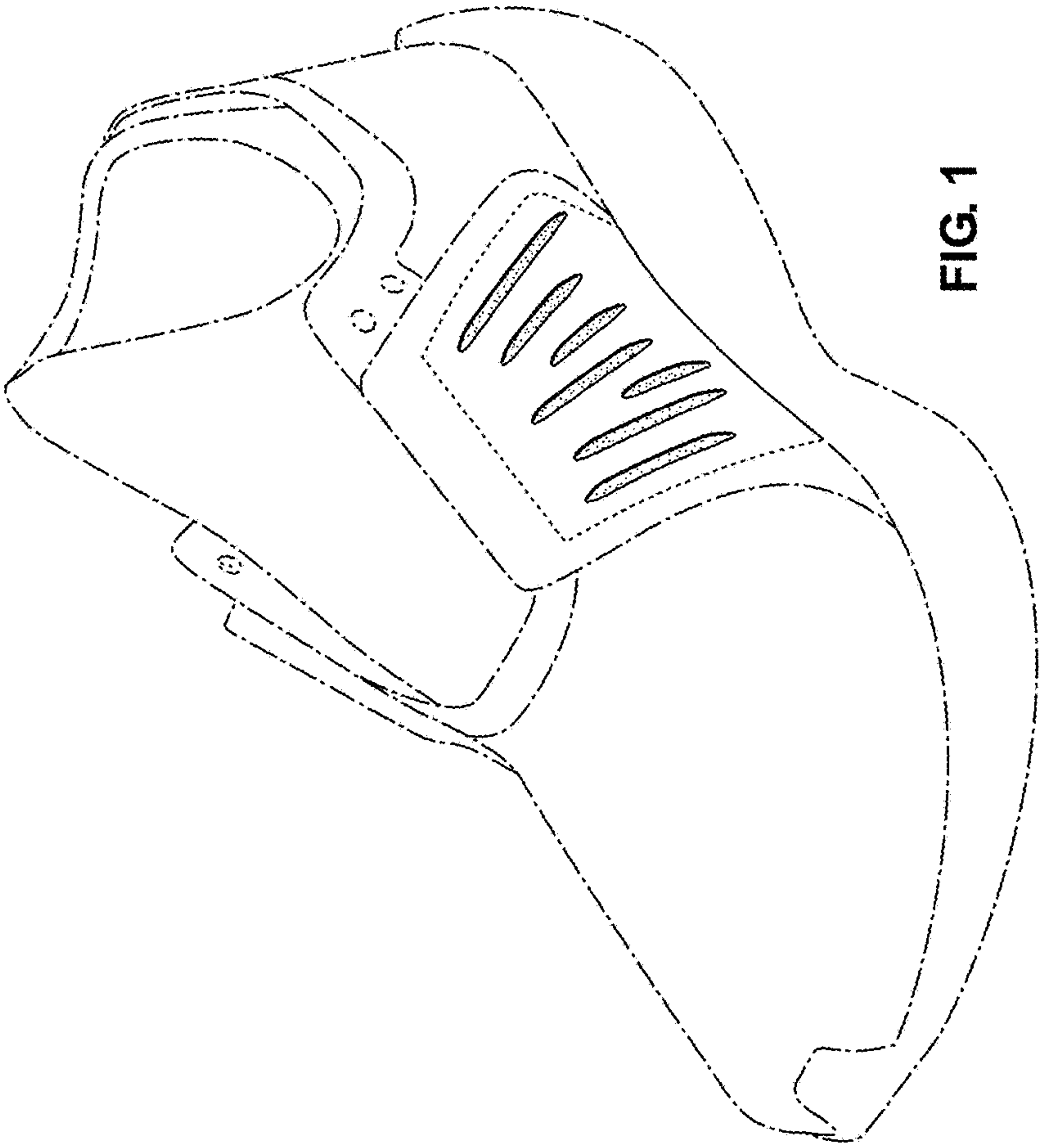


FIG. 1

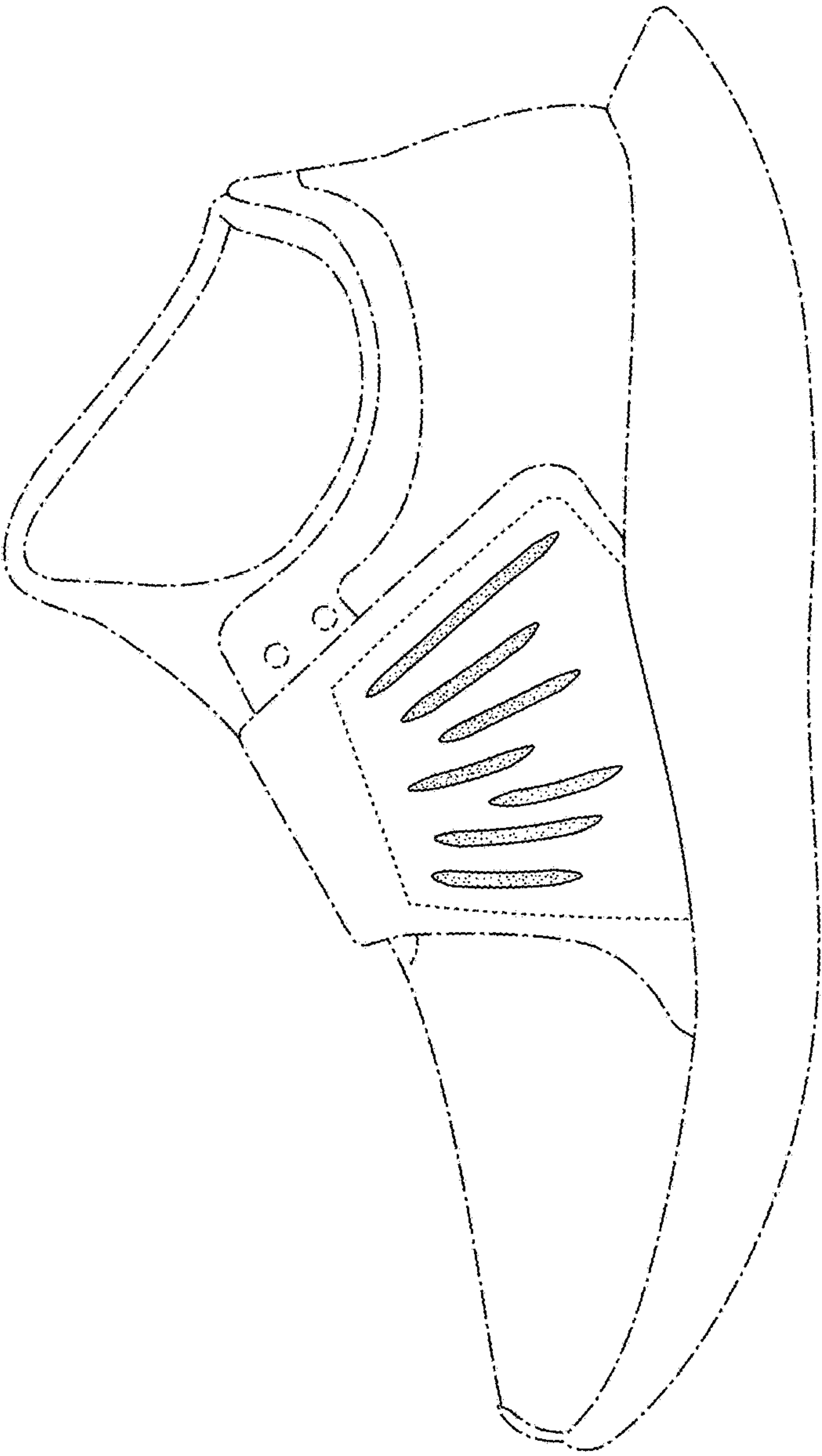


FIG. 2

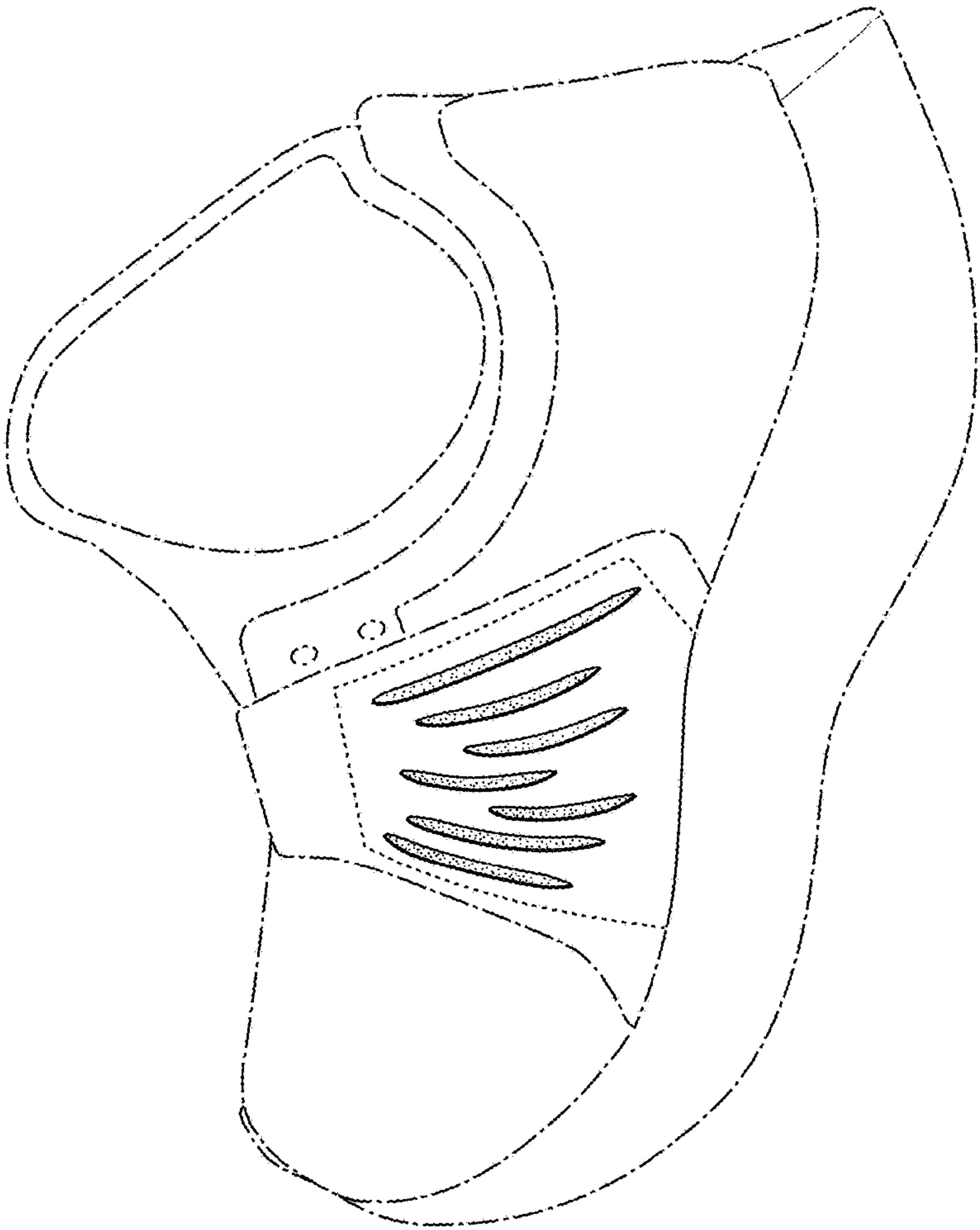


FIG. 3

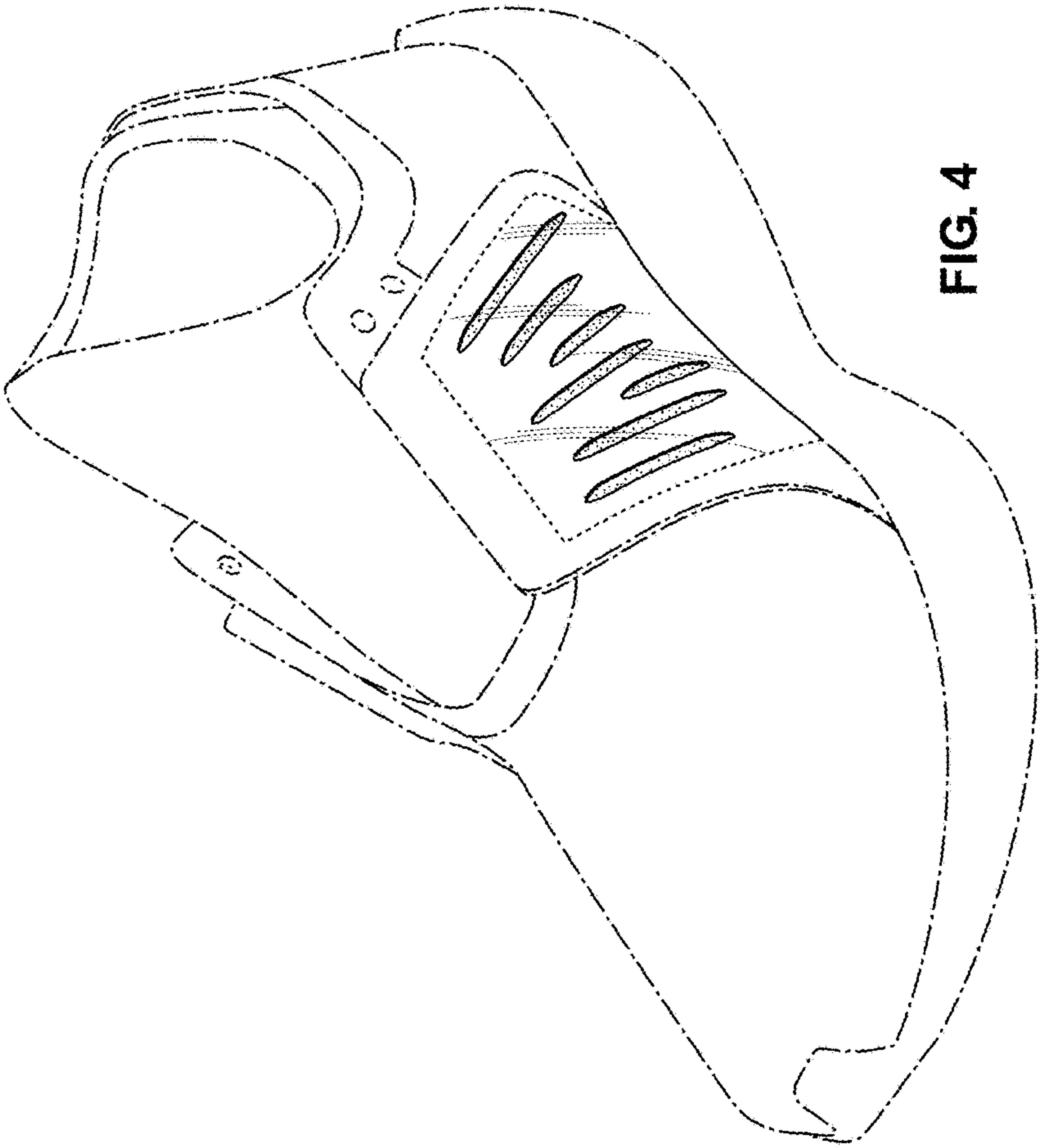


FIG. 4

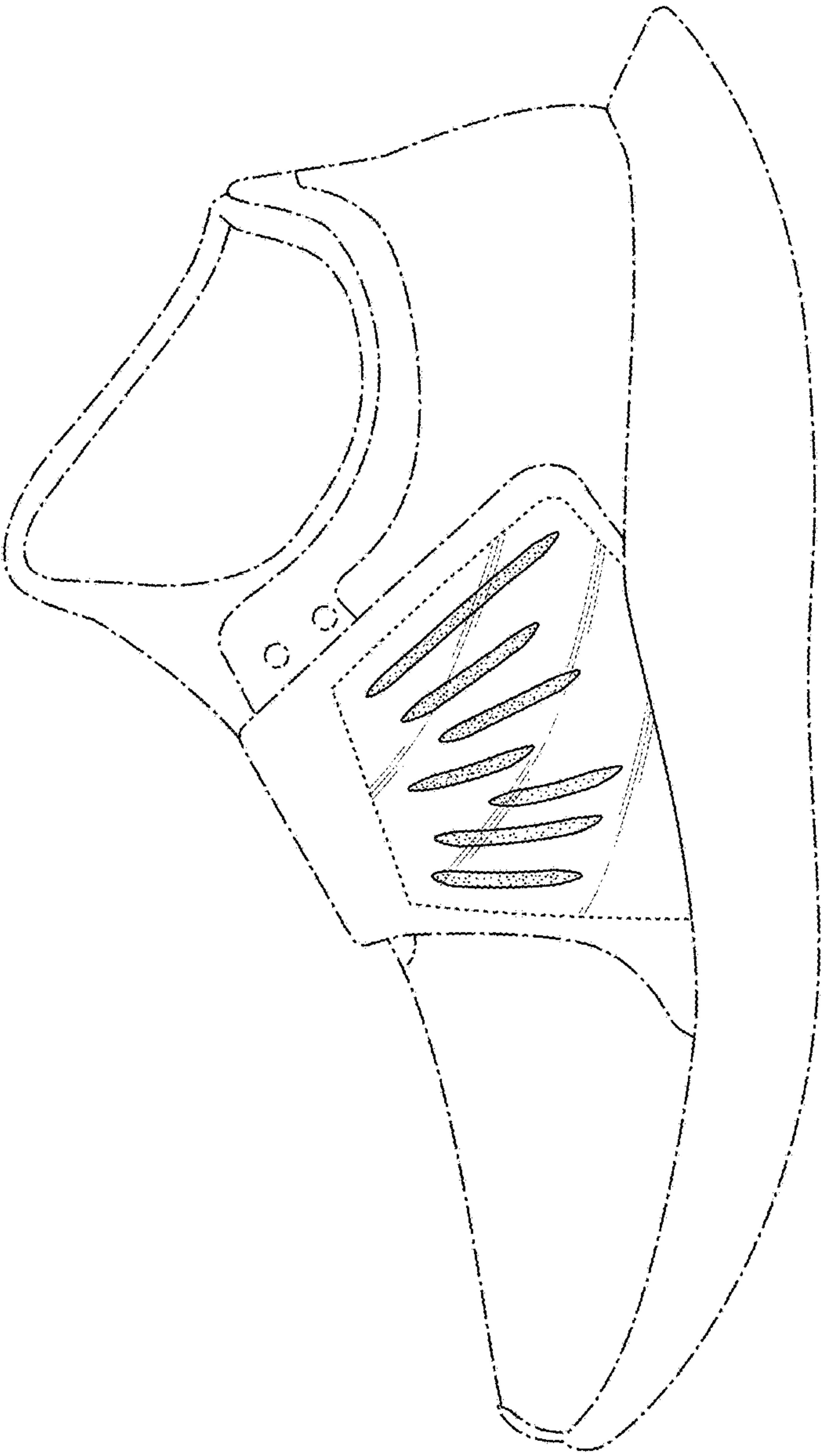


FIG. 5

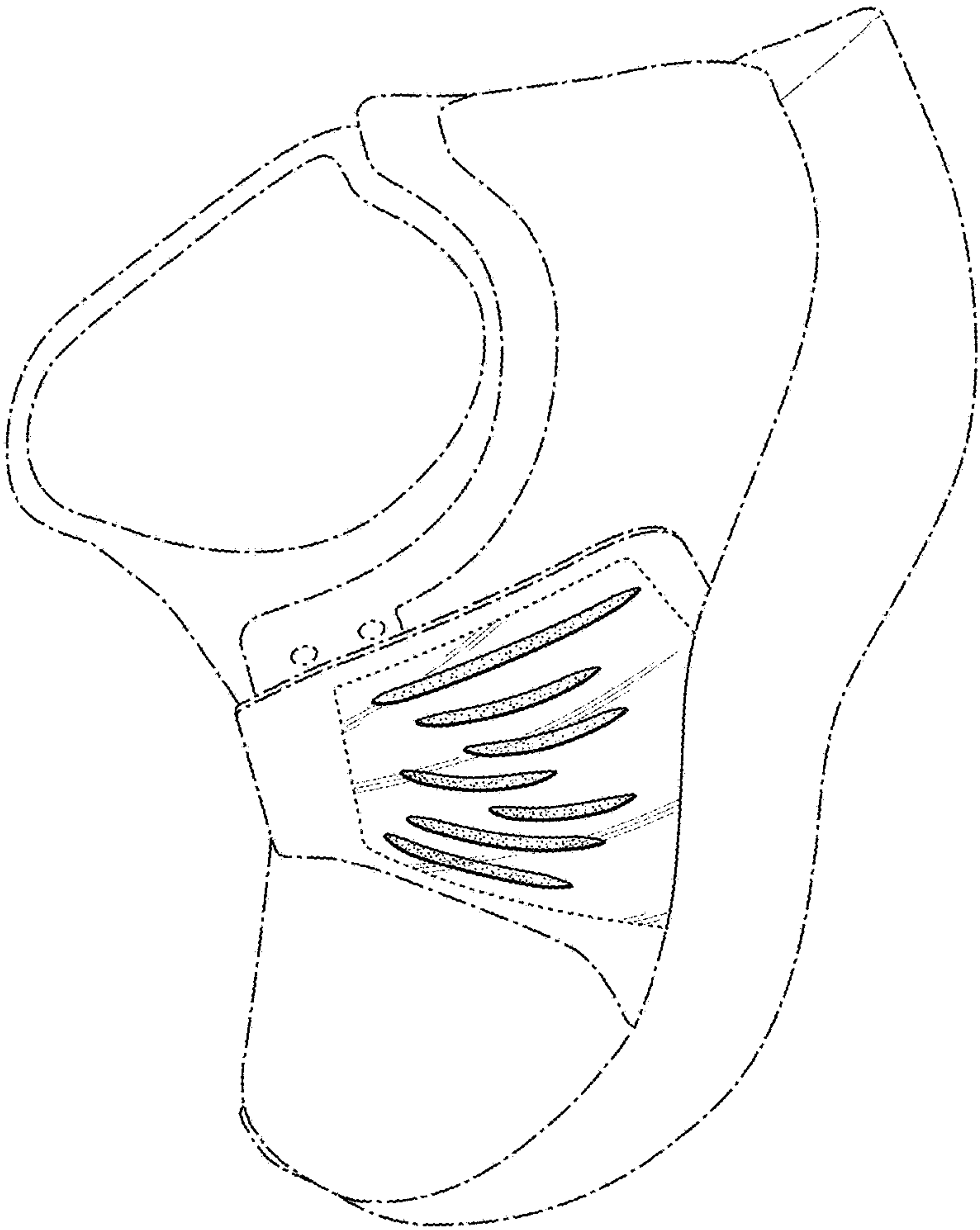


FIG. 6

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : D854,304 S
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Page 1 of 1

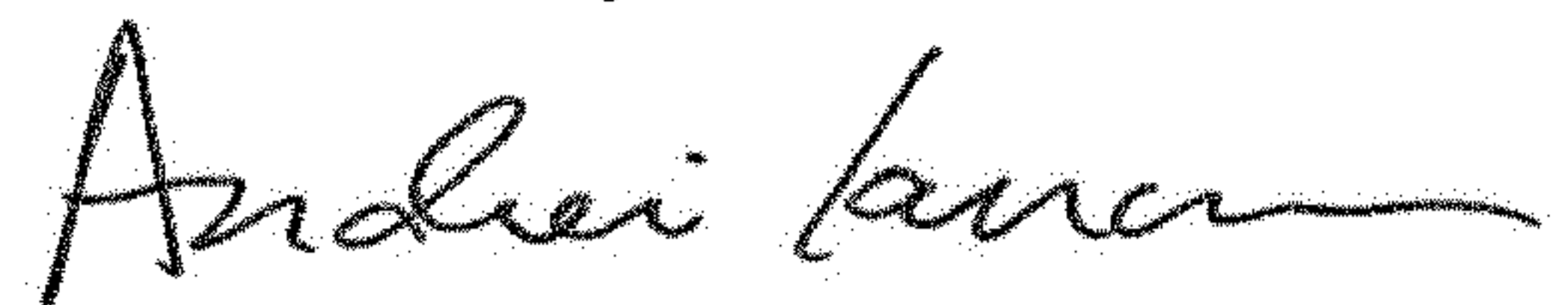
It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the Title Page

Under Applicant, it should list:

--NIKE, Inc., Beaverton, OR (US)--

Signed and Sealed this
Third Day of March, 2020



Andrei Iancu
Director of the United States Patent and Trademark Office