



US00D868438S

(12) **United States Design Patent** (10) **Patent No.:** **US D868,438 S**
Sokol (45) **Date of Patent:** **** Dec. 3, 2019**

(54) **SHOE**
(71) Applicant: **NIKE, Inc.**, Beaverton, OR (US)
(72) Inventor: **Matthew Sokol**, Portland, OR (US)
(73) Assignee: **NIKE, Inc.**, Beaverton, OR (US)
(**) Term: **15 Years**
(21) Appl. No.: **29/680,484**
(22) Filed: **Feb. 15, 2019**
(51) **LOC (12) Cl.** **02-04**
(52) **U.S. Cl.**
USPC **D2/947; D2/959; 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
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
D299,681 S 2/1989 Miller et al.
D323,055 S 1/1992 Cavasin
D324,937 S 3/1992 Cavasin
D324,938 S 3/1992 Cohen
D326,763 S 6/1992 Holbrook
D333,207 S 2/1993 Smith
D398,743 S 9/1998 Rask

D447,858 S 9/2001 Matis et al.
D461,304 S * 8/2002 Clegg D2/972
D466,277 S 12/2002 Smith, III
D520,725 S 5/2006 Duclos
D527,874 S 9/2006 Robbins et al.
D547,037 S 7/2007 Nakano
D569,592 S 5/2008 Banik et al.
D574,131 S 8/2008 Banik et al.
D583,546 S * 12/2008 Henderson D2/972
D586,993 S 2/2009 Banik et al.
D610,339 S * 2/2010 Mermet D2/972
D624,291 S 9/2010 Henderson
D636,981 S 5/2011 Petrie
D685,166 S 7/2013 Hatfield et al.
D699,933 S * 2/2014 Rasmussen D2/972
D713,625 S 9/2014 Raasch
(Continued)

OTHER PUBLICATIONS

Nike Footwear Catalog, 1989 Spring Footwear, p. 50, published Jun. 1988, NIKE, Inc., USA.
(Continued)

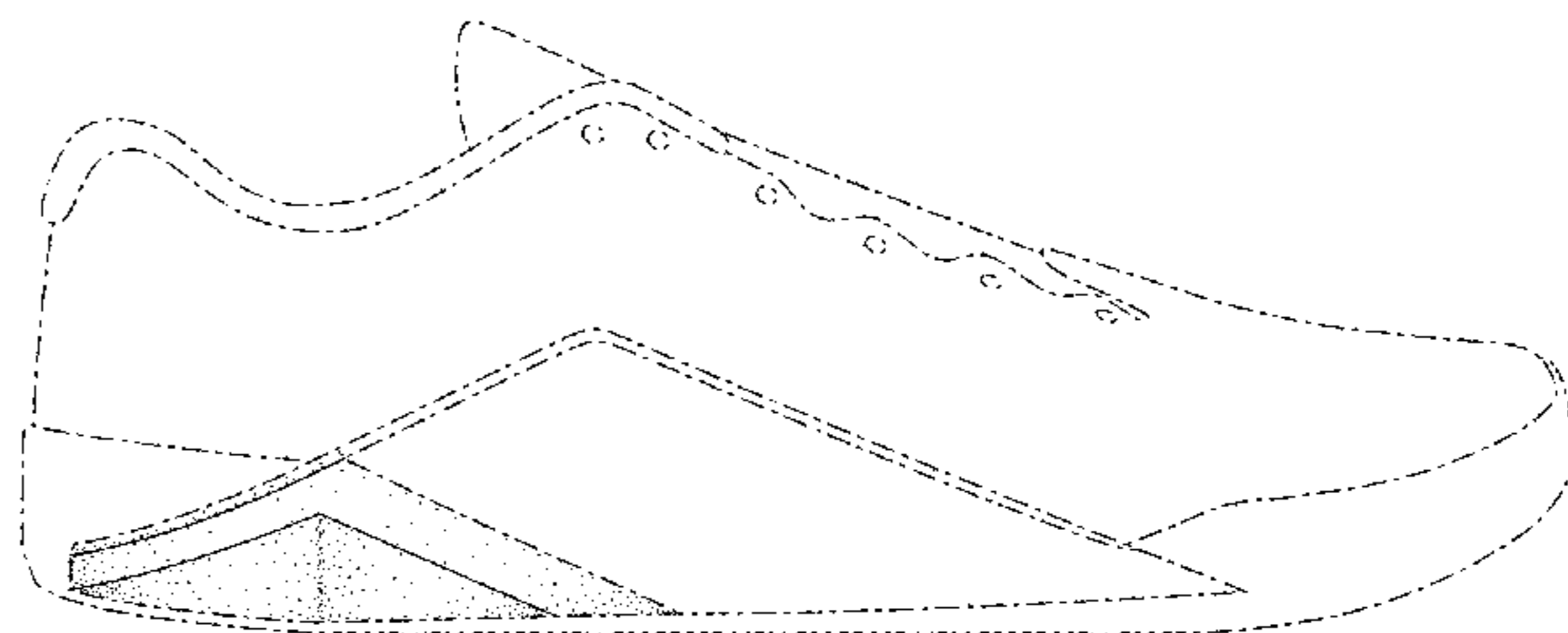
Primary Examiner — T Chase Nelson
(74) *Attorney, Agent, or Firm* — Banner & Witcoff, Ltd.

(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; and,
FIG. 4 is a second rear perspective view thereof.
The broken lines immediately adjacent to the shaded area define the bounds of the claimed design and form no part thereof. The broken lines depicting the remainder of the shoe show features that form no part of the claimed design.

1 Claim, 4 Drawing Sheets



(56)

References Cited

U.S. PATENT DOCUMENTS

D713,626	S	9/2014	Raasch	
D722,425	S	2/2015	Cin	
D725,895	S *	4/2015	Cin	D2/972
D734,018	S *	7/2015	Wright	D2/972
D737,039	S	8/2015	Pauk	
D737,040	S	8/2015	Pauk	
D749,831	S	2/2016	Gewirz et al.	
D764,780	S	8/2016	Strother	
D765,360	S	9/2016	Petrie	
D765,363	S	9/2016	Petrie	
D767,865	S *	10/2016	Chang	D2/972
D778,551	S *	2/2017	Pauk	D2/947
D780,427	S *	3/2017	Williams, Jr.	D2/972
D781,557	S *	3/2017	Hui	D2/972
D783,246	S *	4/2017	Chang	D2/947
D783,998	S *	4/2017	Anceresi	D2/972
D790,191	S *	6/2017	Small	D2/972
D790,819	S *	7/2017	Seamarks	D2/947
D792,084	S *	7/2017	Rasmussen	D2/972
D795,541	S	8/2017	Henrichot et al.	
D796,804	S *	9/2017	Young	D2/947
D798,558	S	10/2017	Pauk	
D798,559	S	10/2017	Pauk	
D799,180	S	10/2017	Sokol	
D799,807	S	10/2017	Sokol	
D802,266	S *	11/2017	Hardman	D2/947
D803,535	S	11/2017	Strother	
D803,536	S	11/2017	Strother	
D808,148	S	1/2018	Link et al.	
D808,632	S	1/2018	Link et al.	
D809,757	S *	2/2018	Ford	D2/947
D812,871	S	3/2018	Reyes	
D816,956	S	5/2018	Sokol	
D817,610	S	5/2018	Shyllon	
D821,711	S	7/2018	Ford	
D821,728	S	7/2018	Sokol	
D827,266	S	9/2018	Stauffer	
D827,277	S	9/2018	Williams, Jr.	
D836,316	S *	12/2018	Petrie	D2/972
D836,318	S *	12/2018	Petrie	D2/972
D838,095	S *	1/2019	McMillan	D2/972
D851,380	S *	6/2019	de Montgolfier	D2/972
D853,093	S *	7/2019	Young	D2/947
D853,103	S *	7/2019	Nethongkome	D2/972
D854,287	S *	7/2019	Enayah	D2/947
2005/0268497	A1 *	12/2005	Alfaro	A43B 1/0027 36/136
2009/0229144	A1 *	9/2009	Sussman	A43B 3/24 36/97
2014/0101824	A1 *	4/2014	Spanks	A43B 17/18 2/239
2015/0342300	A1 *	12/2015	Cin	A43B 13/188 36/103

OTHER PUBLICATIONS

Nike Footwear Catalog, 1990 Fall Footwear, p. 62, published Dec. 1989, NIKE, Inc., USA.

Nike Footwear Catalog, 1991 Fall Footwear, p. 8, published Dec. 1990, NIKE, Inc., USA.
 Nike Footwear Catalog, 1993 Holiday Footwear, p. 10, published Mar. 1993, NIKE, Inc., USA.
 Nike Footwear Catalog, 1994 Spring Footwear, p. 56, published Jun. 1993, NIKE, Inc., USA.
 Nike Footwear Catalog, 1995 Spring Footwear, p. 38, published Jun. 1994, NIKE, Inc., USA.
 Nike Footwear Catalog, 1995 Fall Footwear, p. 41, published Nov. 1994, NIKE, Inc., USA.
 Nike Footwear Catalog, 1996 Holiday Footwear, p. 22, published Mar. 1996, NIKE, Inc., USA.
 Nike Footwear Catalog, 1999 Late Spring Footwear, p. M45, published Sep. 1998, NIKE, Inc., USA.
 Nike Footwear Catalog, 2000 Spring Footwear 2, p. 46, published Jul. 1999, NIKE, Inc., USA.
 Nike Footwear Catalog, 2004 Spring Footwear, p. 32, published Jun. 2003, NIKE, Inc., USA.
 Nike Footwear Catalog, 2010 Spring Performance Footwear, p. 59, published May 2009, NIKE, Inc., USA.
 Nike Footwear Catalog, 2015 Football Updated, p. 12, published Aug. 1, 2014, NIKE, Inc., USA.
 Nike Footwear Catalog, 2016 Spring Mass Merchant Footwear NA, p. 23, published May 2015, NIKE, Inc., USA.
 Nike Footwear Catalog, 2017 Spring General Footwear Footwear NA, p. 13, published May 2016, NIKE, Inc., USA.
 “Nike LunarMX+—Sport Red—Black—Anthracite”; Sneaker News; retrieved May 16, 2019; published Nov. 2, 2010; URL: <<https://sneakernews.com/2010/11/02/nike-lunarmx-sport-red-black-anthracite/>>.
 “Release Date: Nike Metcon 2 Amp”; Kicks on Fire; retrieved Feb. 8, 2019; published Jul. 13, 2016; URL: <<https://www.kicksonfire.com/nike-metcon-2-amp-volt-blue-glow-release-date/>>.
 “Nike Introduces Metcon 3, Now With Flyknit, For All Your Training Needs”; Sneaker News; retrieved Feb. 8, 2019; published Dec. 13, 2016; URL: <<https://sneakernews.com/2016/12/13/nike-metcon-3-flyknit-unveiled/>>.
 “Take A Look At The All-New Nike Metcon Repper DSX”; Kicks on Fire; retrieved Feb. 8, 2019; published Feb. 26, 2017; URL: <<https://www.kicksonfire.com/take-a-look-at-the-all-new-nike-metcon-repper-dsx/>>.
 “Nike Officially Introduces The Nike Metcon 4 + Release Date”; Kicks on Fire; retrieved Feb. 8, 2019; published Dec. 11, 2017; URL: <<https://www.kicksonfire.com/nike-metcon-4-officially-introduced/>>.
 “First Look At Russell Westbrook’s Jordan Fly Next Signature Shoe”; Sneaker Bar Detroit ; retrieved Feb. 11, 2019; published Dec. 27, 2017; URL: <<https://sneakerbardetroit.com/russell-westbrook-jordan-fly-next-signature-shoe/>>.
 “Nike Metcon 1”; Kicks on Fire; retrieved Feb. 8, 2019; Disclosure date unknown but prior to the filing date of the present application; URL: <<https://www.kicksonfire.com/app/nike-metcon-1/>>.
 “Nike Metcon 3 Shoes Review”; Garage Gym Built ; retrieved May 29, 2019; published May 6, 2019; URL: <<https://www.garagegymreviews.com/nike-metcon-3-shoes-review/>>.

* cited by examiner

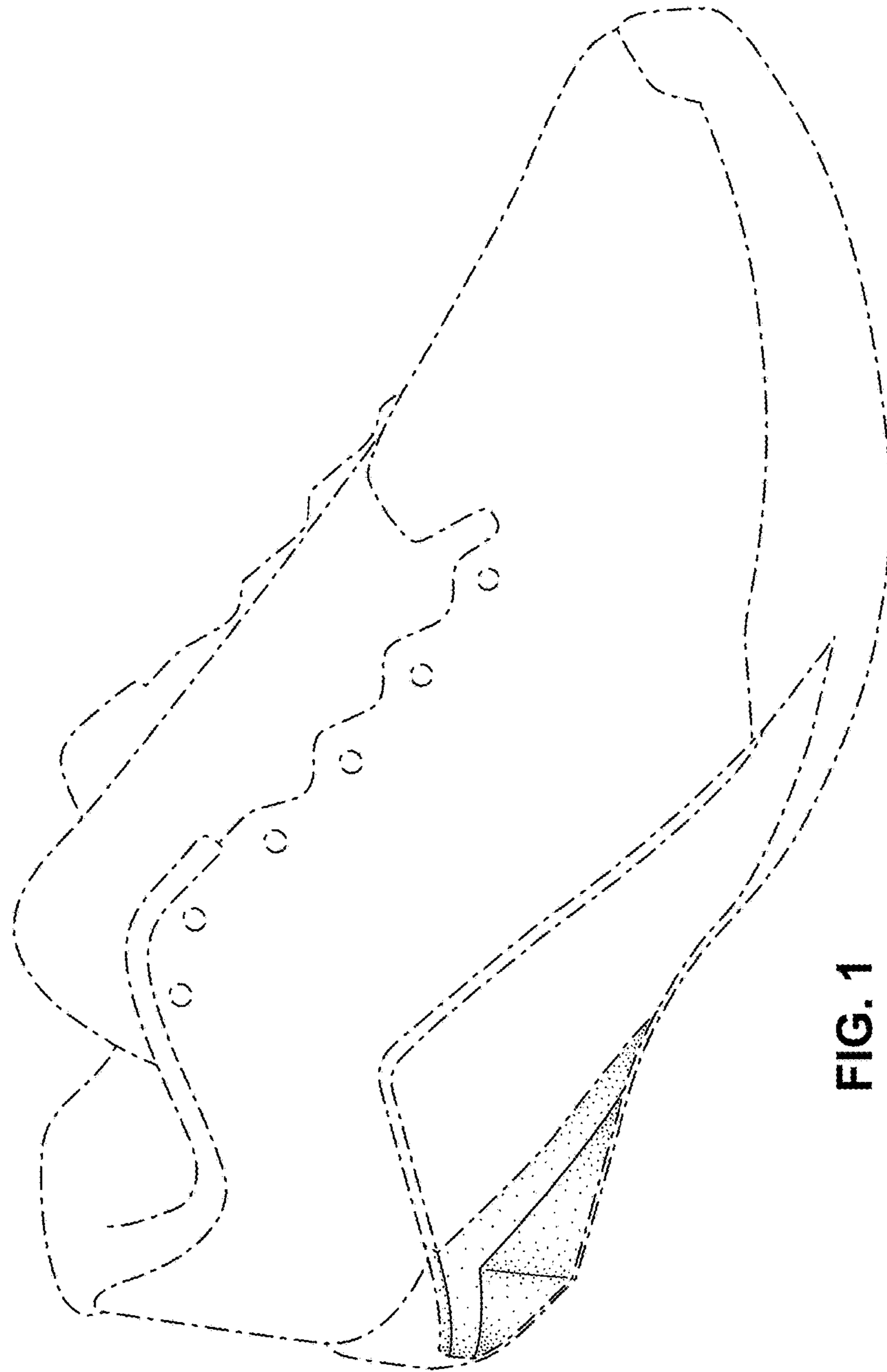


FIG. 1

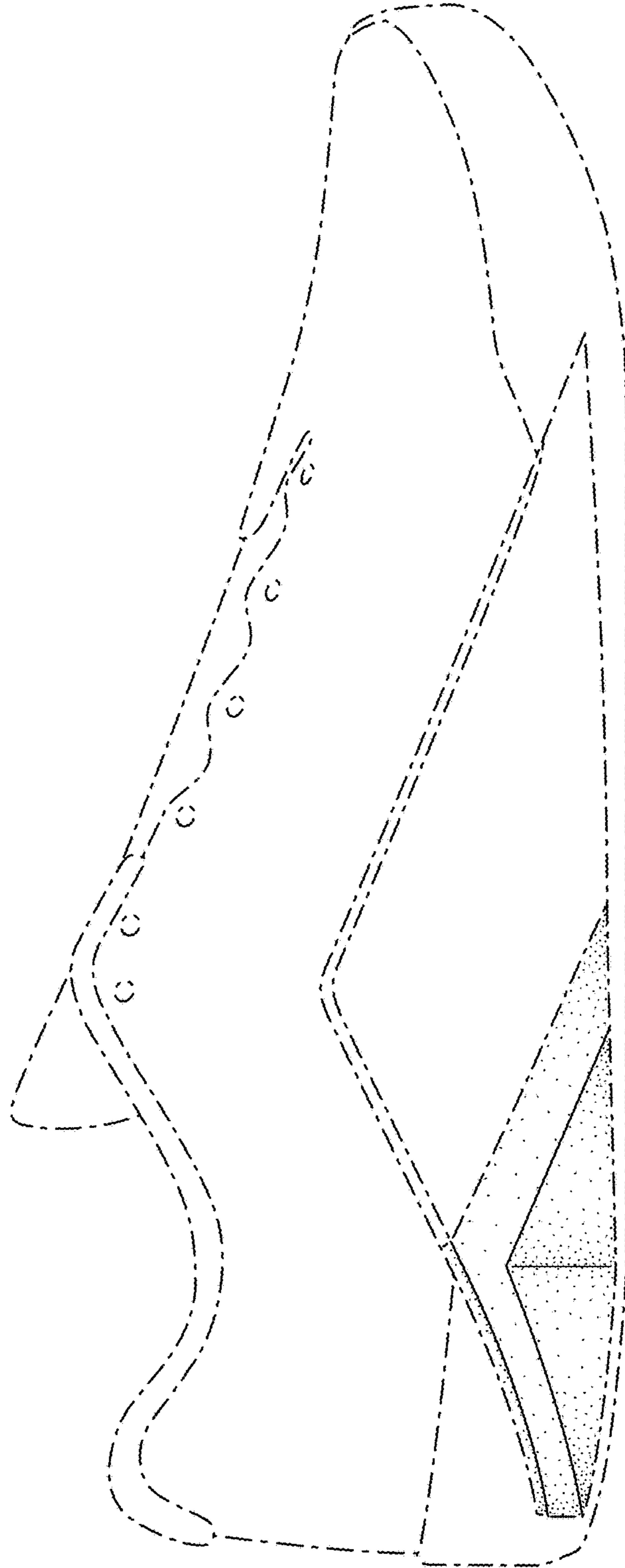


FIG. 2

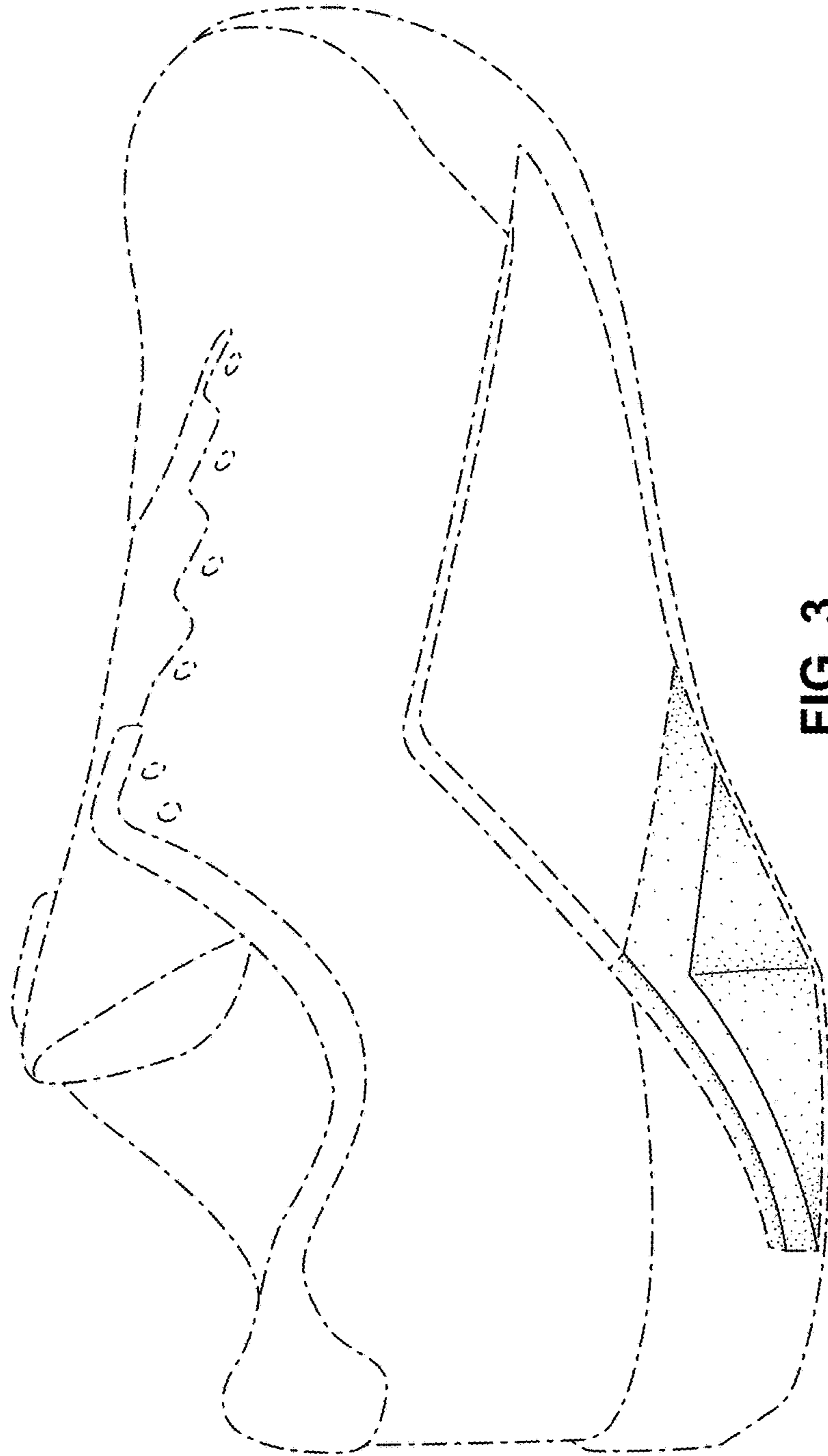


FIG. 3

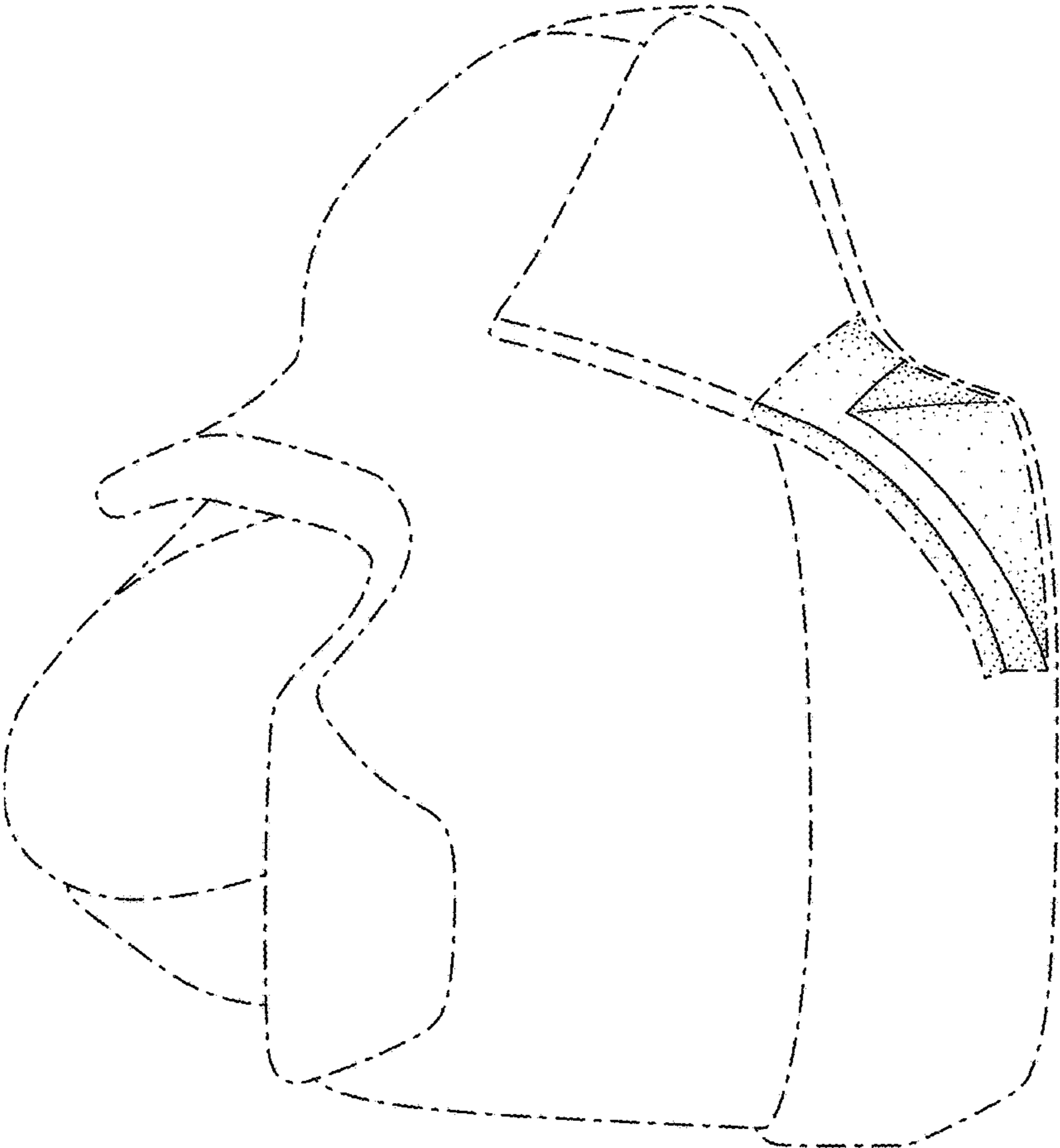


FIG. 4